



CITY COUNCIL Agenda

Jan. 14, 2025, 5 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

In Person



City Council Chamber
1200 Carlsbad Village Drive

On TV



Watch the city's cable channel
Spectrum 24 and AT&T U-verse 99

Online



Watch the livestream at
carlsbadca.gov/watch

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.
- For non-agenda public comment, speakers must confine their remarks to matters within the City Council's subject matter jurisdiction.
- For public comment on agenda items, speakers must confine their remarks to the question or matter under consideration.
- Speakers have three minutes, unless the presiding officer (usually the Mayor) changes that time.
- You may not give your time to another person, but can create a group. A group must select a single speaker as long as three other members of your group are present. All forms must be submitted to the City Clerk before the item begins and will only be accepted for items listed on the agenda (not for general public comment at the beginning of the meeting). Group representatives have 10 minutes unless that time is changed by the presiding officer or the City Council.
- Failure to comply with the rules for public participation is disruptive conduct. Continuing disruptive conduct after being asked by the presiding official to cease may result in removal from the meeting.

Reasonable Accommodations

Reasonable Accommodations Persons with a disability may request an agenda packet in appropriate alternative formats as required 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 442-339-2821 (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. City staff will respond to requests by noon on Tuesday, the day of the meeting, and will seek to resolve requests before the start of the meeting in order to maximize accessibility.

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 Community Development Commission on Consent Calendar Item No. 4, as the Carlsbad City Council and the Carlsbad Municipal Water District Board of Directors on Consent Calendar Item No. 7, and as the Carlsbad City Council and the Carlsbad Municipal Water District Board of Directors on Departmental and City Manager Reports Item No. 17.

PLEDGE OF ALLEGIANCE:

APPROVAL OF MINUTES:

Minutes of the Regular Meeting held Oct. 29, 2024

Minutes of the Regular Meeting held Dec. 10, 2024

PRESENTATIONS: None.

PUBLIC REPORT OF ANY ACTION TAKEN IN CLOSED SESSION:

PUBLIC COMMENT: *The Brown Act allows any member of the public to comment on items not on the agenda, provided remarks are confined to matters within the City Council's subject matter jurisdiction. Please treat others with courtesy, civility, and respect. Members of the public may participate in the meeting by submitting comments as provided on the front page of this agenda. The City Council will receive comments as requested up to a total of 15 minutes in the beginning of the meeting. All other non-agenda public comments will be heard at the end of the meeting. In conformance with the Brown Act, no action can occur on these items.*

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.*

1. **REPORT ON CITY INVESTMENTS AS OF NOV. 30, 2024** – Accept and file Report on City Investments as of Nov. 30, 2024. (Staff contact: Christian Peacock, City Treasurer and Zach Korach Administrative Services)
2. **CITY ATTORNEY EMPLOYMENT AGREEMENT** – Adoption of a resolution approving the amended and restated City Attorney Employment Agreement with Cindie K. McMahon and corresponding amendments to the Appointed Officials Salary Range Schedule. (Staff contact: Judy Von Kalinowski, Administrative Services)
3. **APPROVAL OF REVISED 2025 REGULAR CITY COUNCIL MEETING CALENDAR** – Adoption of a resolution approving a revised 2025 Regular City Council Meeting Calendar. (Staff contact: Sheila Cobian, City Manager)

4. MEMORANDUM OF AGREEMENT WITH THE COUNTY OF SAN DIEGO FOR THE ADMINISTRATION OF PROJECT-BASED VOUCHERS FOR VETERANS FOR THE WINDSOR POINTE AFFORDABLE HOUSING DEVELOPMENT PROJECT – Adoption of a Community Development Commission resolution consenting to the Housing Authority of the County of San Diego administering six Housing & Urban Development Veterans Affairs Supportive Housing project-based vouchers for the Windsor Pointe affordable housing development project at 965 Oak Avenue and 3606 Harding Street in Carlsbad. (Staff contact: Mandy Mills, Community Services)
5. AWARD OF CONTRACT TO EDWARDS CONSTRUCTION GROUP, INC. FOR THE MONROE STREET POOL RENOVATION AND REPLACEMENT PROJECT, AND APPROVAL OF AN AGREEMENT WITH CUMMING MANAGEMENT GROUP, INC. FOR CONSTRUCTION MANAGEMENT AND INSPECTION SERVICES, CIP PROJECT NO. 4724 – 1) Adoption of a resolution rejecting a bid protest submitted by Construct 1 One Corp., accepting the bids received and awarding a construction contract to Edwards Construction Group, Inc. in an amount not to exceed \$14,126,653 for the Monroe Street Pool Renovation and Replacement Project, Capital Improvement Program Project No. 4724; and
2) Adoption of a resolution approving a professional services agreement with Cumming Management Group, Inc. for construction management and inspection services in an amount not to exceed \$563,800 for the Monroe Street Pool Renovation and Replacement Project, Capital Improvement Program Project No. 4724. (Staff contact: Steven Stewart, Public Works)
6. AWARD OF CONTRACT TO FILANC AND TRANSFERRING FUNDS FOR CONSTRUCTION OF THE CANNON LIFT STATION IMPROVEMENTS PROJECT, CIP PROJECT NO. 5552 – Adoption of resolution approving the revised plans, specifications and contract documents, accepting bids, authorizing relief of the apparent low bid, awarding a construction contract to Filanc, and transferring funds within the sewer replacement fund for construction of the Cannon Lift Station Improvements Project, Capital Improvement Program Project No. 5552. (Staff contact: Dave Padilla and Daniel Zimny, Public Works)
7. AMENDMENT NO. 2 TO THE AGREEMENT WITH CAROLLO ENGINEERS, INC., TO EXTEND THE TERM FOR THE CARLSBAD BOULEVARD WATER AND SEWER IMPROVEMENTS AT TERRAMAR PROJECT, CIP PROJECT NOS. 5048 AND 5503-20 – 1) Adopt a Carlsbad Municipal Water District Board of Directors resolution authorizing execution of Amendment No. 2 to the professional services agreement with Carollo Engineers, Inc. to extend the agreement term for the Carlsbad Boulevard Water Improvements at Terramar Project; and
2) Adopt a City Council resolution authorizing execution of Amendment No. 2 to the professional services agreement with Carollo Engineers, Inc. to extend the agreement term for the Carlsbad Boulevard Sewer Improvements at Terramar Project. (Staff contact: Dave Padilla and Sean Diaz, Public Works)

BOARD AND COMMISSION MEMBER APPOINTMENTS:

8. DISTRICT 2 AND DISTRICT 4 APPOINTMENTS TO THE COMMUNITY-POLICE ENGAGEMENT COMMISSION – 1) Adoption of a resolution appointing one member to the Community-Police Engagement Commission; and
2) Adoption of a resolution appointing one member to the Community-Police Engagement Commission. (Staff contact: Tammy McMinn, City Clerk)

City Manager's Recommendation: Adopt the resolutions.

9. DISTRICT 2 AND DISTRICT 4 APPOINTMENTS TO THE PARKS & RECREATION COMMISSION – 1) Adoption of a resolution appointing one member to the Parks & Recreation Commission; and
2) Adoption of a resolution appointing one member to the Parks & Recreation Commission. (Staff contact: Tammy McMinn, City Clerk)

City Manager's Recommendation: Adopt the resolutions.

10. DISTRICT 2 AND DISTRICT 4 APPOINTMENTS TO THE PLANNING COMMISSION – 1) Adoption of a resolution appointing one member to the Planning Commission; and
2) Adoption of a resolution appointing one member to the Planning Commission. (Staff contact: Tammy McMinn, City Clerk)

City Manager's Recommendation: Adopt the resolutions.

11. MAYORAL, DISTRICT 2 AND DISTRICT 4 APPOINTMENTS TO THE TRAFFIC SAFETY & MOBILITY COMMISSION – 1) Adoption of a resolution appointing one member to the Traffic Safety & Mobility Commission; and
2) Adoption of a resolution appointing one member to the Traffic Safety & Mobility Commission; and
3) Adoption of a resolution appointing one member to the Traffic Safety & Mobility Commission. (Staff contact: Tammy McMinn, City Clerk)

City Manager's Recommendation: Adopt the resolutions.

ORDINANCES FOR INTRODUCTION:

12. ANNUAL ELECTED OFFICIALS' COMPENSATION REVIEW – 1) Conduct the annual review of elected officials' compensation; and,
2) Introduce an ordinance titled either:
A. "An ordinance of the City Council of the City of Carlsbad, California, amending Title 2, Chapter 2.04, Section 2.04.010(A), to adjust City Council members' compensation by the percentage increase in the San Diego Regional Consumer Price Index for 2024" (Exhibit 1), or
B. "An ordinance of the City Council of the City of Carlsbad, California, permanently waiving City Council compensation adjustments for 2025" (Exhibit 2), or
C. Provide other direction as desired.
3) Introduce an ordinance titled either:
A. "An ordinance of the City Council of the City of Carlsbad, California, amending Title 2, Chapter 2.04, Section 2.04.020(A), to adjust City Clerk and City Treasurer compensation by the percentage increase in the San Diego Regional Consumer Price Index for 2024" (Exhibit 3), or
B. "An ordinance of the City Council of the City of Carlsbad, California, declining City Clerk and City Treasurer compensation adjustments for 2025" (Exhibit 4), or
C. Provide other direction as desired. (Staff contact: Judy Von Kalinowski and Silvano Rodriguez, Administrative Services)

City Manager's Recommendation: Introduce the ordinances.

13. CAMPAIGN CONTRIBUTION LIMITS – Introduction of an ordinance amending Carlsbad Municipal Code Section 1.15.040 – Campaign contribution limits to reflect adjustments calculated on the total change in the California Consumer Price Index for All Urban Consumers for the San Diego region since the last adjustments were made. (Staff contact: Faviola Medina, City Clerk)

City Manager's Recommendation: Introduce the ordinance.

ORDINANCES FOR ADOPTION: None.

PUBLIC HEARINGS: None.

DEPARTMENTAL AND CITY MANAGER REPORTS:

14. REVIEW OF 2024 TGIF CONCERTS IN THE PARKS SEASON AND PLANNING UPDATE FOR FUTURE SEASONS – 1) Receive a report of the 2024 TGIF Concerts in the Parks season; and
2) Receive an update on the planning for the 2025 TGIF Concerts in the Parks series, and confirm the preferred concert schedules for 2025 through 2027; and
2) Provide any additional feedback or direction as desired. (Staff contact: Suzanne Smithson and Craddock Stropes, Community Services)

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

15. WINDSOR POINTE AFFORDABLE HOUSING PROJECT – REGIONAL ADVOCACY LETTER – Review and approve a draft advocacy letter for the region's legislators to be asked to sign in support of the City of Carlsbad's efforts to hold Affirmed Housing accountable for its commitments regarding the Windsor Pointe Affordable Housing Project. (Staff contact: Jason Haber, City Manager)

City Manager's Recommendation: Review and approve the draft advocacy letter.

16. 2025 LEGISLATIVE PLATFORM AND LEGISLATIVE PROGRAM UPDATE – 1) Adopt a resolution approving the City of Carlsbad 2025 Legislative Platform; and
2) Direct staff to advocate for eight potential city-sponsored state legislative proposals and for federal, state and county funding for specified city projects; and
3) Receive reports on state and federal legislative and budget activity and recent and ongoing advocacy efforts and provide feedback to staff as desired. (Staff contact: Jason Haber, City Manager)

City Manager's Recommendation: Adopt the resolution, provide direction to staff and receive reports.

17. REORGANIZATION OF THE CITY COUNCIL AND CMWD BOARD, ELECTION OF MAYOR PRO TEMPORE AND BOARD PRESIDENT AND VICE PRESIDENT, REGIONAL COMMITTEE ASSIGNMENTS AND SUBCOMMITTEE ASSIGNMENTS – 1) Adopt a resolution appointing one member of the City Council to serve as Mayor Pro Tempore for a term ending in December 2025, or until a replacement is appointed; and
2) Adopt a Carlsbad Municipal Water District Board resolution appointing one member of the Board of Directors to serve as President of the Board and one member to serve as Vice President of the Board for a term ending in December 2025, or until a replacement is appointed; and

- 3) Adopt a resolution appointing members of the City Council to the San Diego Association of Governments Board of Directors for a term ending in December 2025, or until a replacement is appointed; and
- 4) Adopt a resolution appointing members of the City Council to the San Diego Association of Governments Shoreline Preservation Working Group for a term ending in December 2025, or until a replacement is appointed; and
- 5) Adopt a resolution appointing members of the City Council to the North County Transit District Board of Directors for a term ending in December 2025, or until a replacement is appointed; and
- 6) Adopt a Carlsbad Municipal Water District Board resolution confirming the Board President's appointment of a Board Member to the San Diego County Water Authority Board of Directors for a term ending in December 2025, or until a replacement is appointed; and
- 7) Adopt a resolution appointing members of the City Council to the Clean Energy Alliance Joint Powers Authority Board of Directors for a term ending in December 2025, or until a replacement is appointed; and
- 8) Adopt a resolution confirming the mayoral appointment of members of the City Council to the various regional committee assignments for terms ending in December 2025, or until replacements are appointed; and
- 9) Adopt a resolution confirming the mayoral appointment of members of the City Council to the City Council Economic Development Subcommittee for a term ending in December 2025, or until replacements are appointed; and
- 10) Adopt a resolution confirming the mayoral appointment of members of the City Council to the City Council Legislative Subcommittee for a term ending in December 2026, or until replacements are appointed. (Staff contact: Faviola Medina, City Clerk)

City Manager's Recommendation: Adopt the resolutions.

COUNCIL COMMENTARY AND REQUESTS FOR CONSIDERATION OF MATTERS: *This portion of the agenda is for the City Council Members to make brief announcements, brief reports of their activities and requests for future agenda items.*

City Council Regional Assignments (Revised 12/12/23)

Keith Blackburn

Mayor

Buena Vista Lagoon JPC
 Chamber of Commerce Liaison (alternate)
 Encina Joint Powers JAC
 Encina Wastewater Authority Board of Directors
 Economic Development Subcommittee
 SANDAG Board of Directors (2nd alternate)
 SANDAG Shoreline Preservation Work Group (alternate)

Priya Bhat-Patel

Mayor Pro Tem – District 3

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

Melanie Burkholder

Council Member – District 1

City Council Legislative Subcommittee
 North County Dispatch Joint Powers Authority (alternate)
 SANDAG Board of Directors

Teresa Acosta
Council Member – District 4

Chamber of Commerce Liaison
City Council Legislative Subcommittee
City/School Committee
Clean Energy Alliance JPA (alternate)
Encina Joint Powers JAC (alternate)
Encina Wastewater Authority Board of Directors (alternate)
League of California Cities – SD Division
North County Dispatch Joint Powers Authority
San Diego County Water Authority

Kevin Shin
Council Member – District 2

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. 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:

CITY CLERK 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 442-339-2820 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, provided remarks are confined to matters within the City Council's subject matter jurisdiction. 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, provided remarks are confined to the question or matter under consideration. 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.



CITY COUNCIL
Minutes

Council Chamber
1200 Carlsbad Village Drive
Carlsbad, CA 92008

Oct. 29, 2024, 5 p.m.

CALL TO ORDER: 5 p.m.

ROLL CALL: Blackburn, Bhat-Patel, Acosta, Burkholder.
Absent: Luna.

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

ANNOUNCEMENT OF CONCURRENT MEETINGS: Mayor Blackburn announced that the City Council is serving as the Carlsbad City Council, the Carlsbad Municipal Water District Board of Directors, the Public Financing Authority, the Community Development Commission and City Council as Successor Agency to the Redevelopment Agency on Consent Calendar Item No. 2 and as the Carlsbad Municipal Water District Board of Directors on Consent Calendar Item No. 8 as well as on Ordinance for Introduction Item No. 9.

APPROVAL OF MINUTES:

Minutes of the Regular Meeting held Sept. 10, 2024

Minutes of the Regular Meeting held Sept. 24, 2024

Minutes of the Special Meeting held Oct. 15, 2024

Motion by Mayor Pro Tem Bhat-Patel, seconded by Council Member Acosta, to approve the minutes as presented. Motion carried unanimously, 4/0/1 (Luna – Absent).

PRESENTATIONS:

Retirement Proclamation in Recognition of Communications Manager Matt Pinell.

Mayor Blackburn presented the proclamation and Communications Manager Matt Pinell said a few words.

PUBLIC REPORT OF ANY ACTION TAKEN IN CLOSED SESSION: City Attorney Cindie McMahon announced there were Closed Sessions held at 12 p.m. and 3:30 p.m. and there was no reportable action from either Closed Session.

PUBLIC COMMENT:

Don Christiansen spoke regarding sustainability and building solar electric canopies with battery storage and electric vehicle charging over city owned parking lots.

Cathy Lewnhard spoke regarding the Vista City Council's vote to oppose commercial flights out of Palomar Airport.

Vanessa Forsythe spoke regarding the Planning Commission's opposition to the proposals involving solar panels over city owned parking lots.

Michael McMahon spoke regarding the Climate Action Plan update and the United Nations Annual Emissions GAP report.

CONSENT CALENDAR:

Motion by Mayor Pro Tem Bhat-Patel, seconded by Council Member Acosta, to approve Consent Calendar Item Nos. 2 through 8. Motion carried unanimously, 4/0/1 (Luna – Absent).

This item was returned to staff to be placed on a future agenda.

1. DECLARE EXCESS FUNDS IN THE RANCHO SANTA FE ROAD PROJECT FUND AND AUTHORIZE A FINAL REFUND OF EXCESS FEES TO FAIRE-SHARE AGREEMENT HOLDERS – Adoption of a resolution declaring excess cash in the Rancho Santa Fe Road Project Fund and authorizing a final refund of excess fees to all fair-share agreement holders. (Staff contact: Roxanne Muhlmeister, Administrative Services)
2. 2024 CONFLICT OF INTEREST UPDATE – 1) Adoption of Resolution No. 2024-237 amending the Conflict of Interest Code of the City of Carlsbad; and
2) Adoption of Carlsbad Municipal Water District Board of Directors Resolution No. 1749 amending the Conflict of Interest Code of the District; and
3) Adoption of Community Development Commission Resolution No. 569 amending the Conflict of Interest Code of the Commission; and
4) Adoption of Public Financing Authority Resolution No. 99 amending the Conflict of Interest Code of the Authority; and
5) Adoption of City Council as Successor Agency to the Redevelopment Agency Resolution No. 2024-238 amending the Conflict of Interest Code of the Agency. (Staff contact: Faviola Medina, City Clerk and Anayeli Zavala, City Attorney)
3. AGREEMENT WITH EMERGENCY VEHICLES SYSTEMS, LLC FOR POLICE VEHICLE OUTFITTING SERVICES AND ADDITIONAL APPROPRIATION – Adoption of Resolution No. 2024-239 approving a three-year agreement with Emergency Vehicle Systems, LLC for police vehicle outfitting in an amount not to exceed \$457,105 per agreement year and approving an appropriation of \$25,400 from the Fleet Vehicle Replacement Fund to the Fleet Division fiscal year 2024-25 operating budget for outfitting five police vehicles approved for replacement in fiscal year 2023-24. (Staff contact: Bradley Northup, Public Works)
4. UPDATED AMOUNT OF CONSTRUCTION CONTRACT FOR THE EL CAMINO REAL WIDENING FROM SUNNY CREEK ROAD TO JACKSPAR DRIVE PROJECT, CIP PROJECT NO. 6094 – Adoption of Resolution No. 2024-240 awarding a construction contract to Dick Miller, Inc. for the El Camino Real Widening from Sunny Creek Road to Jackspar Drive Project in an updated amount not to exceed \$3,993,598 and authorizing an additional appropriation of \$116,050 from gas tax funds to Capital Improvement Program Project No. 6094. (Staff contact: Brandon Miles and Hossein Ajideh, Public Works)
5. PROOF OF DESIGNATION FORM FOR COLLECTION OF ELECTRONIC WASTE IN CARLSBAD – Adoption of Resolution No. 2024-241 authorizing execution and submittal of a Proof of

Designation Form 184 letter to the California Department of Resources Recycling and Recovery to designate Allied Waste Systems, Inc., dba Republic Services of San Diego, or its subcontractor, E Recycling of CA – SFS, as an approved collector of electronic waste for the City of Carlsbad. (Staff contact: James Wood, Public Works)

6. AGREEMENT WITH ADAPTASPACE INC. TO PROVIDE FURNITURE CONSOLES FOR THE EMERGENCY OPERATIONS CENTER, CIP PROJECT NO. 4715 – Adoption of Resolution No. 2024-242 authorizing an agreement with Adaptaspace Inc. in an amount not to exceed \$356,911 to provide furniture consoles for the Emergency Operations Center as part of the Police and Fire Headquarters Renovation Project, Capital Improvement Program Project No. 4715. (Staff contact: Steven Stewart, Public Works)
7. CALIFORNIA ENERGY COMMISSION GRANT FOR THE STATE STREET PARKING LOT ELECTRIC VEHICLE CHARGING STATIONS PROJECT AND ADDITIONAL APPROPRIATION, CIP PROJECT NO. 4090 – Adoption of Resolution No. 2024-243 authorizing the City Manager or designee to accept a grant of \$350,000 from the California Energy Commission for the installation of electric vehicle charging stations at the State Street Parking Lot and authorizing an appropriation of \$150,000 from the Public Facilities Fees Fund to Capital Improvement Program Project No. 4090. (Staff contact: Shawn Gaskari, Public Works)
8. AWARD OF CONTRACT TO CREATIVE HOME DBA CHI CONSTRUCTION, INC. FOR CONSTRUCTION OF THE VALVE REPLACEMENT PHASE III, CIP PROJECT NO. 5019-F – Adoption of Carlsbad Municipal Water District Board of Directors Resolution No. 1750 accepting bids and awarding a contract to Creative Home dba CHI Construction, Inc. for construction of the Valve Replacement Phase III Project in an amount not to exceed \$3,823,800 and appropriating \$562,000 from the Water Replacement Fund to Capital Improvement Program Project No. 5019-F. (Staff contact: Timothy Smith and Stephanie Harrison, Public Works)

BOARD AND COMMISSION MEMBER APPOINTMENTS: None.

PUBLIC HEARING:

This item was heard following the Consent Calendar.

11. APPEAL FILED BY THE SAN DIEGO ASSOCIATION OF GOVERNMENTS OF THE CITY ENGINEER'S DECISION TO DENY AN EXCEPTION TO THE CONSTRUCTION HOUR LIMITATIONS IN CARLSBAD MUNICIPAL CODE SECTION 8.48.10 FOR THE BATIQUITOS LAGOON DOUBLE TRACK PROJECT
– 1) Hold a public hearing; and
2) Adoption of a resolution denying the appeal filed by the San Diego Association of Governments and affirming the City Engineer's decision to deny an exception to the construction hour limitations in Carlsbad Municipal Code Section 8.48.10 for the Batiquitos Lagoon Double Track Project. (Staff contact: Tom Frank, Public Works and Gina Herrera, City Attorney)

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

City Manager Scott Chadwick introduced the item.

SANDAG Director of Engineering and Construction David Cortez made a request to reschedule the item to a later date in order to better collaborate with city staff.

Motion by Mayor Blackburn, seconded by Mayor Pro Tem Bhat-Patel, approving a request from SANDAG Director of Engineering and Construction David Cortez for the item be moved to a later date. Motion carried, 4/0/1 (Luna - Absent).

ORDINANCES FOR INTRODUCTION:

9. REPEAL AND REPLACE TITLE 1 – GENERAL PROVISIONS OF THE CARLSBAD MUNICIPAL WATER DISTRICT CODE – Introduction of Ordinance No. 50 of the Carlsbad Municipal Water District Board of Directors repealing and replacing Title 1 of the Carlsbad Municipal Water District Code. (Staff contact: Shoshana Aguilar, Public Works and Gina Herrera, City Attorney)

City Manager's Recommendation: Introduce the ordinance.

Senior Management Analyst Shoshana Aguilar and General Manager Amanda Flesse presented the report and reviewed a PowerPoint presentation (on file in the Office of the City Clerk).

Motion by Mayor Pro Tem Bhat-Patel, seconded by Council Member Acosta, introducing Carlsbad Municipal Water District Ordinance No. 50. Motion carried, 4/0/1 (Luna – Absent).

ORDINANCES FOR ADOPTION: None.

PUBLIC HEARING:

10. AMEND CARLSBAD MUNICIPAL CODE SECTIONS 18.21.030 (GREEN BUILDING STANDARDS CODE – SITE DEVELOPMENT) AND 18.04.055 (BUILDING CODE – BOARD OF APPEALS) WITH FINDINGS OF FACT SUPPORTING CALIFORNIA BUILDING STANDARDS CODE AMENDMENTS (MCA 2024-2003) – 1) Hold a public hearing; and
2) Adoption of Ordinance No. CS-476, amending Carlsbad Municipal Code Sections 18.21.030 (Green Building Standards Code – Site Development) and 18.04.055 (Building Code – Board of Appeals) with findings of fact supporting California Building Standards Code Amendments. (Staff contact: Mike Strong, Community Services)

City Manager's Recommendation: Take public input, close the public hearing and adopt Ordinance No. CS-476.

Assistant Director of Community Development Mike Strong gave a brief overview of the item.

Mayor Blackburn opened the duly noticed public hearing at 5:25 p.m.

Seeing no one wishing to speak, Mayor Blackburn closed the duly noticed public hearing at 5:25 p.m.

Motion by Mayor Pro Tem Bhat-Patel, seconded by Council Member Acosta, to adopt Ordinance No. CS-476. Motion carried, 4/0/1 (Luna – Absent).

This item was heard before Item No. 9.

11. APPEAL FILED BY THE SAN DIEGO ASSOCIATION OF GOVERNMENTS OF THE CITY ENGINEER’S DECISION TO DENY AN EXCEPTION TO THE CONSTRUCTION HOUR LIMITATIONS IN CARLSBAD MUNICIPAL CODE SECTION 8.48.10 FOR THE BATIQUITOS LAGOON DOUBLE TRACK PROJECT

– 1) Hold a public hearing; and

2) Adoption of a resolution denying the appeal filed by the San Diego Association of Governments and affirming the City Engineer’s decision to deny an exception to the construction hour limitations in Carlsbad Municipal Code Section 8.48.10 for the Batiquitos Lagoon Double Track Project. (Staff contact: Tom Frank, Public Works and Gina Herrera, City Attorney)

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

DEPARTMENTAL AND CITY MANAGER REPORTS: None.

COUNCIL REPORTS AND COMMENTS: Mayor Blackburn and the City Council Members reported on activities and meetings of some committees and subcommittees of which they are members.

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.

Wednesday, Nov. 6, 2024

11 a.m. – 12:30 p.m.

Aviara East/Vista Azul Affordable Housing Community Ribbon Cutting

1380 Laurel Tree Lane

Carlsbad, CA

Monday, Nov. 11, 2024

11 a.m. – 12 p.m.

Army & Navy Academy’s Veterans Day Military Review

Bliss Stadium

2600 Carlsbad Blvd.

Carlsbad, CA

CITY MANAGER COMMENTS: None.

CITY ATTORNEY COMMENTS: None.

CITY CLERK COMMENTS: None.

ADJOURNMENT: Mayor Blackburn adjourned the duly noticed meeting at 5:28 p.m.

Tamara R. McMinn, CPMC, CMC
Senior Deputy City Clerk



CITY COUNCIL
Minutes

Dec. 10, 2024, 5 p.m.

Council Chamber
1200 Carlsbad Village Drive
Carlsbad, CA 92008

CALL TO ORDER: 5 p.m.

ROLL CALL: Blackburn, Bhat-Patel, Acosta, Burkholder, Luna.

ANNOUNCEMENT OF CONCURRENT MEETINGS: Mayor Blackburn announced that the City Council is serving as the City Council and Carlsbad Municipal Water District Board of Directors on Consent Calendar Item No. 2.

PLEDGE OF ALLEGIANCE: Council Member Luna led the Pledge of Allegiance.

APPROVAL OF MINUTES:

Minutes of the Regular Meeting held Nov. 12, 2024
Minutes of the Special Meeting held Nov. 19, 2024
Minutes of the Regular Meeting held Nov. 19, 2024
Minutes of the Special Meeting held Dec. 3, 2024
Minutes of the Regular Meeting held Dec. 3, 2024

Motion by Mayor Pro Tem Bhat-Patel, seconded by Council Member Acosta, to approve the minutes as presented. Motion carried unanimously, 5/0.

PRESENTATION:

Certificate of Appreciation presented by Assemblymember Tasha Boerner to Council Member Luna

Each Council Member said a few words in appreciation of Council Member Luna's service, and Council Member Luna accepted the certificate and said a few words.

PUBLIC REPORT OF ANY ACTION TAKEN IN CLOSED SESSION: None.

PUBLIC COMMENT:

Glenn Bernard spoke regarding government overreach.

CONSENT CALENDAR:

Motion by Mayor Pro Tem Bhat-Patel, seconded by Council Member Acosta, to approve Consent Calendar Item Nos. 1 through 7. Motion carried unanimously, 5/0.

1. REPORT ON CITY INVESTMENTS AS OF OCT. 31, 2024 – Accept and file Report on City Investments as of Oct. 31, 2024. (Staff contact: Zach Korach, Administrative Services)

2. ANNUAL FINANCIAL INFORMATION REPORT ON CAPITAL PROJECT FUNDS AND SPECIAL TAXES – 1) Adoption of Resolution No. 2024-273 accepting the Annual Financial Information Report on Capital Project Funds and Special Taxes;
2) Adoption of Carlsbad Municipal Water District Board of Directors Resolution No. 1753 accepting the Annual Financial Information Report on Capital Project Funds. (Staff contact: Kim Riboni, Administrative Services)
3. CITY MANAGER EMPLOYMENT AGREEMENT – Adoption of Resolution No. 2024-274 approving the City Manager Employment Agreement with Geoff Patnoe and a corresponding amendment to the Appointed Officials Salary Range Schedule. (Staff contact: Judy Von Kalinowski, Administrative Services)

Glenn Bernard spoke regarding the City Manager agreement.

Mayor Blackburn announced that Item No. 3 was to approve an employment agreement with Geoff Patnoe to serve as City Manager effective Dec. 19, 2024. Mayor Blackburn added that if the agreement is approved by the City Council, Mr. Patnoe's total compensation including salary, auto allowance and deferred compensation will be \$335,635 per year. Mayor Blackburn also added that Mr. Patnoe will also receive city paid life insurance and the same health, pension and any benefits provided to unrepresented employees.

4. RENEWAL OF PALO ALTO/WILDFIRE FIREWALL MAINTENANCE AND LICENSING WITH CDW GOVERNMENT, LLC – Adoption of Resolution No. 2024-275 authorizing the City Manager to execute documents necessary to procure Palo Alto/Wildfire Firewall maintenance and licensing services through Dec. 30, 2025, from CDW Government, LLC for an amount not to exceed \$188,740. (Staff contact: Maria Callander, Administrative Services)
5. DECLARING THE RESULTS OF THE NOV. 5, 2024, MUNICIPAL ELECTION – Adoption of Resolution No. 2024-276 reciting the facts of the municipal election held on Nov. 5, 2024, and declaring the results and such other matters as provided by law. (Staff contact: Faviola Medina, City Clerk)
6. AGREEMENT WITH DUDEK FOR WEED AND RUBBISH ABATEMENT SERVICES – Adoption of Resolution No. 2024-277 authorizing the City Manager or designee to execute an agreement with Dudek to provide weed and rubbish abatement services. (Staff contact: Darcy Davidson, Fire)
7. MASTER AGREEMENT WITH WOOD RODGERS, INC FOR GENERAL CIVIL ENGINEERING SERVICES Adoption of Resolution No. 2024-278 approving a master agreement with Wood Rodgers, Inc. for general civil engineering services in an amount not to exceed \$500,000. (Staff contact: Mariel Cairns, Public Works)

OATHS OF OFFICE:

Mayor Blackburn invited City Clerk Sherry Freisinger to give the Oath of Office to City Treasurer-Elect Christian Peacox. City Treasurer Peacox said a few words.

Assemblymember Boerner gave the Oath of Office to Council Member-Elect Kevin Shin. Council Member Shin said a few words.

Assemblymember Boerner gave the Oath of Office to Council Member-Elect Teresa Acosta. Council Member Acosta said a few words.

Mayor Blackburn called a recess at 5:41 p.m.

Mayor Blackburn reconvened the meeting at 5:46 p.m.

Council Member Shin took his seat on the dais.

BOARD AND COMMISSION MEMBER APPOINTMENTS: None.

ORDINANCES FOR INTRODUCTION: None.

ORDINANCES FOR ADOPTION:

8. **ORDINANCE NO. CS-480 ALL-WAY STOP CONTROL AT ADAMS STREET AND HOOVER STREET**
Adoption of Ordinance No. CS-480 amending Title 10, Chapter 10.28 of the Carlsbad Municipal Code to amend Section 10.28.200 to establish all-way stop control at Adams Street and Hoover Street. (Staff contact: Faviola Medina, City Clerk)

City Manager's Recommendation: Adopt Ordinance No. CS-480.

Motion by Mayor Pro Tem Bhat-Patel, seconded by Council Member Acosta, to adopt Ordinance No. CS-480. Motion carried unanimously, 5/0.

PUBLIC HEARING: None.

DEPARTMENTAL AND CITY MANAGER REPORTS: None.

COUNCIL REPORTS AND COMMENTS: Mayor Blackburn and the City Council Members reported on activities and meetings of some committees and subcommittees of which they are members.

CITY MANAGER COMMENTS: Assistant City Manager Geoff Patnoe congratulated Council Member Acosta, Council Member Shin, and City Treasurer Peacox, and thanked the City Council for the honor and opportunity of becoming the next City Manager.

CITY ATTORNEY COMMENTS: City Attorney Cindie McMahon congratulated Council Member Acosta, Council Member Shin and City Treasurer Peacox

CITY CLERK COMMENTS: None.

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.

Sunday, Dec. 15, 2024

6 p.m.

Carlsbad Firefighters Association Christmas Party

3238 Grey Hawk Ct.

Carlsbad, CA

Tuesday, Dec. 17, 2024

7 a.m.

City of Carlsbad Holiday Breakfast & Service Award Recognition Ceremony

Omni La Costa

2100 Costa Del Mar Rd.

Carlsbad, CA

ADJOURNMENT: Mayor Blackburn adjourned the duly noticed meeting at 5:48 p.m.

Tamara R. McMinn, CPMC, CMC
Senior Deputy City Clerk



CITY COUNCIL Staff Report

Meeting Date: Jan. 14, 2025

To: Mayor and City Council

From: Geoff Patnoe, City Manager

Staff Contact: Christian Peacox, City Treasurer
Christian.peacox@carlsbadca.gov, 442-339-5119

Zach Korach, Finance Director
Zach.korach@carlsbadca.gov, 442-339-2127

Subject: Report on City Investments as of Nov. 30, 2024

District: All

Recommended Action

Accept and file Report on City Investments as of Nov. 30, 2024.

Executive Summary

The city's Investment Policy requires the City Treasurer to report the status of the city's pooled investment portfolio to the City Council each month.

Discussion & Fiscal Analysis

The city's pooled investment portfolio as of the month ending Nov. 30, 2024, is summarized below.

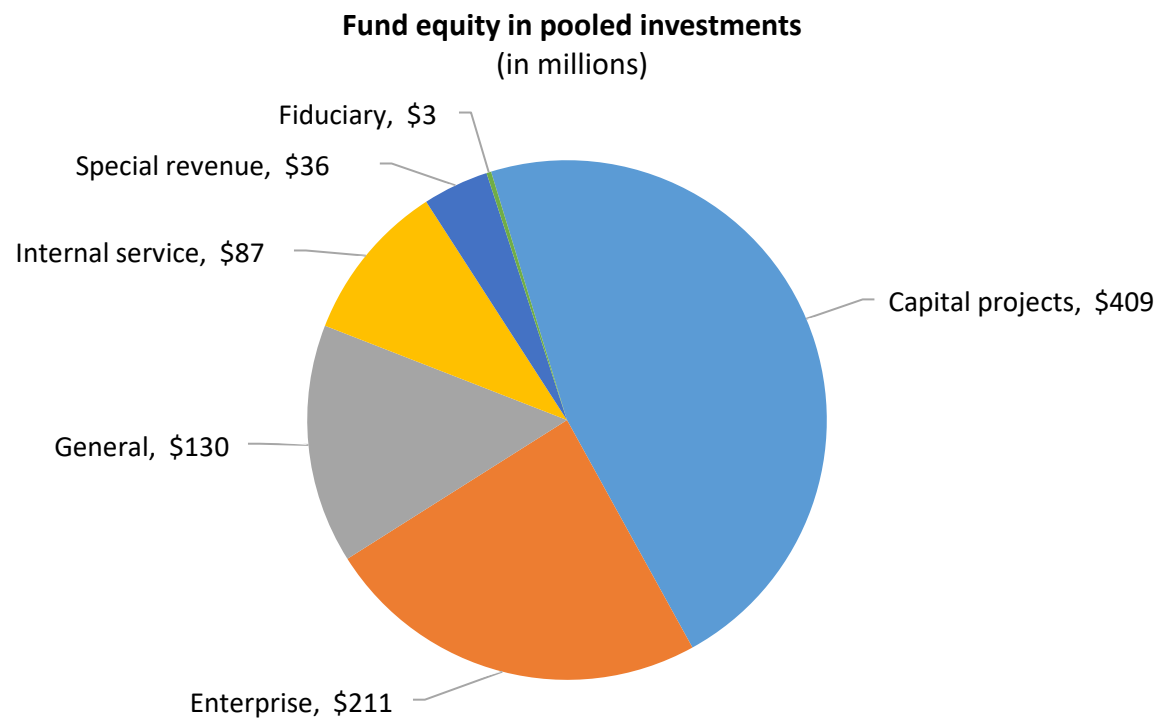
Pooled investment portfolio (cash and securities)		
	Current month	Prior month
Par value ¹	\$879,804,796	\$873,589,820
Investment cost	\$873,731,629	\$867,723,500
Amortized cost ²	\$873,471,467	\$867,223,181
Market value ³	\$859,924,879	\$852,171,599

(1) The face value of the investments.

(2) The cost of investments adjusted for amortized premiums and discounts.

(3) The amount at which the investments could be sold. Source of market value is Principal custodial report.

The equity portion of the various funds in the total portfolio, that is, the part of the total investment portfolio assigned to each fund, is summarized in the graph below. Fund balances are restricted for various purposes (See Exhibit 6 for a more detailed breakdown).



Pooled investment interest income ⁴			
	Fiscal year to date	Current month	Prior month
Cash income	\$10,037,963	\$1,363,194	\$2,010,316

(4) The cash income received is adjusted for any received interest previously purchased.

Pooled investment performance			
	Average life (years)	Yield ⁵	Modified duration
September 2024	1.91	2.93%	1.65
October 2024	1.98	2.91%	1.67
November 2024	1.96	2.94%	1.64

(5) Yield is computed by totaling the weighted average of each investment’s return less any costs.

All pooled investments have been made in accordance with the city’s Investment Policy, which was adopted Jan. 2, 1985, and last revised Mar. 12, 2024; however, events after the purchase might result in perceived non-compliance with the current policy. These events are typically a change in the credit rating after a purchase, a change in the city’s Investment Policy, or a temporary reduction in total portfolio assets.

Exhibit 7 shows the investments out of compliance with the current policy that experienced a subsequent change in credit rating. Ratings on one investment has dropped to less than the rating required by the Investment Policy since the initial purchase. In addition, one investment was refunded and collateralized by the US Treasury since the initial purchase and is therefore not rated. Corporate notes and municipal bonds require a “split rating” of AA from one rating company and an A rating from a second. Mortgage-backed securities require an AA rating from one rating company.

The city’s Investment Policy allows the City Treasurer to determine the course of action that would correct exceptions to the policy. All investments are paying interest at the required times and their principal is considered secure. It is the intent of the City Treasurer to hold these assets in the portfolio until maturity unless events indicate they should be sold.

Not less than two-thirds (66.67%) of the current fiscal year operating budget shall mature within one year. The maturity value within one year is \$298,505,215 which is 71.2% of the current year operating budget. The investment portfolio has the ability to meet the city’s anticipated cash flow demands for the next six months.

Next Steps

The report on city investments will continue to be produced monthly by the City Treasurer.

Environmental Evaluation

This action does not require environmental review because it does not constitute a project within the meaning of the California Environmental Quality Act under California Public Resources Code Section 21065 in that it has no potential to cause either a direct physical change or a reasonably foreseeable indirect physical change in the environment.

Exhibits

1. Investments by cost, market value, cash income and average yield by class
2. Maturities by classification and length of time at market value
3. Yield comparison & market yield curve
4. Cash income by month & cumulative cash income
5. Maturities, calls and purchases this quarter
6. Fund equity in pooled investments
7. Security ratings and outlooks
8. Portfolio allocation at amortized cost by issuer
9. Investment detail
10. Section 115 Trust activity

City of Carlsbad investment portfolio
Investments by cost, market value, cash income and average yield by class

Exhibit 1

Nov. 30, 2024

Class	Investment cost		Market value		YTD net income	Average yield		Percent of total
	Current month	Prior month	Current month	Prior month		Current month	Prior month	
Certificate of deposit	\$ 21,973,876.92	\$ 22,220,876.92	\$ 21,670,943.86	\$ 21,941,814.35	\$ 244,183.21	2.22%	2.21%	2.52%
Corporate notes	\$ 132,225,518.60	\$ 129,203,243.60	\$ 127,669,621.68	\$ 124,263,938.51	\$ 1,217,700.39	2.73%	2.63%	14.85%
Federal agency	\$ 334,852,499.15	\$ 340,603,579.97	\$ 328,716,835.94	\$ 333,843,866.54	\$ 2,860,068.49	2.21%	2.19%	38.23%
Mortgage passthrough securities	\$ 91,622,739.31	\$ 86,906,152.61	\$ 90,681,821.75	\$ 85,631,605.35	\$ 1,207,733.99	3.98%	3.95%	10.55%
Municipal bonds	\$ 98,057,662.90	\$ 99,062,112.90	\$ 97,054,240.55	\$ 97,769,827.30	\$ 1,039,547.43	2.94%	2.92%	11.29%
Supranational securities	\$ 16,677,140.00	\$ 16,677,140.00	\$ 16,174,635.50	\$ 16,131,314.00	\$ 158,893.00	2.37%	2.37%	1.88%
US Treasury	\$ 53,998,582.54	\$ 51,519,676.29	\$ 53,633,170.00	\$ 51,058,515.00	\$ 383,875.20	2.76%	2.70%	6.24%
General cash account	\$ 2,111,874.00	\$ 2,091,263.00	\$ 2,111,874.00	\$ 2,091,263.00	\$ -	0.00%	0.00%	0.25%
Sweep account	\$ 5,863,600.67	\$ 11,076,130.65	\$ 5,863,600.67	\$ 11,076,130.65	\$ 251,604.00	4.52%	4.72%	0.68%
Investment cash account	\$ 5,190,583.37	\$ 7,652,244.17	\$ 5,190,583.37	\$ 7,652,244.17	\$ 86,456.12	2.40%	2.65%	0.60%
California Asset Mgmt Program (CAMP)	\$ 109,267,890.33	\$ 98,821,418.66	\$ 109,267,890.33	\$ 98,821,418.66	\$ 2,544,918.58	4.87%	5.03%	12.71%
Local Agency Investment Fund (LAIF)	\$ 1,889,661.64	\$ 1,889,661.64	\$ 1,889,661.64	\$ 1,889,661.64	\$ 42,982.77	4.47%	4.52%	0.22%
Total	\$ 873,731,629.42	\$ 867,723,500.40	\$ 859,924,879.29	\$ 852,171,599.17	\$ 10,037,963.18	2.94%	2.91%	100.00%

Policy:

Certificates of deposit and corporate notes are limited to 30% of total portfolio at the time of purchase.

Municipal bonds are limited to 15% of total portfolio at the time of purchase.

Supranational securities are limited to 10% of total portfolio at the time of purchase.

City of Carlsbad investment portfolio
Maturities by classification and length of time at market value
Nov. 30, 2024

Exhibit 2

Class	Overnight	Within 12 months	13-36 months	37-60 months	Total
Certificate of deposit	- \$	8,233,892.61 \$	7,204,804.94 \$	6,232,246.31 \$	21,670,943.86 \$
Corporate notes	- \$	26,464,293.68 \$	59,161,324.50 \$	42,044,003.50 \$	127,669,621.68 \$
Federal agency	- \$	100,086,546.15 \$	131,930,263.79 \$	96,700,026.00 \$	328,716,835.94 \$
Mortgage passthrough securities	- \$	2,835,150.45 \$	21,388,858.69 \$	66,457,812.61 \$	90,681,821.75 \$
Municipal bonds	- \$	14,897,827.45 \$	57,593,092.45 \$	24,563,320.65 \$	97,054,240.55 \$
Supranational securities	- \$	1,974,080.00 \$	6,706,270.00 \$	7,494,285.50 \$	16,174,635.50 \$
US Treasury	- \$	19,689,815.00 \$	24,782,620.00 \$	9,160,735.00 \$	53,633,170.00 \$
General cash account	\$ 2,111,874.00	-	-	-	\$ 2,111,874.00
Sweep account	\$ 5,863,600.67	-	-	-	\$ 5,863,600.67
Investment cash account	\$ 5,190,583.37	-	-	-	\$ 5,190,583.37
California Asset Mgmt Program (CAMP)	\$ 109,267,890.33	-	-	-	\$ 109,267,890.33
Local Agency Investment Fund (LAIF)	\$ 1,889,661.64	-	-	-	\$ 1,889,661.64
Totals	\$ 124,323,610.01	\$ 174,181,605.34	\$ 308,767,234.37	\$ 252,652,429.57	\$ 859,924,879.29
Percent Total	14.46%	20.26%	35.91%	29.38%	100.00%

Funds maturing within one year \$ 298,505,215.35
Percentage of the budget 71.24%

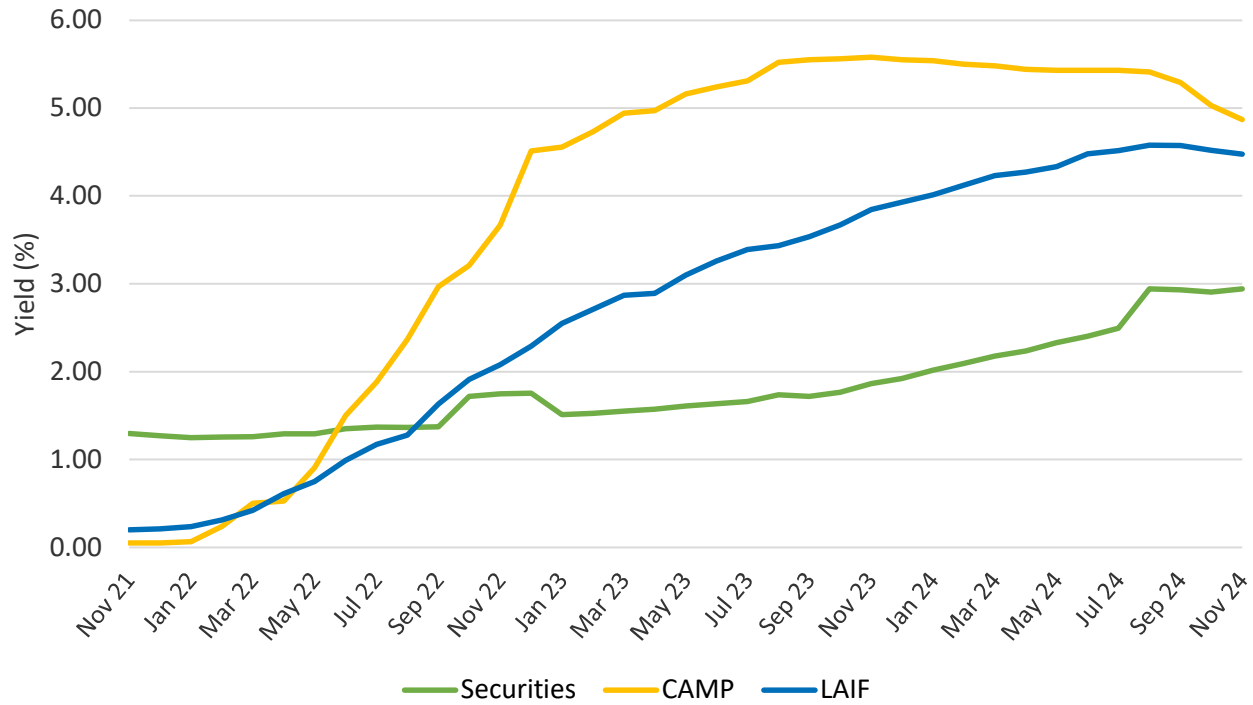
Policy:

Not less than \$279,333,609 to mature within one year, two-thirds of FY 24-25 operating budget of \$419,000,413.

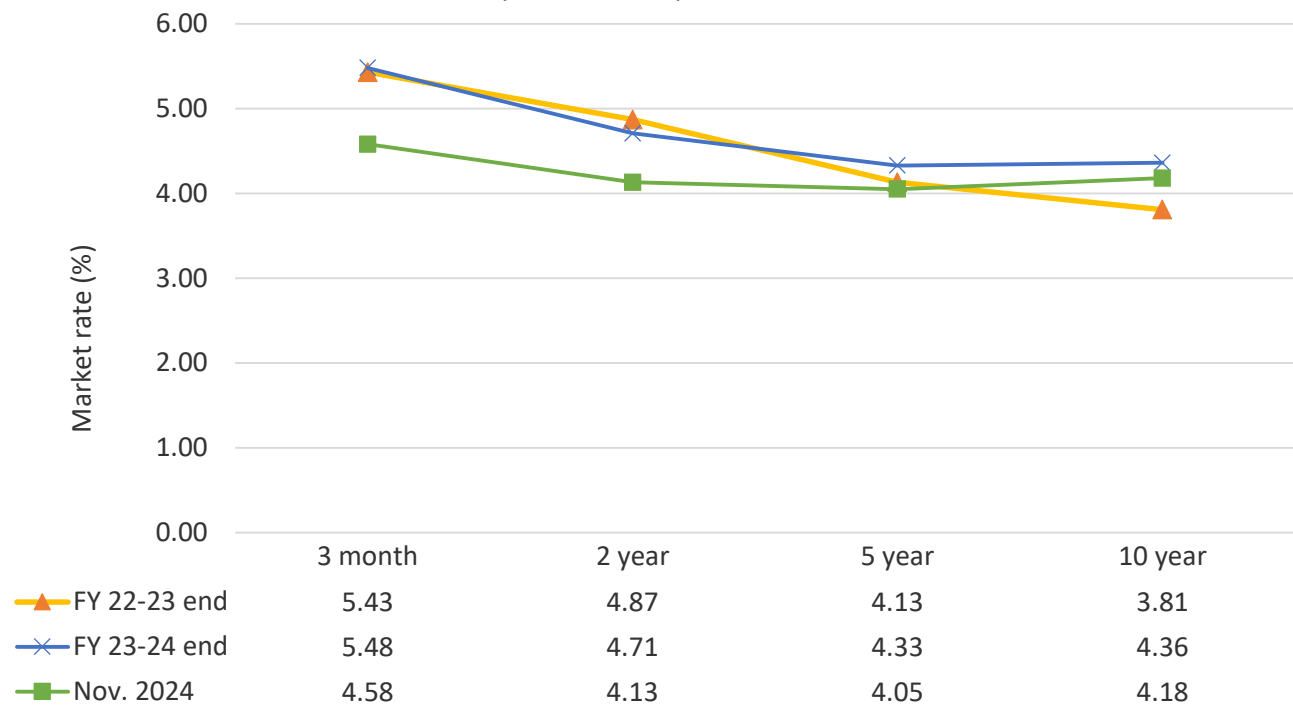
Maximum term for all securities is five years.

Nov. 30, 2024

Yield comparison: Securities vs CAMP vs LAIF
Three year comparison

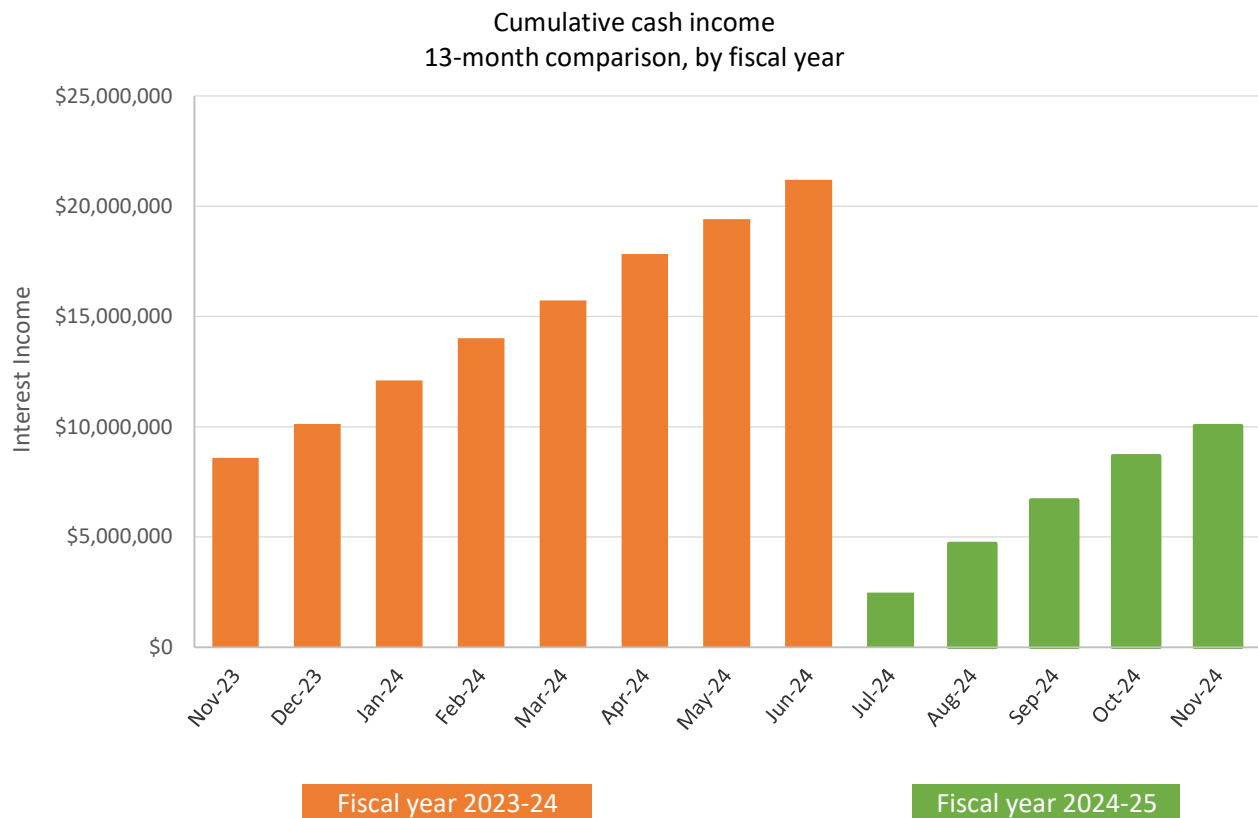
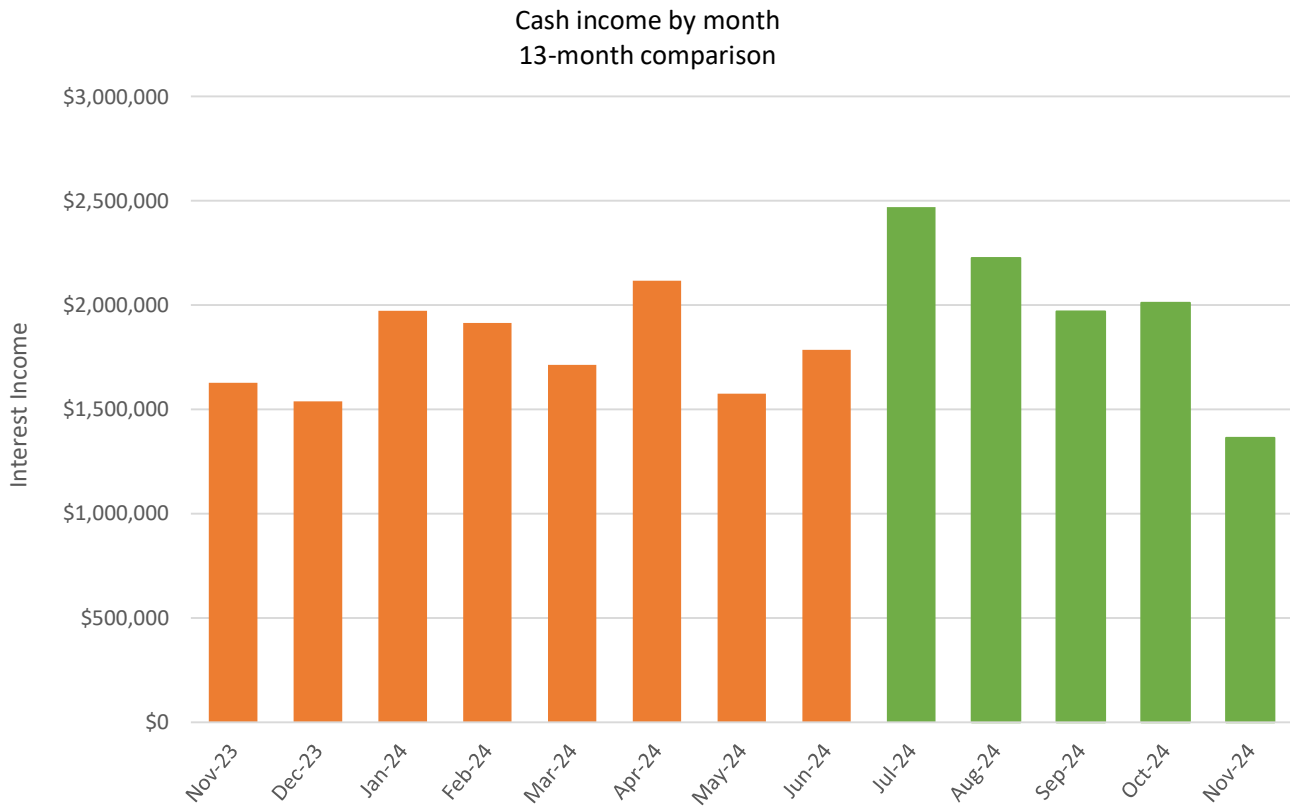


Yield comparison: market yields
Fiscal year ends compared to current



Cash income

Nov. 30, 2024



City of Carlsbad investment portfolio
Maturities, calls and purchases this quarter

Exhibit 5

Nov. 30, 2024

Maturities

CUSIP	Issuer	Settled	Maturity	Yield	Par value	Book value	Total Interest	Total
Certificate of deposit								
75472RAN1	Raymond James Bank NA	11/26/19	11/26/24	1.85%	\$ 247,000.00	\$ 247,000.00	\$ 22,872.54	\$ 269,872.54
Corporate notes								
06406RAL1	Bank of NY Mellon	02/18/20	10/24/24	2.10%	\$ 3,055,000.00	\$ 3,055,000.00	\$ 300,459.25	\$ 3,355,459.25
06368G3W5	Bank of Montreal	11/15/21	11/15/24	1.00%	\$ 2,000,000.00	\$ 2,000,000.00	\$ 60,000.00	\$ 2,060,000.00
Federal agency								
31422XMV1	Federal Agricultural Mortgage Corp	10/04/21	10/04/24	0.50%	\$ 2,000,000.00	\$ 2,000,000.00	\$ 30,000.00	\$ 2,030,000.00
3133EK3B0	Federal Farm Credit Banks	11/25/20	10/16/24	1.50%	\$ 1,400,000.00	\$ 1,400,000.00	\$ 81,725.00	\$ 1,481,725.00
31422BPG9	Federal Agricultural Mortgage Corp	11/15/19	11/01/24	1.79%	\$ 2,000,000.00	\$ 2,000,000.00	\$ 177,607.78	\$ 2,177,607.78
3133EC2D5	Federal Farm Credit Banks	07/10/20	11/13/24	2.26%	\$ 1,621,000.00	\$ 1,621,000.00	\$ 159,055.22	\$ 1,780,055.22
3135G06E8	Federal National Mortgage Assoc	11/18/20	11/18/24	0.42%	\$ 2,000,000.00	\$ 2,000,000.00	\$ 33,600.00	\$ 2,033,600.00
Mortgage passthrough securities								
30311SAA7	FRESB - 2022-SB97 A5F	04/22/22	10/25/24	2.80%	\$ 5,294.05	\$ 5,084.24	\$ 4,871.57	\$ 10,165.62
30315EAA4	FRESB - MFM	07/24/20	10/25/24	0.83%	\$ 1,481.16	\$ 1,488.40	\$ 604.45	\$ 2,085.61
30318NAA1	FRESB - 2021-SB83	02/19/21	10/25/24	0.51%	\$ 2,264.28	\$ 2,274.91	\$ 627.24	\$ 2,891.52
30321CAQ5	FRESB - 2021-SB88 A5F	07/23/21	10/25/24	0.75%	\$ 3,017.52	\$ 3,031.69	\$ 1,212.97	\$ 4,230.49
30324QAC2	FRESB - 2022-SB94	01/21/22	10/25/24	1.50%	\$ 7,320.37	\$ 7,354.23	\$ 5,352.14	\$ 12,672.51
30329MAA0	FRESB - 2022-SB103 A5F	10/28/22	10/25/24	4.99%	\$ 2,140.98	\$ 1,918.08	\$ 2,536.45	\$ 4,677.43
30329QAA1	FRESB - 2022-SB104 A5F	11/18/22	10/25/24	2.60%	\$ 5,242.35	\$ 4,785.42	\$ 8,274.99	\$ 13,517.34
30332EAA3	FRESB - 2023-SB107 A5F	07/20/23	10/25/24	4.09%	\$ 1,002.56	\$ 980.76	\$ 10,199.34	\$ 11,201.90
30333AAA0	FRESB - 2023-SB108 A5F	08/17/23	10/25/24	4.79%	\$ 1,985.36	\$ 1,942.57	\$ 12,344.85	\$ 14,330.21
30334CAA5	FRESB - 2023-SB111 A5F	11/16/23	10/25/24	5.28%	\$ 1,721.83	\$ 1,683.28	\$ 10,783.93	\$ 12,505.76
30336BAA5	FRESB - 2024-SB113	04/25/24	10/25/24	5.22%	\$ 423.24	\$ 419.70	\$ 14,639.46	\$ 15,062.70
30337MAA0	FRESB - 2024-SB114	06/27/24	10/25/24	4.99%	\$ 387.53	\$ 389.45	\$ 12,372.70	\$ 12,760.23
3132XGRH1	FRESB - WN2287	01/27/23	10/25/24	3.93%	\$ 4,065.66	\$ 4,028.81	\$ 9,108.18	\$ 13,173.84
3132XGYJ9	FHLM - WN2512	03/07/24	10/25/24	4.80%	\$ 1,690.18	\$ 1,655.85	\$ 5,489.58	\$ 7,179.76
3137BP4J5	FHLM - FHMS K1R1	08/20/21	10/25/24	0.41%	\$ 46,010.99	\$ 48,189.32	\$ 1,711.14	\$ 47,722.13
3137BPW21	FHLM - KHMS K055	03/25/21	10/25/24	2.67%	\$ 5,730.50	\$ 6,188.94	\$ 5,568.75	\$ 11,299.25
3137F32A1	FHLM - KHG1 A1	04/15/20	10/25/24	0.99%	\$ 92,647.95	\$ 99,307.02	\$ 501.17	\$ 93,149.12
3138L7D60	FHLM - AM6424	12/16/22	10/25/24	4.21%	\$ 2,597.85	\$ 2,515.04	\$ 2,744.26	\$ 5,342.11
35564CAA5	FHLM - SLST 2018	01/11/24	10/25/24	5.37%	\$ 7,957.29	\$ 7,636.82	\$ 2,728.23	\$ 10,685.52
30311SAA7	FRESB - 2022-SB97 A5F	04/22/22	11/25/24	2.80%	\$ 5,042.59	\$ 4,842.74	\$ 4,863.72	\$ 9,906.31
30315EAA4	FRESB - MFM	07/24/20	11/25/24	0.83%	\$ 1,406.82	\$ 1,413.70	\$ 603.43	\$ 2,010.25
30318NAA1	FRESB - 2021-SB83	02/19/21	11/25/24	0.51%	\$ 21,305.92	\$ 21,405.97	\$ 626.05	\$ 21,931.97
30321CAQ5	FRESB - 2021-SB88 A5F	07/23/21	11/25/24	0.75%	\$ 2,873.80	\$ 2,887.30	\$ 1,210.76	\$ 4,084.56
30324QAC2	FRESB - 2022-SB94	01/21/22	11/25/24	1.50%	\$ 6,984.78	\$ 7,017.08	\$ 5,342.14	\$ 12,326.92
30329MAA0	FRESB - 2022-SB103 A5F	10/28/22	11/25/24	4.99%	\$ 2,013.66	\$ 1,804.01	\$ 2,532.74	\$ 4,546.40
30329QAA1	FRESB - 2022-SB104 A5F	11/18/22	11/25/24	2.60%	\$ 4,868.48	\$ 4,444.13	\$ 8,263.63	\$ 13,132.11
30332EAA3	FRESB - 2023-SB107 A5F	07/20/23	11/25/24	4.09%	\$ 881.78	\$ 862.61	\$ 10,195.93	\$ 11,077.71
30333AAA0	FRESB - 2023-SB108 A5F	08/17/23	11/25/24	4.79%	\$ 1,746.87	\$ 1,709.22	\$ 12,337.82	\$ 14,084.69
30334CAA5	FRESB - 2023-SB111 A5F	11/16/23	11/25/24	5.28%	\$ 1,450.25	\$ 1,417.78	\$ 10,777.17	\$ 12,227.42
30336BAA5	FRESB - 2024-SB113	04/25/24	11/25/24	5.22%	\$ 1,018.45	\$ 1,009.93	\$ 14,637.70	\$ 15,656.15
30337MAA0	FRESB - 2024-SB114	06/27/24	11/25/24	4.99%	\$ 307.68	\$ 309.20	\$ 12,371.09	\$ 12,678.77
3132XGRH1	FRESB - WN2287	01/27/23	11/25/24	3.93%	\$ 3,708.03	\$ 3,674.43	\$ 9,398.87	\$ 13,106.90

City of Carlsbad investment portfolio
Maturities, calls and purchases this quarter

Nov. 30, 2024

CUSIP	Issuer	Settled	Maturity	Yield	Par value	Book value	Total Interest	Total
3132XGYJ9	FHLM - WN2512	03/07/24	11/25/24	4.80%	\$ 1,460.58	\$ 1,430.91	\$ 5,666.38	\$ 7,126.96
3137BP4J5	FHLM - FHMS K1R1	08/20/21	11/25/24	0.41%	\$ 43,803.64	\$ 45,877.47	\$ 1,617.36	\$ 45,421.00
3137BPW21	FHLM - KHMS K055	03/25/21	11/25/24	2.67%	\$ 5,550.20	\$ 5,994.22	\$ 5,555.99	\$ 11,106.19
3137F32A1	FHLM - KHG1 A1	04/15/20	11/25/24	0.99%	\$ 87,359.52	\$ 93,638.48	\$ 243.23	\$ 87,602.75
3138L7D60	FHLM - AM6424	12/16/22	11/25/24	4.21%	\$ 2,606.67	\$ 2,523.58	\$ 2,736.79	\$ 5,343.46
35564CAA5	FHLM - SLST 2018	01/11/24	11/25/24	5.37%	\$ 15,525.82	\$ 14,900.54	\$ 2,705.02	\$ 18,230.84
Municipal bonds								
419792ZK5	Hawaii, State of	02/26/21	10/01/24	0.80%	\$ 3,000,000.00	\$ 3,000,000.00	\$ 86,549.17	\$ 3,086,549.17
419792ZK5	Hawaii, State of	03/17/22	10/01/24	0.80%	\$ 2,000,000.00	\$ 2,000,000.00	\$ 40,723.78	\$ 2,040,723.78
79771FAX5	San Francisco City Public Utilities	03/01/21	11/01/24	0.72%	\$ 1,000,000.00	\$ 1,000,000.00	\$ 26,510.03	\$ 1,026,510.03
Supranational securities								
45950KCR9	International Finance Corporation	02/04/21	10/16/24	1.38%	\$ 2,000,000.00	\$ 1,957,463.96	\$ 101,830.00	\$ 2,101,830.00
45818WCW4	Inter-American Development Bank	11/03/21	10/15/24	0.34%	\$ 1,440,000.00	\$ 1,440,000.00	\$ 14,443.20	\$ 1,454,443.20
Maturities Total					\$ 24,165,897.19	\$ 24,138,501.79	\$ 1,358,733.19	\$ 25,524,630.38

City of Carlsbad investment portfolio
Maturities, calls and purchases this quarter

Nov. 30, 2024

Calls

CUSIP	Issuer	Settled	Call Date	Yield	Par value	Book value	Interest	Total
Federal agency								
3130AVZQ8	Federal Home Loan Bank	10/04/24	10/04/24	5.04%	\$ 1,880,000.00	\$ 1,873,350.98	\$ 117,650.40	\$ 1,997,650.40
3134GYXX5	Federal Home Loan Mortgage Corp	09/12/23	10/28/24	5.65%	\$ 1,750,000.00	\$ 1,747,982.61	\$ 110,959.72	\$ 1,860,959.72
3134H1GH0	Federal Home Loan Mortgage Corp	11/01/23	10/30/24	5.00%	\$ 1,500,000.00	\$ 1,491,558.37	\$ 74,791.67	\$ 1,574,791.67
Corporate Notes								
78014RHK9	Royal Bank of Canada	10/18/22	10/18/24	5.70%	\$ 2,500,000.00	\$ 2,500,000.00	\$ 285,000.00	\$ 2,785,000.00
Calls Total					\$ 7,630,000.00	\$ 7,612,891.96	\$ 588,401.79	\$ 8,218,401.79

City of Carlsbad investment portfolio
Maturities, calls and purchases this quarter

Nov. 30, 2024

Purchases

CUSIP	Issuer	Settled	Maturity	Yield	First Coupon	Par value	Book value	Anticipated Interest
Corporate notes								
48130CUB9	JPMorgan Chase	10/23/24	10/23/29	4.13%	04/23/25	\$ 2,000,000.00	\$ 2,000,000.00	\$ 412,500.00
6944PL3C1	Pacific Life Global	10/09/24	08/28/29	4.39%	02/28/25	\$ 2,000,000.00	\$ 2,009,920.00	\$ 450,250.00
74368CBG8	Protective Life Global	10/23/24	07/06/28	4.51%	01/06/25	\$ 2,300,000.00	\$ 2,097,255.00	\$ 174,800.00
58989V2G8	Met Tower Global Funding	11/08/24	01/16/27	4.42%	01/16/25	\$ 2,500,000.00	\$ 2,522,275.00	\$ 303,125.00
48130CVE2	JPMorgan Chase	11/14/24	11/14/29	4.50%	05/14/25	\$ 2,500,000.00	\$ 2,500,000.00	\$ 562,500.00
Federal agency								
3130B3CC5	Federal Home Loan Bank	10/17/24	10/09/29	4.10%	04/09/25	\$ 2,500,000.00	\$ 2,500,000.00	\$ 510,222.22
3133ERWK3	Federal Farm Credit Banks	10/07/24	10/07/27	3.67%	04/07/25	\$ 2,000,000.00	\$ 2,000,000.00	\$ 220,200.00
3134HAPK3	Federal Home Loan Mortgage Corp	10/10/24	10/10/29	4.03%	04/10/24	\$ 2,500,000.00	\$ 2,500,000.00	\$ 503,750.00
31424WQB1	Federal Agricultural Mortgage Corp	10/15/24	10/15/29	4.45%	04/15/25	\$ 2,500,000.00	\$ 2,500,000.00	\$ 556,250.00
Mortgage passthrough securities								
3132XKTD9	FHLMC WN5047	10/07/24	07/01/29	3.89%	11/25/24	\$ 2,500,000.00	\$ 2,498,750.00	\$ 226,955.69
3132XKTE7	FHLMC WN5048	10/09/24	08/01/29	4.15%	11/25/24	\$ 2,500,000.00	\$ 2,489,150.00	\$ 242,860.85
3140NWFK6	FNMA BZ1969	10/21/24	10/01/29	4.01%	11/25/24	\$ 2,000,000.00	\$ 1,990,000.00	\$ 196,133.86
3140NWGS8	FNMA BZ2008	10/15/24	10/01/29	4.23%	11/25/24	\$ 2,000,000.00	\$ 1,996,000.00	\$ 203,992.36
3140NWLH6	FNMA BZ2127	11/05/24	10/01/29	4.52%	12/25/24	\$ 2,500,000.00	\$ 2,467,500.00	\$ 256,364.95
3140NWJL0	FNMA BZ2066	11/19/24	11/01/29	4.54%	12/25/24	\$ 2,500,000.00	\$ 2,466,250.00	\$ 257,746.06
Municipal bonds								
91412HFG3	University of CA	10/10/24	07/01/29	4.09%	01/01/25	\$ 2,500,000.00	\$ 2,421,325.00	\$ 418,625.00
U.S. Treasury								
91282CFT3	U.S. Treasury	11/08/24	10/31/29	4.19%	04/30/24	\$ 2,500,000.00	\$ 2,478,906.25	\$ 500,265.50
Purchases total						\$ 39,800,000.00	\$ 39,437,331.25	\$ 5,996,541.48

City of Carlsbad investment portfolio
Fund equity in pooled investments

Exhibit 6

Nov. 30, 2024

Cash | Cash balance by fund:

General		\$ 130,342,433.29
Special revenue		\$ 35,927,432.11
Capital projects:		
Infrastructure replacement	\$ 116,439,733.26	
Special districts	\$ 111,987,264.38	
General capital construction	\$ 62,948,921.10	
Public facilities fees	\$ 34,736,363.52	
Traffic impact fees	\$ 17,537,072.13	
Gas tax	\$ 19,866,359.57	
Park development	\$ 16,360,813.61	
Technology investment	\$ 18,981,461.61	
TransNet taxes	\$ 4,861,827.60	
Drainage fees	\$ 5,225,821.12	
Total capital projects		\$ 408,945,637.90
Enterprise:		
Carlsbad Municipal Water District	\$ 141,317,570.75	
Sewer fund	\$ 53,275,620.42	
Storm water	\$ 4,423,164.15	
Solid waste	\$ 4,109,202.88	
Golf course	\$ 7,494,431.81	
Total enterprise		\$ 210,619,990.01
Internal service		\$ 87,288,548.94
Fiduciary		\$ 2,546,048.99
Total general ledger balance *		\$ 875,670,091.00
Reconciling adjustments ¹		\$ (2,198,624.00)
Total treasurer's investment portfolio at amortized cost		<u>\$ 873,471,467.02</u>

*Figures based on best estimate at the time report run on 12/10/2024.

¹The reconciling adjustments consist of differences between the general ledger which is prepared on an accrual basis and the treasurer's report which is prepared on a cash basis.

City of Carlsbad investment portfolio
Security ratings and outlooks

Exhibit 7

Nov. 30, 2024

All investments were in compliance with the city's investment policy at the time of purchase.

Issuer	Moody's	S&P	Fitch	Outlook
Corporate notes				
Apple Inc	AAA	AA+		Stable/Stable/
Bank of America	A1	A-	AA-	Positive/ /Stable
BLC Community Bank	A2	N/A	AA-	Stable
Citibank	AA3	A+	A+	Stable
CME Group Inc	AA3	AA-	AA-	Stable/Stable/Stable
Colgate-Palmolive	AA3	A+		Stable/Negative
Flordia Power and Light Co	AA2	A+	AA-	Stable/Stable/Stable
Johnson & Johnson	AAA	AAA		Stable/Neg
JP Morgan Chase Bank	A1	A-	AA-	Stable/Stable/Stable
MassMutual Global Funding	AA3	AA+	AA+	/Stable/
Merck & Co*	A1	A+		Positive/Stable/
Met Life Global	AA3	AA-	AA-	/Stable/
Met Tower Global Funding	AA3	AA-	AA-	Stable
Microsoft	AAA	AAA		Stable/Stable/
New York Life	AAA	AA+	AAA	Stable
Nike Inc.	A1	AA-		Stable/Stable/
Novartis Capital Corp	AA3	AA-	AA-	Positive/Stable
Pacific Life Global	AA3	AA-	AA-	Stable
Procter & Gamble	AA3	AA-		Stable/Stable/
Protective Life Global	A1	AA-	AA-	Stable
Roche Holdings Inc	AA2	AA	AA	Stable
Royal Bank of Canada	A1	A	AA-	Stable/Stable/Stable
Seattle Children's Hospital	AA2	N/A	AA	Stable
Visa Inc.	AA3	AA-		Stable/Stable/
Wal-Mart	AA2	AA	AA	Stable/Stable/Stable

Ratings of corporate notes must be AA or better by one and A or better by another of the three: Moody's, S&P, or Fitch.

Mortgage passthrough securities

FAMCA	AAA	AA+		Stable
FHLMC	AAA	AA+		Stable
FNMA	AAA	AA+		Stable
FRESB	AAA	AA+		Stable

Ratings of mortgage passthrough securities must be AA or better by one of the three: Moody's, S&P, or Fitch.

Municipal Bonds

Alief Independent School Dist	AAA	AAA		
Amarillo Independent SD	AAA	AAA		Stable
Anaheim California	N/A	AA+	AA+	
Bay Area Water & Utl	AA3	AA-		
California State University	AA2	AA-		
California, State	AA2	AA-	AA	Stable/positive/stable
Connecticut, State	AA3	AA-		

City of Carlsbad investment portfolio
Security ratings and outlooks

Nov. 30, 2024

All investments were in compliance with the city's investment policy at the time of purchase.

Issuer	Moody's	S&P	Fitch	Outlook
Contra Costa Cmty College	AA1	AA+		
Fremont CA Unified	AA2	AA-		Stable
Hawaii, State	AA2	AA+	AA	Stable
Honolulu Wastewater	AA3	N/A	AA-	Stable
Los Angeles Cmty Clg Dist	AAA	AA+		
Los Angeles Unified SD	AA2	AA-		Stable
Los Angeles Water & Power	AA2	AA-		Stable
Marion County SD	AA1	N/A	AA+	Stable
Mason/Kitsap Cty SD	AAA	N/A	AA+	Stable
Miami Beach FL	AA2	AA+		
Minnesota State	AAA	AAA	AAA	Stable
Multnomah County OR	AAA	AAA		Stable
Oregon State Dept Admin Serv	AA2	AA		
Oregon State Dept of Transp	AA1	AAA	AA+	Stable
Pajaro Valley Unified SD	AA3	A+		
Portland Cmty College	AA1	N/A	AA+	Stable
Riverside California	N/A	AA	AA-	Stable
San Antonio, Texas	AAA	AAA		
San Bernardino CCD	AA1	AA		Stable
San Diego Cmty College	AA1	AAA		Stable
San Diego Public Finance	AA2	N/A	AA	Stable
San Jose Evergreen CC	AAA	AA+		Stable
San Jose Redevelopment	N/A	AA	AA+	Stable
San Ramon Valley USD	AA1	AA+		
Santa Barbara CA USD	AA1	AA		Stable
Santa Monica Cmty College	AA2	AA+		
Solano County Cmty College	AA2	AA		Stable
Southern CA Public Power	N/A	AA-	AA-	Stable
Texas Tech University	AA1	AA+		Stable
University of California	AA2	AA	AA	Stable

Ratings of municipal bonds must be AA or better by one and A or better by another of the three: Moody's, S&P, or Fitch.

*Investments with subsequent changes in credit rating

Corporate notes	Moody's	S&P	Fitch	Maturity date	Purchased	Book value
Merck & Co	A1	A+	N/R	02/24/26	04/12/21	\$ 1,495,665
						<u>\$ 1,495,665</u>

The city's Investment Policy allows the City Treasurer to determine the course of action that would correct exceptions to the policy. The current exception is paying interest at the required times. The principal of the investment is considered secure. It is the intent of the City Treasurer to hold the asset in the portfolio until maturity unless events indicate they should be sold.

City of Carlsbad investment portfolio
Portfolio allocation at amortized cost by issuer

Exhibit 8

Nov. 30, 2024

Issuer	Amortized cost	Portfolio allocation
Corporate notes		
Apple Inc.	\$ 1,504,949.30	0.17%
Bank of America	\$ 10,996,774.85	1.26%
BLC Community Bank (Bank of Montreal)	\$ 5,950,000.00	0.68%
Citibank	\$ 2,037,760.36	0.23%
CME Group	\$ 2,788,072.06	0.32%
Colgate-Palmolive	\$ 1,970,432.62	0.23%
Florida Power & Light	\$ 3,688,582.13	0.42%
Johnson & Johnson	\$ 17,167,058.47	1.97%
JP Morgan Chase Bank	\$ 23,300,000.00	2.67%
Massmutual Global	\$ 3,761,281.48	0.43%
Merck & Co	\$ 1,496,388.70	0.17%
Met Life Global	\$ 2,521,653.11	0.29%
Met Tower Global Funding	\$ 5,104,480.73	0.58%
Microsoft	\$ 4,098,876.97	0.47%
New York Life	\$ 6,431,105.40	0.74%
Nike Inc.	\$ 2,884,154.43	0.33%
Novartis Capital Corp	\$ 3,312,957.29	0.38%
Pacific Life Global	\$ 3,014,983.41	0.35%
Procter & Gamble	\$ 12,826,144.82	1.47%
Protective Life Global	\$ 2,102,882.58	0.24%
Roche Holdings Inc	\$ 4,844,121.33	0.55%
Royal Bank of Canada	\$ 4,498,414.41	0.52%
Seattle Children's Hospital	\$ 904,874.66	0.10%
Visa Inc.	\$ 1,276,908.93	0.15%
Wal-Mart	\$ 2,000,574.82	0.23%
Mortgage passthrough securities		
FAMCA	\$ 3,477,105.33	0.40%
FHLMC	\$ 30,833,325.24	3.53%
FNMA	\$ 26,896,006.67	3.08%
FRESB	\$ 30,480,117.23	3.49%
Federal agencies		
Federal Agricultural Mortgage Corp.	\$ 21,648,601.18	2.48%
Federal Farm Credit Bank	\$ 75,685,337.67	8.66%
Federal Home Loan Bank	\$ 143,227,526.49	16.40%
Federal Home Loan Mortgage Corp.	\$ 61,435,814.76	7.03%
Federal National Mortgage Assoc.	\$ 33,898,471.38	3.88%

City of Carlsbad investment portfolio
Portfolio allocation at amortized cost by issuer

Nov. 30, 2024

Issuer	Amortized cost	Portfolio allocation
Municipal Bonds		
Alief Independent SD	\$ 1,972,760.47	0.23%
Amarillo Independent SD	\$ 1,798,162.62	0.21%
Anaheim California	\$ 1,538,838.93	0.18%
Bay Area Water	\$ 1,206,139.54	0.14%
California State University	\$ 2,259,185.47	0.26%
California, State	\$ 18,315,877.14	2.10%
Connecticut, State	\$ 2,853,220.87	0.33%
Contra Costa Cmty College	\$ 938,325.61	0.11%
Fremont CA Unified	\$ 1,870,902.72	0.21%
Hawaii, State	\$ 3,024,150.99	0.35%
Honolulu Wastewater	\$ 1,430,891.15	0.16%
Los Angeles Cmty College	\$ 2,067,194.11	0.24%
Los Angeles Unified SD	\$ 3,645,419.35	0.42%
Los Angeles Water & Power	\$ 1,549,945.30	0.18%
Marion County SD	\$ 1,881,785.46	0.22%
Mason/Kitsap Cty SD	\$ 640,000.00	0.07%
Miami Beach FL	\$ 1,397,030.13	0.16%
Minnesota State	\$ 1,215,000.00	0.14%
Multnomah County OR	\$ 2,000,748.76	0.23%
Oregon State Dept of Admin Services	\$ 961,377.49	0.11%
Oregon State Dept of Transp	\$ 3,280,590.63	0.38%
Pajaro Valley USD	\$ 996,978.29	0.11%
Portland CC	\$ 1,100,963.20	0.13%
Riverside California	\$ 1,262,428.18	0.14%
San Antonio, Texas	\$ 500,000.00	0.06%
San Bernardino CCD	\$ 1,396,846.73	0.16%
San Diego Cmty College	\$ 5,166,602.82	0.59%
San Diego Public Finance	\$ 1,902,298.97	0.22%
San Jose Evergreen CC	\$ 766,739.61	0.09%
San Jose Redevelopment	\$ 4,027,912.01	0.46%
San Ramon Valley SD	\$ 897,315.85	0.10%
Santa Barbara CA USD	\$ 953,881.97	0.11%
Santa Monica Cmty College	\$ 504,046.10	0.06%
Solano County Cmty College	\$ 1,818,173.96	0.21%
Southern CA Public Power	\$ 2,459,935.14	0.28%
Texas Tech University	\$ 5,762,794.19	0.66%
University of California	\$ 12,876,808.08	1.47%

City of Carlsbad investment portfolio
Portfolio allocation at amortized cost by issuer

Nov. 30, 2024

Issuer	Amortized cost	Portfolio allocation
Other		
Supranational	\$ 16,478,188.58	1.89%
US Treasury	\$ 54,384,110.84	6.23%
Certificate of deposits	\$ 21,978,546.94	2.52%
Cash	\$ 124,323,610.01	14.23%
Total portfolio amortized cost	<u>\$ 873,471,467.02</u>	<u>100.00%</u>

Policy:

Corporate notes, non-agency mortgage passthrough securities, municipal bonds, and supranational securities may have no more than 5% invested with a single issuer.

Certificates of deposit may have no more than 10% invested with any single issuer.

Federal agencies, U.S. Treasury and agency-backed mortgage passthrough securities do not have issuer limitations.

City of Carlsbad investment portfolio
Investment detail

Exhibit 9

Nov. 30, 2024

CUSIP	Settlement	Maturity	Issuer	Par	Invested	Yield	Interest	Return
Federal investments								
3130APVZ5	12/02/21	12/02/24	Federal Home Loan Banks	1,900,000.00	1,900,000.00	1.050%	59,850.00	1,959,850.00
3130AQ5L3	12/16/21	12/16/24	Federal Home Loan Banks	2,000,000.00	2,000,000.00	0.500%	70,000.00	2,070,000.00
3130AKLQ7	12/30/20	12/30/24	Federal Home Loan Banks	4,000,000.00	4,000,000.00	0.310%	49,600.00	4,049,600.00
3134GXYX6	07/07/22	12/30/24	Federal Home Loan Mortgage Corp	2,500,000.00	2,500,000.00	3.348%	207,746.53	2,707,746.53
3130AJSF7	05/27/21	01/08/25	Federal Home Loan Banks	2,000,000.00	2,000,000.00	0.648%	46,980.56	2,046,980.56
3130ASLP2	07/21/22	01/21/25	Federal Home Loan Banks	2,000,000.00	2,000,000.00	3.500%	175,000.00	2,175,000.00
3130AN7L8	07/28/21	01/28/25	Federal Home Loan Banks	1,750,000.00	1,750,000.00	0.520%	31,850.00	1,781,850.00
3133EMPV8	02/03/21	02/03/25	Federal Farm Credit Banks	2,000,000.00	2,000,000.00	0.320%	25,600.00	2,025,600.00
3134GWMN3	08/27/20	02/27/25	Federal Home Loan Mortgage Corp	2,500,000.00	2,500,000.00	0.520%	58,500.00	2,558,500.00
3130A4CH3	04/09/20	03/14/25	Federal Home Loan Banks	3,000,000.00	3,231,300.00	0.778%	351,302.08	3,351,302.08
3130A4CH3	02/18/21	03/14/25	Federal Home Loan Banks	1,500,000.00	1,620,240.00	0.389%	145,072.92	1,645,072.92
3134GWP26	06/07/21	03/28/25	Federal Home Loan Mortgage Corp	1,000,000.00	998,500.00	0.540%	19,041.67	1,019,041.67
3130AMRJ3	06/28/21	03/28/25	Federal Home Loan Banks	3,120,000.00	3,122,340.00	0.500%	70,200.00	3,190,200.00
3133EMWH1	04/21/21	04/21/25	Federal Farm Credit Banks	1,500,000.00	1,500,000.00	0.710%	42,600.00	1,542,600.00
3130APA39	09/30/22	04/21/25	Federal Home Loan Banks	1,055,000.00	963,215.00	4.287%	17,813.67	1,072,813.67
3135GAA43	12/23/20	04/23/25	Federal National Mortgage Assoc	3,000,000.00	3,000,000.00	0.500%	65,000.00	3,065,000.00
3134GWYW0	10/30/20	04/30/25	Federal Home Loan Mortgage Corp	2,000,000.00	2,000,000.00	0.500%	45,111.12	2,045,111.12
3133ELC28	06/03/20	05/27/25	Federal Farm Credit Banks	3,500,000.00	3,499,300.00	0.734%	127,324.17	3,627,324.17
3134GVB31	06/03/20	05/28/25	Federal Home Loan Mortgage Corp	2,000,000.00	2,000,000.00	0.750%	74,791.66	2,074,791.66
3135GA5S6	12/16/20	06/16/25	Federal National Mortgage Assoc	2,000,000.00	2,000,000.00	0.450%	40,500.00	2,040,500.00
3135G04Z3	01/11/21	06/17/25	Federal National Mortgage Assoc	3,000,000.00	3,014,640.00	0.389%	66,500.00	3,066,500.00
3135G04Z3	05/20/21	06/17/25	Federal National Mortgage Assoc	2,000,000.00	1,991,940.00	0.600%	40,750.00	2,040,750.00
3136G4XZ1	07/01/20	06/30/25	Federal National Mortgage Assoc	2,500,000.00	2,500,000.00	0.740%	92,448.61	2,592,448.61
3133EMMP4	01/15/21	07/14/25	Federal Farm Credit Banks	2,225,000.00	2,218,325.00	0.457%	39,024.65	2,264,024.65
3137EAEU9	09/14/20	07/21/25	Federal Home Loan Mortgage Corp	1,500,000.00	1,499,625.00	0.380%	27,296.87	1,527,296.87
3133ELZ80	07/29/20	07/29/25	Federal Farm Credit Banks	3,000,000.00	3,000,000.00	0.580%	87,000.00	3,087,000.00
3133EMFC1	10/29/20	07/29/25	Federal Farm Credit Banks	3,000,000.00	3,000,000.00	0.530%	75,525.00	3,075,525.00
3134GWMX3	10/01/20	07/30/25	Federal Home Loan Mortgage Corp	2,000,000.00	2,000,000.00	0.510%	49,271.67	2,049,271.67
3133EL3P7	08/12/20	08/12/25	Federal Farm Credit Banks	3,500,000.00	3,500,000.00	0.530%	92,750.00	3,592,750.00
3136G4C43	08/14/20	08/14/25	Federal National Mortgage Assoc	2,000,000.00	2,000,000.00	0.650%	65,000.00	2,065,000.00
3136G4H71	11/06/20	08/18/25	Federal National Mortgage Assoc	2,000,000.00	1,999,000.00	0.500%	47,833.33	2,047,833.33
3136G4K77	08/21/20	08/21/25	Federal National Mortgage Assoc	2,000,000.00	2,000,000.00	0.450%	45,000.00	2,045,000.00
3136G4X24	08/31/20	08/29/25	Federal National Mortgage Assoc	3,000,000.00	3,000,000.00	0.600%	89,900.00	3,089,900.00
3137EAEX3	10/22/20	09/23/25	Federal Home Loan Mortgage Corp	4,000,000.00	3,989,280.00	0.430%	73,791.67	4,073,791.67
3137EAEX3	12/28/20	09/23/25	Federal Home Loan Mortgage Corp	3,000,000.00	2,996,460.00	0.400%	53,281.25	3,053,281.25
3133EMCP5	10/14/20	10/14/25	Federal Farm Credit Banks	1,500,000.00	1,500,000.00	0.520%	39,000.00	1,539,000.00
3132X0CK5	11/01/22	10/14/25	Federal Agricultural Mortgage Corp	1,650,000.00	1,645,264.50	2.153%	184,415.59	1,834,415.59
3134GWXX9	10/15/20	10/15/25	Federal Home Loan Mortgage Corp	3,000,000.00	3,000,000.00	0.550%	82,500.00	3,082,500.00
3135G06A6	12/11/20	10/20/25	Federal National Mortgage Assoc	2,410,000.00	2,408,795.00	0.590%	67,909.78	2,477,909.78
3133EMD22	12/09/20	10/21/25	Federal Farm Credit Banks	3,000,000.00	2,994,300.00	0.560%	75,920.00	3,075,920.00
3133EMFR8	11/03/20	11/03/25	Federal Farm Credit Banks	4,500,000.00	4,500,000.00	0.540%	121,500.00	4,621,500.00
3135G06G3	12/29/20	11/07/25	Federal National Mortgage Assoc	3,000,000.00	3,012,960.00	0.410%	72,833.34	3,072,833.34
3130ALFF6	03/10/21	12/10/25	Federal Home Loan Banks	1,750,000.00	1,750,000.00	0.650%	54,031.25	1,804,031.25
31422XAT9	03/02/21	12/15/25	Federal Agricultural Mortgage Corp	3,000,000.00	3,000,000.00	0.520%	74,663.33	3,074,663.33
3134GXFV1	12/17/20	12/17/25	Federal Home Loan Mortgage Corp	5,000,000.00	5,000,000.00	0.625%	156,250.00	5,156,250.00
3134GXHD9	03/24/21	12/23/25	Federal Home Loan Mortgage Corp	1,500,000.00	1,489,500.00	0.700%	49,845.83	1,549,845.83
3135G06Q1	12/30/20	12/30/25	Federal National Mortgage Assoc	2,500,000.00	2,504,125.00	0.474%	80,000.00	2,580,000.00
3130AKMZ6	01/14/21	01/14/26	Federal Home Loan Banks	4,000,000.00	4,000,000.00	0.510%	102,000.00	4,102,000.00
3130AKMZ6	01/14/21	01/14/26	Federal Home Loan Banks	1,750,000.00	1,747,375.00	0.540%	44,625.00	1,794,625.00
31422B6K1	01/25/21	01/15/26	Federal Agricultural Mortgage Corp	1,500,000.00	1,500,000.00	0.480%	35,800.00	1,535,800.00
3130AKN69	01/28/21	01/28/26	Federal Home Loan Banks	3,000,000.00	3,000,000.00	0.500%	75,000.00	3,075,000.00
3130AKRF5	02/09/21	02/09/26	Federal Home Loan Banks	2,050,000.00	2,050,000.00	0.350%	14,575.00	2,064,575.00
3130AKVR4	02/12/21	02/12/26	Federal Home Loan Banks	2,000,000.00	2,000,000.00	0.550%	55,000.00	2,055,000.00
3130AKVV5	02/18/21	02/18/26	Federal Home Loan Banks	4,000,000.00	4,000,000.00	0.500%	100,000.00	4,100,000.00
3133EMSH6	03/03/21	03/03/26	Federal Farm Credit Banks	674,000.00	674,000.00	0.790%	26,623.00	700,623.00
3133EMSU7	03/09/21	03/09/26	Federal Farm Credit Banks	3,500,000.00	3,500,000.00	0.800%	140,000.00	3,640,000.00
3130ALH56	03/18/21	03/18/26	Federal Home Loan Banks	3,000,000.00	2,997,000.00	0.750%	112,500.00	3,112,500.00
3130ALUQ5	03/30/21	03/30/26	Federal Home Loan Banks	1,500,000.00	1,500,000.00	0.300%	22,500.00	1,522,500.00
31422XCX8	04/20/21	04/20/26	Federal Agricultural Mortgage Corp	2,000,000.00	2,000,000.00	1.000%	100,000.00	2,100,000.00
3130ALVB7	04/21/21	04/21/26	Federal Home Loan Banks	2,000,000.00	1,998,500.00	0.915%	90,000.00	2,090,000.00
3130AM4L3	04/29/21	04/29/26	Federal Home Loan Banks	4,000,000.00	4,000,000.00	0.500%	100,000.00	4,100,000.00
31422XFP2	05/04/21	05/04/26	Federal Agricultural Mortgage Corp	2,500,000.00	2,500,000.00	0.950%	118,750.00	2,618,750.00

City of Carlsbad investment portfolio

Investment detail

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CUSIP	Settlement	Maturity	Issuer	Par	Invested	Yield	Interest	Return
3130AMCL4	09/30/22	05/19/26	Federal Home Loan Banks	1,100,000.00	979,726.00	4.300%	40,797.17	1,140,797.17
3130AMHN5	05/26/21	05/26/26	Federal Home Loan Banks	2,500,000.00	2,500,000.00	0.500%	112,500.00	2,612,500.00
31422XGL0	05/27/21	05/27/26	Federal Agricultural Mortgage Corp	2,000,000.00	2,000,000.00	0.920%	92,000.00	2,092,000.00
3130AMQK1	06/16/21	06/16/26	Federal Home Loan Banks	2,000,000.00	2,000,000.00	0.500%	94,000.00	2,094,000.00
3130AMQK1	06/16/21	06/16/26	Federal Home Loan Banks	2,500,000.00	2,500,000.00	0.500%	117,500.00	2,617,500.00
3133EML67	06/22/21	06/22/26	Federal Farm Credit Banks	2,000,000.00	1,993,160.00	0.870%	80,000.00	2,080,000.00
3130AMTW2	06/30/21	06/30/26	Federal Home Loan Banks	4,500,000.00	4,500,000.00	0.500%	186,750.00	4,686,750.00
3130AMWN8	06/30/21	06/30/26	Federal Home Loan Banks	2,000,000.00	2,000,000.00	0.550%	88,000.00	2,088,000.00
3130ANCH1	07/27/21	07/27/26	Federal Home Loan Banks	2,500,000.00	2,500,000.00	1.000%	125,000.00	2,625,000.00
3130ANLS7	08/25/21	08/25/26	Federal Home Loan Banks	3,500,000.00	3,494,750.00	0.906%	153,125.00	3,653,125.00
31422XLY6	09/01/21	09/01/26	Federal Agricultural Mortgage Corp	4,000,000.00	4,000,000.00	0.900%	180,000.00	4,180,000.00
3133EM3T7	09/07/21	09/01/26	Federal Farm Credit Banks	3,000,000.00	2,997,750.00	0.885%	130,065.00	3,130,065.00
31422XNB4	09/30/21	09/30/26	Federal Agricultural Mortgage Corp	2,500,000.00	2,500,000.00	0.860%	107,798.60	2,607,798.60
3133ENAF7	12/27/21	10/07/26	Federal Farm Credit Banks	2,500,000.00	2,469,000.00	1.268%	119,444.44	2,619,444.44
3134GW6C5	02/15/22	10/28/26	Federal Home Loan Mortgage Corp	4,500,000.00	4,266,900.00	1.958%	169,300.00	4,669,300.00
3130APIZ9	02/25/22	10/28/26	Federal Home Loan Banks	3,500,000.00	3,378,200.00	1.979%	210,000.00	3,710,000.00
3130B1DC8	05/16/24	11/09/26	Federal Home Loan Banks	1,500,000.00	1,500,000.00	5.249%	196,875.00	1,696,875.00
3133ENFP0	12/09/21	11/30/26	Federal Farm Credit Banks	2,950,000.00	2,952,950.00	1.408%	167,958.25	3,117,958.25
3130AQF65	01/14/22	12/21/26	Federal Home Loan Banks	1,550,000.00	1,532,857.00	1.483%	95,637.15	1,645,637.15
3130AQMx8	02/07/22	01/26/27	Federal Home Loan Banks	1,250,000.00	1,245,000.00	1.331%	112,070.31	1,362,070.31
3130AQJR5	12/14/23	01/27/27	Federal Home Loan Banks	2,000,000.00	1,820,000.00	4.631%	105,000.00	2,105,000.00
3130AQLD3	03/29/22	01/28/27	Federal Home Loan Banks	2,500,000.00	2,384,750.00	2.776%	211,336.81	2,711,336.81
3130ARAB7	06/24/22	03/25/27	Federal Home Loan Banks	2,000,000.00	1,941,720.00	3.420%	260,791.67	2,260,791.67
3134GXNM2	02/20/24	03/25/27	Federal Home Loan Mortgage Corp	2,000,000.00	1,899,720.00	4.419%	186,700.00	2,186,700.00
3130ARLS8	06/10/22	04/26/27	Federal Home Loan Banks	4,000,000.00	3,982,764.44	3.198%	589,235.56	4,589,235.56
3133EPJP1	05/12/23	05/12/27	Federal Farm Credit Banks	2,000,000.00	1,999,260.00	3.620%	290,000.00	2,290,000.00
3130ASCT4	06/28/22	06/28/27	Federal Home Loan Banks	2,500,000.00	2,500,000.00	3.250%	406,250.00	2,906,250.00
3130ASF46	06/30/22	06/30/27	Federal Home Loan Banks	2,500,000.00	2,500,000.00	3.500%	437,500.00	2,937,500.00
3130ASLA5	09/13/23	07/26/27	Federal Home Loan Banks	1,915,000.00	1,891,497.21	4.850%	344,700.00	2,259,700.00
3133ERNt4	08/14/24	08/12/27	Federal Farm Credit Banks	2,500,000.00	2,498,750.00	4.968%	371,250.00	2,871,250.00
3130B2QD0	09/13/24	09/10/27	Federal Home Loan Banks	1,500,000.00	1,500,000.00	4.070%	182,641.25	1,682,641.25
3133ENL99	09/30/22	09/15/27	Federal Farm Credit Banks	2,500,000.00	2,432,200.00	3.983%	418,359.37	2,918,359.37
3133EPXB6	09/28/23	09/28/27	Federal Farm Credit Banks	2,000,000.00	1,993,860.00	4.625%	370,000.00	2,370,000.00
3134GX3H5	05/15/24	09/29/27	Federal Home Loan Mortgage Corp	2,500,000.00	2,477,000.00	5.048%	415,625.00	2,915,625.00
3133ERWK3	10/07/24	10/07/27	Federal Farm Credit Banks	2,000,000.00	2,000,000.00	3.670%	220,200.00	2,220,200.00
3133EPJ30	12/06/23	12/06/27	Federal Farm Credit Banks	2,000,000.00	2,000,000.00	5.380%	430,400.00	2,430,400.00
3133EN3S7	12/07/22	12/07/27	Federal Farm Credit Banks	3,000,000.00	2,995,920.00	3.780%	562,500.00	3,562,500.00
3130AYPJ9	01/29/24	01/26/28	Federal Home Loan Banks	2,000,000.00	2,000,000.00	4.500%	359,500.00	2,359,500.00
3130AUQA5	02/02/23	02/02/28	Federal Home Loan Banks	2,500,000.00	2,500,000.00	4.050%	506,250.00	3,006,250.00
3130AYVC7	02/13/24	02/09/28	Federal Farm Credit Banks	2,000,000.00	2,000,000.00	4.625%	370,000.00	2,370,000.00
3130AUW59	03/08/23	02/17/28	Federal Home Loan Banks	1,500,000.00	1,480,500.00	4.240%	318,000.00	1,818,000.00
3133EP3Z6	02/28/24	02/28/28	Federal Farm Credit Banks	2,000,000.00	1,997,320.00	4.375%	350,000.00	2,350,000.00
3130B0EE5	04/23/24	03/06/28	Federal Home Loan Banks	2,000,000.00	1,985,960.00	5.000%	384,000.00	2,384,000.00
313382GT4	11/15/23	03/10/28	Federal Home Loan Banks	2,500,000.00	2,333,600.00	4.720%	337,500.00	2,837,500.00
3133EPDC6	03/13/23	03/13/28	Federal Farm Credit Banks	1,000,000.00	1,000,000.00	5.350%	267,500.00	1,267,500.00
3133EPFU4	04/12/23	04/12/28	Federal Farm Credit Banks	2,500,000.00	2,496,600.00	3.530%	437,500.00	2,937,500.00
3130AVK50	04/24/23	04/24/28	Federal Home Loan Banks	1,500,000.00	1,500,000.00	5.000%	375,000.00	1,875,000.00
3130ALZW7	12/14/23	04/28/28	Federal Home Loan Banks	1,000,000.00	895,070.00	4.362%	76,500.00	1,076,500.00
3133EPMA0	06/09/23	06/09/28	Federal Farm Credit Banks	1,500,000.00	1,500,000.00	4.690%	351,750.00	1,851,750.00
3130B0NE5	05/01/24	07/06/28	Federal Home Loan Banks	2,400,000.00	2,376,000.00	4.969%	478,773.33	2,878,773.33
3134H1GL1	10/18/23	07/18/28	Federal Home Loan Mortgage Corp	2,500,000.00	2,493,750.00	5.002%	593,750.00	3,093,750.00
3134H1GL1	11/01/23	07/18/28	Federal Home Loan Mortgage Corp	2,000,000.00	1,982,760.00	5.210%	475,000.00	2,475,000.00
3133ERLM1	07/24/24	07/24/28	Federal Farm Credit Banks	2,500,000.00	2,500,000.00	5.100%	510,000.00	3,010,000.00
3133EPTA3	09/07/23	08/14/28	Federal Farm Credit Banks	1,000,000.00	1,000,000.00	5.108%	255,500.00	1,255,500.00
3133ERPK1	08/14/24	08/14/28	Federal Farm Credit Banks	2,500,000.00	2,500,000.00	4.670%	467,000.00	2,967,000.00
3134HAGR8	08/28/24	08/28/28	Federal Home Loan Mortgage Corp	2,500,000.00	2,485,000.00	4.164%	400,000.00	2,900,000.00
3134GWS23	05/17/24	09/14/28	Federal Home Loan Mortgage Corp	2,000,000.00	1,719,760.00	4.610%	90,000.00	2,090,000.00
3134H1CM3	11/17/23	09/25/28	Federal Home Loan Mortgage Corp	1,500,000.00	1,477,875.00	4.843%	327,750.00	1,827,750.00
3130B0PR4	04/02/24	10/02/28	Federal Home Loan Banks	2,000,000.00	2,000,000.00	5.000%	450,000.00	2,450,000.00
3130AP6J9	12/06/23	10/05/28	Federal Home Loan Banks	2,000,000.00	1,745,060.00	4.300%	135,000.00	2,135,000.00
3130APSR7	01/08/24	11/16/28	Federal Farm Credit Banks	1,500,000.00	1,342,500.00	4.107%	127,500.00	1,627,500.00
3130APTC9	01/19/24	11/22/28	Federal Home Loan Banks	1,000,000.00	896,600.00	4.193%	90,000.00	1,090,000.00
3130B0M89	03/28/24	12/28/28	Federal Home Loan Banks	3,000,000.00	2,949,000.00	4.402%	570,000.00	3,570,000.00

City of Carlsbad investment portfolio

Investment detail

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CUSIP	Settlement	Maturity	Issuer	Par	Invested	Yield	Interest	Return
3130AYE51	01/08/24	01/02/29	Federal Home Loan Banks	2,500,000.00	2,501,250.00	4.947%	623,958.34	3,123,958.34
3130AYCV6	01/11/24	01/03/29	Federal Home Loan Banks	2,700,000.00	2,700,000.00	5.000%	675,000.00	3,375,000.00
3135GAM81	02/01/24	01/17/29	Federal National Mortgage Assoc	2,500,000.00	2,500,000.00	5.000%	624,305.56	3,124,305.56
3130AYJR8	02/20/24	01/17/29	Federal Home Loan Banks	2,000,000.00	1,990,000.00	4.714%	460,000.00	2,460,000.00
3130AYRG3	02/05/24	02/05/29	Federal Home Loan Banks	2,500,000.00	2,500,000.00	4.400%	550,000.00	3,050,000.00
3130AYWQ5	02/20/24	02/07/29	Federal Home Loan Banks	2,500,000.00	2,497,500.00	4.572%	568,118.05	3,068,118.05
3133ENUR9	07/22/24	04/18/29	Federal Farm Credit Banks	2,000,000.00	1,462,500.00	4.287%	370,000.00	2,370,000.00
3130B14U8	04/24/24	04/27/29	Federal Home Loan Banks	1,500,000.00	1,500,000.00	5.250%	393,093.75	1,893,093.75
3133EKKA3	09/30/24	05/02/29	Federal Farm Credit Banks	2,500,000.00	2,447,500.00	3.651%	393,750.00	2,893,750.00
3135GASP7	05/28/24	05/22/29	Federal National Mortgage Assoc	2,000,000.00	1,983,000.00	4.819%	462,500.00	2,462,500.00
3134H15T6	07/16/24	07/16/29	Federal Home Loan Mortgage Corp	2,500,000.00	2,491,875.00	4.074%	625,000.00	3,125,000.00
3134HAAN3	07/30/24	07/30/29	Federal Home Loan Mortgage Corp	3,000,000.00	2,965,500.00	4.635%	656,250.00	3,656,250.00
3134H16A6	07/30/24	07/30/29	Federal Home Loan Mortgage Corp	2,000,000.00	1,990,300.00	5.111%	500,000.00	2,500,000.00
3134HAE85	08/14/24	08/14/29	Federal Home Loan Mortgage Corp	2,500,000.00	2,472,000.00	4.251%	500,000.00	3,000,000.00
3130B2PT6	09/13/24	09/12/29	Federal Home Loan Banks	2,500,000.00	2,500,000.00	4.200%	524,708.33	3,024,708.33
3130B3CC5	10/17/24	10/09/29	Federal Home Loan Banks	2,500,000.00	2,500,000.00	4.100%	510,222.22	3,010,222.22
3134HAPK3	10/10/24	10/10/29	Federal Home Loan Mortgage Corp	2,500,000.00	2,500,000.00	4.030%	503,750.00	3,003,750.00
31424WQB1	10/15/24	10/15/29	Federal Agricultural Mortgage Corp	2,500,000.00	2,500,000.00	4.450%	556,250.00	3,056,250.00
Total federal investments				\$ 337,699,000.00	\$ 334,852,499.15	2.209%	\$ 31,847,489.71	\$ 369,546,489.71

CUSIP	Settlement	Maturity	Issuer	Par	Invested	Yield	Interest expected	Return
Supranationals								
45905U6L3	01/14/21	11/20/25	International Bank for Recon & Devel	2,000,000.00	2,250,220.00	0.510%	303,125.00	2,303,125.00
45950VPJ9	01/25/21	01/15/26	International Finance Corporation	2,000,000.00	2,007,840.00	0.500%	57,677.78	2,057,677.78
4581X0DV7	04/23/21	04/20/26	Inter-American Development Bank	3,000,000.00	3,000,720.00	0.870%	131,031.25	3,131,031.25
45950VPY6	05/28/21	05/15/26	International Finance Corporation	2,000,000.00	2,000,000.00	0.500%	49,638.89	2,049,638.89
45906M4E8	07/31/23	06/26/28	International Bank for Recon & Devel	1,250,000.00	1,240,000.00	4.684%	281,250.00	1,531,250.00
45906M4E8	09/07/23	06/26/28	International Bank for Recon & Devel	1,700,000.00	1,686,400.00	4.500%	382,500.00	2,082,500.00
459058KW2	09/28/23	08/01/28	International Bank for Recon & Devel	2,000,000.00	1,991,960.00	4.720%	448,368.06	2,448,368.06
45818WFE1	03/01/24	03/01/29	Inter-American Development Bank	2,500,000.00	2,500,000.00	4.400%	550,000.00	3,050,000.00
Total supranationals				\$ 16,450,000.00	\$ 16,677,140.00	2.372%	\$ 2,203,590.98	\$ 18,653,590.98

CUSIP	Settlement	Maturity	Issuer	Par	Invested	Yield	Interest expected	Return
U.S. Treasury								
91282YV6	06/07/21	11/30/24	U.S. Treasury	2,000,000.00	2,073,437.50	0.436%	104,426.23	2,104,426.23
91282CDS7	10/21/22	01/15/25	U.S. Treasury	4,000,000.00	3,712,187.50	4.548%	100,516.30	4,100,516.30
91282ZC7	07/15/21	02/28/25	U.S. Treasury	2,000,000.00	2,040,312.50	0.563%	81,623.64	2,081,623.64
91282ZL7	02/19/21	04/30/25	U.S. Treasury	2,000,000.00	1,997,920.00	0.400%	31,450.28	2,031,450.28
91282ZT0	02/19/21	05/31/25	U.S. Treasury	2,000,000.00	1,987,280.00	0.400%	21,387.36	2,021,387.36
91282CEU1	10/21/22	06/15/25	U.S. Treasury	3,000,000.00	2,877,180.00	4.530%	228,586.07	3,228,586.07
91282CAM3	01/11/21	09/30/25	U.S. Treasury	2,500,000.00	2,481,332.50	0.250%	29,481.46	2,529,481.46
91282CAZ4	01/11/21	11/30/25	U.S. Treasury	2,500,000.00	2,493,350.00	0.375%	45,793.27	2,545,793.27
91282CGA3	10/17/23	12/15/25	U.S. Treasury	2,000,000.00	1,962,187.50	4.930%	199,992.72	2,199,992.72
91282CBQ3	03/01/21	02/28/26	U.S. Treasury	3,000,000.00	2,964,726.56	0.740%	74,959.24	3,074,959.24
91282CBQ3	03/02/21	02/28/26	U.S. Treasury	2,000,000.00	1,975,513.02	0.750%	49,945.65	2,049,945.65
91282CLB5	08/27/24	07/31/26	U.S. Treasury	2,500,000.00	2,523,046.88	3.872%	218,875.49	2,718,875.49
91282U24	12/27/21	11/15/26	U.S. Treasury	2,500,000.00	2,594,531.25	1.200%	244,198.90	2,744,198.90
91282CDK4	01/14/22	11/30/26	U.S. Treasury	1,500,000.00	1,485,000.00	1.463%	91,432.01	1,591,432.01
91282Z78	05/08/23	01/31/27	U.S. Treasury	1,500,000.00	1,485,855.00	3.500%	83,970.99	1,583,970.99
91282CKJ9	05/06/24	04/15/27	U.S. Treasury	3,000,000.00	2,983,583.44	4.710%	404,870.90	3,404,870.90
91282CFB2	04/21/23	07/31/27	U.S. Treasury	2,500,000.00	2,400,000.00	3.770%	294,181.63	2,794,181.63
91282CFB2	05/03/24	07/31/27	U.S. Treasury	1,500,000.00	1,417,441.41	4.600%	144,375.00	1,644,375.00
91282CFU0	09/08/23	10/31/27	U.S. Treasury	1,500,000.00	1,479,375.00	4.491%	278,437.50	1,778,437.50
9128283F5	09/11/24	11/15/27	U.S. Treasury	2,000,000.00	1,928,750.00	3.443%	157,500.00	2,157,500.00
91282CGC9	01/25/23	12/31/27	U.S. Treasury	500,000.00	508,167.05	3.570%	96,393.30	596,393.30
91282CGC9	01/31/23	12/31/27	U.S. Treasury	750,000.00	760,105.97	3.647%	144,108.25	894,108.25
91282CGC9	09/08/23	12/31/27	U.S. Treasury	1,500,000.00	1,465,195.31	4.472%	261,562.50	1,761,562.50
91282CHA2	12/14/23	04/30/28	U.S. Treasury	1,000,000.00	969,687.50	4.265%	157,452.99	1,157,452.99
9128284N7	07/17/23	05/15/28	U.S. Treasury	1,000,000.00	953,056.40	3.952%	143,750.00	1,143,750.00
91282CHQ7	07/18/24	07/31/28	U.S. Treasury	2,000,000.00	2,000,454.00	4.118%	371,250.00	2,371,250.00
91282CFT3	11/08/24	10/31/29	U.S. Treasury	2,500,000.00	2,478,906.25	4.189%	500,265.50	3,000,265.50
Total U.S. Treasury				\$ 54,750,000.00	\$ 53,998,582.54	2.765%	\$ 4,560,787.18	\$ 59,310,787.18

City of Carlsbad investment portfolio

Investment detail

Nov. 30, 2024

CUSIP	Settlement	Maturity	Issuer	Par	Invested	Yield	Interest	Return
Corporate notes								
931142DV2	01/16/20	12/15/24	Wal-Mart	2,000,000.00	2,067,790.00	1.900%	260,436.11	2,260,436.11
478160CJ1	01/15/20	01/15/25	Johnson & Johnson	1,820,000.00	1,882,380.50	1.586%	238,875.00	2,058,875.00
478160CJ1	04/08/20	01/15/25	Johnson & Johnson	3,000,000.00	3,231,960.00	0.906%	375,593.75	3,375,593.75
478160CJ1	07/13/20	01/15/25	Johnson & Johnson	1,000,000.00	1,090,640.00	0.510%	118,270.83	1,118,270.83
037833AZ3	09/10/21	02/09/25	Apple Inc	1,500,000.00	1,588,155.00	0.753%	128,020.83	1,628,020.83
66989HAP3	04/13/20	02/14/25	Novartis Capital Corp	3,310,000.00	3,379,576.20	1.300%	280,131.74	3,590,131.74
12572QAG0	06/03/20	03/15/25	CME Group Inc	2,771,000.00	3,050,981.84	0.730%	397,638.50	3,168,638.50
654106AH6	12/31/20	03/27/25	Nike Inc.	2,867,000.00	3,090,740.68	0.500%	291,669.47	3,158,669.47
341081FZ53	05/13/20	04/01/25	Flordia Power & Light	3,667,000.00	3,980,565.17	1.020%	509,193.51	4,176,193.51
78015K7H17	12/07/21	06/10/25	Royal Bank of Canada	2,000,000.00	1,989,460.00	1.304%	80,691.67	2,080,691.67
478160CN2	04/23/21	09/01/25	Johnson & Johnson	1,250,000.00	1,241,700.00	0.705%	29,944.44	1,279,944.44
742718FL8	09/20/21	10/29/25	Procter & Gamble	1,500,000.00	1,487,460.00	0.757%	33,893.75	1,533,893.75
92826CAD4	05/17/21	12/14/25	Visa Inc	1,250,000.00	1,368,500.00	0.910%	180,140.62	1,430,140.62
06048WK82	08/23/21	01/26/26	Bank of America	1,000,000.00	989,470.00	1.000%	33,550.00	1,033,550.00
58933YAY1	04/12/21	02/24/26	Merck & Co	1,500,000.00	1,485,750.00	0.950%	54,750.00	1,554,750.00
48128G2Q2	03/01/21	02/26/26	JP Morgan Chase Bank	2,000,000.00	2,000,000.00	0.800%	80,000.00	2,080,000.00
478160BY9	03/01/21	03/01/26	Johnson & Johnson	2,500,000.00	2,697,950.00	0.750%	306,250.00	2,806,250.00
48128G3A6	03/03/21	03/03/26	JP Morgan Chase Bank	2,000,000.00	2,000,000.00	1.000%	100,000.00	2,100,000.00
48128G3V0	06/11/21	06/11/26	JP Morgan Chase Bank	2,000,000.00	2,000,000.00	1.150%	115,000.00	2,115,000.00
06048WM64	07/12/21	06/25/26	Bank of America	3,000,000.00	2,998,500.00	1.210%	178,300.00	3,178,300.00
57629WDE7	07/22/21	07/16/26	Massmutual Global	3,750,000.00	3,784,537.50	1.010%	224,250.00	3,974,250.00
594918BR4	08/11/21	08/08/26	Microsoft	4,000,000.00	4,292,240.00	0.900%	293,040.00	4,293,040.00
48128G5A4	08/25/21	08/25/26	JP Morgan Chase Bank	2,000,000.00	2,000,000.00	1.200%	120,000.00	2,120,000.00
06048WN63	09/10/21	09/10/26	Bank of America	2,000,000.00	2,000,000.00	1.150%	115,000.00	2,115,000.00
06048WP20	09/24/21	09/24/26	Bank of America	2,000,000.00	2,000,000.00	1.250%	125,000.00	2,125,000.00
59217GBY4	01/19/22	12/18/26	Met Life Global	4,000,000.00	4,281,720.00	1.940%	678,116.67	4,678,116.67
06368GC39	12/30/21	12/30/26	Bank of Montreal (BLC)	2,450,000.00	2,450,000.00	2.000%	245,000.00	2,695,000.00
58989V2G8	11/08/24	01/16/27	Met Tower Global Funding	2,500,000.00	2,522,275.00	4.850%	303,125.00	2,803,125.00
742718FV6	02/04/22	02/01/27	Procter & Gamble	2,000,000.00	2,010,459.28	1.331%	189,683.33	2,189,683.33
742718FV6	05/11/23	02/01/27	Procter & Gamble	1,000,000.00	935,367.00	3.620%	76,000.00	1,076,000.00
48128G6F2	02/25/22	02/25/27	JP Morgan Chase Bank	5,000,000.00	5,000,000.00	2.550%	197,283.33	5,197,283.33
478160CE2	04/18/22	03/03/27	Johnson & Johnson	1,750,000.00	1,757,538.77	2.850%	251,671.87	2,001,671.87
742718FG9	07/08/22	03/25/27	Procter & Gamble	2,500,000.00	2,456,475.00	3.200%	329,972.22	2,829,972.22
64952WEQ2	06/23/23	04/07/27	New York Life Global	1,500,000.00	1,428,750.00	4.630%	195,000.00	1,695,000.00
64952WEQ2	07/18/23	04/07/27	New York Life Global	2,000,000.00	1,908,020.00	4.610%	260,000.00	2,260,000.00
06048WW63	06/23/22	06/22/27	Bank of America	3,000,000.00	3,000,000.00	5.000%	750,000.00	3,750,000.00
742718EV7	09/11/24	08/11/27	Procter & Gamble	2,000,000.00	1,951,140.00	3.741%	171,000.00	2,171,000.00
194162AN3	05/09/23	08/15/27	Colgate-Palmolive	2,000,000.00	1,997,600.00	3.694%	223,408.33	2,223,408.33
81257VAA9	03/10/23	10/01/27	Seattle Children Hosp	1,000,000.00	852,445.33	5.000%	222,581.34	1,222,581.34
592179KF1	10/17/23	01/06/28	Met Life Global	1,000,000.00	983,540.00	5.050%	227,250.00	1,227,250.00
78014RKF6	01/18/23	01/18/28	Royal Bank of Canada	2,500,000.00	2,500,000.00	5.450%	691,090.22	3,191,090.22
742718FZ7	11/01/23	01/26/28	Procter & Gamble	2,000,000.00	1,922,140.00	4.979%	355,500.00	2,355,500.00
74368CG8	10/23/24	07/06/28	Protective Life Global	2,300,000.00	2,097,255.00	1.900%	161,811.39	2,461,811.39
48130CDL6	11/03/23	11/03/28	JP Morgan Chase Bank	1,800,000.00	1,800,000.00	6.150%	553,500.00	2,353,500.00
771196BW1	12/22/23	12/13/28	Roche Holdings Inc	2,000,000.00	1,787,220.00	4.330%	193,000.00	2,193,000.00
6944PLZ21	01/12/24	01/11/29	Pacific Life Global	1,000,000.00	1,006,500.00	4.752%	245,000.00	1,245,000.00
742718GF0	02/20/24	01/29/29	Procter & Gamble	2,000,000.00	1,984,175.26	4.530%	435,241.67	2,435,241.67
771196CJ9	03/28/24	03/08/29	Roche Holdings Inc	3,000,000.00	3,019,380.00	4.640%	718,500.00	3,718,500.00
478160CU6	06/13/24	06/01/29	Johnson & Johnson	3,000,000.00	3,044,268.57	4.800%	724,400.00	3,724,400.00
478160CU6	06/03/24	06/01/29	Johnson & Johnson	2,750,000.00	2,744,582.50	4.895%	664,033.34	3,414,033.34
64952WFG3	07/16/24	06/06/29	New York Life Global	3,000,000.00	3,036,390.00	4.718%	750,000.00	3,750,000.00
06376A5W6	06/18/24	06/18/29	Bank of Montreal (BLC)	3,500,000.00	3,500,000.00	5.750%	1,006,250.00	4,506,250.00
17325FBK3	08/20/24	08/06/29	Citibank	2,000,000.00	2,040,000.00	4.838%	483,800.00	2,483,800.00
6944PL3C1	10/09/24	08/28/29	Pacific Life Global	2,000,000.00	2,009,920.00	4.500%	450,000.00	2,450,000.00
48130CSW6	09/20/24	08/29/29	JP Morgan Chase Bank	2,000,000.00	2,000,000.00	4.000%	393,333.33	2,393,333.33
48130CSE6	09/13/24	09/13/29	JP Morgan Chase Bank	2,000,000.00	2,000,000.00	4.125%	412,500.00	2,412,500.00
48130CUB9	10/23/24	10/23/29	JP Morgan Chase Bank	2,000,000.00	2,000,000.00	4.125%	412,500.00	2,412,500.00
48130CVE2	11/14/24	11/14/29	JP Morgan Chase Bank	2,500,000.00	2,500,000.00	4.500%	562,500.00	3,062,500.00
Total corporate notes				\$ 130,735,000.00	\$ 132,225,518.60	2.729%	\$ 18,202,692.26	\$ 148,937,692.26

City of Carlsbad investment portfolio

Investment detail

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CUSIP	Settlement	Maturity	Issuer	Par	Invested	Yield	Interest	Return
Certificate of deposit								
61690URM4	01/09/20	01/09/25	Morgan Stanley Bank NA	247,000.00	247,000.00	1.900%	23,490.72	270,490.72
07815AAZ0	02/27/20	02/27/25	Bell Bank Corp	249,000.00	249,000.00	1.600%	19,941.88	268,941.88
02554BDA6	03/13/20	03/13/25	American Eagle bank	249,000.00	249,000.00	1.100%	13,702.54	262,702.54
17037TEN3	03/13/20	03/13/25	Choice Financial Group	248,000.00	248,000.00	1.100%	13,647.47	261,647.47
73319FAF6	03/18/20	03/18/25	Poppy Bank	249,000.00	249,000.00	1.100%	13,702.54	262,702.54
835104BZ2	03/19/20	03/19/25	Somerset Trust	249,000.00	249,000.00	1.000%	12,456.88	261,456.88
45083ANS7	03/20/20	03/20/25	Iberia Bank	248,000.00	248,000.00	1.000%	12,406.79	260,406.79
02519TAZ9	03/27/20	03/27/25	American Commerce Bank	249,000.00	249,000.00	0.950%	11,834.03	260,834.03
072727BF6	03/27/20	03/27/25	Baycoast Bank	248,000.00	248,000.00	0.950%	11,786.45	259,786.45
14042TDD6	04/08/20	04/08/25	Capital One	248,000.00	248,000.00	1.600%	19,850.88	267,850.88
29260MBF1	05/15/20	05/15/25	Encore Bank	249,000.00	249,000.00	0.800%	9,965.41	258,965.41
33847E3H8	05/15/20	05/15/25	Flagstar Bank	248,000.00	248,000.00	0.850%	10,545.77	258,545.77
404730CR2	05/26/20	05/27/25	Haddon Savings Bank	248,000.00	248,000.00	0.750%	9,310.19	257,310.19
43719LAE5	05/29/20	05/29/25	Home Loan Inv Bank	249,000.00	249,000.00	0.800%	9,965.41	258,965.41
56102AAJ5	05/29/20	05/29/25	Malaga Bank	249,000.00	249,000.00	0.700%	8,719.87	257,719.87
69506YRT8	05/29/20	05/29/25	Pacific Western Bank	249,000.00	249,000.00	0.700%	8,719.77	257,719.77
86128QCF3	06/10/20	06/10/25	Stockman Bank	249,000.00	249,000.00	0.600%	7,474.10	256,474.10
740367MA2	07/17/20	07/17/25	Preferred Bank	249,000.00	249,000.00	0.500%	6,228.46	255,228.46
89235MJZ5	07/16/20	07/28/25	Toyota Financial Savings Bank	249,000.00	249,000.00	0.650%	8,096.93	257,096.93
211163KQ2	07/29/20	07/29/25	Continental Bank	249,000.00	249,000.00	0.500%	6,228.46	255,228.46
02007GXF5	08/09/22	08/04/25	Ally Bank	201,000.00	201,000.00	3.400%	20,427.10	221,427.10
549104RV1	08/14/20	08/14/25	Luana Savings Bank	249,000.00	249,000.00	0.450%	5,605.57	254,605.57
32022RNT0	08/19/20	08/19/25	1st Financial Bank	249,000.00	249,000.00	0.450%	5,605.82	254,605.82
31944MBB0	08/20/20	08/20/25	1st Carolina Bank	249,000.00	249,000.00	0.450%	5,605.82	254,605.82
664122AF5	08/20/20	08/20/25	Northeast Community Bank	249,000.00	249,000.00	0.450%	5,605.82	254,605.82
228212AQ9	09/04/20	09/04/25	Crown Bank	249,000.00	249,000.00	0.400%	4,982.62	253,982.62
59013KKJ4	09/15/20	09/15/25	Merrick	249,000.00	249,000.00	0.400%	4,982.62	253,982.62
2027506P5	10/22/20	09/25/25	Commonwealth Bus Bank	249,000.00	249,000.00	0.400%	4,908.94	253,908.94
51507LBY9	09/29/20	09/29/25	Landmark Community	249,000.00	249,000.00	0.400%	4,982.58	253,982.58
538036LQ5	10/22/20	10/08/25	Live Oak Bank	249,000.00	249,000.00	0.400%	4,944.42	253,944.42
560390AS5	10/15/20	10/15/25	Maine Comm Bank	249,000.00	249,000.00	0.350%	4,359.94	253,359.94
33625CDS5	10/16/20	10/16/25	First Security Bank Wash	249,000.00	249,000.00	0.350%	4,359.94	253,359.94
780684AJ5	11/06/20	10/23/25	Royal Savings Bank	249,000.00	249,000.00	0.400%	4,944.42	253,944.42
33744AAW9	11/18/20	11/18/25	First US Bank	249,000.00	249,000.00	0.400%	4,982.62	253,982.62
88413QCU0	12/18/20	12/18/25	Third Federal Savings and Loan	249,000.00	249,000.00	0.450%	5,605.56	254,605.56
91330ACR6	12/18/20	12/18/25	Unity Bank	249,000.00	248,377.50	0.400%	4,982.72	253,982.72
08016PDV8	12/23/20	12/23/25	Belmont Savings Bank	249,000.00	248,377.50	0.400%	4,982.62	253,982.62
634116CW5	12/28/20	12/23/25	National Bank of NY City	249,000.00	248,688.75	0.400%	4,968.98	253,968.98
882214AA7	01/08/21	12/23/25	Texas Bank Henderson	249,000.00	249,000.00	0.450%	5,556.70	254,556.70
06424KBH2	01/08/21	01/08/26	Bank of Santa Clarita	249,000.00	248,688.75	0.400%	4,982.62	253,982.62
38522ABP0	01/08/21	01/08/26	Grand Bank Tulsa	249,000.00	248,688.75	0.400%	4,982.62	253,982.62
20143PEH9	01/26/21	01/26/26	Commercial Bank	249,000.00	248,751.00	0.471%	5,605.82	254,605.82
15258RAV9	01/27/21	01/27/26	Central Bank Storm Lake	249,000.00	248,751.00	0.471%	5,605.82	254,605.82
43786UAJ2	02/18/21	01/29/26	Hometown Bk of Alabama	249,000.00	249,000.00	0.400%	4,928.04	253,928.04
909242AN9	02/26/21	02/26/26	United Rep Bk Omaha	249,000.00	249,000.00	0.400%	4,982.61	253,982.61
12527CDV1	03/03/21	03/03/26	CFG Community Bk	249,000.00	249,000.00	0.400%	4,982.73	253,982.73
110087AS2	03/10/21	03/10/26	Bristol Morgan Bank	249,000.00	249,000.00	0.450%	5,605.82	254,605.82
87164XA30	09/03/21	09/03/26	Syncrony Bank	249,000.00	249,000.00	0.900%	11,205.00	260,205.00
90348JS92	09/09/21	09/09/26	UBS Bank USA	249,000.00	249,000.00	0.950%	11,834.03	260,834.03
919853NZ0	09/17/24	09/17/26	Valley National Bank	245,000.00	245,000.00	3.950%	19,355.00	264,355.00
795451BH5	04/05/22	02/23/27	Sallie May Bank	247,000.00	242,902.27	2.564%	26,574.50	273,574.50
598580AM0	03/08/23	03/08/27	Mifflinburg Bank and Trust Company	249,000.00	249,000.00	4.650%	46,345.77	295,345.77
27004PCN1	03/09/22	03/09/27	Eaglemark Savings	247,000.00	247,000.00	2.000%	24,713.53	271,713.53
64034KBF7	03/09/22	03/09/27	Nelnet Bank Inc	247,000.00	247,000.00	1.950%	24,095.69	271,095.69
07371CN21	03/16/22	03/10/27	Beal Bank NV	247,000.00	247,000.00	1.800%	22,169.09	269,169.09
07371AB28	03/16/22	03/10/27	Beal Bank TX	247,000.00	247,000.00	1.800%	22,169.09	269,169.09
47804GLM3	09/20/24	03/22/27	John Marshall Bank	249,000.00	249,000.00	3.800%	23,667.93	272,667.93
02589ABW1	03/23/22	03/23/27	American Exp Bank	247,000.00	247,000.00	2.200%	27,184.89	274,184.89
31938QW34	02/15/22	04/15/27	First Business Bank	245,000.00	245,000.00	3.900%	33,790.69	278,790.69
254673D94	05/18/22	05/19/27	Discover Bank	246,000.00	246,000.00	3.200%	39,403.14	285,403.14
910286GS6	07/14/23	07/14/27	United Fidelity Bank	249,000.00	249,000.00	4.600%	45,847.38	294,847.38
78577TMR3	11/06/23	08/06/27	Saco & Biddeford Savings Institution	244,000.00	244,000.00	5.000%	45,750.00	289,750.00

City of Carlsbad investment portfolio

Investment detail

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CUSIP	Settlement	Maturity	Issuer	Par	Invested	Yield	Interest	Return
68405VAU3	09/15/23	09/13/27	Optum Bank	244,000.00	244,000.00	4.700%	45,872.00	289,872.00
20347MAS0	10/20/23	10/20/27	Community Bank and Trust	244,000.00	244,000.00	4.900%	47,824.00	291,824.00
37173RAJ2	12/13/23	12/13/27	Genesee Regional Bank	244,000.00	244,000.00	4.400%	42,944.00	286,944.00
34520LAY9	12/15/22	12/15/27	Forebright Bank	249,000.00	248,651.40	4.031%	49,827.34	298,827.34
84229LBJ0	12/16/22	12/16/27	Southern Bank	245,000.00	245,000.00	4.000%	49,026.84	294,026.84
32026U4X1	01/17/24	01/18/28	First Foundation Bank	245,000.00	245,000.00	4.000%	38,689.86	283,689.86
70212YBE1	02/22/23	02/22/28	Partners Bank California	245,000.00	245,000.00	3.850%	47,188.34	292,188.34
062119BH4	03/08/23	03/07/28	Bank Five Nine	249,000.00	249,000.00	4.550%	56,678.44	305,678.44
05580AW59	03/10/23	03/10/28	BMW Bank North America	244,000.00	244,000.00	4.600%	56,181.50	300,181.50
108622NK3	03/29/23	03/29/28	Bridgewater Bk	249,000.00	249,000.00	4.800%	59,825.54	308,825.54
178180GY5	03/31/23	03/31/28	City Natl Bk - Los Angeles	243,000.00	243,000.00	5.000%	60,816.56	303,816.56
914098DQ8	04/03/23	04/03/28	University Bank NA	249,000.00	249,000.00	4.800%	59,825.53	308,825.53
61768E3D3	05/08/24	05/08/28	Morgan Stanley Bank NA	244,000.00	244,000.00	4.700%	45,903.42	289,903.42
05600XQE3	05/16/23	05/16/28	BMO Harris Bank NA	244,000.00	244,000.00	4.500%	54,960.16	298,960.16
23204HPB8	06/06/23	06/14/28	Customers Bank	244,000.00	244,000.00	4.500%	53,365.81	297,365.81
91527PCD7	06/06/23	06/21/28	Univest Bank & Trust	249,000.00	249,000.00	4.500%	56,546.88	305,546.88
501798UJ9	07/18/23	07/18/28	LCA Bank Corporation	243,000.00	243,000.00	4.500%	54,734.92	297,734.92
58404DTG6	09/19/23	09/19/28	Medallion Bank	249,000.00	249,000.00	4.600%	57,332.81	306,332.81
59936MAA4	09/25/23	09/25/28	Milford Building & Loan	244,000.00	244,000.00	4.550%	55,510.00	299,510.00
84287PIB9	10/17/23	10/17/28	Southern First Bank	244,000.00	244,000.00	4.850%	59,170.00	303,170.00
949765HZ0	11/21/23	11/21/28	Wells Fargo Bank NA	248,000.00	248,000.00	5.050%	62,898.31	310,898.31
523343AA9	12/29/23	12/29/28	Ledyark National Bank	244,000.00	244,000.00	4.050%	49,464.16	293,464.16
227563EX7	03/12/24	03/07/29	Cross River Bank	244,000.00	244,000.00	4.250%	51,736.36	295,736.36
04518XAH7	03/14/24	03/14/29	Asian Bank	244,000.00	244,000.00	4.200%	51,268.08	295,268.08
38150VUH0	05/21/24	05/21/29	Goldman Sachs Bank	244,000.00	244,000.00	4.500%	54,930.08	298,930.08
93883MAZ1	05/22/24	05/22/29	Washington Financial Bank	244,000.00	244,000.00	4.450%	54,319.75	298,319.75
06652CHX2	07/31/24	07/31/29	Bankwest Inc	248,000.00	248,000.00	4.900%	60,760.00	308,760.00
Total certificate of deposit				\$ 21,981,000.00	\$ 21,973,876.92	2.215%	\$ 2,253,851.86	\$ 24,234,851.86

CUSIP	Settlement	Maturity	Issuer	Par	Invested	Yield	Interest expected	Return
Mortgage backed securities (agency)				Less Principal Cash	Less Fed Tax Cost	Less Interest		
30315EAA4	07/24/20	05/25/25	FRESB - MFM	871,016.73	875,276.88	0.830%	1,161.02	872,177.75
3137BJQ71	03/15/21	05/25/25	FHLM - FHMS KPLB A	2,000,000.00	2,157,500.00	2.770%	8,867.38	2,008,867.38
30318NAA1	02/19/21	01/25/26	FRESB - 2021-SB83	1,171,177.94	1,114,518.44	0.505%	4,674.20	1,175,852.14
3137BP4J5	08/20/21	03/25/26	FHLM - FHMS K1R1	749,668.30	785,160.42	0.414%	13,190.67	762,858.97
3137BPW21	03/25/21	03/25/26	FHLM - KHMS K055	2,488,719.30	2,687,816.84	2.673%	37,374.56	2,526,093.86
30321CAQ5	07/23/21	04/25/26	FRESB - 2021-SB88	1,648,163.67	1,655,903.44	0.746%	8,684.10	1,656,847.77
30324QAC2	01/21/22	11/25/26	FRESB - 2022-SB94	3,901,896.66	3,919,942.93	1.500%	55,879.66	3,957,776.32
30311SAA7	04/22/22	04/25/27	FRESB - 2022-SB97	3,273,868.41	3,144,118.45	2.803%	59,564.07	3,333,432.48
30329MAA0	10/28/22	06/25/27	FRESB - 2022-SB103	1,459,181.95	1,307,262.14	4.989%	34,863.47	1,494,045.42
30329QAA1	11/18/22	09/25/27	FRESB - 2022-SB104	3,809,115.45	3,477,105.33	2.600%	127,365.49	3,936,480.94
3138L7D60	12/16/22	10/01/27	FHLM - AM6424	949,321.16	919,061.56	4.212%	41,668.36	990,989.52
3132XGRH1	01/27/23	11/01/27	FRESB - WN2287	2,954,236.89	2,927,464.12	3.929%	142,914.44	3,097,151.33
3132XFGC6	01/08/24	03/01/28	FHLM - WN1094	1,000,000.00	884,882.81	4.476%	20,400.13	1,020,400.13
3140LBSE4	01/09/24	03/01/28	FNMA - BS1416	1,000,000.00	877,773.44	4.300%	15,403.62	1,015,403.62
3132XFMP0	02/06/24	05/01/28	FHLM - WN1265	2,000,000.00	2,007,500.00	4.611%	146,944.69	2,146,944.69
3140LKEG4	01/09/24	05/01/28	FNMA - BS8234	1,381,540.00	1,378,841.68	4.448%	93,674.95	1,475,214.95
30332EAA3	07/20/23	05/25/28	FRESB - 2023-SB107	2,990,587.64	2,925,569.28	4.090%	196,253.04	3,186,840.68
30333AAA0	08/17/23	06/25/28	FRESB - 2023-SB108	3,481,872.93	3,406,831.61	4.793%	244,208.56	3,726,081.49
35564CAA5	01/11/24	06/25/28	FHLM - SLST 2018	911,908.89	875,183.18	5.366%	55,546.75	967,455.64
3132XGYJ9	03/07/24	09/01/28	FHLM - WN2512	1,546,849.24	1,513,773.02	4.800%	114,186.60	1,661,035.84
30334CAA5	11/16/23	09/25/28	FRESB - 2023-SB111	2,744,326.11	2,682,883.39	5.284%	230,691.13	2,975,017.24
3132XFNX2	02/13/24	11/01/28	FHLM - WN1305	2,000,000.00	1,992,031.25	4.350%	158,101.64	2,158,101.64
3132XGYR1	03/18/24	11/01/28	FHLM - WN2519	2,500,000.00	2,494,531.25	4.797%	214,112.66	2,714,112.66
3132XGYU4	03/15/24	12/01/28	FHLM - WN2522	3,000,000.00	3,000,000.00	4.530%	251,760.21	3,251,760.21
3140NUFX2	01/30/24	12/01/28	FNMA - BZ0181	3,000,000.00	3,069,720.00	4.920%	274,403.04	3,274,403.04
30336BAA5	04/25/24	12/25/28	FRESB - 2024-SB113	3,498,032.14	3,468,753.61	5.217%	339,143.76	3,837,175.90
3132XGZE9	03/13/24	01/01/29	FHLM - WN2540	3,500,000.00	3,510,390.63	4.900%	263,391.08	3,763,391.08
3140HRZ55	01/17/24	01/01/29	FNMA - BL0752	1,500,000.00	1,458,450.00	3.650%	99,016.98	1,599,016.98
3140NUN54	01/29/24	01/01/29	FNMA - BZ0411	2,000,000.00	1,985,220.00	4.400%	158,767.48	2,158,767.48
3140NUUA5	03/19/24	03/01/29	FNMA - BZ0576	2,000,000.00	2,000,000.00	4.561%	179,575.63	2,179,575.63
3140NUUL1	03/13/24	03/01/29	FNMA - BZ0586	2,000,000.00	1,993,440.00	4.371%	168,881.81	2,168,881.81
30337MAA0	06/27/24	03/25/29	FRESB - 2024-SB114	2,974,702.88	2,989,433.61	4.990%	308,778.60	3,283,481.48

City of Carlsbad investment portfolio

Investment detail

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CUSIP	Settlement	Maturity	Issuer	Par	Invested	Yield	Interest	Return
3132XFQN1	07/02/24	04/01/29	FHLM - WN1360	2,000,000.00	1,950,000.00	4.568%	161,043.44	2,161,043.44
3132XG3G9	07/23/24	06/01/29	FHLM - WN3598	2,000,000.00	1,985,000.00	4.592%	180,999.10	2,180,999.10
3140LGD13	08/13/24	06/01/29	FNMA - B55506	2,000,000.00	1,912,500.00	4.125%	123,988.18	2,123,988.18
3132XKTD9	10/07/24	07/01/29	FHLM - WN5047	2,500,000.00	2,498,750.00	3.887%	218,667.50	2,718,667.50
3140HURA6	08/27/24	07/01/29	FNMA - BL3180	2,500,000.00	2,381,250.00	4.007%	150,113.66	2,650,113.66
3132XKTE7	10/09/24	08/01/29	FHLM - WN5048	2,500,000.00	2,489,150.00	4.150%	234,206.68	2,734,206.68
3140NWFK6	12/21/24	10/01/29	FNMA - BZ1969	2,000,000.00	1,990,000.00	4.155%	189,227.75	2,189,227.75
3140NWGS8	10/15/24	10/01/29	FNMA - BZ2008	2,000,000.00	1,996,000.00	4.150%	196,845.14	2,196,845.14
3140NWLH6	11/05/24	10/01/29	FNMA - BZ2127	2,500,000.00	2,467,500.00	4.520%	256,364.95	2,756,364.95
3140NWLJ0	11/19/24	11/01/29	FNMA - BZ2066	2,500,000.00	2,466,250.00	4.542%	257,746.06	2,757,746.06
Total mortgage backed securities (agency)				\$ 92,806,186.29	\$ 91,622,739.31	3.984%	\$ 6,038,652.24	\$ 98,844,838.53

CUSIP	Settlement	Maturity	Issuer	Par	Invested	Yield	Interest expected	Return
Municipal bonds								
575181GX	06/02/21	12/01/24	Mason & Kitsap Counties School District	640,000.00	640,000.00	0.538%	12,041.64	652,041.64
023051YW9	07/19/21	02/01/25	Amarillo Independent SD	1,800,000.00	1,762,290.00	0.600%	-	1,800,000.00
882806HG0	03/22/21	02/15/25	Texas St Tech Univ	2,500,000.00	2,524,850.00	0.679%	93,800.00	2,593,800.00
91412HGE7	03/01/21	05/15/25	University of California	1,500,000.00	1,517,250.00	0.600%	55,724.13	1,555,724.13
91412HGE7	06/29/21	05/15/25	University of California	1,960,000.00	1,966,154.40	0.799%	67,111.92	2,027,111.92
625506QN3	02/02/21	06/15/25	Multnomah County OR	2,000,000.00	2,006,040.00	0.430%	37,553.89	2,037,553.89
91412GU94	01/28/21	07/01/25	University of California	1,805,000.00	1,995,210.90	0.509%	244,645.68	2,049,645.68
20772KEW5	06/30/22	09/15/25	Connecticut, State of	2,850,000.00	2,863,053.00	3.201%	476,400.00	3,326,400.00
13063DMA3	04/01/21	04/01/26	California, State of	4,140,000.00	4,478,652.00	0.970%	161,300.35	4,301,300.35
13063DMA3	05/18/21	04/01/26	California, State of	1,250,000.00	1,353,350.00	0.910%	342,250.56	1,592,250.56
736688MF6	09/01/21	06/15/26	Portland Community College	1,100,000.00	1,102,992.00	0.841%	122,255.56	1,222,255.56
569280EX4	12/07/21	06/15/26	Marion County School	1,880,000.00	1,885,245.20	1.374%	548,550.00	2,428,550.00
842475P82	02/11/22	07/01/26	Sthrn CA ST Pub Pwr Auth	2,485,000.00	2,415,643.65	1.930%	47,357.32	2,532,357.32
797272QR5	08/12/21	08/01/26	San Diego Community College	3,000,000.00	3,209,550.00	0.860%	33,041.17	3,033,041.17
801315KR2	08/23/21	08/01/26	Santa Barbara CA USD	500,000.00	511,970.00	0.842%	81,862.08	581,862.08
798189PY6	08/23/21	08/01/26	San Jose Evergreen Community College	750,000.00	799,522.50	0.842%	101,809.78	851,809.78
798170AJ5	01/06/22	08/01/26	San Jose Redevelopment	3,000,000.00	3,220,260.00	1.507%	342,742.58	3,342,742.58
6041295T9	08/10/22	08/01/26	Minnesota, State of	1,215,000.00	1,215,000.00	3.250%	174,512.81	1,389,512.81
79730CIK1	04/22/24	08/01/26	San Diego Pub Fin Auth Water Revenue	2,000,000.00	1,866,860.00	5.035%	86,586.50	2,086,586.50
13063DRD2	02/08/22	10/01/26	California, State of	2,400,000.00	2,468,808.00	1.730%	170,415.98	2,570,415.98
419792ZN9	03/02/22	10/01/26	Hawaii, State of	2,000,000.00	1,938,920.00	1.810%	264,891.67	2,264,891.67
13067WSW3	12/20/21	12/01/26	California, State of	1,275,000.00	1,257,405.00	1.051%	977,643.33	2,252,643.33
13067WSW3	03/29/22	12/01/26	California, State of	1,425,000.00	1,322,001.00	2.708%	84,523.29	1,509,523.29
13067WSW3	04/18/22	12/01/26	California, State of	2,705,000.00	2,475,237.30	3.035%	90,565.95	2,795,565.95
79623PSA4	09/18/24	02/01/27	San Antonio TX, City of	500,000.00	500,000.00	4.158%	49,260.75	549,260.75
016249FQ2	10/30/23	02/15/27	Alief Independent School District	1,980,000.00	1,969,209.00	5.380%	360,360.00	2,340,360.00
544646A77	06/13/22	05/01/27	Los Angeles Unified School District	3,500,000.00	3,883,600.00	3.820%	15,705.20	3,515,705.20
68608VDX9	10/13/23	05/01/27	Oregon, State of	1,000,000.00	943,330.00	5.080%	132,640.00	1,132,640.00
91412HGF4	05/15/23	05/15/27	University of California	1,000,000.00	908,270.00	3.810%	52,640.00	1,052,640.00
91412HGF4	05/16/24	05/15/27	University of California	2,500,000.00	2,266,050.00	4.712%	98,700.00	2,598,700.00
91412HGF4	05/03/24	05/15/27	University of California	1,000,000.00	904,080.00	4.780%	46,060.00	1,046,060.00
544495VX9	08/27/23	07/01/27	Los Angeles Dept of Water & Power	1,500,000.00	1,580,685.00	4.100%	345,669.33	1,845,669.33
419794F72	06/06/23	07/01/27	Hawaii, State of	1,125,000.00	1,004,962.50	4.720%	82,624.50	1,207,624.50
438701Y40	06/28/23	07/01/27	Honolulu Wastewater System Revenue	1,500,000.00	1,392,885.00	4.460%	168,412.50	1,668,412.50
796720NT3	02/22/23	08/01/27	San Bernardino Community College Dist	1,500,000.00	1,328,325.00	1.480%	107,266.25	1,607,266.25
357155BA7	05/09/23	08/01/27	Fremont CA Unified School District	2,000,000.00	1,795,450.00	3.750%	94,110.34	2,094,110.34
68609TU22	08/22/23	08/01/27	Oregon State Dept of Transportation	1,585,000.00	1,394,070.90	1.354%	85,843.60	1,670,843.60
212204JH5	08/31/23	08/01/27	Contra Costa CA Community College Dist	1,000,000.00	909,510.00	4.720%	86,520.00	1,086,520.00
797272RP8	10/25/23	08/01/27	San Diego Community College	2,290,000.00	2,016,551.10	5.161%	149,582.80	2,439,582.80
072031AP2	08/01/23	10/01/27	Bay Area Water	1,250,000.00	1,185,562.50	4.742%	189,281.25	1,439,281.25
032556FB3	10/17/23	10/01/27	Anaheim California	1,670,000.00	1,487,068.20	1.998%	133,466.40	1,803,466.40
68607DVD4	06/16/23	11/15/27	Oregon State Dept of Transportation	2,000,000.00	1,738,740.00	4.370%	97,560.00	2,097,560.00
13063DC48	12/14/23	02/01/28	California, State of	1,440,000.00	1,289,520.00	4.500%	110,160.00	1,550,160.00
13063DGC6	07/23/24	04/01/28	California, State of	3,000,000.00	2,901,480.00	4.474%	420,000.00	3,420,000.00
54438CYM8	12/19/23	08/01/28	Los Angeles Community College Dist	2,250,000.00	2,020,005.00	4.350%	180,675.00	2,430,675.00
802385SN5	11/17/23	08/01/28	Santa Monica Community College Dist	1,000,000.00	940,860.00	4.950%	176,350.00	1,176,350.00
798170AL0	08/09/23	08/01/28	San Jose Redevelopment	1,000,000.00	948,450.00	4.742%	189,281.25	1,189,281.25
83412PHS4	01/22/24	08/01/28	Solano County Community College Dist	2,000,000.00	1,775,780.00	4.227%	147,900.00	2,147,900.00
7994082H1	08/24/23	08/01/28	San Ramon Valley School District	1,000,000.00	861,870.00	4.850%	83,500.00	1,083,500.00

City of Carlsbad investment portfolio

Investment detail

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CUSIP	Settlement	Maturity	Issuer	Par	Invested	Yield	Interest	Return
695802NN4	12/07/23	08/01/28	Pajaro Valley Unified School District	1,015,000.00	992,162.50	4.294%	257,640.00	1,272,640.00
882723B40	11/21/23	10/01/28	Texas, State of	1,500,000.00	1,410,330.00	4.700%	248,325.00	1,748,325.00
882724RD1	11/21/23	10/01/28	Texas PFA, State of	2,000,000.00	1,787,400.00	4.750%	227,600.00	2,227,600.00
13063DL22	11/15/23	10/01/28	California, State of	1,000,000.00	860,500.00	5.008%	87,500.00	1,087,500.00
13077DQG0	02/08/24	11/01/28	California State University	2,500,000.00	2,209,350.00	4.260%	190,125.00	2,690,125.00
59320A30	05/01/24	05/01/29	Miami Beach FL, City of	1,400,000.00	1,396,640.00	4.674%	327,180.00	1,727,180.00
769036BR4	06/03/24	06/01/29	Riverside California	1,375,000.00	1,250,136.25	4.895%	194,081.25	1,569,081.25
91412HFG3	10/10/24	07/01/29	University of California	2,500,000.00	2,421,325.00	3.349%	395,600.62	2,895,600.62
91412HFG3	09/11/24	07/01/29	University of California	1,000,000.00	987,240.00	3.640%	167,450.00	1,167,450.00
Total municipal bonds				\$ 101,060,000.00	\$ 98,057,662.90	2.939%	\$ 10,316,657.22	\$ 111,376,657.22

CUSIP	Settlement	Maturity	Issuer	Par	Invested	Yield	Interest	Return
Cash and pooled investments								
N/A	N/A	N/A	Wells Fargo Bank - General	2,111,874.00	2,111,874.00	0.000%	-	2,111,874.00
N/A	N/A	N/A	Wells Fargo Sweep account	5,863,600.67	5,863,600.67	4.517%	36,165.43	5,899,766.10
N/A	N/A	N/A	Principal - Custody	5,190,583.37	5,190,583.37	2.400%	19,153.14	5,209,736.51
N/A	N/A	N/A	CAMP	109,267,890.33	109,267,890.33	4.870%	446,471.67	109,714,362.00
N/A	N/A	N/A	LAIF City	216,097.79	216,097.79	4.477%	-	216,097.79
N/A	N/A	N/A	LAIF CMWD	873,450.63	873,450.63	4.477%	-	873,450.63
N/A	N/A	N/A	LAIF CPFA	800,113.22	800,113.22	4.477%	-	800,113.22
Total cash and pooled investments				\$ 124,323,610.01	\$ 124,323,610.01	4.662%	\$ 501,790.24	\$ 124,825,400.25

GRAND TOTAL	\$ 879,804,796.30	\$ 873,731,629.42	2.9422%	\$ 75,925,511.69	\$ 955,730,307.99
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115 Trust Activity

Nov. 30, 2024

The city's Section 115 Trust is a post-employment benefit trust that was established by City Council on September 12, 2023 (Resolution 2023-240). In connection with City Council Policy No. 86 and 98, the trust allows the city to stabilize pension cost volatility, maintain local control over the city's assets and earn a potentially higher rate of return than if the assets were kept in the General Fund. These funds are restricted and not pooled with other investment funds.

Period Ending	Contributions	Net Earnings	Fees	Distributions	Ending Balance	Period Return
Fiscal year 2023-24	\$ 10,000,000.00	\$ 865,953.87	\$ (16,540.91)	\$ -	\$ 10,849,412.96	8.66%
07/31/24	\$ -	\$ 262,987.57	\$ (2,895.29)	\$ -	\$ 11,109,505.24	2.42%
08/31/24	\$ -	\$ 231,078.31	\$ (2,950.75)	\$ -	\$ 11,337,632.80	2.08%
09/30/24	\$ -	\$ 222,105.34	\$ (2,997.34)	\$ -	\$ 11,556,740.80	1.96%
10/31/24	\$ 7,500,000.00	\$ (315,568.76)	\$ (3,220.99)	\$ -	\$ 18,737,951.05	-2.10%
11/30/24	\$ -	\$ 564,161.64	\$ (4,517.65)	\$ -	\$ 19,297,595.04	3.01%
Current year summary	\$ 7,500,000.00	\$ 964,764.10	\$ (16,582.02)	\$ -	\$ 19,297,595.04	5.51%
Grand total	\$ 17,500,000.00	\$ 1,830,717.97	\$ (33,122.93)	\$ -	\$ 19,297,595.04	10.46%



CITY COUNCIL Staff Report

Meeting Date: Jan. 14, 2025

To: Mayor and City Council

From: Geoff Patnoe, City Manager

Staff Contact: Judy Von Kalinowski, Human Resources Director
judy.von.kawlinowski@carlsbadca.gov, 442-339-2438

Subject: City Attorney Employment Agreement

Districts: All

Recommended Action

Adopt a resolution approving the amended and restated City Attorney Employment Agreement with Cindie K. McMahon and corresponding amendments to the Appointed Officials Salary Range Schedule

Executive Summary

The City Council is being asked to approve amendments to the city's employment agreement with the City Attorney and corresponding amendments to the Appointed Officials Salary Range Schedule.

Explanation & Analysis

Background

- July 26, 2022 – The City Council approved an employment agreement with the City Attorney, effective Aug. 2, 2022, with a base salary of \$280,000.
- Oct. 10, 2023 – The City Attorney's employment agreement was amended and restated; the City Council increased the City Attorney's annual base salary from \$280,000 to \$290,080, effective July 1, 2023.

New terms of employment

The City Council conducted a performance evaluation of the City Attorney in October and November 2024. The City Council held a closed session meeting on Dec. 3, 2024, to negotiate the City Attorney's terms of employment.

The City Attorney agreed to the new terms of their employment, which will include the following:

- A 2.5% annual salary increase to \$297,332

Fiscal Analysis

The annual cost of the changes in the terms of the City Attorney's employment is \$8,300. The fiscal year 2024-25 impact of \$8,300 will be funded by the existing General Fund budget.

Next Steps

Staff will obtain the necessary signatures to finalize the agreement. The amended Appointed Officials Salary Range Schedule will be posted on the city's website.

Environmental Evaluation

The recommended action does not require environmental review because it does not constitute a project within the meaning of the California Environmental Quality Act under California Public Resources Code Section 21065 in that it has no potential to cause either a direct physical change in the environment or a reasonably foreseeable indirect physical change in the environment.

Exhibits

1. City Council resolution

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARLSBAD, CALIFORNIA, APPROVING THE AMENDED AND RESTATED CITY ATTORNEY EMPLOYMENT AGREEMENT WITH CINDIE K. MCMAHON AND CORRESPONDING AMENDMENTS TO THE APPOINTED OFFICIALS SALARY RANGE SCHEDULE

WHEREAS, the City Council of the City of Carlsbad, California desires to approve the amended and restated City Attorney Employment Agreement with Cindie K. McMahon (Attachment A); and

WHEREAS, the amended and restated City Attorney Employment Agreement adjusts the City Attorney's annual base pay by 2.5% to \$297,332; and

WHEREAS, the City Council desires to amend the Appointed Officials Salary Range Schedule to indicate the City Attorney's revised maximum annual salary of \$297,332.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Carlsbad, California, as follows:

1. That the above recitations are true and correct.
2. That the amended and restated City Attorney Employment Agreement with Cindie K. McMahon in Attachment A is approved.
3. That the Mayor of the City of Carlsbad is authorized to execute the amended and restated City Attorney Employment Agreement with Cindie K. McMahon on behalf of the City of Carlsbad.
4. That the amended Appointed Officials Salary Range Schedule in Attachment B is approved.
5. That the fiscal year 2024-2025 impact of \$8,300 will be funded by the existing General Fund budget.

PASSED, APPROVED AND ADOPTED at a Regular Meeting of the City Council of the City of Carlsbad on the ___ day of _____, 2025, by the following vote, to wit:

AYES:

NAYS:

ABSTAIN:

ABSENT:

KEITH BLACKBURN, Mayor

SHERRY FREISINGER, City Clerk
(SEAL)

**CITY OF CARLSBAD
AMENDED AND RESTATED CITY ATTORNEY EMPLOYMENT AGREEMENT**

This Amended and Restated City Attorney Employment Agreement ("Agreement") is entered into as of the date this Agreement is approved by the City Council for the City of Carlsbad, by and between the City of Carlsbad, California, a municipal corporation ("City"}, and Cindie K McMahon, an individual ("City Attorney"). City and City Attorney are sometimes individually referred to as a "Party" and collectively as the "Parties."

RECITALS

WHEREAS, Chapter 2.14 of the Carlsbad Municipal Code provides for the Office of the City Attorney who shall be appointed and retained by the City Council wholly on the basis of her legal ability and experience, particularly in the municipal law field, and shall hold that office for and during the pleasure of the City Council; and

WHEREAS, on July 26, 2022, the City Council adopted Resolution No. 2022-193, establishing an employment agreement with Cindie K McMahon as City Attorney, effective August 2, 2022; and

WHEREAS, on August 29, 2023, the City Council conducted a performance review of Cindie K McMahon and on September 12, 2023, the City Council authorized amendments to her employment agreement; and

WHEREAS, on October 10, 2023, the City Council adopted Resolution No. 2023-256, amending and restating the employment agreement with Cindie K McMahon as City Attorney and making corresponding amendments to the Appointed Officials Salary Schedule, effective July 1, 2023; and

WHEREAS, in October and November 2024, the City Council conducted a performance review of Cindie K McMahon and, on December 3, 2024, the City Council authorized amendments to her employment agreement and corresponding amendments to the Appointed Officials Salary Schedule, effective July 1, 2024; and

WHEREAS, it is the desire of the Parties to act as a deterrent against malfeasance or dishonesty for personal gain on the City Attorney's part and to provide for terminating her services at such time as she may be unable to fully discharge her duties or when the City Council may otherwise desire to terminate her employment; and

WHEREAS, it is the desire of the Parties to enter into this Agreement on the terms and conditions set forth below.

NOW, THEREFORE, in consideration of the mutual covenants contained in this Agreement, the Parties agree as follows:

SECTION I - DUTIES

The City Council agrees to employ Cindie K. McMahon as City Attorney and to exercise the powers, duties and responsibilities set forth in Carlsbad Municipal Code Chapter 2.14 and applicable state law and such other applicable ordinances and resolutions now in effect or subsequently adopted by the City Council. Cindie K. McMahon as City Attorney is subject to and shall comply with Government Code Sections 53243-53244, which address consequences for conviction of a crime for abuse of office or position.

SECTION II - TERM

Cindie K. McMahon is appointed as City Attorney, effective on August 2, 2022, and shall continue in that capacity and shall continue to fulfill the powers, functions and duties of City Attorney and shall serve in that capacity until such time as this Agreement is terminated pursuant to Section IV below. The purpose of this paragraph is to ensure compliance with California Government Code Sections 53260-53264. Nothing in this Agreement shall prevent, limit or otherwise interfere with the right of City Attorney to resign at any time subject only to the provisions set forth in Section IV below. City Attorney agrees to remain in the exclusive employ of City and neither to accept other employment nor to become employed by any other employer without the express written permission of the City Council; provided, nothing contained in this Agreement shall be construed or interpreted to prohibit City Attorney from engaging in such occasional activity as teaching, writing, or consulting, which activity shall only be conducted apart from her normal and regular functions and duties.

SECTION III - COMPENSATION

A. Base Salary

1. Base Salary. Effective as of July 1, 2024, the annual base salary for City Attorney shall be increased by 2.5% to \$ 297,332, which shall be reflected on the Appointed Officials Salary Schedule and paid bi-weekly at \$11,435.85 per completed pay cycle. This includes the compensation for the additional positions of General Counsel for the Housing Authority/Community Development Commission, Carlsbad Municipal Water District, Public Financing Authority, Industrial Development Authority and all other subsidiary boards or commissions that assemble and require the services of General Counsel.

B. Work Schedule

City Attorney may work a 9/80 work schedule as provided for in Administrative Order No. 57.

C. Deferred Compensation

City shall make an annual contribution on behalf of City Attorney to a Section 457 Deferred Compensation Plan in the maximum amount allowable, prorated over the number of pay periods in the calendar year.

D. Retirement

City Attorney will be enrolled in the miscellaneous CalPERS retirement system under City's "Tier 1," which consists of a 3% at 60 years of age formula with a one-year final highest earnings and pensionable compensation cap. City Attorney will be responsible for the CalPERS employee contribution.

SECTION IV - SEPARATION FROM EMPLOYMENT

A. Termination of Employment

Upon termination of City Attorney's employment by City for any reason other than City Attorney's voluntary resignation, City shall pay City Attorney the sum of \$3,500 to compensate City Attorney for costs incurred by City Attorney in obtaining legal review, benefits review, or other professional advisory or personal counseling services which City Attorney elects to utilize in connection with the termination, including the review and negotiation of any separation-related agreements with City.

B. Voluntary Resignation /Retirement

City Attorney may resign at any time and agrees to give the City at least 60 days' advance written notice of the effective date of City Attorney's resignation, unless the Parties otherwise agree in writing. If City Attorney retires from full-time public service with City, City Attorney may provide six months' advance notice. City Attorney's actual retirement date will be mutually established.

C. Termination & Removal

1. City Attorney is an at-will employee serving at the pleasure of the City Council as provided in Government Code Section 36506.
2. The City Council may remove City Attorney at any time, with or without cause, by a majority vote of its members. Notice of termination shall be provided to City Attorney in writing. Termination, as used in this section, shall also include a request by City Council for City Attorney to resign, a reduction in salary or other financial benefits of City Attorney, a material reduction in the powers and authority of City Attorney, or the elimination of City Attorney's position. Any such notice of termination or act constituting termination shall be given at or effectuated at a duly noticed meeting of the City Council.
3. City Attorney shall not be removed during the 120-day period preceding or following any City election for membership on the City Council, or during the 120-day period following any change in membership of the City Council, except upon unanimous vote of the City Council.

4. Given the at-will nature of the position of City Attorney, an important element of the employment agreement pertains to termination. It is in both City and City Attorney's interest that any separation of City Attorney is done in a professional manner. The parties agree that, except as otherwise required by law, any public statement made related to the separation will be made by mutual agreement. No further statements will be made. Should City, violate this provision, City shall compensate City Attorney in the amount of \$5,000 per instance.

D. Severance Pay

1. In the event the City Council terminates this Agreement during such time as City Attorney is ready, willing and able to perform City Attorney's duties under this Agreement, City agrees either to pay City Attorney a lump sum cash payment equal to 12 months' base salary in effect at the time of separation or to continue City Attorney's base salary for a period of 12 months. This decision will be made upon mutual agreement of the parties.

2. City shall extend to City Attorney the right to continue health insurance as may be required by and pursuant to the terms and conditions of the Consolidated Omnibus Budget Reconciliation Act of 1985 (COBRA). The City agrees to pay City Attorney's COBRA coverage for the same number of months for which City Attorney is entitled to severance or until City Attorney either secures employment or obtains other health insurance, whichever of these events first occurs. City Attorney shall notify the City within five days of securing new employment or insurance.

3. In the event City refuses, following written notice of non-compliance, to comply with any provision in this Agreement benefiting City Attorney, or City Attorney resigns following a suggestion, whether formal or informal, by a majority of the City Council that City Attorney resign, then City Attorney may, at City Attorney's option, be deemed to be terminated as of the date of such refusal to comply or suggestion to resign and this severance pay provision shall be actuated.

4. All payments required under this agreement are subject to and shall be interpreted to comply with the limitations set forth in Government Code Sections 3511.1-3511.2 and 53260-53264.

E. Involuntary Resignation

1. Formal or Informal Request to Resign. In the event that the City Council formally or a majority of the City Council informally asks City Attorney to resign, then City Attorney shall be entitled to resign and receive the severance benefits provided for in this Agreement.

2. Changes in Carlsbad Municipal Code Provisions Relating to City Attorney. City Attorney has relied upon the provisions of the Carlsbad Municipal Code upon entering

into this Agreement, as it pertains to City Attorney's role, powers, duties, authority, responsibilities, compensation and benefits. If the City Council adds, deletes or amends the Carlsbad Municipal Code related to City Attorney's duties and responsibilities without the consent of City Attorney, and such addition, deletion or amendment is inconsistent with the terms of this Agreement and City Attorney's role, powers, duties, authority, responsibilities, compensation and benefits as currently provided, then City Attorney shall have the right, at City Attorney's sole discretion, to give the City Council notice that such amendment(s) constitute a request by the City Council for City Attorney's involuntary resignation.

Upon receipt of such notice the City Council shall have 30 days in which to do one of the following:

- a. rescind the amendment(s);
- b. renegotiate this Agreement to City Attorney's satisfaction;
- c. confirm that City Attorney is being asked to involuntarily resign; or
- d. take no action.

If either c. or d. occurs, or the City is unable to accomplish b., City Attorney shall be entitled to resign and receive the severance benefits provided for in this Agreement.

F. Separation for Cause

1. Notwithstanding the provisions above, City Attorney may be terminated for cause. As used in this section, "cause" shall mean only one or more of the following:

- a. Conviction of a felony;
- b. Continued abuse of non-prescription drugs or alcohol that materially affects the performance of the City Attorney's duties; or
- c. Failure or refusal to carry out lawful duties assigned to the City Attorney.

2. If the City terminates City Attorney for cause, then the City may terminate this Agreement immediately, and City Attorney shall be entitled to only the compensation accrued up to the date of termination, payments required by Section G below, and such other termination of benefits and payments as may be required by law. City Attorney shall not be entitled to any severance benefits provided above.

3. If the City terminates City Attorney for cause, the City and City Attorney agree that, except as otherwise required by law, neither Party shall make any written or oral statements to members of the public or the press concerning City Attorney's

termination except in the form of a joint press release which is mutually agreeable to both Parties. The joint press release shall not contain any text or information that would be disparaging to either Party. Provided, however, that either Party may verbally repeat the substance of any such press release in response to inquiries by members of the press or public.

G. Payment for Unused Leave Balance

On separation from City employment, City Attorney shall be entitled to all benefits, rights, and privileges as other Management employees related to the payout of all unused leaves during the course of her employment with the City of Carlsbad, including that sick leave is not cashed out, but will be converted to service credit upon retirement in accordance with CalPERS requirements.

SECTION V - VEHICLE ALLOWANCE OR PROVISION OF VEHICLE

The City Attorney's functions and duties require her to have use of an automobile during her employment with the City. The City shall provide the City Attorney the monthly sum of \$1,000 for the expense of owning, operating and maintaining and insuring her personal automobile. The City Attorney shall keep and maintain in full force and effect personal liability and property damage insurance in the minimum amounts of \$250,000 per person and \$500,000 per occurrence and property damage of \$100,000 and shall name the City of Carlsbad as an additional insured. The amounts received under this section are in addition to the base salary.

SECTION VI - OTHER SUPPLEMENTAL BENEFITS

The City Attorney shall accrue vacation leave and sick leave as provided for under existing City policy. The City Attorney shall be credited for twenty years of service credit in calculating leave accrual rates and City Attorney shall be permitted to earn and accrue up to 400 hours of vacation. All other actions taken by the City Council relating to fringe benefits for management employees shall be considered actions granting the same to the City Attorney, except that the City Attorney may decline any fringe benefits to the extent permitted or authorized by law, City policy, or this Agreement. As used in this Agreement, "fringe benefits" include but are not limited to vacation, sick leave, educational benefits as they existed on the date of the approval of this Agreement, holidays, retirement (CalPERS) benefits and payments, health insurance, dental insurance, long-term disability insurance and life insurance as set forth in the Unrepresented Employees Compensation and Benefits Plan and elsewhere. The City Attorney may elect to participate in any of the medical insurance programs offered by the City. The City will provide for a life insurance benefit of \$500,000 for the City Attorney.

SECTION VII - ANNUAL REVIEW

The City Council shall review and evaluate the performance of the City Attorney in July of each year, and/or at such other time(s) during the year as the City Council may schedule evaluation of the performance of the City Attorney. This review and evaluation of performance and salary

shall be in accordance with the criteria developed jointly by the City Council and the City Attorney. The Mayor shall provide the City Attorney with a summary written statement of the findings of the City Council and provide an adequate opportunity for the City Attorney to discuss her evaluation with the City Council. The Mayor shall report out and authorize the City Manager or designee to make changes to the salary or other agreed benefits to this or subsequent employment agreements in accordance with all applicable laws.

SECTION VIII - STRATEGIC PLAN

On October 11, 2022, the City Council approved its first 5-year strategic plan. It is the duty and responsibility of the City Attorney to provide necessary legal advice to assist the City Manager in ensuring the City follows the strategic plan in compliance with applicable laws and regulations.

SECTION IX - PROFESSIONAL AND ORGANIZATIONAL DEVELOPMENT

All normal business expenses, such as state and local bar association dues, attendance at League of California Cities conferences and committee meetings, League of California Cities City Attorney Department meetings, International Municipal Lawyers Association events, San Diego City Attorneys' Association meetings and conferences as well as business lunches, dinners, and the like will be provided for separately in the operating budget of the Office of the City Attorney. The City Council continues to support and encourage continuing development and professionalism of the City organization and its employees. As such, the City Council supports City Attorney's organizational development efforts, including but not limited to, employee development, department development, and organization-wide development. These efforts shall support the City Council's strategic plan and goals and provide for the ongoing development of a high-performing organization.

SECTION X - EFFECTIVE DATE

The effective date of this Agreement is the date this Agreement is executed by all parties.

SECTION XI - SEVERABILITY

If any clause, sentence, part, section, or portion of this Agreement is found by a court of competent jurisdiction to be illegal or unenforceable, such clause, sentence, part, section, or portion so found shall be regarded as though it were not part of this Agreement, and the remaining parts of this Agreement shall be fully binding and enforceable by the Parties.

SECTION XII - NOTICES

Notices pursuant to this Agreement shall be given by deposit in the custody of the United States Postal Service, postage prepaid, addressed as follows or as such address may be changed from time to time upon written notice to the other:

CITY

City of Carlsbad Mayor
City Hall
1200 Carlsbad Village Drive
Carlsbad, CA 92008

CITY ATTORNEY

Cindie K. McMahon
City Hall
1200 Carlsbad Village Drive
Carlsbad, CA 92008

IN WITNESS WHEREOF, the City and the City Attorney have caused this Agreement to be executed on ____ day of _____, [YEAR].

CITY OF CARLSBAD
A Municipal Corporation

CITY ATTORNEY

By: _____
Keith Blackburn
Mayor

By: Cindie K. McMahon
Cindie K. McMahon

ATTEST:

APPROVED AS TO FORM:

By: _____
Sherry Freisinger
City Clerk

By: Alison D. Alpert
Alison D. Alpert
Partner, Best Best & Krieger LLP
Special Counsel

Appointed Officials Salary Range Schedule

		Annual Salary	
		Min	Max
<hr/>			
Effective December 19, 2024			
City Manager		---	293,135.00
Effective July 1, 2024			
City Attorney		---	297,332.00



CITY COUNCIL Staff Report

Meeting Date: Jan. 14, 2025

To: Mayor and City Council

From: Geoff Patnoe, City Manager

Staff Contact: Sheila Cobian, Assistant City Manager
sheila.cobian@carlsbadca.gov, 442-339-2917

Subject: Approval of Revised 2025 Regular City Council Meeting Calendar

Districts: All

Recommended Action

Adopt a resolution approving a revised 2025 Regular City Council Meeting Calendar.

Executive Summary/Discussion

The City Council establishes its regular meeting schedule annually by resolution. Adopting the calendar by resolution meets the requirements of the state's open meeting law, the Brown Act (California Government Code Section 54954) and provides the City Council the opportunity to increase notification to the public of its scheduled regular meetings.

The City Council adopted the 2025 Regular City Council Meeting Calendar on Oct. 8, 2024. Due to scheduling conflicts, staff are requesting that City Council approve removing the regular meeting scheduled for Tuesday, March 11, 2025, and replacing it with a regular meeting to be held on Tuesday, March 4, 2025.

Fiscal Analysis

There are no significant fiscal impacts that would result from adoption of the attached resolution.

Next Steps

The City Clerk Services Director will distribute the approved calendar to the City Council, staff and local newspapers. In addition, the calendar will be posted on the city's website.

Environmental Evaluation

This action does not require environmental review because it does not constitute a project within the meaning of the California Environmental Quality Act under California Public Resources Code Section 21065 in that it has no potential to cause either a direct physical change in the environment or a reasonably foreseeable indirect physical change in the environment.

Exhibits

1. City Council resolution

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARLSBAD,
CALIFORNIA, APPROVING A REVISED 2025 REGULAR CITY COUNCIL
MEETING CALENDAR

WHEREAS, the City Council has determined that it will establish its scheduled regular meetings annually by resolution; and

WHEREAS, the Ralph M. Brown Act, specifically California Government Code Section 54954, provides for the establishment of an annual regular meeting calendar procedure; and

WHEREAS, all regular meetings will be scheduled to take place at 5 p.m. in the Council Chamber located at 1200 Carlsbad Village Drive; and

WHEREAS, special meetings of the City Council will be called as necessary following the requirements of the Brown Act, specifically California Government Code Section 54956.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Carlsbad, California, as follows:

1. That the above recitations are true and correct.
2. That the 2025 Regular City Council Meeting Calendar establishing the dates and locations for regular City Council meetings (Attachment A) is approved.
3. That the 2025 Regular City Council Meeting Calendar will be posted to the city's website.
4. That all regular meetings will be scheduled to take place at 5 p.m. in the Council Chamber located at 1200 Carlsbad Village Drive.

PASSED, APPROVED AND ADOPTED at a Regular Meeting of the City Council of the City of Carlsbad on the ___ day of _____, 2025, by the following vote, to wit:

AYES:

NAYS:

ABSTAIN

ABSENT:

KEITH BLACKBURN, Mayor

SHERRY FREISINGER, City Clerk
(SEAL)

2025

City Council MEETING CALENDAR



January

S	M	T	W	T	F	S
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30	31	

February

S	M	T	W	T	F	S
						1
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9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	

March

S	M	T	W	T	F	S
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30	31					

April

S	M	T	W	T	F	S
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6	7	8	9	10	11	12
13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30			

May

S	M	T	W	T	F	S
				1	2	3
4	5	6	7	8	9	10
11	12	13	14	15	16	17
18	19	20	21	22	23	24
25	26	27	28	29	30	31

June

S	M	T	W	T	F	S
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15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30					

July

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		1	2	3	4	5
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13	14	15	16	17	18	19
20	21	22	23	24	25	26
27	28	29	30	31		

August

S	M	T	W	T	F	S
					1	2
3	4	5	6	7	8	9
10	11	12	13	14	15	16
17	18	19	20	21	22	23
24	25	26	27	28	29	30
31						

September

S	M	T	W	T	F	S
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30				

October

S	M	T	W	T	F	S
			1	2	3	4
5	6	7	8	9	10	11
12	13	14	15	16	17	18
19	20	21	22	23	24	25
26	27	28	29	30	31	

November

S	M	T	W	T	F	S
						1
2	3	4	5	6	7	8
9	10	11	12	13	14	15
16	17	18	19	20	21	22
23	24	25	26	27	28	29
30						

December

S	M	T	W	T	F	S
	1	2	3	4	5	6
7	8	9	10	11	12	13
14	15	16	17	18	19	20
21	22	23	24	25	26	27
28	29	30	31			

- 5 p.m. City Council meetings
- City Council recess
- City holiday, city offices closed



COMMUNITY DEVELOPMENT COMMISSION

Staff Report

Meeting Date: Jan. 14, 2025

To: Chair and Commissioners

From: Geoff Patnoe, Executive Director

Staff Contact: Mandy Mills, Director of Housing & Homeless Services
Mandy.mills@carlsbadca.gov, 442-339-2907

Subject: Memorandum of Agreement with the County of San Diego for the Administration of Project-Based Vouchers for Veterans for the Windsor Pointe Affordable Housing Development Project

Districts: All

Recommended Action

Adopt the resolution consenting to the Housing Authority of the County of San Diego administering six Housing and Urban Development Veterans Affairs Supportive Housing project-based vouchers for the Windsor Pointe affordable housing development project at 965 Oak Avenue and 3606 Harding Street in Carlsbad.

Executive Summary

Windsor Pointe is a fifty-unit affordable housing project in Carlsbad, with 24 units reserved for permanent supportive housing. Windsor Pointe apartments are owned by Carlsbad Veteran Housing L.P. and operated by Affirmed Housing Group Inc.¹

The project's owner has been awarded six rental assistance vouchers through a federal program available to serve veterans.

The Carlsbad Housing Authority needs to enter into a memorandum of agreement with the County of San Diego so that the vouchers can be used to provide housing for six veterans at the project.

The Community Development Commission, made up of the City Council, is the legislative body that oversees the Carlsbad Housing Authority.

Explanation and Analysis**Background**

The Windsor Pointe project, at two non-contiguous sites at 965 Oak Ave. and 3606 Harding St., was first proposed in 2016. The City Council approved two actions, one in 2017 and one in 2020, authorizing a \$8.3 million financing package with the project owner to acquire the land

¹ Affirmed Housing is the manager of AHG Windsor Pointe LLC, which is Carlsbad Veteran Housing's administrative general partner.

and build the project. The County of San Diego provided funding to develop and operate the housing through the state-funded No Place Like Home program.

Veterans are given preference for all units at Windsor Pointe, but it has been challenging to place veterans in the No Place Like Home-funded units for several reasons. The main reason being that veterans are referred first to projects that are required to serve only veterans, as opposed to those with a preference for veterans, like Windsor Pointe.

Potential funding

The project's partners explored alternatives to increase veteran occupancy at Windsor Pointe. Affirmed Housing applied for and was awarded six project-based vouchers through the U.S. Department of Housing and Urban Development's Veterans Affairs Supportive Housing program. This program combines HUD's Housing Choice Voucher rental assistance for homeless Veterans with case management and clinical services provided by the Department of Veterans Affairs. The program is administered locally by the County of San Diego's Housing Authority.

The program provides ongoing funding assistance for affordable housing to veteran households referred by the Department of Veterans Affairs. The program's project-based vouchers provide financial assistance to a specific unit. When a tenant moves out, the next tenant must also be a veteran and will receive the benefit.

The rental income from the project-based voucher would replace other funding the project receives from the county and would not provide any additional financial benefit for the project.

This funding will enable Affirmed Housing to impose a veteran requirement as opposed to a preference for some of the No Place Like Home-funded units. Tenants will still be required to have a serious mental illness to meet the No Place Like Home requirement. One distinct difference is that tenants who accept a Veterans Affairs Supportive Housing program voucher must also agree to meet with a case manager each month, ensuring some level of engagement with available services.

Affirmed Housing applied for only six project-based vouchers. It did not apply for vouchers for all 24 No Place Like Home units because the project-based vouchers have to be used within one year and all 24 units are currently occupied, so the vouchers can only be used when a current No Place Like Home tenant vacates a unit.

While it will still take some time to use even this small number of vouchers as tenants move out, receiving and using the HUD-VASH project-based vouchers will lead to higher veteran occupancy at Windsor Pointe in the future.

The Carlsbad Housing Authority's consent is required for the county to award vouchers for use in the City of Carlsbad. A draft memorandum of agreement between the city and the county stating this consent is provided as Exhibit 1, Attachment A.

Fiscal Analysis

There is no fiscal impact to the City of Carlsbad in allowing the use of project based vouchers in the city's jurisdiction. Funding for the rental assistance will come from the federal government under the administration of the County of San Diego.

Next Steps

Staff from the City Attorney's office will finalize a memorandum of agreement between the city and the county in substantial conformance to the draft attached. Affirmed Housing will enter into a long-term housing assistance payment contract with the county Housing Authority. Eligible veteran households will be referred by the San Diego Veterans Affairs office as the No Place Like Home-funded units become available in the coming year.

Environmental Evaluation

This action does not require environmental review because it does not constitute a project within the meaning of the California Environmental Quality Act under California Public Resources Code Section 21065 in that it has no potential to cause either a direct physical change or a reasonably foreseeable indirect physical change in the environment.

Exhibit

1. Community Development Commission resolution

RESOLUTION NO.

A RESOLUTION OF THE COMMUNITY DEVELOPMENT COMMISSION OF THE CITY OF CARLSBAD, CALIFORNIA, CONSENTING TO THE HOUSING AUTHORITY OF THE COUNTY OF SAN DIEGO ADMINISTERING SIX HOUSING & URBAN DEVELOPMENT VETERANS AFFAIRS SUPPORTIVE HOUSING PROJECT-BASED VOUCHERS FOR THE WINDSOR POINTE AFFORDABLE HOUSING DEVELOPMENT PROJECT AT 965 OAK AVENUE AND 3606 HARDING STREET IN CARLSBAD

WHEREAS, the Housing Authority of the County of San Diego administers the U.S. Department of Housing & Urban Development Veterans Affairs Supportive Housing program, which is funded by HUD as part of the Housing Choice Voucher program and provides tenant-based and project-based rental assistance for veterans experiencing homelessness; and

WHEREAS, Affirmed Housing Group Inc. has requested and been allocated six project-based vouchers under the program from the county Housing Authority for the Windsor Pointe affordable housing development located at 965 Oak Avenue and 3606 Harding Street in Carlsbad; and

WHEREAS, Carlsbad is expressing its approval for the county Housing Authority to provide leased housing to persons of low income in Carlsbad's Housing Authority jurisdiction in accordance with California Health and Safety Code section 34312.5, which states that an authority may provide leased housing to persons of low income throughout the county in which it operates, except leased housing may not be provided within the area of operation of another authority if the local governing body of the other authority disapproves in advance; and

WHEREAS, the county Housing Authority's role is to administer the vouchers at the Windsor Pointe development, and the county Housing Authority and the County of San Diego are not providing or intending to provide any additional funding or services beyond the vouchers that were awarded; and

WHEREAS, the Carlsbad Housing Commission considered the matter at a special meeting on Jan. 9, 2025, and recommended the Community Development Commission consent to the use of six of the vouchers at the Windsor Pointe affordable housing development; and

WHEREAS, the Community Development Commission is the authorized legislative body to the housing authority within the City of Carlsbad.

NOW, THEREFORE, BE IT RESOLVED by the Community Development Commission of the City of Carlsbad, California, as follows:

1. The above recitations are true and correct.

2. That the Community Development Commission of the City of Carlsbad hereby provides consent to the Housing Authority of the County of San Diego to administer six project-based vouchers from the Housing & Urban Development Veterans Affairs Supportive Housing program, at the Windsor Pointe affordable housing development located at 965 Oak Avenue and 3606 Harding Street in Carlsbad, California, as required by California Health and Safety Code section 34312.5.
3. That the Chair and Secretary of the Community Development Commission are authorized to execute a memorandum of agreement, in a form approved by the City Attorney, a template for which is attached as Attachment A, that reflects the consent provided in this resolution pursuant to Health & Safety Code section 34312.5.

PASSED, APPROVED AND ADOPTED at a Special Meeting of the Community Development Commission of the City of Carlsbad on the ___ day of ____, 2025, by the following vote, to wit:

AYES:

NAYS:

ABSENT:

ABSTAIN:

KEITH BLACKBURN, Chair

GEOFF PATNOE, Secretary
(SEAL)



COUNTY OF SAN DIEGO
Health and Human Services Agency

DRAFT
MEMORANDUM OF AGREEMENT

Parties

This Memorandum of Agreement (MOA) is made between the County of San Diego (County) by and through the Housing Authority of the County of San Diego (HACSD) and the Carlsbad Housing Authority (CHA). The parties to this agreement may be referred to herein collectively as the “parties” or individually as a “party.” The Parties agree and understand that each Party is a legally authorized PHA by the State of California to operate within their respective jurisdictions and to foster inter-jurisdictional mobility in the administration of the U.S. Department of Housing and Urban Development (HUD) Housing Choice Voucher (HCV) Program.

Recitals

WHEREAS, HACSD administers U.S. Department of Housing & Urban Development (HUD) Veterans Affairs Supportive Housing (VASH) program funded by HUD as part of the Housing Choice Voucher (HCV) Program that provides tenant-based and project-based rental assistance for Veterans experiencing homelessness living in HACSD jurisdiction;

WHEREAS, HACSD has awarded six (6) HUD-VASH Project-Based Vouchers (PBVs) at the Windsor Pointe affordable housing development (“the Development”) located at 965 Oak Ave and 3606 Harding St, Carlsbad, CA;

WHEREAS, the PBV Development is located within the CHA jurisdiction;

WHEREAS, California Health and Safety Code Section 34312.5 states that an authority may provide leased housing to persons of low income throughout the county in which it operates, except leased housing may not be provided within the area of operation of another authority if the local governing body of the other authority disapproves in advance;

WHEREAS, on January 14, 2025, the local governing body of the CHA has provided consent to HACSD to operate HUD-VASH PBVs at the Development in CHA’s respective area of operation; and

WHEREAS, representatives from HACSD and CHA believe that it would be mutually beneficial and a public service for HACSD to administer HUD-VASH PBVs at the Development;

THEREFORE, in consideration of the foregoing recitals and the mutual covenants and promises to set forth below, and for other good and valuable consideration, receipt of which is hereby acknowledged, the parties hereto agree as follows:

1. **Administration of Agreement:** Each party identifies the following individual to serve as the authorized administrative representative for that party. Any party may change its representatives at any time by notifying the other parties in writing of such change and listing its effective date.

<u>Housing Authority of County of San Diego (HACSD)</u>	<u>Carlsbad Housing Authority (CHA)</u>
Elaine Sanders, Principal Administrative Analyst Housing and Community Development Services 3989 Ruffin Road, San Diego, CA 92123 Elaine.Sanders@sdcounty.ca.gov	Maria E. Campa, Housing Programs Manager Carlsbad City Housing Authority 1200 Carlsbad Village Drive, Carlsbad, CA 92008 maria.campa@carlsbadca.gov



Anthony Ricciardi, Human Services Program Manager
Housing Authority of the County of San Diego
3989 Ruffin Road, San Diego, CA 92123
Anthony.Ricciardi@sdcounty.ca.gov

Mandy Mills, Director
Carlsbad Housing Authority
1200 Carlsbad Village Drive, Carlsbad, CA 92008
Mandy.mills@carlsbadca.gov

2. **Background:** The HUD-VASH program supports eligible veterans experiencing homelessness with on-going rental assistance administered by the HACSD and on-going case management provided by the local Veterans Affairs (VA) office.
3. **Parties' Responsibilities:**
 - 3.1. **HACSD Responsibilities:**
 - 3.1.1. HACSD will perform all HUD-VASH PBV contract administration duties associated with the PBV program for the Development, including functions related to the initial leasing and ongoing assistance for HACSD-issued HUD-VASH project-based vouchers, such as inspections per HUD requirements, annual recertifications, and monthly payments to landlords.
 - 3.1.2. Periodically, upon CHA request, HACSD shall provide CHA with aggregated information about the HUD-VASH vouchers operated under this agreement, not to include individualized personal data of voucher recipients. Requests may be reasonably required by CHA in the performance of its administrative duties within CHA's jurisdiction.
 - 3.2. **CHA Responsibilities:**
 - 3.2.1. CHA has provided consent to HACSD to administer the HUD-VASH PBVs for the Development within the CHA jurisdiction.
4. **Indemnity:** RESERVED
5. **Insurance:** RESERVED
6. **Conformance with Rules and Regulations:** All parties shall be in conformity with all applicable federal, State, County, and local laws, rules, and regulations, current and hereinafter enacted, including facility and professional licensing and/or certification laws and keep in effect any and all licenses, permits, notices, and certificates as are required. All parties shall further comply with all laws applicable to wages and hours of employment, occupational safety, and to fire safety, health, and sanitation.
7. **Permits and Licenses:** RESERVED
8. **Governing Law:** This agreement shall be governed, interpreted, construed, and enforced in accordance with the laws of the State of California.
9. **Third Party Beneficiaries Excluded:** This agreement is intended solely for the benefit of the parties listed herein. Any benefit to any third party is incidental and does not confer on any third party to this agreement any rights whatsoever regarding the performance of this agreement. Any attempt to enforce provisions of this agreement by third parties is specifically prohibited.



10. **Amendments to Agreement:** Any party may propose amendments to this agreement by providing written notice of such amendments to the other party. This agreement may only be amended by a written amendment signed by all parties.
11. **Severability:** If any terms or provisions of this agreement or the application thereof to any person or circumstance shall, to any extent, be held invalid or unenforceable, the remainder of this agreement, or the application of such term and provision to persons or circumstances other than those as to which it is held invalid or unenforceable, shall not be affected thereby and every other term and provision of this agreement shall be valid and enforced to the maximum extent permitted by law.
12. **Full Agreement:** This agreement represents the full and entire agreement between the parties and supersedes any prior written or oral agreements that may have existed.
13. **Scope of Agreement:** This agreement only applies to the program described herein and does not set forth any additional, current, or future obligations or agreements between the parties, except that the parties may by written amendment amend the scope of this agreement.
14. **Information Privacy and Security Provisions:** RESERVED
15. **Counterparts:** This agreement may be executed in any number of separate counterparts, each of which shall be deemed an original but all of which when taken together shall constitute one and the same instrument.
16. **Term:** This agreement shall become effective when signed by all parties and will remain in effect for five (5) years or until either party cancels by filing a 30-day written notice.
 - 16.1. Upon reaching the initial five-year end date, the agreement may be renewed for a maximum of three, five-year intervals, for a total of twenty (20) years subject to approval by HACSD and CHA.
 - 16.2. When allocating HUD-VASH PBVs to a PBV Development, the HACSD enters into a Housing Assistance Payment (HAP) contract with the PBV Development for an initial 20-year period and is subject to renewal for up to an additional 20 years. HAP contracts between the HACSD and PBV Developments entered into during the term of this agreement shall be allowed to continue operation even if this agreement terminates before the HAP contract ends.
17. **Termination for Convenience:** County may, by written notice stating the extent and effective date, terminate this agreement for convenience in whole or in part, at any time.
18. **Live Well San Diego Vision:** The County of San Diego, Health and Human Service Agency (HHSA), supports the *Live Well San Diego* vision of Building Better Health, Living Safely, and Thriving. *Live Well San Diego*, developed by the County of San Diego, is a comprehensive, innovative regional vision that combines the efforts of partners inside and outside County government to help all residents be healthy, safe, and thriving. All HHSA partners and contractors, to the extent feasible, are expected to advance this vision. Building Better Health focuses on improving the health of residents and supporting healthy choices. Living Safely seeks to ensure residents are protected from crime and abuse, neighborhoods are safe, and communities are resilient to disasters and emergencies. Thriving focuses on promoting a region in which residents can enjoy the highest quality of life. Information about the *Live Well San Diego* can be found on the County's website and a website dedicated to the vision:



http://www.sdcounty.ca.gov/hhsa/programs/sd/live_well_san_diego/index.html
<http://www.LiveWellSD.org>

19. **A Trauma-Informed System:** The County of San Diego Health and Human Services Agency (HHSA) is committed to becoming a Trauma-Informed System as part of its effort to build a better service delivery system. All programs operated and supported by HHSA shall be part of a Trauma-Informed System, which includes providing trauma-informed services and maintaining a trauma-informed workforce. It is an approach for engaging individuals – staff, clients, partners, and the community – and recognizing that trauma and chronic stress influence coping strategies and behavior. Trauma-informed systems and services minimize the risk of re-traumatizing individuals and/or families, and promote safety, self-care, and resiliency. Trauma-Informed Principles include:

- Understanding trauma and its impact to individuals.
- Promoting safety.
- Awareness of cultural, historical, disability, and gender issues, and ensuring competence and responsiveness.
- Supporting consumer empowerment, control, choice, and independence.
- Sharing power and governance (e.g. including clients and staff at all levels in the development and review of policies and procedures).
- Demonstrating trustworthiness and transparency.
- Integrating services along the continuum of care.
- Believing that establishing safe, authentic, and positive relationships can be healing.
- Understanding that wellness is possible for everyone.

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County of San Diego

Dated: _____

By: _____
DR. KIMBERLY GIARDINA,
Deputy Chief Administrative Officer, Health and
Human Services Agency

Dated: _____

By: _____
DAVID ESTRELLA, Deputy Director
Housing Authority of the County of San Diego

Carlsbad Housing Authority

Dated: _____

By: _____
KEITH BLACKBURN, Chair
Community Development Commission of the
City of Carlsbad

Dated: _____

By: _____
GEOFF PATNOE, Secretary
Community Development Commission of the
City of Carlsbad



CITY COUNCIL Staff Report

Meeting Date: Jan. 14, 2025

To: Mayor and City Council

From: Geoff Patnoe, City Manager

Staff Contact: Steven Stewart, Municipal Projects Manager
steven.stewart@carlsbadca.gov, 442-339-2938

Subject: Rejecting Bid Protest, Accepting Bids Received, Awarding Construction Contract and Approving Construction Management and Inspection Services Agreement for the Monroe Street Pool Renovation and Replacement Project

District: 1

Recommended Actions

1. Adopt a resolution rejecting a bid protest submitted by Construct 1 One Corp., accepting the bids received and awarding a construction contract to Edwards Construction Group, Inc. in an amount not to exceed \$14,126,653 for the Monroe Street Pool Renovation and Replacement Project, Capital Improvement Program Project No. 4724.
2. Adopt a resolution approving a professional services agreement with Cumming Management Group, Inc. for construction management and inspection services in an amount not to exceed \$563,800 for the Monroe Street Pool Renovation and Replacement Project, Capital Improvement Program Project No. 4724.

Executive Summary

The Monroe Street Pool, located at 3401 Monroe St. next to Carlsbad High School, was built in 1982 and needs significant repairs and upgrades to remain operational and compliant with health and safety and building codes.

The City Council approved the plans, specifications and contract documents for the Monroe Street Pool Renovation and Replacement Project on Sept. 10, 2024, and adopted Resolution No. 2024-214, authorizing the City Clerk to advertise the documents for construction bids.

Staff advertised for bids and determined that Edwards Construction Group, Inc. submitted the lowest responsive bid in an amount not to exceed \$14,126,653.00 and is a responsible bidder.

Before advertising for bids for the project, staff had requested proposals for constructability and biddability services¹ for the bid and construction management and inspection services to

¹ Constructability services involve reviewing a project design early on to identify potential construction challenges and optimize the design for efficient building, while biddability services analyze the project documents to ensure they are clear, accurate, and easily understood by potential bidders, minimizing confusion and risk during the bidding process. Both services are intended to address potential issues before construction begins.

oversee the construction work once a construction contract was awarded. Staff selected Cumming Management Group, Inc. to provide these services, with the fee for the construction management and inspection services in an amount not to exceed \$563,800.00.

Formally bid contracts with a value of more than \$200,000 require the City Council's approval under Carlsbad Municipal Code Sections 3.28.080(C) and 3.28.080(I)(6). The construction management and inspection services agreement also requires the approval of the City Council under Carlsbad Municipal Code Section 3.28.060(D)(5) because the value of the agreement is greater than \$100,000.

The contract award amount is significantly less than what was estimated and appropriated, so the City Manager or designee will return the remaining excess appropriations, approximately \$1.4 million, to the respective funding sources, as detailed below.

Explanation & Analysis

Overview

The Monroe Street Pool Renovation and Replacement Project includes the following features:

- Larger and reconfigured pool with 50% more lanes
- New 8-foot wall with metal gates along Monroe Street to reduce sound for the surrounding neighborhood
- Larger pool deck with lockers and outdoor showers
- Renovated locker rooms and family restrooms
- More bleachers and shade structures
- Larger parking lot
- Addition of an outdoor entrance for competitions (instead of going through the lobby to get to the pool)
- Reconfigured lobby, first aid and administration offices and a room that can be used for meetings and small gatherings like birthday parties
- All new pool tile, plaster, piping, pool deck, drainage, pumps and filters
- New building for pool equipment with a separate entrance for service vehicles so they don't take up space in the parking lot
- Replacement of existing solar water heating system and installation of rooftop solar panels to generate electricity

Bidding

The city received seven bids for the construction work on Dec. 12, 2024. Staff evaluated the bids and found the bid in an amount not to exceed \$14,126,653.00 from Edwards Construction Group, Inc. to be the lowest responsive bid. Staff also determined that Edwards Construction Group is a responsible bidder since it has completed similar projects.

The city uses estimates of a project's probable construction cost given by an experienced and qualified professional generally familiar with the construction industry to obtain an estimate as close to the actual costs as possible. The engineer's estimate for the project was \$16,668,000. Six of the seven bids received were below this estimate. Those bids ranged from \$14.1 million to \$17.8 million. Accordingly, no additional appropriation is needed at this time.

Bid protest

The city received a bid protest from the third lowest bidder, Construct 1 One Corp., on Dec. 16, 2024. (Exhibit 3) The protest asserted that the bid submitted by Edwards Construction Group was non-responsive on the basis that a subcontractor was not listed for the structural steel work for the project, and if Edwards Construction Group plans to perform the structural steel work itself, its A or B California contractor's license is not sufficient.

The city received a rebuttal to the bid protest from Edwards Construction Group, Inc. On Dec. 23, 2024. (Exhibit 4)

The City Attorney's Office reviewed the bid protest and rebuttal, and determined that the protest lacks legal merit because Edwards Construction Group may either perform the structural steel work itself with a B license classification or subcontract for the work as long as the amount of the work is less than one-half of 1% of its total bid amount. (See California Business and Professions Code Section 7057(b) and California Public Contract Code Section 4104(a).) Staff therefore recommend the City Council reject the bid protest.

Construction management and inspection services

In March 2024, staff requested proposals to solicit construction management and inspection services in March 2024 and evaluated the ten proposals received on April 8, 2024. The responses were evaluated in accordance with Carlsbad Municipal Code Section 3.28.060(A) and the criteria in the request for proposals, and each committee member was required to sign a confidentiality agreement to ensure fairness in the selection process.

The proposals for the construction management and inspection services were reviewed to determine overall consultant company qualifications and experience, consultant team qualifications and experience, a demonstrated ability to provide similar services on public and private construction projects, local presence and knowledge of city, state and federal procedures, in keeping with the evaluation criteria in the request for proposals.

Staff determined that the most qualified proposal was submitted by Cumming Management Group, Inc. and negotiated a fee proposal in an amount not to exceed \$563,800.00 for oversight of the construction work.

Fiscal Analysis

The Monroe Street Pool Renovation and Replacement Project is currently funded from the Infrastructure Replacement fund, the General Capital Construction fund, and park-in-lieu fees.² The appropriations and total expenditures to date and budgeted allocations for construction are shown below:

Monroe Street Pool Renovation and Replacement Project Capital Improvement Program Project No. 4724	
Total appropriation to date	\$22,969,124.00
Total expenditures and encumbrances to date	-\$2,356,073.00
Total available balance	\$20,613,051.00
Construction contract – Edwards Construction Group	-\$14,126,653.00
Construction contingency	-\$1,695,198.00
Construction management and inspection – Cumming Management Group	-\$563,800.00
Public art and outreach, special inspections and testing, furnishings and staff oversight time (estimated)	-\$2,825,326.00
Total remaining project costs	-\$19,210,977.00
Remaining balance	\$1,402,074.00

Carlsbad Municipal Code Sections 3.28.040(C)(5) and 3.28.090(B) authorize the City Manager or designee to approve change orders in an amount equal to the contingency set at the time of project award, which is \$1,695,198.00 for this project.

The City Manager or designee will proportionately return the remaining excess appropriations to the respective funding sources as shown in the table below:

Remaining balance	\$1,402,074.00
General Capital Construction Fund (53%)	-\$743,099.00
Infrastructure Replacement Fund (34%)	-\$476,705.00
Park-in-lieu fees – Northwest Quadrant (13%)	-\$182,270.00

Next Steps

Upon City Council authorization of the construction contract and construction management and inspection services agreement, staff will complete the contract documents with Edwards Construction Group, Inc. for the construction project and with Cumming Management Group, Inc., for the construction management and inspection services agreement for the project.

Staff anticipate starting construction in late March 2025 and completing the project in summer 2026.

² Park in-lieu fees are fees paid by residential developers to fund the construction of new parks or the improvement of existing ones.

Environmental Evaluation

The City Council certified the environmental impact report (EIR-380) for the Monroe Street Pool, at the time identified as the “community swimming pool,” on July 19, 1977. This project is within the scope of the prior environmental document and no further environmental documentation is required in accordance with California Environmental Quality Act Guidelines Section 15162.

The conditional use permit (CUP-158) and the certified environmental impact report (EIR-380) for the Community Swim Complex, the former name of the Monroe Street Pool facility, allowed for larger pool(s), building(s) and parking lots than what was originally constructed. All applicable mitigation measures contained in the prior environmental document have either been satisfied previously and/or were made conditions of approval of the project’s approved conditional use permit. There have not been substantial changes to the circumstances under which the project was undertaken and there have been no new significant environmental effects that would modify or change any mitigation measures.

The pool operates in conjunction with the existing school facility, and the proposed changes do not result in new significant impacts or a substantial increase in the severity of previously identified impacts, because the site and neighborhood context have not changed. Projects constructed by the school district since the pool was constructed have not impacted pool operations. The changes to the pool will have no impact to the adjacent school facilities. The mitigation measures to reduce impacts remain in place and are adequate to maintain the same level of significance studied in the previous environmental impact report, therefore none of the situations in CEQA Guidelines Section 15162(a) exist and no additional environmental review is necessary. The certified environmental impact report and mitigation measures are on file for review at the Planning Division.

The City Planner determined on Feb. 7, 2023, that the design concept was consistent with the approved conditional use permit for the Community Swim Complex.

Exhibits

1. City Council resolution for construction contract
2. City Council resolution for construction management and inspection services agreement
3. Bid protest
4. Rebuttal to bid protest

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARLSBAD, CALIFORNIA, REJECTING A BID PROTEST SUBMITTED BY CONSTRUCT 1 ONE CORP., ACCEPTING THE BIDS RECEIVED AND AWARDING A CONSTRUCTION CONTRACT TO EDWARDS CONSTRUCTION GROUP, INC. IN AN AMOUNT NOT TO EXCEED \$14,126,653 FOR THE MONROE STREET POOL RENOVATION AND REPLACEMENT PROJECT, CAPITAL IMPROVEMENT PROGRAM PROJECT NO. 4724

WHEREAS, the City Council of the City of Carlsbad, California has determined it necessary, desirable and in the public interest to construct the Monroe Street Pool Renovation and Replacement Project, Capital Improvement Program, or CIP, Project No. 4724, or Project; and

WHEREAS, the city contracted with LPA, Inc., a California corporation, an architectural and engineering design firm to develop plans, specifications, and contract documents necessary to complete the Project; and

WHEREAS, on Sept. 10, 2024, the City Council adopted Resolution No. 2024-214, approving the plans, specifications and contract documents for the Project prepared by LPA, Inc., and authorizing the City Clerk to advertise the construction documents for bidding; and

WHEREAS, the Carlsbad Municipal Code, or CMC, Sections 3.28.080(C) and 3.28.080(I)(6) require the City Council to award all formally bid contracts when the value exceeds \$200,000, and therefore, the Project is subject to this requirement; and

WHEREAS, on Dec. 12, 2024, staff received seven bids for construction of the Project; and

WHEREAS, staff have reviewed the bids and have found Edwards Construction Group, Inc. to be a responsible bidder with a responsive bid in an amount not to exceed \$14,126,653.00; and

WHEREAS, on Dec. 16, 2024, the third lowest bidder, Construct 1 One Corp., submitted a bid protest alleging the bid submitted by Edwards Construction Group, Inc., was non-responsive because a subcontractor was not listed for the structural steel work for the Project, and in the alternative, if Edwards Construction Group, Inc. plans to self-perform the structural steel work itself, an 'A' or 'B' California contractor's license classification is not sufficient ("Bid Protest"); and

WHEREAS, staff reviewed Edwards Construction Group, Inc.'s bid in light of the Bid Protest, including its subcontractor's licensing and experience, for responsiveness; and

WHEREAS, Business and Professions Code Section 7059(b) provides that in public works contracts the awarding authority determines the license classification necessary to bid and perform the work; and

WHEREAS, staff reviewed the Bid Protest and determined that the Bid Protest lacks legal merit because Edwards Construction Group, Inc. may either self-perform the structural steel work with a 'B' California license, or in the alternative, may subcontract for the work, so long as the work is an amount less than one-half of 1% of Edwards Construction Group, Inc.'s total bid amount, consistent with Business and Professions Code Section 7057 and Public Contract Code Section 4104(a), respectively; and

WHEREAS, staff recommend that the Bid Protest be rejected for lack of legal merit and the contract be awarded to Edwards Construction Group, Inc.; and

WHEREAS, CMC Sections 3.28.040(C)(5) and 3.28.090(B) authorize the City Manager or designee to approve change orders in an amount equal to the contingency set at the time of Project award, which is \$1,695,198.00; and

WHEREAS, on July 19, 1977, the City Council certified the environmental impact report (EIR-380) for the Monroe Street Pool, at the time identified as the "community swimming pool." The project is within the scope of the prior environmental document and no further environmental documentation is required per California Environmental Quality Act Guidelines Section 15162; and

WHEREAS, the conditional use permit (CUP-158) and the certified environmental impact report (EIR-380) for the Community Swim Complex allowed for larger pool(s), building(s) and parking lots than what was originally constructed. All applicable mitigation measures contained in the prior environmental document have either been satisfied previously and/or were made conditions of approval of the project's approved conditional use permit. There have not been substantial changes to the circumstances under which the project is undertaken and there have been no new significant environmental effects that would modify or change any mitigation measures; and

WHEREAS, the pool operates in conjunction with the existing school facility, and the proposed changes do not result in new significant impacts or a substantial increase in the severity of previously identified impacts because the site and neighborhood context have not changed. Projects constructed by the school district since the pool was constructed have not impacted pool operations. The changes to the pool will have no impact to the adjacent school facilities. The mitigation measures to reduce

impacts remain in place and are adequate to maintain the same level of significance studied in the previous environmental impact report, therefore none of the situations in CEQA Guidelines Section 15162(a) exist and no additional environmental review is necessary. The certified environmental impact report and mitigation measures are on file for review at the Planning Division; and

WHEREAS, the City Planner determined on Feb. 7, 2023, that the design concept was consistent with the approved conditional use permit for the Community Swim Complex (the former name of the Monroe Street Pool facility).

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Carlsbad, California, as follows:

1. That the above recitations are true and correct.
2. That the Bid Protest is rejected for lacking legal merit.
3. That the bid submitted by Edwards Construction Group, Inc. in an amount not to exceed \$14,126,653.00 for construction of the Monroe Street Pool Renovation and Replacement Project, CIP Project No. 4724, is accepted, and the Mayor is hereby authorized to execute a contract with Edwards Construction Group, Inc., subject to the contract's review and approval as to form by the City Attorney's Office.
4. That the City Manager or designee is hereby authorized to approve construction change orders for the Monroe Street Pool Renovation and Replacement Project, CIP Project No. 4724, up to an amount not to exceed \$1,695,198.00.
5. That the City Manager or designee is authorized to sign all other documents necessary for regulatory compliance, to extend funding opportunities, or to otherwise implement and finalize the project, subject to their review and approval as to form by the City Attorney's Office.
6. That the award of this contract is contingent upon Edwards Construction Group, Inc. executing the required contract and submitting the required bonds and insurance policies, as described in the contract, within 20 calendar days after adoption of this Resolution. The City Manager may grant reasonable extensions of time to execute the contract and assemble the required bonds and insurance policies.

PASSED, APPROVED AND ADOPTED at a Regular Meeting of the City Council of the City of Carlsbad on the ___ day of _____, 2025, by the following vote, to wit:

AYES:

NAYS:

ABSTAIN:

ABSENT:

KEITH BLACKBURN, Mayor

SHERRY FREISINGER, City Clerk
(SEAL)

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARLSBAD, CALIFORNIA, APPROVING A PROFESSIONAL SERVICES AGREEMENT WITH CUMMING MANAGEMENT GROUP, INC. FOR CONSTRUCTION MANAGEMENT AND INSPECTION SERVICES IN AN AMOUNT NOT TO EXCEED \$563,800.00 FOR THE MONROE STREET POOL RENOVATION AND REPLACEMENT PROJECT, CAPITAL IMPROVEMENT PROGRAM PROJECT NO. 4724

WHEREAS, the City Council of the City of Carlsbad, California has determined it necessary, desirable and in the public interest to construct the Monroe Street Pool Renovation and Replacement Project, Capital Improvement Program, or CIP, Project No. 4724, or Project; and

WHEREAS, on Sept. 10, 2024, the City Council adopted Resolution No. 2024-214, approving the plans, specifications and contract documents for the Project, and authorizing the City Clerk to advertise the construction documents for bidding; and

WHEREAS, staff have bid the project and identified a contractor as providing a responsive and responsible bid for the Project; and

WHEREAS, staff require the assistance of a construction management and inspection services firm to provide oversight of the construction work; and

WHEREAS, in March 2024, the city issued a Request for Proposals, or RFP, for solicitation of construction management and inspection services for the Project; and

WHEREAS, staff completed a qualifications-based evaluation of the 10 proposals received; and

WHEREAS, staff have identified the Cumming Management Group, Inc., or Cumming Group, as the most qualified consultant for the Project; and

WHEREAS, the City Council has determined it is necessary and in the public interest to enter into an agreement with the Cumming Group to provide construction management and inspection services for the Project; and

WHEREAS, staff and the Cumming Group have negotiated the scope of work and the associated fee in an amount not to exceed \$563,800.00 to provide construction management and inspection services for the Project; and

WHEREAS, on July 19, 1977, the City Council certified the environmental impact report (EIR-380) for the Monroe Street Pool, at the time identified as the "community swimming pool." The

project is within the scope of the prior environmental document and no further environmental documentation is required per California Environmental Quality Act Guidelines Section 15162; and

WHEREAS, the conditional use permit (CUP-158) and the certified environmental impact report (EIR-380) for the Community Swim Complex allowed for larger pool(s), building(s) and parking lots than what was originally constructed. All applicable mitigation measures contained in the prior environmental document have either been satisfied previously and/or were made conditions of approval of the project's approved conditional use permit. There have not been substantial changes to the circumstances under which the project is undertaken and there have been no new significant environmental effects that would modify or change any mitigation measures; and

WHEREAS, the pool operates in conjunction with the existing school facility, and the proposed changes do not result in new significant impacts or a substantial increase in the severity of previously identified impacts because the site and neighborhood context have not changed. Projects constructed by the school district since the pool was constructed have not impacted pool operations. The changes to the pool will have no impact to the adjacent school facilities. The mitigation measures to reduce impacts remain in place and are adequate to maintain the same level of significance studied in the previous environmental impact report, therefore none of the situations in CEQA Guidelines Section 15162(a) exist and no additional environmental review is necessary. The certified environmental impact report and mitigation measures are on file for review at the Planning Division; and

WHEREAS, the City Planner determined on Feb. 7, 2023, that the design concept was consistent with the approved conditional use permit for the Community Swim Complex (the former name of the Monroe Street Pool facility).

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Carlsbad, California, as follows:

1. That the above recitations are true and correct.
2. That the professional services agreement with Cumming Management Group, Inc. for construction management and inspection services for the Monroe Street Pool Renovation and Replacement Project, CIP Project No. 4724 in an amount not to exceed \$563,800.00 (Attachment A) is approved and the Mayor is authorized to execute the agreement, subject to its review and approval as to form by the City Attorney's Office.

3. That the City Manager or designee is authorized to approve amendments to the agreement and to extend the time for completion of the agreement for up to one additional year, as needed.
4. That the City Manager or designee is authorized to sign all other documents necessary for regulatory compliance, to extend funding opportunities, or to otherwise implement and finalize the project, all of which are subject to review and approval as to form by the City Attorney's office.

PASSED, APPROVED AND ADOPTED at a Regular Meeting of the City Council of the City of Carlsbad on the ___ day of _____, 2025, by the following vote, to wit:

AYES:

NAYS:

ABSTAIN:

ABSENT:

KEITH BLACKBURN, Mayor

SHERRY FREISINGER, City Clerk
(SEAL)

**AGREEMENT FOR MONROE STREET POOL REPLACEMENT FOR CONSTRUCTION
MANAGEMENT AND INSPECTION SERVICES
CUMMING MANAGEMENT GROUP, INC.**

THIS AGREEMENT is made and entered into as of the _____ day of _____, 2025, by and between the City of Carlsbad, California, a municipal corporation ("City") and Cumming Management Group, Inc., a California corporation ("Contractor").

RECITALS

- A. City requires the professional services of a consultant that is experienced in construction consulting.
- B. Contractor has the necessary experience in providing professional services and advice related to construction consulting.
- C. Contractor has submitted a proposal to City under RFP24-2355FAC and has affirmed its willingness and ability to perform such work.

NOW, THEREFORE, in consideration of these recitals and the mutual covenants contained herein, City and Contractor agree as follows:

1. SCOPE OF WORK

City retains Contractor to perform, and Contractor agrees to render, those services (the "Services") that are defined in attached Exhibit "A," which is incorporated by this reference in accordance with this Agreement's terms and conditions.

2. STANDARD OF PERFORMANCE

While performing the Services, Contractor will exercise the reasonable professional care and skill customarily exercised by reputable members of Contractor's profession practicing in the Metropolitan Southern California area, and will use reasonable diligence and best judgment while exercising its professional skill and expertise.

3. TERM

The term of this Agreement will be effective for a period of two (2) years from the date first above written. The City Manager may amend the Agreement to extend it for two (2) additional one (1) year periods or parts thereof. Extensions will be based upon a satisfactory review of Contractor's performance, City needs, and appropriation of funds by the City Council. The parties will prepare a written amendment indicating the effective date and length of the extended Agreement.

4. TIME IS OF THE ESSENCE

Time is of the essence for each and every provision of this Agreement.

5. COMPENSATION

The total fee payable for the Services to be performed during the initial Agreement term shall not exceed five hundred eighty-three thousand eight hundred dollars (\$583,800). No other compensation for the Services will be allowed except for items covered by subsequent amendments to this Agreement. The City reserves the right to withhold a ten percent (10%) retention until City has accepted the work and/or Services specified in Exhibit "A."

Incremental payments, if applicable, should be made as outlined in attached Exhibit "A."

City Attorney Approved Version 5/22/2024

6. **PUBLIC WORKS**

6.1 **Prevailing Wage Rates.** Any construction, alteration, demolition, repair, and maintenance work, including work performed during design and preconstruction such as inspection and land surveying work, cumulatively exceeding \$1,000 and performed under this Agreement constitute "public works" under California Labor Code section 1720 et seq. and are subject to state prevailing wage laws. The general prevailing rate of wages, for each craft or type of worker needed to execute the contract, shall be those as determined by the Director of Industrial Relations pursuant to the Section 1770, 1773 and 1773.1 of the California Labor Code. Pursuant to Section 1773.2 of the California Labor code, a current copy of applicable wage rates is on file in the office of the City Engineer. Contractor shall not pay less than the said specified prevailing rates of wages to all such workers employed by him or her in the execution of the Agreement. Contractor and any subcontractors shall comply with Section 1776 of the California Labor Code, which generally requires keeping accurate payroll records, verifying and certifying payroll records, and making them available for inspection. Contractor shall require any subcontractors to comply with Section 1776.

6.2 **DIR Registration.** California Labor Code section 1725.5 requires the Contractor and any subcontractor or subconsultant performing any public work under this Agreement to be currently registered with the California Department of Industrial Relations (DIR), as specified in Labor Code section 1725.5. Labor Code section 1771.1 provides that a contractor or subcontractor/subconsultant shall not be qualified to engage in the performance of any contract for public work, unless currently registered and qualified to perform public work pursuant to Labor Code section 1725.5. Prior to the performance of public work by any subcontractor or subconsultant under this Agreement, Contractor must furnish City with the subcontractor or subconsultant's current DIR registration number.

7. **CONSTRUCTION MANAGEMENT SOFTWARE**

Procore Project Management and Collaboration System. This project may utilize the Owner's Procore (www.procore.com) online project management and document control platform. The intent of utilizing Procore is to reduce cost and schedule risk, improve quality and safety, and maintain a healthy team dynamic by improving information flow, reducing non-productive activities, reducing rework and decreasing turnaround times. The Contractor is required to create a free web-based Procore user account(s) and utilize web-based training / tutorials (as needed) to become familiar with the system. Unless the Engineer approves otherwise, the Contractor shall process all project documents through Procore because this platform will be used to submit, track, distribute and collaborate on project. If unfamiliar or not otherwise trained with Procore, Contractor and applicable team members shall complete a free training certification course located at <http://learn.procore.com/procore-certification-subcontractor>. The Contractor is responsible for attaining their own Procore support, as needed, either through the online training or reaching out to the Procore support team. It will be the responsibility of the Contractor to regularly check Procore and review updated documents as they are added. There will be no cost to the Contractor for use of Procore.

It is recommended that the Contractor provide mobile access for Windows, iOS located at <https://apps.apple.com/us/app/procore-construction-management/id374930542> or Android devices located at <https://play.google.com/store/apps/details?id=com.procore.activities> with the Procore App installed to at least one on-site individual to provide real-time access to current posted drawings, specifications, RFIs, submittals, schedules, change orders, project documents, as well as any deficient observations or punch list items. Providing mobile access will improve communication, efficiency, and productivity for all parties. The use of Procore for project management does not relieve the contractor of any other requirements as may be specified in the contract documents.

8. STATUS OF CONTRACTOR

Contractor will perform the Services in Contractor's own way as an independent contractor and in pursuit of Contractor's independent calling, and not as an employee of City. Contractor will be under control of City only as to the result to be accomplished, but will consult with City as necessary. The persons used by Contractor to provide services under this Agreement will not be considered employees of City for any purposes.

The payment made to Contractor pursuant to the Agreement will be the full and complete compensation to which Contractor is entitled. City will not make any federal or state tax withholdings on behalf of Contractor or its agents, employees or subcontractors. City will not be required to pay any workers' compensation insurance or unemployment contributions on behalf of Contractor or its employees or subcontractors. Contractor agrees to indemnify City within thirty (30) days for any tax, retirement contribution, social security, overtime payment, unemployment payment or workers' compensation payment which City may be required to make on behalf of Contractor or any agent, employee, or subcontractor of Contractor for work done under this Agreement. At the City's election, City may deduct the indemnification amount from any balance owing to Contractor.

9. SUBCONTRACTING

Contractor will not subcontract any portion of the Services without prior written approval of City. If Contractor subcontracts any of the Services, Contractor will be fully responsible to City for the acts and omissions of Contractor's subcontractor and of the persons either directly or indirectly employed by the subcontractor, as Contractor is for the acts and omissions of persons directly employed by Contractor. Nothing contained in this Agreement will create any contractual relationship between any subcontractor of Contractor and City. Contractor will be responsible for payment of subcontractors. Contractor will bind every subcontractor and every subcontractor of a subcontractor by the terms of this Agreement applicable to Contractor's work unless specifically noted to the contrary in the subcontract and approved in writing by City.

10. OTHER CONTRACTORS

The City reserves the right to employ other Contractors in connection with the Services.

11. INDEMNIFICATION

Contractor agrees to defend (with counsel approved by the City), indemnify, and hold harmless the City and its officers, elected and appointed officials, employees and volunteers from and against all claims, damages, losses and expenses including attorney's fees arising out of the performance of the work described herein caused by any negligence, recklessness, or willful misconduct of the Contractor, any subcontractor, anyone directly or indirectly employed by any of them or anyone for whose acts any of them may be liable.

If Contractor's obligation to defend, indemnify, and/or hold harmless arises out of Contractor's performance as a "design professional" (as that term is defined under Civil Code section 2782.8), then, and only to the extent required by Civil Code Section 2782.8, which is fully incorporated herein, Contractor's indemnification obligation shall be limited to claims that arise out of, pertain to, or relate to the negligence, recklessness, or willful misconduct of the Contractor, and, upon Contractor obtaining a final adjudication by a court of competent jurisdiction. Contractor's liability for such claim, including the cost to defend, shall not exceed the Contractor's proportionate percentage of fault.

The parties expressly agree that any payment, attorney's fee, costs or expense City incurs or makes to or on behalf of an injured employee under the City's self-administered workers' compensation is included as

a loss, expense or cost for the purposes of this section, and that this section will survive the expiration or early termination of this Agreement.

12. INSURANCE

Contractor will obtain and maintain for the duration of the Agreement and any and all amendments, insurance against claims for injuries to persons or damage to property which may arise out of or in connection with performance of the services by Contractor or Contractor's agents, representatives, employees or subcontractors. The insurance will be obtained from an insurance carrier admitted and authorized to do business in the State of California. The insurance carrier is required to have a current Best's Key Rating of not less than "A-VII"; **OR** with a surplus line insurer on the State of California's List of Approved Surplus Line Insurers (LASLI) with a rating in the latest Best's Key Rating Guide of at least "A:X"; **OR** an alien non-admitted insurer listed by the National Association of Insurance Commissioners (NAIC) latest quarterly listings report.

12.1 Coverages and Limits. Contractor will maintain the types of coverages and minimum limits indicated below, unless Risk Manager or City Manager approves a lower amount. These minimum amounts of coverage will not constitute any limitations or cap on Contractor's indemnification obligations under this Agreement. City, its officers, agents and employees make no representation that the limits of the insurance specified to be carried by Contractor pursuant to this Agreement are adequate to protect Contractor. If Contractor believes that any required insurance coverage is inadequate, Contractor will obtain such additional insurance coverage, as Contractor deems adequate, at Contractor's sole expense. The full limits available to the named insured shall also be available and applicable to the City as an additional insured.

12.1.1 Commercial General Liability (CGL) Insurance. Insurance written on an "occurrence" basis, including personal & advertising injury, with limits no less than **\$2,000,000** per occurrence. If a general aggregate limit applies, either the general aggregate limit shall apply separately to this project/location or the general aggregate limit shall be twice the required occurrence limit.

12.1.2 Automobile Liability. (if the use of an automobile is involved for Contractor's work for City). \$2,000,000 combined single-limit per accident for bodily injury and property damage.

12.1.3 Workers' Compensation and Employer's Liability. Workers' Compensation limits as required by the California Labor Code. Workers' Compensation will not be required if Contractor has no employees and provides, to City's satisfaction, a declaration stating this.

12.1.4 Professional Liability. Errors and omissions liability appropriate to Contractor's profession with limits of not less than \$1,000,000 per claim. Coverage must be maintained for a period of five years following the date of completion of the work.

12.2 Additional Provisions. Contractor will ensure that the policies of insurance required under this Agreement contain, or are endorsed to contain, the following provisions:

12.2.1 The City will be named as an additional insured on Commercial General Liability which shall provide primary coverage to the City.

12.2.2 Contractor will obtain occurrence coverage, excluding Professional Liability, which will be written as claims-made coverage.

12.2.3 If Contractor maintains higher limits than the minimums shown above, the City requires and will be entitled to coverage for the higher limits maintained by Contractor. Any available insurance proceeds in excess of the specified minimum limits of insurance and coverage will be available to the City.

12.2.4 This insurance will be in force during the life of the Agreement and any extensions of it and will not be canceled without thirty (30) days prior written notice to City sent by certified mail pursuant to the Notice provisions of this Agreement.

12.3 Providing Certificates of Insurance and Endorsements. Prior to City's execution of this Agreement, Contractor will furnish certificates of insurance and endorsements to City.

12.4 Failure to Maintain Coverage. If Contractor fails to maintain any of these insurance coverages, then City will have the option to declare Contractor in breach, or may purchase replacement insurance or pay the premiums that are due on existing policies in order to maintain the required coverages. Contractor is responsible for any payments made by City to obtain or maintain insurance and City may collect these payments from Contractor or deduct the amount paid from any sums due Contractor under this Agreement.

12.5 Submission of Insurance Policies. City reserves the right to require, at any time, complete and certified copies of any or all required insurance policies and endorsements.

13. BUSINESS LICENSE

Contractor will obtain and maintain a City of Carlsbad Business License for the term of the Agreement, as may be amended from time-to-time.

14. ACCOUNTING RECORDS

Contractor will maintain complete and accurate records with respect to costs incurred under this Agreement. All records will be clearly identifiable. Contractor will allow a representative of City during normal business hours to examine, audit, and make transcripts or copies of records and any other documents created pursuant to this Agreement. Contractor will allow inspection of all work, data, documents, proceedings, and activities related to the Agreement for a period of four (4) years from the date of final payment under this Agreement.

15. OWNERSHIP OF DOCUMENTS

All work product produced by Contractor or its agents, employees, and subcontractors pursuant to this Agreement is the property of City. In the event this Agreement is terminated, all work product produced by Contractor or its agents, employees and subcontractors pursuant to this Agreement will be delivered at once to City. Contractor will have the right to make one (1) copy of the work product for Contractor's records.

16. COPYRIGHTS

Contractor agrees that all copyrights that arise from the services will be vested in City and Contractor relinquishes all claims to the copyrights in favor of City.

17. NOTICES

The name of the persons who are authorized to give written notice or to receive written notice on behalf of City and on behalf of Contractor under this Agreement are:

For City

Name Steven Stewart

Title Municipal Projects Manager

Department Public Works

City of Carlsbad

Address 1635 Faraday Ave.

Carlsbad, CA 92008

Phone No. 442-339-2938

For Contractor

Name Anthony Sanchez

Title Executive VP / Project Manager

Address 350 South Grand Avenue, Suite 1900

Los Angeles, CA 90071

Phone No. 213-408-4518

Email asanchez@cumming-group.com

Each party will notify the other immediately of any changes of address that would require any notice or delivery to be directed to another address.

18. CONFLICT OF INTEREST

Contractor shall file a Conflict of Interest Statement with the City Clerk in accordance with the requirements of the City of Carlsbad Conflict of Interest Code. The Contractor shall report investments or interests as required in the City of Carlsbad Conflict of Interest Code.

Yes ☒ No ☐

If yes, list the contact information below for all individuals required to file:

Name	Email	Phone Number
Anthony L. Sanchez	asanchez@corpusa.com	323-855-4710
A. Al Jajeh	aaljajeh@cumming-group.com	646-369-9623

19. GENERAL COMPLIANCE WITH LAWS

Contractor will keep fully informed of federal, state and local laws and ordinances and regulations which in any manner affect those employed by Contractor, or in any way affect the performance of the Services by Contractor. Contractor will at all times observe and comply with these laws, ordinances, and regulations and will be responsible for the compliance of Contractor's services with all applicable laws, ordinances and regulations.

Contractor will be aware of the requirements of the Immigration Reform and Control Act of 1986 and will comply with those requirements, including, but not limited to, verifying the eligibility for employment of all agents, employees, subcontractors and consultants whose services are required by this Agreement.

20. CALIFORNIA AIR RESOURCES BOARD (CARB) ADVANCED CLEAN FLEETS REGULATIONS

Contractor's vehicles with a gross vehicle weight rating greater than 8,500 lbs. and light-duty package delivery vehicles operated in California may be subject to the California Air Resources Board (CARB) Advanced Clean Fleets regulations. Such vehicles may therefore be subject to requirements to reduce

emissions of air pollutants. For more information, please visit the CARB Advanced Clean Fleets webpage at <https://ww2.arb.ca.gov/our-work/programs/advanced-clean-fleets>.

21. DISCRIMINATION AND HARASSMENT PROHIBITED

Contractor will comply with all applicable local, state and federal laws and regulations prohibiting discrimination and harassment.

22. DISPUTE RESOLUTION

If a dispute should arise regarding the performance of the Services the following procedure will be used to resolve any questions of fact or interpretation not otherwise settled by agreement between the parties. Representatives of Contractor or City will reduce such questions, and their respective views, to writing. A copy of such documented dispute will be forwarded to both parties involved along with recommended methods of resolution, which would be of benefit to both parties. The representative receiving the letter will reply to the letter along with a recommended method of resolution within ten (10) business days. If the resolution thus obtained is unsatisfactory to the aggrieved party, a letter outlining the disputes will be forwarded to the City Manager. The City Manager will consider the facts and solutions recommended by each party and may then opt to direct a solution to the problem. In such cases, the action of the City Manager will be binding upon the parties involved, although nothing in this procedure will prohibit the parties from seeking remedies available to them at law.

23. TERMINATION

In the event of the Contractor's failure to prosecute, deliver, or perform the Services, City may terminate this Agreement for nonperformance by notifying Contractor by certified mail of the termination. If City decides to abandon or indefinitely postpone the work or services contemplated by this Agreement, City may terminate this Agreement upon written notice to Contractor. Upon notification of termination, Contractor has five (5) business days to deliver any documents owned by City and all work in progress to City address contained in this Agreement. City will make a determination of fact based upon the work product delivered to City and of the percentage of work that Contractor has performed which is usable and of worth to City in having the Agreement completed. Based upon that finding City will determine the final payment of the Agreement.

City may terminate this Agreement by tendering thirty (30) days written notice to Contractor. Contractor may terminate this Agreement by tendering thirty (30) days written notice to City. In the event of termination of this Agreement by either party and upon request of City, Contractor will assemble the work product and put it in order for proper filing and closing and deliver it to City. Contractor will be paid for work performed to the termination date; however, the total will not exceed the lump sum fee payable under this Agreement. City will make the final determination as to the portions of tasks completed and the compensation to be made.

24. COVENANTS AGAINST CONTINGENT FEES

Contractor warrants that Contractor has not employed or retained any company or person, other than a bona fide employee working for Contractor, to solicit or secure this Agreement, and that Contractor has not paid or agreed to pay any company or person, other than a bona fide employee, any fee, commission, percentage, brokerage fee, gift, or any other consideration contingent upon, or resulting from, the award or making of this Agreement. For breach or violation of this warranty, City will have the right to annul this Agreement without liability, or, in its discretion, to deduct from the Agreement price or consideration, or otherwise recover, the full amount of the fee, commission, percentage, brokerage fees, gift, or contingent fee.

25. CLAIMS AND LAWSUITS

By signing this Agreement, Contractor agrees that any Agreement claim submitted to City must be asserted as part of the Agreement process as set forth in this Agreement and not in anticipation of litigation or in conjunction with litigation. Contractor acknowledges that if a false claim is submitted to City, it may be considered fraud and Contractor may be subject to criminal prosecution. Contractor acknowledges that California Government Code sections 12650 *et seq.*, the False Claims Act applies to this Agreement and, provides for civil penalties where a person knowingly submits a false claim to a public entity. These provisions include false claims made with deliberate ignorance of the false information or in reckless disregard of the truth or falsity of information. If City seeks to recover penalties pursuant to the False Claims Act, it is entitled to recover its litigation costs, including attorney's fees. Contractor acknowledges that the filing of a false claim may subject Contractor to an administrative debarment proceeding as the result of which Contractor may be prevented to act as a Contractor on any public work or improvement for a period of up to five (5) years. Contractor acknowledges debarment by another jurisdiction is grounds for City to terminate this Agreement.

26. JURISDICTION AND VENUE

This Agreement shall be interpreted in accordance with the laws of the State of California. Any action at law or in equity brought by either of the parties for the purpose of enforcing a right or rights provided for by this Agreement will be tried in a court of competent jurisdiction in the County of San Diego, State of California, and the parties waive all provisions of law providing for a change of venue in these proceedings to any other county.

27. SUCCESSORS AND ASSIGNS

It is mutually understood and agreed that this Agreement will be binding upon City and Contractor and their respective successors. Neither this Agreement nor any part of it nor any monies due or to become due under it may be assigned by Contractor without the prior consent of City, which shall not be unreasonably withheld.

28. THIRD PARTY RIGHTS

Nothing in this Agreement should be construed to give any rights or benefits to any party other than the City and Contractor.

29. ENTIRE AGREEMENT

This Agreement, together with any other written document referred to or contemplated by it, along with the purchase order for this Agreement and its provisions, embody the entire Agreement and understanding between the parties relating to the subject matter of it. In case of conflict, the terms of the Agreement supersede the purchase order. Neither this Agreement nor any of its provisions may be amended, modified, waived or discharged except in a writing signed by both parties. This Agreement may be executed in counterparts.

30. AUTHORITY

The individuals executing this Agreement and the instruments referenced in it on behalf of Contractor each represent and warrant that they have the legal power, right and actual authority to bind Contractor to the terms and conditions of this Agreement.

[signatures on following page]

PSA25-3654FAC

CONTRACTOR
CUMMING MANAGEMENT GROUP, INC., a
California corporation

CITY OF CARLSBAD, a municipal corporation of
the State of California

By:

A. Al Jajeh
(sign here)

By:

Keith Blackburn, Mayor

A. Al Jajeh, Chief Financial Officer
(print name/title)

ATTEST:

SHERRY FREISINGER, City Clerk

By:

Anthony Sanchez
(sign here)

By:

Deputy City Clerk

Anthony Sanchez, Executive Vice President
(print name/title)

If required by City, proper notarial acknowledgment of execution by contractor must be attached. If a corporation, Agreement must be signed by one corporate officer from each of the following two groups.

Group A

Chairman,
President, **or**
Vice-President

Group B

Secretary,
Assistant Secretary,
CFO **or** Assistant Treasurer

Otherwise, the corporation **must** attach a resolution certified by the secretary or assistant secretary under corporate seal empowering the officer(s) signing to bind the corporation.

APPROVED AS TO FORM:

CINDIE K. McMAHON, City Attorney

By: Gina Herrera
Assistant City Attorney

EXHIBIT A

SCOPE OF SERVICES AND FEE

Cumming Management Group, Inc., shall provide Construction Management Services for the Monroe Street Pool Renovation project as outlined in the attached proposal dated Dec. 19, 2024, for an amount not to exceed \$583,800.

CUMMING GROUP

15010 Avenue of Science
Suite 100
San Diego, CA 92128

T 858 485 6765

cumming-group.com

December 19, 2024

Mr. John Maashoff
Facilities Engineering Division
Public Works, Fleet & Facilities Department
1635 Faraday
Carlsbad, CA 92008

Mr. Steven Stewart
Facilities Engineering Division
Public Works, Fleet & Facilities Department
1635 Faraday
Carlsbad, CA 92008

Transmitted via email correspondence to the following recipient(s): John.Maashoff@carlsbadca.gov
Steven.Stewart@carlsbadca.gov

Subject: **Cumming Proposal for Construction Management Services
Monroe Street Pool Renovation**

Dear Mr. Maashoff & Mr. Stewart:

Cumming Management Group, Inc. ("Cumming") is pleased to submit this Proposal to provide Construction Management Services to City of Carlsbad ("City") for the subject referenced project.

SCOPE OF CONSTRUCTION MANAGEMENT SERVICES

Cumming’s scope of services shall include the following tasks noted within Exhibit A:

- 1. Task 1.2 – Contract Administration/Management
- 2. Task 1.3 – Reports and Communications
- 3. Task 1.4 – Photo Documentation
- 4. Task 1.5 – Construction Progress Meetings
- 5. Task 1.6 – Shop Drawings and Submittal Reviews
- 6. Task 1.7 – Plans and Specifications Interpretation
- 7. Task 1.8 – Construction Inspection Services (Oversight)
- 8. Task 1.9 – Progress Payments
- 9. Task 1.10 – Contractor’s Claims and Change Orders
- 10. Task 2 – Project Closeout

PROPOSED NOT-TO-EXCEED FEE

Cumming’s proposed compensation structure is based on time and materials, as illustrated in the table below. From our experience, we have found that this compensation model traditionally provides our clients with the most flexibility, cost effectiveness, and the ability to expeditiously mobilize resources to address any immediate project needs.

Cumming is pleased to present proposed team member classifications with the associated hourly rates, who are readily available to start immediately at the owner's request to perform the scope of services outlined within this Proposal:

TASK	CLASSIFICATION	HOURLY RATE	DURATION (DAYS)	EST. HOURS	PROPOSED FEES
1.2-1.10	CONSTRUCTION MANAGER (FT)	\$175	325	2,600	\$455,000
2	CONSTRUCTION MANAGER (FT)	\$175	42	336	\$58,800
PROPOSED NOT-TO-EXCEED FOR BASIC SERVICES					\$513,800
ALLOWANCE FOR AS-NEEDED SUPPORT SERVICES					\$50,000
ALLOWANCE FOR REIMBURSABLE EXPENSES					\$20,000
TOTAL PROPOSED NOT-TO-EXCEED FEE					\$583,800

It is important to note that our hourly rates are aligned with our Fee Proposal that accompanied our Technical Proposal, which was submitted on 04/02/2024 in response to the City's solicitation RFP24-2355FAC. Our proposed fees are based on the scope of services requested and project information, i.e. project duration, estimated construction value, etc. provided by the City during the procurement process. Cumming reserves the right to amend our fees should there be substantial changes to the scope of services, construction budget, project schedule, and/or project delivery method.

EXCLUSIONS + REIMBURSABLE EXPENSES

Cumming's proposed fees are not inclusive of costs for on-site trailers, on-site office equipment, on-site lavatories, internet, reprographics, marketing, travel, and other any costs associated in the performance of the scope of services. Reimbursable expenses are to be billed at 0% markup and are inclusive of any expenses within the scope of work that are requested and authorized in advance and in writing by the City, prior to incurring the expense. Mileage beyond 50-miles of the project is subject to the current IRS rate.

Furthermore, any special or long-distance travel requested by the City that requires air fare, lodging, per diem, etc. would also fall under the reimbursable expenses category and shall be billed at cost with 0% markup.

IN CLOSING

Cumming supports several local municipalities and public agencies and therefore, recognizes your need for the highest quality services at economical cost. We are flexible, willing to work within this project's budget to provide these services and would be happy to engage in a future discussion with you regarding our proposed fees.

Cumming is grateful for the opportunity to continue supporting the City on this project and we are fully committed to working with your team. Please feel free to contact me directly at (323) 855-4710 or by email at asanchez@cumming-group.com should you have any questions regarding this Proposal.

Sincerely,



ANTHONY L. SANCHEZ
Executive Vice President

EXHIBIT "A"
SCOPE OF CONSTRUCTION MANAGEMENT SERVICES

TASK 1: Construction Administration

TASK 1.1 Preliminary project work

The consultant shall review the project scope or work and contract documents consisting of the City's General Provisions, Supplemental Provisions, Technical Specifications, Appendices and drawings issued for bidding and any addenda thereto.

TASK 1.2 Contract Administration/Management

The consultant shall be responsible for assisting the City's project manager with all aspects of Public Works contract compliance, change/claims negotiations and processing, contract interpretations and enforcement. The consultant shall oversee, perform, and coordinate work included in this scope of services, as directed by the City. The consultant shall: prepare reports, letters and memoranda; conduct project meetings; prepare meeting agendas and minutes, monitor and track the expiration of insurance requirements and obtain updated certificates from the Contractor; coordinate sub-consultant testing and specialty services; review daily inspection notes and identify and report nonconforming items; notify the City of significant problems and discrepancies; assist the City with interpreting drawings, specifications and reference standards; monitor construction activities and schedules; assist the City with resolving constructability problems; coordinate connections and operations; perform quality assurance inspections, review and negotiate change orders, review and notify the Contractor of test results; investigate claims; review the Contractors Record Drawings periodically and concurrently with Contractor's monthly progress schedule updates and monthly payment applications; and prepare project punch lists, etc.

TASK 1.3 Reports and Communications

All relevant project communications shall be documented and promptly distributed to the City and applicable parties. All original project documents and final project reports shall be furnished to the City within 60 days following the City's determination of Substantial Completion.

Maintain field memoranda, transmittals, updated schedules, logs of shop drawings and other submittals, logs of requests for information, change orders, progress payment requests, progress meeting reports, daily inspection reports, dates of utility service interruptions, and all other project correspondence.

Monthly progress reports shall be prepared and submitted to the City's Project Manager and shall include the following elements:

- a) Summary of the prior month's main accomplishments and current construction activities.
- b) Overall, Contractor conformance to contract schedule and quality requirements.
- c) Identification of key problems, action items, and issues and recommendations for solutions.

- d) Summary of progress payments, proposal and final change orders, disputes, submittals, RFIs, and Notices of Noncompliance.
- e) Photographs of representative project activities printed and electronically stored.

TASK 1.4 Photo Documentation

Review the Contractor's videotape of preconstruction site conditions prior to any construction operation to confirm existing conditions within the limits of work, adjacent areas, and along haul roads to document and clearly depict pre-existing conditions. Prepare additional videotape and/or photographs to document site conditions as required to supplement the Contractor's videotape.

Take and share construction documentation photographs on a regular basis. Maintain a digital photographic library of all significant construction activities available for review on at least a weekly basis via project management software. Provide unique file names for photos with date and location information included. Take additional photographs to document differing site conditions, change order and claim items, and any special or unique conditions as they arise.

Incorporate new software capabilities (Blue Beam, etc.) that allow photographs taken in the field to be linked to a PDF of the site plan/drawing/detail of the photographed location. A report of these photos linked to their location is to be provided weekly. Photos shall be uploaded to the approved project document management site regularly.

TASK 1.5 Construction Progress Meetings

Schedule and conduct weekly construction progress meetings with the Contractor and the City. Provide meeting agendas and discuss the schedule, near-term activities, clarifications and problems which need resolution, coordination with other Contractors. status of change orders, safety issues, etc. Prepare minutes of the meetings with identified action items. Prepare and distribute the minutes to the attendees within two working days. Include minutes in the monthly progress reports.

TASK 1.6 Shop Drawings and Submittal Reviews

Submittal review and approval are the responsibility of the architect and the City's Project Manager. The consultant shall be responsible for processing and monitoring the status of all submittals.

The consultant shall provide cursory review of the Contractor's submittals for general conformance with the contract document requirements prior to sending the submittals to the architect and City Project Manager. Submittals of a general nature (General Provisions & Division 1 Requirements) are to be reviewed and processed by the consultant. Review of the Contractor's construction schedule and monthly updates shall be the sole responsibility of the consultant with input provided from the architect and City.

Consultant will log, track, and monitor the review of shop drawings, calculations, data samples, submittals, warranties and manuals from the Contractor. Shop drawings and submittals which do not satisfy the project criterion shall be returned to the Contractor with comments for

corrections and resubmittal. Exception reports, that identify outstanding submittals or reviews needed, shall be prepared periodically by the consultant. Preliminary lists of initial submittal requirements shall be prepared by the consultant and issued at the initial project progress meetings.

TASK 1.7 Plans and Specifications Interpretation

The consultant shall review and respond to Contractor RFIs if of a general nature. Technical RFIs shall be submitted to the architect and City for response. The consultant shall maintain a log of RFIs and provide written clarification to the Contractor in a timely manner. Responses to requests for changes to the design require prior approval from the architect and City's Project Manager.

Obtain and maintain specification referenced standards including local and regional specifications, codes, standards, publications, regulations, applicable permitting criteria from local, state, and federal agencies, standard drawings and specifications of the local agencies, and related documents, as referenced in the contract documents and as required to perform the work.

TASK 1.8 Construction Inspection Services

Consultant will be responsible for the overall quality assurance of the project and work with City staff responsible for code compliance. Provide full time inspection to ensure that the Contractor's work is compliant with the project criterion. Prepare daily reports of the construction activities including weather conditions, Contractor's equipment and manpower, work performed, materials used, site visitors, delays in work and reasons for the delays, and deficiencies. Prepare daily reports of deviations and non-conformance to project criterion and provide a timely response.

Coordinate and supervise city contracted special inspections as required and discuss with the Contractor appropriate revisions to the methods and procedures used in performing the work. The special inspectors may not authorize extra work or approve of work that deviates from the project criterion.

Consultant will inspect materials as they arrive on site and verify that all materials and equipment meet project criteria requirements and are properly stored. The consultant will inspect the site daily, including any site BMP measures, manage special inspectors, and coordinate with any geotechnical and material testing consultants and be responsible for the overall quality assurance of the project.

TASK 1.9 Progress Payments

Review project-related invoices and progress payments. Submit all invoices to the City's Project Manager with a recommendation stating the proper amount for payment. Use the Schedule of Values and actual quantities for payment request reviews. The City will provide a format for monthly progress payments based on the Bid Schedule in the contract.

TASK 1.10 Contractor's Claims and Change Orders

In accordance with the City's Standard Public Works Contract and Supplemental Provisions, identify, prepare, log, and monitor all Contractor or City initiated claims, changes, extra work, and change orders. Assist the City's Project Manager by working to negotiate all claims to an agreed Contractor/Consultant /City conclusion. Submit resultant change orders to the City for approval. Prepare a report providing statement of claim, extra work, or change; background leading to issue; resolution alternatives; and resolution recommendation for action by the City. Prepare written justification and independent cost estimates for each change order after negotiating costs with the Contractor. Prepare claims, extra work, and change orders that require design criteria modifications or clarifications, including revisions to the drawings, details, and specifications.

Provide the lead role and support to the City in resolving claims and disputes. This shall include written responses to Contractors and private parties, giving depositions, assisting with arbitration and litigation, serving as an expert witness, investigating claims for damages by private sources, design services for replacement of damaged work, and services made necessary by Contractor default.

TASK 2: Project Closeout

Prepare detailed project punch lists at closeout of the project. Upon correction of deficiencies, schedule, coordinate, and conduct a final walk-through prior to the acceptance of work with the City. Verify work, testing, cleanup and demobilization is complete. Two working days after final walk-through, check and submit final payment requests. Review and certify that the Contractor's project record drawings and operation/maintenance manuals are complete and accurate.

LAW OFFICES OF
TIMOTHY P. CREYAUFMILLER
A PROFESSIONAL CORPORATION
979 S. VILLAGE OAKS DRIVE
COVINA, CA 91724
TEL: (626) 963-7161
FAX: (626) 963-7163
E-MAIL: Tim@TPCLawyer.com

Exhibit 3

December 16, 2024

VIA EMAIL ONLY

Ms. Janean Hawney
Public Works/Contract Administrator
CITY OF CARLSBAD
1635 Faraday
Carlsbad, CA 92008
Email: Janean.hawney@carlsbadca.gov

RE: Protest of Bids Submitted by Edwards Construction Group, Inc. and All
Source Company Building Group
Project: Monroe Street Pool Replacement, Project No. 4274 PWS25-
3494FAC
City: City of Carlsbad

Dear Ms. Hawney:

Please be advised that this office has been retained by Construct 1 One Corp. ("Client") to submit the following Bid Protest regarding the bids submitted by Edwards Construction Group, Inc. ("ECG") and All Source Company Building Group ("ASCBC") on the certain construction project on behalf of the City of Carlsbad ("City") commonly known as the Monroe Steet Pool Replacement, Project No. 4274 PWS25-3494FAC ("Project"). Specifically, my client hereby protests the awarding of the above Project to ECG and AQSCBC on the basis that the bids submitted are non-responsive pursuant to the Invitation to Bid and California Law.

On December 12, 2024, my client along with several other bidders, including ECG and ASCBC, submitted their bids on the above Project. ECG was identified as the low bidder on the Project with ASCBC determined to be the second lowest bidder and my client as the third lowest bidder. Upon reviewing the bids submitted by ECG and ASCBC, my client contends that the bids fail to comply with the Invitation to Bid as well as

Ms. Janean Hawney
Public Works/Contract Administrator
CITY OF CARLSBAD

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California Law and therefore requests that the same be determined to be non-responsive and excluded from consideration for the Project.

Under California Law, a public entity must competitively bid public works contracts and award the contract to the lowest responsible bidder that submits a responsive bid. *MCM Construction, Inc. v. City and County of San Francisco* 66 Cal. App. 4th 359, 368 (1998). In order for a bid to be responsive, a public works bid must be in strict accordance with the material terms of the bid documents and California law. *Menefee v. County of Fresno* 163 Cal. App. 3d 1175 (1985) Any material variance in a bid may not be waived by the awarding authority, and bids containing material variances must be rejected. *Stimson v. Hardy* 151 Cal. 379 (1907) and *Menfee, supra*. Material terms of a bid include, among other things, factors that may impact price, quantity, quality or delivery as well as terms explicitly outlined as mandatory in the bid documents and California law.

Further California Public Contracts Code Section 4104 states in pertinent part as follows:

Any officer, department, board, or commission taking bids for the construction of any public work or improvement **shall** provide in the specifications prepared for the work or improvement or in the general conditions under which bids will be received for the doing of the work incident to the public work or improvement that any person making a bid or offer to perform the work, **shall, in his or her bid or offer, set forth:**

(a)(1) The name, the location of the place of business, the California contractor license number, and public works contractor registration number issued pursuant to Section 1725.5 of the Labor Code of each subcontractor who will perform work or labor or render service to the prime contractor in or about the construction of the work or improvement, or a subcontractor licensed by the State of California who, under subcontract to the prime contractor, specially fabricates and installs a portion of the work or improvement according to detailed drawings contained in the plans and specifications, in an amount in excess of one-half of 1 percent of the prime contractor's

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Public Works/Contract Administrator
CITY OF CARLSBAD

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total bid or, in the case of bids or offers for the construction of streets or highways, including bridges, in excess of one-half of 1 percent of the prime contractor's total bid or ten thousand dollars (\$10,000), whichever is greater.

(2) An inadvertent error in listing the California contractor license number or public works contractor registration number provided pursuant to paragraph (1) shall not be grounds for filing a bid protest or grounds for considering the bid nonresponsive if the corrected contractor's license number is submitted to the public entity by the prime contractor within 24 hours after the bid opening and provided the corrected contractor's license number corresponds to the submitted name and location for that subcontractor.

(3)(A) Subject to subparagraph (B), any information requested by the officer, department, board, or commission concerning any subcontractor who the prime contractor is required to list under this subdivision, other than the subcontractor's name, location of business, the California contractor license number, and the public works contractor registration number, may be submitted by the prime contractor up to 24 hours after the deadline established by the officer, department, board, or commission for receipt of bids by prime contractors.

(B) A state or local agency may implement subparagraph (A) at its option.

Therefore, as set forth above, at the time of submission the bidder must include a complete listing of its subcontractor information as set forth in Public Contracts Code Section 4104. The stated reason for this requirement is to avoid bid shopping during and after the bidding period. To allow a bidder to submit such information subsequent to the submission of the bids, except as explicitly allowed above, invites a contractor to shop its subcontractors bids in order to obtain a more favorable bidding result and puts all other bidders who complied with the statutory requirements at a clear disadvantage.

With regard to the bid submitted by ECG, the same varies materially from the bid documents in that it fails to list a subcontractor for the Structural Steel work on the Project. Based on the Project documents, the work related to the Structural Steel portion of the Project exceeds ½ of 1% of the overall Project cost and therefore ECG must list a subcontractor for this work.

Ms. Janean Hawney
Public Works/Contract Administrator
CITY OF CARLSBAD

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The structural steel work on this Project requires a C-51 license and therefore any subcontractor performing this work must be qualified and hold such a license. Since no subcontractor was listed, ECG's bid fails to comply with this requirement.

The Invitation for Bids further states as follows:

In compliance with the Subletting and Subcontracting Fair Practices Act (California Public Contract Code section 4100 et seq.) and any amendments thereof, each Bidder shall set forth below: (a) the name, license number, and location of the place of business of each subcontractor who will perform work or labor or render service to the Contractor, who will perform work or labor or work or improvement to be performed under this Contract, or a subcontractor licensed by the State of California who, under subcontract to the Contractor, specially fabricates and installs a portion of the work or improvements according to detailed Drawings contained in the Plans and Specifications in an amount in excess of one half of one percent of the Contractor's total bid; and (b) the portion and description of the work which will be done by each subcontractor under this Act. The Contractor shall list only one subcontractor for each such portion as is defined by the Contractor in this bid. All subcontractors shall be properly licensed by the California State Licensing Board.

If a Contractor fails to specify a subcontractor, or if a Contractor specifies more than one subcontractor for the same portion of work to be performed under the Contract in excess of one-half of one percent of the Contractor's total bid, the Contractor shall be deemed to have agreed that the Contractor is fully qualified to perform that portion, and that the Contractor alone shall perform that portion.

In this instance should ECG claim that it shall be performing this work under its own license since it did not list a subcontractor, please note that ECG only holds an A and B license and does not hold the requisite C-51 license to perform the structural steel work.

Ms. Janean Hawney
Public Works/Contract Administrator
CITY OF CARLSBAD

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(Please see the licensing information for ECG from the CSLB website attached hereto.) As a result, ECG would be required to hire a properly licensed subcontractor to perform that work. Since ECG is ineligible to perform the structural steel scope and cannot now enlist another subcontractor post-bid since none were listed, its bid should be deemed non-responsive.

Since both the Invitation to Bid and the California Public Contract Code mandate that any bidder on a public construction project must list the name and location of each subcontractor performing work which exceeds 1/2 of 1% of the total bid, ECG's failure to list a structural steel subcontractor is a material variance which the City is not permitted to waive and must result in the rejection of ECG's bid.

With regard to the bid submitted by ASCBC, this contractor failed to submit its list of subcontractors at the time of the bid. As stated above, the submission of the requisite subcontractor information is specifically required under California law and the failure to do so is a clear violation of the subcontractor listing laws as set forth in the California Public Contract Code.

As set forth in paragraph (a)(3)(A) of Section 4104 the required information of the subcontractor's name, location, license number, and public works contractor registration number must be submitted at the time of the bid submission. The City is allowed to require additional information other than that set forth above, but that information must also be provided no later than 24 hours after the bid. The subcontractor's name, location, license number, and public works registration numbers are therefore required to be provided at bid time and cannot be omitted. ASCBC has not listed any subcontractors. The failure to list any subcontractors on the electronic bid form at the time of the bid is a direct violation of Public Contracts Code Section 4104, and as a result ASCBC represents that it will be self-performing the entire scope of work on the Project. Per the attached information from the CSLB website, this contractor holds a B license, C-33 Painting, C-54 tile, and C-15 flooring classifications. Since ASCBC is ineligible to perform many of the required scopes on the Project due to lack of licensure, including but not limited to, the

Ms. Janean Hawney
Public Works/Contract Administrator
CITY OF CARLSBAD

RE: Protest of Bids Submitted by Edwards Construction Group, Inc. and All
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swimming pool construction, electrical, and plumbing scopes and cannot now enlist another subcontractor post-bid since none were listed, its bid should be deemed non-responsive.

Therefore, Construct 1 Corp. as the lowest responsible and responsive bidder on the Project requests the City's consideration in being awarded the Project.

Should you have any questions regarding the above, please do not hesitate to contact the undersigned.

Very truly yours,

LAW OFFICES OF TIMOTHY P. CREYAUFMILLER

By: 

TIMOTHY P. CREYAUFMILLER, Esq.

TPC: gs

cc: Scott Chadwick: manager@carlsbadca.gov

Enclosure



CONTRACTORS STATE LICENSE BOARD

▼ Contractor's License Detail for License # 1057451

DISCLAIMER: A license status check provides information taken from the CSLB license database. Before relying on this information, you should be aware of the following limitations.

- ▶ CSLB complaint disclosure is restricted by law (B&P 7124.6) If this entity is subject to public complaint disclosure click on link that will appear below for more information. Click [here](#) for a definition of disclosable actions.
- ▶ Only construction related civil judgments reported to CSLB are disclosed (B&P 7071.17).
- ▶ Arbitrations are not listed unless the contractor fails to comply with the terms.
- ▶ Due to workload, there may be relevant information that has not yet been entered into the board's license database.

Data current as of 12/16/2024 1:19:13 PM

Business Information

EDWARDS CONSTRUCTION GROUP INC
P O BOX 350
NIPOMO, CA 93444
Business Phone Number: (805) 335-1161

Entity Corporation
Issue Date 08/26/2019
Expire Date 08/31/2025

License Status

This license is current and active.

All information below should be reviewed.

Classifications

- ▶ B - GENERAL BUILDING
- ▶ A - GENERAL ENGINEERING

Bonding Information

Contractor's Bond

This license filed a Contractor's Bond with NATIONWIDE MUTUAL INSURANCE COMPANY.

Bond Number: 7901118355

Bond Amount: \$25,000

Effective Date: 01/01/2023

Contractor's Bond History

Bond of Qualifying Individual

The qualifying individual BRAD THOMAS EDWARDS certified that he/she owns 10 percent or more of the voting stock/membership interest of this company; therefore, the Bond of Qualifying Individual is not required.

Effective Date: 03/01/2022

BQI's Bond History

Workers' Compensation

This license has workers compensation insurance with the TRAVELERS PROPERTY CASUALTY COMPANY OF AMERICA

Policy Number: UB9N981098

Effective Date: 07/01/2020

Expire Date: 07/01/2025

Workers' Compensation History



CONTRACTORS STATE LICENSE BOARD

▼ Contractor's License Detail for License # 923637

DISCLAIMER: A license status check provides information taken from the CSLB license database. Before relying on this information, you should be aware of the following limitations.

- ▶ CSLB complaint disclosure is restricted by law (B&P 7124.6) If this entity is subject to public complaint disclosure click on link that will appear below for more information. [Click here for a definition of disclosable actions.](#)
- ▶ Only construction related civil judgments reported to CSLB are disclosed (B&P 7071.17).
- ▶ Arbitrations are not listed unless the contractor fails to comply with the terms.
- ▶ Due to workload, there may be relevant information that has not yet been entered into the board's license database.

Data current as of 12/16/2024 1:20:47 PM

Business Information

ALL SOURCE COMPANY BUILDING GROUP
10625 SCRIPPS RANCH BLVD STE A
SAN DIEGO, CA 92131
Business Phone Number: (858) 586-0903

Entity Corporation
Issue Date 10/15/2008
Expire Date 10/31/2026

License Status

This license is current and active.

All information below should be reviewed.

Classifications

- ▶ B - GENERAL BUILDING
- ▶ C33 - PAINTING AND DECORATING
- ▶ C54 - TILE (CERAMIC AND MOSAIC)
- ▶ C15 - FLOORING AND FLOOR COVERING

Bonding Information

Contractor's Bond

This license filed a Contractor's Bond with MERCHANTS BONDING COMPANY (MUTUAL).

Bond Number: 100326134

Bond Amount: \$25,000

Effective Date: 01/23/2024

Contractor's Bond History

Bond of Qualifying Individual

The qualifying individual JERRY LEE ZUMBRO certified that he/she owns 10 percent or more of the voting stock/membership interest of this company; therefore, the Bond of Qualifying Individual is not required.

Effective Date: 01/22/2024

BQI's Bond History

Workers' Compensation

An employee service group holds the workers compensation insurance.

Policy Number: C58835110

Effective Date: 10/01/2024

Expire Date: 10/01/2025

Workers' Compensation History

EDWARDS

Brad Edwards
 President
 Edwards Construction Group
 991 Bennett Ave
 Arroyo Grande, CA 93421

December 23, 2024

Via Electronic Mail

Ms. Janean Hawney
 Public Works/Contract Administrator
 City of Carlsbad
 1635 Faraday Ave
 Carlsbad, CA 92008

Project: Monroe Street Pool Replacement, Project No. 4274 PWS25-3494FAC

RE: Rebuttal to Protest Letter from Construct 1 One Corp.

Ms. Janean Hawney:

The purpose of this letter is to rebut the protest Letter sent forth by Law offices of Timothy P. Creyaufmiller representing Construct 1 One Corp. to award the above-mentioned project to them. On December 23, 2024, Edwards Construction Group Inc. received notification from the City of Carlsbad of a bid protest against Edwards for the Monroe Street Pool Replacement Project, Project No. 4274 PWS25-3494FAC. In review of the protest letter, Edwards believes they are in full compliance with both the Public Contract Code and California State License Board licensing requirements for the reasons stated below. The bid should continue to be awarded to Edwards Construction Group Inc. ("ECG") because ECG was the lowest responsive bidder on the Project and therefore the protest from Construct 1 One Corp. must be set aside.

I. The Relevant Law

It is a basic rule of competitive bidding that bids must conform to the specifications, and if a bid does not so conform, it may not be accepted. (*Valley Crest Landscape, Inc. v. City of Davis* (1996) 41 Cal.App.4th 1432, 1440.) If there is a variance in the contractor's bid which affects the amount of the bid or gives a bidder an advantage or benefit not allowed another bidder, it renders the bid invalid. (*Konica Business Machines U.S.A. v. The Regents of the University of California* (1988) 206 Cal.App.3d 449.) As the court stated in *Konica*, "The purpose of requiring governmental entities to conduct competitive bidding is to eliminate favoritism, fraud, and corruption; avoid misuse of public funds; and stimulate advantageous marketplace competition. (*Id.* at 456.) Usually, whether a bid is responsive can be determined from the face of the bid without outside investigation or information. (*Valley Crest Landscape, Inc. v. City Council of the City of Davis*, 41 Cal.App.4th 1432 (1996).)

**EDWARDS
 CONSTRUCTION
 GROUP**

LIC No. 1057451

991 Bennett Ave.
 Arroyo Grande, CA 93420
 805.335.1161
wearedwards.com

In making a determination whether to accept a bid that does not strictly comply with bidding requirements the public entity must consider that the public bidding laws and requirements were adopted by the Legislature for the benefit of the public and the public agencies. Compliance considerations must be viewed in light of the public interest. (*MCM Construction, Inc. v. City and County of San Francisco* (1998) , 66 Cal. App. 4th 359. It is adverse to the best interests of the public to ignore the requirements of the bidding rules and documents when such rules are not minor technicalities. *Judson Pacific-Murphy Corp. v. Durkee*, (1956) 144 Cal. App. 2d 377, 383; see also *Cypress Security*, 184 Cal. App. 4th at 1018.

Construct 1 states that ECG did not list a subcontractor for the structural steel portion of work and that in not listing a subcontractor this would give us an unfair advantage. ECG did not list the structural steel sub because it was not required for us to list a trade either self-performing or subcontracting under minimum list per Public Contract Code 4104. We are well within the law to not list vendors who are only doing fabrication portions of work. We plan on complying with the law and will not use a subcontractor to install the structural steel portion that isn't less than .5%. Construct 1 claim is invalid and is only based on their own pricing received.

In this instance and as explained below, ECG's bid was not unresponsive. ECG filled out the bid forms completely. ECG complied with all instructions relating to the Bid Proposal and provided a complete application. Moreover, not only was ECG's bid not unresponsive, but through the Bid Proposal ECG established that they were a responsible bidder. Thus, Construct 1 claim that the project be awarded to them must be set aside and continue to be awarded to ECG as the lowest responsible bidder.

II. ECG's Bid Was Not Unresponsive

It is further well established that a bid which substantially conforms to a call for bids may, though it is not strictly responsive, be accepted if the variance cannot have affected the amount of the bid or given a bidder an advantage or benefit not allowed other bidders." (*See Ghilotti Construction Co. v. City of Richmond* (1996) 45 Cal.App.4th 897 quoting 47 Ops.Cal.Atty.Gen.129).

Here, ECG completed in its entirety all sections of the bid in accordance with the instructions and submitted all required information to the City at bid time. We did not try and change our bid after the fact and therefore they cannot claim that we were given an unfair advantage in bidding. All the statements seem to be speculation on what we as a company might do. Construct 1 claims are baseless and start false claims of what we may try after being awarded the project.

Construct 1 also claims that if we intend to self-perform the structural steel, we do not hold the appropriate license classification. Again, this statement is false and does not hold merit. We do have a "B" license classification and can self-perform work as long as we are self-performing two unrelated trades. Please see below from contractor state license board on what a B License can perform.

Business & Professional Code

Division 3, Chapter 9. Contractors, Article 4. Classifications

**EDWARDS
CONSTRUCTION
GROUP**

LIC No. 1057451

991 Bennett Ave.
Arroyo Grande, CA 93420
805.335.1161
weareedwards.com

(b) A general building contractor may take a prime contract or a subcontract for a framing or carpentry project. However, a general building contractor shall not take a prime contract for any project involving trades other than framing or carpentry unless the prime contract requires at least two unrelated building trades or crafts other than framing or carpentry, or unless the general building contractor holds the appropriate license classification or subcontracts with an appropriately licensed specialty contractor to perform the work.

If ECG elects to perform more than two unrelated trades, we are within the law to perform the structural steel portion of work on this project. As long as we perform 2 other trades that are not framing, we would be able to self-perform.

Finally, in accordance with Instructions to Bidders, Responsive Bid Proposal, a responsive bid proposal means a Bid Proposal which conforms in all material respects, to the Bid and Contract Documents. Here, ECG's bid is unequivocally responsive because ECG included ***all*** required Bid Documentation, as requested.

Since ECG's bid was low and is responsive, the only basis upon which the City could arguably not award the bid to ECG was to determine, subjectively, that ECG was not a responsible bidder. It is clear that ECG's bid was and is the lowest responsive bid to be received by the City and on that basis alone, the City, as a matter of law, should award the Project to ECG.

Conclusion

A bid is responsive if it promises to do what the bidding instructions demand. A bidder is responsible if it can perform the contract as promised. Here, based on the foregoing, ECG has identified herein two separate bases upon which the City must find ECG's bid to be the lowest responsible bidder. Therefore, the City cannot award the Project to Construct 1. Construct 1 claims are baseless and false and cannot provide any evidence that ECG cannot subcontract is under minimum list or decides to self-perform.

ECG more than meets this requirement of work force, ability to execute work, and to address warranty obligations. ECG currently employs over 80 full-time employees, self-performing all major trade work, including surveying, earthwork, site and structural concrete, utilities, rough framing, structural steel, along with others within the public works sector and has always successfully completed our projects, never having been assessed liquidated damages or penalties.

ECG was the lowest responsible bidder on the Project and provided a responsive bid with a competitive price. ECG asks that the City reject Construct 1 claim and award the Project contract to ECG.

Sincerely,

Brad Edwards

Brad Edwards

President, Edwards Construction Group, Inc.

**EDWARDS
CONSTRUCTION
GROUP**

LIC No. 1057451

991 Bennett Ave.
Arroyo Grande, CA 93420
805.335.1161
weareedwards.com



CITY COUNCIL Staff Report

Meeting Date: Jan. 14, 2025

To: Mayor and City Council

From: Geoff Patnoe, City Manager

Staff Contacts: Dave Padilla, Utilities Assistant Director
dave.padilla@carlsbadca.gov, 442-339-2356

Daniel Zimny, Utilities Senior Engineer
daniel.zimny@carlsbadca.gov, 442-339-2551

Subject: Revised plans, specifications and contract documents, acceptance of bids, relief of a bid, award of contract to Filanc and transferring funds for construction of the Cannon Lift Station Improvements Project

District: 2

Recommended Action

Adopt a resolution approving the revised plans, specifications and contract documents, accepting bids, authorizing relief of the apparent low bid, awarding a construction contract to Filanc, and transferring funds within the sewer replacement fund for construction of the Cannon Lift Station Improvements Project, Capital Improvement Program Project No. 5552.

Executive Summary

The city operates 11 sewer lift stations that pump sewage uphill to higher elevations in the sewer collection system. These stations use meters to measure the sewage flow and to monitor lift station operations. The flow meter at the Cannon Lift Station, at 2197 Cannon Road as shown in Exhibit 3, is at the end of its service life and requires replacement. The project will replace the flow meter, the vault that houses it and check valves, and install new power and signal cabling. This work will improve the lift station's operation and reliability.

The low bidder on the project, HPS Mechanical, Inc. has withdrawn its bid. Staff recommend that the City Council accept HPS Mechanical Inc.'s request to withdraw its bid and instead award a contract to the second lowest bidder, Filanc, in an amount not to exceed \$960,182.00.

The Carlsbad Municipal Code Sections 3.28.080(C), 3.28.080(E) and 3.28.080(I)(6) require the City Council to adopt the plans, specifications and contract documents and approve all formally bid contracts when the value exceeds \$200,000. The City Council previously approved plans, specifications and contract documents for the project, Capital Improvement Program, or CIP, Project No. 5552, Cannon Lift Station Improvements Project, but design changes made during

the bidding phase resulted in revised plans, specifications and contract documents that need to be approved by the City Council.

Staff are also requesting a transfer of \$350,000.00 from CIP Project No. 5503, Sewer Line Rehabilitation and Replacement Program to CIP Project No. 5552, Cannon Lift Station Improvements Project, to award the construction contract and complete the project.

Explanation & Analysis

The City Council approved the project's plans, specifications and contract documents on Sept. 10, 2024, authorizing the City Clerk to advertise for bids, Resolution No. 2024-210. The project is estimated to cost \$690,000.00.¹

Since the City Council approved the contract documents on Sept. 10, 2024, two design addenda were made during the bidding phase to incorporate changes to pavement restoration and the access hatch product specified for the proposed meter vault. The changes are reflected in the revised set of contract documents in Exhibit 2.

Five bids were received on Nov. 5, 2024. The apparent low bidder, HPS Mechanical, Inc., submitted a bid in the amount of \$795,683.00 but requested withdrawal of its bid due to a clerical error in the bid amount.

HPS Mechanical obtained what is known as a bid bond to provide the city with assurance that if accepted, the contractor will honor its bid. The City Council is being asked to relieve HPS Mechanical of its low bid due to a clerical error, which releases the contractor from its bid bond, and instead award the construction contract to the next lowest responsive and responsible bidder, Filanc, in an amount not to exceed \$960,182.00. Staff have determined that Filanc's bid was responsive to the city's bid request and that Filanc is a responsible bidder because it has completed similar projects.

Staff recommend that the City Council approve the revised plans, specifications and contract documents for the project in Exhibit 2 and award the construction contract to Filanc.

Fiscal Analysis

The total construction cost for the project is estimated to be \$1,402,182.00. This project is funded by the sewer replacement fund and currently has \$1,057,154.00 in available project funds. An additional \$350,000.00 is needed to award the contract and complete the project. Capital Improvement Program Project No. 5503, Sewer Line Rehabilitation and Replacement Program, is also funded by the sewer replacement fund and has sufficient funds to provide additional budget for Project No. 5552.

¹ This cost is based on an engineer's estimate, an opinion of a project's probable construction cost given by an experienced and qualified professional engineer generally familiar with the construction industry. Staff use them to obtain an estimate that will be as close to the actual costs as possible

A summary of the estimated costs, available funds and additional appropriation needed are shown in the table below:

Cannon Lift Station Improvements Project Capital Improvement Program Project No. 5552	
Total appropriation to date	\$1,107,253.00
Total expenditures and encumbrances to date	-\$50,099.00
Total available funding	\$1,057,154.00
Construction contract – Filanc	-\$960,182.00
Construction contingency (20%)	-\$192,000.00
Construction management, inspection and testing, public outreach, engineering and administration (estimated)	-\$250,000.00
Total estimated construction costs	-\$1,402,182.00
Remaining balance	-\$345,028.00
Additional appropriation needed (rounded)	\$350,000.00

Carlsbad Municipal Code Sections 3.28.040(C)(5) and 3.28.090(B) authorize the City Manager or designee to approve change orders in an amount equal to the contingency set at the time of contract award, which for this project is \$192,000.00.

Next Steps

Once the City Council accepts the bids and awards the construction contract to Filanc, staff will issue a purchase order, schedule a pre-construction meeting with the contractor and issue a notice to proceed to construct the project.

The duration of the construction contract is nine months, not including rain days and delays from change orders that may extend the contract duration. The project is expected to be completed by late 2025 or early 2026, and a notice of completion to release bonds issued for the project will be recorded at that time.

Environmental Evaluation

The City Planner, through the process outlined in Carlsbad Municipal Code Section 19.04.060, has determined that this project is exempt pursuant to California Code of Regulations Section 15302(c), Replacement or Reconstruction, which applies to the replacement or reconstruction of existing utility systems and/or facilities involving negligible or no expansion of capacity. No exceptions to the exemption as set forth in CEQA Guidelines Section 15300.2 or Carlsbad Municipal Code Section 19.04.070(B) apply.

Exhibits

1. City Council resolution
2. [Revised plans, specifications and contract documents](#) (on file in the Office of the City Clerk)
3. Location map

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARLSBAD, CALIFORNIA, APPROVING THE REVISED PLANS, SPECIFICATIONS, AND CONTRACT DOCUMENTS, ACCEPTING BIDS, AUTHORIZING RELIEF OF THE APPARENT LOW BID, AWARDING A CONSTRUCTION CONTRACT TO FILANC, AND TRANSFERRING FUNDS WITHIN THE SEWER REPLACEMENT FUND FOR CONSTRUCTION OF THE CANNON LIFT STATION IMPROVEMENTS PROJECT, CAPITAL IMPROVEMENT PROGRAM PROJECT NO. 5552.

WHEREAS, the City Council of the City of Carlsbad, California has determined it necessary, desirable and in the public interest to complete the Cannon Lift Station Improvements Project, Capital Improvement Program, or CIP, Project No. 5552, or Project; and

WHEREAS, on Sept. 10, 2024, the City Council adopted Resolution No. 2024-210, approving plans, specifications, and contract documents and authorizing the City Clerk to advertise for bids to construct the Project; and

WHEREAS, two addenda to the contract documents were released during the bidding phase to reflect changes in the plans and specifications; and

WHEREAS, on Nov. 5, 2024, staff received five bids in response to the bid advertisement; and

WHEREAS, HPS Mechanical, Inc. submitted the lowest bid but later requested to withdraw its bid due to a clerical error in its bid; and

WHEREAS, Filanc submitted the second lowest bid in an amount not to exceed \$960,182.00, and staff determined Filanc to be a responsible bidder and its bid to be responsive; and

WHEREAS, Carlsbad Municipal Code, or CMC, Section 3.28.080(E) requires the City Council to approve plans and specifications for all construction projects that are to be formally bid upon when the value exceeds \$200,000 and such plans, specifications and contract documents are on file at the City Clerk's office and are incorporated herein by reference; and

WHEREAS, CMC Sections 3.28.040(C)(5) and 3.28.090(B) authorize the City Manager or designee to approve change orders in an amount equal to the contingency set at the time of contract award, which is \$192,000.00; and

WHEREAS, staff request a budget transfer in the amount of \$350,000.00 from CIP Project No. 5503 Sewer Line Rehabilitation and Replacement Program to CIP Project No. 5552, Cannon Lift Station Improvements Project, to complete the Project; and

WHEREAS, the City Planner has determined that the Project is exempt from the California Environmental Quality Act, or CEQA, per CEQA Guidelines Section 15302(c) – replacement or reconstruction of existing structures and/or facilities involving negligible or no expansion of capacity. No exceptions to the exemption as set forth in CEQA Guidelines section 15300.2 or the CMC Section 19.04.070 (B) apply.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Carlsbad, California, as follows:

1. That the above recitations are true and correct.
2. That the City Council approves the revised plans, specifications and contract documents for the Cannon Lift Station Improvements Project, CIP Project No. 5552.
3. That the City Council authorizes relief of the bid submitted by HPS Mechanical, Inc., and the City Clerk is directed to release the accompanying bid bond submitted as part of its bid.
4. That the second lowest bid submitted by Filanc in an amount of \$960,182.00 for construction of the Cannon Lift Station Improvements Project, CIP Project No. 5552, is accepted, and the Mayor is hereby authorized to execute a contract with Filanc.
5. That the City Manager or designee is hereby authorized to approve construction change orders up to \$192,000.00.
6. That the City Manager or designee is authorized to transfer \$350,000.00 from the CIP Project No. 5503 Sewer Line Rehabilitation and Replacement Program to CIP Project No. 5552, Cannon Lift Station Improvements Project, within the sewer replacement fund.
7. That the City Manager or designee is authorized to sign all other documents necessary for regulatory compliance, to extend funding opportunities, or to otherwise implement and finalize the project, all of which are subject to review and approval as to form by the City Attorney's office.
8. That the award of this contract is contingent upon Filanc executing the required contract and submitting the required bonds and insurance policies, as described in the contract, within 20 calendar days after adoption of this Resolution. The City Manager may grant reasonable extensions of time to execute the contract and assemble the required bonds and insurance policies.

PASSED, APPROVED AND ADOPTED at a Regular Meeting of the City Council of the City of Carlsbad on the ___ day of _____, 2025, by the following vote, to wit:

AYES:

NAYS:

ABSTAIN:

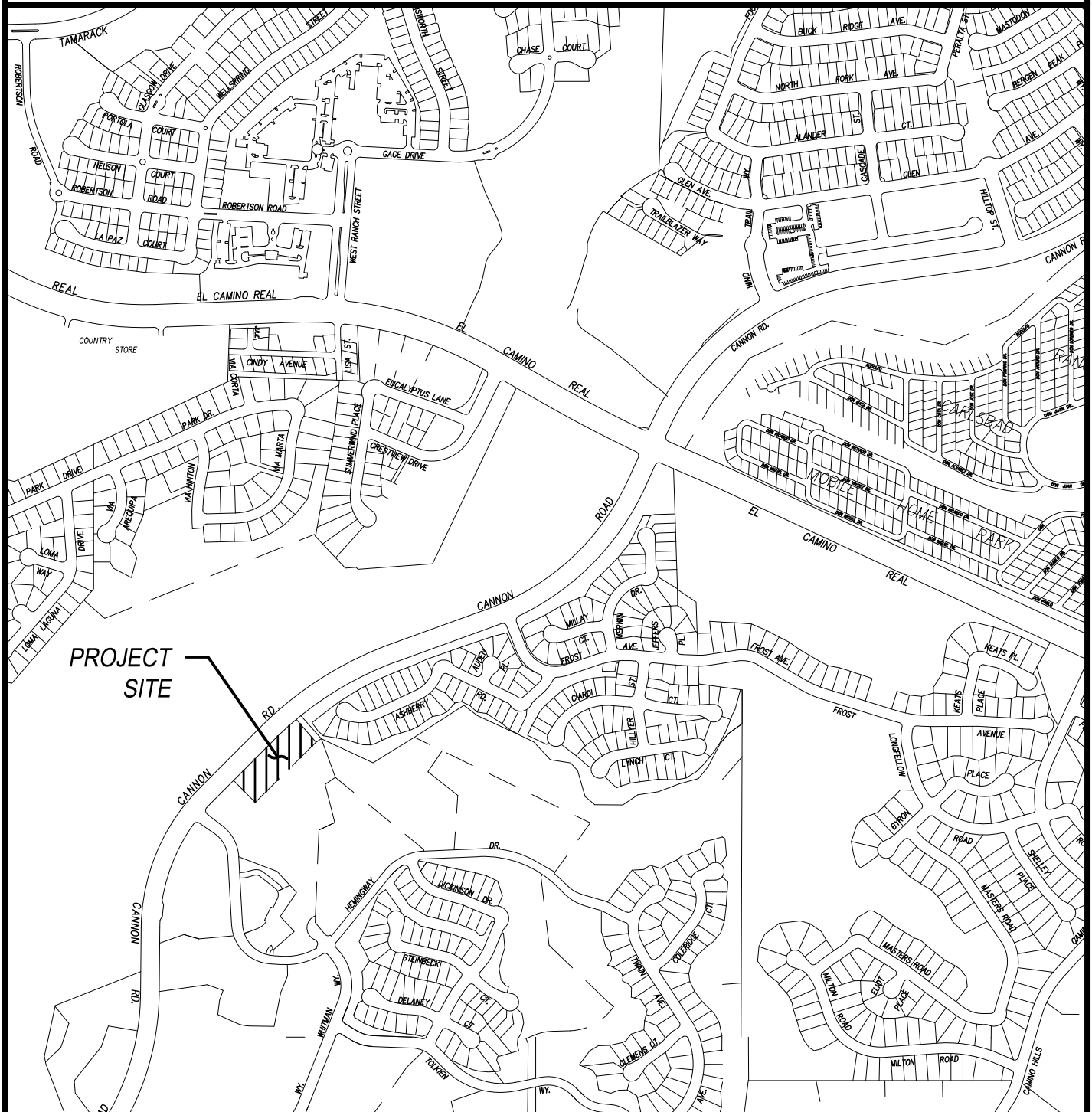
ABSENT:

KEITH BLACKBURN, Mayor

SHERRY FREISINGER, City Clerk
(SEAL)

Plans, specifications and contract documents
(on file in the Office of the City Clerk)

LOCATION MAP



NOT TO SCALE

PROJECT NAME

CANNON LIFT STATION IMPROVEMENTS PROJECT

Jan. 14, 2025

PROJECT
NUMBER

CIP PROJECT NO. 5552

Item #6

EXHIBIT

3

Page 8 of 8



JOINT CITY COUNCIL AND
CARLSBAD MUNICIPAL WATER DISTRICT
Staff Report

Meeting Date: Jan. 14, 2025

To: Mayor/President and City Council/Board Members

From: Geoff Patnoe, City Manager/Executive Manager

Staff Contacts: Dave Padilla, Utilities Assistant Director/District Engineer
dave.padilla@carlsbadca.gov, 442-339-2356
Sean Diaz, Utilities Senior Engineer
sean.diaz@carlsbadca.gov, 442-339-2350

Subject: Amendment No. 2 to the Professional Services Agreement with Carollo Engineers, Inc., to Extend the Agreement Term for the Carlsbad Boulevard Water and Sewer Improvements at Terramar Project

District: 2

Recommended Actions

1. Adopt a Carlsbad Municipal Water District Board of Directors resolution authorizing execution of Amendment No. 2 to the professional services agreement with Carollo Engineers, Inc. to extend the agreement term for the Carlsbad Boulevard Water Improvements at Terramar Project.
2. Adopt a City Council resolution authorizing execution of Amendment No. 2 to the professional services agreement with Carollo Engineers, Inc. to extend the agreement term for the Carlsbad Boulevard Sewer Improvements at Terramar Project.

Executive Summary

The water and sewer mains along Carlsbad Boulevard north and south of Cannon Road and on Cannon Road from Carlsbad Boulevard to just east of the railroad tracks were installed between 1958 and 1971. These pipelines need to be replaced or rehabilitated to ensure the reliability of the water and wastewater systems, and compliance with current city and Carlsbad Municipal Water District, or CMWD, design and construction standards.

The project will abandon or remove 7,600 feet of potable water distribution mains, construct 5,000 feet of new water mains and replace and/or rehabilitate 1,500 feet of sewer mains and access holes. The project is now in construction with an anticipated completion date of Oct. 14, 2025.

The CMWD Board and the City Council approved a professional services agreement with Carollo Engineers, Inc. for engineering services to design the project on Jan. 18, 2022, through CMWD Board Resolution No. 1669 and City Council Resolution No. 2022-021, respectively. The term of the agreement now needs to be extended to provide the necessary services through the end of the project's construction. The cost to the city will not change.

Staff request the CMWD Board and the City Council's approvals of Amendment No. 2 to the agreement to extend the term for an additional year with an additional one-year extension if authorized by the Executive Manager and the City Manager.

The CMWD Board and the City Council's authorizations are required to amend an agreement to extend the term beyond the time extensions delegated to the Executive Manager and the City Manager in CMWD Board Resolution No. 1669 and City Council Resolution No. 2022-021, consistent with the requirements of the Carlsbad Municipal Code Section 3.28.040(D)(3).

Explanation & Analysis

The professional services agreement with Carollo Engineers, Inc. to provide engineering design services on the project was in an amount not to exceed \$478,385. This previously approved not-to-exceed cost will remain unchanged.

During the project's design phase, the permitting efforts required by the coastal development permit process extended beyond the originally anticipated schedule. The City Manager and the Executive Manager had the delegated authority to extend the original agreement term for one additional year, based on Carlsbad Municipal Code Section 3.28.040(C)(8). The City Manager and the Executive Manager did so on Nov. 20, 2023, approving Amendment No. 1 to the agreement, which extended the term until Jan. 18, 2025.

A notice to proceed with construction was issued to the construction contractor on Aug. 29, 2024, for a contract duration of 280 working days. The project's anticipated contract completion date is Oct. 14, 2025.

Extending the professional services agreement with Carollo Engineers by one year, to Jan. 18, 2026, will provide construction phase support engineering services until the project is completed with additional time in the event of any unanticipated construction delay.

The Executive Manager and the City Manager would have the authority to amend the agreement to extend the agreement for one additional year if necessary.

Fiscal Analysis

The project is funded by Capital Improvement Program Project Nos. 5048 and 5503-20, and sufficient funds are available for the work. The cost of the design services is not to exceed \$355,945 for the potable water improvements and \$122,440, for the sewer improvements. Amendment No. 2 will not increase the total agreement amount of \$478,385.

The construction contract and all construction phase inspection and support services required for project completion have been set aside within the budget.

Next Steps

Execution of Amendment No. 2 will allow for completion of engineering construction phase services for the project. If authorized by the CMWD Board and the City Council, staff will continue to work with Carollo Engineers, Inc. to support completion of the project construction, which is anticipated to be on Oct. 14, 2025.

Environmental Evaluation

In accordance with the California Environmental Quality Act procedures and CEQA Guidelines Section 1508 through 15097, a program environmental impact report (State Clearinghouse No.

2012021006) was certified by the City Council on Nov. 13, 2012, for the Sewer and Water Master Plans. The master plans were updated in 2019 and 2022. On Sept. 20, 2023, the Planning Commission adopted Resolution No. 7493, to approve a third addendum to the program environmental impact report for the Sewer and Water Master Plan. Therefore, no further environmental analysis is required.

Exhibits

1. Carlsbad Municipal Water District Board of Directors resolution
2. City Council resolution
3. Location map

RESOLUTION NO.

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE CARLSBAD MUNICIPAL WATER DISTRICT, AUTHORIZING EXECUTION OF AMENDMENT NO. 2 TO THE PROFESSIONAL SERVICES AGREEMENT WITH CAROLLO ENGINEERS, INC. TO EXTEND THE AGREEMENT TERM FOR THE CARLSBAD BOULEVARD WATER IMPROVEMENTS AT TERRAMAR PROJECT

WHEREAS, on Jan. 18, 2022, the Carlsbad Municipal Water District, or CMWD, Board adopted Resolution No. 1669, approving an Agreement with Carollo Engineers, Inc. to provide engineering design services for the Carlsbad Boulevard Water Improvements at Terramar Project, Capital Improvement Program Project No. 5048, in an amount not to exceed \$355,945; and

WHEREAS, on Nov. 20, 2023, the Executive Manager approved Amendment No. 1, which extended the term of the Agreement for a period of one year ending on Jan. 18, 2025; and

WHEREAS, the notice to proceed with construction was issued to the construction contractor on Aug. 29, 2024, for a contract duration of 280 working days, and the project is currently under construction with an anticipated construction contract completion date of Oct. 14, 2025; and

WHEREAS, staff desire to extend the agreement term for one year, until Jan. 18, 2026, with an additional one-year extension if authorized to allow for completion of project construction, with the total not-to-exceed Agreement amount unchanged; and

WHEREAS, the budget for the project is sufficiently funded for the scope of work and there are no additional costs related to this Agreement amendment; and

WHEREAS, the execution of Amendment No. 2 is within the scope of the adopted environmental studies and no further environmental study is required to comply with the California Environmental Quality Act, under CEQA Guidelines Section 15162-15164.

NOW, THEREFORE, BE IT RESOLVED by the Carlsbad Municipal Water District Board of Directors of the City of Carlsbad, California, as follows:

1. That the above recitations are true and correct.
2. That the President of the Board is hereby authorized and directed to execute Amendment No. 2 to the Agreement with Carollo Engineers, Inc. for the project (Attachment A).
3. That the Executive Manager is hereby authorized to amend the Agreement to extend the term for one (1) additional one (1) year period or parts thereof.

PASSED, APPROVED AND ADOPTED at a Special Meeting of the Carlsbad Municipal Water District Board of Directors of the City of Carlsbad on the __ day of _____, 2025, by the following vote, to wit:

AYES:

NAYS:

ABSTAIN:

ABSENT:

KEITH BLACKBURN, President

SHERRY FREISINGER, Secretary
(SEAL)

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARLSBAD, CALIFORNIA, AUTHORIZING EXECUTION OF AMENDMENT NO. 2 TO THE PROFESSIONAL SERVICES AGREEMENT WITH CAROLLO ENGINEERS, INC. TO EXTEND THE AGREEMENT TERM FOR THE CARLSBAD BOULEVARD SEWER IMPROVEMENTS AT TERRAMAR PROJECT

WHEREAS, on Jan. 18, 2022, the City Council adopted Resolution No. 2022-021, approving an Agreement with Carollo Engineers, Inc. to provide engineering design services for the Carlsbad Boulevard Sewer Improvements at Terramar Project, Capital Improvement Program Project No. 5503-20, in an amount not to exceed \$122,440; and

WHEREAS, on Nov. 20, 2023, the City Manager approved Amendment No. 1, which extended the term of the Agreement for a period of one year ending on Jan. 18, 2025; and

WHEREAS, the notice to proceed with construction was issued to the construction contractor on Aug. 29, 2024, for a contract duration of 280 working days, and the project is currently under construction with an anticipated construction contract completion date of Oct. 14, 2025; and

WHEREAS, staff desire to extend the agreement term for one year, until Jan. 18, 2026, with an additional one-year extension if authorized to allow for completion of project construction, with the total not-to-exceed Agreement amount unchanged; and

WHEREAS, the budget for the project is sufficiently funded for the scope of work and there are no additional costs related to this Agreement amendment; and

WHEREAS, the execution of Amendment No. 2 is within the scope of the adopted environmental studies and no further environmental study is required to comply with the California Environmental Quality Act, under CEQA Guidelines Section 15162-15164.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Carlsbad, California, as follows:

1. That the above recitations are true and correct.
2. That Amendment No. 2 to the Agreement with Carollo Engineers, Inc., for the project is approved (Attachment A to CMWD Resolution No. _____).
3. That the Executive Manager is hereby delegated the authority to extend the term for one (1) additional one (1) year, on behalf of the City of Carlsbad.

PASSED, APPROVED AND ADOPTED at a Regular Meeting of the City Council of the City of Carlsbad on the ___ day of _____, 2025, by the following vote, to wit:

AYES:

NAYS:

ABSTAIN:

ABSENT:

KEITH BLACKBURN, Mayor

SHERRY FREISINGER, City Clerk
(SEAL)

**AMENDMENT NO. 2 TO EXTEND THE AGREEMENT FOR CARLSBAD BOULEVARD WATER & SEWER
IMPROVEMENT SERVICES AT TERRAMAR
CAROLLO ENGINEERS, INC.**

This Amendment No. 2 is entered into and effective as of the _____ day of _____, 2025, extending the agreement dated January 19, 2022, (the "Agreement") by and between the Carlsbad Municipal Water District, a Public Agency organized under the Municipal Water Act of 1911, and a Subsidiary District of the City of Carlsbad, California ("CMWD"), and Carollo Engineers, Inc., a Delaware corporation ("Contractor") (collectively, the "Parties") for Engineering Design Services for Water & Sewer Improvements at Terramar.

RECITALS

A. On November 20, 2023, the Parties executed Amendment No. 1 to the Agreement to extend the Agreement one (1) year; and

B. The Parties desire to extend the Agreement for a period of one (1) year with the option to extend and fund the Agreement for one (1) more additional year and to amend the indemnification obligation in the Agreement.

NOW, THEREFORE, in consideration of these recitals and the mutual covenants contained herein, CMWD and Contractor agree as follows:

1. The Agreement, as may have been amended from time to time, is hereby extended for a period of one (1) year ending on January 18, 2026. The Executive Manager may amend the Agreement to extend it for one (1) additional one (1) year period or parts thereof.

2. Section 10 "INDEMNIFICATION" of the original Agreement is hereby deleted in its entirety and replaced as follows:

Contractor agrees to defend (with counsel approved by CMWD), indemnify, and hold harmless CMWD and the City of Carlsbad and its officers, elected and appointed officials, employees and volunteers from and against all claims, damages, losses and expenses including attorney's fees arising out of the performance of the work described herein caused by any negligence, recklessness, or willful misconduct of the Contractor, any subcontractor, anyone directly or indirectly employed by any of them or anyone for whose acts any of them may be liable.

If Contractor's obligation to defend, indemnify, and/or hold harmless arises out of Contractor's performance as a "design professional" (as that term is defined under Civil Code section 2782.8), then, and only to the extent required by Civil Code Section 2782.8, which is fully incorporated herein, Contractor's indemnification obligation shall be limited to claims that arise out of, pertain to, or relate to the negligence, recklessness, or willful misconduct of the Contractor, and, upon Contractor obtaining a final adjudication by a court of competent jurisdiction. Contractor's liability for such claim, including the cost to defend, shall not exceed the Contractor's proportionate percentage of fault.

The parties expressly agree that any payment, attorneys fee, costs or expense CMWD or the City of Carlsbad incurs or makes to or on behalf of an injured employee under CMWD's self-administered

workers' compensation is included as a loss, expense or cost for the purposes of this section, and that this section will survive the expiration or early termination of this Agreement.

3. All other provisions of the Agreement, as may have been amended from time to time, shall remain in full force and effect.

4. All requisite insurance policies to be maintained by the Contractor pursuant to the Agreement, as may have been amended from time to time, shall include coverage for this Amendment.

5. The individuals executing this Amendment and the instruments referenced on behalf of Contractor each represent and warrant that they have the legal power, right and actual authority to bind Contractor to the terms and conditions hereof of this Amendment.

[signatures on following page]

PSA22-1735UTIL

CONTRACTOR
CAROLLO ENGINEERS, INC., a Delaware corporation

CARLSBAD MUNICIPAL WATER DISTRICT, a Public Agency organized under the Municipal Water Act of 1911, and a Subsidiary District of the City of Carlsbad

By:

Jeffrey D. Weishaar

(sign here)

Jeffrey Weishaar, Associate Vice-President

(print name/title)

By:

(sign here)

(print name/title)

By:

KEITH BLACKBURN, President

ATTEST:

SHERRY FREISINGER, Board Secretary

If required by CMWD, proper notarial acknowledgment of execution by contractor must be attached. If a corporation, Agreement must be signed by one corporate officer from each of the following two groups.

Group A

Chairman,
President, **or**
Vice-President

Group B

Secretary,
Assistant Secretary,
CFO **or** Assistant Treasurer

Otherwise, the corporation must attach a resolution certified by the secretary or assistant secretary under corporate seal empowering the officer(s) signing to bind the corporation.

APPROVED AS TO FORM:

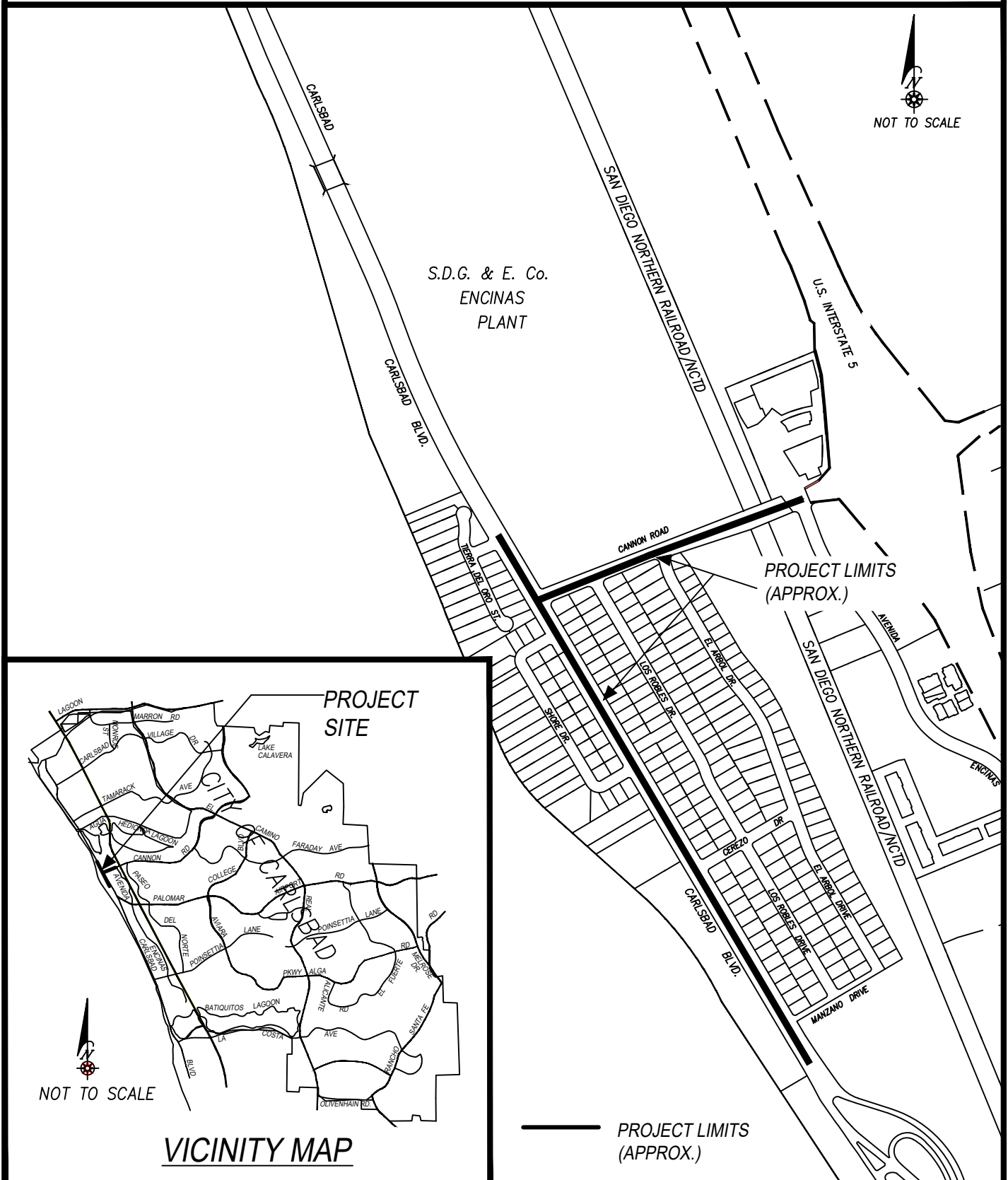
CINDIE K. McMAHON, General Counsel

By:

Gina Herrera

Assistant General Counsel

LOCATION MAP



PROJECT NAME

**CARLSBAD BOULEVARD WATER &
SEWER LINE IMPROVEMENTS AT TERRAMAR**

PROJECT
NUMBER

**5048
5503-20**

EXHIBIT

3



CITY COUNCIL Staff Report

Meeting Date: Jan. 14, 2025

To: Mayor and City Council

From: Geoff Patnoe, City Manager

Staff Contact: Tammy McMinn, Senior Deputy City Clerk
tammy.mcminn@carlsbadca.gov, 442-339-2953

Subject: District 2 and District 4 Appointments of Two Members to the
Community-Police Engagement Commission

Districts: All

Recommended Action

Adopt resolutions appointing two members to the Community-Police Engagement Commission.

Executive Summary

The City Council is being asked to appoint two members to the Community-Police Engagement Commission.

The purpose of the commission is to provide a cooperative and collaborative forum for the community and police leadership to learn and discuss the challenges of modern-day policing and provide a community perspective about public safety challenges. The commission works collaboratively with the Police Chief to provide advice, support, and recommendations relating to current or newly considered policies and programs with an overarching goal of building trust and fostering strong police-community relations.

Persons with ongoing litigation against the city related to police matters are ineligible to serve on the commission. In addition, current Carlsbad Police Department employees and their parents or children are ineligible to serve on the commission.

The Community-Police Engagement Commission consists of five members appointed by District Council Members and the Mayor. In this case, the Council Member representing District 2 and the Council Member representing District 4 shall nominate one individual each to serve on the commission. Members must be residents of Carlsbad and normally serve four-year terms, unless appointed to fill an unexpired term.

Explanation & Analysis

Commissioner Taffy Cannon was appointed to the Community-Police Engagement Commission in March 2023 with a term ending in December 2024. Commissioner Cannon is eligible for and is seeking reappointment for a term ending in December 2028.

Commissioner Dan Frazee was appointed to the Community-Police Engagement Commission in March 2023 with a term ending in December 2024. Commissioner Frazee is eligible for and is seeking reappointment for a term ending in December 2028.

The City Clerk's Office received nine applications from residents wishing to serve on the Community-Police Engagement Commission. In keeping with City Council Policy No. 88, the representative Council Members from District 2 and District 4 have chosen the following four applicants to advance in the process and interview with the full City Council:

District 2 Representative Finalists

- Steven Gish – District 2
- Taffy Cannon – District 1

District 4 Representative Finalists

- Dan Frazee – District 4
- Steven Gish – District 2

Exhibit 3 contains the applications of the applicants moving forward in the interview process.

The Maddy Act (California Government Code Sections 54970-54974) requires that on or before December 31 of each year the legislative body must prepare a Local Appointments List, which contains the appointive terms of Board and Commission members that will expire in the next calendar year. The name of the incumbent appointee, the date of appointment and the term expiration date is also included on the list. Based on the prepared list, the City Clerk's Office accepts applications (available on the city's website and in the City Clerk's Office) for any upcoming vacancies.

The current members of the Beach Preservation Commission are:

Commissioner	District
Patrick Connolly	1
Terri Novak	3
Michael Zepeda, Jr.	1

Members of the Community-Police Engagement Commission are subject to the provisions of California's Political Reform Act of 1974 and must file statements of economic interest each year and complete ethics training and workplace harassment prevention training every two years.

Fiscal Analysis

This action has no financial impact.

Next Steps

Following the appointment of two members to the Community-Police Engagement Commission, the City Clerk's Office will update the commission's roster and coordinate the oaths of office and the filing of the appointees' statements of economic interest, ethics training certificate and workplace harassment prevention training.

Environmental Evaluation

This action does not require environmental review because it does not constitute a project within the meaning of the California Environmental Quality Act under California Public Resources Code Section 21065 in that it has no potential to cause either a direct physical change in the environment or a reasonably foreseeable indirect physical change in the environment.

Exhibits

1. City Council resolution appointing one member to the Community-Police Engagement Commission
2. City Council resolution appointing one member to the Community-Police Engagement Commission
3. Applications received from residents advancing to the interview process

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARLSBAD,
CALIFORNIA, APPOINTING ONE MEMBER TO THE COMMUNITY-POLICE
ENGAGEMENT COMMISSION

WHEREAS, Commissioner Taffy Cannon was appointed to the Community-Police Engagement Commission in March 2023; and

WHEREAS, Commissioner Cannon is eligible for and is seeking reappointment; and

WHEREAS, a scheduled vacancy on the Community-Police Engagement Commission exists with a term ending in December 2028.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Carlsbad, California, as follows:

1. That the above recitations are true and correct.
2. That the following Carlsbad resident is appointed to serve on the Community-Police Engagement Commission, for a term ending in December 2028, or until a replacement is appointed:

PASSED, APPROVED AND ADOPTED at a Regular Meeting of the City Council of the City of Carlsbad on the ____ day of _____, 2025, by the following vote, to wit:

AYES:

NAYS:

ABSTAIN:

ABSENT:

KEITH BLACKBURN, Mayor

SHERRY FREISINGER, City Clerk
(SEAL)

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARLSBAD,
CALIFORNIA, APPOINTING ONE MEMBER TO THE COMMUNITY-POLICE
ENGAGEMENT COMMISSION

WHEREAS, Commissioner Dan Frazee was appointed to the Community-Police Engagement Commission in March 2023; and

WHEREAS, Commissioner Frazee is eligible for and is seeking reappointment; and

WHEREAS, a scheduled vacancy on the Community-Police Engagement Commission exists with a term ending in December 2028.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Carlsbad, California, as follows:

1. That the above recitations are true and correct.
2. That the following Carlsbad resident is appointed to serve on the Community-Police Engagement Commission, for a term ending in December 2028, or until a replacement is appointed:

PASSED, APPROVED AND ADOPTED at a Regular Meeting of the City Council of the City of Carlsbad on the ____ day of _____, 2025, by the following vote, to wit:

AYES:

NAYS:

ABSTAIN:

ABSENT:

KEITH BLACKBURN, Mayor

SHERRY FREISINGER, City Clerk
(SEAL)



Boards, Commissions and Committees Application for Appointment

Agricultural Mitigation Fee Committee		Arts Commission		Beach Preservation Commission	
Community-Police Engagement Commission	X	Historic Preservation Commission		Housing Commission	
Library Board of Trustees		Parks & Recreation Commission		Planning Commission	
Senior Commission		Traffic Safety & Mobility Commission			

Personal Information

Name Steven Gish		Date of Birth: <i>Required for Voter Registration Verification</i>	
Home Address _____			District No. 2
City Carlsbad		ZIP 92009	
Primary Phone _____		Secondary Phone _____	
E-mail _____			
Employment Status Employed			
Occupation Portfolio Manager			
Employer Voya Investment Management			
Employer Address _____			
Work Phone _____		Mobile _____	

Acknowledgements

	Yes	No
I am a resident of the City of Carlsbad.	X	
I am a registered voter in Carlsbad.	X	
I am willing to file financial disclosure statements.	X	
I am willing to complete two hours of state mandated ethics training every two years.	X	
Are you currently an officer of or employed by the City of Carlsbad?		X
I am a Citizens Academy graduate.	X	
I am familiar with the responsibilities of the board/commission/committee(s) on which I wish to	X	
I am willing to be interviewed regarding my qualifications for appointment by the City Council or at the request of an individual Council member.	X	
Are you currently or have you ever been under contract with the City of Carlsbad? If yes, please explain below.		X

Interest

I have graduated from the Carlsbad Citizens Academy, served previously on the CDBG Citizen Advisory before it was eliminated, and I graduated from the Citizens Police Academy. I also previously participated in one of the Zoom sessions and provided input when the City was determining if it should form a Community-Police Engagement Commission. I am interesting in serving on this Committee to further enhance and facilitate engagement between members of the community and local police.

Please describe your educational background

Chartered Financial Analyst Master of Business Administration, University of Colorado, Denver Additional coursework in Contemporary Legal Problem Solving & Comparative Legal Systems - Colleges of Law Bachelor of Arts, University of New Mexico, Albuquerque, graduated with Distinction

Please describe relevant experience

I have been a resident of Carlsbad for over 19 years. 30 years of investment and business experience that built strong analytical skills with broad knowledge of capital markets, public policy and current events. Strong written communication, emotional intelligence and oral communication skills to objectively examine and weigh policy issues. I have lead and presented in large formats, small group and one-on-one professional settings in addition to conducting due diligence.

Please describe your current or past community involvement

Voya Financial People with Disabilities and Caregivers Council, Member (www.voya.com) Citizens Police Academy - 2022 CFA Society of San Diego, Member (www.cfasociety.org/sandiego) Graduate of City of Carlsbad Citizens Academy Prison Entrepreneurship Program, previously volunteer business plan advisor (www.pep.org) La Costa Youth Organization - previously volunteer manager/coach (www.lcyo.org)

Please list all service on boards, commissions or committees, private or public agencies, (including non-profit organizations)

Community Development Block Grant Citizen Advisory (CYFY'22-23/23-24)

Additional information or comments

I look forward to meeting with members of the selection committee to speak about serving the City in this capacity.

Submittal Information

Submit Date: November 26, 2024 4:55 PM



Boards, Commissions and Committees Application for Appointment

Agricultural Mitigation Fee Committee		Arts Commission		Beach Preservation Commission	
Community-Police Engagement Commission	X	Historic Preservation Commission		Housing Commission	
Library Board of Trustees		Parks & Recreation Commission		Planning Commission	
Senior Commission		Traffic Safety & Mobility Commission			

Personal Information

Name Taffy (Eileen E.) Cannon		Date of Birth: <i>Required for Voter Registration Verification</i>	
Home Address _____			District No. 1
City	Carlsbad	ZIP	92010
Primary Phone _____		Secondary Phone _____	
E-mail _____			
Employment Status Self-Employed			
Occupation Writer			
Employer Self			
Employer Address _____			
Work Phone _____		Mobile _____	

Acknowledgements

	Yes	No
I am a resident of the City of Carlsbad.	X	
I am a registered voter in Carlsbad.	X	
I am willing to file financial disclosure statements.	X	
I am willing to complete two hours of state mandated ethics training every two years.	X	
Are you currently an officer of or employed by the City of Carlsbad?		X
I am a Citizens Academy graduate.	X	
I am familiar with the responsibilities of the board/commission/committee(s) on which I wish to	X	
I am willing to be interviewed regarding my qualifications for appointment by the City Council or at the request of an individual Council member.	X	
Are you currently or have you ever been under contract with the City of Carlsbad? If yes, please explain below.		X

Interest

As a two-year appointee to the initial CPEC, I have been intrigued by all that I've learned and been able to experience during various trainings, ride-alongs, informational presentations, and other CPD events. I want to continue to serve as a conduit between the CPD and community so that both can better appreciate their interactions.

Please describe your educational background

Duke University, AB with Distinction in Political Science Duke University, MA in Teaching Second Amendment Foundation Fiction and Firearms Workshop

Please describe relevant experience

During much of my writing career, I focused on crime fiction and interacted with PDs around the country to assure accuracy in local procedures. My late brother was an officer with a suburban Chicago department and various other Midwestern relatives are and have been sworn officers and corrections officers. As a 35 year Carlsbad resident, I've watched the town become a city and continue to monitor the growth of a very special community.

Please describe your current or past community involvement

Carlsbad Citizen of the Year 2014 Carlsbad City Library: Friends of the Library, Library Board of Trustees, Library Foundation inaugural president, Friends Bookstore Manager 25 years My Library involvement has interacted with many other community activities -- church trustee, Girls Scouts, PTAs from K-12, endless newsletter editorships -- to give me a sense of what Carlsbad does best, how it continues to improve, and what could make this astonishing place even better.

Please list all service on boards, commissions or committees, private or public agencies, (including non-profit organizations)

Friends of the Carlsbad Library 1990-date, including 11 years as president; Library Board of Trustees; Library & Cultural Arts Foundation founder and president; Duke Alumni Admissions interviewer; Church Trustee; Mystery Writers of America and Sisters in Crime. These activities blend personal and professional accomplishments.

Additional information or comments

It has been a rare and exciting experience to participate in the foundation of the CPEC, determining how the organization can best serve both community and PD. We have learned so much in the brief period since our first official meeting in October 2023, and I think it is important to carry that momentum and my training forward into an additional term. My re-appointment to the CPEC would be an efficient and effective way to build on the information and background already established to further advance and improve the Commission.

Submittal Information

Submit Date: November 19, 2024 6:04 PM



Boards, Commissions and Committees Application for Appointment

Agricultural Mitigation Fee Committee		Arts Commission		Beach Preservation Commission	
Community-Police Engagement Commission	X	Historic Preservation Commission		Housing Commission	
Library Board of Trustees		Parks & Recreation Commission		Planning Commission	
Senior Commission		Traffic Safety & Mobility Commission			

Personal Information

Name Dan Frazee		Date of Birth: <i>Required for Voter Registration Verification</i>	
Home Address			District No. 4
City	Carlsbad	ZIP	92009
Primary Phone		Secondary Phone	
E-mail			
Employment Status Retired			
Occupation			
Employer			
Employer Address			
Work Phone		Mobile	

Acknowledgements

	Yes	No
I am a resident of the City of Carlsbad.	X	
I am a registered voter in Carlsbad.	X	
I am willing to file financial disclosure statements.	X	
I am willing to complete two hours of state mandated ethics training every two years.	X	
Are you currently an officer of or employed by the City of Carlsbad?		X
I am a Citizens Academy graduate.	X	
I am familiar with the responsibilities of the board/commission/committee(s) on which I wish to	X	
I am willing to be interviewed regarding my qualifications for appointment by the City Council or at the request of an individual Council member.	X	
Are you currently or have you ever been under contract with the City of Carlsbad? If yes, please explain below.		X

Interest

I am presently serving as a Commissioner on the C-PEC. I attended the Carlsbad Citizen's Academy and the Carlsbad Citizen's Police Academy. I am an experienced community mediator, and have previously served as a member and Chair of the City of San Diego Citizen's Review Board on Police Practices.

Please describe your educational background

I have a Bachelors Degree in Education Psychology, and a Masters Degree in Clinical/Counseling Psychology. I am a trained and experienced Community Mediator. I am a retired pilot and airport executive, having served in the US military for 23 years, and as a Director at San Diego International Airport for 12 years.

Please describe relevant experience

I presently serve on the C-PEC Commission. I'm proud of the progress the Commission made in this past year, and look forward to becoming more proactively engaged with the Carlsbad community to understand issues that need addressing with the Carlsbad Police Department.

Please describe your current or past community involvement

As both a recent Carlsbad Citizens Academy and Carlsbad Police Academy graduate, I have a more in-depth understanding of how the City, and Police Department, operate. I hope that this education will improve how I, as a Commissioner, engages with the community.

Please list all service on boards, commissions or committees, private or public agencies, (including non-profit organizations)

I served for seven years as a member of the County of San Diego's Palomar Airport Advisory Committee.

Additional information or comments

None

Submittal Information

Submit Date: November 14, 2024 5:27 PM



CITY COUNCIL Staff Report

Meeting Date: Jan. 14, 2025

To: Mayor and City Council

From: Geoff Patnoe, City Manager

Staff Contact: Tammy McMinn, Senior Deputy City Clerk
tammy.mcminn@carlsbadca.gov, 442-339-2953

Subject: District 2 and District 4 Appointments of Two Members to the Parks & Recreation Commission

Districts: All

Recommended Action

Adopt resolutions appointing two members to the Parks & Recreation Commission.

Executive Summary

The City Council is being asked to appoint two members to the Parks & Recreation Commission. The Parks & Recreation Commission performs the following duties:

- Makes recommendations to the City Council
- Advises the City Council in matters pertaining to the creation, operation, maintenance, management and control of community recreation programs, of playgrounds and indoor and outdoor recreations, activities and facilities
- Advises and makes recommendations to the City Council on matters pertaining to planting, trimming, pruning, and care of all trees, shrubs or plants and to the removal of all objectionable trees, shrubs and plants in and upon any park of the city
- Reviews tree-related issues and determines the needs of the city with respect to its tree planting, replacement, maintenance and preservation programs
- Makes recommendations to the City Council on policies, regulations or ordinances pertaining to the care and protection of public trees and the selection of specific species of trees for designation along city streets, including the development of a community forest management plan for the city
- Hears appeals from decisions of the City Manager acting through the Parks & Recreation Director or designee, regarding the planting or removal of street trees

The commission consists of seven members appointed by District Council Members and the Mayor. In this case, the Council Member representing District 2 and the Council Member representing District 4 shall nominate one individual each to serve on the commission. Members must be residents of Carlsbad and normally serve four-year terms, unless appointed to fill an unexpired term.

Explanation & Analysis

Commissioner Joe Gisbert was appointed to the Parks & Recreation Commission in May 2023 to fill the unexpired term of Commissioner Michael Luna ending in December 2024. Commissioner Gisbert is eligible for and is seeking reappointment for a term ending in December 2028.

Commissioner Julie Knight was appointed to the Parks & Recreation Commission in January 2024 to fill the unexpired term of Commissioner Michael Sebahar ending in December 2024. Commissioner Knight is eligible for and is seeking reappointment for a term ending in December 2028.

The City Clerk's Office received 21 applications from residents wishing to serve on the Parks & Recreation Commission. In keeping with City Council Policy No. 88, the representative Council Members from District 2 and District 4 have chosen the following four applicants to advance in the process and interview with the full City Council:

District 2 Representative Finalists

- Julie Knight – District 2
- Brandon Perez – District 2

District 4 Representative Finalists

- Joe Gisbert – District 1
- Dale Ordas – District 4

Exhibit 3 contains the applications of the applicants moving forward in the interview process.

The Maddy Act (California Government Code Sections 54970-54974) requires that on or before December 31 of each year the legislative body must prepare a Local Appointments List, which contains the appointive terms of Board and Commission members that will expire in the next calendar year. The name of the incumbent appointee, the date of appointment and the term expiration date is also included on the list. Based on the prepared list, the City Clerk's Office accepts applications (available on the city's website and in the City Clerk's Office) for any upcoming vacancies.

The current members of the Parks & Recreation Commission are:

Commissioner	District
Amy Allemann	3
Deborah Rasines	1
James Revell	3
Shelly Sander	1
Robert Winston	3

Members of the Parks & Recreation Commission are subject to the provisions of California's Political Reform Act of 1974 and must file statements of economic interest each year and complete ethics training and workplace harassment prevention training every two years.

Fiscal Analysis

This action has no financial impact.

Next Steps

Following the appointment of two members to the Parks & Recreation Commission, the City Clerk's Office will update the commission's roster and coordinate the oath of office and the filing of the appointee's statements of economic interest, ethics training certificate and workplace harassment prevention training.

Environmental Evaluation

This action does not require environmental review because it does not constitute a project within the meaning of the California Environmental Quality Act under California Public Resources Code Section 21065 in that it has no potential to cause either a direct physical change in the environment or a reasonably foreseeable indirect physical change in the environment.

Exhibits

1. City Council resolution appointing one member to the Parks & Recreation Commission
2. City Council resolution appointing one member to the Parks & Recreation Commission
3. Applications received from residents advancing to the interview process

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARLSBAD,
CALIFORNIA, APPOINTING ONE MEMBER TO THE PARKS & RECREATION
COMMISSION

WHEREAS, Commissioner Joe Gisbert was appointed to the Parks & Recreation Commission in May 2023 to fill the unexpired term of Commissioner Michael Luna with a term ending in December 2024; and

WHEREAS, Commissioner Gisbert is eligible for and is seeking reappointment; and

WHEREAS, a scheduled vacancy on the Parks & Recreation Commission exists with a term ending in December 2028.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Carlsbad, California, as follows:

1. That the above recitations are true and correct.
2. That the following Carlsbad resident is appointed to serve on the Parks & Recreation Commission, for a term ending in December 2028, or until a replacement is appointed:

PASSED, APPROVED AND ADOPTED at a Regular Meeting of the City Council of the City of Carlsbad on the ____ day of _____, 2025, by the following vote, to wit:

AYES:

NAYS:

ABSTAIN:

ABSENT:

KEITH BLACKBURN, Mayor

SHERRY FREISINGER, City Clerk
(SEAL)

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARLSBAD,
CALIFORNIA, APPOINTING ONE MEMBER TO THE PARKS & RECREATION
COMMISSION

WHEREAS, Commissioner Julie Knight was appointed to the Parks & Recreation Commission in January 2024 to fill the unexpired term of Commissioner Michael Sebahar with a term ending in December 2024; and

WHEREAS, Commissioner Knight is eligible for and seeking reappointment; and

WHEREAS, a scheduled vacancy on the Parks & Recreation Commission exists with a term ending in December 2028.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Carlsbad, California, as follows:

1. That the above recitations are true and correct.
2. That the following Carlsbad resident is appointed to serve on the Parks & Recreation Commission, for a term ending in December 2028, or until a replacement is appointed:

PASSED, APPROVED AND ADOPTED at a Regular Meeting of the City Council of the City of Carlsbad on the ____ day of _____, 2025, by the following vote, to wit:

AYES:

NAYS:

ABSTAIN:

ABSENT:

KEITH BLACKBURN, Mayor

SHERRY FREISINGER, City Clerk
(SEAL)



Boards, Commissions and Committees Application for Appointment

Agricultural Mitigation Fee Committee		Arts Commission		Beach Preservation Commission	
Community-Police Engagement Commission		Historic Preservation Commission		Housing Commission	
Library Board of Trustees		Parks & Recreation Commission	X	Planning Commission	
Senior Commission		Traffic Safety & Mobility Commission			

Personal Information

Name Julie Knight		Date of Birth: <i>Required for Voter Registration Verification</i>	
Home Address			District No. 2
City	Carlsbad	ZIP	92011
Primary Phone		Secondary Phone	
E-mail			
Employment Status Volunteer			
Occupation			
Employer			
Employer Address			
Work Phone		Mobile	

Acknowledgements

	Yes	No
I am a resident of the City of Carlsbad.	X	
I am a registered voter in Carlsbad.	X	
I am willing to file financial disclosure statements.	X	
I am willing to complete two hours of state mandated ethics training every two years.	X	
Are you currently an officer of or employed by the City of Carlsbad?		X
I am a Citizens Academy graduate.		X
I am familiar with the responsibilities of the board/commission/committee(s) on which I wish to	X	
I am willing to be interviewed regarding my qualifications for appointment by the City Council or at the request of an individual Council member.	X	
Are you currently or have you ever been under contract with the City of Carlsbad? If yes, please explain below.		X

Interest

I am currently serving on the PRC commission as an appointed commissioner and have been since Jan/Feb 2024. I was appointed after applying in Jan 2024 for the commissioner seat that was being vacated prior to the end of their term. I have already taken the ethics course as well as posted my financial information. Over these past 6 months, I have become familiar with the commission's 5 year plan, our parks and their programs and gotten to know the other commissioners and PRC staff. I wish to be reappointed to my current role for a full 4-year term at the end of this term which is Dec 2024.** The PRC recently recommended the Robertson Ranch Park designs for the City Council's approval. I am proud to have been part of that process. I have learned very much these past six months and feel like I'm just getting started, so I wish to be reappointed for a full 4-year term with the PRC.

Please describe your educational background

High School and Community College, Portland, Oregon. Background is in construction, real estate development and property management, as well as 15 years in assisted living development, including feasibility, administration, marketing and sales.

Please describe relevant experience

I am a passionate outdoor enthusiast and participate actively in Carlsbad. My husband and I moved to Carlsbad 15 years ago from San Francisco, and we absolutely love the vibe, the people, the local activity, the parks, trails and community involvement in everything Carlsbad. We live next to Aviara Park and feel blessed by all the opportunities there. Our parks and trails are exceptional and we are familiar with many of them and looking forward to exploring more parks and trails. My career background in real estate, development and construction give me an edge on understanding the issues at hand.

Please describe your current or past community involvement

For 10 years, I have been actively involved in the City of Carlsbad's Cultural Arts Dept. as a volunteer in 3 very popular and beloved arts instruction programs for school children in Carlsbad and from a few surrounding areas. This involves up to 8+ volunteer hours per week from October through May of each school year, including the Leo Carrillo arts program enjoying 4th graders learning art skills and techniques. I have also enjoyed volunteering at the fun Pop-up-arts programs at the Carlsbad Dove Library Children's Garden.

Please list all service on boards, commissions or committees, private or public agencies, (including non-profit organizations)

****As stated above, I am currently serving as a commissioner for Parks and Rec. I assumed the term of a previous commissioner that ended their term prior to their Dec 2024 term end.**

Additional information or comments

I have enjoyed my ongoing volunteering experiences with the City of Carlsbad these past 10 years Being involved with such talented people, enthusiastic and adventurous school age children, and our wonderful and innovative programs is a daily inspiration. I am ever inspired to continue volunteering as long as I can.

Submittal Information

Submit Date: August 9, 2024 4:41 PM



Boards, Commissions and Committees Application for Appointment

Agricultural Mitigation Fee Committee		Arts Commission		Beach Preservation Commission	
Community-Police Engagement Commission		Historic Preservation Commission		Housing Commission	
Library Board of Trustees		Parks & Recreation Commission	X	Planning Commission	
Senior Commission		Traffic Safety & Mobility Commission			

Personal Information

Name Brandon Perez		Date of Birth: <i>Required for Voter Registration Verification</i>	
Home Address			District No. 2
City		ZIP 92010	
Primary Phone		Secondary Phone	
E-mail			
Employment Status Retired			
Occupation			
Employer BikesOnline, Canyon Bicycles, Aalto Scientific (Carlsbad), Vista Outdoors (Irvine)			
Employer Address			
Work Phone		Mobile	

Acknowledgements

	Yes	No
I am a resident of the City of Carlsbad.	X	
I am a registered voter in Carlsbad.	X	
I am willing to file financial disclosure statements.	X	
I am willing to complete two hours of state mandated ethics training every two years.	X	
Are you currently an officer of or employed by the City of Carlsbad?		X
I am a Citizens Academy graduate.		X
I am familiar with the responsibilities of the board/commission/committee(s) on which I wish to	X	
I am willing to be interviewed regarding my qualifications for appointment by the City Council or at the request of an individual Council member.	X	
Are you currently or have you ever been under contract with the City of Carlsbad? If yes, please explain below.		X

Interest

Appointee: City of Carlsbad Traffic and Mobility Commission

Please describe your educational background

San Diego State University - Undergraduate - Cell & Molecular Biology University of California at San Diego - Graduate - Pharmacy & Pharmaceutical Sciences The Wharton School, University of Pennsylvania - Business

Please describe relevant experience

I'm a discerning professional providing leadership and innovative solutions to complex challenges. I have served at the pleasure for the Mayor and the City Council of Carlsbad as an appointed commissioner for the Traffic and Mobility Commission and as a committee member of the Housing Element Advisory Committee. My background in research, planning and operations provides me with a unique skillset to quickly analyze, assess and provide sound-based solutions; ensuring objectives are met with excellence. I have over 15 years of experience in the sports and recreation industries and 15 years in research and development. I have volunteered numerous hours with community leadership groups around the nation on recreational, sporting, trail maintenance events. Career Experience: BikesOnline (Carlsbad), Canyon Bicycles (Carlsbad), Vista Outdoors Inc. (Bell/Giro Helmets & CamelBak); Specialized Bicycle Manufacturing, Aalto Scientific (Carlsbad Medical Device, UCSD)

Please describe your current or past community involvement

- City or Carlsbad local state of emergency: E-Bike and motorized device safety local emergency - Carlsbad Sustainable Mobility Plan - Carlsbad Improvement Plan - City or Carlsbad Traffic and Mobility Community Outreach - North County Youth Lacrosse - Volunteer - Bicycle Helmet Access: Bicycle helmet handouts to schools/youths to promote sports protection/head trauma prevention.-Silicon Valley Leadership Group -Transportation Policy Committee - Bay Area Commute 10 Work Project Bike to Work awareness for Bay Area corporations. - Hurricane Sandy Relief Project (Specialized Bicycle Sponsorship): Primary lead for donations and monetary contribution to the victims of hurricane Sandy. Operating Diabetes San Diego - Coordinator for Diabetes awareness and blood sugar screening. UCSD Fire Health Clinic. Volunteer health services for San Diego County Homeless and low income families.

Please list all service on boards, commissions or committees, private or public agencies, (including non-profit organizations)

City of Carlsbad - Traffic and Mobility Commission (2019-2023) City of Carlsbad - Housing Element Advisory Committee (2020) Silicon Valley Leadership Group - Transportation Policy Committee

Additional information or comments

It is a privilege to live in a great community with vast trails, parks, beaches, events, programs and recreational access for all generations. Our family has benefited from these great recreational programs and events. It would be an honor to serve at the pleasure of the Mayor and City Council as a member of the Parks & Recreation Commission for the City of Carlsbad; To preserve, maintain, protect and provide park and recreational access to our Citizens of Carlsbad and the public.

Submittal Information

Submit Date: May 6, 2024 11:00 AM



Boards, Commissions and Committees Application for Appointment

Agricultural Mitigation Fee Committee		Arts Commission		Beach Preservation Commission	
Community-Police Engagement Commission		Historic Preservation Commission		Housing Commission	
Library Board of Trustees		Parks & Recreation Commission	X	Planning Commission	
Senior Commission		Traffic Safety & Mobility Commission			

Personal Information

Name Joe Gisbert		Date of Birth: <i>Required for Voter Registration Verification</i>	
Home Address _____			District No. 1
City Carlsbad		ZIP 92008	
Primary Phone _____		Secondary Phone _____	
E-mail _____			
Employment Status Retired			
Occupation _____			
Employer _____			
Employer Address _____			
Work Phone _____		Mobile _____	

Acknowledgements

	Yes	No
I am a resident of the City of Carlsbad.	X	
I am a registered voter in Carlsbad.	X	
I am willing to file financial disclosure statements.	X	
I am willing to complete two hours of state mandated ethics training every two years.	X	
Are you currently an officer of or employed by the City of Carlsbad?		X
I am a Citizens Academy graduate.		X
I am familiar with the responsibilities of the board/commission/committee(s) on which I wish to	X	
I am willing to be interviewed regarding my qualifications for appointment by the City Council or at the request of an individual Council member.	X	
Are you currently or have you ever been under contract with the City of Carlsbad? If yes, please explain below.		X

Interest

I have been serving as a Commissioner on the Carlsbad Parks and Recreation Commission since May of 2023. I would like to continue in this role in volunteering my services and time in enhancing the Parks and Recreation plans and programs.

Please describe your educational background

I have a BS Degree in Business Administration\Marketing

Please describe relevant experience

I am currently a Commissioner on the Carlsbad Parks and Recreation Commission. Previously I worked 4 years for the city of Redondo Beach in the Parks and Recreation Department at the Alta Vista Tennis courts\community center and Wildlife park. I currently use many of the Carlsbad City recreational facilities and am a Tennis and Pickleball player.

Please describe your current or past community involvement

For the past six years I have been helping serving meals at the Carlsbad Community Center. Before moving to Carlsbad I delivered "Meals on Wheels" for the Torrance Chapter for 4 years. I was also on the Board of Directors for this Chapter and was responsible for driving new membership and awareness. I served as a Eucharistic Minister for the Saint Lawrence Martyr Church for 5 years.

Please list all service on boards, commissions or committees, private or public agencies, (including non-profit organizations)

I am currently a Commissioner on the Parks and Recreation Commission.

Additional information or comments

Submittal Information

Submit Date: November 16, 2024 4:41 PM



Boards, Commissions and Committees Application for Appointment

Agricultural Mitigation Fee Committee	X	Arts Commission		Beach Preservation Commission	
Community-Police Engagement Commission		Historic Preservation Commission		Housing Commission	
Library Board of Trustees		Parks & Recreation Commission	X	Planning Commission	
Senior Commission		Traffic Safety & Mobility Commission			

Personal Information

Name Dale E Ordas		Date of Birth: <i>Required for Voter Registration Verification</i>	
Home Address			District No. 4
City Carlsbad		ZIP 92011	
Primary Phone		Secondary Phone	
E-mail			
Employment Status Retired			
Occupation Lawyer/Mediator/Arbitrator (Retired 2023)			
Employer Ordas Dispute Resolution			
Employer Address			
Work Phone		Mobile	

Acknowledgements

	Yes	No
I am a resident of the City of Carlsbad.	X	
I am a registered voter in Carlsbad.	X	
I am willing to file financial disclosure statements.	X	
I am willing to complete two hours of state mandated ethics training every two years.	X	
Are you currently an officer of or employed by the City of Carlsbad?		X
I am a Citizens Academy graduate.		X
I am familiar with the responsibilities of the board/commission/committee(s) on which I wish to	X	
I am willing to be interviewed regarding my qualifications for appointment by the City Council or at the request of an individual Council member.	X	
Are you currently or have you ever been under contract with the City of Carlsbad? If yes, please explain below.		X

Interest

While this application is submitted for the Agricultural Mitigation Fee Committee, should a vacancy arise on the Parks & Recreation Commission, or the Growth Management Plan

Please describe your educational background

Juris Doctor, Southwestern School of Law (6/19/1966) Following admission to practice law 1/5/1966, in compliance with Minimum Continuing Legal Education (MCLE) requirements completed 25 hours of education and training every three years. This included 300 hours of education/training in mediation and arbitration in dispute resolution at various institutions, e.g., Pepperdine Law School and Loyola Law School.

Please describe relevant experience

Experience in the review, analysis, investigation, preparation of documents, e.g., briefs, opinions and articles, relating to trial, arbitration and mediation of civil disputes arising out of contracts, employment, accidents, products and professional malpractice.

Please describe your current or past community involvement

Have served on the Board of Directors of the San Pacifico Community Association Board of Directors and the Vistamar Home Owners Association in Carlsbad over the last two decades.

Please list all service on boards, commissions or committees, private or public agencies, (including non-profit organizations)

Carlsbad Community Block Grant Committee; Kaiser/Permanente Neutral Arbitrator Panel; CA Dept. of Ins. Mediator panel; CA Ct of App 2nd Dist. Mediator Panel; OC Sup Ct Civil Mediation Panel; LA Cty Sup Ct ADR Panel; SD Sup Ct Mediation Panel; N.C.B.A. Mediator Panel; S.D. County Bar Association Fee Arbitrator Panel; Pro Tern SD Sup.Ct; Pro Tern Sacramento County Sup.Court; and SD County Bar Assoc. Dispute Resolution Section, Leadership.

Additional information or comments

A copy of my most recent Curriculum Vitae will be provided upon request

Submittal Information

Submit Date: January 31, 2024 12:00 PM



CITY COUNCIL

Staff Report

Meeting Date: Jan. 14, 2025

To: Mayor and City Council

From: Geoff Patnoe, City Manager

Staff Contact: Tammy McMinn, Senior Deputy City Clerk
tammy.mcminn@carlsbadca.gov, 442-339-2953

Subject: District 2 and District 4 Appointments of Two Members to the Planning Commission

Districts: All

Recommended Action

Adopt resolutions appointing two members to the Planning Commission.

Executive Summary

The City Council is being asked to appoint two members to the Planning Commission.

The Planning Commission holds regularly scheduled public hearings to consider land use matters, such as the General Plan, Local Coastal Program, Growth Management Program, specific plans, master plans, amendments to the Zoning Ordinance, zoning changes, special studies and discretionary development permits for public and private projects.

The Planning Commission consists of seven members appointed by district Council Members and the Mayor. In this case, the Council Member representing District 2 and the Council Member representing District 4 shall nominate one individual each to serve on the commission. Members must be residents of Carlsbad and normally serve four-year terms, unless appointed to fill an unexpired term.

Explanation & Analysis

Commissioner Bill Kamenjarin was appointed to the Planning Commission in January 2021 to fill the expired term of Commissioner Linda Geldner with a term ending in December 2024. Commissioner Kamenjarin is eligible for and is seeking reappointment for a term ending in December 2028.

Commissioner Esteban Danna was appointed to the Planning Commission in June 2024 to fill the unexpired term of Commissioner Kevin Sabellico with a term ending in December 2024. Commissioner Danna is eligible for but is not seeking reappointment for a term ending in December 2028.

The City Clerk's Office received 23 applications from residents wishing to serve on the Planning Commission. In keeping with City Council Policy No. 88, the representative Council Members

from District 2 and District 4 have chosen the following four applicants to advance in the process and interview with the full City Council:

District 2 Representative Finalists

- Nicholas Foster – District 2
- Chris Woolsey – District 2

District 4 Representative Finalists

- Spencer Burrows – District 1
- Jarrett Ramaiya – District 4

Exhibit 3 contains the applications of the applicants moving forward in the interview process.

The Maddy Act (California Government Code Sections 54970-54974) requires that on or before December 31 of each year the legislative body must prepare a Local Appointments List, which contains the appointive terms of Board and Commission members that will expire in the next calendar year. The name of the incumbent appointee, the date of appointment and the term expiration date is also included on the list. Based on the prepared list, the City Clerk's Office accepts applications (available on the city's website and in the City Clerk's Office) for any upcoming vacancies.

The current members of the Planning Commission are:

Commissioner	District
Dave Hubinger	4
Alicia Lafferty	1
Roy Meenes	3
Peter Merz	4
Joseph Stine	4

Members of the Planning Commission are subject to the provisions of California's Political Reform Act of 1974 and must file statements of economic interest each year and complete ethics training and workplace harassment prevention training every two years.

Fiscal Analysis

This action has no financial impact.

Next Steps

Following the appointment of two members to the Planning Commission, the City Clerk's Office will update the commission's roster and coordinate the oaths of office and the filing of the appointees' statements of economic interest, ethics training certificate and workplace harassment prevention training.

Environmental Evaluation

This action does not require environmental review because it does not constitute a project within the meaning of the California Environmental Quality Act under California Public Resources Code Section 21065 in that it has no potential to cause either a direct physical change in the environment or a reasonably foreseeable indirect physical change in the environment.

Exhibits

1. City Council resolution appointing one member to the Planning Commission
2. City Council resolution appointing one member to the Planning Commission
3. Applications received from residents advancing to the interview process

RESOLUTION NO. _____

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARLSBAD,
CALIFORNIA, APPOINTING ONE MEMBER TO THE PLANNING COMMISSION**

WHEREAS, Commissioner Bill Kamenjarin was appointed to the Planning Commission in January 2021 to fill the expired term of Commissioner Linda Geldner with a term ending in December 2024; and

WHEREAS, Commissioner Kamenjarin is eligible for and is seeking reappointment for a term ending in December 2028; and

WHEREAS, a scheduled vacancy on the Planning Commission exists with a term ending in December 2028.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Carlsbad, California, as follows:

1. That the above recitations are true and correct.
2. That the following Carlsbad resident is appointed to serve on the Planning Commission, for a term ending in December 2028, or until a replacement is appointed:

PASSED, APPROVED AND ADOPTED at a Regular Meeting of the City Council of the City of Carlsbad on the ____ day of _____, 2025, by the following vote, to wit:

AYES:

NAYS:

ABSTAIN:

ABSENT:

KEITH BLACKBURN, Mayor

SHERRY FREISINGER, City Clerk
(SEAL)

RESOLUTION NO. _____**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARLSBAD,
CALIFORNIA, APPOINTING ONE MEMBER TO THE PLANNING COMMISSION**

WHEREAS, Commissioner Esteban Danna was appointed to the Planning Commission in June 2024 to fill the unexpired term of Commissioner Kevin Sabellico with a term ending in December 2024; and

WHEREAS, Commissioner Danna is eligible for but is not seeking reappointment for a term ending in December 2028; and

WHEREAS, a scheduled vacancy on the Planning Commission exists with a term ending in December 2028.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Carlsbad, California, as follows:

1. That the above recitations are true and correct.
2. That the following Carlsbad resident is appointed to serve on the Planning Commission, for a term ending in December 2028, or until a replacement is appointed:

PASSED, APPROVED AND ADOPTED at a Regular Meeting of the City Council of the City of Carlsbad on the ____ day of _____, 2025, by the following vote, to wit:

AYES:

NAYS:

ABSTAIN:

ABSENT:

KEITH BLACKBURN, Mayor

SHERRY FREISINGER, City Clerk
(SEAL)



Boards, Commissions and Committees Application for Appointment

Agricultural Mitigation Fee Committee		Arts Commission		Beach Preservation Commission	
Community-Police Engagement Commission		Historic Preservation Commission		Housing Commission	
Library Board of Trustees		Parks & Recreation Commission		Planning Commission	X
Senior Commission		Traffic Safety & Mobility Commission			

Personal Information

Name Nicholas Foster		Date of Birth: <i>Required for Voter Registration Verification</i>	
Home Address			District No. 2
City Carlsbad		ZIP 92010	
Primary Phone		Secondary Phone	
E-mail			
Employment Status Self-Employed			
Occupation Small business owner			
Employer Haustay Vacation Rentals			
Employer Address			
Work Phone		Mobile	

Acknowledgements

	Yes	No
I am a resident of the City of Carlsbad.	X	
I am a registered voter in Carlsbad.	X	
I am willing to file financial disclosure statements.	X	
I am willing to complete two hours of state mandated ethics training every two years.	X	
Are you currently an officer of or employed by the City of Carlsbad?		X
I am a Citizens Academy graduate.	X	
I am familiar with the responsibilities of the board/commission/committee(s) on which I wish to	X	
I am willing to be interviewed regarding my qualifications for appointment by the City Council or at the request of an individual Council member.	X	
Are you currently or have you ever been under contract with the City of Carlsbad? If yes, please explain below.		X

Interest

I would like to submit my application to volunteer on the planning commission for the City of Carlsbad. I believe my strong background and knowledge in real estate land use could be served to the benefit of the community and the City of Carlsbad.

Please describe your educational background

B.S. in International Relations with a concentration in Politics, Frostburg State University, 2004.

Please describe relevant experience

Over 20 years of real estate experience. Filed CUP applications on behalf of AT&T for cell tower development between 2010-2012. Assisted property owners with cell tower land use agreements between 2010-present. Manage vacation rental permits 2020-present.

Please describe your current or past community involvement

Previous affiliation with National MS Society (Team Walk Captain), San Diego High School Academy of Finance (Mentor), Project Mercy Poverty Alleviation in Tijuana (Volunteer)

Please list all service on boards, commissions or committees, private or public agencies, (including non-profit organizations)

Current board member of Monterey Gage HOA.

Additional information or comments

Thank you for your time considering my application.

Submittal Information

Submit Date: May 8, 2024 2:12 PM



Boards, Commissions and Committees Application for Appointment



Arts Commission	<input type="checkbox"/>	Housing Commission	<input type="checkbox"/>	Planning Commission	<input checked="" type="checkbox"/>
Beach Preservation Committee	<input checked="" type="checkbox"/>	Library Board of Trustees	<input type="checkbox"/>	Senior Commission	<input type="checkbox"/>
Historic Preservation Commission	<input type="checkbox"/>	Parks & Recreation Commission	<input type="checkbox"/>	Traffic Safety & Mobility Commission	<input type="checkbox"/>
Tourism Business Improvement District	<input type="checkbox"/>	Golf Lodging Business Improvement District	<input type="checkbox"/>	Agricultural Mitigation Fee Committee	<input type="checkbox"/>
Community-Police Engagement Commission	<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>
	<input type="checkbox"/>		<input type="checkbox"/>		<input type="checkbox"/>

Personal Information

If applying for more than one, please indicate order of preference.

Name Chris Woolsey		Date of Birth: <u>fm</u>
Home Address		Required for Voter Registration Verification <u>District No. 2</u>
City Carlsbad	ZIP 92010	
Home Phone	Mobile	
E-mail		
Occupation Sales		
Employer Incyte Corporation		
Employer Address		
City Chadds Ford	ZIP 19317	
Work Phone	Mobile	

Acknowledgements

	Yes	No
I am a resident of the City of Carlsbad.	<input checked="" type="checkbox"/>	<input type="checkbox"/>
I am a registered voter in Carlsbad.	<input checked="" type="checkbox"/>	<input type="checkbox"/>
Are you currently or have you ever been an officer of or employed by the City of Carlsbad? If yes, please explain below.	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Are you currently or have you ever been under contract with the City of Carlsbad? If yes, please explain below.	<input type="checkbox"/>	<input checked="" type="checkbox"/>
I am a Citizens Academy graduate.	<input type="checkbox"/>	<input checked="" type="checkbox"/>
I am familiar with the responsibilities of the board/commission/committee(s) on which I wish to serve.	<input checked="" type="checkbox"/>	<input type="checkbox"/>
I am willing to be interviewed regarding my qualifications for appointment by the City Council or at the request of an individual Council member.	<input checked="" type="checkbox"/>	<input type="checkbox"/>
I am willing to file financial disclosure statements.	<input checked="" type="checkbox"/>	<input type="checkbox"/>
I am willing to complete two hours of state mandated ethics training every two years.	<input checked="" type="checkbox"/>	<input type="checkbox"/>

Please make sure that your text fits in the box provided or attach an additional sheet if needed.

Explanations

Please describe your educational background

I earned a Bachelor's of Science, Biology from California State University, Sacramento. During my time studying at CSUS, I worked with with the CSUS biochemistry division on researching apolioprotein and lipid synthesis.

Please describe relevant experience

Currently serving as a Commissioner on the Beach Preservation Committee

Please describe your current or past community involvement

Married, Father of four in Carlsbad; current a Commissioner on the Beach Preservation Committee. Previously, I served on the Parent Advisory Counsel for Valley Middle School for two years.

Please list all service on boards, commissions or committees, private or public agencies, (including non-profit organizations)

Commissioner on the Beach Preservation Committee
Parent Advisory Counsel for Valley Middle School

Additional information or comments

I would be honored to continue to serve as Commissioner on the Beach Preservation Committee. As commissioner, I actively engage in agenda development and discussions, votes, and beach cleanup efforts. While my work/travel forces me to miss some meetings, I make every effort to attend when possible. I look forward to continuing to serve my community as Commissioner on the Beach Preservation Committee. Thank you.

Submittal Information

Please select the submit button below to electronically submit application. If you prefer to print, please select "print form" button, sign and mail to:

City of Carlsbad
City Clerk's Office
1200 Carlsbad Village Drive
Carlsbad, CA 92008.

Signature  Date 5/22/2024

* Only required to sign if submitting paper form; if submitting electronically your submittal via e-mail is considered acknowledgement.

Clear form

Print form

Submit form



Boards, Commissions and Committees Application for Appointment

Agricultural Mitigation Fee Committee		Arts Commission		Beach Preservation Commission	
Community-Police Engagement Commission		Historic Preservation Commission		Housing Commission	
Library Board of Trustees		Parks & Recreation Commission		Planning Commission	X
Senior Commission		Traffic Safety & Mobility Commission			

Personal Information

Name Spencer Burrows		Date of Birth: <i>Required for Voter Registration Verification</i>	
Home Address _____			District No. 1
City Carlsbad		ZIP 92008	
Primary Phone _____		Secondary Phone _____	
E-mail _____			
Employment Status Employed			
Occupation Educator			
Employer Pacific Ridge School			
Employer Address _____			
Work Phone _____		Mobile _____	

Acknowledgements

	Yes	No
I am a resident of the City of Carlsbad.	X	
I am a registered voter in Carlsbad.	X	
I am willing to file financial disclosure statements.	X	
I am willing to complete two hours of state mandated ethics training every two years.	X	
Are you currently an officer of or employed by the City of Carlsbad?		X
I am a Citizens Academy graduate.	X	
I am familiar with the responsibilities of the board/commission/committee(s) on which I wish to	X	
I am willing to be interviewed regarding my qualifications for appointment by the City Council or at the request of an individual Council member.	X	
Are you currently or have you ever been under contract with the City of Carlsbad? If yes, please explain below.		X

Interest

My name is Spencer Burrows and I am applying for the position of Planning Commissioner. I currently serve as 11th Grade Dean and high school Government and Economics teacher at Pacific Ridge School in Carlsbad, as well as Adjunct Professor of Education at National University and Adjunct Professor of Business at San Diego University For Integrative Studies.

Please describe your educational background

I earned my B.A. from UCLA with a major in Psychology and minor in Political Science, and my J.D. from UC Law, San Francisco.

Please describe relevant experience

I recently completed Coro Southern California's Lead LA Program, where I was selected as a mid-career professional to analyze issues facing the local business and greater community. In Coro Lead LA, I studied Los Angeles development, fiscal, housing, and environmental policies in-depth to make recommendations to the Los Angeles City Council. There, I interacted with local officials and community partners like the Chamber of Commerce to weigh policy proposals that best serve the community. I mediated a property dispute with Clear Channel Media as a Board of Directors member at TEACH Public Schools in South Los Angeles, to achieve resolution on a breach of contract matter. As a law school clerk in the San Francisco City Attorney's Office, I prepared litigation casework dealing with city claims, as well as other development issues.

Please describe your current or past community involvement

I currently serve as Commissioner on the City of Carlsbad Beach Preservation Commission, and I am also a City of Carlsbad Citizen's Academy graduate. I am active in the Carlsbad Chamber of Commerce as a Chamber member, Education Committee member, Carlsbad Young Professionals member, and Candidate Academy participant. Further, I was recently awarded the Carlsbad Chamber of Commerce 40 Under 40 Award, as well as the UCLA Bruin Excellence in Civic Engagement Award.

Please list all service on boards, commissions or committees, private or public agencies, (including non-profit organizations)

Commissioner on the City of Carlsbad Beach Preservation Commission

Additional information or comments

I look forward to the possibility of contributing my experience and skills to the City of Carlsbad in this important and vital area of policy.

Submittal Information

Submit Date: December 7, 2024 12:28 PM



Boards, Commissions and Committees Application for Appointment

Agricultural Mitigation Fee Committee		Arts Commission		Beach Preservation Commission	
Community-Police Engagement Commission		Historic Preservation Commission		Housing Commission	
Library Board of Trustees		Parks & Recreation Commission		Planning Commission	X
Senior Commission		Traffic Safety & Mobility Commission			

Personal Information

Name Jarrett Ramaiya		Date of Birth: <i>Required for Voter Registration Verification</i>	
Home Address			District No. 4
City Carlsbad		ZIP 92011	
Primary Phone		Secondary Phone	
E-mail			
Employment Status Employed			
Occupation			
Employer Deputy Director/ Development Services Department			
Employer Address			
Work Phone		Mobile	

Acknowledgements

	Yes	No
I am a resident of the City of Carlsbad.	X	
I am a registered voter in Carlsbad.	X	
I am willing to file financial disclosure statements.	X	
I am willing to complete two hours of state mandated ethics training every two years.	X	
Are you currently an officer of or employed by the City of Carlsbad?		X
I am a Citizens Academy graduate.		X
I am familiar with the responsibilities of the board/commission/committee(s) on which I wish to	X	
I am willing to be interviewed regarding my qualifications for appointment by the City Council or at the request of an individual Council member.	X	
Are you currently or have you ever been under contract with the City of Carlsbad? If yes, please explain below.		X

Interest

Requesting consideration to serve on the Planning Commission on behalf of the City Council. With my land-use background, I want to volunteer my time toward continued public service. The City faces many challenges such as continued growth, unfunded mandates from the State Legislature, climate change adaptation, sea-level rise, etc. I want to serve as a Planning Commissioner to implement the City's General Plan and zoning code, and leverage my experience for decision-making and recommendations for public hearing items.

Please describe your educational background

Masters of Arts: Environmental Policy Bachelor of Arts: Urban Sociology

Please describe relevant experience

j 20 years working in land use for city and county jurisdictions. As Deputy Director in the Development Services Department for the City of Murrieta, our planning teams work with the General Plan, Municipal Code, Development Code, California Environmental Quality Act (CEQA), etc. We process discretionary applications and also work on advance planning for changes to the General Plan and elements.

Please describe your current or past community involvement

Have been a resident in Carlsbad since 3/01/2003, and participate in on-going clean-ups of Agua Hedionda Lagoon and coastline. Our daughter attends Aviara Oaks Middle School and we are active in volunteering in the City's outstanding school district.

Please list all service on boards, commissions or committees, private or public agencies, (including non-profit organizations)

Member of American Planning Association (APA), member of Association of Environmental Professionals (AEP), and member of Western Riverside Council of Governments (WRCOG) Planning Director's monthly meeting. Attendance at trainings and conferences with the League of California Cities in support of our Planning Commissioners (City of Murrieta Planning Commission).

Additional information or comments

Over the last twenty years, I have presented to Planning Commissions, City Councils, Board of Supervisors, Land Agency Formation Commission (LAFCO), and other hearing bodies. I am familiar with the duties and responsibilities required and would be humbled to serve in the community that I live in.

Submittal Information

Submit Date: January 29, 2024 12:00 PM



CITY COUNCIL Staff Report

Meeting Date: Jan. 14, 2025

To: Mayor and City Council

From: Geoff Patnoe, City Manager

Staff Contact: Tammy McMinn, Senior Deputy City Clerk
tammy.mcminn@carlsbadca.gov, 442-339-2953

Subject: Mayoral, District 2 and District 4 Appointments of Three Members to the Traffic Safety & Mobility Commission

Districts: All

Recommended Action

Adopt resolutions appointing three members to the Traffic Safety & Mobility Commission.

Executive Summary

The City Council is being asked to appoint three members to the Traffic Safety & Mobility Commission.

The Traffic Safety & Mobility Commission studies all matters concerning mobility and traffic safety, including implementation of the General Plan Mobility Element, and makes written recommendations to the City Council and Planning Commission regarding measures that should be taken to promote mobility and traffic safety within the city.

The Traffic Safety & Mobility Commission consists of seven members appointed to four-year terms by district Council Members and the Mayor. In this case, the Mayor, the Council Member representing District 2 and the Council Member representing District 4 shall nominate one individual each to serve on the commission. Members must be residents of Carlsbad and normally serve four-year terms, unless appointed to fill an unexpired term.

Explanation & Analysis

Commissioner Josh Coelho was appointed to the Traffic Safety & Mobility Commission in August 2021 to fill the expired term of Commissioner Chuck Hunter. Commissioner Coelho is eligible for and is seeking reappointment for a term ending in December 2028.

Commissioner Bill Fowler was appointed to the Traffic Safety & Mobility Commission in January 2018 to fill the unexpired term of Commissioner Fred Muir ending in July 2021. Commissioner Fowler was reappointed in August 2021. Commissioner Fowler is not eligible for reappointment, leaving a scheduled vacancy for a term ending in December 2028.

Commissioner Philip Armstrong was appointed to the Traffic Safety & Mobility Commission in July 2024 to fill the unexpired term of Commissioner Verence Garcia ending in December 2026.

Commissioner Armstrong resigned from the Traffic Safety & Mobility Commission in October 2024, leaving an unscheduled vacancy with a term ending in December 2026.

The City Clerk's Office received seven applications from residents wishing to serve on the Traffic Safety & Mobility Commission. In keeping with City Council Policy No. 88, the Mayor and representative Council Members from District 2 and District 4 have chosen the following five applicants to advance in the process and interview with the full City Council:

Mayoral Finalists

- Steve Nicholes – District 2
- Julianne Nygaard – District 1

District 2 Representative Finalists

- Josh Coelho – District 2

District 4 Representative Finalists

- Tom Schuck – District 1
- Lawrence Rothman – District 3

Exhibit 4 contains the applications of the applicants moving forward in the interview process.

The Maddy Act (California Government Code Sections 54970-54974) requires that on or before December 31 of each year the legislative body must prepare a Local Appointments List, which contains the appointive terms of Board and Commission members that will expire in the next calendar year. The name of the incumbent appointee, the date of appointment and the term expiration date is also included on the list. Based on the prepared list, the City Clerk's Office accepts applications (available on the city's website and in the City Clerk's Office) for any upcoming vacancies.

The current members of the Traffic Safety & Mobility Commission are:

Commissioner	District
Peter Kohl	3
Edward Newlands	4
Peter Penseyres	1
Diane Proulx	2

Members of the Traffic Safety & Mobility Commission are subject to the provisions of California's Political Reform Act of 1974 and must file statements of economic interest each year and complete ethics training and workplace harassment prevention training every two years.

Fiscal Analysis

This action has no financial impact.

Next Steps

Following the appointment of three members to the Traffic Safety & Mobility Commission, the City Clerk's Office will update the commission's roster and coordinate the oaths of office and the filing of the appointees' statements of economic interest, ethics training certificates and workplace harassment prevention training.

Environmental Evaluation

This action does not require environmental review because it does not constitute a project within the meaning of the California Environmental Quality Act under California Public Resources Code Section 21065 in that it has no potential to cause either a direct physical change in the environment or a reasonably foreseeable indirect physical change in the environment.

Exhibits

1. City Council resolution appointing one member to the Traffic Safety & Mobility Commission
2. City Council resolution appointing one member to the Traffic Safety & Mobility Commission
3. City Council resolution appointing one member to the Traffic Safety & Mobility Commission
4. Applications received from residents advancing to the interview process

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARLSBAD,
CALIFORNIA, APPOINTING ONE MEMBER TO THE TRAFFIC SAFETY &
MOBILITY COMMISSION

WHEREAS, Commissioner Josh Coelho was appointed to the Traffic Safety & Mobility
Commission in August 2021 to fill the expired term of Commissioner Chuck Hunter; and

WHEREAS, Commissioner Coelho is eligible for and seeking reappointment; and

WHEREAS, a scheduled vacancy on the Traffic Safety & Mobility Commission exists with a term
ending in December 2028.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Carlsbad, California, as
follows:

1. That the above recitations are true and correct.
2. That the following Carlsbad resident is appointed to serve on the Traffic Safety &
Mobility Commission, for a term ending in December 2028, or until a replacement is
appointed:

PASSED, APPROVED AND ADOPTED at a Regular Meeting of the City Council of the City of
Carlsbad on the ____ day of _____, 2025, by the following vote, to wit:

AYES:

NAYS:

ABSTAIN:

ABSENT:

KEITH BLACKBURN, Mayor

SHERRY FREISINGER, City Clerk
(SEAL)

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARLSBAD,
CALIFORNIA, APPOINTING ONE MEMBER TO THE TRAFFIC SAFETY &
MOBILITY COMMISSION

WHEREAS, Commissioner Bill Fowler was appointed to the Traffic Safety & Mobility Commission in January 2018 to fill the unexpired term of Commissioner Fred Muir ending in July 2021; and

WHEREAS, Commissioner Fowler was reappointed in August 2021.

WHEREAS, Commissioner Fowler is not eligible for reappointment; and

WHEREAS, a scheduled vacancy on the Traffic Safety & Mobility Commission exists with a term ending in December 2028.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Carlsbad, California, as follows:

1. That the above recitations are true and correct.
2. That the following Carlsbad resident is appointed to serve on the Traffic Safety & Mobility Commission, for a term ending in December 2028, or until a replacement is appointed:

PASSED, APPROVED AND ADOPTED at a Regular Meeting of the City Council of the City of Carlsbad on the ____ day of _____, 2025, by the following vote, to wit:

AYES:

NAYS:

ABSTAIN:

ABSENT:

KEITH BLACKBURN, Mayor

SHERRY FREISINGER, City Clerk
(SEAL)

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARLSBAD,
CALIFORNIA, APPOINTING ONE MEMBER TO THE TRAFFIC SAFETY &
MOBILITY COMMISSION

WHEREAS, Commissioner Philip Armstrong was appointed to the Traffic Safety & Mobility Commission in July 2024 to fill the unexpired term of Commissioner Verenice Garcia ending in December 2026; and

WHEREAS, Commissioner Armstrong resigned in October 2024, leaving an unscheduled vacancy with a term ending in December 2026.

WHEREAS, an unscheduled vacancy on the Traffic Safety & Mobility Commission exists with a term ending in December 2026.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Carlsbad, California, as follows:

1. That the above recitations are true and correct.
2. That the following Carlsbad resident is appointed to serve on the Traffic Safety & Mobility Commission, for a term ending in December 2026, or until a replacement is appointed:

PASSED, APPROVED AND ADOPTED at a Regular Meeting of the City Council of the City of Carlsbad on the ____ day of _____, 2025, by the following vote, to wit:

AYES:

NAYS:

ABSTAIN:

ABSENT:

KEITH BLACKBURN, Mayor

SHERRY FREISINGER, City Clerk
(SEAL)



Boards, Commissions and Committees Application for Appointment

Agricultural Mitigation Fee Committee		Arts Commission		Beach Preservation Commission	
Community-Police Engagement Commission		Historic Preservation Commission		Housing Commission	
Library Board of Trustees		Parks & Recreation Commission		Planning Commission	
Senior Commission		Traffic Safety & Mobility Commission	X		

Personal Information

Name Steve Nicholes		Date of Birth: <i>Required for Voter Registration Verification</i>	
Home Address _____			District No. 2
City Carlsbad		ZIP 92011	
Primary Phone _____		Secondary Phone _____	
E-mail _____			
Employment Status Employed			
Occupation Engineer			
Employer Cruise			
Employer Address _____			
Work Phone _____		Mobile _____	

Acknowledgements

	Yes	No
I am a resident of the City of Carlsbad.	X	
I am a registered voter in Carlsbad.	X	
I am willing to file financial disclosure statements.	X	
I am willing to complete two hours of state mandated ethics training every two years.	X	
Are you currently an officer of or employed by the City of Carlsbad?		X
I am a Citizens Academy graduate.		X
I am familiar with the responsibilities of the board/commission/committee(s) on which I wish to	X	
I am willing to be interviewed regarding my qualifications for appointment by the City Council or at the request of an individual Council member.	X	
Are you currently or have you ever been under contract with the City of Carlsbad? If yes, please explain below.		X

Interest

Transportation is evolving as robotaxis and personal autonomous vehicles come to market. Carlsbad citizens will benefit from the mobility and accessibility these vehicles offer, but it is crucial to proactively address the safety challenges these technologies will introduce. As a researcher in autonomous vehicles, I understand the complexities of mixing human-driven cars with AI-driven robots on the same roads. I regularly evaluate safety scenarios and lead engineering teams that develop risk-minimizing strategies. I also have a personal interest in safe, efficient driving in Carlsbad each time I transport my four children to local activities. I have seen the positive impact of safety-inspired steps taken by Carlsbad, from the "Slow Down Carlsbad" campaign to the speed humps recently installed within my neighborhood. I believe my unique blend of technical expertise and deep-rooted interest in keeping our roads safe will make me a valuable collaborator on this commission.

Please describe your educational background

I earned a PhD in Materials Engineering from UC Santa Barbara in 2009, based on my design and experimental work to create a novel network communication device. This research involved analyzing highly complex problems, designing and conducting unique experiments to test hypotheses, and developing innovative strategies to interpret and explain trends in data. I collaborated extensively with experts, strengthened my findings through peer review, presented the refined results in scientific journals, and built a foundation of analytical and collaborative problem-solving skills. This foundation will be valuable when addressing the multifaceted challenges faced by the Traffic Safety and Mobility Commission.

Please describe relevant experience

As an Engineering Manager at an autonomous vehicle company, I specialize in developing camera-based safety systems that help AI complete crucial tasks like identifying pedestrians at night. This involves rigorous data analysis to identify and implement strategies that close safety gaps. I can leverage this investigative spirit to help the commission critically evaluate proposals for deploying autonomous vehicles in Carlsbad, ensuring detailed consideration of both safety and public interest. Beyond technical expertise, I possess strong leadership and teamwork skills. I have successfully planned and executed complex projects on-time, fostering effective partnerships and consensus across different teams or groups. I believe strongly in the power of listening to my team members and embracing their contributions to achieve shared objectives. These skills are invaluable in a public service role and will enable me to effectively communicate with the commission, city staff, and the public.

Please describe your current or past community involvement

Service to my local community has been a part of my life since my youth. Specific examples include: participating in a public garden space restoration project in Santa Barbara; working the conveyor belt in a peach canning factory to provide low-cost food options; teaching free English classes to foreign speakers; and executing an Eagle Scout project in which I worked with local businesses to gather donations and fill school-supply backpacks for low-income students in my city. Most recently, my focus has revolved around volunteering as a chaperone for off-campus events at my children's elementary school here in Carlsbad. These varied experiences have expanded my understanding of the diversity of socioeconomic experiences within a community and the willingness of community members to contribute when presented with specific and structured opportunities to serve.

Please list all service on boards, commissions or committees, private or public agencies, (including non-profit organizations)

NA

Additional information or comments

As a remote worker, I have the flexibility to reside almost anywhere within the Continental US. When my wife and I began contemplating a relocation several years ago, we exhaustively researched various locations, consulted "best places to live" articles, and carefully weighed pros and cons. In spite of the high cost of living, Carlsbad consistently rose to the top of these evaluations and, after visiting in person, the decision was easy. I would welcome the opportunity to more fully integrate into and give back to this great community as a member of the Traffic Safety and Mobility Commission. Thank you for your consideration of my application.

Submittal Information

Submit Date: December 11, 2024 9:51 PM



Boards, Commissions and Committees Application for Appointment

Agricultural Mitigation Fee Committee		Arts Commission		Beach Preservation Commission	
Community-Police Engagement Commission		Historic Preservation Commission		Housing Commission	
Library Board of Trustees		Parks & Recreation Commission		Planning Commission	
Senior Commission		Traffic Safety & Mobility Commission	X		

Personal Information

Name Julianne Nygaard		Date of Birth: <i>Required for Voter Registration Verification</i>	
Home Address _____			District No. 1
City	Carlsbad	ZIP	92008
Primary Phone _____		Secondary Phone _____	
E-mail _____			
Employment Status Retired			
Occupation _____			
Employer _____			
Employer Address _____			
Work Phone _____		Mobile _____	

Acknowledgements

	Yes	No
I am a resident of the City of Carlsbad.	X	
I am a registered voter in Carlsbad.	X	
I am willing to file financial disclosure statements.	X	
I am willing to complete two hours of state mandated ethics training every two years.	X	
Are you currently an officer of or employed by the City of Carlsbad?		X
I am a Citizens Academy graduate.	X	
I am familiar with the responsibilities of the board/commission/committee(s) on which I wish to	X	
I am willing to be interviewed regarding my qualifications for appointment by the City Council or at the request of an individual Council member.	X	
Are you currently or have you ever been under contract with the City of Carlsbad? If yes, please explain below.		X

Interest

I have lived in Carlsbad for over 50 years and watched it grow. I think the traffic in Carlsbad is out of hand. We need to think harder about traffic movement issues.

Please describe your educational background

1968 Bachelor of Arts, University of Arizona. Phoenix Arizona

Please describe relevant experience

I have lived in Carlsbad for over 50 years. I have watched it grow from a small town to a lovely neighborhood community. I think increased traffic and ways to lessen it are a huge issue for our lovely community.

Please describe your current or past community involvement

Served on Carlsbad Unified School Board, Served on City Council and on the Tri City hospital; District Board.

**Please list all service on boards, commissions or committees, private or public agencies,
(including non-profit organizations)**

Magnolia School Site Council, League of Women Voters, and various local Sports Committees

Additional information or comments

Submittal Information

Submit Date: November 15, 2024 1:47 PM



Boards, Commissions and Committees Application for Appointment

Agricultural Mitigation Fee Committee		Arts Commission		Beach Preservation Commission	
Community-Police Engagement Commission		Historic Preservation Commission		Housing Commission	
Library Board of Trustees		Parks & Recreation Commission		Planning Commission	
Senior Commission		Traffic Safety & Mobility Commission	X		

Personal Information

Name Josh Coelho		Date of Birth: <i>Required for Voter Registration Verification</i>	
Home Address			District No. 2
City Carlsbad		ZIP 92010	
Primary Phone		Secondary Phone	
E-mail			
Employment Status Employed			
Occupation Construction Manager			
Employer Davlyn Investments			
Employer Address			
Work Phone		Mobile	

Acknowledgements

	Yes	No
I am a resident of the City of Carlsbad.	X	
I am a registered voter in Carlsbad.	X	
I am willing to file financial disclosure statements.	X	
I am willing to complete two hours of state mandated ethics training every two years.	X	
Are you currently an officer of or employed by the City of Carlsbad?		X
I am a Citizens Academy graduate.		X
I am familiar with the responsibilities of the board/commission/committee(s) on which I wish to	X	
I am willing to be interviewed regarding my qualifications for appointment by the City Council or at the request of an individual Council member.	X	
Are you currently or have you ever been under contract with the City of Carlsbad? If yes, please explain below.		X

Interest

I currently serve as the Chair of the Traffic Safety and Mobility Commission and would like to continue my work ensuring that Carlsbad has safe, reliable and free moving streets for it's citizens. There are many improvements that we can still make in the safe routes to school program, Residential Traffic Management Program, and our streets in general.

Please describe your educational background

Bachelors of History, University of Arizona Masters, Business Admin (MBA), University of Southern California

Please describe relevant experience

In addition to my experience on the commission, I have worked for multiple real estate and construction firms so I am familiar with the construction process and how to read construction documents. I currently serve as a Major in the United States Marine Corps Reserves.

Please describe your current or past community involvement

Traffic Safety and Mobility Commission Big Brothers, Big Sisters United States Marine Corps Reserves

Please list all service on boards, commissions or committees, private or public agencies, (including non-profit organizations)

Traffic Safety and Mobility Commission

Additional information or comments

I look forward to serving the community in 2025 and beyond!

Submittal Information

Submit Date: December 3, 2024 3:41 PM

Josh Coelho

SUMMARY: Strategically-minded executive leader with 14 years of experience in operations management, commercial construction and the multi-family industry. In-depth knowledge of development and construction management of budgets of up to \$125M. MBA in Business Management from the University of Southern California.

EXPERIENCE

Davlyn Investments

Senior Director, Construction Services

July 2023-Present

Leads the day-to-day activities of the construction services department. Oversees the execution of capital improvements, landscape design, value add projects, interior renovation, annual budgeting, acquisitions and property due diligence.

Coelver Enterprises, LLC

Jan 2021-Present

President

Coelver Properties is a privately owned, boutique real-estate development firm in Southern California that has holdings of \$4M to include short-term and long-term rentals of Single Family Homes.

- Conducted multiple renovations under budget.
- Maintained occupancy to meet defined revenue and net profit objectives.

Commissioner, Traffic and Mobility Commission (Part Time, Volunteer Position)

City of Carlsbad

June 2021 -Present

- Study all matters concerning traffic and pedestrian safety.
- Approved multiple revisions to city codes and plans involving traffic and pedestrian safety, parking, and school safety as part of Capital Improvement Program and Environmental Management Plans.

Irvine Company Apartments

Director, Project Development/Management

Jan 2022-July2023

Led the development and execution of major construction and maintenance projects. Partnered with apartment operations, internal design teams, financial planning and apartment executive leadership to identify projects and develop scopes of work for projects valued at over \$35M.

- Achieved savings in excess of \$1M while assuring that all developmental milestones were met
- Aligned developmental and operational objectives to ensure that all renovations met underwriting objectives.

Director, Project Management

Feb 2019-Jan 2022

Led the development and execution of major maintenance and construction projects for 7000+ apartment units with an annual budget of \$29M. Collaborate with key stakeholders to ensure strategic alignment between community management, maintenance, project management and executive leadership teams.

- Reduced budget by \$80M to achieve strategic goals as a result of COVID-19 while maintaining communities in accordance with brand standards, regulatory requirements and leasing obligations.
- Decreased expenditures in multiple aspects of maintenance lines of business by renegotiating pricing and fees by over \$1M while maintaining the same quality of service.

Project Manager, Clark Construction Group

Apr 2017-Feb 2019

Managed the Mechanical, Electrical, Plumbing, Fire Safety, Vertical Transportation (Elevators), Security and Food Service Trades on the North Torrey Pines Living and Learning Neighborhood. Responsible for budgeting, design deliverables and construction documents, contractual obligations and client interfacing. Project is a \$490M design build delivery consisting of 7 buildings, 1.5M SQFT, 2000 residential beds, 1200 parking spaces, academic, office, retail, restaurant and dining spaces.

- Managed contracts worth over \$125M while limiting contingency expenditures to less than 3%.
- Coordinated the additional design and engineering of an additional 10,000 SQFT of restaurant and retail space in order to meet client objectives post final development.

Major, United States Marine Corps Reserve (Part Time)

Executive Officer, Assault Amphibian School Battalion

April 2022-Present

Serve as the principal reserve advisor to the Commanding Officer regarding the training and education of Officers and Marines in amphibious operations and the employment of the Amphibious Combat Vehicle.

Senior Watch Officer, I Marine Expeditionary Force

Dec 2017-April 2012

Captain, Assault Amphibian Vehicle Officer, United States Marine Corps

Company Commander/Lead Instructor

Apr 2014-Mar 2017

Evaluate and manage all operational and administrative actions for a 300-personnel unit with responsibilities across multiple functional areas to include administration, logistics, communications, motor transportation, engineering and vehicle maintenance of assets worth over \$150M. Administer and direct the support requirements for 11 formal curriculums with an annual throughput of 450 students. Selected from 60 Lieutenants across the Marine Corps to serve as the primary instructor of newly commissioned second lieutenants.

- Reorganized personnel structure to ensure functional support despite a 20% reduction in personnel.
- Served as the manager of Camp Del Mar which includes 4 family housing areas and 19 tenant commands totaling \$2B in base property- coordinating between facilities management, engineering and base security.
- Graduated 150 Marines (10 courses) for service in the operating forces as Platoon Leaders and Platoon Sergeants.
- Re-developed course curriculum to include course structure, classroom instruction and course topics to facilitate an increase of 10 days of practical application and instruction in a field environment, as well as the introduction of 5 new class topics.
- Managed the safe employment of 13 armored vehicles in 200 mission scenarios and 65,000 total miles driven, as well as 36 live-fire exercises firing 160,000 rounds of ammunition.

Platoon Leader

Jan 2010-Apr 2014

Responsible for the deployment and employment of 15 Assault Amphibious Vehicles from US Navy shipping to inland objectives ashore in concert with infantry maneuver, artillery and close air support. Responsible for the safety and well-being of 50 Marines and up to 250 embarked personnel.

- Independently deployed to the Middle East in support of global contingency operations. Conducted joint security exercises in East Timor, Kuwait, United Arab Emirates and Saudi Arabia; trained partner militaries on the establishment and implementation of proper security procedures, counter-terrorism tactics, employment of armored vehicles and basic infantry tactics. Accounted for and maintained 15 armored vehicles, 28 machine guns and 467 individual pieces of equipment across three continents valued at over \$45M.

EDUCATION

Master of Business Administration | University of Southern California | 2018

- Business Administration and Management - 3.8 GPA
- Beta Gamma Sigma Business Honors Society

Bachelor of Arts | University of Arizona | 2009

- Major: History, Minor: Political Science, Middle Eastern Studies, Entrepreneurship – Cum Laude
- Intern, US Congress, Representative Jim Kolbe (AZ)
- Mortar Board Honors Society
- President, Alpha Epsilon Pi Fraternity

ADDITIONAL INFORMATION:

Member, Terraces at Sunny Creek HOA Landscape Committee

Member, La Costa Fairways HOA Board

Graduate: Basic Officer Leadership Course (Top 20% out of 263 officers), Basic Instructor Qualified, Rapid Response Planning Process Certified, Active Secret Clearance (Expires 2030), Lean Six Sigma Yellow Belt.

Awards: USMC Commendation Medal, USMC Achievement Medal, Sea Service Deployment Ribbon (X2), Global War on Terrorism Medal



Boards, Commissions and Committees Application for Appointment

Agricultural Mitigation Fee Committee		Arts Commission		Beach Preservation Commission	
Community-Police Engagement Commission		Historic Preservation Commission		Housing Commission	
Library Board of Trustees		Parks & Recreation Commission		Planning Commission	
Senior Commission		Traffic Safety & Mobility Commission	X		

Personal Information

Name Tom Schuck		Date of Birth: <i>Required for Voter Registration Verification</i>	
Home Address _____			District No. 1
City Carlsbad		ZIP 92010	
Primary Phone _____		Secondary Phone _____	
E-mail _____			
Employment Status Employed			
Occupation Group Product Manager			
Employer PetDesk/Petvisor			
Employer Address Remote			
Work Phone _____		Mobile _____	

Acknowledgements

	Yes	No
I am a resident of the City of Carlsbad.	X	
I am a registered voter in Carlsbad.	X	
I am willing to file financial disclosure statements.	X	
I am willing to complete two hours of state mandated ethics training every two years.	X	
Are you currently an officer of or employed by the City of Carlsbad?		X
I am a Citizens Academy graduate.		X
I am familiar with the responsibilities of the board/commission/committee(s) on which I wish to	X	
I am willing to be interviewed regarding my qualifications for appointment by the City Council or at the request of an individual Council member.	X	
Are you currently or have you ever been under contract with the City of Carlsbad? If yes, please explain below.		X

Interest

Life long resident of Carlsbad - having moved away and returned a few times, I have a love for Carlsbad and our streets but as we have connected to other cities, added more homes, and the world has made advancements in transportation- we have added problems to the scope of our road ways. Many years ago I worked for a traffic engineering firm so I have a grasp of the basics regarding traffic and mobility. As a father to a wonderful daughter and two dogs--- I have a vested interest in seeing our city focus on traffic and mobility for their safety and everyone like them.

Please describe your educational background

I have a MFA in Communications > Film and Television

Please describe relevant experience

2 years at a traffic engineering firm

Please describe your current or past community involvement

I am an Eagle Scout from troop 748 here in Carlsbad, went to St. Patrick School/Church, and I am involved in the Tanglewood HOA. Recently my wife ran for and won a spot on our CUSD School Board

Please list all service on boards, commissions or committees, private or public agencies, (including non-profit organizations)

Tanglewood HOA

Additional information or comments

I am a proponent of the recent focus on pedestrian safety and flow of cars using traffic circles and encroaching curbs and lights to draw attention to cross walks and intersections. The cost to benefit is obvious and I think we can continue to investigation and pursue strategies that ultimately prevent pedestrian accidents or deaths.

Submittal Information

Submit Date: December 2, 2024 12:08 PM



Boards, Commissions and Committees Application for Appointment

Agricultural Mitigation Fee Committee		Arts Commission		Beach Preservation Commission	
Community-Police Engagement Commission		Historic Preservation Commission		Housing Commission	
Library Board of Trustees		Parks & Recreation Commission	X	Planning Commission	X
Senior Commission		Traffic Safety & Mobility Commission	X		

Personal Information

Name Lawrence Rothman		Date of Birth: <i>Required for Voter Registration Verification</i>	
Home Address		District No. 3	
City Carlsbad	ZIP 92011		
Primary Phone	Secondary Phone		
E-mail			
Employment Status Employed			
Occupation Team Lead - Transmission Planning			
Employer San Diego Gas and Electric			
Employer Address			
Work Phone	Mobile		

Acknowledgements

	Yes	No
I am a resident of the City of Carlsbad.	X	
I am a registered voter in Carlsbad.	X	
I am willing to file financial disclosure statements.	X	
I am willing to complete two hours of state mandated ethics training every two years.	X	
Are you currently an officer of or employed by the City of Carlsbad?		X
I am a Citizens Academy graduate.		X
I am familiar with the responsibilities of the board/commission/committee(s) on which I wish to	X	
I am willing to be interviewed regarding my qualifications for appointment by the City Council or at the request of an individual Council member.	X	
Are you currently or have you ever been under contract with the City of Carlsbad? If yes, please explain below.		X

Interest

My family and I moved to Carlsbad in 2020 and are raising our children here. I have a vested interest in the community and want to use my experiences and educational background to give back to the community further.

Please describe your educational background

Master of Engineering, Engineering Management, Stevens Institute of Technology (2012) Bachelor of Science, Civil Engineering, Rutgers University (2005)

Please describe relevant experience

I am currently working in Transmission Planning for SDG&E supporting developers integrate their renewable energy projects into the transmission system. I worked as a Capital Portfolio Manager for SDG&E prior, supporting substation and energy storage projects. I also had worked for the CM/GC on the Mid-Coast Light Rail Extension project, extending the San Diego MTS Blue Line from Old Town to UTC. The majority of my work experience was in the steel industry, working in a variety of strategic capital planning, operations, and maintenance roles in two facilities in New Jersey and California.

Please describe your current or past community involvement

I have worked in a variety of roles with Habitat for Humanity, beach cleanups, and park restorations.

Please list all service on boards, commissions or committees, private or public agencies, (including non-profit organizations)

Director, California Metals Coalition (industry lobbyists) - August 2017 - July 2020

Additional information or comments

I am excited to serve my community and thank you in advance for consideration!

Submittal Information

Submit Date: November 15, 2024 2:36 PM

LAWRENCE “LARRY” J. ROTHMAN, PE, PMP

PROFILE

Operations Management /
Process Engineering

Project and Portfolio
Management

Construction Management

Strategic Planning

Lean Manufacturing /
Six Sigma

Change Management

WORK EXPERIENCE

San Diego Gas & Electric
San Diego, California

October 2022 - Present

Project Manager, Transmission Planning / Grid Integration

May 2024 – Present

- Team lead for large generator interconnection agreements including contracts, financial securities, O&M billing, and construction support

Capital Portfolio Manager

October 2022 – May 2024

- Support the strategy and execution for Clean Transportation, Distributed Energy Resource, and Substation capital projects for the Electric Transmission and Distribution (ET&D) organization
- Review prioritization for investments and funding requirements with leadership
- Develop and implement project management tools and best practices
- Chair, ET&D Project and Portfolio Management Safety Committee – January 2024 – May 2024

Stacy and Witbeck

July 2020 – October 2022

Mid-Coast Transit Constructors JV – San Diego, California

Stations Manager

January 2022 – October 2022

- Team leader for implementation and closeout aspects associated with nine (9) new light rail stations work packages (\$150M) for the Mid-Coast Transit Constructors (MCTC) Construction Manager / General Contractor (CM/GC) Joint Venture for the \$2.1B SANDAG Mid-Coast Corridor Transit Project
- Oversee team of engineers, construction superintendent, and field personnel

Project Engineer

July 2020 – January 2022

- Manage design and construction work packages associated with the stations work packages
- Manager for two (2) new design-build parking structures and surface lots (\$50M) adjacent to new rail stations

Commercial Metals Company (CMC) / Gerdau June 2005 – July 2020
(Gerdau through November 2018)

CMC Steel California - Rancho Cucamonga, California

Engineering Manager

August 2013 – July 2020

- Oversee portfolio of projects in facility to increase production capacity, reduce costs, improve safety, reliability and environmental indicators, and enhance product quality
- Project Manager for \$25M dollar plant environmental control upgrades (Recipient of 2018 Steel Manufacturer's Association (SMA) – Achievement in Environmental Stewardship and Recycling Award)
- Develop and execute long-term strategy for capital investments and growth for facility considering market goals and product lines
- Manage team of up to five project managers / engineers and draftsman for capital projects department
- Facilitate relationship management with vendors, project sponsors, and city, county and state-level government officials and regulators
- Director, California Metals Coalition (industry lobbyists) – August 2017 – July 2020

Process Engineer III – Melt Shop

January 2012 – August 2013

- Led Melt Shop operational improvement projects for new company acquisition that generates approximately \$150M in revenue annually; projects reduced production costs and operational/ maintenance delays, and improved product quality control
- Managed two operating crews (27 employees) of continuous casting and ladle metallurgy stir station areas
- Responsible for production area results related to product quality, cost, and safety
- Led scrap (raw material) optimization project with achieved results of \$3.5M savings in 2013
- Filled in as interim roles of other managerial responsibilities such as department superintendent and shift manager

Gerdau Sayreville Steel Mill - Sayreville, New Jersey

Process Engineer III – Melt Shop Maintenance

December 2010 – January 2012

- Managed equipment reliability initiatives related to budgeting, goal setting, action planning, predictive maintenance, spare parts analyses, training, and standardization
- Led major maintenance outage projects for the electric arc furnace and continuous caster

Area Manager II – Melt Shop Furnace

January 2009 – December 2010

- Manager of main production area of Melt Shop with two operational crews (18 employees)
- Led electrical power curtailments for demand and pricing with approximately \$500k in cost savings for 2009 and 2010
- Led bidding process for Day Ahead and Real-Time electrical markets as PJM ISO customer
- Integrated Synchronized Reserve Program (electric grid reliability) in steel mill resulting in over \$1M cost savings generation since its inception
- Facilitated annual action planning, execution of projects, troubleshooting of operational issues, root cause analyses, and development and training of process procedures

Process Engineer I – Melt Shop

June 2007 – January 2009

- Tried and managed new raw materials, primarily for refractories and fluxes
- Commissioned new Tundish Dry Vibe process with approximately \$300k per year cost savings
- Standardized and trained ladle slide gate rebuilding practices with operators to increase equipment reliability and reduced production delays by over 90 hours per year

Management Associate

June 2005 – June 2007

- Participant in rotational leadership program that encompassed all areas of the business including safety, operations, business systems, maintenance, and engineering

EDUCATION

STEVENS INSTITUTE OF TECHNOLOGY
Master of Engineering, Engineering Management
with Certificate in Project Management

Hoboken, NJ
September 2012

RUTGERS UNIVERSITY, College of Engineering
Bachelor of Science, Civil Engineering

New Brunswick, NJ
May 2005

CERTIFICATIONS / TRAINING

- California PE: Civil Engineer (earned May 2024)
- NCEES PE Civil: Construction (earned September 2023)
- Project Management Institute (PMI) Project Management Professional – PMP (earned December 2013)
- American Society for Quality (ASQ) Certified Six Sigma Green Belt – CSSGB (earned March 2013)
- Inland Empire Economic Partnership (IEEP) Regional Leadership Academy, 2018 – 2019
- Rutgers University, Mini-MBA in Finance, April 2006 – June 2006
- Cal/OSHA 30-Hour Certification – Construction
- OSHA 10-Hour Certifications – General Industry and Construction
- Gerdau Engineers Advanced Training (EAT) Program – Melt Shop (two-year process metallurgy training program)
- Stacy and Witbeck Leadership Training
- Expressions Unlimited Toastmasters (member since February 2023)
- Completed courses in:
 - AGC Project Engineer Certificate Course
 - Programmable Logic Controllers and RSLogix
 - Basic Hydraulics
 - Variable Frequency Drives
 - Leadership Courses in: Leading Change, Leadership and Coaching, Situational Leadership, Teamwork, and Culture and Ethics

COMPUTER SKILLS

- Microsoft Office, MS Project, MS EPM, MS Visio, Crystal Ball, Solver, Minitab, SAP, Oracle Primavera P6, Bluebeam, Smartsheet



CITY COUNCIL Staff Report

Meeting Date: Jan. 14, 2025

To: Mayor and City Council

From: Geoff Patnoe, City Manager

Staff Contact: Judy von Kalinowski, Human Resources Director
judy.vonkalinowski@carlsbadca.gov 760-473-4670
Silvano Rodriguez, Human Resources Manager
silvano.rodriguez@carlsbadca.gov 760-705-6802

Subject: Annual Elected Officials' Compensation Review

Districts: All

Recommended Action

1. Conduct the annual review of elected officials' compensation; and,
2. Introduce an ordinance titled either:
 - A. "An ordinance of the City Council of the City of Carlsbad, California, amending Title 2, Chapter 2.04, Section 2.04.010(A), to adjust City Council members' compensation by the percentage increase in the San Diego Regional Consumer Price Index for 2024" (Exhibit 1), or
 - B. "An ordinance of the City Council of the City of Carlsbad, California, permanently waiving City Council compensation adjustments for 2025" (Exhibit 2), or
 - C. Provide other direction as desired.
3. Introduce an ordinance titled either:
 - A. "An ordinance of the City Council of the City of Carlsbad, California, amending Title 2, Chapter 2.04, Section 2.04.020(A), to adjust City Clerk and City Treasurer compensation by the percentage increase in the San Diego Regional Consumer Price Index for 2024" (Exhibit 3), or
 - B. "An ordinance of the City Council of the City of Carlsbad, California, declining City Clerk and City Treasurer compensation adjustments for 2025" (Exhibit 4), or
 - C. Provide other direction as desired.

Executive Summary

The City Council is being asked to consider whether to adjust City Council members' compensation by the percentage increase in the San Diego Regional Consumer Price Index for 2024 and to make the same determination for the compensation of the City Clerk and Treasurer, as required each year by the Carlsbad Municipal Code.

Explanation & Analysis

The voters of the City of Carlsbad approved Measure G in 2020. This measure, now in Carlsbad Municipal Code Chapter 2.04 – Elected Officials, and Section 2.04.010(A) – Compensation– Mayor and City Council:

- Prohibits City Council members’ compensation adjustments from exceeding the amount established by the San Diego Regional Consumer Price Index
- Requires the City Council to either make or waive a compensation adjustment in January of each year,
- Prohibits the council from enacting retroactive increases for years in which the City Council waived a compensation adjustment

The City Council adopted Ordinance No. CS-435 on Oct. 18, 2022, to establish a mechanism for the City Council to review the salaries of the City Clerk and Treasurer each year at the same time that the City Council considers adjusting council members’ salaries.

As it does with the City Council members’ salaries, the ordinance limits any adjustments to the City Clerk’s and City Treasurer’s salaries by an amount not to exceed the amount set by the San Diego Regional Consumer Price Index.

The annual compensation for members of the City Council was last adjusted in February 2024, when it was increased by 4% for council members, from \$27,170.16 annually, or \$2,264.18 monthly, to \$28,257.00 annually, or \$2,354.75 monthly, and from \$28,370.16 annually, or \$2,364.18 monthly, to \$29,457.00 annually, or \$2,454.75 monthly, for the Mayor, who receives additional monthly compensation of \$100 under Carlsbad Municipal Code Section 2.04.010(B).

The annual compensation for the City Clerk and City Treasurer was last adjusted in February 2024, when it was increased by 4%, from \$13,700.28 annually, or \$1,141.69 monthly, to \$14,248.32 annually, or \$1,187.36 monthly.

This item is being presented to allow the City Council to review elected officials’ compensation and discuss whether to make or waive compensation adjustments for 2025.

The change in the November San Diego Regional Consumer Price Index for 2024 was 2.6%. The November number is used because it is the most recent statistic available to effectuate changes for the following January.

If the City Council were to adopt an ordinance adjusting elected officials’ compensation to reflect changes in the San Diego Regional Consumer Price Index for 2024:

- The City Council members’ annual compensation would increase from \$28,257.00 annually, or \$2,354.75 monthly to \$28,991.64 annually, or \$2,415.97 monthly.
- The Mayor’s annual compensation would increase from \$29,457.00 annually, or \$2,454.75 monthly to \$30,191.64 annually, or \$2,515.97 monthly.
- The City Clerk and City Treasurer’s annual compensation would increase from \$14,248.32 annually, or \$1,187.36 monthly to \$14,618.76 annually, or \$1,218.23 monthly.

Fiscal Analysis

The full fiscal impact for the increase in City Council compensation, including the impact to benefits, is approximately \$4,200. The full fiscal impact for the increase in City Clerk and City Treasurer compensation, including the impact to benefits, is approximately \$1,000. There is sufficient funding in the General Fund budget for fiscal year 2024-25 to absorb the proposed increase.

Options

Staff have drafted ordinances for the council's consideration for all options:

- Increase City Council members' compensation by the percentage increase in the San Diego Regional Consumer Price Index for 2024 (Exhibit 1)
- Waive an adjustment to City Council members' compensation for 2025 (Exhibit 2)
- Increase City Clerk and City Treasurer compensation by the percentage increase in the San Diego Regional Consumer Price Index for 2024 (Exhibit 3)
- Decline an adjustment to City Clerk and City Treasurer compensation for 2025 (Exhibit 4).

Next Steps

The City Clerk's Office will prepare the introduced ordinances for adoption at the next regular City Council meeting. Once adopted, the City Clerk will publish the ordinances or a summary of the ordinances in a newspaper of general circulation within 15 days. The ordinances will be effective 30 days following their adoption.

Environmental Evaluation

The recommended action does not require environmental review because it does not constitute a project within the meaning of the California Environmental Quality Act under California Public Resources Code Section 21065 in that it has no potential to cause either a direct physical change in the environment or a reasonably foreseeable indirect physical change in the environment.

Exhibits

1. Ordinance increasing City Council compensation
2. Ordinance waiving an increase to City Council compensation
3. Ordinance increasing City Clerk and City Treasurer compensation
4. Ordinance declining an increase to City Clerk and City Treasurer compensation

ORDINANCE NO.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CARLSBAD, CALIFORNIA, AMENDING TITLE 2, CHAPTER 2.04, SECTION 2.04.010(A), TO ADJUST CITY COUNCIL MEMBERS' COMPENSATION BY THE PERCENTAGE INCREASE IN THE SAN DIEGO REGIONAL CONSUMER PRICE INDEX FOR 2024

WHEREAS, on November 3, 2020, the voters of the City of Carlsbad, California, approved Measure G, adopting Title 2, Chapter 2.04, Section 2.04.010(A) of the Carlsbad Municipal Code, which prohibits City Council compensation adjustments from exceeding the amount established by the San Diego Regional Consumer Price Index, requires the City Council to either make or waive a compensation adjustment in January of each year, and prohibits the City Council from enacting retroactive increases for years in which the City Council waived a compensation adjustment; and

WHEREAS, the increase in the November San Diego Regional Consumer Price Index for 2024 was 2.6%; and

WHEREAS, the City Council desires to adjust the compensation of City Council members by the percentage increase in the November San Diego Regional Consumer Price Index for 2024.

NOW, THEREFORE, the City Council of the City of Carlsbad, California, ordains as follows:

1. That the above recitations are true and correct.
2. That the first sentence of Title 2, Chapter 2.04, Section 2.04.010(A) is amended to read:

2.04.010 Compensation—Mayor and city council.

- A. The monthly compensation of city council members is increased from \$2,354.75 to \$2,415.97.

EFFECTIVE DATE: This ordinance shall be effective thirty days after its adoption; and the City Clerk shall certify the adoption of this ordinance and cause the full text of the ordinance or a summary of the ordinance prepared by the City Attorney to be published at least once in a newspaper of general circulation in the City of Carlsbad within fifteen days after its adoption.

INTRODUCED AND FIRST READ at a Regular Meeting of the Carlsbad City Council on the _____ day of _____, 2025, and thereafter

PASSED, APPROVED AND ADOPTED at a Regular Meeting of the City Council of the City of Carlsbad on the ___ day of _____, 2025, by the following vote, to wit:

AYES:

NAYS:

ABSTAIN:

ABSENT:

APPROVED AS TO FORM AND LEGALITY:

CINDIE K. McMAHON, City Attorney

KEITH BLACKBURN, Mayor

SHERRY FREISINGER, City Clerk
(SEAL)

ORDINANCE NO.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CARLSBAD,
CALIFORNIA, PERMANENTLY WAIVING CITY COUNCIL COMPENSATION
ADJUSTMENTS FOR 2025

WHEREAS, on November 3, 2020, the voters of the City of Carlsbad, California, approved Measure G, adopting Title 2, Chapter 2.04, Section 2.04.010(A) of the Carlsbad Municipal Code, which prohibits City Council compensation adjustments from exceeding the amount established by the San Diego Regional Consumer Price Index, requires the City Council to either make or waive a compensation adjustment in January of each year, and prohibits the City Council from enacting retroactive increases for years in which the City Council waived a compensation adjustment; and

WHEREAS, the City Council desires to permanently waive any adjustment to the compensation of City Council members for 2025.

NOW, THEREFORE, the City Council of the City of Carlsbad, California, ordains as follows:

1. The above recitations are true and correct.
2. The City Council permanently waives any adjustments to the compensation of City Council members for 2025.

EFFECTIVE DATE: This ordinance shall be effective thirty days after its adoption; and the City Clerk shall certify the adoption of this ordinance and cause the full text of the ordinance or a summary of the ordinance prepared by the City Attorney to be published at least once in a newspaper of general circulation in the City of Carlsbad within fifteen days after its adoption.

INTRODUCED AND FIRST READ at a Regular Meeting of the Carlsbad City Council on the _____ day of _____, 2025, and thereafter

PASSED, APPROVED AND ADOPTED at a Regular Meeting of the City Council of the City of Carlsbad on the __ day of _____, 2025, by the following vote, to wit:

AYES:

NAYS:

ABSTAIN:

ABSENT:

APPROVED AS TO FORM AND LEGALITY:

CINDIE K. McMAHON, City Attorney

KEITH BLACKBURN, Mayor

SHERRY FREISINGER, City Clerk
(SEAL)

ORDINANCE NO.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CARLSBAD, CALIFORNIA, AMENDING TITLE 2, CHAPTER 2.04, SECTION 2.04.020(A), TO ADJUST CITY CLERK AND CITY TREASURER COMPENSATION BY THE PERCENTAGE INCREASE IN THE SAN DIEGO REGIONAL CONSUMER PRICE INDEX FOR 2024

WHEREAS, on October 18, 2022, the City Council of the City of Carlsbad, California, adopted Ordinance No. CS-435, which prohibits City Clerk and City Treasurer compensation adjustments from exceeding the amount established by the San Diego Regional Consumer Price Index, requires the City Council to determine whether to approve City Clerk and City Treasurer compensation adjustments in January of each year, and prohibits the enactment of retroactive increases for years in which the City Council did not approve compensation adjustments; and

WHEREAS, the increase in the November San Diego Regional Consumer Price Index for 2024 was 2.6%; and

WHEREAS, the City Council desires to adjust the compensation of the City Clerk and City Treasurer by the percentage increase in the November San Diego Regional Consumer Price Index for 2024.

NOW, THEREFORE, the City Council of the City of Carlsbad, California, ordains as follows:

1. That the above recitations are true and correct.
2. That the first sentence of Title 2, Chapter 2.04, Section 2.04.020(A) is amended to read:

2.04.020 Compensation—City clerk and city treasurer.

- A. The compensation of the city clerk and city treasurer is increased from \$1,187.36 to \$1,218.23 per month, payable biweekly.

EFFECTIVE DATE: This ordinance shall be effective thirty days after its adoption; and the City Clerk shall certify the adoption of this ordinance and cause the full text of the ordinance or a summary

of the ordinance prepared by the City Attorney to be published at least once in a newspaper of general circulation in the City of Carlsbad within fifteen days after its adoption.

INTRODUCED AND FIRST READ at a Regular Meeting of the Carlsbad City Council on the _____ day of _____, 2025, and thereafter

PASSED, APPROVED AND ADOPTED at a Regular Meeting of the City Council of the City of Carlsbad on the __ day of _____, 2025, by the following vote, to wit:

AYES:

NAYS:

ABSTAIN:

ABSENT:

APPROVED AS TO FORM AND LEGALITY:

CINDIE K. McMAHON, City Attorney

KEITH BLACKBURN, Mayor

SHERRY FREISINGER, City Clerk
(SEAL)

ORDINANCE NO.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CARLSBAD,
CALIFORNIA, DECLINING CITY CLERK AND CITY TREASURER COMPENSATION
ADJUSTMENTS FOR 2025

WHEREAS, on October 18, 2022, the City Council of the City of Carlsbad, California, adopted Ordinance No. CS-435, which prohibits City Clerk and City Treasurer compensation adjustments from exceeding the amount established by the San Diego Regional Consumer Price Index, requires the City Council to determine whether to approve City Clerk and City Treasurer compensation adjustments in January of each year, and prohibits the enactment of retroactive increases for years in which the City Council waived a compensation adjustment; and

WHEREAS, the City Council desires to decline an adjustment to the compensation of the City Clerk and City Treasurer for 2025.

NOW, THEREFORE, the City Council of the City of Carlsbad, California, ordains as follows:

1. The City Council declines adjustments to the compensation of the City Clerk and City Treasurer for 2025.

EFFECTIVE DATE: This ordinance shall be effective thirty days after its adoption; and the City Clerk shall certify the adoption of this ordinance and cause the full text of the ordinance or a summary of the ordinance prepared by the City Attorney to be published at least once in a newspaper of general circulation in the City of Carlsbad within fifteen days after its adoption.

INTRODUCED AND FIRST READ at a Regular Meeting of the Carlsbad City Council on the _____ day of _____, 2025, and thereafter

PASSED, APPROVED AND ADOPTED at a Regular Meeting of the City Council of the City of Carlsbad on the ___ day of _____, 2025, by the following vote, to wit:

AYES:

NAYS:

ABSTAIN:

ABSENT:

APPROVED AS TO FORM AND LEGALITY:

CINDIE K. McMAHON, City Attorney

KEITH BLACKBURN, Mayor

SHERRY FREISINGER, City Clerk
(SEAL)



CITY COUNCIL Staff Report

Meeting Date: Jan. 14, 2025

To: Mayor and City Council

From: Geoff Patnoe, City Manager

Staff Contact: Faviola Medina, City Clerk Services Director
faviola.medina@carlsbadca.gov, 442-339-5989

Subject: Update to Carlsbad Municipal Code Section 1.15.040 – Campaign Contribution Limits

Districts: All

Recommended Action

Introduce an ordinance amending Carlsbad Municipal Code Section 1.15.040 – Campaign contribution limits to reflect adjustments calculated on the total change in the California Consumer Price Index for All Urban Consumers for the San Diego region since the last adjustments were made.

Executive Summary

The City Clerk is required to adjust the city’s limit on campaign contributions every odd-numbered year in January to reflect any increase or decrease in the California Consumer Price Index for All Urban Consumers for the San Diego region, in accordance with Subsection (C) of Carlsbad Municipal Code Section 1.15.040 – Campaign contribution limits.

Explanation & Analysis

Under Section 1.15.040(C), adjustments to the contribution limitations provisions are to be calculated based on the total change in the Consumer Price Index for All Urban Consumers for the San Diego region since the last adjustment was made and rounded to the nearest \$100.00.

The City Council adopted Ordinance No. CS-443 on Feb. 7, 2023, setting the current campaign contribution limits in the Carlsbad Municipal Code as follows:

Section 1.15.040(A)	A person shall not make to a candidate for City Council, and a candidate for City Council shall not accept from a person, a contribution totaling more than \$1,000 per election
Section 1.15.040(B)	A person shall not make to a candidate for Mayor, City Treasurer or City Clerk, and a candidate for Mayor, City Treasurer or City Clerk shall not accept from a person, a contribution totaling more than \$3,300 per election

The Consumer Price Index for All Urban Consumers for the San Diego region was 348.15 as of November 2022 and 375.86 as of November 2024. This represents an increase over the two-year period of 27.72 points or 8%. The November 2024 figure is used because it is the most recent statistic available to effectuate changes for the following year.

Due to this change, the new campaign contribution limits stated in the Carlsbad Municipal Code will be as follows:

Section 1.15.040(A)	A person shall not make to a candidate for City Council, and a candidate for City Council shall not accept from a person, a contribution totaling more than \$1,100 per election
Section 1.15.040(B)	A person shall not make to a candidate for Mayor, City Treasurer or City Clerk, and a candidate for Mayor, City Treasurer or City Clerk shall not accept from a person, a contribution totaling more than \$3,600 per election

Fiscal Analysis

The existing fiscal year 2024-25 budget for the City Clerk's Office includes sufficient funding for the cost of amending and adding these code provisions.

Next Steps

The City Clerk will prepare the introduced ordinance for adoption at the next regular City Council meeting. Once adopted, the City Clerk will publish the ordinance or summary of the ordinance in a newspaper of general circulation within 15 days. The ordinance will be effective 30 days following its adoption.

Environmental Evaluation

This action does not require environmental review because it does not constitute a project within the meaning of the California Environmental Quality Act under California Public Resources Code Section 21065 in that it has no potential to cause either a direct physical change in the environment or a reasonably foreseeable indirect physical change in the environment.

Exhibits

1. City Council ordinance
2. November 2024 California Consumer Price Index for All Urban Consumers (San Diego region)

ORDINANCE NO.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CARLSBAD, CALIFORNIA, AMENDING CARLSBAD MUNICIPAL CODE SECTION 1.15.040 – CAMPAIGN CONTRIBUTION LIMITS TO ADJUST CONTRIBUTION LIMITS TO REFLECT AN INCREASE IN THE CALIFORNIA CONSUMER PRICE INDEX FOR ALL URBAN CONSUMERS FOR THE SAN DIEGO REGION

WHEREAS, California Government Code Section 85702.5, subdivision (a), authorizes the City Council to adopt campaign contribution limits applicable to elective city offices; and

WHEREAS, the City Council wishes to maintain local control over local elections; and

WHEREAS, on Feb. 7, 2023, the City Council adopted Ordinance No. CS-443 setting the current campaign contribution limits as follows:

CMC 1.15.040(A)	A person shall not make to a candidate for City Council, and a candidate for City Council shall not accept from a person, a contribution totaling more than \$1,000.00 per election
CMC 1.15.040(B)	A person shall not make to a candidate for Mayor, City Treasurer or City Clerk, and a candidate for Mayor, City Treasurer or City Clerk shall not accept from a person, a contribution totaling more than \$3,300.00 per election

WHEREAS, Carlsbad Municipal Code Section 1.15.040(C) requires the City Clerk to adjust the contribution limitations provisions in January of every odd-numbered year to reflect any increase or decrease in the California Consumer Price Index for All Urban Consumers (CPI-U) for the San Diego region.

NOW, THEREFORE, the City Council of the City of Carlsbad, California, ordains that:

1. The above recitations are true and correct.
2. Carlsbad Municipal Code Section 1.15.040 is amended to read as follows:

1.15.040 Campaign contribution limits.

- A. A person shall not make to a candidate for city council, and a candidate for city council shall not accept from a person, a contribution totaling more than \$1,100 per election.
- B. A person shall not make to a candidate for mayor, city treasurer or city clerk and a candidate for mayor, city treasurer or city clerk shall not accept from a person, a contribution totaling more than \$3,600 per election.
- C. The city clerk shall adjust the contribution limitations provisions in subsections (A) and (B) in January of every odd-numbered year to reflect any increase or decrease in the California Consumer Price Index for All Urban Consumers (CPI-U) for the San Diego region. Those adjustments shall be calculated based on the total change in the CPI-U, San Diego region, since the last adjustment was made and shall be rounded to the nearest \$100. The city clerk shall post the adjusted contribution limit to the city's website.

EFFECTIVE DATE: This ordinance shall be effective thirty days after its adoption, and the City Clerk shall certify the adoption of this ordinance and cause the full text of the ordinance or a summary of the ordinance prepared by the City Attorney to be published at least once in a newspaper of general circulation in the City of Carlsbad within fifteen days after its adoption.

INTRODUCED AND FIRST READ at a Regular Meeting of the Carlsbad City Council on the _____ day of _____, 2025, and thereafter

PASSED, APPROVED AND ADOPTED at a Regular Meeting of the City Council of the City of Carlsbad on the ___ day of _____, 2025, by the following vote, to wit:

AYES:

NAYS:

ABSTAIN:

ABSENT:

APPROVED AS TO FORM AND LEGALITY:

CINDIE K. McMAHON, City Attorney

KEITH BLACKBURN, Mayor

SHERRY FREISINGER, City Clerk
(SEAL)



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(415) 625-2270

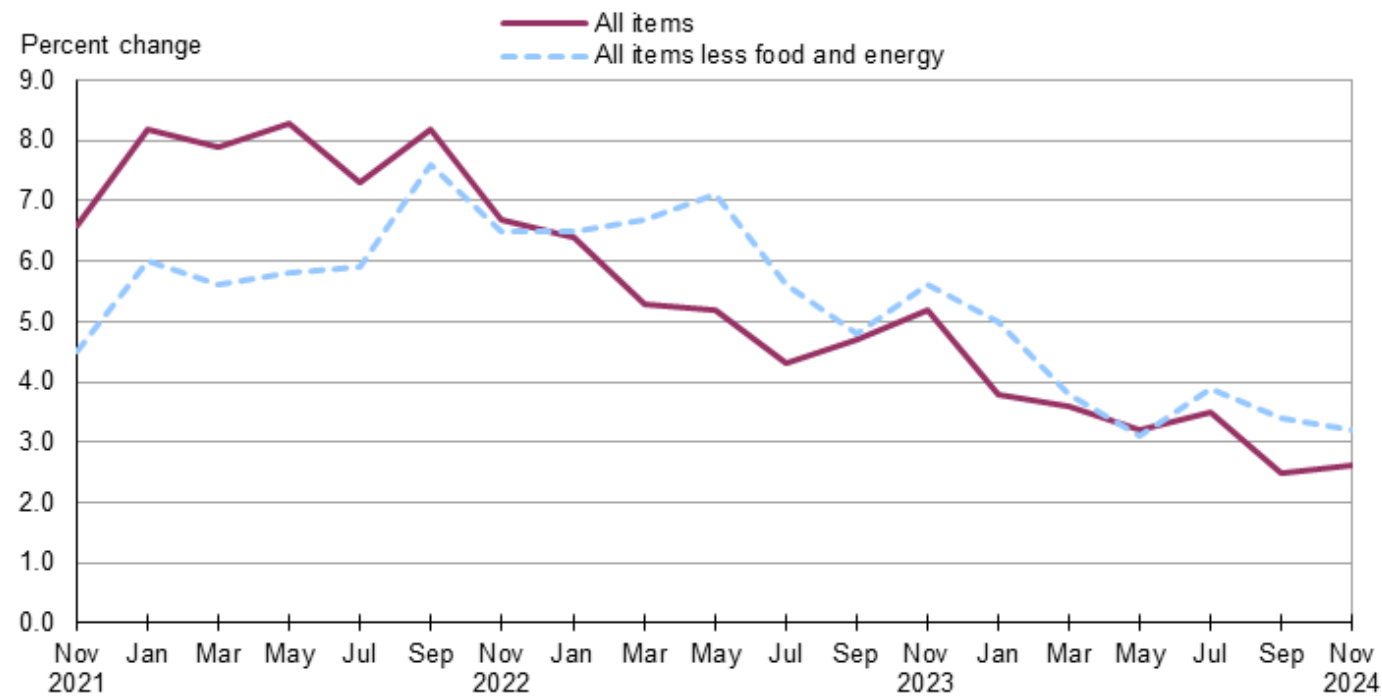
Consumer Price Index, San Diego Area — November 2024

Area prices were down 0.1 percent over the past two months, up 2.6 percent from a year ago

Prices in the San Diego area, as measured by the Consumer Price Index for All Urban Consumers (CPI-U), declined 0.1 percent for the two months ending in November 2024, the U.S. Bureau of Labor Statistics reported today. (See [table A.](#)) Regional Commissioner Chris Rosenlund noted that the November decrease was influenced by lower prices for gasoline and apparel. (Data in this report are not seasonally adjusted. Accordingly, bi-monthly changes may reflect seasonal influences.)

Over the last 12 months, the CPI-U advanced 2.6 percent. (See [chart 1](#) and [table A.](#)) Food prices advanced 6.3 percent. Energy prices declined 11.9 percent, largely the result of a decrease in the price of gasoline. The index for all items less food and energy rose 3.2 percent over the year. (See [table 1.](#))

Chart 1. Over-the-year percent change in CPI-U, San Diego-Carlsbad, CA, November 2021–November 2024



Source: U.S. Bureau of Labor Statistics.

[View Chart Data](#)

Food

Food prices increased 0.1 percent for the two months ending in November. (See [table 1.](#)) Prices for food at home decreased 0.3 percent, led by lower prices for fruits and vegetables (-2.7 percent). Prices for food away from home increased 0.8 percent for the same period.

Over the year, food prices advanced 6.3 percent. Prices for food at home increased 2.4 percent since a year ago, with higher prices in all six grocery categories. Prices for food away from home increased 11.7 percent.

Energy

The energy index decreased 1.6 percent for the two months ending in November. The decrease was mainly due to lower prices for gasoline (-2.9 percent). Prices for natural gas service rose 2.3 percent, and prices for electricity increased 0.9 percent for the same period.

Energy prices declined 11.9 percent over the year, largely due to lower prices for gasoline (-12.2 percent). Prices paid for natural gas service declined 13.3 percent, and prices for electricity decreased 11.8 percent during the past year.

All items less food and energy

The index for all items less food and energy was unchanged in the latest two-month period. Higher prices for new and used motor vehicles (0.8 percent) and medical care (0.4 percent) were offset by lower prices for apparel (-3.4 percent) and shelter (-0.1 percent).

Over the year, the index for all items less food and energy rose 3.2 percent. Components contributing to the increase included shelter (3.6 percent) and education and communication (3.5 percent). Partly offsetting the increases was a price decrease in new and used motor vehicles (-2.2 percent).

Table A. San Diego-Carlsbad, CA, CPI-U 2-month and 12-month percent changes, all items index, not seasonally adjusted

Month	2020		2021		2022		2023		2024	
	2-month	12-month	2-month	12-month	2-month	12-month	2-month	12-month	2-month	12-month
January	0.3	2.3	0.4	1.7	2.0	8.2	1.8	6.4	0.4	3.8
March	0.0	1.8	2.4	4.1	2.1	7.9	1.0	5.3	0.8	3.6
May	-0.4	0.3	0.7	5.3	1.1	8.3	0.9	5.2	0.5	3.2
July	1.4	2.1	2.1	6.0	1.2	7.3	0.3	4.3	0.6	3.5
September	-0.4	1.1	0.1	6.5	0.9	8.2	1.3	4.7	0.3	2.5
November	0.6	1.6	0.7	6.6	-0.7	6.7	-0.2	5.2	-0.1	2.6

The January 2025 Consumer Price Index for the San Diego area is scheduled to be released on February 12, 2025.

Notice Regarding Ceasing Publication of Utility Indexes

With the publication of January 2025 data in February 2025, several indexes and average price series will be discontinued.

The following CPI **indexes** will continue to be published at the national level, but will be discontinued for all metropolitan areas, census divisions, and regional size classes:

- Electricity
- Utility (piped) gas (often referred to as natural gas)
- Energy services
- Fuels and utilities
- Household energy

The following CPI **average price series** will continue to be published at the national level, but will be discontinued for all metropolitan areas, census divisions, and regional size classes:

- Electricity per KWH
- Utility (piped) gas per therm

Technical Note

The [Consumer Price Index](#) (CPI) is a measure of the average change in prices over time in a fixed market basket of goods and services. The Consumer Price Index for San Diego is published bi-monthly. The set of components and sub-aggregates published for regional and metropolitan indexes is more limited than at the U.S. city average level; these indexes are byproducts of the national CPI program. Each local index has a much smaller sample size than the national or regional indexes and is, therefore, subject to substantially more sampling and other measurement error. As a result, local-area indexes are more volatile than the national or regional indexes. In addition, local indexes are not adjusted for seasonal influences. **NOTE: Area indexes do not measure differences in the level of prices between cities; they only measure the average change in prices for each area since the base period.**

The San Diego-Carlsbad, CA Core Based Statistical Area includes San Diego County in California.















































Refer to the national [CPI news release technical note](#) or the [Handbook of Methods](#) for more information.











Information in this release will be made available to individuals with sensory impairments upon request. Voice phone: (202) 691-5200; Telecommunications Relay Service: 7-1-1.

Table 1. Consumer Price Index for All Urban Consumers (CPI-U): Indexes and percent changes for selected periods

San Diego-Carlsbad (1982-84=100 unless otherwise noted)

Item and Group	Indexes				Percent change from-		
	Historical data	Sep. 2024	Oct. 2024	Nov. 2024	Nov. 2023	Sep. 2024	Oct. 2024
Expenditure category							
Footnotes (1) Indexes on a November 1977=100 base. (2) Indexes on a November 1982=100 base. (3) Indexes on a December 1997=100 base. (4) Special index based on a substantially smaller sample. (5) Indexes on a December 1993=100 base. - Data not available NOTE: Index applies to a month as a whole, not to any specific date.							

Item and Group	Indexes				Percent change from-		
	Historical data	Sep. 2024	Oct. 2024	Nov. 2024	Nov. 2023	Sep. 2024	Oct. 2024
All items		376.221	-	375.860	2.6	-0.1	-
All items (1967=100)		1,272.117	-	1,270.897	-	-	-
Food and beverages		333.569	-	334.388	6.1	0.2	-
Food		332.654	-	333.142	6.3	0.1	-
Food at home		293.419	292.733	292.414	2.4	-0.3	-0.1
Cereals and bakery products		385.503	390.954	387.029	2.6	0.4	-1.0
Meats, poultry, fish, and eggs		285.257	278.305	286.681	3.5	0.5	3.0
Dairy and related products		234.754	243.276	244.434	3.2	4.1	0.5
Fruits and vegetables		299.107	295.116	290.998	2.4	-2.7	-1.4
Nonalcoholic beverages and beverage materials(1)		321.948	319.737	318.698	2.1	-1.0	-0.3
Other food at home		286.467	287.305	284.838	1.3	-0.6	-0.9
Food away from home		386.126	-	389.203	11.7	0.8	-
Alcoholic beverages		327.270	-	333.296	4.3	1.8	-
Housing		459.138	-	458.782	2.9	-0.1	-
Shelter		526.294	526.056	525.770	3.6	-0.1	-0.1
Rent of primary residence(2)		528.064	529.737	528.870	4.7	0.2	-0.2
Owners' equiv. rent of residences(2)		558.133	559.521	558.270	3.5	0.0	-0.2
Owners' equiv. rent of primary residence(2)		558.133	559.521	558.270	3.5	0.0	-0.2
Fuels and utilities		462.475	-	464.681	-6.5	0.5	-
Household energy		438.405	445.142	441.784	-11.9	0.8	-0.8
Energy services		434.473	440.578	439.689	-11.7	1.2	-0.2
Electricity		431.711	434.522	435.655	-11.8	0.9	0.3
Utility (piped) gas service		290.931	303.399	297.611	-13.3	2.3	-1.9
Household furnishings and operations		217.854	-	217.358	2.5	-0.2	-
Apparel		182.764	-	176.560	4.0	-3.4	-
Transportation		290.951	-	291.556	0.1	0.2	-
Private transportation		292.050	-	290.702	-0.9	-0.5	-
New and used motor vehicles(3)		129.047	-	130.024	-2.2	0.8	-
New vehicles(1)		257.738	-	258.443	-0.6	0.3	-
Used cars and trucks(1)		296.532	-	299.984	-2.9	1.2	-
Motor fuel		371.541	368.650	361.175	-12.5	-2.8	-2.0
Gasoline (all types)		371.924	368.812	361.097	-12.2	-2.9	-2.1
Gasoline, unleaded regular(4)		384.270	380.920	372.802	-12.4	-3.0	-2.1
Gasoline, unleaded midgrade(4)(5)		325.952	323.282	316.769	-11.7	-2.8	-2.0
Gasoline, unleaded premium(4)		383.488	380.771	373.334	-11.3	-2.6	-2.0
Medical care		572.179	-	574.409	-0.4	0.4	-
Recreation(3)		190.107	-	188.628	0.3	-0.8	-
Education and communication(3)		147.140	-	146.540	3.5	-0.4	-
Tuition, other school fees, and child care(1)		1,842.120	-	1,838.380	10.0	-0.2	-
Other goods and services		525.634	-	523.938	4.1	-0.3	-
Commodity and service group							
All items		376.221	-	375.860	2.6	-0.1	-
Commodities		244.408	-	243.383	0.4	-0.4	-
Commodities less food & beverages		199.982	-	198.233	-3.2	-0.9	-
Nondurables less food & beverages		245.514	-	240.295	-4.6	-2.1	-
Durables		154.779	-	155.728	-1.5	0.6	-
Services		492.451	-	492.695	3.6	0.0	-
Special aggregate indexes							
Footnotes							
(1) Indexes on a November 1977=100 base.							
(2) Indexes on a November 1982=100 base.							
(3) Indexes on a December 1997=100 base.							
(4) Special index based on a substantially smaller sample.							
(5) Indexes on a December 1993=100 base.							
- Data not available							
NOTE: Index applies to a month as a whole, not to any specific date.							

Item and Group	Indexes				Percent change from-		
	Historical data	Sep. 2024	Oct. 2024	Nov. 2024	Nov. 2023	Sep. 2024	Oct. 2024
All items less medical care		366.796	-	366.323	2.8	-0.1	-
All items less shelter		315.494	-	315.201	1.8	-0.1	-
Commodities less food		205.294	-	203.713	-2.9	-0.8	-
Nondurables		290.777	-	288.440	1.1	-0.8	-
Nondurables less food		252.976	-	248.285	-4.0	-1.9	-
Services less rent of shelter(2)		474.780	-	476.333	3.7	0.3	-
Services less medical care services		479.983	-	480.124	3.9	0.0	-
Energy		393.060	393.028	386.749	-11.9	-1.6	-1.6
All items less energy		378.507	-	378.467	3.6	0.0	-
All items less food and energy		387.989	-	387.861	3.2	0.0	-
Footnotes (1) Indexes on a November 1977=100 base. (2) Indexes on a November 1982=100 base. (3) Indexes on a December 1997=100 base. (4) Special index based on a substantially smaller sample. (5) Indexes on a December 1993=100 base.							
- Data not available NOTE: Index applies to a month as a whole, not to any specific date.							

Last Modified Date: Wednesday, December 11, 2024

U.S. BUREAU OF LABOR STATISTICS Western Information Office Attn: EA & I, 90 Seventh Street Suite 14-100 San Francisco, CA 94103-6715

Telephone:1-415-625-2270_ www.bls.gov/regions/west [Contact Western Region](#)



CITY COUNCIL Staff Report

Meeting Date: Jan. 14, 2025

To: Mayor and City Council

From: Geoff Patnoe, City Manager

Staff Contact: Suzanne Smithson, Library & Cultural Arts Director
suzanne.smithson@carlsbadca.gov, 442-339-2010
Craddock Stropes, Cultural Arts Manager
craddock.stropes@carlsbadca.gov, 442-339-2726

Subject: Review of 2024 TGIF Concerts in the Parks Season and Planning Update for Future Seasons

Districts: 2, 4

Recommended Action

1. Receive a report of the 2024 TGIF Concerts in the Parks season
2. Receive an update on the planning for the 2025 TGIF Concerts in the Parks series, and confirm the preferred concert schedules for 2025 through 2027
3. Provide any additional feedback or direction as desired

Executive Summary

TGIF Concerts in the Parks is the City of Carlsbad's largest community event. The City Council approved several changes to the 2024 season, including new security measures and a pilot sponsorship program. The City Council also asked staff to return with an evaluation of how these changes went before confirming plans for the 2025 season.

The new security measures were based on current best practices for large public events. There were no significant public safety incidents at the 2024 concerts, and concertgoers appeared to adapt well to the new security protocols, such as bag screening and controlled entrances and exits.

The pilot sponsorship program had mixed results. Two title sponsors were secured, but the cost of the staff time and expenses associated with securing and executing the sponsorship agreements were greater than the revenue generated. This report includes the lessons learned from the process and potential next steps.

Staff are presenting the City Council with a proposed concert schedule for the next three years and seeking any additional direction the City Council would like to provide.

Explanation & Analysis

Background

The free summer concert series in Carlsbad's parks began in the late 1980s and was originally known as TGIF Jazz in the Park. The Library & Cultural Arts Department is responsible for coordinating the TGIF concerts with assistance from all city departments.

Security measures

Following a record-breaking 2023 season that drew the largest crowds to date, staff evaluated TGIF Concerts in the Parks operations to align them with the best practices in safety for large public gatherings. The evaluation also included a review of concert venues to determine which parks are best suited to holding concerts from a public safety perspective.

The City Council amended the Carlsbad Municipal Code to codify security policies and procedures for TGIF Concerts in the Park on March 26, 2024 (Ordinance No. CS-486). Several operational changes were made to meet security objectives:

- Installed perimeter fencing to establish a clear and controlled event space
- Implemented a security screening process for concertgoers upon entry, conducted by contracted security personnel
- Used the police and fire incident command center as well as the Police Department's surveillance tower to enhance situational awareness and optimize a quick response in case of an emergency
- Provided a robust security presence including police officers, community resource officers, police explorers, park rangers and outside security personnel inside the concert venue and at access points
- Focusing on three park locations – Stagecoach, Calavera Hills and Alga Norte community parks – as concert venues. Poinsettia Community Park was eliminated because its location and layout is not compatible with successful implementation of additional security measures.

Staff used a variety of communication channels to make the community aware of the new security processes and requirements. This campaign began six months before the first concert:

- Highlighted the topic on the city's home page in the news section as a featured event and in the "Spotlight" section and in "featured videos"
- Created a TGIF Concerts page on the city's website with easy-to-follow instructions and other practical information and commonly asked questions
- Created a "how-to" video demonstrating how the new screening process would work
- Created individual videos for each venue showing how to attend and what to expect
- Shared posts on city social media platforms:
 - 40 Facebook posts
 - 19 X posts
 - 38 Instagram posts
 - 11 Nextdoor posts
 - 7 Instagram stories
- 23 email notifications to lists in the city's email database
- 5 news releases
- Flyers at city libraries and other city buildings

Staff initially received mixed feedback from the public, including concerns that additional security would detract from the community feeling of the concerts, and that the bag searches and perimeter checks would result in long waits to enter. As the season progressed, attendees commented to staff that the actual impacts were minimal and consistent with similar expectations at sporting events or similar concert venues. Many expressed their appreciation for the city's efforts to ensure public safety.

The total costs for implementing the new safety measures were \$122,229 and included a contract with Elite Security and staff overtime costs for police and fire personnel. The city also bought barricades and a trailer for storage for a one-time cost of \$28,982.

Attendance

Staff also considered ways to ensure crowd sizes were appropriate for the venue to provide a more comfortable concert-going experience, allow adequate space for people to safely move around the venue, reduce neighborhood impacts due to traffic congestion and make the most of limited onsite parking for individuals who require disabled-access parking. Staff chose performers to reflect a mix of crowd-pleasing dance music as well as classic rock, jazz and folk genres.

Attendance for the 2024 concert season was about 34% lower compared to the 2023 season, and 19% lower than the 2022 season. Crowd sizes were well within the maximum capacities for each park as estimated by the Fire Department. It should be noted that with the limited security entrances to the parks, the attendance counts for 2024 were more accurate than counts in prior years.

2024 Concert Attendance			
Park	Date	Attendance	Capacity
Stagecoach Community Park	June 21	3,359	7,350
Stagecoach Community Park	June 28	3,389	7,350
Stagecoach Community Park	July 5	1,865	7,350
Stagecoach Community Park	July 12	1,756	7,350
Calavera Hills Community Park	July 19	2,134	5,500
Calavera Hills Community Park	July 26	3,128	5,500
Calavera Hills Community Park	August 2	2,525	5,500
Alga Norte Community Park	August 8	2,520	4,900
Alga Norte Community Park	August 16	1,600	4,900

Free shuttle service has been a feature of TGIF since 1997. In 2024, 1,495 riders used the shuttle service, an average of 299 users per concert at Calavera Hills and Alga Norte Community Parks. Adequate parking for Stagecoach Community Park was available across the street at La Costa Canyon High School, so shuttle service was not offered at that location. For the second consecutive season, the San Diego Bike Coalition offered a bike valet service at all nine concerts. More than 350 residents used the free service in 2024.

Pilot sponsorship program

At the direction of the City Council, city staff developed a pilot sponsorship program for the 2024 season. The goal of the pilot program was to generate revenue to offset the cost of the concerts. The program offered two sponsorship tiers: Event Sponsor at \$5,000 and Title Sponsor at \$10,000. In exchange for their sponsorship, local businesses were offered a variety of forms of recognition, such as signs at the events, mentions in city social media posts and an opportunity to address the crowd.

Staff promoted the opportunity through business email lists, news releases, social media and the city's website. Some businesses expressed interest in exchanging goods to give away at the concerts for promotional recognition, but this did not meet the goals of offsetting costs.

City staff secured two title sponsors, the Carlsbad Charitable Foundation and Rincon Homes, bringing in a total of \$20,000 in sponsorship revenue. Sponsor recap reports, which detail the promotional benefits agreed to in the contracts with the two title sponsors, are provided as Exhibit 1.

Staff spent 186 hours and \$2,219 in hard costs to develop and implement the pilot program. This included:

- Developing the promotional materials
- Holding follow up conversations with potential sponsors
- Developing and reviewing sponsorship agreements
- Coordinating sponsor recognition at each event
- Compiling a sponsorship report documenting event attendance and promotional activities completed

One of the two sponsors has indicated interest in participating again and other businesses have inquired. Staff will continue to follow up on sponsorship inquiries and provide information to the public about available sponsorship opportunities for the 2025 season. Reports on sponsorship results will be compiled in a report at the conclusion of the season and shared with city leadership and the City Council so that the program may continue to be evaluated.

Planning for future seasons

Typically, staff have planned the TGIF concerts season on a year-by-year basis. Establishing the schedule of concert dates for the next three years will help staff plan for more efficient operations and avoid scheduling conflicts with other programs, activities and maintenance needs. It also allows the city more time to secure necessary contracts, identify and pursue potential cost savings and make operational adjustments based on evaluative data.

The length and schedule of the concert season is determined by several factors:

- Audience engagement
A large portion of the concerts' audience is made up of families with school-aged children. Starting the series in late June has proven ideal because it aligns with the end of the school year and the start of summer activities. Similarly, extending the series beyond the third week of August could significantly reduce attendance because it would overlap with the start of school activities such as football games competing for the audience's attention.
- Parking availability
Overflow parking at the Sage Creek and La Costa Canyon high schools is only available outside the school year and the districts' planned usage.
- Venue scheduling
Use of all the park locations for TGIF concerts is in heavy demand throughout the summer with parks and recreation programs such as summer camps and special events, youth and adult sports groups and rentals and parks maintenance activities, requiring careful planning to avoid scheduling conflicts.
- Concert crew staffing
Because the TGIF concerts crew is largely staffed by college and high school students, maintaining adequate staffing levels for the concerts can be challenging. Many students are not available until mid-June and then must return to school as early as the first week of August, often leaving the area entirely.

An important consideration for the next two years is the Independence Day holiday. In 2025, July 4 falls on a Friday. In 2026, the date will fall on a Saturday, but Friday, July 3 will be the observed city holiday.

The holiday weekend is one of the year's busiest for both Police and Fire Departments because they must deploy more personnel to handle more calls for service than on a normal weekend, provide traffic control for events, and inspect and monitor the city's largest annual fireworks displays at Legoland California and the Park Hyatt Aviara Resort. Hosting a TGIF concert during these holiday weekends will limit the resources available to the community for other public safety needs. Private security, traffic control and portable toilets and the concerts' hourly crews and other non-safety staff will also cost more on a holiday weekend, impacting the budget.

Staff are therefore recommending there be no TGIF concert on the Independence Day weekend in 2025 and 2026 and the concert seasons be extended by one additional week. The 2027 schedule will include Friday, July 2; the city's public safety staff are less impacted that day, because the large events they typically staff will be on the Sunday, making that Friday less impactful.

In consideration of these factors, staff recommend the following three-year concert schedule:

2025	2026	2027
June 20	June 19	June 18
June 27	June 26	June 25
No concert on July 4 holiday	No concert on July 3 holiday	July 2
July 11	July 10	July 9
July 18	July 17	July 16
July 25	July 24	July 23
August 1	July 31	July 30
August 8	August 7	August 6
August 15	August 14	August 13
August 22	August 21	



Stagecoach



Calavera Hills



Alga Norte

Staff will also explore options for re-introducing pop-up arts activities for children. Families attending the concerts repeatedly said they missed them and would like them to return. The cost for pop-up arts activities is estimated at \$4,500 and can be absorbed in the existing budget.

Fiscal Analysis

The total costs to present the 2024 TGIF season were \$402,839, which was approximately 8% less than was budgeted. The budget includes \$25,000 in annual support from the Carlsbad Friends of the Arts. The table below summarizes the actual costs for the 2024 season and the projected costs for 2025.

Item	2024 expense	2025 budget	2025 projection
TGIF concerts crew	\$68,794	\$57,620	\$72,234
Public safety personnel, overtime	\$83,749	\$86,321	\$86,321
Streets maintenance personnel, overtime	\$6,310	\$6,848	\$6,848
Personnel subtotal	\$158,853	\$150,789	\$165,403
General operational costs (artists fees, traffic control, amenities, supplies, etc.)	\$147,455	\$154,500	\$154,500
Contract for security services	\$38,480	\$40,278	\$40,278
Contract for shuttle service	\$26,625	\$27,000	\$27,000
Contract for bike valet service	\$5,910	\$6,206	\$6,206
Operations subtotal	\$218,470	\$227,984	\$227,984
Friends of the Arts support	\$25,516	\$25,000	\$25,000
TOTAL	\$402,839	\$403,773	\$418,387

The proposed extended schedule may require staff to explore alternative staffing solutions, such as contracted labor and expanding the use of trained volunteers. Any associated budget increases necessary for fiscal year 2025-26 will be incorporated into the preliminary operating budget for fiscal year 2025-26 for the City Council's consideration.

Next Steps

Staff will proceed with all the necessary actions to produce the 2025 season, in keeping with the City Council's direction, and expect to announce the concert line up in May.

Environmental Evaluation

This action does not require environmental review because it does not constitute a project within the meaning of the California Environmental Quality Act under California Public Resources Code Section 21065 in that it has no potential to cause either a direct physical change or a reasonably foreseeable indirect physical change in the environment.

If the City Council provides funding and direction to increase the number of concerts, that action will be evaluated subsequently.

Exhibits

1. 2024 sponsorship recap reports



TGIF Concerts in the Parks Sponsor Report

August 30, 2024

To: Dale Isaacs, Carlsbad Charitable Foundation
From: Lindsey Hansen, Community Relations Manager, City of Carlsbad
Re: Title Sponsor Benefits Report

Thank you for your sponsorship of the City of Carlsbad's TGIF Concerts in the Parks 2024 season. For your records, this report includes a recap of each of the promotional benefits included with your sponsorship agreement.

Sponsor badge and parking passes

Carlsbad Charitable Foundation received a sponsor badge to use in digital marketing, and reserved parking passes for all nine concerts.



Stage recognition

Representatives from Carlsbad Charitable Foundation were recognized on stage and provided brief remarks at each concert.

Concert Date	Representative	Concert Date	Representative
June 21	Justin Peek	July 26	Carl Pinkard
June 28	Jeff Tosh	Aug. 2	Sandy and Carlton Lund
July 5	Renee Cohen	Aug. 9	Karen Pearson
July 12	Chris Ryan	Aug. 16	Bret Schanzenbach
July 19	Chris Ryan		





Event emcees thanked sponsors on stage at every concert. (Three sample scripts are included below, but this benefit was provided at all nine concerts.)

TGIF Concerts in the Parks 2024
Introduction Instructions and Suggested Script
Friday, June 21, 2024 - Stagecoach Community Park

5:50 – City Council member Introduction

Library & Cultural Arts Director Suzanne Smithson will announce: *Now please join me in welcoming from District 4 Carlsbad City Council member Teresa Acosta.*

Councilmember Acosta:

- Hello, Carlsbad! Welcome to the first TGIF concert here at the beautiful Stagecoach Community Park.
- I'm so glad to be here together with all of you to kick off this concert series! It's my hope everyone has a safe and fun time – Carlsbad style!
- We've been hosting this series for 37 years now. What started as a small jazz in the park event has grown into one of the most popular free concert series in the U.S.
- For the first time this year, we are happy to introduce two new concert title sponsors: Carlsbad Charitable Foundation and Rincon Homes.
 - I'd like to welcome Justin Peek from the Carlsbad Charitable Foundation to the stage, to say a few words.
 - *[Justin Peek speaks for about 2 minutes]*
 - Thank you, Justin!
 - Rincon Homes, our other title sponsor, is not able to be here tonight, but I want to express my gratitude for their support.
 - Please join me in thanking both the Carlsbad Charitable Foundation and Rincon Homes for their sponsorships, which help make these concerts possible.
- Tonight, we get to experience the music of one of the world's best cover bands, who proclaim "international fame in global proportions!" Please joining me in welcoming to the TGIF stage the **PINE MOUNTAIN LOGS**.

TGIF Concerts in the Parks 2024
Introduction Instructions and Suggested Script
Friday, Aug 9, 2024 – Alga Norte

5:53 – City Council member Introduction

Director Suzanne Smithson will announce: *Now please join me in welcoming Mayor Keith Blackburn*

Mayor Blackburn:

- Hello, Carlsbad! Our 2024 concert series is winding down, with the last two Fridays here at Alga Norte Community Park.
- We've been hosting this series for 37 years now. What started as a small jazz in the park event has grown into one of the most popular free concert series in the U.S.
- For the first time this year, we are happy to introduce two new concert title sponsors: Carlsbad Charitable Foundation and Rincon Homes.
 - I'd like to welcome **Karen Pearson** to say a few words.
 - *[They speak for about 2 minutes]*
 - Thank you, **Karen!**
 - Rincon Homes, our other title sponsor, is not able to be here tonight, but I want to express my gratitude for their support.
 - Please join me in thanking both the Carlsbad Charitable Foundation and Rincon Homes for their sponsorships, which help make these concerts possible.
- Tonight's band reflects the late 1960s and early 1970s, when a new musical genre was coming out of Southern California, known as the Laurel Canyon sound included performers like The Eagles, Jackson Brown, Joni Mitchell, Linda Ronstadt, Buffalo Springfield and Frank Zappa. Please join me in welcoming to the TGIF stage, **Back to the Garden!**

TGIF Concerts in the Parks 2024
Introduction Instructions and Suggested Script
Friday, June 28, 2024 - Stagecoach Community Park

5:50 – City Council member Introduction

Cultural Arts Manager Fiona Everett will announce: *Now please join me in welcoming from District 3 Carlsbad Mayor Pro Tem Priya Bhat-Patel.*

Mayor Pro Tem Bhat-Patel:

- Hello, Carlsbad! Welcome to the second TGIF concert here at the beautiful Stagecoach Community Park.
- I'm so glad to be here with all of you to kick off tonight's concert! It's my hope everyone has a safe and fun time – Carlsbad style!
- We've been hosting this series for 37 years now. What started as a small jazz in the park event has grown into one of the most popular free concert series in the U.S.
- For the first time this year, we are happy to introduce two new concert title sponsors: Carlsbad Charitable Foundation and Rincon Homes.
 - I'd like to welcome CARL PINKARD from the Carlsbad Charitable Foundation to the stage, to say a few words.
 - *[Carl speaks for about 2 minutes]*
 - Thank you, CARL!
 - Rincon Homes, our other title sponsor, is not able to be here tonight, but I want to express my gratitude for their support.
 - Please join me in thanking both the Carlsbad Charitable Foundation and Rincon Homes for their sponsorships, which help make these concerts possible.

Signs

Two double-sided banners, placed in highly visible locations next to field entrances



Four custom, double-sided signs on the fields







Promotional materials

Website recognition

Recognition on the city's website throughout the concert season, from June through September (hyperlink to the Sponsor's website on both the TGIF Concerts main page and sponsors page)

The screenshot displays the 'TGIF Concerts in the Parks' website. The main header includes 'Thank you to our title sponsors' with logos for 'Carlsbad Charitable Foundation' and 'Rincon Homes, Inc.'. Below this are three buttons: 'PLAN YOUR NIGHT', 'WHAT'S NEW', and 'Q&A'. A list of concert events is shown, with 'Alga Norte Community Park 8/16' selected. A callout box titled 'Sponsor pilot program' is overlaid on the right, showing a 'Thank you to our title sponsors:' section with links to the sponsor websites and a 'View details' button with a musical note icon.

TGIF Concerts in the Parks

Thank you to our title sponsors

Carlsbad Charitable Foundation
Rincon Homes, Inc.

PLAN YOUR NIGHT | WHAT'S NEW | Q&A

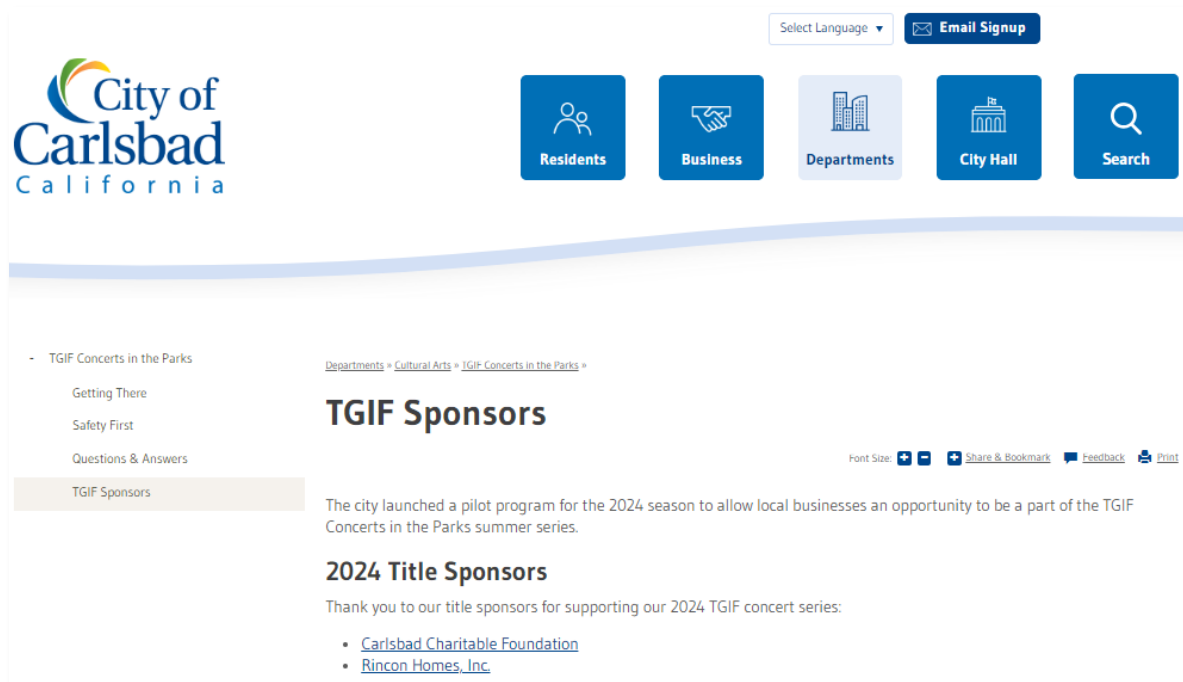
Stagecoach Community Park 6/21 >
Stagecoach Community Park 6/28 >
Stagecoach Community Park 7/5 >
Stagecoach Community Park 7/12 >
Calavera Hills Community Park 7/19 >
Calavera Hills Community Park 7/26 >
Calavera Hills Community Park 8/2 >
Alga Norte Community Park 8/9 >
Alga Norte Community Park 8/16 v

Anthony Cullins, "The Fallbrook Kid"

Sponsor pilot program
Thank you to our title sponsors:
[Carlsbad Charitable Foundation](#)
[Rincon Homes, Inc.](#)

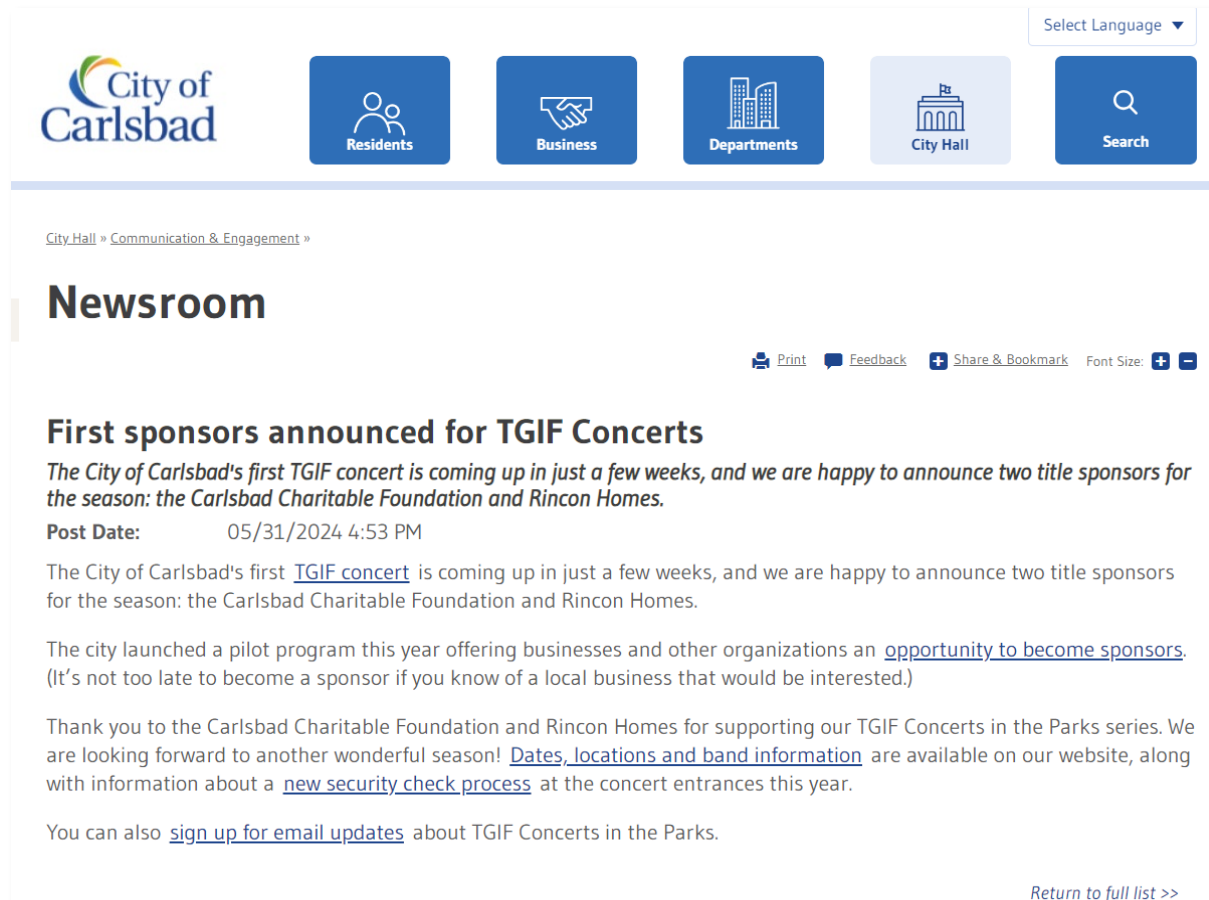
Sponsor pilot program
Thank you to our title sponsors:
[Carlsbad Charitable Foundation](#)
[Rincon Homes, Inc.](#)

View details



The screenshot shows the City of Carlsbad website. The header includes the City of Carlsbad logo, a language selector, an email signup button, and navigation buttons for Residents, Business, Departments, City Hall, and Search. The main content area is titled "TGIF Sponsors" and includes a sidebar with links to "TGIF Concerts in the Parks", "Getting There", "Safety First", "Questions & Answers", and "TGIF Sponsors". The main text states: "The city launched a pilot program for the 2024 season to allow local businesses an opportunity to be a part of the TGIF Concerts in the Parks summer series." Below this, it lists "2024 Title Sponsors" and thanks them for supporting the 2024 TGIF concert series. The sponsors listed are the Carlsbad Charitable Foundation and Rincon Homes, Inc.

Recognition in news release



The screenshot shows the City of Carlsbad website's Newsroom page. The header includes the City of Carlsbad logo, navigation buttons for Residents, Business, Departments, City Hall, and Search, and a language selector. The main content area is titled "Newsroom" and includes a sidebar with links to "City Hall", "Communication & Engagement", and "Newsroom". The main text is titled "First sponsors announced for TGIF Concerts" and includes the following text: "The City of Carlsbad's first TGIF concert is coming up in just a few weeks, and we are happy to announce two title sponsors for the season: the Carlsbad Charitable Foundation and Rincon Homes." Below this, it lists the "Post Date" as 05/31/2024 4:53 PM. The text continues: "The City of Carlsbad's first TGIF concert is coming up in just a few weeks, and we are happy to announce two title sponsors for the season: the Carlsbad Charitable Foundation and Rincon Homes." It then states: "The city launched a pilot program this year offering businesses and other organizations an opportunity to become sponsors. (It's not too late to become a sponsor if you know of a local business that would be interested.)" Finally, it thanks the Carlsbad Charitable Foundation and Rincon Homes for supporting the TGIF Concerts in the Parks series and provides links to "Dates, locations and band information" and "new security check process".

City Manager's Update newsletter recognition (Sent to 10,146 subscribers)



News from the City of Carlsbad | May 30, 2024

Forward to a friend

This week, I'll explain a new technology that will greatly improve how agencies throughout the region make emergency notifications, plus important reminders for having a safe graduation season. Here's the full lineup:

- New emergency notifications tool
- Graduation ceremonies coming, please stay safe
- Sponsors announced for TGIF Concerts
- Help the environment by fixing what's broken
- Call for artists for Barrio traffic circle art project
- Celebrate Great Outdoors Month with a guided hike
- Carlsbad Library hosting its first authors fair
- Eyes of the golf world on Carlsbad



First sponsors announced for TGIF Concerts

Our first [TGIF concert](#) is coming up in just a few weeks, and we are happy to announce two title sponsors for the season: the Carlsbad Charitable Foundation and Rincon Homes.

You might remember the city launched a pilot program this year offering businesses and other organizations an [opportunity to become sponsors](#). (It's not too late to become a sponsor if you know of a local business that would be interested.)

Thank you to the Carlsbad Charitable Foundation and Rincon Homes for supporting our TGIF Concerts in the Parks series. We are looking forward to another wonderful season! [Dates, locations and band information](#) are available on our website, along with information about a [new security check process](#) at the concert entrances this year.

You can also [sign up for email updates](#) about TGIF Concerts in the Parks.

Social media recognition (Reach: 11,208)

June 3

Instagram



carlsbadcagov 🇺🇸 Thank you @CarlsbadCharitableFoundation and @RinconHomes, our first TGIF Title Sponsors! 🌟

Do you know a business that would like to get involved? It's not too late – we have different sponsorship packages to choose from 🎵

👤 🎵 #TGIFCarlsbad

Facebook



X



City of Carlsbad @carlsbadcagov · Jun 3

...

🎉 Thank you Carlsbad Charitable Foundation and @RinconHomes, our first TGIF Title Sponsors! 🌟

Do you know a business that would like to get involved? It's not too late – we have different sponsorship packages to choose from 🎵

🎵 🎵 #TGIFCarlsbad



Aug. 16

Instagram



carlsbadcagov 🌐 Our last TGIF Concerts in the Parks will be at Alga Norte Park tonight 8/16, featuring Anthony Cullins, The Fallbrook Kid.

We want to thank the #Carlsbad community for joining us for a fantastic summer of music and our sponsors Carlsbad Charitable Foundation and Rincon Homes for helping make this happen.

Alga Norte Community Park

📍 6565 Alicante Rd.

🚌 Park at Dove Library (1775 Dove Lane) and take our convenient shuttle to the park

🚲 Ride your bike and enjoy our complimentary bike valet

🕒 Field opens at 4 and music kicks off at 6 p.m.

X



Facebook



Aug. 22 (bonus post)

Instagram (video)



carlsbadcagov 🎵 Wrapping up an unforgettable TGIF Concerts in the Parks 2024 season! ☀️ Thank you to the amazing #Carlsbad community for bringing the energy to every performance. Special shoutout to our sponsors, the Carlsbad Charitable Foundation and Rincon Homes, Inc. for helping to make it all possible. See you next year! 🙌

Tagged



rinconhomes
Rincon Homes



carlsbadfoundation
Carlsbad Charitable Foundation

Facebook



Summary table

	Other dates	June 21	June 28	July 5	July 12	July 19	July 26	Aug. 2	Aug. 9	Aug. 16
Listed on entrance sign (x2)		✓	✓	✓	✓	✓	✓	✓	✓	✓
Custom signs (x4 at each concert)		✓	✓	✓	✓	✓	✓	✓	✓	✓
Recognition by event announcer		✓	✓	✓	✓	✓	✓	✓	✓	✓
Parking pass		✓	✓	✓	✓	✓	✓	✓	✓	✓
Website	May to September									
Sponsor badge	Delivered June 11									
News release	May 31									
City Manager's Update newsletter (bonus)	May 30									
Social media posts (x3)	June 3 Aug. 16 Aug. 22									

TGIF Concerts in the Parks
Sponsor Report

August 30, 2024

To: Caitlin Petrush, Rincon Homes, Inc.
From: Lindsey Hansen, Community Relations Manager, City of Carlsbad
Re: Title Sponsor Benefits Report

Thank you for your sponsorship of the City of Carlsbad’s TGIF Concerts in the Parks 2024 season. For your records, this report includes a recap of each of the promotional benefits included with your sponsorship agreement.

Sponsor badge and parking passes

Rincon Homes, Inc. received a sponsor badge to use in digital marketing, and reserved parking passes for all nine concerts.



Signs

Two double-sided banners, placed in highly visible locations next to field entrances



Four custom, double-sided signs on the fields







Stage recognition

Representatives from Rincon Homes, Inc. were invited to be recognized on stage and provide brief remarks at each concert. No representatives were available to attend concerts. Event emcees thanked sponsors on stage at every concert. (Three sample scripts are included below, but this benefit was provided at all nine concerts.)

TGIF Concerts in the Parks 2024
Introduction Instructions and Suggested Script
Friday, June 21, 2024 - Stagecoach Community Park

5:50 – City Council member Introduction

Library & Cultural Arts Director Suzanne Smithson will announce: *Now please join me in welcoming from District 4 Carlsbad City Council member Teresa Acosta.*

Councilmember Acosta:

- Hello, Carlsbad! Welcome to the first TGIF concert here at the beautiful Stagecoach Community Park.
- I'm so glad to be here together with all of you to kick off this concert series! It's my hope everyone has a safe and fun time – Carlsbad style!
- We've been hosting this series for 37 years now. What started as a small jazz in the park event has grown into one of the most popular free concert series in the U.S.
- For the first time this year, we are happy to introduce two new concert title sponsors: Carlsbad Charitable Foundation and Rincon Homes.
 - I'd like to welcome Justin Peek from the Carlsbad Charitable Foundation to the stage, to say a few words.
 - *[Justin Peek speaks for about 2 minutes]*
 - Thank you, Justin!
 - Rincon Homes, our other title sponsor, is not able to be here tonight, but I want to express my gratitude for their support.
 - Please join me in thanking both the Carlsbad Charitable Foundation and Rincon Homes for their sponsorships, which help make these concerts possible.
- Tonight, we get to experience the music of one of the world's best cover bands, who proclaim "international fame in global proportions!" Please joining me in welcoming to the TGIF stage the **PINE MOUNTAIN LOGS**.

TGIF Concerts in the Parks 2024
Introduction Instructions and Suggested Script
Friday, Aug 9, 2024 – Alga Norte

5:53 – City Council member Introduction

Director Suzanne Smithson will announce: *Now please join me in welcoming Mayor Keith Blackburn*

Mayor Blackburn:

- Hello, Carlsbad! Our 2024 concert series is winding down, with the last two Fridays here at Alga Norte Community Park.
- We've been hosting this series for 37 years now. What started as a small jazz in the park event has grown into one of the most popular free concert series in the U.S.
- For the first time this year, we are happy to introduce two new concert title sponsors: Carlsbad Charitable Foundation and Rincon Homes.
 - I'd like to welcome **Karen Pearson** to say a few words.
 - *[They speak for about 2 minutes]*
 - Thank you, **Karen!**
 - Rincon Homes, our other title sponsor, is not able to be here tonight, but I want to express my gratitude for their support.
 - Please join me in thanking both the Carlsbad Charitable Foundation and Rincon Homes for their sponsorships, which help make these concerts possible.
- Tonight's band reflects the late 1960s and early 1970s, when a new musical genre was coming out of Southern California, known as the Laurel Canyon sound included performers like The Eagles, Jackson Brown, Joni Mitchell, Linda Ronstadt, Buffalo Springfield and Frank Zappa. Please join me in welcoming to the TGIF stage, **Back to the Garden!**

TGIF Concerts in the Parks 2024
Introduction Instructions and Suggested Script
Friday, June 28, 2024 - Stagecoach Community Park

5:50 – City Council member Introduction

Cultural Arts Manager Fiona Everett will announce: *Now please join me in welcoming from District 3 Carlsbad Mayor Pro Tem Priya Bhat-Patel.*

Mayor Pro Tem Bhat-Patel:

- Hello, Carlsbad! Welcome to the second TGIF concert here at the beautiful Stagecoach Community Park.
- I'm so glad to be here with all of you to kick off tonight's concert! It's my hope everyone has a safe and fun time – Carlsbad style!
- We've been hosting this series for 37 years now. What started as a small jazz in the park event has grown into one of the most popular free concert series in the U.S.
- For the first time this year, we are happy to introduce two new concert title sponsors: Carlsbad Charitable Foundation and Rincon Homes.
 - I'd like to welcome CARL PINKARD from the Carlsbad Charitable Foundation to the stage, to say a few words.
 - *[Carl speaks for about 2 minutes]*
 - Thank you, CARL!
 - Rincon Homes, our other title sponsor, is not able to be here tonight, but I want to express my gratitude for their support.
 - Please join me in thanking both the Carlsbad Charitable Foundation and Rincon Homes for their sponsorships, which help make these concerts possible.

Promotional materials

Website recognition

Recognition on the city's website throughout the concert season, from June through September (hyperlink to the Sponsor's website on both the TGIF Concerts main page and sponsors page)

The screenshot displays the 'TGIF Concerts in the Parks' website. The main header includes navigation links like 'Departments' and 'Cultural Arts'. A large purple banner thanks title sponsors: 'Carlsbad Charitable Foundation' and 'Rincon Homes, Inc.'. Below this are three buttons: 'PLAN YOUR NIGHT', 'WHAT'S NEW', and 'Q&A'. A list of concert events follows, including 'Stagecoach Community Park 6/21' through 'Alga Norte Community Park 8/16'. The right sidebar contains sections for 'Get email updates', 'Event map', 'Key times', and 'Sponsor pilot program'. An orange arrow points from the 'Sponsor pilot program' section in the sidebar to a callout box. The callout box, titled 'Sponsor pilot program', lists the title sponsors and includes a 'View details' button with a musical note icon.

TGIF Concerts in the Parks

Thank you to our title sponsors

Carlsbad Charitable Foundation

Rincon Homes, Inc.

PLAN YOUR NIGHT **WHAT'S NEW** **Q&A**

Stagecoach Community Park 6/21 >

Stagecoach Community Park 6/28 >

Stagecoach Community Park 7/5 >

Stagecoach Community Park 7/12 >

Calavera Hills Community Park 7/19 >

Calavera Hills Community Park 7/26 >

Calavera Hills Community Park 8/2 >

Alga Norte Community Park 8/9 >

Alga Norte Community Park 8/16 v

Anthony Cullins, "The Fallbrook Kid"

Get email updates

Event map

Stagecoach event map
Calavera Hills event map
Alga Norte event map

Key times

4 p.m. Concert site opens
6 p.m. Concert begins
7 p.m. 15-min intermission
8 p.m. Concert ends
9 p.m. Concert site, bike valet, parking lots and shuttle close

Sponsor pilot program

Thank you to our title sponsors:

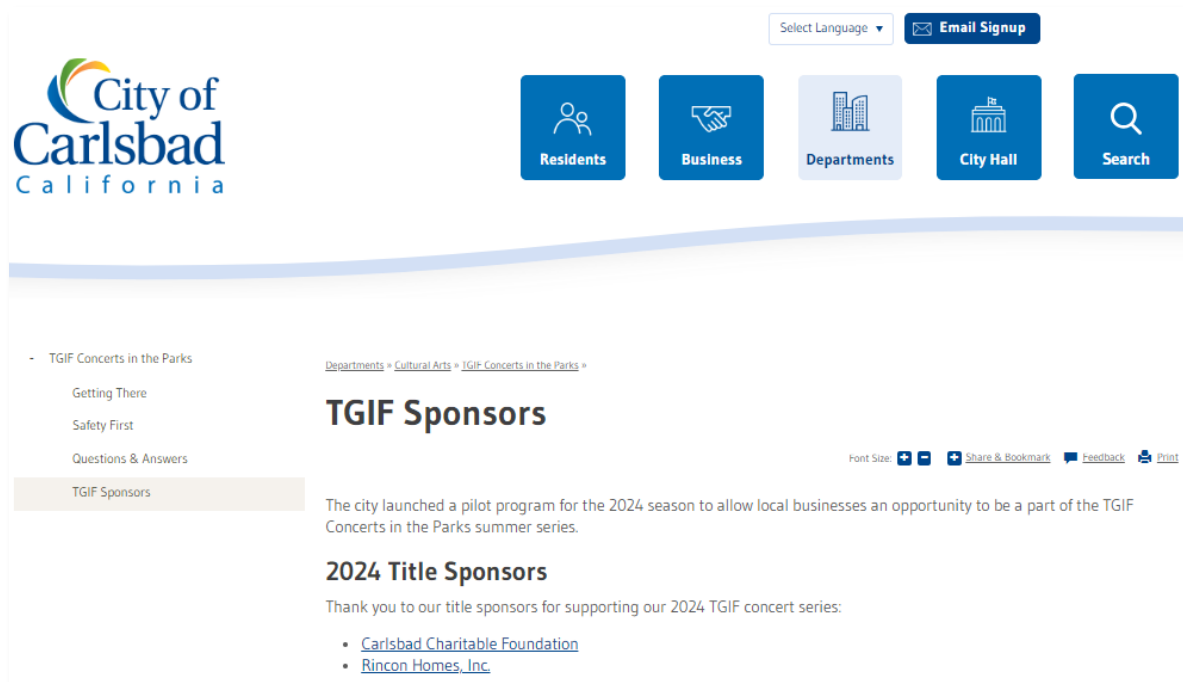
Carlsbad Charitable Foundation
Rincon Homes, Inc.

Sponsor pilot program

Thank you to our title sponsors:

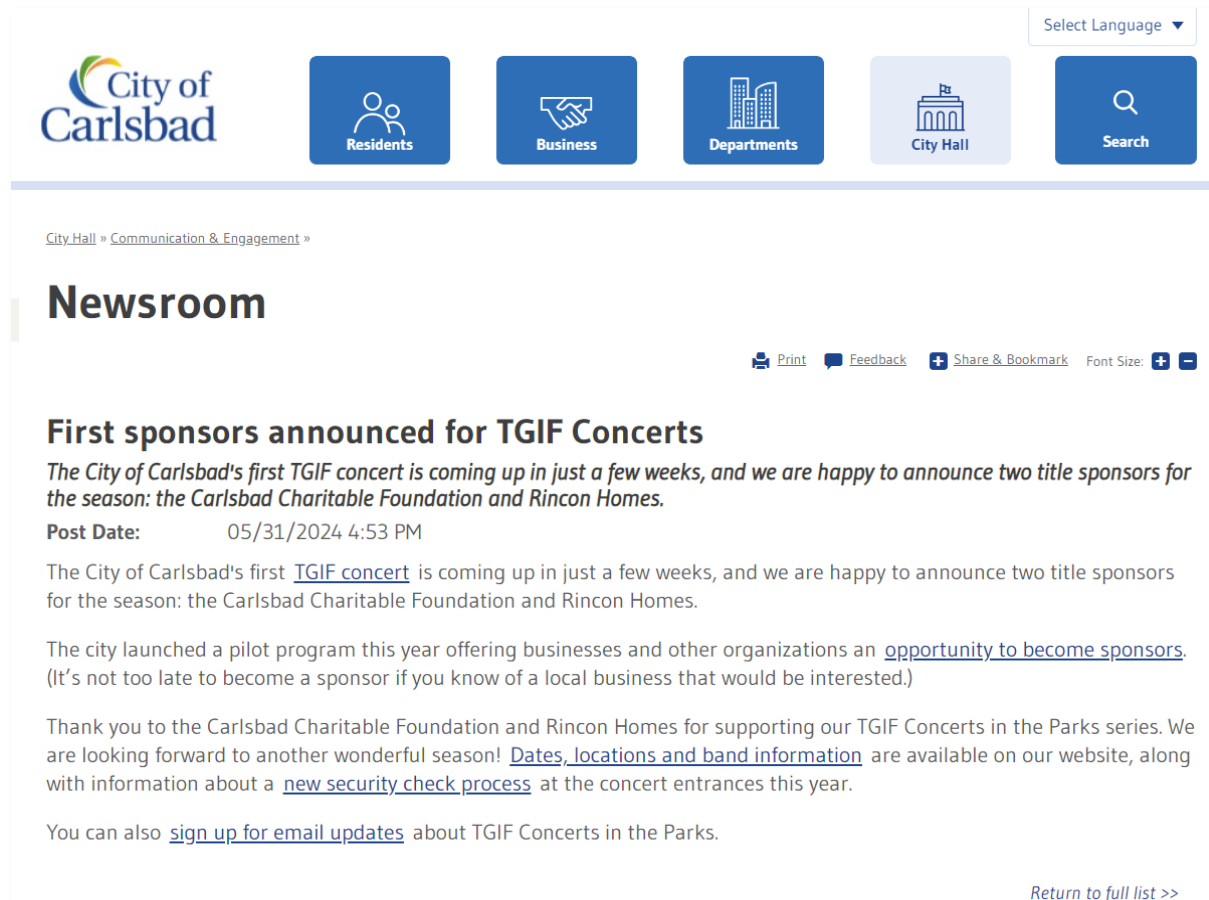
Carlsbad Charitable Foundation
Rincon Homes, Inc.

View details



The screenshot shows the City of Carlsbad website. The header includes the City of Carlsbad logo, a language selector, an email signup button, and navigation icons for Residents, Business, Departments, City Hall, and Search. The main content area is titled "TGIF Sponsors" and includes a sidebar with links like "TGIF Concerts in the Parks", "Getting There", "Safety First", "Questions & Answers", and "TGIF Sponsors". The main text states: "The city launched a pilot program for the 2024 season to allow local businesses an opportunity to be a part of the TGIF Concerts in the Parks summer series." Below this, it lists "2024 Title Sponsors" and thanks them for supporting the 2024 TGIF concert series. The sponsors listed are Carlsbad Charitable Foundation and Rincon Homes, Inc.

Recognition in news release



The screenshot shows the City of Carlsbad Newsroom page. The header includes the City of Carlsbad logo, navigation icons for Residents, Business, Departments, City Hall, and Search, and a language selector. The main content area is titled "Newsroom" and includes a sidebar with links like "City Hall", "Communication & Engagement", and "Newsroom". The main text is a news release titled "First sponsors announced for TGIF Concerts". The release states: "The City of Carlsbad's first TGIF concert is coming up in just a few weeks, and we are happy to announce two title sponsors for the season: the Carlsbad Charitable Foundation and Rincon Homes." It also includes a post date of 05/31/2024 4:53 PM and a link to "Return to full list >>".

City Manager's Update newsletter recognition (Sent to 10,146 subscribers)



News from the City of Carlsbad | May 30, 2024

Forward to a friend

This week, I'll explain a new technology that will greatly improve how agencies throughout the region make emergency notifications, plus important reminders for having a safe graduation season. Here's the full lineup:

- New emergency notifications tool
- Graduation ceremonies coming, please stay safe
- Sponsors announced for TGIF Concerts
- Help the environment by fixing what's broken
- Call for artists for Barrio traffic circle art project
- Celebrate Great Outdoors Month with a guided hike
- Carlsbad Library hosting its first authors fair
- Eyes of the golf world on Carlsbad



First sponsors announced for TGIF Concerts

Our first [TGIF concert](#) is coming up in just a few weeks, and we are happy to announce two title sponsors for the season: the Carlsbad Charitable Foundation and Rincon Homes.

You might remember the city launched a pilot program this year offering businesses and other organizations an [opportunity to become sponsors](#). (It's not too late to become a sponsor if you know of a local business that would be interested.)

Thank you to the Carlsbad Charitable Foundation and Rincon Homes for supporting our TGIF Concerts in the Parks series. We are looking forward to another wonderful season! [Dates, locations and band information](#) are available on our website, along with information about a [new security check process](#) at the concert entrances this year.

You can also [sign up for email updates](#) about TGIF Concerts in the Parks.

Social media recognition (Reach: 11,208)

June 3

Instagram



carlsbadcagov 🇺🇸 Thank you @CarlsbadCharitableFoundation and @RinconHomes, our first TGIF Title Sponsors! 🌟

Do you know a business that would like to get involved? It's not too late – we have different sponsorship packages to choose from 🎵

👤 🎵 #TGIFCarlsbad

Facebook



X



Aug. 16

Instagram



carlsbadcagov 🌐 Our last TGIF Concerts in the Parks will be at Alga Norte Park tonight 8/16, featuring Anthony Cullins, The Fallbrook Kid.

We want to thank the #Carlsbad community for joining us for a fantastic summer of music and our sponsors Carlsbad Charitable Foundation and Rincon Homes for helping make this happen.

Alga Norte Community Park

📍 6565 Alicante Rd.

🚌 Park at Dove Library (1775 Dove Lane) and take our convenient shuttle to the park

🚲 Ride your bike and enjoy our complimentary bike valet

🕒 Field opens at 4 and music kicks off at 6 p.m.

X



Facebook



Aug. 22 (bonus post)

Instagram (video)



carlsbadcagov 🎵 Wrapping up an unforgettable TGIF Concerts in the Parks 2024 season! ☀️ Thank you to the amazing #Carlsbad community for bringing the energy to every performance. Special shoutout to our sponsors, the Carlsbad Charitable Foundation and Rincon Homes, Inc. for helping to make it all possible. See you next year! 🙌

Tagged



rinconhomes
Rincon Homes



carlsbadfoundation
Carlsbad Charitable Foundation

Facebook



Summary table

	Other dates	June 21	June 28	July 5	July 12	July 19	July 26	Aug. 2	Aug. 9	Aug. 16
Listed on entrance sign (x2)		✓	✓	✓	✓	✓	✓	✓	✓	✓
Custom signs (x4 at each concert)		✓	✓	✓	✓	✓	✓	✓	✓	✓
Recognition by event announcer		✓	✓	✓	✓	✓	✓	✓	✓	✓
Parking pass		✓	✓	✓	✓	✓	✓	✓	✓	✓
Website	May to September									
Sponsor badge	Delivered June 11									
News release	May 31									
City Manager's Update newsletter (bonus)	May 30									
Social media posts (x3)	June 3 Aug. 16 Aug. 22									



CITY COUNCIL Staff Report

Meeting Date: Jan. 14, 2025

To: Mayor and City Council

From: Geoff Patnoe, City Manager

Staff Contact: Jason Haber, Intergovernmental Affairs Director
jason.haber@carlsbadca.gov, 442-339-2958

Subject: Windsor Pointe Affordable Housing Project – Regional Advocacy Letter

Districts: All

Recommended Actions

Review and approve a draft advocacy letter for the region’s legislators to be asked to sign in support of the City of Carlsbad’s efforts to hold Affirmed Housing accountable for its commitments regarding the Windsor Pointe Affordable Housing Project.

Executive Summary

The City Council received a progress report on City Council-directed actions related to the Windsor Pointe Affordable Housing Project on Oct. 22, 2024 (Exhibit 2). After receiving the report, the City Council directed staff to work with its Legislative Subcommittee to draft a letter for the region’s legislators to be asked to sign in support of the City of Carlsbad’s efforts to hold Affirmed Housing accountable for its commitments on Windsor Pointe and return the letter to the City Council for final approval.

The City Council is now being asked to approve a draft letter that has been reviewed and recommended for approval by the Legislative Subcommittee (Exhibit 1).

Explanation & Analysis

Background

The Windsor Pointe apartments are owned by Carlsbad Veteran Housing L.P. and operated by Affirmed Housing Group Inc., a company specializing in providing affordable housing.¹

The Windsor Pointe project was first proposed in 2016. The City Council provided a \$8.3 million financing package with the project owner to acquire the land and build the project to meet an important need for permanent supportive housing in Carlsbad for people with very low incomes.

Since the project opened in Spring 2022, community members have expressed concerns about safety and other negative effects on the neighborhood’s quality of life. City staff from the

¹ Affirmed Housing is the Manager of AHG Windsor Pointe LLC, which is Carlsbad Veteran Housing’s administrative general partner.

Housing & Homeless Services and Police departments have been working with Affirmed Housing, its property management companies -- CONAM Management Corporation, the previous one; and Solari Enterprises, the current property manager, -- and the County of San Diego to address concerns.

Affirmed Housing has committed to maintain adequate security for the project, and it has made assurances to the city that community concerns will be satisfied. The city contends these commitments and assurances have not been met.

Draft advocacy letter

- Following the City Council's direction, staff presented a draft letter of support for the city's efforts to hold Affirmed Housing accountable for its commitments regarding the Windsor Pointe Affordable Housing Project to the City Council Legislative Subcommittee at its meeting on Nov. 12, 2024.
- The subcommittee reviewed the letter and requested that staff return with a revised letter to include stronger and more precise language.
- An updated letter was presented to the subcommittee at its meeting on Dec. 10, 2024, and the subcommittee recommended it be presented to the City Council for its consideration and approval.

The letter is provided as Exhibit 1.

Fiscal Analysis

This item has no fiscal impact.

Options

Staff and the City Council Legislative Subcommittee recommend that the City Council review and approve the draft letter as proposed. The City Council could also choose to offer amendments to the letter, provide additional input to direct staff to further revise the letter or refer the matter back to the subcommittee.

Next Steps

Upon approval of the City Council, staff will present the letter of support to the legislators who represent Carlsbad, U.S. Congressman Levin, State Senator Blakespear, Assemblymember Boerner, and District 3 County Supervisor Lawson-Remer, and request that they sign the letter in support of the city's efforts to hold Affirmed Housing accountable for its commitments regarding the Windsor Pointe Affordable Housing Project.

Environmental Evaluation

This action does not require environmental review because it does not constitute a project within the meaning of the California Environmental Quality Act under California Public Resources Code Section 21065 in that it has no potential to cause either a direct physical change or a reasonably foreseeable indirect physical change in the environment.

Exhibits

1. Draft letter of support
2. [Oct. 22, 2024, staff report](#) (On file in the Office of the City Clerk)

DRAFT

[Letterheads/Logos/Seals of All Signatories]

[Date]

To Carlsbad Residents and the Carlsbad City Council,

Subject: Commitment to Ensuring Decent, Safe and Sanitary Supportive Housing

As representatives across local, county, state, and federal levels, we stand united with the City of Carlsbad in its efforts to ensure that permanent supportive housing projects meet the highest standards of safety, security, and accountability.

Problems Experienced at Windsor Pointe and the Importance of Accountability

The City of Carlsbad has recently experienced a difficult start-up period with a permanent supportive housing project, the Windsor Pointe project by Carlsbad Veteran Housing, L.P, AHG Windsor Pointe, LLC, and Affirmed Housing Group, Inc. (collectively, Affirmed Housing). The project was approved with clear commitments and assurances from Affirmed Housing to the City of Carlsbad and its residents. These included robust security, effective maintenance, and high-quality operations to meet the needs of its residents and the surrounding community.

However, since its opening, it has become evident that these commitments and assurances have not been fully realized. Concerns raised about inadequate staffing, subpar maintenance, and unmet security expectations point to resourcing issues that demand immediate and decisive action.

Our shared goal is to ensure developer commitments and assurances are met in full and the project delivers its intended value to the community. This situation undermines not only the success of Windsor Pointe, but also the trust in affordable housing initiatives locally and beyond.

Our Shared Commitment to Corrective Action

We are committed to supporting the City of Carlsbad in taking all necessary steps to address these shortcomings. This includes:

- **Demanding Accountability:** Holding project developers like Affirmed Housing accountable for failing to meet commitments and ensuring swift corrective measures are implemented.
- **Improving Oversight:** Advocating for stringent operational standards and oversight mechanisms to prevent similar issues in the future.
- **Securing Adequate Resources:** Ensuring project operating budgets are sufficient to provide the staffing and services necessary for safe and effective operations.

Immediate Steps Forward

We pledge to work closely with Carlsbad's leadership to identify and implement the operational improvements needed to ensure projects like Windsor Pointe fulfill their promises to both residents and the community. This may include exploring legislative and regulatory measures that ensure such projects are able to meet the fundamental expectations that they provide decent, safe and sanitary affordable housing, and proactively address concerns regarding security, maintenance and operational deficiencies.

In Closing

The issues experienced at Windsor Pointe are serious and must be resolved without delay. We stand firmly with the residents of Carlsbad in demanding that Windsor Pointe—and all supportive housing projects—meet the fundamental standards of decency, safety, and sanitation.

Our collective commitment is to turn this situation around, ensure this project achieves its intended purpose, and restore the community's trust and confidence in supportive affordable housing initiatives.

Sincerely,

[Names and Titles of All Signatories]

DRAFT

Oct. 22, 2024 – City Council Agenda Item #6 Staff Report
(on file in the Office of the City Clerk)



CITY COUNCIL Staff Report

Meeting Date: Jan. 14, 2025

To: Mayor and City Council

From: Geoff Patnoe, City Manager

Staff Contact: Jason Haber, Intergovernmental Affairs Director
jason.haber@carlsbadca.gov, 442-339-2958

Subject: 2025 Legislative Platform and Legislative Program Update

Districts: All

Recommended Actions

1. Adopt a resolution approving the City of Carlsbad 2025 Legislative Platform
2. Direct staff to advocate for eight potential city-sponsored state legislative proposals and for federal, state and county funding for specified city projects
3. Receive reports on state and federal legislative and budget activity and recent and ongoing advocacy efforts and provide feedback to staff as desire

Executive Summary

This item proposes amendments to the city's legislative platform, as recommended by the City Council Legislative Subcommittee, for adoption by the City Council.

The subcommittee's recommendations – that the city pursue opportunities to sponsor eight proposed pieces of state legislation and pursue state, federal and county grants and budget appropriations for specified city projects – are presented for the City Council's consideration and direction to staff.

This report also presents an overview of state and federal legislative and budget activity and the city's recent and ongoing advocacy efforts.

Explanation & Analysis

City of Carlsbad 2025 Legislative Platform

City Council Policy No. 39 - Intergovernmental Affairs Program establishes the guidelines of the city's intergovernmental affairs program, which enables the city to efficiently and effectively address intergovernmental and legislative matters affecting the city. The policy calls for the city to adopt a legislative platform expressing the city's general legislative concerns.

The City Council Legislative Subcommittee was established by the City Council in 2019. Its duties include conducting an annual review of the city's legislative platform and recommending amendments to the City Council, as needed. As part of the annual review of the platform, the city's legislative consultant, California Public Policy Group, and staff met with city departments

to review the platform and brought changes to the subcommittee for consideration. The subcommittee then reviewed the staff-recommended changes and offered its own changes to the City of Carlsbad 2024 Legislative Platform. The changes have been incorporated into the proposed City of Carlsbad 2025 Legislative Platform (Exhibit 2), which the subcommittee recommends the City Council approve.

State, federal and county funding priorities

Based upon input provided by staff and the city's state and federal legislative consultants, and consistent with the priorities laid out in the city's Strategic Plan, the projects listed in Exhibit 3 have been identified as potentially competitive opportunities to receive state, federal and/or county funding in the coming year.

Project types that may be well-suited to receiving state and/or federal support in the coming year include those that address public safety, sustainability and climate adaptation, parks and trails, and transportation and mobility. Projects have been grouped into these categories and prioritized into Tier I and Tier II groupings within each category based upon staff's assessment of project readiness and anticipated degree of competitiveness.

For 2025, the Legislative Subcommittee recommends that the City Council direct staff to engage Carlsbad's state, federal and county representatives to determine which of these projects they most support and then tailor the city's budget requests and grant applications to pursue the necessary funding. Obtaining funding for these projects, which is expected to span several years, will depend on not only the city's priorities but also on state, federal and regional funding priorities and budget surpluses.

State legislative proposals

The Legislative Subcommittee also recommends that the City Council direct staff to pursue eight legislative proposals during the current legislative session. These laws would:

1. Authorize electronic filing and virtual appearance for workplace violence restraining orders and workplace harassment restraining orders
2. Expand the peace officer exception in California Vehicle Code Section 38025 to allow public safety officials to drive off-highway utility-terrain vehicles on city streets
3. Disallow short-term vacation rental use of affordable and market-rate accessory dwelling units (ADUs) and units in projects receiving development standard waivers, concessions or density bonuses¹
4. Amend the California Government Code to clarify density bonus law regarding the replacement of existing affordable housing and the application of local inclusionary (affordable) housing requirements
5. Reform tort law to limit damages to be paid by cities except in cases of gross negligence

¹ A density bonus allows a developer to increase the number of residential units on a property above the maximum limit set by a city's general plan in exchange for reserving a certain number of the new units as affordable for at least 55 years.

6. Clarify and streamline the process for obtaining a long-term lease/operating agreement to allow a city to assume the cost and responsibility for maintenance and operation of State Parks lands within its jurisdiction.
7. Enable a change in state funding sources from the Joe Serna, Jr. Farmworker Housing Grant Program to a source that would allow the beds at Carlsbad's La Posada Homeless Shelter to be used by homeless individuals, rather than being limited to only farmworkers
8. Require occupants of permanent supportive housing units funded by Behavioral Health Services Act or Mental Health Services Act programs to agree to receive case management services

Upon receiving City Council direction, staff will engage the city's state representatives and stakeholder groups to further develop and determine the viability of advancing these proposals.

California Public Policy Group - State lobbyist and government relations services

The California Public Policy Group, or CPPG, has provided state lobbyist and government relations services to the city since 2021. In May 2024, the City Manager executed a two-year contract in the amount of \$89,000 per agreement year for CPPG to provide these services through May 2026. CPPG has worked closely with city staff and the Legislative Subcommittee, providing detailed information, analysis and advocacy on state legislative and budget proposals of interest to the city. CPPG's 2024 End of Year Report (Exhibit 4) provides an overview of the services provided to the City of Carlsbad during the 2024 legislative year and insights into the 2025 legislative session.

Carpi & Clay - Federal lobbyist and government relations services

The city's federal lobbyist, Carpi & Clay, tracks federal activity on issues such as health and human services, land use, energy, water and natural resources, infrastructure, transportation, economic development, environment, criminal justice, climate change and equity. It operates under a \$60,000 contract executed by the City Manager in January 2024, to provide federal lobbyist and government relations services during 2024. Carpi & Clay has kept the city informed and advocated on the city's behalf, as directed, on legislation and federal budget appropriations that affect city operations. Carpi & Clay's 2024 End of Year Report (Exhibit 4) provides an overview of the services provided to the city during 2024, along with an update on current federal monitoring and advocacy efforts (Exhibit 5).

The city is in the process of extending Carpi & Clay's contract to continue providing services to the city in 2025.

Fiscal Analysis

This item has no fiscal impact.

Options

Staff and the City Council Legislative Subcommittee recommend that the City Council approve the proposed legislative platform, funding priorities and legislative proposals. The City Council could also choose to offer amendments to the proposal, provide additional input to direct staff

to pursue other legislative priorities and initiatives or refer the matter back to the subcommittee.

Next Steps

The adopted City of Carlsbad 2025 Legislative Platform will guide staff, the Legislative Subcommittee and the city's state and federal legislative consultants in their efforts to address various intergovernmental and legislative matters that may impact the city. Acting upon City Council direction, staff, members of the subcommittee and the city's legislative consultants will pursue the city's priority state legislative proposals and budget priorities.

Environmental Evaluation

This action does not require environmental review because it does not constitute a project within the meaning of the California Environmental Quality Act under California Public Resources Code Section 21065 in that it has no potential to cause either a direct physical change or a reasonably foreseeable indirect physical change in the environment.

Exhibits

1. City Council resolution
2. Proposed amendments to City of Carlsbad 2024 Legislative Platform, with revisions highlighted
3. 2025 budget priorities
4. California Public Policy Group - 2024 End of Year Report
5. Carpi & Clay - 2024 Year in Review and December 2024 Monthly Federal Update

RESOLUTION NO.**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARLSBAD,
CALIFORNIA, APPROVING THE CITY OF CARLSBAD 2025 LEGISLATIVE
PLATFORM**

WHEREAS, on April 19, 1994, the City Council issued City Council Policy No. 39 to establish the guidelines of the City's legislative program; and

WHEREAS, the City Council amended City Council Policy No. 39 on March 16, 2021, establishing the guidelines of the city's intergovernmental affairs program; and

WHEREAS, City Council Policy No. 39 calls for the City Council to adopt a Legislative Platform that clearly expresses the city's position on, and provides a basis for prioritizing and acting upon, a broad range of intergovernmental and legislative matters; and

WHEREAS, on July 23, 2019, the City Council adopted Resolution No. 2019-137, authorizing the formation of a standing City Council Legislative Subcommittee; and

WHEREAS, Resolution No. 2019-137 established the duties of the City Council Legislative Subcommittee to include conducting an annual review of the City of Carlsbad Legislative Platform and recommending amendments to the City Council; and

WHEREAS, the City Council Legislative Subcommittee has reviewed the City of Carlsbad Legislative Platform and recommends adoption of the amended City of Carlsbad 2025 Legislative Platform presented in Attachment A.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Carlsbad, California, as follows:

1. That the above recitations are true and correct.
2. That the City Council approves the City of Carlsbad 2025 Legislative Platform as shown in Attachment A.

PASSED, APPROVED AND ADOPTED at a Regular Meeting of the City Council of the City of Carlsbad on the ___ day of _____, 2025, by the following vote, to wit:

AYES:

NAYS:

ABSTAIN:

ABSENT:

KEITH BLACKBURN, Mayor

SHERRY FREISINGER, City Clerk
(SEAL)

CITY OF CARLSBAD

2025 LEGISLATIVE PLATFORM

The Legislative Platform provides a foundation for the City of Carlsbad's Intergovernmental Affairs Program and enables the city to efficiently and effectively address intergovernmental and legislative matters affecting the city and its communities. The purpose of this Legislative Platform is to clearly express the city's position on, and provide a basis for prioritizing and acting upon, a broad range of intergovernmental and legislative matters that may impact the city's ability to operate effectively.

The City Council has identified the Guiding Principles, Legislative Priorities and Position Statements comprising this Legislative Platform to guide the city's advocacy efforts. The city's legislative positions are organized under a framework modeled after the League of California Cities' Summary of Existing Policy and Guiding Principles. The Legislative Platform will be reviewed annually by the City Council Legislative Subcommittee and amended as needed by the City Council.

Contents

- Guiding Principles
- 2025 Legislative Priorities
- 2025 Legislative Platform: Position Statements

1. Community Services

Arts, Cultural Resources, Historic Preservation
and Education
Child Care
Park Bond Funds
Public Parks/Recreational Facilities
Public Libraries
Seniors
Healthy Cities

2. Environmental Quality

Climate Change
California Environmental Quality Act (CEQA)
Hazardous Materials
Solid Waste, Recycling and Diversion
Utilities
Coastal Issues

3. Water

General Principles
Water Conservation
Water Recycling
Water Quality
Water Storage & Conveyance Systems
New Technology
Financial Considerations

4. Governance, Transparency and Labor Relations

Labor Relations
Workers' Compensation
Governance and Ethics
Elected Officials

5. Housing, Community and Economic Development

Planning and Zoning
Housing
Subdivision Map Act
Economic Development

6. Public Safety

Fire Services
Emergency Services and Preparedness
Law Enforcement
Drugs and Alcohol
Homelessness
Miscellaneous

7. Revenue and Taxation

State Mandates

8. Transportation, Communication and Public Works

Transportation
Public Works
Contracts
Telecommunications

Guiding Principles

I. Preserve Local Control - The city supports the broadest authority for our citizens and the City Council to make decisions and provide public services locally. As cities are voluntarily created by the residents of a community to provide local self-government and to make decisions at the local level to best meet the diverse needs of the community, the city opposes preemption of local control.

II. Maintain Fiscal Responsibility — The city supports legislative and budget measures that protect and enhance its existing funding sources, revenue base and control over local government budgeting. The city opposes efforts to shift local funds to the county, state or federal governments, diminish its revenue base or impose new mandates that are unfunded or inadequately funded.

III. Protect Quality of Life — The city supports state legislation and funding that preserve the safety, security, cultural resources and well-being of our residents, workers, businesses and visitors. The city opposes efforts that would negatively impact the infrastructure, public health and safety, community development, equitable community services, cultural integrity and environmental programs and other city efforts to maintain and enhance the quality of life in Carlsbad.

2025 Legislative Priorities

The city's advocacy efforts will focus primarily on advancing the strategic goals adopted by the City Council, including:

1. Community Character
2. Quality of Life & Safety
3. Sustainability & the Natural Environment
4. Economic Vitality
5. Organizational Excellence & Fiscal Health

2025 Legislative Platform: Position Statements

1. Community Services

Arts, Cultural Resources, Historic Preservation and Education

- (a) Support funding and legislation that support local arts and culture, acknowledges the community's history and current conditions and recognizes the need for preservation and education.

Child Care

- (a) Support measures that reduce regulatory complexities and the burden of insurance costs for child care providers.

- (b) Support funding for the construction, renovation and maintenance of child care facilities.
- (c) Support the provision of reasonable tax incentives for employers who offer child care services.
- (d) Support legislation that restores local control over child care services in areas such as licensure, staffing, education and training.

Park Bond Funds

- (a) Support statewide park bond measures that include a component that provides per capita grants to cities and counties.
- (b) Oppose statewide park bond measures that tie local eligibility for grant funds to non-park related issues, such as rent control or housing element status.

Public Parks/Recreational Facilities

- (a) Support increased and sustainable funding for community park facilities, open space, and recreation programs.
- (b) Support legislation that preserves the ability to implement integrated pest management practices, a science-based, decision-making process that combines biological, physical and chemical tools in a way that achieves pest control objectives while minimizing economic, health, and environmental risk.
- (c) Support measures that clarify and streamline the process for obtaining a long-term lease/operating agreement to allow a city to assume the cost and responsibility for maintenance and operation of State Parks lands within its jurisdiction.

Public Libraries

- (a) Support increased and sustainable funding for local public libraries and the State Library.
- (b) Oppose Internet filtering laws that apply to publicly funded libraries.
- (c) Support legislation that preserves library patron privacy.
- (d) Support legislation that preserves net neutrality.

Seniors

- (a) Support legislation that fosters independence of older Californians.

- (b) Support legislation that advances the objectives of the Age Friendly Carlsbad Action Plan, including increased and sustainable funding for senior transportation services, social and civic engagement programs and senior housing.
- (c) Support legislation that empowers cities to protect access to essential services (i.e., grocery, pharmacy, housing) for senior residents.

Healthy Cities

- (a) Support legislation that recognizes and prevents adverse impacts affecting public health and the welfare of all residents, visitors and workers, and especially the young.
- (b) Support initiatives that encourage cities to help parents make healthy family choices; create healthy schools; provide access to healthy and affordable foods; and adopt city design and planning principles that promote physical activity.
- (c) Support initiatives that encourage cities to involve youth, especially middle and high school students, with city health-related programs, including those promoting mental and psychological well-being.
- (d) Support initiatives that encourage cities to address the needs of an aging population through local and statewide planning, education and programming.
- (e) Support legislation that preserves the authority of local agencies to establish their own rules and regulations pertaining to community recreational activities.
- (f) Support funding for local communities attempting to address the needs of migrant workers.

2. Environmental Quality

- (a) Support legislation that complements the city's Environmental and Sustainability Guiding Principles.
- (b) Support funding and legislation to improve and protect recreational water quality from contamination, support effective habitat management practices, and create and maintain public open space.
- (c) Support funding and legislation that facilitates and protects local control of habitat management planning, maintenance and administration.

- (d) Support legislation that identifies the use of restrictive covenants as an acceptable instrument for documenting open space dedications, including for mitigation purposes.
- (e) Support funding and legislation that supports climate change adaptation and resilience efforts.

Climate Change

- (a) Support funding and legislation that promotes market penetration and infrastructure expansion for zero emission vehicles and small off-road engines, such as those found in landscaping equipment and generators.
- (b) Support measures that promote clean fleet transitions while providing flexible compliance timelines for vehicles and equipment based on documented limitations in product availability, and cost-prohibitive market conditions.
- (c) Support measures that credit Metropolitan Planning Organizations for emissions reductions associated with regional electric vehicle adoption.
- (d) Support funding and legislation that facilitates energy efficiency and decarbonization practices and actions to mitigate the sources of greenhouse gas emissions in buildings.
- (e) Support funding and legislation that promotes greenhouse gas emissions reductions and/or the capture, removal, sequestration and secure storage of carbon dioxide from the atmosphere.
- (f) Support legislation that reduces the amount of ozone depleting compounds discharged into the atmosphere.
- (g) Support funding and legislation that promotes the use and purchase of clean alternative energy through the development of renewable energy resources and waste-to-energy technologies.

California Environmental Quality Act (CEQA)

- (a) Support legislation that either requires citizen initiatives to comply with CEQA before being placed on the ballot or exempting from this requirement a City Council initiated ballot measure dealing with the same subject matter on the same ballot.
- (b) Support legislation that streamlines federal and state environmental review, eliminates procedural redundancies, and limits court reviews of environmental documentation.

Hazardous Materials

- (a) Support efforts for the proper and cost-effective disposal of solid, hazardous and medical waste.
- (b) Oppose legislation that makes local municipalities financially responsible for the removal, abatement or mitigation of hazardous materials.
- (c) Support funding and legislation that addresses concerns regarding the safe handling and storage of nuclear waste generated at the decommissioned San Onofre Nuclear Generating Station, particularly as it relates to the vulnerability to damage from seismic activity, landslides, tsunamis and sea level rise.

Solid Waste, Recycling and Diversion

- (a) Support legislation that preserves the ability of local governments to regulate solid waste and recyclable materials.
- (b) Support measures that promote procurement and market development of recyclable and recycled materials.
- (c) Support legislation that promotes source reduction, sustainability and re-use measures.
- (d) Oppose legislation regulating "flow control" of solid waste materials.
- (e) Support measures that promote the recycling and reclaiming of natural resources, including water, timber, oil, gas minerals and earth metals.
- (f) Support measures that would make low-interest loans and grants available to local agencies for programs that encourage the recycling and reclaiming of resources.
- (g) Support measures that would reduce the use of single-use plastics and Styrofoam packaging and prevent these materials from entering the waste stream, including public education and community partnership initiatives.
- (h) Support legislation that facilitates development of local and regional recycling and composting facilities.
- (i) Support funding to help cities and small businesses comply with state-mandated extended producer responsibility regulations that require manufacturers of single-use packaging and plastic food service ware to address the environmental impacts of plastic pollution.

Utilities

- (a) Support legislation that establishes regulatory and market mechanisms to maximize the state's energy self-sufficiency and security.
- (b) Support legislation that establishes regulatory and market mechanisms that promote competition and reasonable, justifiable energy prices with programs to support low-income groups.
- (c) Support legislation that aggressively pursues refunds to consumers for rates that have been determined to be unjust or unreasonable.
- (d) Support legislation that expedites the development of needed infrastructure (e.g., generation, transmission, and distribution) to create robust and functional markets.
- (e) Support legislation that increases the diversity of the state's and region's energy resources, particularly increasing the use of higher-efficiency, clean distributed generation (e.g., combined heat and power) and renewable resources.
- (f) Support legislation that encourages and incentivizes the adoption of new and emerging technologies that provide real-time pricing to promote better price response by consumers.
- (g) Support legislation that promotes municipal renewable energy development.
- (h) Support legislation that preserves and protects net energy metering to continue incentivizing investments in rooftop solar energy systems.
- (i) Support legislation that provides funding to increase energy efficiency, improve reliability and reduce peak demand, including for demand-side management programs.
- (j) Support legislation that provides funding for renewable energy generation and energy storage projects.
- (k) Support legislation that minimizes adverse environmental impacts of the state's and the region's energy use.
- (l) Support funding and legislation that promotes the development of alternative energy sources.
- (m) Support legislation that prohibits the California Energy Commission from issuing any license to operate a power plant unless and until it has

received the report required by the California Coastal Commission under the Warren-Alquist Act.

- (n) Support legislation that protects competitive neutrality, procurement autonomy, ratepayer affordability, reliability, decarbonization and social equity initiatives of community choice aggregation.
- (o) Support legislation that establishes rules under which Public Safety Power Shutoff events can be undertaken.

Coastal Issues

- (a) Support measures that provide funding for urban waterfront restoration and enhancement.
- (b) Support legislation that would promote and provide funding for the restoration, preservation and enhancement of beaches, beachfront property and bluffs, including climate change adaptation efforts, local and regional sand replenishment efforts, as well as coastal access, public infrastructure and parking.
- (c) Support measures that allow Coastal Zone wetland mitigation to occur outside of the impacted jurisdiction.
- (d) Support measures that would preserve and extend the authority of cities over land use regulations concerning the placement of onshore facilities which service offshore oil drilling.
- (e) Support legislation that requires the double hulling of oil tankers.
- (f) Support legislation that promotes aquatic research, education and aquaculture.
- (g) Oppose any new offshore oil and gas leasing, drilling and exploration in all State of California and U.S. waters in the Pacific Ocean.
- (h) Support decommissioning of existing offshore oil drilling and pipeline infrastructure in all State of California and U.S. waters off the California coast.
- (i) Support legislation providing that if Coastal Commission staff has an opportunity to participate in local and or regional habitat management plans, there is a presumption of consistency with the Federal Coastal Management Act.

- (j) Support legislation to allow cities to issue all coastal development permits within their jurisdiction consistent with a previously certified coastal plan.
- (k) Support legislation that allocates state and federal funds for the construction of facilities to capture and treat the flow of raw sewage entering San Diego from Tijuana.
- (l) Support legislation that provides direction to the California Coastal Commission through changes to the Coastal Act that would allow for construction of seawalls or other shoreline protection devices for existing structures, as defined by a local jurisdiction's Local Coastal Program and up to the date of adoption of amendments to the Local Coastal Program.
- (m) Oppose legislation that would backdate the consideration date of existing structures to only those that existed prior to establishment of the Coastal Act (January 1, 1977).

3. Water

General Principles

- (a) Support measures that provide for the equitable allotment and distribution of preferential water rights.
- (b) Support legislation that protects and improves the reliability, affordability, self-sufficiency, quality and security of local and imported water supplies.
- (c) Support legislation that ensures the San Diego County Water Authority and its member agencies receive the water supply benefits of their investment in local water supply sources.
- (d) Support legislation that provides for the development of a comprehensive state water plan that balances California's water needs and results in a reliable and affordable supply of high-quality water for the San Diego Region.
- (e) Support legislation that supports regional projects through Integrated Regional Water Management Planning.
- (f) Support legislation that streamlines environmental review processes for water and wastewater infrastructure projects and provides exemptions for emergency activities when the continued delivery of safe and clean water is threatened.

- (g) Support legislation that establishes a more equitable voting structure at the San Diego County Water Authority, such as by providing that Board decisions be approved by both a tally vote majority and a weighted vote majority of the member agencies.

Water Conservation

- (a) Support measures that will encourage water conservation practices by all water consumers.
- (b) Support measures that ensure conservation credit for municipal investments in water recycling systems and development of alternative sources.
- (c) Support legislation that promotes water conservation and water use efficiency while preserving district and public water rights and the authority of local agencies.
- (d) Support legislation that provides incentives, funding and other assistance to water agencies so that they can meet state water demand requirements.
- (e) Oppose legislation that imposes water use efficiency criteria for conservation-based water rates, standards, budget allocations, and programs that do not recognize local differences, quality impacts, and existing programs, or that override the authority of local agencies to adopt management practices that are appropriate for the needs of their agency.
- (f) Support legislation that provides flexibility in complying with drought regulations and recognizes variations among communities with respect to their ability to withstand the impacts of drought.

Water Recycling

- (a) Support measures that promote the production and distribution of reclaimed water.

Water Quality

- (a) Support legislation that protects the quality of drinking water and supports local agency efforts to meet state and federal water quality standards based upon sound scientific principles.
- (b) Support legislation that incorporates sound scientific based water quality requirements for all discharges to surface water or that could percolate to groundwater to safeguard public health and protect beneficial uses.

- (c) Support legislation that implements source control and protects reservoirs, lakes, and coastal waters.
- (d) Support legislation that enables local agencies to regulate the discharge of contaminants into the sewer collection system based on discharge permit requirements, detrimental effects on infrastructure, and adverse effects on recycling and reuse.
- (e) Support legislation that provides state and federal funds for monitoring, research, treatment, and infrastructure investments needed to address new and emerging and other regulated contaminants.

Water Storage and Conveyance Systems

- (a) Support a balanced water transportation and regional storage system that provides for the needs of San Diego County, while protecting the Delta and Central Valley regions with minimal impact on agriculture and the environment.
- (b) Support measures that increase water supply and storage facilities within the region and allow for economically feasible water transfers within the system.

New Technology

- (a) Support legislation and regulations that encourage the use and development of alternative water sources.
- (b) Support funding and legislation that promotes the development of engineering solutions and alternative uses to eliminate wastewater treatment ocean discharges.
- (c) Support legislation that encourages and provides state and federal funding for the development of new technology in water use, reuse, quality monitoring, and treatment.

Financial Considerations

- (a) Support legislation to develop an ongoing funding source to implement the federally mandated Clean Water Act of 1987 and to ensure protection of local resources.
- (b) Support legislation that would exempt stormwater and urban runoff management programs from Proposition 218 requirements.
- (c) Support legislation that allows Water Districts to award contracts in conformity with the provisions of the local City Charter.

- (d) Support legislation that provides state and federal funds to local agencies for programs and projects that provide for the supply, storage, recycling, reclaiming, reuse and quality improvement of water resources.
- (e) Oppose any new tax or fee on water that does not benefit ratepayers.

4. Governance, Transparency, and Labor Relations

Labor Relations

- (a) Support legislation that allows cities with civil service/personnel systems to contract out services to the private sector to save taxpayer dollars.
- (b) Support legislation that limits the ability of employees to receive workers' compensation benefits for occupational injuries/illnesses that result from stress, disciplinary action, or performance evaluations or consultations.
- (c) Support any measure that would reverse the imposition of compulsory and binding arbitration with respect to public employees.
- (d) Oppose any measure that would grant employee benefits that should be decided at the local bargaining table.
- (e) Oppose any legislation that would reduce local authority to resolve public employee disputes, and support legislation that would preserve court jurisdiction, and/or impose regulations of an outside agency (such as PERB).
- (f) Support measures that increase local authority to take adverse employment actions while an active complaint or grievance is being investigated.
- (g) Oppose measures that propose a standard higher than the normal civil standards in disciplinary proceedings for peace officers.
- (h) Support legislation that clarifies existing labor laws concerning whether an individual is considered an employee rather than an independent contractor.
- (i) Support measures that promote recruitment efforts and educational practices to advance and retain workplace diversity, equity and inclusion.
- (j) Oppose measures that would expand release time for union business.

- (k) Oppose measures that would establish confidentiality privileges for union representatives.
- (l) Oppose measures that would require municipalities to pay erroneous retirement benefits.
- (m) Support funding and legislation that helps cities provide employee support programs, increased personal protective equipment (PPE) and other programs that promote employee overall wellness—particularly for underrepresented and frontline essential workers.
- (n) Support measures that protect employee choice in obtaining state-mandated insurance policies either through employer- or state-sponsored programs and insurance products (such as for long-term care insurance).
- (o) Support funding and legislation that would enhance efforts to prevent third-party harassment and workplace violence.
- (p) Support legislation authorizing electronic filings and virtual appearances for workplace violence restraining orders and workplace harassment restraining orders.
- (q) Support measures that clarify public meeting requirements related to employee recruiting and retention efforts.

Workers' Compensation

- (a) Oppose legislation that expands or extends any presumptions of occupational injury or illness and support legislation that repeals the presumption that the findings of a treating physician are correct.
- (b) Oppose legislation that increases workers' compensation benefits without providing for concurrent cost controls.

Governance and Ethics

- (a) Oppose legislation or constitutional amendments that weaken or interfere with the powers of charter cities and diminish local autonomy or home rule authority.
- (b) Support legislation that reduces and provides for recovery of costs, maintains privacy and eliminates attorney's fees for administering public records laws.

- (c) Oppose legislation that broadens the scope of the Public Records Act without providing adequate funding for compliance.
- (d) Support measures that clarify standards to allow records management systems to qualify as a “trusted system.”
- (e) Support measures that clarify that the records and identities of juvenile crime victims are not subject to release once those individuals reach adulthood, pursuant to the Public Records Act.
- (f) Support measures that prohibit abuse of the Public Records Act as a means to obtain periodic market data.
- (g) Support measures that prohibit abuse of the Public Records Act as a means to advance serial lawsuits.
- (h) Support legislation that improves access to, and reduces the cost of, healthcare for public employees, including part-time and seasonal workers.
- (i) Support measures that reform California's tort system to reduce and limit liability exposure for public agencies and restore the ability of public agencies to obtain affordable insurance.
- (j) Support legislation that recognizes or broadens immunities for public agencies and oppose legislation that attempts to limit or restrict existing immunities.
- (k) Support legislation that requires plaintiffs to make a good faith showing of liability prior to filing a lawsuit against a public entity.
- (l) Support legislation that would increase civic participation and engagement, including the continued allowance of subcommittees, advisory committees, and boards and commissions, local and regional, to participate virtually, without physical location posting requirements under the Ralph M. Brown Act.
- (m) Support amendments to the Ralph M. Brown Act that allow for the use of alternative and cost-effective methods of meeting public noticing requirements, including the use of electronic and digital media.
- (n) Support legislation to limit advertising costs charged for public noticing.
- (o) Support legislation that would permit a minority number of council members to virtually participate in meetings without having physical

location posting requirements, so long as a physical in-person meeting quorum is present.

- (p) Support state funding efforts to assist with enhanced public access for members of the community.
- (q) Oppose legislation that increases the cost of municipal meetings and hearings through unnecessary new requirements.
- (r) Support legislation that would allow cities to conduct closed sessions on matters posing a threat to cybersecurity.
- (s) Support funding and legislation to assist local agency cybersecurity enhancement efforts.
- (t) Support legislation that strengthens cities' ability to foster civil and respectful participation in public meetings and provides tools to help legislative bodies address disruptive behavior, including hate speech, while ensuring the public's First Amendment rights are protected.

Elected Officials

- (a) Support legislation that prevents threats to the security of public officials in their homes by extending or providing protection to elected and appointed officials from the unauthorized publication of their home addresses or telephone numbers in newspapers or similar periodicals.
- (b) Support legislation requiring both elected local and state officials to maintain their place of residence in the jurisdiction they were elected to represent.

5. Housing, Community and Economic Development

Planning and Zoning

- (a) Support legislation to strengthen the legal and fiscal capability of local agencies to prepare, adopt and implement fiscal plans for orderly growth, development, beautification and conservation of local planning areas, including, but not limited to, regulatory authority over zoning, subdivisions, annexations, and tax increment financing areas.
- (b) Support measures in local land use that are consistent with the doctrine of "home rule" and the local exercise of police powers in planning and zoning processes.
- (c) Support measures that authorize local land use planning and zoning law to override conflicting state law.

- (d) Support measures that ensure local land use planning or zoning initiatives approved by voters shall not be nullified or superseded by the actions of any local or state legislative body.
- (e) Support legislation requiring environmental review of initiatives to amend a general plan or zoning ordinance before the initiative is placed on the ballot or enacted.
- (f) Oppose legislation or constitutional amendments that would restrict the power of California cities to use eminent domain for public purpose projects.
- (g) Support measures that allow local agencies to condition mobile home park conversions from rental to resident ownership pursuant to local land use regulations including a requirement to provide public improvements and infrastructure where necessary to promote the health, safety, and welfare of park residents.
- (h) Support legislation that preserves the authority of local agencies to regulate short-term vacation rentals.
- (i) Support legislation that enables local agencies to effectively address issues concerning public safety and proper management of group homes, including proposals to require the presence of on-site managers and/or security personnel at all times, while being mindful of group home residents' potential vulnerabilities.
- (j) Oppose legislation that would diminish local control to set and assess development review and building inspection fees.

Housing

- (a) Support efforts to develop federal and state participation, financial support and incentives (tax benefits, grants, loans) for programs which provide adequate, affordable housing (home ownership and/or rental opportunities) for all economic segments of the community including the elderly, persons with disabilities, and low-income persons.
- (b) Support expansion of tax credit and bond opportunities for affordable housing.
- (c) Support legislation that provides incentives (tax benefits, grants, loans, credits for affordable units) to local agencies, private developers and non-profit groups in order to rehabilitate residential units and commercial properties.

- (d) Support legislation that would provide additional funding for rental subsidy assistance programs (such as the Housing Choice Voucher Program, the federally funded rental subsidy program for low-income households) via more sustainable vouchers or certificates.
- (e) Support repeal of Article 34 (Public Housing Project Law) of the California Constitution, which requires local voter approval of housing projects that are intended for low-income people and that receive funding or assistance from the federal and/or state government.
- (f) Support legislation that allows entitlement cities to use Community Development Block Grant (CDBG) funds for new construction of housing units.
- (g) Support state legislation that strengthens local inclusionary housing programs for lower-income residents.
- (h) Support the repeal or modification of the Davis-Bacon Wage Act, as it relates to charter cities, that set a prevailing wage scale for public projects, substantially increasing the cost of publicly assisted housing developments.
- (i) Support legislation that will consolidate and streamline the administration and reporting requirements for the CDBG program.
- (j) Oppose legislation that would give the State financial administrative responsibilities for the CDBG program.
- (k) Support legislation that recognizes the impediments to infill housing development due to inadequate and/or deteriorated infrastructure, and provides funding and/or cost recovery mechanisms for local agencies to complete the necessary upgrades.
- (l) Support measures that would establish a formula-based Regional Housing Needs Assessment allocation methodology that reflects the unique needs and practical capacity of local communities.
- (m) Oppose measures that diminish local authority to implement growth management initiatives that ensure communities do not exceed carrying capacities and the provision of adequate public facilities.
- (n) Support measures that would exempt 100% affordable housing projects from complying with the California Environmental Quality Act while continuing to mitigate residents' potential exposure to health and safety hazards.

- (o) Oppose legislation that would expand the Coastal Commission's authority over state and local housing policy, which would result in administrative inefficiencies and policy conflicts.
- (p) Support legislation that modifies existing housing laws to remove inconsistencies, clarify the decision-making authorities granted to various state agencies (i.e., California Coastal Commission and California Department of Housing and Community Development), and improve clarity in application.
- (q) Support housing legislation that would allow density increases to satisfy the state's "no net loss" requirements, when the increases occur concurrent with or prior to a density reduction.
- (r) Support legislation that more equitably applies rent control laws to various types of rental housing, such as condominiums.
- (s) Support legislation that prohibits property owners who are awarded tax credit financed projects from charging Section 8 Housing Choice Voucher clients a higher rent than the rent charged to non-Section 8 Housing Choice Voucher clients.
- (t) Support legislation clarifying that replacement housing required of a density bonus project that demolishes existing low or moderate units on the parcel is in addition to the affordable units required under density bonus law.
- (u) Support legislation that ensures that affordable and market-rate accessory dwelling units and units in projects receiving development standard waivers, concessions or density bonus are not used for vacation rentals.
- (v) Support legislation clarifying a city's ability to enforce a local inclusionary ordinance on the total units, inclusive of units obtained through a density bonus.
- (w) Support legislation that maintains local decision-making regarding the development of Accessory Dwelling Units.
- (x) Support measures that allow cities to deny or condition housing development to reconcile documented deficiencies in water, wastewater, or transportation system service capacity.

- (y) Support legislation that allows for local decision-making regarding parking requirements.
- (z) Support legislation that revises the methodology for measuring the distance to a major transit stop, used to determine parking exemption eligibility, to reflect the actual walkable distance between the transit stop and the project entrance along established pedestrian routes.

Subdivision Map Act

- (a) Support legislation that would automatically extend approved or conditionally approved tentative, final and parcel maps under the Subdivision Map Act during and for a limited time period after a statewide financial or public health crisis, or other declared State of Emergency.

Economic Development

- (a) Support legislation that facilitates economic development efforts and encourages local business investments, job creation and retention.
- (b) Support legislation that would establish new tax increment financing tools.
- (c) Support legislation that helps businesses who have had business interruption insurance claims denied, or otherwise incur unrecoverable revenue losses resulting from a financial or public health crisis, or other declared State of Emergency.
- (d) Support legislation that protects small businesses from extraordinary health insurance premium increases being applied during and for a limited time period after a financial or public health crisis, or other declared State of Emergency.
- (e) Support legislation that would remove impediments to the automatic extension of local permits during and for a limited time period after a financial or public health crisis, or other declared State of Emergency.
- (f) Support legislation that provides eviction protections and funding for rental assistance programs for residential and commercial tenants and property owners impacted by a financial or public health crisis, or other declared State of Emergency.

6. **Public Safety**

Fire Services

- (a) Oppose legislation that would restrict or reduce the ability of local government to determine the extent or method of fire hazard mitigation necessary in or around wildland areas.
- (b) Oppose legislation that would diminish local control to set and assess fire inspection fees.
- (c) Oppose legislation that circumvents building or fire code requirements by statute, including through the provision of a “deemed complete” or “deemed approved” status when local agencies exceed maximum application review timelines.
- (d) Support legislation that would enhance statewide wildland fire safety infrastructure.
- (e) Support legislation and funding for firefighter wellness programs.

Emergency Services and Preparedness

- (a) Support legislation granting immunity to or limiting liability of governmental entities and their employees who provide emergency medical instructions and/or treatment as a part of their public safety dispatch system.
- (b) Oppose legislation that would restrict a local government from revising the delivery of emergency medical service to its citizens and support measures that broaden these powers.
- (c) Support legislation that would enhance cost recovery or provide funding for emergency medical services and pre-hospital care.
- (d) Support legislation that would strengthen awareness of and access to resources concerning community and disaster preparedness, public health, safety, and resiliency.
- (e) Support legislation that provides state and federal emergency funding and regulatory relief that allows cities to devote the necessary resources and meet the operational challenges of protecting the public health, safety and welfare in response to a declared State of Emergency.
- (f) Support legislation that clarifies the requirements for operating city-owned ocean rescue watercraft.

- (g) Support legislation allowing public safety officials to drive off-highway Utility-Terrain Vehicles (UTVs) on city streets.

Law Enforcement

- (a) Support legislation that strengthens a diverse local law enforcement.
- (b) Support measures that would provide a greater share of seized assets to localities and increased discretion for local spending.
- (c) Support legislation that would allow for the destruction, confiscation, or extended safekeeping of firearms or other deadly weapons involved in domestic violence incidents.
- (d) Support legislation that strengthens penalties for violent offenders, including sentencing enhancements for violently resisting or brandishing a weapon during the commission of a property-related crime.
- (e) Support legislation that strengthens penalties for violent crimes committed by juveniles.
- (f) Support legislation that would increase accountability and transparency among law enforcement agencies and personnel.
- (g) Support legislation that encourages or mandates police training to include mental health awareness, implicit and explicit bias and de-escalation techniques.
- (h) Support legislation and funding to continue the state Citizens' Option for Public Safety (COPS) Program and federal Community Oriented Police Services (COPS), and to provide funding for local agencies to recoup the costs of crime and increase community safety.
- (i) Support legislation that strengthens penalties for participating in any coordinated effort to disrupt the use of public roads and publicly accessible parking lots (e.g. as part of a street takeover, sideshow, or racing exhibition).
- (j) Support legislation and funding for police officer wellness programs.
- (k) Support legislation that provides for the proper and timely intake, without unnecessary delay, of arrestees.

Drugs and Alcohol

- (a) Support measures which strengthen present state or federal laws to increase penalties and give local governments the power to restrict or regulate the sale, manufacture, or use of dangerous drugs.
- (b) Support legislation that discourages, prevents, and penalizes driving under the influence of drugs or alcohol.
- (c) Support legislation that enhances local agencies' ability to recover costs from guilty parties for damage to public property and services in accidents involving driving under the influence of drugs and/or alcohol.
- (d) Support legislation that would provide funding for addiction rehabilitation treatment.
- (e) Support any measure that protects children and youth from exposure to tobacco, secondhand smoke and tobacco- and nicotine-related products.
- (f) Support legislation that preserves local control over medical and adult-use cannabis businesses, and enhances and protects maximum local regulatory, land use, and enforcement authority in relation to such businesses.
- (g) Support legislation that prevents or reduces the adverse effects of drug addiction.

Homelessness

- (a) Support funding and legislation that provides resources, including enriched referral services, and outreach and case managers to help ensure local governments have the capacity to address the needs of persons experiencing homelessness in their communities, including resources for regional collaborations.
- (b) Support measures that provide resources to address the mental health needs of persons experiencing homelessness.
- (c) Preserve local control by increasing funding opportunities for housing programs/projects that suggest, rather than require, compliance with the Housing First model.
- (d) Support measures that would revise the definition of "Housing First" to allow mandated case management as a condition of occupancy in publicly funded permanent supportive housing.

- (e) Support measures that require occupants of permanent supportive housing units funded by Behavioral Health Services Act or Mental Health Services Act programs to agree to receive case management services.
- (f) Support legislation that streamlines and clarifies the review process and criteria for determining that a subregional placement priority for placements into permanent supportive housing does not violate fair housing laws.
- (g) Support measures that allow H-2A Visa holders (seasonal workers) and individuals experiencing homelessness to occupy congregate shelter beds funded through the Joe Serna, Jr. Farmworker Housing Grant Program.
- (h) Support legislation that creates streamlined protocols and metrics to be used by homeless service providers and local agencies, providing more accurate statistics of individuals experiencing homelessness, including in-flow and out-flow information, cost-reporting of services rendered, and individuals successfully housed.
- (i) Support measures that facilitate regional and city-driven solutions to address homelessness through crisis response, mental evaluation, and homeless outreach teams.
- (j) Support the expansion of conservatorship laws allowing for increased guardianship control and health supervision of those suffering from mental illness and recognizing mental illness and addiction as contributors to chronic homelessness.
- (k) Support continued funding for housing, outpatient beds and treatment to further behavioral and mental health services programs, including Community Assistance, Recovery and Empowerment (CARE) Court.

Miscellaneous

- (a) Support legislation that would assist local safety agencies in regionalization of activities such as training, crime labs, specialty responses such as hazardous materials and technical rescue, and other appropriate functions.
- (b) Support legislation that provides financial assistance to local agencies for Homeland Security.
- (c) Support the enactment of legislation to prevent gun violence.

- (d) Support measures to expand and fund mental health and social-emotional health services, including the provision of such services and safety education in schools.
- (e) Support measures to provide resources to develop school safety guidelines, conduct comprehensive school safety audits and maintain continued vigilance and monitoring of safety matters in schools.
- (f) Support legislation to eliminate restrictions on the collection and compiling of data related to violence perpetrated with firearms, including research into the causes and consequences of gun violence.
- (g) Support measures to provide funding to support 911 communication centers.
- (h) Support measures to provide funding to support the San Diego Law Enforcement Coordination Center, a collaborative partnership among federal, state and local law enforcement/public safety agencies focused on enhancing coordination, information sharing, regional preparedness, training and investigative support/analysis for first responders and other public and private partners in the region.
- (i) Support legislation that provides financial assistance to local law enforcement agencies for staff assigned to a regional task force.

7. Revenue and Taxation

- (a) Support legislation that assists cities to enforce and collect local taxes.
- (b) Support measures that protect the fiscal independence of cities and safeguard existing revenue sources from preemption by any other public agency
- (c) Oppose any change in revenue allocations which would negatively (current or future) affect local government, including the redistribution of sales tax, property tax, transient occupancy tax and other taxes and fees.
- (d) Support legislation that makes funds to support public facilities (i.e., buildings, roads, utilities, open space) more available to local municipalities.
- (e) Oppose legislation that attempts to eliminate the “pay first and litigate later” provisions of law and oppose any bill that proposes to reduce or

eliminate the obligation of any online travel agency to pay transient occupancy taxes under state or local law.

- (f) Support measures which would strengthen cities' ability to reorganize and consolidate water districts, sewer districts, school districts, and other special districts that operate within or provide service to a city.
- (g) Oppose federal measures which remove the deduction of all state and local taxes for federal income tax purposes.
- (h) Support measures that implement basic structural changes in state government that result in state budget expenditures being brought into balance with state revenues.
- (i) Support measures which relieve taxpayers of the burden of paying for services which could be charged directly to the service user, and which simplify the process of establishing such fees.
- (j) Support legislation that would provide greater accountability on the part of counties for the distribution of funds back to municipalities, including, but not limited to, fines and forfeitures.
- (k) Support measures to reinstate flexibility in the administration of Article XIII-B (The Gann Initiative), which establishes an annual appropriations limit on the state and most local governments.
- (l) Oppose any measure that restricts or limits a public entity's ability to use tax exempt debt for the purchase or construction of public purpose improvements.
- (m) Oppose legislation that shifts state and county criminal justice costs to cities.
- (n) Oppose the use of the federal gas tax for federal debt reduction.
- (o) Support legislation that streamlines permitting processes without undermining the ability of local government to apply and be compensated for the enforcement of reasonable building, planning and fire protection standards.
- (p) Oppose measures that propose significant economic changes without the completion of a balanced, comprehensive economic analysis.

- (q) Support funding and legislation that provides direct financial support to cities to offset cost increases and lost revenues resulting from a financial or public health crisis, or other declared State of Emergency.
- (r) Support legislation that promotes regional collaboration on response efforts addressing the impacts of a financial or public health crisis, or other declared State of Emergency, including funding to support local businesses.
- (s) Support legislation that provides flexibility concerning the disposition of municipally owned real estate assets to promote economic development and other public purposes.

State Mandates

- (a) Support legislation that would eliminate unfunded state and federal mandates or would require timely reimbursement to cities.
- (b) Oppose measures that would impose mandates for which there is no guarantee of local reimbursement or offsetting benefits, or would shift the cost of government services to cities.
- (c) Oppose legislation that creates surcharges for state oversight of state mandated programs.

8. Transportation, Communication and Public Works

Transportation

- (a) Support measures that would increase the ability of local agencies to finance local and regional transportation facilities and improvements, including alternative modes of transportation and transportation demand management systems and transportation systems management initiatives.
- (b) Support legislation that provides for safe, effective and efficient transportation alternatives for all travel modes.
- (c) Support funding and legislation that provides direct support to cities to advance roadway safety through education, engineering and enforcement.
- (d) Support legislation that establishes requirements for E-bike rider safety training and licensing.

- (e) Oppose transportation proposals that would adversely affect the quality of life in North San Diego County by causing traffic congestion, air pollution or other problems.
- (f) Encourage and support double tracking of the rail corridor within the City limits in a manner that:
 - 1. Improves public safety access and response times.
 - 2. Eliminates or reduces existing at-grade rail crossings within the rail corridor.
 - 3. Improves local, regional, and coastal access for all travel modes (bicycle, pedestrian, vehicle, transit).
 - 4. Minimizes impacts to neighborhoods.
 - 5. Maximizes community and neighborhood connections.
 - 6. Protects and/or improves the economic vibrancy of surrounding neighborhoods and the city.
 - 7. Protects and/or enhances environmental resources.
- (g) Oppose legislation that diminishes local control over the regulation and deployment of micro-mobility solutions.
- (h) Oppose measures that would result in the consolidation of the North County Transit District and Metropolitan Transit System.
- (i) Support measures that protect residents, businesses and visitors from the adverse impacts of aircraft operating at McClellan-Palomar Airport.
- (j) Oppose changes in aviation policies that would allow McClellan-Palomar Airport to expand without authorization from the city.
- (k) Support legislative and regulatory initiatives to study and mitigate the noise and air quality impacts associated with air traffic overflights.
- (l) Support legislative and regulatory initiatives that promote market penetration and infrastructure expansion to expedite the transition to lead-free aviation fuels and eliminate the use of leaded aviation gasoline.
- (m) Support measures that would increase local control over airports located within municipal boundaries.

Public Works

- (a) Oppose legislation that would erode or purport to erode a charter city's ability to design, implement, determine wage rates or fund any and all public works projects within its jurisdiction.

- (b) Support funding and legislation that supports utilities undergrounding.

Contracts

- (a) Support legislation prohibiting firms from bidding on City projects if the firm is currently involved in legal proceedings against the City arising from prior projects.
- (b) Oppose measures that would eliminate state licensing requirements for professionals involved in designing public and private developments.
- (c) Support measures that would clarify the roles and responsibilities of public agency officers and employees as related to the prohibition on entering into or participating in making contracts in which they have a financial interest.
- (d) Support legislation that clarifies when the award of a contract would constitute a conflict of interest relative to Government Code Section 1090.
- (e) Support measures that increase flexibility in delivering grant-funded project completion due to conditions beyond the city's control (i.e., for partnering agency or market-driven delays).

Telecommunications

- (a) Support legislation and regulations of telecommunications facilities and services that:
 - 1. Maintain local control over the public right-of-way.
 - 2. Provide just compensation for the use of right-of-way and overseeing public service standards.
 - 3. Ensure public, education, and governmental access is available, equitable and affordable.
 - 4. Provide free access for public information services and announcements.
 - 5. Maintain local control, including but not limited to discretionary permits over wireless communications facilities.
 - 6. Reinstates competition in the telecommunications industry.
 - 7. Enhance access for all community members to fast, reliable, affordable and high-quality internet, which can spur innovation and help close the digital divide in California.
 - 8. Support net neutrality to prevent internet service providers from blocking, throttling, degrading, or providing for paid prioritization of lawful content, applications, or services.
 - 9. Clarify cities' ability to implement development standards for trench coverage depth.

- (b) Support legislation that requires cable television companies to assure that audio and video portions of adult entertainment channels are completely blocked 24 hours a day in the homes of non-subscribers.
- (c) Oppose any measure or legislation that prevents local franchising of cable television or video services, regardless of the technology used to deliver the cable television or video services to the subscriber.

CITY OF CARLSBAD

202⁵⁴ LEGISLATIVE PLATFORM

The Legislative Platform provides a foundation for the City of Carlsbad's Intergovernmental Affairs Program and enables the city to efficiently and effectively address intergovernmental and legislative matters affecting the city and its communities. The purpose of this Legislative Platform is to clearly express the city's position on, and provide a basis for prioritizing and acting upon, a broad range of intergovernmental and legislative matters that may impact the city's ability to operate effectively.

The City Council has identified the Guiding Principles, Legislative Priorities and Position Statements comprising this Legislative Platform to guide the city's advocacy efforts. The city's legislative positions are organized under a framework modeled after the League of California Cities' Summary of Existing Policy and Guiding Principles. The Legislative Platform will be reviewed annually by the City Council Legislative Subcommittee and amended as needed by the City Council.

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Guiding Principles

I. Preserve Local Control - The city supports the broadest authority for our citizens and the City Council to make decisions and provide public services locally. As cities are voluntarily created by the residents of a community to provide local self-government and to make decisions at the local level to best meet the diverse needs of the community, the city opposes preemption of local control.

II. Maintain Fiscal Responsibility — The city supports legislative and budget measures that protect and enhance its existing funding sources, revenue base and control over local government budgeting. The city opposes efforts to shift local funds to the county, state or federal governments, diminish its revenue base or impose new mandates that are unfunded or inadequately funded.

III. Protect Quality of Life — The city supports state legislation and funding that preserve the safety, security, cultural resources and well-being of our residents, workers, businesses and visitors. The city opposes efforts that would negatively impact the infrastructure, public health and safety, community development, equitable community services, cultural integrity and environmental programs and other city efforts to maintain and enhance the quality of life in Carlsbad.

20254 Legislative Priorities

The city's advocacy efforts will focus primarily on advancing the strategic goals adopted by the City Council, including:

1. Community Character
2. Quality of Life & Safety
3. Sustainability & the Natural Environment
4. Economic Vitality
5. Organizational Excellence & Fiscal Health

20254 Legislative Platform: Position Statements

1. Community Services

Arts, Cultural Resources, Historic Preservation and Education

- (a) Support funding and legislation that support local arts and culture, acknowledges the community's history and current conditions and recognizes the need for preservation and education.

Child Care

- (a) Support measures that reduce regulatory complexities and the burden of insurance costs for child care providers.

- (b) Support funding for the construction, renovation and maintenance of child care facilities.
- (c) Support the provision of reasonable tax incentives for employers who offer child care services.
- (d) Support legislation that restores local control over child care services in areas such as licensure, staffing, education and training.

Park Bond Funds

- (a) Support statewide park bond measures that include a component that provides per capita grants to cities and counties.
- (b) Oppose statewide park bond measures that tie local eligibility for grant funds to non-park related issues, such as rent control or housing element status.

Public Parks/Recreational Facilities

- (a) Support increased and sustainable funding for community park facilities, open space, and recreation programs.
- (b) Support legislation that preserves the ability to implement integrated pest management practices, a science-based, decision-making process that combines biological, physical and chemical tools in a way that achieves pest control objectives while minimizing economic, health, and environmental risk.
- (c) Support measures that clarify and streamline the process for obtaining a long-term lease/operating agreement to allow a city to assume the cost and responsibility for maintenance and operation of State Parks lands within its jurisdiction.

Public Libraries

- (a) Support increased and sustainable funding for local public libraries and the State Library.
- (b) Oppose Internet filtering laws that apply to publicly funded libraries.
- (c) Support legislation that preserves library patron privacy.
- (d) Support legislation that preserves net neutrality.

Seniors

- (a) Support legislation that fosters independence of older Californians.

(b) Support legislation that advances the objectives of the Age Friendly Carlsbad Action Plan, including increased and sustainable funding for senior transportation services, social and civic engagement programs and senior housing.

~~(b)~~(c) Support legislation that empowers cities to protect access to essential services (i.e., grocery, pharmacy, housing) for senior residents.

Healthy Cities

- (a) Support legislation that recognizes and prevents adverse impacts affecting public health and the welfare of all residents, visitors and workers, and especially the young.
- (b) Support initiatives that encourage cities to help parents make healthy family choices; create healthy schools; provide access to healthy and affordable foods; and adopt city design and planning principles that promote physical activity.
- (c) Support initiatives that encourage cities to involve youth, especially middle and high school students, with city health-related programs, including those promoting mental and psychological well-being.
- (d) Support initiatives that encourage cities to address the needs of an aging population through local and statewide planning, education and programming.
- (e) Support legislation that preserves the authority of local agencies to establish their own rules and regulations pertaining to community recreational activities.
- (f) Support funding for local communities attempting to address the needs of migrant workers.

2. Environmental Quality

- (a) Support legislation that complements the city's Environmental and Sustainability Guiding Principles.
- (b) Support funding and legislation to improve and protect recreational water quality from contamination, support effective habitat management practices, and create and maintain public open space.

- (c) Support funding and legislation that facilitates and protects local control of habitat management planning, maintenance and administration.
- (d) Support legislation that identifies the use of restrictive covenants as an acceptable instrument for documenting open space dedications, including for mitigation purposes.
- (e) Support funding and legislation that supports climate change adaptation and resilience efforts.

Climate Change

(a) ~~(a)~~ Support funding and legislation that promotes market penetration and infrastructure expansion for zero emission ~~electric and alternative fuel~~ vehicles and small off-road engines, such as those found in landscaping equipment and generators.

(b) ~~(b)~~ Support measures that promote clean fleet transitions while providing flexible compliance timelines for vehicles and equipment based on documented limitations in product availability, and cost-prohibitive market conditions.

(c) ~~(c)~~ Support measures that credit Metropolitan Planning Organizations for emissions reductions associated with regional electric vehicle adoption.

~~(a)~~(d) Support funding and legislation that facilitates energy efficiency and decarbonization practices and actions to mitigate the sources of greenhouse gas emissions in buildings.

~~(b)~~(e) Support funding and legislation that promotes greenhouse gas emissions reductions and/or the capture, removal, sequestration and secure storage of carbon dioxide from the atmosphere.

~~(c)~~(f) Support legislation that reduces the amount of ozone depleting compounds discharged into the atmosphere.

~~(d)~~(g) Support funding and legislation that promotes the use and purchase of clean alternative energy through the development of renewable energy resources and waste-to-energy technologies.

California Environmental Quality Act (CEQA)

(a) Support legislation that either requires citizen initiatives to comply with CEQA before being placed on the ballot or exempting from this requirement a City Council initiated ballot measure dealing with the same subject matter on the same ballot.

- (b) Support legislation that streamlines federal and state environmental review, eliminates procedural redundancies, and limits court reviews of environmental documentation.

Hazardous Materials

- (a) Support efforts for the proper and cost-effective disposal of solid, hazardous and medical waste.
- (b) Oppose legislation that makes local municipalities financially responsible for the removal, abatement or mitigation of hazardous materials.
- (c) Support funding and legislation that addresses concerns regarding the safe handling and storage of nuclear waste generated at the decommissioned San Onofre Nuclear Generating Station, particularly as it relates to the vulnerability to damage from seismic activity, landslides, tsunamis and sea level rise.

Solid Waste, Recycling and Diversion

- (a) Support legislation that preserves the ability of local governments to regulate solid waste and recyclable materials.
- (b) Support measures that promote procurement and market development of recyclable and recycled materials.
- (c) Support legislation that promotes source reduction, sustainability and re-use measures.
- (d) Oppose legislation regulating "flow control" of solid waste materials.
- (e) Support measures that promote the recycling and reclaiming of natural resources, including water, timber, oil, gas minerals and earth metals.
- (f) Support measures that would make low-interest loans and grants available to local agencies for programs that encourage the recycling and reclaiming of resources.
- (g) Support measures that would reduce the use of single-use plastics and Styrofoam packaging and prevent these materials from entering the waste stream, including public education and community partnership initiatives.

- (h) Support legislation that facilitates development of local and regional recycling and composting facilities.

- ~~(e)~~(i) Support funding to help cities and small businesses comply with state-mandated extended producer responsibility regulations that require manufacturers of single-use packaging and plastic food service ware to address the environmental impacts of plastic pollution.

Utilities

- (a) Support legislation that establishes regulatory and market mechanisms to maximize the state's energy self-sufficiency and security.
- (b) Support legislation that establishes regulatory and market mechanisms that promote competition and reasonable, justifiable energy prices with programs to support low-income groups.
- (c) Support legislation that aggressively pursues refunds to consumers for rates that have been determined to be unjust or unreasonable.
- (d) Support legislation that expedites the development of needed infrastructure (e.g., generation, transmission, and distribution) to create robust and functional markets.
- (e) Support legislation that increases the diversity of the state's and region's energy resources, particularly increasing the use of higher-efficiency, clean distributed generation (e.g., combined heat and power) and renewable resources.
- (f) Support legislation that encourages and incentivizes the adoption of new and emerging technologies that provide real-time pricing to promote better price response by consumers.
- (g) Support legislation that promotes municipal renewable energy development.
- (h) Support legislation that preserves and protects net energy metering to continue incentivizing investments in rooftop solar energy systems.
- (i) Support legislation that provides funding to increase energy efficiency, improve reliability and reduce peak demand, including for demand-side management programs.
- (j) Support legislation that provides funding for renewable energy generation and energy storage projects.
- (k) Support legislation that minimizes adverse environmental impacts of the state's and the region's energy use.

- (l) Support funding and legislation that promotes the development of alternative energy sources.
- (m) Support legislation that prohibits the California Energy Commission from issuing any license to operate a power plant unless and until it has received the report required by the California Coastal Commission under the Warren-Alquist Act.
- (n) Support legislation that protects competitive neutrality, procurement autonomy, ratepayer affordability, reliability, decarbonization and social equity initiatives of community choice aggregation.
- (o) Support legislation that establishes rules under which Public Safety Power Shutoff events can be undertaken.

Coastal Issues

- (a) Support measures that provide funding for urban waterfront restoration and enhancement.

(b) Support legislation that would promote and provide funding for the restoration, preservation and enhancement of beaches, beachfront property and bluffs, including climate change adaptation efforts, local and regional sand replenishment efforts, as well as coastal access, public infrastructure and parking.

~~(b)~~(c) Support measures that allow Coastal Zone wetland mitigation to occur outside of the impacted jurisdiction.

~~(e)~~ Support measures that would preserve and extend the authority of cities over land use regulations concerning the placement of onshore facilities which service offshore oil drilling.

~~(e)~~ Support legislation that requires the double hulling of oil tankers.

~~(f)~~ Support legislation that promotes aquatic research, education and aquaculture.

~~(f)~~ Oppose any new offshore oil and gas leasing, drilling and exploration in all State of California and U.S. waters in the Pacific Ocean.

~~(h)~~ Support decommissioning of existing offshore oil drilling and pipeline infrastructure in all State of California and U.S. waters off the California coast.

- (i) Support legislation providing that if Coastal Commission staff has an opportunity to participate in local and or regional habitat management plans, there is a presumption of consistency with the Federal Coastal Management Act.
- (j) Support legislation to allow cities to issue all coastal development permits within their jurisdiction consistent with a previously certified coastal plan.
- (k) Support legislation that allocates state and federal funds for the construction of facilities to capture and treat the flow of raw sewage entering San Diego from Tijuana.
- (l) Support legislation that provides direction to the California Coastal Commission through changes to the Coastal Act that would allow for construction of seawalls or other shoreline protection devices for existing structures, as defined by a local jurisdiction's Local Coastal Program and up to the date of adoption of amendments to the Local Coastal Program.
- (m) Oppose legislation that would backdate the consideration date of existing structures to only those that existed prior to establishment of the Coastal Act (January 1, 1977).

3. Water

General Principles

- (a) Support measures that provide for the equitable allotment and distribution of preferential water rights.
- (b) Support legislation that protects and improves the reliability, affordability, self-sufficiency, quality and security of local and imported water supplies.
- (c) Support legislation that ensures the San Diego County Water Authority and its member agencies receive the water supply benefits of their investment in local water supply sources.
- (d) Support legislation that provides for the development of a comprehensive state water plan that balances California's water needs and results in a reliable and affordable supply of high-quality water for the San Diego Region.
- (e) Support legislation that supports regional projects through Integrated Regional Water Management Planning.

- (f) Support legislation that streamlines environmental review processes for water and wastewater infrastructure projects and provides exemptions for emergency activities when the continued delivery of safe and clean water is threatened.
- (g) Support legislation that establishes a more equitable voting structure at the San Diego County Water Authority, such as by providing that Board decisions be approved by both a tally vote majority and a weighted vote majority of the member agencies.

Water Conservation

- (a) Support measures that will encourage water conservation practices by all water consumers.
- (b) Support measures that ensure conservation credit for municipal investments in water recycling systems and development of alternative sources.
- (c) Support legislation that promotes water conservation and water use efficiency while preserving district and public water rights and the authority of local agencies.
- (d) Support legislation that provides incentives, funding and other assistance to water agencies so that they can meet state water demand requirements.
- (e) Oppose legislation that imposes water use efficiency criteria for conservation-based water rates, standards, budget allocations, and programs that do not recognize local differences, quality impacts, and existing programs, or that override the authority of local agencies to adopt management practices that are appropriate for the needs of their agency.
- (f) Support legislation that provides flexibility in complying with drought regulations and recognizes variations among communities with respect to their ability to withstand the impacts of drought.

Water Recycling

- (a) Support measures that promote the production and distribution of reclaimed water.

Water Quality

- (a) Support legislation that protects the quality of drinking water and supports local agency efforts to meet state and federal water quality standards based upon sound scientific principles.

- (b) Support legislation that incorporates sound scientific based water quality requirements for ~~wastewater discharge into surface water and groundwater~~ all discharges to surface water or that could percolate to groundwater to safeguard public health and protect beneficial uses.
- (c) Support legislation that implements source control and protects reservoirs, lakes, and coastal waters.
- (d) Support legislation that enables local agencies to regulate the discharge of contaminants into the sewer collection system based on discharge permit requirements, detrimental effects on infrastructure, and adverse effects on recycling and reuse.
- (e) Support legislation that provides state and federal funds for monitoring, research, treatment, and infrastructure investments needed to address new and emerging and other regulated contaminants.

Water Storage and Conveyance Systems

- (a) Support a balanced water transportation and regional storage system that provides for the needs of San Diego County, while protecting the Delta and Central Valley regions with minimal impact on agriculture and the environment.
- (b) Support measures that increase water supply and storage facilities within the region and allow for economically feasible water transfers within the system.

New Technology

- (a) Support legislation and regulations that encourage the use and development of alternative water sources.
- (b) Support funding and legislation that promotes the development of engineering solutions and alternative uses to eliminate wastewater treatment ocean discharges.
- (c) Support legislation that encourages and provides state and federal funding for the development of new technology in water use, reuse, quality monitoring, and treatment.

Financial Considerations

- (a) Support legislation to develop an ongoing funding source to implement the federally mandated Clean Water Act of 1987 and to ensure protection of local resources.

- (b) Support legislation that would exempt stormwater and urban runoff management programs from Proposition 218 requirements.
- (c) Support legislation that allows Water Districts to award contracts in conformity with the provisions of the local City Charter.
- (d) Support legislation that provides state and federal funds to local agencies for programs and projects that provide for the supply, storage, recycling, reclaiming, reuse and quality improvement of water resources.
- (e) Oppose any new tax or fee on water that does not benefit ratepayers.

4. Governance, Transparency, and Labor Relations

Labor Relations

- (a) Support legislation that allows cities with civil service/personnel systems to contract out services to the private sector to save taxpayer dollars.
- (b) Support legislation that limits the ability of employees to receive workers' compensation benefits for occupational injuries/illnesses that result from stress, disciplinary action, or performance evaluations or consultations.
- (c) Support any measure that would reverse the imposition of compulsory and binding arbitration with respect to public employees.
- (d) Oppose any measure that would grant employee benefits that should be decided at the local bargaining table.
- (e) Oppose any legislation that would reduce local authority to resolve public employee disputes, and support legislation that would preserve court jurisdiction, and/or impose regulations of an outside agency (such as PERB).
- (f) Support measures that increase local authority to take adverse employment actions while an active complaint or grievance is being investigated.
- (e)(g) Oppose measures that propose a standard higher than the normal civil standards in disciplinary proceedings for peace officers.
- (f)(h) Support legislation that clarifies existing labor laws concerning whether an individual is considered an employee rather than an independent contractor.

~~(g)~~(i) Support measures that promote recruitment efforts and educational practices to advance and retain workplace diversity, equity and inclusion.

~~(h)~~(i) Oppose measures that would expand release time for union business.

~~(j)~~(k) Oppose measures that would establish confidentiality privileges for union representatives.

~~(j)~~(l) Oppose measures that would require municipalities to pay erroneous retirement benefits.

(m) Support funding and legislation that helps cities provide employee support programs, increased personal protective equipment (PPE) and other programs that promote employee overall wellness—particularly for underrepresented and frontline essential workers.

~~(k)~~(n) Support measures that protect employee choice in obtaining state-mandated insurance policies either through employer- or state-sponsored programs and insurance products (such as for long-term care insurance).

(o) Support funding and legislation that would enhance efforts to prevent third-party harassment and workplace violence.

(p) Support legislation authorizing electronic filings and virtual appearances for workplace violence restraining orders and workplace harassment restraining orders.

(q) Support measures that clarify public meeting requirements related to employee recruiting and retention efforts.

Workers' Compensation

- (a) Oppose legislation that expands or extends any presumptions of occupational injury or illness and support legislation that repeals the presumption that the findings of a treating physician are correct.
- (b) Oppose legislation that increases workers' compensation benefits without providing for concurrent cost controls.

Governance and Ethics

- (a) Oppose legislation or constitutional amendments that weaken or interfere with the powers of charter cities and diminish local autonomy or home rule authority.

- (b) Support legislation that reduces and provides for recovery of costs, maintains privacy and eliminates attorney's fees for administering public records laws.
- ~~(c)~~ Oppose legislation that broadens the scope of the Public Records Act without providing adequate funding for compliance.
- ~~(d)~~ Support measures that clarify standards to allow records management systems to qualify as a "trusted system."
- ~~(e)~~ Support measures that clarify that the records and identities of juvenile crime victims are not subject to release once those individuals reach adulthood, pursuant to the Public Records Act.
- ~~(f)~~ Support measures that prohibit abuse of the Public Records Act as a means to obtain periodic market data.
- ~~(e)(g)~~ Support measures that prohibit abuse of the Public Records Act as a means to advance serial lawsuits.
- ~~(d)(h)~~ Support legislation that improves access to, and reduces the cost of, healthcare for public employees, including part-time and seasonal workers.
- ~~(e)(i)~~ Support measures that reform California's tort system to reduce and limit liability exposure for public agencies and restore the ability of public agencies to obtain affordable insurance.
- ~~(f)(j)~~ Support legislation that recognizes or broadens immunities for public agencies and oppose legislation that attempts to limit or restrict existing immunities.
- ~~(e)(k)~~ Support legislation that requires plaintiffs to make a good faith showing of liability prior to filing a lawsuit against a public entity.
- ~~(h)(l)~~ Support legislation that would increase civic participation and engagement, including the continued allowance of subcommittees, advisory committees, and boards and commissions, local and regional, to participate virtually without physical location posting requirements under the Ralph M. Brown Act.
- ~~(i)(m)~~ Support amendments to the Ralph M. Brown Act that allow for the use of alternative and cost-effective methods of meeting ~~posting~~ public noticing requirements, including the use of electronic and digital media.

~~(j)~~(n) Support legislation to limit advertising costs charged for public noticing.

~~(k)~~(o) Support legislation that would permit a minority number of council members to virtually participate in meetings without having physical location posting requirements, so long as a physical in-person meeting quorum is present.

~~(h)~~(p) Support state funding efforts to assist with enhanced public access for members of the community.

~~(m)~~(q) Oppose legislation that increases the cost of municipal meetings and hearings through unnecessary new requirements.

~~(n)~~(r) Support legislation that would allow cities to conduct closed sessions on matters posing a threat to cybersecurity.

~~(o)~~(s) Support funding and legislation to assist local agency cybersecurity enhancement efforts.

~~(p)~~(t) Support legislation that strengthens cities' ability to foster civil and respectful participation in public meetings and provides tools to help legislative bodies address disruptive behavior, including hate speech, while ensuring the public's First Amendment rights are protected.

Elected Officials

- (a) Support legislation that prevents threats to the security of public officials in their homes by extending or providing protection to elected and appointed officials from the unauthorized publication of their home addresses or telephone numbers in newspapers or similar periodicals.
- (b) Support legislation requiring both elected local and state officials to maintain their place of residence in the jurisdiction they were elected to represent.

5. Housing, Community and Economic Development

Planning and Zoning

- (a) Support legislation to strengthen the legal and fiscal capability of local agencies to prepare, adopt and implement fiscal plans for orderly growth, development, beautification and conservation of local planning areas, including, but not limited to, regulatory authority over zoning, subdivisions, annexations, and tax increment financing areas.

- (b) Support measures in local land use that are consistent with the doctrine of "home rule" and the local exercise of police powers in planning and zoning processes.
- (c) Support measures that authorize local land use planning and zoning law to override conflicting state law.
- (d) Support measures that ensure local land use planning or zoning initiatives approved by voters shall not be nullified or superseded by the actions of any local or state legislative body.
- (e) Support legislation requiring environmental review of initiatives to amend a general plan or zoning ordinance before the initiative is placed on the ballot or enacted.
- (f) Oppose legislation or constitutional amendments that would restrict the power of California cities to use eminent domain for public purpose projects.
- (g) Support measures that allow local agencies to condition mobile home park conversions from rental to resident ownership pursuant to local land use regulations including a requirement to provide public improvements and infrastructure where necessary to promote the health, safety, and welfare of park residents.
- (h) Support legislation that preserves the authority of local agencies to regulate short-term vacation rentals.
- (i) Support legislation that enables local agencies to effectively address issues concerning public safety and proper management of group homes, including proposals to require the presence of on-site managers and/or security personnel at all times, while being mindful of group home residents' potential vulnerabilities.
- (j) Oppose legislation that would diminish local control to set and assess development review and building inspection fees.

Housing

- (a) Support efforts to develop federal and state participation, financial support and incentives (tax benefits, grants, loans) for programs which provide adequate, affordable housing (home ownership and/or rental opportunities) for all economic segments of the community including the elderly, persons with disabilities, and low-income persons.

- (b) Support expansion of tax credit and bond opportunities for affordable housing.
- (c) Support legislation that provides incentives (tax benefits, grants, loans, credits for affordable units) to local agencies, private developers and non-profit groups in order to rehabilitate residential units and commercial properties.
- (d) Support legislation that would provide additional funding for rental subsidy assistance programs (such as the Housing Choice Voucher Program, the federally funded rental subsidy program for low-income households) via more sustainable vouchers or certificates.
- (e) Support repeal of Article 34 (Public Housing Project Law) of the California Constitution, which requires local voter approval of housing projects that are intended for low-income people and that receive funding or assistance from the federal and/or state government.
- (f) Support legislation that allows entitlement cities to use Community Development Block Grant (CDBG) funds for new construction of housing units.
- (g) Support state legislation that strengthens local inclusionary housing programs for lower-income residents.
- (h) Support the repeal or modification of the Davis-Bacon Wage Act, as it relates to charter cities, that set a prevailing wage scale for public projects, substantially increasing the cost of publicly assisted housing developments.
- (i) Support legislation that will consolidate and streamline the administration and reporting requirements for the CDBG program.
- (j) Oppose legislation that would give the State financial administrative responsibilities for the CDBG program.
- (k) Support legislation that recognizes the impediments to infill housing development due to inadequate and/or deteriorated infrastructure, and provides funding and/or cost recovery mechanisms for local agencies to complete the necessary upgrades.
- (l) Support measures that would establish a formula-based Regional Housing Needs Assessment allocation methodology that reflects the unique needs and practical capacity of local communities.

- (m) Oppose measures that diminish local authority to implement growth management initiatives that ensure communities do not exceed carrying capacities and the provision of adequate public facilities.
- (n) Support measures that would exempt 100% affordable housing projects from complying with the California Environmental Quality Act while continuing to mitigate residents' potential exposure to health and safety hazards.
- (o) Oppose legislation that would expand the Coastal Commission's authority over state and local housing policy, which would result in administrative inefficiencies and policy conflicts.
- (p) Support legislation that modifies existing housing laws to remove inconsistencies, clarify the decision-making authorities granted to various state agencies (i.e., California Coastal Commission and California Department of Housing and Community Development), and improve clarity in application.
- (q) Support housing legislation that would allow density increases to satisfy the state's "no net loss" requirements, when the increases occur concurrent with or prior to a density reduction.
- (r) Support legislation that more equitably applies rent control laws to various types of rental housing, such as condominiums.
- (s) Support legislation that prohibits property owners who are awarded tax credit financed projects from charging Section 8 Housing Choice Voucher clients a higher rent than the rent charged to non-Section 8 Housing Choice Voucher clients.
- (t) Support legislation clarifying that replacement housing required of a density bonus project that demolishes existing low or moderate units on the parcel is in addition to the affordable units required under density bonus law.
- (u) Support legislation that ensures that affordable and market-rate accessory dwelling units and units in projects receiving development standard waivers, concessions created under or density bonus ~~law~~ are not used for vacation rentals.
- (v) Support legislation clarifying a city's ability to enforce a local inclusionary ordinance on the total units, inclusive of units obtained through a density bonus.

(w) Support legislation that maintains local decision-making regarding the development of Accessory Dwelling Units.

~~(w)~~(x) Support measures that allow cities to deny or condition housing development to reconcile documented deficiencies in water, wastewater, or transportation system service capacity.

(y) Support legislation that allows for local decision-making regarding parking requirements.

~~(x)~~ Support legislation that revises the methodology for measuring the distance to a major transit stop, used to determine parking exemption eligibility, to reflect the actual walkable distance between the transit stop and the project entrance along established pedestrian routes.

Subdivision Map Act

(a) Support legislation that would automatically extend approved or conditionally approved tentative, final and parcel maps under the Subdivision Map Act during and for a limited time period after a statewide financial or public health crisis, or other declared State of Emergency.

Economic Development

- (a) Support legislation that facilitates economic development efforts and encourages local business investments, job creation and retention.
- (b) Support legislation that would establish new tax increment financing tools.
- (c) Support legislation that helps businesses who have had business interruption insurance claims denied, or otherwise incur unrecoverable revenue losses resulting from a financial or public health crisis, or other declared State of Emergency.
- (d) Support legislation that protects small businesses from extraordinary health insurance premium increases being applied during and for a limited time period after a financial or public health crisis, or other declared State of Emergency.
- (e) Support legislation that would remove impediments to the automatic extension of local permits during and for a limited time period after a financial or public health crisis, or other declared State of Emergency.

- (f) Support legislation that provides eviction protections and funding for rental assistance programs for residential and commercial tenants and property owners impacted by a financial or public health crisis, or other declared State of Emergency.

6. **Public Safety**

Fire Services

- (a) Oppose legislation that would restrict or reduce the ability of local government to determine the extent or method of fire hazard mitigation necessary in or around wildland areas.
- (b) Oppose legislation that would diminish local control to set and assess fire inspection fees.
- (c) Oppose legislation that circumvents building or fire code requirements by statute, including through the provision of a “deemed complete” or “deemed approved” status when local agencies exceed maximum application review timelines.
- (d) Support legislation that would enhance statewide wildland fire safety infrastructure.
- (e) Support legislation and funding for firefighter wellness programs.

Emergency Services and Preparedness

- (a) Support legislation granting immunity to or limiting liability of governmental entities and their employees who provide emergency medical instructions and/or treatment as a part of their public safety dispatch system.
- (b) Oppose legislation that would restrict a local government from revising the delivery of emergency medical service to its citizens and support measures that broaden these powers.
- (c) Support legislation that would enhance cost recovery or provide funding for emergency medical services and pre-hospital care.
- (d) Support legislation that would strengthen awareness of and access to resources concerning community and disaster preparedness, public health, safety, and resiliency.
- (e) Support legislation that provides state and federal emergency funding and regulatory relief that allows cities to devote the necessary resources

and meet the operational challenges of protecting the public health, safety and welfare in response to a declared State of Emergency.

(f) Support legislation that clarifies the requirements for operating city-owned ocean rescue watercraft.

~~(f)~~(g) Support legislation allowing public safety officials to drive off-highway Utility-Terrain Vehicles (UTVs) on city streets.

Law Enforcement

- (a) Support legislation that strengthens a diverse local law enforcement.
- (b) Support measures that would provide a greater share of seized assets to localities and increased discretion for local spending.
- (c) Support legislation that would allow for the destruction, confiscation, or extended safekeeping of firearms or other deadly weapons involved in domestic violence incidents.
- (d) Support legislation that strengthens penalties for violent offenders, including sentencing enhancements for violently resisting or brandishing a weapon during the commission of a property-related crime.
- (e) Support legislation that strengthens penalties for violent crimes committed by juveniles.
- (f) Support legislation that would increase accountability and transparency among law enforcement agencies and personnel.
- (g) Support legislation that encourages or mandates police training to include mental health awareness, implicit and explicit bias and de-escalation techniques.
- (h) Support legislation and funding to continue the state Citizens' Option for Public Safety (COPS) Program and federal Community Oriented Police Services (COPS), and to provide funding for local agencies to recoup the costs of crime and increase community safety.
- (i) Support legislation that strengthens penalties for participating in any coordinated effort to disrupt the use of public roads and publicly accessible parking lots (e.g. as part of a street takeover, sideshow, or racing exhibition).
- (j) Support legislation and funding for police officer wellness programs.

- (k) Support legislation that provides for the proper and timely intake, without unnecessary delay, of arrestees.

Drugs and Alcohol

- (a) Support measures which strengthen present state or federal laws to increase penalties and give local governments the power to restrict or regulate the sale, manufacture, or use of dangerous drugs.
- (b) Support legislation that discourages, prevents, and penalizes driving under the influence of drugs or alcohol.
- (c) Support legislation that enhances local agencies' ability to recover costs from guilty parties for damage to public property and services in accidents involving driving under the influence of drugs and/or alcohol.
- (d) Support legislation that would provide funding for addiction rehabilitation treatment.
- (e) Support any measure that protects children and youth from exposure to tobacco, secondhand smoke and tobacco- and nicotine-related products.
- (f) Support legislation that preserves local control over medical and adult-use cannabis businesses, and enhances and protects maximum local regulatory, land use, and enforcement authority in relation to such businesses.
- (g) Support legislation that prevents or reduces the adverse effects of drug addiction.

Homelessness

- (a) Support funding and legislation that provides resources, including enriched referral services, and outreach and case managers to help ensure local governments have the capacity to address the needs of persons experiencing homelessness in their communities, including resources for regional collaborations.
- (b) Support measures that provide resources to address the mental health needs of persons experiencing homelessness.
- (c) Preserve local control by increasing funding opportunities for housing programs/projects that suggest, rather than require, compliance with the Housing First model.

- (d) Support measures that would revise the definition of “Housing First” to allow mandated case management as a condition of occupancy in publicly funded permanent supportive housing.
- (e) Support measures that require occupants of permanent supportive housing units funded by Behavioral Health Services Act or Mental Health Services Act programs to agree to receive case management services.
- (f) Support legislation that streamlines and clarifies the review process and criteria for determining that a subregional placement priority for placements into permanent supportive housing does not violate fair housing laws.
- (g) Support measures that allow H-2A Visa holders (seasonal workers) and individuals experiencing homelessness to occupy congregate shelter beds funded through the Joe Serna, Jr. Farmworker Housing Grant Program.
- ~~(e)~~ —

~~(d)~~(h) Support legislation that creates streamlined protocols and metrics to be used by homeless service providers and local agencies, providing more accurate statistics of individuals experiencing homelessness, including in-flow and out-flow information, cost-reporting of services rendered, and individuals successfully housed.

~~(e)~~(i) Support measures that facilitate regional and city-driven solutions to address homelessness through crisis response, mental evaluation, and homeless outreach teams.

~~(f)~~(j) Support the expansion of conservatorship laws allowing for increased guardianship control and health supervision of those suffering from mental illness and recognizing mental illness and addiction as contributors to chronic homelessness.

~~(e)~~(k) Support continued funding for housing, outpatient beds and treatment to further behavioral and mental health services programs, including Community Assistance, Recovery and Empowerment (CARE) Court.

Miscellaneous

- (a) Support legislation that would assist local safety agencies in regionalization of activities such as training, crime labs, specialty responses such as hazardous materials and technical rescue, and other appropriate functions.

- (b) Support legislation that provides financial assistance to local agencies for Homeland Security.
- (c) Support the enactment of legislation to prevent gun violence.
- (d) Support measures to expand and fund mental health and social-emotional health services, including the provision of such services and safety education in schools.
- (e) Support measures to provide resources to develop school safety guidelines, conduct comprehensive school safety audits and maintain continued vigilance and monitoring of safety matters in schools.
- (f) Support legislation to eliminate restrictions on the collection and compiling of data related to violence perpetrated with firearms, including research into the causes and consequences of gun violence.
- (g) Support measures to provide funding to support 911 communication centers.
- (h) Support measures to provide funding to support the San Diego Law Enforcement Coordination Center, a collaborative partnership among federal, state and local law enforcement/public safety agencies focused on enhancing coordination, information sharing, regional preparedness, training and investigative support/analysis for first responders and other public and private partners in the region.
- (i) Support legislation that provides financial assistance to local law enforcement agencies for staff assigned to a regional task force.

7. Revenue and Taxation

- (a) Support legislation that assists cities to enforce and collect local taxes.
- (b) Support measures that protect the fiscal independence of cities and safeguard existing revenue sources from preemption by any other public agency
- (c) Oppose any change in revenue allocations which would negatively (current or future) affect local government, including the redistribution of sales tax, property tax, transient occupancy tax and other taxes and fees.

- (d) Support legislation that makes funds to support public facilities (i.e., buildings, roads, utilities, open space) more available to local municipalities.
- (e) Oppose legislation that attempts to eliminate the “pay first and litigate later” provisions of law and oppose any bill that proposes to reduce or eliminate the obligation of any online travel agency to pay transient occupancy taxes under state or local law.
- (f) Support measures which would strengthen cities' ability to reorganize and consolidate water districts, sewer districts, school districts, and other special districts that operate within or provide service to a city.
- (g) Oppose federal measures which remove the deduction of all state and local taxes for federal income tax purposes.
- (h) Support measures that implement basic structural changes in state government that result in state budget expenditures being brought into balance with state revenues.
- (i) Support measures which relieve taxpayers of the burden of paying for services which could be charged directly to the service user, and which simplify the process of establishing such fees.
- (j) Support legislation that would provide greater accountability on the part of counties for the distribution of funds back to municipalities, including, but not limited to, fines and forfeitures.
- (k) Support measures to reinstate flexibility in the administration of Article XIII-B (The Gann Initiative), which establishes an annual appropriations limit on the state and most local governments.
- (l) Oppose any measure that restricts or limits a public entity's ability to use tax exempt debt for the purchase or construction of public purpose improvements.
- (m) Oppose legislation that shifts state and county criminal justice costs to cities.
- (n) Oppose the use of the federal gas tax for federal debt reduction.
- (o) Support legislation that streamlines permitting processes without undermining the ability of local government to apply and be compensated for the enforcement of reasonable building, planning and fire protection standards.

- (p) Oppose measures that propose significant economic changes without the completion of a balanced, comprehensive economic analysis.
- (q) Support funding and legislation that provides direct financial support to cities to offset cost increases and lost revenues resulting from a financial or public health crisis, or other declared State of Emergency.
- (r) Support legislation that promotes regional collaboration on response efforts addressing the impacts of a financial or public health crisis, or other declared State of Emergency, including funding to support local businesses.
- (s) Support legislation that provides flexibility concerning the disposition of municipally owned real estate assets to promote economic development and other public purposes.

State Mandates

- (a) Support legislation that would eliminate unfunded state and federal mandates or would require timely reimbursement to cities.
- (b) Oppose measures that would impose mandates for which there is no guarantee of local reimbursement or offsetting benefits, or would shift the cost of government services to cities.
- (c) Oppose legislation that creates surcharges for state oversight of state mandated programs.

8. Transportation, Communication and Public Works

Transportation

- (a) Support measures that would increase the ability of local agencies to finance local and regional transportation facilities and improvements, including alternative modes of transportation and transportation demand management systems and transportation systems management initiatives.
- (b) Support legislation that provides for safe, effective and efficient transportation alternatives for all travel modes.
- (c) Support funding and legislation that provides direct support to cities to advance roadway safety through education, engineering and enforcement.

- (d) Support legislation that establishes requirements for E-bike rider safety training and licensing.
- (e) Oppose transportation proposals that would adversely affect the quality of life in North San Diego County by causing traffic congestion, air pollution or other problems.
- (f) Encourage and support double tracking of the rail corridor within the City limits in a manner that:
 - 1. Improves public safety access and response times.
 - 2. Eliminates or reduces existing at-grade rail crossings within the rail corridor.
 - 3. Improves local, regional, and coastal access for all travel modes (bicycle, pedestrian, vehicle, transit).
 - 4. Minimizes impacts to neighborhoods.
 - 5. Maximizes community and neighborhood connections.
 - 6. Protects and/or improves the economic vibrancy of surrounding neighborhoods and the city.
 - 7. Protects and/or enhances environmental resources.
- (f) Oppose legislation that diminishes local control over the regulation and deployment of micro-mobility solutions.
- (g) Oppose measures that would result in the consolidation of the North County Transit District and Metropolitan Transit System.
- (h) Support measures that protect residents, businesses and visitors from the adverse impacts of aircraft operating at McClellan-Palomar Airport.
- (i) Oppose changes in aviation policies that would allow McClellan-Palomar Airport to expand without authorization from the city.
- (j) Support legislative and regulatory initiatives to study and mitigate the noise and air quality impacts associated with air traffic overflights.
- (k) Support legislative and regulatory initiatives that promote market penetration and infrastructure expansion to expedite the transition to lead-free aviation fuels and eliminate the use of leaded aviation gasoline.
- (l) Support measures that would increase local control over airports located within municipal boundaries.

Public Works

- (a) Oppose legislation that would erode or purport to erode a charter city's ability to design, implement, determine wage rates or fund any and all public works projects within its jurisdiction.
- (b) Support funding and legislation that supports utilities undergrounding.

Contracts

- (a) Support legislation prohibiting firms from bidding on City projects if the firm is currently involved in legal proceedings against the City arising from prior projects.
- (b) Oppose measures that would eliminate state licensing requirements for professionals involved in designing public and private developments.
- (c) Support measures that would clarify the roles and responsibilities of public agency officers and employees as related to the prohibition on entering into or participating in making contracts in which they have a financial interest.
- (d) Support legislation that clarifies when the award of a contract would constitute a conflict of interest relative to Government Code Section 1090.

~~(d)~~(e) Support measures that increase flexibility in delivering grant-funded project completion due to conditions beyond the city's control (i.e., for partnering agency or market-driven delays).

Telecommunications

- (a) Support legislation and regulations of telecommunications facilities and services that:
 - 1. Maintain local control over the public right-of-way.
 - 2. Provide just compensation for the use of right-of-way and overseeing public service standards.
 - 3. Ensure public, education, and governmental access is available, equitable and affordable.
 - 4. Provide free access for public information services and announcements.
 - 5. Maintain local control, including but not limited to discretionary permits over wireless communications facilities.
 - 6. Reinstates competition in the telecommunications industry.
 - 7. Enhance access for all community members to fast, reliable, affordable and high-quality internet, which can spur innovation and help close the digital divide in California.

8. Support net neutrality to prevent internet service providers from blocking, throttling, degrading, or providing for paid prioritization of lawful content, applications, or services.

9. Clarify cities' ability to implement development standards for trench coverage depth.

- (b) Support legislation that requires cable television companies to assure that audio and video portions of adult entertainment channels are completely blocked 24 hours a day in the homes of non-subscribers.
- (c) Oppose any measure or legislation that prevents local franchising of cable television or video services, regardless of the technology used to deliver the cable television or video services to the subscriber.

Proposed 2025 State and Federal Budget Priorities

Project	Estimated Fiscal Year of Expenditure	Project Phase	Estimated Prior Appropriation	Estimated Funding Need	Council District
<u>Public Safety: Tier I</u>					
Village Area Pedestrian Lighting	2025-2029	Construction	\$1,100,000	\$5,000,000	1
Barrio Street and Pedestrian Lighting	2026	Construction	\$4,500,000	\$2,000,000	1
<u>Public Safety: Tier II</u>					
Fire Station 7: Design	2028	Planning	\$100,000	\$1,500,000	2
La Posada de Guadalupe Homeless Shelter Expansion	2027	Construction	\$4,200,000	\$8,000,000	2
<u>Sustainability and Climate Adaptation: Tier I</u>					
Electric Vehicle Charging Stations: Monroe Street Pool and Veterans Memorial Park	2025-2026	Construction	\$0	\$600,000	1, 2
South Carlsbad Blvd. Climate Adaptation Studies	2025-2030	Planning	\$1,700,000	\$4,000,000	2, 3, 4
<u>Sustainability and Climate Adaptation: Tier II</u>					
Maerkle Reservoir Solar Project	2027	Feasibility	\$481,000	\$TBD	2
Sea Level Rise Adaptation and Shoreline Preservation	2028	Feasibility	\$27,000	\$TBD	1,2,3,4

Proposed 2025 State and Federal Budget Priorities

Project	Estimated Fiscal Year of Expenditure	Project Phase	Estimated Prior Appropriation	Estimated Funding Need	Council District
<u>Parks and Trails Projects: Tier I</u>					
Avenida Encinas Coastal Rail Trail and Pedestrian Improvements	2025	Construction	\$7,000,000	\$5,000,000	2, 3
Pickleball Courts: Calavera Hills and Stagecoach Community Parks	2025-2026	Planning	\$300,000	\$2,100,000	2, 4
ADA Beach Access Improvements – Pine Ave. to Tamarack Ave.	2027	Construction	\$750,000	\$10,000,000	1
<u>Parks and Trails Projects: Tier II</u>					
Robertson Ranch Park Development	2028	Construction	\$1,500,000	\$30,000,000	2
<u>Transportation and Mobility Projects: Tier I</u>					
Kelly Dr. and Park Dr. Complete Street Improvements	2025-2026	Construction	\$5,800,000	\$3,000,000	2
Lowering the Railroad Tracks in the Village: Design & Environmental	2027	Planning	\$5,220,000	\$21,000,000	1
Safe Routes to School Improvements: Sage Creek High School and Hope Elementary	TBD	Planning Construction	\$0	\$5,000,000	2
<u>Transportation and Mobility Projects: Tier II</u>					
La Costa Avenue Traffic Improvements: El Camino Real to Rancho Santa Fe	2027	Planning	\$0	\$3,000,000	4

2024 END OF YEAR REPORT

CITY OF CARLSBAD

Prepared by:

Dane Hutchings, Founder + CEO

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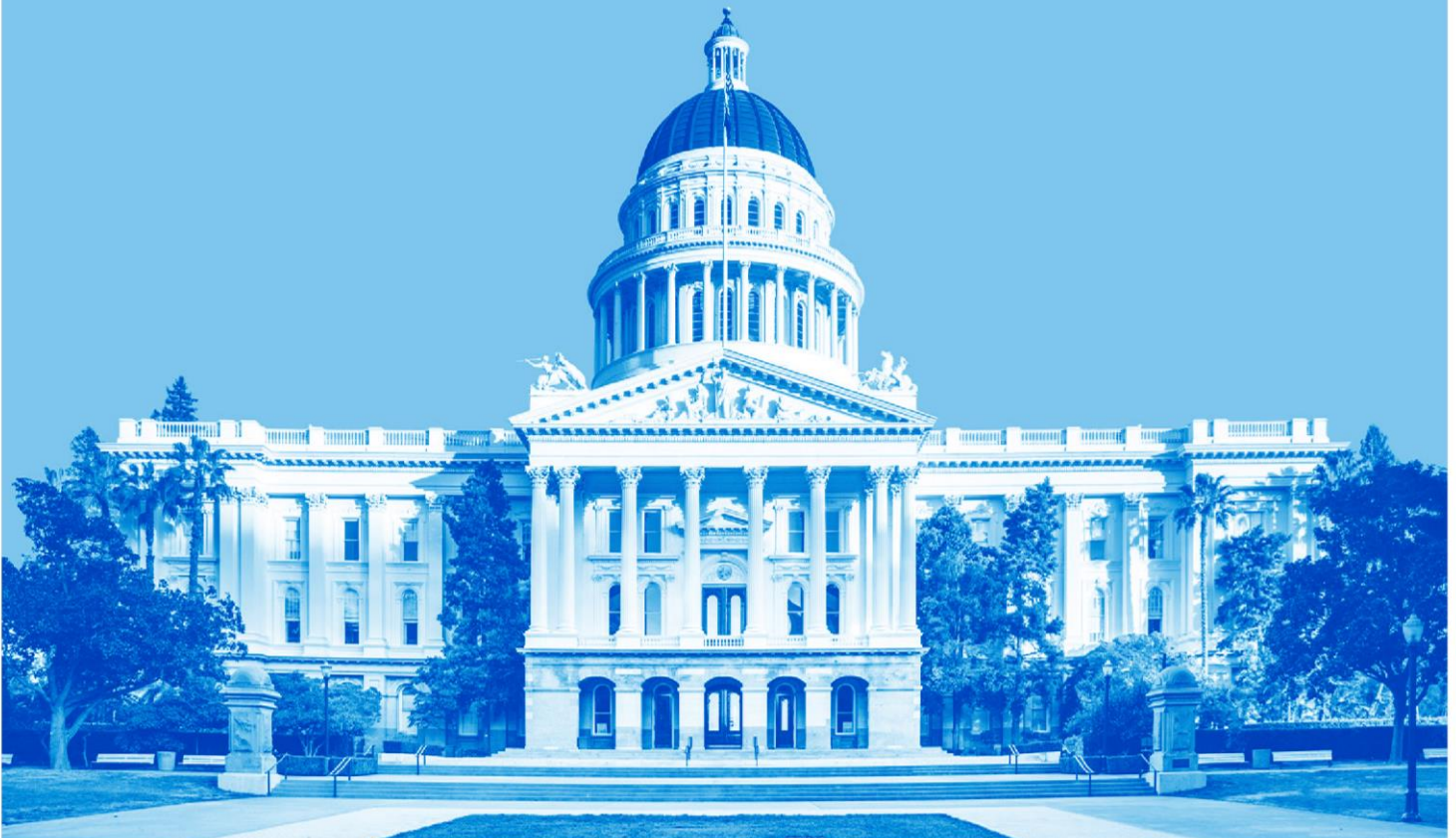


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TRANSMITTAL LETTER

November 26, 2024

To: Scott Chadwick
City Manager
City of Carlsbad

From: Dane Hutchings
Founder + CEO
California Public Policy Group

Dear Mr. Chadwick:

On behalf of California Public Policy Group, I want to thank you, your team, and the City of Carlsbad City Council for engaging our firm for state legislative advocacy services. This End of Year Report provides an overview of the services our firm delivered to the City of Carlsbad during the 2024 legislative year, along with insights and potential next steps in preparation for the 2025 legislative and grant funding year.

2024 also marked an exciting metamorphosis for our firm. After five years as a thriving division of Renne Public Law Group, we mutually agreed to separate. Renne Public Policy Group is now California Public Policy Group, Inc. (CPPG), an independent corporation with a new tax ID number.

The transition is complete, and we are pleased to serve you in our new capacity, which offers you some distinct advantages. Our operations are now streamlined, enhancing our efficiency and effectiveness. This boosts our ability to pivot faster and stay nimble. We are better positioned to proactively implement programs and operations that support your needs and to anticipate future scenarios. Our independent status allows us to maintain our strategic partnership and to remain closely aligned with Renne Public Law Group, which provides a continued benefit to you.

While this represents a big change for our firm, the most important things haven't changed. We have the same team, professional approach, and philosophy. Our key lobbyists—Founder and CEO Dane Hutchings and Managing Director Sharon Gonsalves—continue to lead our advocacy efforts on your behalf. Director of Grant Services Jake Whitaker is still at the helm of our grant writing and funding research work and staffing. Our strategic consultants—Dan Carrigg, Bruce Rudd, and Jude Lemons—remain on board to provide their unique expertise, supporting our work as we promote your interests and advance your agenda. Our team's passion for local government and our commitment to excellence and transparency are unchanged.

Over the past year, CPPG has worked with your staff in taking an aggressive approach to raise your City's profile and to build its relationships with the Administration, state agencies, and members of the Legislature. 2024 was a productive year, and we made significant progress in continuing to build your City's presence in the policy arena and in educating decision makers about your City's top priorities.

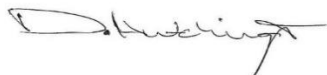
Throughout 2024, CPPPG's ongoing collaborative work with your staff provided clarity on important issues. We supported your strategic goals by delivering vital information on Administration actions, supplying detailed policy and political analyses on dozens of items of interest to your City, generating memos, and more.

CPPPG also engaged on state legislative measures in the areas of housing, land use, public safety, climate, homelessness, and governmental operations and employment issues with specific applicability to your City. This resulted in over 510 individual "touchpoints," either with the City or on its behalf. In addition to supporting these efforts, our deliverables included drafting memos, providing legislative analysis, advising City staff, responding to inquiries in a timely manner, meeting with state lawmakers and/or their staff, drafting state and federal position letters, following up with stakeholders, and building alliances and coalitions.

In 2024, CPPPG monitored and/or engaged on over 1,850 pieces of state legislation. In total, the City of Carlsbad took official positions on 37 pieces of state legislation in 2024. We are proud that our team was able to deliver favorable outcomes, most notably the City's sponsored bills, AB 2715 and AB 2234 both authored by Assemblymember Boerner. AB 2715 allows for matters pertaining to cybersecurity to be permitted to be discussed in closed session. AB 2234 continues the City's efforts to raise awareness and safety measures for the use of E-bikes. The City has now sponsored five bills in the past three years and seen them signed into law.

We very much appreciate the opportunity to represent your City, and we are grateful that the City values our work and will continue its relationship with CPPPG in 2025. While our team has achieved victories and significant progress on behalf of your City in 2024, more work remains to be done in support of your City's interests, and we take this responsibility to heart. Thank you once again for the opportunity to serve the City of Carlsbad and for your support. We look forward to continuing our partnership and building on the success we have achieved.

Sincerely,



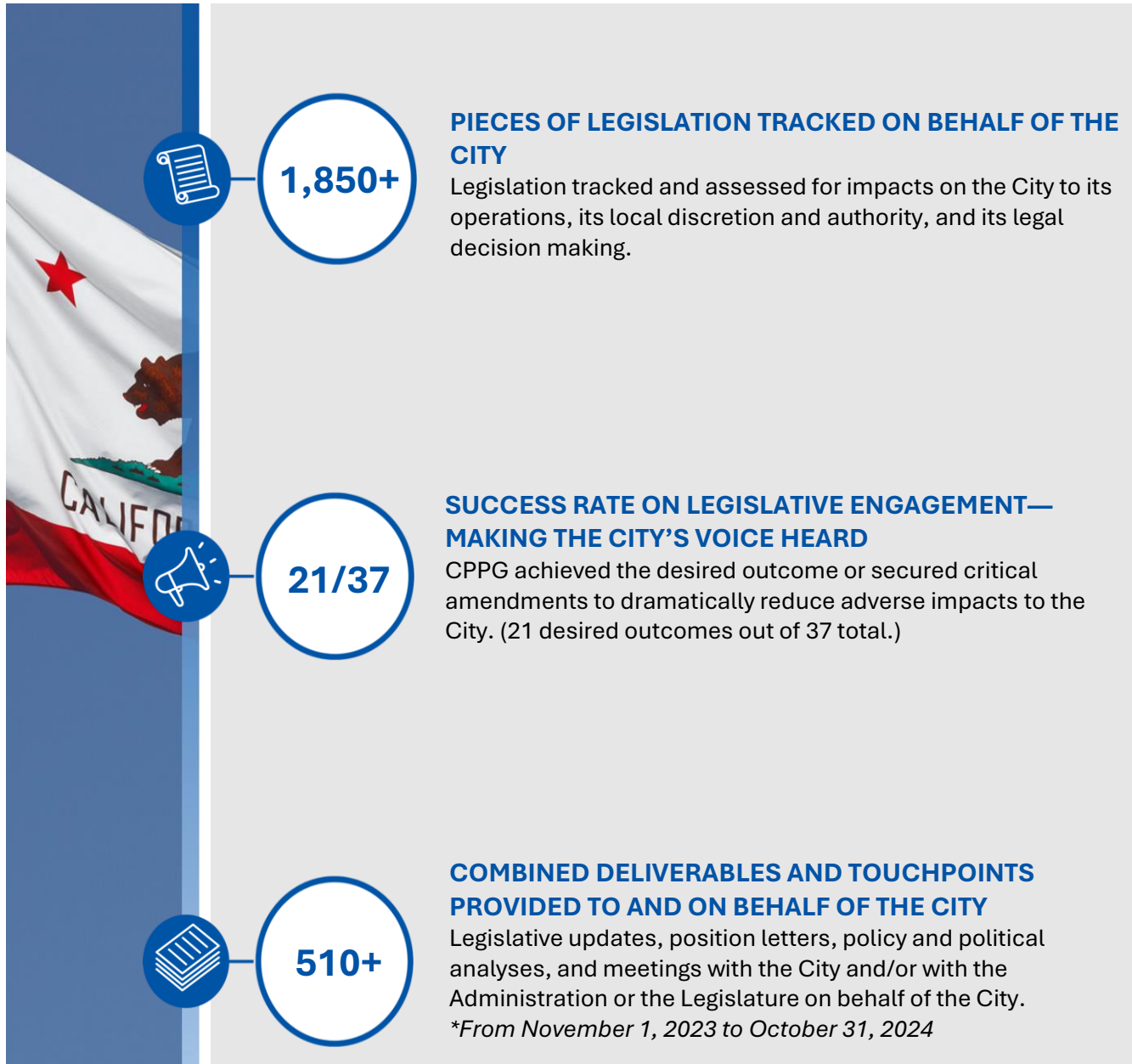
Dane Hutchings
Founder + CEO
California Public Policy Group



Sharon Gonsalves
Managing Director
California Public Policy Group

CC: Jason Haber, Intergovernmental Affairs Director, City of Carlsbad
Cindie McMahon, City Attorney, City of Carlsbad

CPPPG/CITY OF CARLSBAD 2024 LEGISLATIVE HIGHLIGHTS



YEAR IN REVIEW

The Legislature Returns: The 2024 legislative session of the California State Legislature commenced in early January as both houses reconvened for the second year of the 2023-24 session. Legislators quickly set to work, prioritizing the remaining bills from the previous year. In late January, Senator Mike McGuire (D-Geyserville) was officially elected as Senate President pro Tempore and sworn into the role on February 5. On February 8, he announced the new Senate Democratic leadership team for the upcoming legislative year. Senator Lena A. Gonzalez (D-Long Beach) was appointed Majority Leader, with Senators Angelique V. Ashby (D-Sacramento) and Aisha Wahab (D-Hayward) taking on the roles of Assistant Majority Leaders. Additional changes were made to the leadership team, including committee chairs and membership. Senator McGuire also announced the splitting of the Senate Governance and Finance Committee into two new committees, leading to the establishment of the Senate Local Government and Senate Revenue and Taxation committees.

The Governor's Budget: In early January, Governor Gavin Newsom revealed his proposed budget for fiscal year 2024-25 during a press conference. The proposal projected total state spending at \$291.5 billion, with a deficit of \$37.9 billion. Governor Newsom attributed the budget deficit to a return to the "normalization of state revenues following the massive surpluses in 2021 and 2022." Factors contributing to the deficit include the state's reliance on the top one percent of taxpayers for half of all income tax revenue, stock market declines in 2022, and delays in income tax collection in 2023.

The May revision to the January proposal indicated a slight reduction in total spending to \$288.1 billion, with the projected deficit revised downward to \$27.6 billion. The lower projected deficit resulted from Governor Newsom signing AB 106 (Gabriel) [Chapter 9, Statutes of 2024], an early action budget package. Governor Newsom stated that approximately half of the deficit would be addressed through budget cuts, with the remainder managed through reserves, delays, fund shifts, borrowing, and new efficiencies.

In mid-June, the Legislature met its constitutional deadline to advance a balanced state budget for fiscal year 2024-25, passing AB 107 (Gabriel) [Chapter 22, Statutes of 2024]. A few days later, Governor Newsom announced an agreement on the budget, which included two budget bills and 17 budget trailer bills. The final budget reflected total spending of \$297.8 billion and closed a projected deficit of \$46.8 billion. The fiscal year 2024-25 budget priorities for the Governor and the Legislature aligned with previous years, focusing on funding for homelessness, public safety, climate change, healthcare, education, and housing.

National Narratives Drove Legislative Priorities: As the 2024 presidential election approached, California lawmakers turned their attention to policy areas influenced by state and national polling data. Major themes included addressing the rise of retail theft, drug and property related offenses, homelessness, housing production, and climate change. In late February, Senator McGuire, alongside legislative, law enforcement, and mental health leaders, held a press conference to unveil a bipartisan package of priority legislation aimed at addressing public safety and mental health. In April, Assembly Speaker Robert Rivas (D-Hollister) announced additional legislation in the package. This legislative package featured various proposals, ranging from increased access to addiction and mental health treatment, to enhancing tools for law enforcement. The legislative package was introduced as an alternative to the Homelessness, Drug Addiction, and Theft Reduction Act, a

proposed ballot initiative seeking to repeal parts of Proposition 47 and increase sentences for certain drug and theft crimes. However, the slate of bills was enacted and the Theft Reduction Act appeared on the November ballot as Proposition 36.

More Housing Laws Aimed at Targeting Local Agencies: After abandoning plans for a \$10 billion affordable housing bond and reducing housing funding in the budget, the Legislature’s 2024 housing package continued the narrative that local governments are the primary barrier to housing production. A key theme this year focused on bills designed to increase pressure on local agencies to secure approval for housing elements from the Department of Housing and Community Development. These bills overlooked the established legal processes that ensure neutral judicial dispute resolution regarding housing element compliance. Instead, they introduced legal presumptions, tight deadlines (without committed funding for compliance assistance), and various vulnerabilities. In essence, the approach offered more sticks and no carrots, even for communities recognized with the state’s esteemed “Prohousing Designation”.

Democrats Flexing Supermajority: Democrats leveraged their bicameral supermajority to advance ACA 10 (Aguiar-Curry) [Chapter 134, Statutes of 2024]. This resolution instructed the Secretary of State to amend ACA 1 (Aguiar-Curry) [Chapter 173, Statutes of 2023], eliminating all sections that authorized the imposition of a sales and use tax and a parcel tax with a 55 percent vote. Additionally, ACA 10 revised the definitions of “affordable housing” and “public infrastructure” in ACA 1.

In early July, following more than five years of debate and discussion, the Legislature reached an agreement on a climate bond. Senator McGuire announced in a press release that SB 867 (Allen) [Chapter 83, Statutes of 2024] would be the vehicle for the bond measure, which sought voter approval for funding initiatives related to safe drinking water, drought management, flooding, wildfires, forest resilience, sea level rise, extreme heat, park creation, and outdoor access. The compromise amount for the bond was \$10 billion, falling short of previous proposals that sought nearly \$16 billion in funding.

California Supreme Court Sidelines CBRT: In late June, it was announced that the California Supreme Court had removed the California Business Roundtable tax measure from the November 2024 ballot. This measure would have required a two-thirds vote by the Legislature for new state taxes and a two-thirds vote by voters for new local taxes. The court’s decision marked a significant victory for the state and local governments.

By the evening of August 31, the Legislature had advanced a total of 1,206 bills to the Governor for his consideration in 2024. By September 30, the Governor had signed 1,017 bills into law and had vetoed 189, resulting in a signing ratio of approximately 85 percent to 15 percent. This ratio aligns with the average since Governor Newsom took office. The Legislature will officially adjourn the 2023-24 legislative session on November 30 and will reconvene for the 2025-26 legislative session during a one-day Organizational Session on December 2, returning full-time for the new two-year cycle on January 6, 2025.

KEY PERFORMANCE INDICATORS

Our legislative advocacy for your City entails the CPPG team working with individual lawmakers, both inside and outside the City’s legislative district, committee staff, the Governor’s Administration, and regulatory officials to support the City’s policy goals. This collaborative strategy is essential not only to propel the City’s policy goals forward, but also to mitigate potential legal, operational, or fiscal challenges posed by state legislation.

Effective advocacy hinges on raising awareness and disseminating critical information regarding specific issues of interest. Empowering your City Council, staff, and advocacy team is paramount in driving your legislative agenda. In Sacramento, our direct advocacy efforts vary from working with legislative committee members and lawmakers on refining bill language and providing technical amendments, to mobilizing robust coalitions aligned with the City’s objectives. This entails educating legislators, rallying supporters, engaging with the media, and tirelessly pursuing partnerships while maintaining a sharp, focused approach.

Over time, a sustained legislative advocacy effort helps your City to develop strong alliances and enduring relationships with your allies. Working with legislators to familiarize them with your concerns often results in lawmakers—even those outside your legislative district—becoming champions for your specific issues. Establishing personal connections with legislators enhances your City’s credibility, allowing for significant influence in the legislative process. While sustained advocacy does not *guarantee* success on every front, a lack of engagement *will* lead to state policies that undermine local decision making and introduce new financial, legal, or operational hurdles.

The following narrative succinctly highlights our achievements and key performance indicators during the 2024 legislative session, showcasing how our efforts have advanced your interests or have considerably reduced impacts on your agency.

Highlights: Legislative Advocacy Success

✓ **AB 2715 (Boerner) Ralph M. Brown Act: closed sessions (City of Carlsbad, Sponsor)**

As part of CPPG’s annual review of the legislative platform, we meet with each City department to address potential legislative proposals that are brought to the Legislative Subcommittee and City Council for consideration. This year the City of Carlsbad sponsored AB 2715 by Assemblymember Tasha Boerner (D-Encinitas), which allows for a public agency to discuss matters related to cybersecurity under closed session.

Cyberattacks on a public entity’s computer infrastructure are on the rise. Reports suggest that cyberattacks on the public sector rose 40 percent in 2023. These attacks have real consequences for public entities. Ransomware disrupts City services and often results in personal information leaked to the Internet.

Not only does a cyberattack require a public entity to seek legal expertise about mitigation, notification, and labor relations, but the leak often results in litigation. Public entities have legal

immunities and particular arguments, unavailable to private businesses, to combat class-action lawsuits.

As the sponsor of the bill, it is the responsibility of CPPG and the City to work closely with Assemblymember Boerner and her staff to get the bill through the legislative process, including drafting the bill, enlisting organizations to support, addressing opposition, considering amendments, and meeting with committee consultants. As the sponsor, CPPG worked with staff to draft talking points for the City Attorney, who served as the bill's primary lead witness in support of the bill.

AB 2715 was signed by the Governor on September 14, 2024 (Chapter 243, Statutes of 2024).

✓ **AB 2234 (Boerner) Vehicles: Electric Bicycles (City of Carlsbad, Sponsor)**

In 2022, the City of Carlsbad declared a local state of emergency to address the rise in collisions involving e-bikes. The primary objective has been to focus on education, engineering and enforcement. In addition to local efforts, CPPG has worked closely with City staff and Assemblymember Boerner to address safety through statewide legislation.

The City Council approved sponsoring AB 2234, authored by Assemblymember Boerner, to require e-bike riders age 12 and older without a valid driver's license to take an online e-bike safety training course and pass a written test to prove they understand traffic safety rules. Those without a driver's license must have a state-issued identification card to operate an e-bike. The bill would also have prohibited children under the age of 12 from operating an e-bike of any class.

CPPG worked closely with the author's office to provide testimony and address concerns raised by the Assembly Transportation Committee that the bill may be premature. In recent years there have been a number of bills pertaining to e-bikes, including SB 381 (Min), (Chapter 869, Statutes of 2023) which requires the Mineta Transportation Institute to conduct a study on the safety of e-bicycles due to the Legislature by January 1, 2026. As a compromise, the AB 2234 was amended to authorize a pilot program within San Diego County allowing jurisdictions to adopt an ordinance to prohibit a person under the age of 12 from operating a class 1 or 2 electric bicycle.

AB 2234 was signed by the Governor on September 28, 2024 (Chapter 823, Statutes of 2024).

✓ **AB 2560 (Alvarez) Density Bonus Law: California Coastal Act of 1976 (City of Carlsbad, Oppose)**

AB 2560, introduced by Assemblymember David Alvarez (D-San Diego), addresses California's coastal housing shortage by amending the state's Density Bonus Law to apply within the Coastal Zone. This law is intended to incentivize developers to include affordable housing by permitting increased housing density. However, this provision has not applied within the Coastal Zone, which includes some of California's most expensive real estate. AB 2560 aimed to change this by allowing density bonuses in coastal areas, requiring them to contribute to affordable housing just like other areas of the state.

Supporters argue that this bill balances the Coastal Commission's mission to protect environmental resources while addressing the housing needs in coastal regions, many of which rank among the

least affordable in the nation. Groups like Circulate San Diego, SPUR, and the Bay Area Council supported the bill, emphasizing that affordable housing should not be excluded from coastal regions. This was a unique bill in that CPPPG and local government found an ally with environmental groups who had expressed concern about potential strain on coastal ecosystems.

CPPPG heavily lobbied the members of the Senate Natural Resources and Water Committee, who analyze how legislation will adversely impact natural environments. The Committee substantially amended the bill to address the concerns of the environmental organizations but, adversely to the authors intent, also added additional protections to the California Coastal Act, making it more difficult to build additional housing.

On August 15, the author ultimately chose to pull his bill, as the amendments undid the purpose of the bill, halting its progress in 2024.

✓ **AB 2257 (Wilson) Local government: property-related water and sewer fees and assessments: remedies (City of Carlsbad, Support)**

AB 2257 builds on Proposition 218's procedural requirements by establishing a clear mechanism for customers to voice questions, concerns, comments, and criticisms regarding proposed rate structures. While a transparent public process is essential, it is crucial to implement a requirement that ratepayers submit a timely written objection to any new or amended property-related fee or charge, or special assessment during the ratemaking process. This requirement serves as a prerequisite for pursuing litigation after the approval of the new rates or assessments.

To address these issues, CPPPG collaborated closely with the author's office and a diverse coalition of local agency stakeholders, navigating six rounds of amendments to address opposition concerns while preserving the measure's primary intent. Ultimately, this approach seeks to mitigate the financial uncertainty and risks to government services that arise from ratepayers pursuing costly and frivolous litigation after rate adoption.

As a result of our efforts, the Governor signed AB 2257 into law on September 25, 2024 (Chapter 561, Statutes of 2024).

✓ **Public Safety Bill Package: AB 1779 (Irwin), AB 1802 (Jones-Sawyer), AB 2943 (Zbur), SB 905 (Wiener)**

In the fall of 2023, it was clear that the Assembly would prioritize legislation to address public safety concerns specifically those related to smash and grab retail theft incidents. The first step was forming the new Select Committee on Retail Theft, comprised of bipartisan members from across the state, including from areas most impacted by retail theft. The purpose of the committee was to engage impacted stakeholders, including large retailers, small businesses, criminal justice reform advocates, law enforcement, and representatives of workers and the public to identify policy solutions to this ongoing crisis. When the Assembly introduced their public safety legislative package, the Senate followed suit and did the same. The overall package cracks down on the theft and sale of stolen items, creates stricter penalties for individuals involved in retail and property theft, mandates sentencing enhancements for large-scale operations, and creates new crimes — imposing enhanced felony charges and extended prison sentences.

The passage of the bills was almost put to a halt when Governor Newsom and Democratic lawmakers' actions led to a political fight over what is now known as Proposition 36. Stating that the ballot measure was not necessary, they amended the public safety legislative package with controversial amendments that added an urgency clause but also an inoperability clause, which states that if the measure was approved the bills would effectively be repealed. The Administration went as far as attempting to rush through an alternative ballot measure to compete with Proposition 36, which was overwhelmingly approved by over 70% of voters.

CPPG worked to strengthen the public outcry on a serious issue that was of the utmost importance to a majority of Californians and urge the City's delegation to oppose the amendments. The press questioned the motives in a press conference, Republicans claimed gamesmanship, and fellow democrats removed their support of the package, even some removing their name as an author.

Ultimately the controversial amendments were removed and the legislative package passed with bipartisan support.

✓ **AB 1779 (Irwin) Theft: jurisdiction (City of Carlsbad, Support)**

AB 1779 permits the consolidation of specified theft charges, as well as all associated offenses, occurring in different counties into a single trial if the district attorneys in all involved jurisdictions agree. This is a bill that the author has attempted for multiple years and the City was pleased to support this common sense measure.

AB 1779 was signed by the Governor on August 16, 2024 (Chapter 165, Statutes of 2024).

✓ **AB 1802 (Jones-Sawyer) Crimes: organized theft (City of Carlsbad, Support)**

AB 1802 permanently removes the sunset clause on California's Organized Retail Theft statute, which was initially established in 2018. This change makes permanent the provisions that allow law enforcement and prosecutors to tackle organized retail crime with measures such as the California Highway Patrol's Property Crimes Task Force.

AB 1802 was signed by the Governor on August 16, 2024 (Chapter 166, Statutes of 2024).

✓ **AB 2943 (Zbur) Crimes: shoplifting (City of Carlsbad, Support)**

The California Retail Theft Reduction Act was the most substantial bill of the overall package, creating specific penalties for serial retail theft, allowing the aggregation of theft incidents across different locations and victims to reach a grand theft charge, if specific criteria are met.

AB 2943 was signed by the Governor on August 16, 2024 (Chapter 168, Statutes of 2024).

✓ **SB 905 (Wiener) Crimes: theft from a vehicle (City of Carlsbad, Support)**

SB 905 clarified what is known as the locked door loophole which stated that a broken car was not sufficient to convict a suspect of auto burglary unless prosecutors can prove the door was locked at the time. SB 905 eliminates the hurdle by making forcible entry sufficient to prove intent of auto burglary.

SB 905 was signed by the Governor on August 16, 2024 (Chapter 170, Statutes of 2024).

✓ **Labor Relations Bill Package: AB 2557 (Ortega) and AB 2561 (McKinnor)**

This year, there was a package of bills aimed at targeting public sector employers. Collectively, these measures would all but eliminate contract service work for local agencies given the broad applicability, elimination of administrative discretion, and new avenues for litigation. CPPG engaged with the broader local government advocacy community—including the League of California Cities, the California State Association of Counties, the Urban Counties of California, the Rural County Representatives of California, the California Special Districts Association, and K-12 and higher education organizations, among others—to create a robust opposition coalition to educate the legislature on specific impacts to local agencies and work with authors and sponsors to remove the impacts. It quickly became clear that the bill sponsors were unwilling to work with locals, and CPPG worked to further broaden the coalition, to educate the City on the impacts of these measures, and to ultimately seek to stop the measures from moving forward.

✓ **AB 2557 (Ortega) Local agencies: contracts for special services and temporary help: performance reports (City of Carlsbad, Oppose)**

AB 2557 aimed to eliminate or significantly reduce the ability of local entities to contract for services, including with non-profits and for many temporary or seasonal positions. Additionally, it expanded definitions to encompass specialized services that are in high demand and often difficult to fill, such as engineering.

Among other issues, the bill would have mandated that local agencies notify specified employee organizations at least ten months prior to initiating a procurement process for contracting special services currently or previously provided by a member of those organizations. One of the most troubling provisions would have placed a designated labor representative on par with elected officials in contractual decision-making processes. This would be done by granting the designated labor representative the ability to declare a current service contract null and void if they believed the contract service worker was out of compliance with the law. Notably, the bill did not include any exemptions for emergency events. Furthermore, it proposed requirements that would have subjected private employee data to the California Public Records Act, potentially deterring effective partnerships with the private sector.

In response to these concerns, CPPG provided a detailed analysis to the City of Carlsbad on this measure, and we additionally provided our analysis to the League of California Cities who used it as the basis for its Action Alert to drive more individual agencies to oppose the bill. We continued to work closely with local partners, City staff, and coalition advocates throughout the legislative process.

As a direct result of our efforts, and a coalition of stakeholders, AB 2557 was held on the Senate Appropriations Suspense File, halting its progress in 2024.

❖ **AB 2561 (McKinnor) Local public employees: vacant positions (City of Carlsbad, Oppose)**

In its introduced form, AB 2561 would have required local agencies with bargaining unit vacancy rates exceeding 10% for more than 180 days (approximately 6 months) to produce, implement, and publish a plan to reduce their vacancy rates to 0% within the subsequent 180 days. The bill also required the public agency to present this plan during a public hearing—for every violation in every bargaining

unit—to the governing legislative body and to publish the plan on its website for public review for at least one year. CPPG worked diligently in tandem with local partners, City staff, and coalition advocates to meet with the author’s office, legislators, bill sponsors, and committee staff to seek amendments to reduce the cost, timelines, and impacts of the bill. CPPG also met with legislative leadership and ultimately the Governor’s Office to communicate the significant concerns with implementation.

As a direct result of our efforts, and a coalition of stakeholders, this bill was substantially amended prior to making its way to the Governor to increase the vacancy threshold to 20% and instead require just one annual public hearing on the status of vacancies per fiscal year. These amendments were vetted by CPPG as part of the local government working group and brokered by representatives of the local government coalition. While we continued to advocate for a veto, the impact of the bill was significantly lessened through the negotiated language. This bill was signed by the Governor on September 22, 2024 (Chapter 409, Statutes of 2024).

❖ **Impact Fee Bills: AB 2729 (Patterson) and SB 937 (Wiener)**

This year, there was a concerted effort from housing advocates and some legislators to look to local development impact fees as a source of cost control for housing development. These proposals stopped short of eliminating a local agency’s ability to collect impact fees, but across the board, the proposals shifted fiscal risk from for-profit developers to taxpayer-funded local governments. CPPG quickly mobilized to form an opposition coalition, enlisting the support of various local government associations, including the League of California Cities, the California State Association of Counties, and the California Special Districts Association. This coalition sought to educate the Legislature on the necessity and application of impact fees while working with the authors and sponsors to address and remove any fiscal impacts associated with the bills.

❖ **AB 2729 (Patterson) Development projects: permits and other entitlements (City of Carlsbad, Oppose)**

AB 2729 was amended in June to limit collection of impact fees and timing of collection, in similar ways to SB 937 but more limiting. We mobilized our development impact fee coalition and approached the author’s office and bill sponsors. The author and sponsors were unwilling to amend the bill to address our concerns. In response our team worked with the Senate Appropriations committee staff, Senate Local Government committee staff, and with the bill sponsors of SB 937 who felt this measure may conflict with their bill to eliminate the impact fee requirements from this bill.

As a direct result of our advocacy efforts, and a coalition of stakeholders, AB 2729 provisions relating to timing of development impact fee collection and fiscal backstops was stripped from the bill, leaving our negotiated language in SB 937 as the official deal. This bill was signed by the Governor on September 27, 2024 (Chapter 737, Statutes of 2024).

❖ **SB 937 (Wiener) Development projects: fees and charges (City of Carlsbad, Oppose)**

In its original form, SB 937 raised significant concerns. This measure applied to all development projects and deferred the payment of local fees until the issuance of a certificate of occupancy. It proposed consolidating utility and park fees into new sections of the Mitigation Fee Act. Furthermore,

the bill aimed to eliminate the existing fiscal guardrails that local jurisdictions depend on to secure payments and ensure fiscal accountability for ongoing projects within their communities. In response, we collaborated with the Senate Local Government Committee, the author, and the sponsors early in the year to secure significant amendments that addressed key concerns. The bill was amended to apply solely to affordable housing projects, marking a considerable shift from its original intent. It allowed fees to be collected in batches as projects come online or when a construction plan is finalized and ready to commence. Additionally, the inappropriate commingling of utility and park fees was eliminated, and, importantly, the existing fiscal guardrails were retained.

Unfortunately, in the eleventh hour of the legislative session, the author introduced amendments that further restricted the bill's flexibility regarding the collection of fees in advance of when a project is ready. The revised bill now permits pre-collection only under specific circumstances for a limited list of approved project types. Notably, utility capacity charges, parks, and stormwater drainage fees are excluded from this list.

While we successfully rallied over a dozen votes in both houses against these last-minute amendments—which were made without local input—the bill ultimately passed and was signed by the Governor. However, the version signed into law is significantly different from the initial proposal, which posed a broad threat to local revenues.

As a direct result of our efforts, and a coalition of stakeholders, SB 937 was narrowed to only apply to affordable housing projects and the most harmful proposals were removed from the bill. SB 937 was signed by the Governor on September 19, 2024 (Chapter 290, Statutes of 2024).

Summary of Advocacy Deliverables

At CPPPG, our commitment extends far beyond traditional state legislative advocacy—it's a year-round partnership dedicated to serving our clients in every capacity possible. We tackle local challenges that intersect with state interests, collaborate with City staff on innovative policies, and deliver educational resources that enhance the Council's and the staff's understanding of critical issues.

In advocating for your City, consistent communication with your staff and Council is a top priority for our team. Keeping you well-informed supports our ability to effectively and successfully represent your interests. To this end, we provide memos tailored to your City that include specific analyses of legislation and regulatory matters, and updates on the legislative process, as needed. In 2024, CPPPG sent your team 36 memos with analyses or updates that illustrated City-specific impacts and/or potential funding sources for the City. These memos kept you informed about specific legislation and policies of potential interest to your City, especially those that may impact your City's operations, authority, or decision making.

We kept you updated on important developments in the Capitol through regularly scheduled Zoom meetings. These weekly check-in meetings served as essential touchpoints, framing the continuous and often daily dialogue we maintained with City staff through calls, texts, and emails. Additionally, we held monthly presentations to the legislative subcommittee providing insights on legislative

developments and highlighting the City's active participation in the legislative process. This consistent exchange of information ensured that everyone stayed aligned and informed as we navigated the complexities of governance together.

Each month, CPPG supplied your City with a written legislative summary that highlighted key developments in the Legislature and updates on legislation, along with announcements from the Administration, all of which were tailored to your City's specific interests. Additionally, our Monthly Activity Reports meticulously documented every touchpoint CPPG had with and on behalf of the City.

Meeting with the Department of Housing and Community Development: On April 22, CPPG facilitated a meeting between the City and the Department of Housing and Community Development to discuss challenges pertaining to the Windsor Pointe affordable housing project.

Modification of the Legislative Platform: The legislative platform is a set of guiding principles that reflects the overarching ideals and vision of the Council. This document is critical to the overall legislative advocacy program as it provides broad policy statements that enable the City and its legislative advocacy firm to sift through the thousands of legislative proposals introduced each legislative session to evaluate those measures that fall within the scope of the platform. Working in conjunction with City staff, CPPG met with several department directors or team members and received feedback from staff to make major changes to the City's legislative platform.

Detailed Legislative Analysis: CPPG provided the City with several detailed analyses of pieces of legislation. These analyses were critical in helping the City assess pending legislation's potential implications for operations, local discretion, and/or authority. Examples of analysis include but are not limited to:

- Analysis of AB 205 (Committee on Budget) [Chapter 61, Statutes of 2022]
- Analysis of AB 1886 (Alvarez) [Chapter 267, Statutes of 2024]
- Analysis of AB 1893 (Wicks) [Chapter 268, Statutes of 2024]
- Analysis of AB 2023 (Quirk-Silva) [Chapter 269, Statutes of 2024]
- Analysis of AB 2489 (Ward)
- Analysis of AB 2557 (Ortega)
- Analysis of AB 2583 (Berman)
- Analysis of ACA 10 (Aguilar-Curry) [Chapter 134, Statutes of 2024]
- Analysis of SB 450 (Atkins) [Chapter 286, Statutes of 2024]
- Analysis of SB 1037 (Wiener) [Chapter 293, Statutes of 2024]
- Analysis of SB 1123 (Caballero) [Chapter 294, Statutes of 2024]

Updates on Legislative, Regulatory, and Fiscal Processes: CPPG provided timely informational reports during critical stages of the budget and policy processes, and followed up with your staff to answer any questions and close the loop. These updates provided your City with the necessary situational awareness of statewide trends and of regulatory, fiscal, and legislative developments. Examples of these reports include but are not limited to:

- California Business Roundtable initiative
- Carrier of last resort
- Ballot measures

- Bill introduction deadline
- Budget updates: January proposal, May revision, and June final
- Climate bond
- Department of Housing and Community Development webinar
- House of origin deadline
- Housing legislation approved by the Governor
- Behavioral health bond
- State Auditor report on homelessness
- Appropriations Suspense File

LOOKING AHEAD

Legislature Composition

On December 2, 2024, the California State Legislature will convene its organizing session. Both incumbents and newly elected members will take their oaths of office, marking the commencement of the new 2025-26 Legislative session. This event signifies the first full turnover of the Legislature since the enactment of Proposition 28 in 2012, which established new twelve-year term limits. Consequently, the past four years have witnessed a considerable turnover among members.

With a total of 34 new members—24 in the Assembly and 10 in the Senate—the new composition for the upcoming session presents both challenges and opportunities. This influx is expected to lead to a surge in the number of measures introduced during the first year of the session. Members will move swiftly to honor campaign promises and vie for recognition as thought leaders in various policy areas.

While the turnover inevitably leads to a dilution of institutional knowledge, it simultaneously opens the door to exciting new prospects. Agencies and advocates will find themselves starting from scratch—cultivating relationships and introducing their priorities to a new class of members ready to influence the legislative landscape for years to come.

As we begin the new two-year legislative session, we expect to see shifts in committee chairs and their compositions. Although formal announcements are still pending, updates regarding policy committees are anticipated between December and early January. These changes are crucial, as they directly impact which bills will navigate through committees and in what form.

Although committee chairs had less dictatorial power in 2024 compared to previous years, their influence over committee votes remains substantial. Chairs are chosen based on their favorability with chamber leadership and their ability to navigate legislation through the complex legislative process. Both Assembly Speaker Robert Rivas and Senate President pro Tempore Mike McGuire are expected to remain in their leadership roles moving into 2025.

Continued Budget Deficit

As projected in the final budget released in June 2025, we will likely continue to see budgetary problems and therefore additional actions to continue to pass a balanced budget. In September, California saw significant tax collections, with personal income taxes and corporation taxes both exceeding budget forecasts by 20% and 22%, respectively. Quarterly estimated personal income tax payments were particularly strong, driven by a rise in domestic stock prices. For the fiscal year 2024-25 so far, personal income tax is 11% ahead of forecasts, and corporation taxes are 42% ahead. While this is welcomed news, it's likely that this revenue boost will primarily benefit public schools due to obligations under Proposition 98.

In early November, it became clear that personal and corporate income taxes for October exceeded 2024 state budget projections by \$1.2 billion. For fiscal year 2024-25 to date, income taxes are \$5.2 billion above projections, and 2023-24 General Fund revenue receipts were \$3.2 billion above projections. Most of the revenue overage is already allocated for school funding obligations, new ballot measures, unmet savings efforts, and future unfunded costs. Additionally, potential federal changes and the Governor's proposed expansion of the film and television tax credit may impact the state budget going forward.

The Legislature's non-partisan Legislative Analyst's Office (LAO) recently released a [report](#) estimating that the fiscal year 2024-25 budget solved a \$55 billion deficit, which is somewhat higher than the \$46.8 billion deficit the Administration had said it had closed. The LAO attributes this difference to the treatment of baseline spending for schools and community colleges, and stated that the key solutions for addressing the budget include reserve withdrawals, spending reductions, revenue increases, and cost shifts. The Department of Finance is currently working with other agencies to craft the Governor's fiscal year 2025-26 budget, the proposal for which must be released by January 10, 2025.

For local government, an extended period of state fiscal uncertainty has the potential of cutting both ways. On the one hand, policies that aim to reduce local authority by mandating a new program have the potential of being held due to the state's budgetary concerns associated with new state reimbursable mandates. On the other hand, the Legislature has a long history of raiding local budgets to close that gap on its own budgetary challenge. Local governments need to remain vigilant in aggressively fighting any attempts by the state to reduce local funding formulas, or other longstanding tools that local agencies rely on to provide critical services.

Special Legislative Session and The "Trump Resistance"

Given the political dynamics and historical context of the Legislature, along with the Newsom Administration's response to the impending Trump Administration, we anticipate a variety of new policy initiatives aimed at pushing back against policies that contradict progressive ideals. On November 7, Governor Newsom announced in a [press release](#) the convening of an [extraordinary session](#), which is set to begin on December 2, 2024.

Typically, special session bills need to be in print for several days after the session starts, and committee hearings may be expedited compared to those in a regular session. The stated intent of

the special session is to “safeguard California values and fundamental rights in the face of an incoming Trump Administration” and to “focus on bolstering California legal resources to protect civil rights, reproductive freedom, climate action, and immigrant families.”

Importantly, by calling a special session, lawmakers are not bound by the usual “bill limit.” This means that they can introduce several measures during the special session, provided they are germane to its purpose, while still advancing their normal number of bills during the regular session. Generally, standing legislative committees must be established for each new regular or extraordinary session, and it is common for special sessions to run concurrently with regular sessions. More broadly, major policy areas of focus for the special legislative session will likely center around the following:

Climate Change and Environmental Policies: One of the most significant areas of focus will likely be environmental policies. California has positioned itself as a leader in climate change action. Under a Trump presidency, which has been characterized by skepticism toward climate science and a rollback of environmental regulations, California’s leadership may further emphasize sustainable practices and push for stronger state-level regulations to counteract federal policies. Expect initiatives aimed at green energy, emissions reduction, and conservation efforts to gain traction.

Healthcare: With the Trump Administration’s efforts to repeal or modify the Affordable Care Act (Obamacare), California’s government may react by reinforcing its commitment to healthcare access. This may include expanding Medi-Cal, promoting state-level insurance solutions, or even exploring universal healthcare initiatives, as the state’s population leans towards protecting and expanding healthcare access.

Immigration: California has a large immigrant population and has long opposed hardline immigration policies. The state government is likely to double down on policies that protect undocumented immigrants, such as sanctuary laws, and may actively resist federal immigration enforcement actions, which could manifest in legal challenges against the Trump Administration’s policies.

Social Justice and Equality: Given California’s progressive stance on social issues, expect a focus on policies promoting racial equity, LGBTQ+ rights, and economic justice. Any perceived federal efforts that threaten these rights or reverse progress in these areas will likely provoke a legislative response aimed at bolstering protections at the state level.

Economic Policies: Economic policies will also be crucial, particularly in addressing any federal tax changes or economic initiatives that could adversely affect California’s diverse economy. The state may aim to protect its own industries, such as tech and entertainment, from any disruptive federal policies.

Anticipated Policy Trends—Regular Legislative Session

At the end of the 2023-24 legislative session, there were several policy areas with specific impacts on local agencies that were left unfinished. With no anticipated change to legislative leadership, we anticipate that emerging policy trends in the regular session will include the following:

Housing: As has been the case during the past several years, housing and land use policy will continue to be a major policy area of focus for the Legislature. During the 2023-2024 legislative session we saw a total of 127 housing related measures advance to the Governor’s desk where he signed 97% into law. However, many of the housing measures introduced in 2024 were aimed primarily at increasing production of market rate developments and reducing local planning discretion.

Despite these legislative efforts, California has yet to realize the production boom that Governor Newsom hoped for when he unveiled his “Marshall Plan for Housing” in 2019, which was a mandate to build 3.5 million new housing units by 2025. Local government planning and land use is often easier for legislators to focus on rather than grappling with the realities of private markets, addressing the lack of adequate energy supply, allocating major funding for subsidized housing, and challenging developers, environmental organizations, and other powerful interest groups. During a [press event](#) in September to announce the signing of several housing bills, the Governor, along with several other elected officials, doubled down on the narrative that local agencies bear sole responsibility for California’s housing crisis.

In the summer of 2024, the Assembly Select Committee on Permitting Reform released a “[Purpose Statement](#)” and held its first [informational hearing](#) on “Understanding the Permitting Impediments to Addressing the Housing and Climate Crises”. In a [statement](#) on the hearing, the chair of the Committee, Assemblymember Buffy Wicks (D-Oakland), stated that the Committee would take “an inclusive, equitable and evidence-based approach to address systemic issues within the state’s permitting processes.” Areas of focus include “permitting impacts on housing, climate resilience, including water and wildfire, and clean energy” across California. The Committee held another [informational hearing](#) in October that focused on “Permitting Reform to Facilitate Climate Resiliency”. The Committee, in consultation with Bay Area Council, a business association located in San Francisco, is studying a broad range of permitting processes at the state and local levels that it claims act as barriers to private investors. The goal of Committee members would be to eventually introduce legislation that would aim to lower the overall number of permits required for a given project, especially in cases where permits may overlap. A report with recommendations by the Committee will be issued at the culmination of the Select Committee and will provide more insight into potential legislation over the next two year legislative session.

Given the above, we will likely see housing policy proposals that focus on:

- Increased enforcement and oversight from the Attorney General and the Department of Housing and Community Development, respectively.
- Further measures to streamline local permitting.
- Increased production and density measures in single-family neighborhoods.
- Reduced local authority on development impact fees.

Energy Package: In the final days of session, the Legislature passed several energy bills designed to cut electric bills and streamline clean energy. However, two bills related to fast-tracking renewable energy projects and increasing oversight of utilities’ wildfire costs did not advance to the Governor’s desk. The California Energy Commission (CEC) has adopted updates to the Building Energy Efficiency Standards, which will take effect on January 1, 2026. These standards aim to improve energy efficiency in newly constructed buildings, renovations, and certain existing buildings. It is

likely that the Legislature will continue to advance legislation surrounding clean energy, reducing greenhouse gas emissions, and streamlining energy projects in order to continue to try to meet the Governor's goal of 100% clean electricity by 2045. The Governor's plan includes accelerating the development of solar, wind, and battery storage projects, and modernizing the electrical grid to be more resilient and efficient.

Water: Water legislation in 2025 will also continue to focus on several key areas to address the challenges posed by climate change and ensure sustainable water management, including conservation, disaster preparedness and rate assistance for low-income households. We will likely see more bills that aim to create a more resilient water supply system, protect against extreme weather, and promote long-term sustainability. In addition, we are likely to see legislation designed to protect the state's wetlands and add new safeguards for the water supplies of rural communities. Starting January 1, 2025, new regulations will require approximately 400 of California's largest cities and water districts to develop annual water-use budgets. These budgets will consider factors such as residential indoor and outdoor water use, commercial and industrial landscapes, and allowable water loss from leakage. We could also see legislation in 2025 designed to alter or address any implementation issues that arise from these regulations, such as costs or regulatory hurdles.

AI and Technology: We anticipate that artificial intelligence (AI) will continue to be a "hot" issue going forward in 2025. Legislation addressing several issues of concern regarding AI use, including ethics, data, privacy, surveillance, transparency, job displacement, safety, and the environmental impact of the technology will continue to emerge as AI continues to develop and integrate into various aspects of society.

Grant Funding

Prepared by: Jake Whitaker, Director of Grant Services

Over the past several years, we have experienced a rollercoaster of state spending – with a sudden whiplash from unprecedented surpluses and spending to large deficits and subsequent budget cuts. While the state has had to pull back on discretionary spending programs during the past two budget cycles, funding for "core" programs to address transportation, public safety, housing, homelessness, and community infrastructure has largely been maintained at reduced levels. Passage of Proposition 4 (the "Climate Bond") will allow the state to fund a portion of its climate and sustainability initiatives while state revenues recover. Proposition 4 authorizes the state to take out \$10 billion in bonds to fund projects and programs that reduce the severity, frequency, and impacts of climate-related natural disasters including fires, drought, floods, extreme heat, and mudslides. Various existing grant programs were folded into the climate bond and zeroed out in the budget effectively as an anticipated "fund shift" to the climate bond funds.

At the federal level, we are entering the back half of the Bipartisan Infrastructure Law (BIL). Passed in 2021, the BIL authorized \$1.2 trillion in spending over five fiscal years of augmented spending on transportation, water, and sustainable infrastructure. At this point in time there are only two more fiscal years of BIL funding remaining. The Inflation Reduction Act (IRA) is entering the next phase of its implementation. While some programs will continue to be implemented directly by the federal government, many of the IRA's most impactful investments have been awarded to states and financing institutions to carry out implementation. This includes the \$27 billion Greenhouse Gas

Reduction Fund (GGRF) and several large-scale programs that have been awarded to states to solicit subrecipients for. The IRA's Direct Pay provisions for local government entities are also now in effect, providing opportunities for local governments to claim funding that was formerly only available to private entities in the form of tax credits through the IRS for sustainable infrastructure investments.

CPPPG will continue to monitor new developments in the coming year as we prepare for changes in the grant funding opportunity landscape. However, we encourage all clients to proactively begin considering potential projects that align with identified upcoming grant programs to prepare for competitive solicitations throughout the upcoming year.

Local Agency Grant Seeking in the Second Trump Presidency— What to Expect

Prepared by: Jake Whitaker, Director of Grant Services

While President Trump has sought to publicly distance himself from The Heritage Foundation's [Project 2025](#) in favor of his [Agenda 47](#), CPPPG has conducted a thorough review of both documents to assess potential impacts on local government agencies resulting from changes to federal grantmaking under a second Trump Administration. The 900+-page Project 2025 presents an extremely detailed action plan for a second Trump Administration, while Agenda 47's 16-page platform outlines broad goals without providing details on administrative implementation of these goals. We cannot ascertain the extent to which President-Elect Trump will draw from either Project 2025 or Agenda 47. However, a common theme in both initiatives seems to downplay the investments made by the Biden Administration in underserved communities and environmental justice.

Administrative Impacts: Both platforms emphasize a shift toward state and local control, seeking to broadly limit federal involvement by decentralizing federal grantmaking and passing control of formula funding back to the states. Both platforms also include a call for targeted cuts to eliminate grant programs perceived as ideologically driven or inefficient. Agenda 47 justifies its proposed changes to federal grantmaking through the lens of efficiency and simplification, with a stated goal to reduce bureaucracy to allow quicker, clearer distribution of funds while making federal grants more outcome focused. Project 2025 takes this a step further with a more explicit goal of realigning federal grantmaking to support conservative policy priorities, with specific plans to reduce and eliminate grant programs providing funding for environmental or educational programs that conflict with conservative ideology. Given the lack of specific details in Agenda 47, much of our analysis looks at the administrative actions proposed in Project 2025 as a basis for what we might expect from the second Trump administration. Repeal of all Biden Administration Executive Orders prioritizing equity and climate action in federal grantmaking is anticipated under a second Trump Administration. Plans to reverse Biden's climate-related Executive Orders are outlined in both documents. Project 2025 also calls for the elimination of the Justice40 initiative, which sets a baseline of directing at least 40% of federal spending to disadvantaged communities.

The Department of Transportation (USDOT): Project 2025 calls for the elimination of the discretionary grant programs that are administered by USDOT. These discretionary programs would be folded into the Surface Transportation Block Grant (STBG) formula program distributed to the states, and then sub-awarded by the states to local government entities. This goal is to shift

transportation spending away from federal directives and towards a state-controlled funding model. Furthermore, House Republicans have stated a goal of curbing “excessive” transportation spending after the conclusion of the Bipartisan Infrastructure Law’s funding cycle which concludes in FY 26. The BIL itself has maintained strong support from legislators in both parties in the face of attempts to reduce federal spending spearheaded by the House Republican Freedom Caucus members. Project 2025 also calls for a tightening of transportation infrastructure financing through the Build America Bureau (BAB) to enforce repayment standards and strengthen cost-benefit justification requirements.

The Environmental Protection Agency (EPA): Project 2025 specifically calls for a pause and review of all large grants administered by the EPA to ensure alignment with the new administration’s priorities. The plan advocates for a political appointee to lead the EPA’s approximately \$30 billion in grantmaking, shifting this responsibility away from career civil servants. The stated goal of Project 2025’s approach to EPA grantmaking is to prioritize larger, impact-driven grants over numerous small-dollar grants and crack down on grants awarded to academic institutions for research that the administration deems “radical.” The administration would also explore shifting responsibility for environmental initiatives to state and local governments, similar to their plans for transportation funding, in alignment with the plan’s call for a broader move to “cooperative federalism.”

Housing and Urban Development (HUD): A recurring theme of Project 2025 is the stated desire to shift responsibilities of federal grant programs to state and local governments. HUD is no exception. Project 2025 calls for devolving programs such as housing vouchers to states, while promoting mobility over site-based subsidies. This could have significant impacts on federally subsidized affordable housing in communities throughout the country. The plan also calls for a focus on shorter-term rental assistance, eliminating programs deemed redundant, and streamlining HUD’s financial reporting and internal controls. One other notable policy shift would be a prioritization of transitional housing over permanent supportive housing as a solution for addressing homelessness. This would mark a federal shift away from the “Housing First” model.

For federal grant programs that remain, CPPG anticipates significant changes to reporting requirements for local government agencies. Project 2025 calls for data collection to be standardized across federal agencies, with the goal of streamlining reporting to reduce administrative burdens with a specific callout to address the burdens placed on small and mid-sized local agencies. A similar effort began under the Biden Administration with the 2024 update to the Uniform Grant Guidance, but it remains to be seen how a second Trump Administration will go about implementing the 2024 Update – or whether they will pursue a subsequent update of their own. The shift away from procedural benchmarks as a measurement of success to outcome-based metrics may significantly change reporting requirements for federal grant programs.

Legislative Impacts: President Trump will enter his second term with narrow control of the House and Senate. Speaker Mike Johnson is no stranger to navigating the challenges of a slim majority, and he had to rely on a bipartisan compromise with Democrats to enact the FY 24 federal budget deal. Will Trump’s return to office unify the House Republican caucus? Early indicators suggest that this will be the case, but it remains to be seen. With a projected 221 seat majority and three Representatives being nominated for cabinet posts, the margins will be even tighter and there will be plenty of opportunities for coalitions of members to leverage that slim majority to advance their

own policy priorities within the legislative process – which, as we have seen over the past two years, can create a very chaotic policymaking environment.

The Senate Republican caucus has historically been more moderate than the House Republican caucus on the issue of spending reductions, but there are fiscal hawks within the caucus that will push to make their goals a priority for leadership. Newly elected Majority Leader John Thune will have to navigate the challenges of a 53-seat majority. Thune has stated that the 60-vote legislative filibuster will remain intact, but budget cuts and/or changes to tax law could be enacted through the “reconciliation” process which lowers the threshold to a simple majority to pass legislation.

Bipartisan Infrastructure Law: The BIL has survived multiple attempts in budget negotiations to cut its funding and maintains bipartisan support in the Senate. While clearly the dynamics have changed with a Republican trifecta, the BIL feels relatively safe compared to some of President Biden’s other legislative and administrative accomplishments. There are two fiscal years’ worth of funding still available through the BIL for FY 25 and FY 26 – the first three years of funding has already been obligated. CPPG anticipates a shift in priorities under the new administration, moving away from equity-based competitive scoring and restructuring the programs to de-emphasize climate action. However, should Congress push forward with a traditional devolution model, California leaders would still set the stage for eligibility criteria.

Inflation Reduction Act (IRA): With Republicans controlling the House, the Senate, and the White House, CPPG will be closely following new developments related to the partial or full repeal of the IRA. Under a second Trump Administration, there is a possibility that climate-related programs would be significantly reduced or eliminated entirely. Trump has stated his desire to rescind unspent IRA funds, but most of the discretionary grant funding authorized under the IRA has already been obligated or is in the process of being obligated prior to the transfer of power. There is some growing support from Republicans in Congress for key provisions of the IRA. While not a single Republican voted in favor of enacting the law, a group of 18 Republican Congressmen—including representatives from Orange County and the Central Valley—signed onto a letter in August 2024 asking Speaker Mike Johnson to keep the IRA’s energy tax credits in place – arguing that these tax credit programs, a major component of the IRA, are beneficial for local economic development. Conversely, there is a group of Republicans who are adamantly demanding full repeal of the law. This could be a point of conflict within the caucus, with enough Republicans signaling partial support for some of the IRA’s provisions to block a budget deal that does not include them.

More generally, it is expected that the Trump Administration will pursue budget cuts to existing formula grant programs, such as the Community Development Block Grant (CDBG) and the Surface Transportation Block Grant (STBG) programs. Project 2025 calls for revenue responsibility for these formula grant programs to shift to the states over a 10-year period, which would represent a massive cut to federal grant funding. CPPG also expects cuts to other discretionary programs if Republicans in Congress make good on their rhetoric about getting the budget deficit under control. Historically, this has not been the case – but there will be a push to curb “excessive” spending from fiscal hawks in Congress and in the administration.

END OF REPORT



City of Carlsbad 2024 Federal Year in Review

January 7, 2025

2024: A Year in Review

The second session of the 118th Congress was heavily focused on the annual appropriations bills. Congress returned to Washington, DC in January of this year having passed none of the twelve Fiscal Year 2024 (FY24) appropriations bills. Congress needed to pass two different Continuing Resolutions (CR) to keep the federal government open and funded. Finally, in March, Congress was able to pass two minibus appropriations bills containing all twelve FY24 appropriations bills. Additionally, for the third year in a row, the FY24 appropriations bills contained community project requests (formerly known as earmarks). Specifically for the City, Representative Levin and Senators Feinstein and Padilla secured \$850,000 for the Carlsbad Traffic Safety Improvement project.

As soon as Congress finished work on the FY24 appropriations bills, it was immediately time to begin work on FY25. In March, President Biden released his FY25 budget proposal to Congress. The annual release of the President's budget proposal is what kicks off the appropriations process on Capitol Hill. Members of Congress also released their FY25 community project request forms. On the House side, Rep. Levin submitted the City's Carlsbad Village Railroad Double Track Trenching project to the House Appropriations Committee for consideration. His effort has resulted in \$850,000 being included in the House Transportation, Housing, and Urban Development Appropriations bill for the project. Congress did not finish work on any of the FY25 appropriations bills before the end of the year. As such, Congress had to pass another short-term Continuing Resolution (CR) that will allow the federal government to remain open and funded until March 14th. The City's community project request is still pending upon completion of these bills.

Outside of the appropriations bills, Congress continued to work on several bills that could impact City services. Over the course of the past year, the City worked to support the "*Aviation Noise and Emissions Mitigation Act*" (H.R. 1048) and the "*Housing Unhoused Disabled Veterans Act*" (H.R. 8340). The City also submitted a grant application to the Department of Transportation for the Safe Streets for All Program.

2025: A Look Ahead

On January 3rd, the 119th Congress was officially sworn in with the GOP retaining its very slim House majority (219-215) and retaking the Senate majority (53-47). The City has a new member of its Congressional delegation with the election of Senator Adam Schiff (he takes over the seat held by Dianne Feinstein and Laphonza Butler). Senator Schiff's committee assignments include the Senate Environment and Public Works Committee, which has

jurisdiction over several critical projects at both the Department of Transportation and the Environmental Protection Agency. Schiff's other committee assignments are the Agriculture, Judiciary and Small Business committees.

President-elect Donald Trump will be sworn into office at 12:01 pm on January 20th. One of the first items on the new Administration's to-do list will be to fill more than 4,000 political appointee positions across the federal agencies. The President-elect has announced nominees for his entire cabinet, which include former Congressman Sean Duffy (WI) to serve as the Secretary of the Department of Transportation, former Congressman Lee Zeldin (NY) to serve as the Administrator at the Environmental Protection Agency, and former Congressman Scott Turner to serve as Secretary of the Department of Housing and Urban Development. All cabinet positions require Senate confirmation.

On the legislative front, Congress has until March 14th to finalize the FY24 funding bills. The GOP majority is also expected to use expedited procedures to advance a series of Trump priorities, including immigration measures and extension of the 2017 tax cuts.

Carpi & Clay Activities on behalf of the City of Carlsbad

Over the past year, Laura Morgan-Kessler and David Wetmore have been working on the following issues on behalf of the City:

- Worked with City staff to draft and submit Fiscal Year 2025 community project requests to the City's congressional delegation. As a result of these efforts, Rep. Mike Levin included \$850,000 for the City's Carlsbad Village Railroad Double Track project.
- Kept City staff updated on the status with the annual appropriations process and federal funding.
- Planned and executed the City's federal advocacy trip to Washington, D.C. in May 2024. During this trip, the City met with the City's Congressional delegation, Members of the House Quiet Skies Caucus, the Federal Railroad Administration, and the Department of Housing and Urban Development.
- Drafted letters of support for the City to send on the following bills:
 - *Aviation Noise and Emissions Mitigation Act*" (H.R. 1048)
 - *Housing Unhoused Disabled Veterans Act*" (H.R. 8340)
- Provided the City with weekly transportation memos as well as monthly federal update memos.
- Maintain strong relationships with the City's Congressional delegation and staff. Additionally, kept the City updated on changes to staff within the City's Congressional delegation.
- Provided a memo to the City regarding the potential impacts to the City of a federal government shutdown.

- Supported the City's Department of Transportation Safe Streets for All grant application.
- Shared the City's FY24 Community Development Block Grant allocation of \$579,728.
- Provided real-time grant funding opportunities to the City for federal programs of interest to the City.
- Participated on monthly conference calls with City staff and presented monthly federal updates to the City's Legislative Subcommittee meetings.
- Provided the City with post-election memo outlining the results of the November election and the impacts to the City.

##

Congress Passes Another Short-Term Continuing Resolution

On December 20th, Congress passed another short-term [Continuing Resolution](#) (CR) that will allow the federal government to remain open and funded until March 14, 2025. The House passed the bill by a vote of 366-34, and the Senate passed the bill by a vote of 85-11. In addition to extending government funding, the CR also included the following provisions:

- \$100 billion in disaster supplemental funding, including:
 - \$31 billion in funding for economic assistance to agriculture producers
 - \$29 billion to replenish the Federal Emergency Management Agency's (FEMA) Disaster Relief Fund and support response, recovery, and mitigation programs
 - \$12 billion for the Department of Housing and Urban Development (HUD) Community Development Block Grant Disaster Recovery program
 - \$8.1 billion for the Federal Highway Administration (FHWA) Emergency Relief Program
- \$10 billion for economic aid to farmers
- Extends the 2018 Farm Bill through September 30th
- Extends both the Temporary Assistance for Needy Families program and the National Flood Insurance Program through March 14th
- Extends flexibilities to allow for telehealth for Medicare through March 31st
- \$1.1 billion for the Community Health Center Fund
- Extends increased Medicare payments to low-volume hospitals until March 31st
- Extends the Medicare-dependent hospital program until March 31st

Congress Reauthorizes the Economic Development Administration

The WRDA 2024 bill [included](#) the *Economic Development Reauthorization Act of 2024*, which reauthorized the Economic Development Administration (EDA) for the first time since 2004. The EDA falls under the Department of Commerce and provides grants and technical assistance for economic development and workforce training programs in economically disadvantaged communities. Among other provisions, the legislation designates recreation as a priority for EDA funding to improve access to public lands, develop recreation infrastructure, and assist communities depending on the outdoor recreation economy.

Congressional Leaders Set 2025 Schedule

House Majority Leader Steve Scalise (R-LA) and incoming Senate Majority Leader John Thune (R-WY) released the Congressional schedule for 2025 for their respective chambers. A combined version of the calendar is available [HERE](#).

119th Congress House Committee Leaders

House Republicans and Democrats announced leaders for committees in the 119th Congress. The chart below lists the Chair and Ranking Member for each committee in the House, with italics indicating a new chair or ranking member. The Speaker of the House appoints leaders and members of the Ethics, House Administration, and Rules Committees once the new Congress begins on January 3rd.

House Committee	Chair	Ranking Member
Agriculture	Glenn Thompson (R-PA)	<i>Angie Craig (D-MN)</i>
Appropriations	Tom Cole (R-OK)	Rosa DeLauro (D-CT)
Armed Services	Mike Rogers (R-AL)	Adam Smith (D-WA)
Budget	Jodey Arrington (R-TX)	Brendan Boyle (D-PA)
Education & the Workforce	<i>Tim Walberg (R-MI)</i>	Bobby Scott (D-VA)
Ethics	TBD	TBD
Energy & Commerce	<i>Brett Guthrie (R-KY)</i>	Frank Pallone (D-NJ)
Financial Services	<i>French Hill (R-AR)</i>	Maxine Waters (D-CA)
Foreign Affairs	<i>Brian Mast (R-FL)</i>	Gregory Meeks (D-NY)
Homeland Security	Mark Green (R-TN)	Bennie Thompson (D-MS)
House Administration	TBD	TBD
Judiciary	Jim Jordan (R-OH)	<i>Jamie Raskin (D-MD)</i>
Natural Resources	Bruce Westerman (R-AR)	<i>Jared Huffman (D-CA)</i>
Oversight and Accountability	James Comer (R-KY)	<i>Gerry Connolly (D-VA)</i>
Permanent Select Intelligence	Mike Turner (R-OH)	Jim Himes (D-CT)
Rules	TBD	TBD
Science, Space, & Technology	<i>Brian Babin (R-TX)</i>	Zoe Lofgren (D-CA)
Small Business	Roger Williams (R-TX)	Nydia Velazquez (D-NY)
Transportation & Infrastructure	Sam Graves (R-MO)	Rick Larsen (D-WA)
Veterans' Affairs	Mike Bost (R-IL)	Mark Takano (D-CA)
Ways & Means	Jason Smith (R-MO)	Richard Neal (D-MA)

119th Congress Senate Committee Leaders

Incoming Senate Majority Leader John Thune (R-SD) announced committee leaders in the 119th Congress. The chart below lists the chair for each committee in the Senate. Democrats have not yet announced Ranking Members for committees.

Senate Committee	119 th Congress Chair
Aging	Rick Scott (R-FL)
Agriculture	John Boozman (R-AR)
Appropriations	Susan Collins (R-MN)
Armed Services	Roger Wicker (R-MS)
Banking	Tim Scott (R-SC)
Budget	Lindsey Graham (R-SC)
Commerce, Science, and Transportation	Ted Cruz (R-TX)
Energy and Natural Resources	Mike Lee (R-UT)
Environment and Public Works	Shelley Moore Capito (R-WV)
Ethics	James Lankford (R-KY)
Finance	Mike Crapo (R-ID)
Foreign Relations	Jim Risch (ID)
Health, Education, Labor, and Pensions	Bill Cassidy (R-LA)
Homeland Security and Governmental Affairs	Rand Paul (R-KY)
Judiciary	Chuck Grassley (R-IA)
Indian Affairs	Lisa Murkowski (R-AK)
Intelligence	Tom Cotton (R-AR)
Rules	Mitch McConnell (R-KY)
Small Business	Joni Ernst (R-IA)
Veterans Affairs	Jerry Moran (R-KS)

President Biden Signs Grant Transparency Act into Law

On December 11th, President Biden signed the *Grant Transparency Act of 2023* (**P.L. 118-140**) into law. The bipartisan legislation stipulates that each notice of funding opportunity (NOFO) must include a description of any rating system, evaluation, and selection criteria a federal agency will use to assess grant applications, a statement regarding the use of any weighted scoring methods, and information on any other qualitative or quantitative method an agency uses to evaluate grant applications.

Congress Passes Veterans Affairs Healthcare and Benefits Improvement Act.

The House and Senate passed the bipartisan *Senator Elizabeth Dole 21st Century Veterans Healthcare and Benefits Improvement (Dole) Act* (**S. 141**) to improve Department of Veterans Affairs (VA) healthcare and services. The legislation includes federal resources for a competitive grant program to support providing VA services through a state, tribal, or territorial government.

Aviation Safety Caucus Letter Urging FAA to Prioritize ATC Modernization.

The bipartisan House Aviation Safety Caucus sent a [letter](#) to the Federal Aviation Administration (FAA) urging the enhancements to oversight and management of Air Traffic Control (ATC) modernization projects, citing concerns over delays, cost overruns, and unsustainable systems identified in recent assessments. The letter calls for stricter review processes, improved transparency, and collaboration with aviation safety professionals to ensure timely and effective implementation.

FEDERAL FUNDING OPPORTUNITIES

NOAA Releases \$100 Million Habitat Restoration and Coastal Resilience NOFO. The National Oceanic and Atmospheric Administration (NOAA) released a \$100 million [NOFO](#) through the Transformational Habitat Restoration and Coastal Resilience Grants program. Funding will support projects that restore marine, estuarine, coastal, and Great Lakes ecosystems through activities like enhancing coastal wetlands and rebuilding coral reefs. Applications are due by April 16th.

GRANT AWARD ANNOUNCEMENTS

DOL Announces \$99.3 Million for YouthBuild Program. The Department of Labor (DOL) [announced](#) \$99.3 million in grants to 71 organizations through the YouthBuild Program. Funding will support pre-apprenticeships for individuals aged 16-24 who are neither enrolled in school nor in the labor market for construction jobs and other high-demand industries. Projects selected will also provide education and training for rehabilitating affordable housing in underserved communities.

EPA Awards \$1.275 Billion through Community Change Grants Program. The Environmental Protection Agency (EPA) [announced](#) \$1.275 billion in grants for 84 projects through the Community Change Grants Program. The funding will support disadvantaged community efforts to reduce and prevent air, water, and soil pollution, build resilient infrastructure, and provide workforce development opportunities.

EPA Announces Clean Heavy-Duty Vehicle Grant Program Tentative Selections. EPA [announced](#) over \$735 million to 70 applications through its first-ever Clean Heavy-Duty Vehicles Grant program. The funding will provide battery-electric box trucks, cargo trucks, emergency vehicles, refuse/recycling haulers, school buses, shuttle buses, step vans, transit buses, utility vehicles, other vocational vehicles, and several hydrogen fuel cell transit buses.

EPA Announces \$7.7 Million through Brownfields Job Training Program. EPA [announced](#) \$7.7 million in grants for 16 organizations through the Brownfields Job Training Program. The funding will support recruitment, training, and job placement for community revitalization and

cleanup at brownfield sites. Programs funded in this round include certifications in lead and asbestos abatement, mold remediation, environmental sampling and analysis, and environmental health and safety training.

FHWA Announces Wildlife Crossings Pilot Program Grant Awards. FHWA [announced](#) \$125 million to 16 wildlife crossings projects. The grants will help fund projects that will reduce vehicle collisions with wildlife while also improving habitat connectivity and support the survival of threatened or endangered species. The funding also supports studies and projects that construct wildlife crossings over and below busy roads, add fencing to direct animals to the crossings, and monitor performance of crossing systems.

FHWA Announces Highway Construction Training Program Grant Awards. FHWA [announced](#) \$4.2 million to 16 programs to recruit, train, and place highway construction jobs. The new programs will include training for heavy-duty equipment operators, scholarships for pre-apprenticeship and apprenticeship programs, and programs to obtain a commercial driver's license.

HUD Awards \$225 Million through PRICE Program. HUD [announced](#) \$225 million in grants for 17 awardees through the Preservation and Reinvestment Initiative for Community Enhancement (PRICE) program. The funding will support low- and moderate-income homeowners and residents of manufactured housing communities (MHCs) by rehabilitating existing homes, accessibility upgrades, infrastructure improvements, mitigation and resiliency strategies, resident services, and support for transitioning existing MHCs to resident-managed communities.

Reclamation Announces \$12.1 Million through WaterSMART Program. Reclamation [announced](#) \$12.1 million in grant awards for 43 projects in the WaterSMART Planning and Design Grants program. The funding will support planning and designing water supply projects that enhance groundwater discharge, design recycled water infrastructure, pipe water to reduce water losses, backup infrastructure for water supply systems, and expand water reuse.

FEDERAL AGENCY REGULATORY ACTIONS

DOT Publishes Final Rule on Transportation for Individuals with Disabilities, Adoption of Accessibility Standards for Pedestrian Facilities in the Public Right-of-Way. DOT published a [final rule](#) that amends the Americans with Disabilities Act regulations to adopt, without modification, the Architectural and Transportation Barriers Compliance Board's Accessibility Guidelines for Pedestrian Facilities in the Public Right-of-Way (PROWAG) as DOT's regulatory standards for new construction and alterations of transit stops in the public right-of-way. The rule is effective on January 17th.

DOT Publishes Public Interest Waiver of the Application of Certain Domestic Preference Requirements and Policies for Transit-Oriented Development Housing Projects. DOT is [proposing](#) a waiver of the domestic preference requirements to transit-oriented development (TOD) projects that receive credit assistance through BAB under the *Transportation Infrastructure Finance and Innovation Act* (TIFIA) and the *Railroad Rehabilitation and Improvement Refinancing* (RRIF) credit programs.

DOT Publishes Interim Guidelines on Federal Flood Risk Management Standard. DOT published [interim guidelines](#) on the Federal Flood Risk Management Standard (FFRMS) which aims to enhance the resilience of communities and Federal assets against flooding caused by extreme events and climate change. To support this effort, DOT has created the FFRMS Interim Guidelines. These guidelines clarify the specific actions DOT is taking to integrate the FFRMS into its policies, programs, and operations, ensuring consistent implementation across the Department. Comments are due by February 18th.

EPA Finalizes Amendments to PFAS and PBT Review Process under TSCA. EPA published a [final rule](#) amending the agency's review process for new chemicals under the Toxic Substances Control Act (TSCA) to ensure that new per- and polyfluoroalkyl substances (PFAS) and persistent, bioaccumulative and toxic (PBT) chemicals undergo the full review process before manufacturing. The rule eliminates exemptions for PFAS and PBTs with potential for human exposure, aligns the chemical review process with laws requiring EPA to issue one of five safety determinations for all newly submitted chemicals, and streamlines the review process. The rule is effective on February 10th.

EPA Releases Final CWA Section 404 Rule. EPA published the [final rule](#) for the Clean Water Act (CWA) Section 404 Tribal and State Assumption Program. The rule clarifies procedures and requirements for states, territories, and authorized tribal governments to assume and administer the Section 404 permitting program in the waters of the United States. EPA responded to feedback from stakeholders during the development of the rule to identify and address barriers preventing states, territories, and tribes from assuming control over the program. The rule is effective on January 17th.

EPA Issues Waiver for CARB's Advanced Clean Cars II Regulation. EPA [issued a waiver](#) of preemption under Section 209(b) of the Clean Air Act (CAA) for the California Air Resource Board's (CARB) Advanced Clean Cars II regulation. CARB approved the regulation in 2022, which would phase out the sale of most internal combustion engine vehicles in California by 2035. The regulation stipulates that 35% of new cars sold in the state by 2026 be zero-emission vehicles (ZEVs), scaling up until 2035 when all new vehicles sold in the state will be required to be ZEVs except in certain limited circumstances. The rule would allow for 20% of ZEVs sold to be plug-in hybrid vehicles and does not affect used vehicles already on the road.

EPA Issues Waiver for CARB's Heavy-Duty Omnibus Low NOx Regulation. EPA granted CARB a [waiver of preemption](#) under Sections 209(b) and 209(e) of the CAA for its heavy-duty vehicle Omnibus Low NOx regulation to limit nitrogen oxide (NOx) emissions from internal combustion

engines. The regulation requires a 75% reduction below current standards in NOx emissions from heavy-duty vehicles beginning with model year (MY) 2024 vehicles, scaling up to a 90% reduction for MY 2027 vehicles.

FHWA, FTA, and FRA Publishes Efficient Environmental Reviews for Project Decision-making and One Federal Decision Interim Guidance. FHWA, FTA, and the Federal Railroad Administration (FRA) published [interim final guidance](#) that explains the environmental review process and best management practices for the surface transportation projects to which the Section 139 environmental review process applies. This Interim Final Guidance supersedes and replaces the SAFETEA-LU Environmental Review Process Final Guidance, jointly issued by FHWA and FTA in 2006. This Interim Final Guidance reflects statutory amendments to the Section 139 environmental review process and includes information on the FRA and railroad projects. The interim final guidance became effective on December 17th. Comments are due by February 18th.

FRA Publishes Freight Car Safety Standards Final Rule. FRA published a [final rule](#) that amends the Freight Car Safety Standards (FCSS) to implement section 22425 of the Infrastructure Investment and Jobs Act (Act). The Act places certain restrictions on newly built freight cars placed into service in the United States including limiting content that originates from a country of concern (COC) or is sourced from a state-owned enterprise (SOE) and prohibiting sensitive technology that originates from a COC or is sourced from a SOE. The Act mandates that FRA issue a regulation to monitor and enforce industry compliance with the Act's standards. The rule is effective on January 21st.

FTA Publishes Buy America Waiver for Battery Electric Minibuses. FTA is proposing a [general non-availability waiver](#) of limited duration for vehicles in this class that meet certain criteria. FTA seeks public and industry comment on whether FTA should grant the waiver or a modified version of the waiver. Comments are due by January 6th.

HUD Publishes OCAFs for 2025. HUD published a [request for comment](#) on its notice establishing operating cost adjustment factors (OCAFs) for project-based assistance Section 8 contracts for 2025 with an effective date of February 11th. Comments are due by January 10th.

FEDERAL AGENCY ANNOUNCEMENTS AND PERSONNEL CHANGES

DOE Announces Transportation Modal Action Plans. The Department of Energy (DOE), in collaboration with federal agencies and industry stakeholders, published transportation modal action plans that outline strategies to enhance the freight and transportation sectors and present opportunities to reduce emissions.

- [An Action Plan for Rail Energy and Emissions Innovation](#)
- [Convenient Transportation: An Action Plan for Energy and Emissions Innovation](#)

- [*Efficient Transportation: An Action Plan for Energy and Emissions Innovation*](#)
- [*United States Aviation Climate Action Plan*](#)

DOT Publishes Learning Agenda FY 2024 – 2026. DOT published the [*Learning Agenda: FY 2024 – 2026*](#) which identifies priority evidence-building needs relevant to DOT programs, policies, and regulations and creates an action plan to address them. The updated document adds 17 new topic areas, each with a collection of priority questions that identify some of the Department’s most important emerging evidence-building needs in alignment with five of the previous DOT strategic plan’s strategic goals. The new topic areas include distracted driving, railroad grade crossing safety, aviation surface safety, supply chain disruption, transportation cost burden, safe disposal and transportation of batteries, and EV adoption.

DOT Publishes National Blueprint for Transportation Decarbonization. DOT published the [*USDOT Climate Strategies that Work Playbook*](#), which is a resource to help guide cities, regions, industry leaders, philanthropic strategists, and transportation professionals in implementing effective strategies for reducing transportation sector greenhouse gas emissions.

DOT Publishes Report Detailing Progress in Rebuilding Bridges. DOT [*published*](#) a report detailing the reconstruction of 18 of America's most economically significant bridges, surpassing the initial goal of repairing ten major bridges under the Bipartisan Infrastructure Law. These projects, each receiving grants of \$100 million or more, aim to enhance safety, reduce congestion, and strengthen supply chains, collectively impacting over 1.2 million vehicles daily and supporting the nation's economic competitiveness.

EPA Administrator Announces Resignation. EPA Administrator Michael Regan announced he will resign effective December 31st. Jane Nishida will serve as Acting EPA Administrator and Dan Utech will serve as Acting Deputy Administrator until the end of the Biden Administration.

FAA Administrator to Step Down in January. FAA Administrator Mike Whitaker announced his resignation effective January 20th, coinciding with the presidential transition. Whitaker, who assumed the role in October 2023, was serving a five-year term set to expire in 2028. The FAA Administrator position is a presidential appointment with a fixed five-year term.

FHWA Publishes NEVI Build Out Certification Guidance. FHWA [*published a memorandum*](#) on Build-Out Certification outlines the criteria and procedures for states to certify the completion of electric vehicle charging infrastructure along designated Alternative Fuel Corridors, a prerequisite for utilizing National Electric Vehicle Infrastructure (NEVI) Formula Program funds beyond these corridors. The document details the certification process, including necessary documentation and evaluation metrics, to ensure a comprehensive and reliable EV charging network nationwide.

FHWA Publishes NEVI Formula Program Q&A. FHWA published an [*updated questions & answers*](#) (Q&A) clarifying that the existing NEVI guidance has always allowed for flexibility in charging standards—including use of other connectors, such as J3400—so long as there is a

Combined Charging System (CCS) connector. The updates do not represent a change to existing NEVI minimum standards.

GAO Publishes Report on the Bridge Investment Program. The Government Accountability Office (GAO) has released a report titled [*Bridge Investment Program: DOT Should Refine Processes to Improve Consistency*](#) that evaluates the Bridge Investment Program, a grant program aimed at addressing the nation's aging bridge infrastructure. The report highlights the program's progress in supporting the repair and replacement of structurally deficient and economically significant bridges, while also identifying areas for improvement in funding allocation, project selection, and performance metrics. Recommendations include enhancing transparency in project prioritization and developing more robust data collection methods to ensure accountability and maximize program impact. The report provides valuable insights for policymakers and stakeholders working to improve the safety and resilience of U.S. bridges.

USDA ARS Publishes Food Loss and Waste Webpage. USDA's Agricultural Research Service (ARS) published a webpage titled [*Innovations for Reducing Food Loss and Waste*](#). The website highlights ARS research on solutions to reduce food loss and waste in homes, schools, farms, and businesses, and efforts to convert food waste into products such as bioplastics, biochemicals, and biofuels.

##



JOINT CITY COUNCIL AND
CARLSBAD MUNICIPAL WATER DISTRICT
Staff Report

Meeting Date: Jan. 14, 2025

To: Mayor and City Council/President and Board Members

From: Geoff Patnoe, City Manager/Executive Manager

Staff Contact: Faviola Medina, City Clerk Services Director
faviola.medina@carlsbadca.gov, 442-339-5989

Subject: Reorganization of the City Council and CMWD Board, Election of Mayor Pro Tempore and Board President and Vice President, Regional Committee Assignments and Subcommittee Assignments

Districts: All

Recommended Actions

The following actions are recommended:

1. Adopt a resolution appointing one member of the City Council to serve as Mayor Pro Tempore for a term ending in December 2025, or until a replacement is appointed
2. Adopt a Carlsbad Municipal Water District Board resolution appointing one member of the Board of Directors to serve as President of the Board and one member to serve as Vice President of the Board for a term ending in December 2025, or until a replacement is appointed
3. Adopt a resolution appointing members of the City Council to the San Diego Association of Governments Board of Directors for a term ending in December 2025, or until a replacement is appointed
4. Adopt a resolution appointing members of the City Council to the San Diego Association of Governments Shoreline Preservation Working Group for a term ending in December 2025, or until a replacement is appointed
5. Adopt a resolution appointing members of the City Council to the North County Transit District Board of Directors for a term ending in December 2025, or until a replacement is appointed
6. Adopt a Carlsbad Municipal Water District Board resolution confirming the Board President's appointment of a Board Member to the San Diego County Water Authority Board of Directors for a term ending in December 2025, or until a replacement is appointed
7. Adopt a resolution appointing members of the City Council to the Clean Energy Alliance Joint Powers Authority Board of Directors for a term ending in December 2025, or until a replacement is appointed
8. Adopt a resolution confirming the mayoral appointment of members of the City Council to the various regional committee assignments for terms ending in December 2025, or until replacements are appointed

9. Adopt a resolution confirming the mayoral appointment of members of the City Council to the City Council Economic Development Subcommittee for a term ending in December 2025, or until replacements are appointed
10. Adopt a resolution confirming the mayoral appointment of members of the City Council to the City Council Legislative Subcommittee for a term ending in December 2026, or until replacements are appointed

Executive Summary/Explanation & Analysis

The City Council is required by Carlsbad Municipal Code Section 2.04.090 to select a Mayor Pro Tempore after a general municipal election. Although the Municipal Code only requires that the selection of Mayor Pro Tempore take place following a general municipal election, it has been the City Council's practice to consider the appointment annually.

This council member, nominated by the Mayor and approved by a vote of the City Council, temporarily serves as the Mayor if the Mayor is absent or unable to act.

California Water Code Section 71273 also requires that the Carlsbad Municipal Water District Board of Directors select board members to serve as President of the Board and Vice President of the Board. Historically, the Mayor and Mayor Pro Tempore have served as President and Vice President of the Carlsbad Municipal Water District Board of Directors.

In addition, in keeping with Carlsbad Municipal Code Section 2.04.100 and California Government Code Section 40605, part of the City Council's reorganization includes meeting for the purpose of appointing individual members of the City Council to committees or other bodies as the council may find necessary for its reorganization and effective functioning. This includes the City Council's regional committee and subcommittee assignments.

Exhibit 11 is a list of the City Council regional committee assignments, as confirmed by the City Council in December 2023. The list does not include those committees on which various City Council members serve as a result of their appointments by other agencies.

If an appointment to a particular assignment is not made, the existing appointee will continue to serve until a replacement is selected.

Fiscal Analysis

The recommended action has no fiscal impact.

Next Steps

Staff will update the city's website and City Council meeting agenda template to reflect the new committee assignments.

Environmental Evaluation

This action does not require environmental review because it does not constitute a project within the meaning of the California Environmental Quality Act under California Public Resources Code Section 21065 in that it has no potential to cause either a direct physical change in the environment or a reasonably foreseeable indirect physical change in the environment.

Exhibits

1. Resolution appointing one member to serve as Mayor Pro Tempore
2. Resolution appointing one member of the Carlsbad Municipal Water District Board of Directors to serve as President of the Board and one member to serve as Vice President of the Board
3. Resolution appointing members of the City Council to the San Diego Association of Governments Board of Directors
4. Resolution appointing members of the City Council to the San Diego Association of Governments Shoreline Preservation Working Group
5. Resolution appointing members of the City Council to the North County Transit District Board of Directors
6. Resolution confirming the Board President's appointment to the San Diego County Water Authority Board of Directors
7. Resolution appointing members of the City Council to the Clean Energy Alliance Joint Powers Authority Board of Directors
8. Resolution confirming the mayoral appointments to the regional committee assignments
9. Resolution confirming the mayoral appointments of members of the City Council to the City Council Economic Development Subcommittee
10. Resolution confirming the mayoral appointments of members of the City Council to the City Council Legislative Subcommittee
11. List of current City Council regional committee assignments
12. List of possible committee scheduling conflicts

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARLSBAD, CALIFORNIA, APPOINTING ONE MEMBER OF THE CITY COUNCIL TO SERVE AS MAYOR PRO TEMPORE FOR A TERM ENDING IN DECEMBER 2025, OR UNTIL A REPLACEMENT IS APPOINTED

WHEREAS, Council Member Bhat-Patel was appointed on Dec. 12, 2023, by Resolution No. 2023-293 to serve as Mayor Pro Tempore.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Carlsbad, California, as follows:

1. That the above recitations are true and correct.
2. That the following Carlsbad City Council Member is appointed to serve as Mayor Pro Tempore for a term ending in December 2025, or until a replacement is appointed:

PASSED, APPROVED AND ADOPTED at a Joint Special Meeting of the City Council of the City of Carlsbad, California, and the Carlsbad Municipal Water District of the City of Carlsbad, California, on the ___ day of _____, 2025, by the following vote, to wit:

AYES:

NAYS:

ABSTAIN:

ABSENT:

KEITH BLACKBURN, Mayor

SHERRY FREISINGER, City Clerk
(SEAL)

RESOLUTION NO. _____

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE CARLSBAD MUNICIPAL WATER DISTRICT OF THE CITY OF CARLSBAD, CALIFORNIA, APPOINTING ONE MEMBER OF THE CARLSBAD MUNICIPAL WATER DISTRICT BOARD OF DIRECTORS TO SERVE AS PRESIDENT OF THE BOARD AND ONE MEMBER TO SERVE AS VICE PRESIDENT OF THE BOARD FOR A TERM ENDING IN DECEMBER 2025, OR UNTIL A REPLACEMENT IS APPOINTED

WHEREAS, California Water Code Section 71273 requires that the Board of Directors of the Carlsbad Municipal Water District appoint one member to serve as President of the Board and one member to serve as Vice President of the Board; and,

WHEREAS, historically the Mayor of the City of Carlsbad serves as the President of the Board of Directors and the Mayor Pro Tempore serves as the Vice President of the Carlsbad Municipal Water District.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Carlsbad Municipal Water District of the City of Carlsbad, California as follows:

1. That the above recitations are true and correct.
2. That the following Board Member is appointed to serve as President for a term ending in December 2025, or until a replacement is appointed:

3. That the following Board Member is appointed to serve as Vice President, for a term ending in December 2025, or until a replacement is appointed:

PASSED, APPROVED AND ADOPTED at a Joint Special Meeting of the Carlsbad Municipal Water District Board of Directors of the City of Carlsbad, California and the City Council of the City of Carlsbad, California on the ___ day of _____, 2025, by the following vote, to wit:

AYES:

NAYS:

ABSTAIN:

ABSENT:

PRESIDENT

SHERRY FREISINGER, Secretary
(SEAL)

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARLSBAD, CALIFORNIA, APPOINTING MEMBERS OF THE CITY COUNCIL TO THE SAN DIEGO ASSOCIATION OF GOVERNMENTS BOARD OF DIRECTORS FOR A TERM ENDING IN DECEMBER 2025, OR UNTIL A REPLACEMENT IS APPOINTED

WHEREAS, California Public Utilities Code Section 132351.1(d)&(f) requires that the City Council appoint a primary representative and alternates to the San Diego Association of Governments (SANDAG) Board of Directors; and

WHEREAS, SANDAG requests that the appointments be made no later than the first regular City Council meeting in 2025.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Carlsbad, California, as follows:

1. That the above recitations are true and correct.
2. That the following Carlsbad City Council Members are appointed to the San Diego Association of Government Board of Directors for a term ending in December 2025, or until replacements are appointed:

Primary Member: _____

First Alternate Member: _____

Second Alternate Member: _____

PASSED, APPROVED AND ADOPTED at a Joint Special Meeting of the City Council of the City of Carlsbad, California, and the Carlsbad Municipal Water District of the City of Carlsbad, California, on the __ day of _____, 2025, by the following vote, to wit:

AYES:

NAYS:

ABSTAIN:

ABSENT:

KEITH BLACKBURN, Mayor

SHERRY FREISINGER, City Clerk
(SEAL)

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARLSBAD, CALIFORNIA, APPOINTING MEMBERS OF THE CITY COUNCIL TO THE SAN DIEGO ASSOCIATION OF GOVERNMENTS SHORELINE PRESERVATION WORKING GROUP FOR A TERM ENDING IN DECEMBER 2025, OR UNTIL A REPLACEMENT IS APPOINTED

WHEREAS, San Diego Association of Governments (SANDAG) is requesting that the City Council appoint a primary representative and an alternate representative to serve on the SANDAG Shoreline Preservation Working Group; and

WHEREAS, SANDAG requests that the appointments be made no later than the first regular City Council meeting in 2025.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Carlsbad, California, as follows:

1. That the above recitations are true and correct.
2. That the following Carlsbad City Council Members are appointed as Primary and Alternate Members to the San Diego Association of Governments Shoreline Preservation Working Group for a term ending in December 2025, or until replacements are appointed:

Primary Member: _____

Alternate Member: _____

PASSED, APPROVED AND ADOPTED at a Joint Special Meeting of the City Council of the City of Carlsbad, California, and the Carlsbad Municipal Water District of the City of Carlsbad, California, on the ___ day of _____, 2025, by the following vote, to wit:

AYES:

NAYS:

ABSTAIN:

ABSENT:

KEITH BLACKBURN, Mayor

SHERRY FREISINGER, City Clerk
(SEAL)

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARLSBAD, CALIFORNIA, APPOINTING MEMBERS OF THE CITY COUNCIL TO THE NORTH COUNTY TRANSIT DISTRICT BOARD OF DIRECTORS FOR A TERM ENDING IN DECEMBER 2025, OR UNTIL A REPLACEMENT IS APPOINTED

WHEREAS, California Public Utilities Code Sections 125050(b) and 125051 authorize the City Council to appoint a primary representative and an alternate representative to the North County Transit District (NCTD) Board of Directors; and

WHEREAS, NCTD requests that the appointments be made no later than the first regular City Council meeting in 2025.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Carlsbad, California, as follows:

1. That the above recitations are true and correct.
2. That the following Carlsbad City Council Members are appointed as Primary and Alternate Members to the North County Transit District Board of Directors for a term ending in December 2025, or until replacements are appointed:

Primary Member: _____

Alternate Member: _____

PASSED, APPROVED AND ADOPTED at a Joint Special Meeting of the City Council of the City of Carlsbad, California, and the Carlsbad Municipal Water District of the City of Carlsbad, California, on the __ day of _____, 2025, by the following vote, to wit:

AYES:

NAYS:

ABSTAIN:

ABSENT:

KEITH BLACKBURN, Mayor

SHERRY FREISINGER, City Clerk
(SEAL)

RESOLUTION NO.

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE CARLSBAD MUNICIPAL WATER DISTRICT OF THE CITY OF CARLSBAD, CALIFORNIA, CONFIRMING THE BOARD PRESIDENT'S APPOINTMENT OF A BOARD MEMBER TO THE SAN DIEGO COUNTY WATER AUTHORITY BOARD OF DIRECTORS FOR A TERM ENDING IN DECEMBER 2025, OR UNTIL A REPLACEMENT IS APPOINTED

WHEREAS, California Water Code Appendix Chapter 45, Section 45-6(b) requires that the Carlsbad Municipal Water District Board President appoint, with the Carlsbad Municipal Water District Board's concurrence, a representative to the San Diego County Water Authority (SDCWA) Board of Directors; and

WHEREAS, SDCWA requests that the appointment be made no later than the first regular City Council meeting in 2025.

NOW, THEREFORE, BE IT RESOLVED by the Board of Directors of the Carlsbad Municipal Water District of the City of Carlsbad, California, as follows:

1. That the above recitations are true and correct.
2. That the following Carlsbad Municipal Water District Board Member is appointed to the San Diego County Water Authority Board of Directors for a term ending in December 2025, or until a replacement is appointed:

Member: _____

PASSED, APPROVED AND ADOPTED at a Joint Special Meeting of the Carlsbad Municipal Water District Board of Directors of the City of Carlsbad, California, and the City Council of the City of Carlsbad, California on the ___ day of _____, 2025, by the following vote, to wit:

AYES:

NAYS:

ABSTAIN:

ABSENT:

KEITH BLACKBURN, President

SHERRY FREISINGER, Secretary
(SEAL)

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARLSBAD, CALIFORNIA, APPOINTING MEMBERS OF THE CITY COUNCIL TO THE CLEAN ENERGY ALLIANCE JOINT POWERS AUTHORITY BOARD OF DIRECTORS FOR A TERM ENDING IN DECEMBER 2025, OR UNTIL A REPLACEMENT IS APPOINTED

WHEREAS, the Clean Energy Alliance Joint Powers Authority (CEA JPA) Agreement provides that the governing body of each party shall appoint and designate a primary representative and one alternate to the CEA JPA Board of Directors.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Carlsbad, California, as follows:

1. That the above recitations are true and correct.
2. That the following Carlsbad City Council Members are appointed to be Primary and Alternate Members of the Clean Energy Alliance Joint Powers Authority Board of Directors for a term ending in December 2025, or until a replacement is appointed:

Primary Member: _____

Alternate Member: _____

PASSED, APPROVED AND ADOPTED at a Joint Special Meeting of the City Council of the City of Carlsbad, California, and the Carlsbad Municipal Water District of the City of Carlsbad, California, on the __ day of _____, 2025, by the following vote, to wit:

AYES:

NAYS:

ABSTAIN:

ABSENT:

KEITH BLACKBURN, Mayor

SHERRY FREISINGER, City Clerk
(SEAL)

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARLSBAD, CALIFORNIA, CONFIRMING THE MAYORAL APPOINTMENTS OF MEMBERS OF THE CITY COUNCIL TO THE VARIOUS REGIONAL COMMITTEE ASSIGNMENTS FOR TERMS ENDING IN DECEMBER 2025, OR UNTIL REPLACEMENTS ARE APPOINTED

WHEREAS, Carlsbad Municipal Code Section 2.04.100 and California Government Code Section 40605 require that the Mayor appoint, with City Council concurrence, City Council members to various regional committee assignments as listed in Attachment A; and

WHEREAS, the regional agencies request that the appointments be made no later than the first regular City Council meeting in 2025.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Carlsbad, California, as follows:

1. That the above recitations are true and correct.
2. That the mayoral appointments to the regional committee assignments as listed in Attachment A are confirmed for terms ending in December 2025 or until replacements are appointed.

PASSED, APPROVED AND ADOPTED at a Joint Special Meeting of the City Council of the City of Carlsbad, California, and the Carlsbad Municipal Water District of the City of Carlsbad, California, on the __ day of _____, 2025, by the following vote, to wit:

AYES:

NAYS:

ABSTAIN:

ABSENT:

KEITH BLACKBURN, Mayor

SHERRY FREISINGER, City Clerk
(SEAL)

2025 Regional Committee Assignments

Assignment	Appointee
Buena Vista Lagoon JPC	
Buena Vista Lagoon JPC	
Chamber of Commerce Liaison	
Chamber of Commerce Liaison (Alternate)	
City/School Committee	
City/School Committee	
Encina Wastewater Authority Board of Directors/Encina Joint Powers (JAC)	
Encina Wastewater Authority Board of Directors/Encina Joint Powers (JAC)	
Encina Wastewater Authority Board of Directors/Encina Joint Powers (JAC) (Alternate)	
League of California Cities – San Diego Division	
League of California Cities – San Diego Division (Alternate)	
North County Dispatch Joint Powers Authority	
North County Dispatch Joint Powers Authority (Alternate)	

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARLSBAD, CALIFORNIA, CONFIRMING THE MAYORAL APPOINTMENTS OF MEMBERS OF THE CITY COUNCIL TO THE CITY COUNCIL ECONOMIC DEVELOPMENT SUBCOMMITTEE FOR A TERM ENDING IN DECEMBER 2025, OR UNTIL REPLACEMENTS ARE APPOINTED

WHEREAS, Carlsbad Municipal Code Section 2.04.100 and California Government Code Section 40605 require that the Mayor appoint, with City Council concurrence, City Council members to various subcommittee assignments.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Carlsbad, California, as follows:

1. That the above recitations are true and correct.
2. That the Mayoral appointments to the City Council Economic Development Subcommittee are confirmed for terms ending in December 2025, or until replacements are appointed:

PASSED, APPROVED AND ADOPTED at a Joint Special Meeting of the City Council of the City of Carlsbad, California, and the Carlsbad Municipal Water District of the City of Carlsbad, California, on the __ day of _____, 2025, by the following vote, to wit:

AYES:

NAYS:

ABSTAIN:

ABSENT:

KEITH BLACKBURN, Mayor

SHERRY FREISINGER, City Clerk
(SEAL)

RESOLUTION NO.

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARLSBAD, CALIFORNIA, CONFIRMING THE MAYORAL APPOINTMENTS OF MEMBERS OF THE CITY COUNCIL TO THE CITY COUNCIL LEGISLATIVE SUBCOMMITTEE FOR A TERM ENDING IN DECEMBER 2026, OR UNTIL REPLACEMENTS ARE APPOINTED

WHEREAS, Carlsbad Municipal Code Section 2.04.100 and California Government Code Section 40605 require that the Mayor appoint, with City Council concurrence, City Council members to various subcommittee assignments.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Carlsbad, California, as follows:

1. That the above recitations are true and correct.
2. That the Mayoral appointments to the City Council Legislative Subcommittee are confirmed for terms ending in December 2026, or until replacements are appointed:

PASSED, APPROVED AND ADOPTED at a Joint Special Meeting of the City Council of the City of Carlsbad, California, and the Carlsbad Municipal Water District of the City of Carlsbad, California, on the ___ day of _____, 2025, by the following vote, to wit:

AYES:

NAYS:

ABSTAIN:

ABSENT:

KEITH BLACKBURN, Mayor

SHERRY FREISINGER, City Clerk
(SEAL)

Assignment	Appointed
Mayor Pro Tem	Bhat-Patel
SANDAG	Burkholder
SANDAG (Alternate)	Bhat-Patel
SANDAG (Alternate)	Blackburn
SANDAG Shoreline Preservation Working Group	Luna
SANDAG Shoreline Preservation Working Group (Alternate)	Blackburn
North County Transit District	Bhat-Patel
North County Transit District (Alternate)	Luna
San Diego County Water Authority	Acosta
Clean Energy Alliance JPA	Bhat-Patel
Clean Energy Alliance JPA (Alternate)	Acosta
Buena Vista Lagoon JPC	Blackburn
Buena Vista Lagoon JPC	Luna
Chamber of Commerce Liaison	Acosta
Chamber of Commerce Liaison (Alternate)	Blackburn
City/School Committee	Acosta
City/School Committee	Bhat-Patel
Encina Wastewater Authority Board of Directors/Encina Joint Powers (JAC)	Blackburn
Encina Wastewater Authority Board of Directors/Encina Joint Powers (JAC)	Luna
Encina Wastewater Authority Board of Directors/Encina Joint Powers (JAC) (Alternate)	Acosta
League of California Cities – San Diego Division	Acosta
League of California Cities – San Diego Division (Alternate)	Bhat-Patel
North County Dispatch Joint Powers Authority	Acosta
North County Dispatch Joint Powers Authority (Alternate)	Burkholder
City Council Legislative Subcommittee (term ends December 2024)	Acosta
City Council Legislative Subcommittee (term ends December 2024)	Burkholder
City Council Economic Development Subcommittee	Blackburn
City Council Economic Development Subcommittee	Bhat-Patel

Possible Committee Conflicts for Council Members in 2025

Current Members	Committee	Recurring Date	Time	Conflicts w/Committee	Recurring Date	Time	Current Members
Teresa	SDCWA Board of Directors	4 th Thursday of the month	9 a.m.- 4 p.m.	CEA JPA	Last Thursday of the month	2-4 p.m.	Priya Teresa (alt)
Teresa Melanie	Legislative Subcommittee	2 nd Tuesday of the month	9-11:00 a.m.	EWA Policy & Finance Committee	2 nd Tuesday of the month	10-11 a.m.	Vacant
Teresa Keith (alt)	Chamber of Commerce Board of Directors	3 rd Wednesday of the month	7:30 - 9 a.m.	EWA Capital Improvement Committee	3 rd Wednesday of the month	7:30 - 8:30 a.m.	Keith
Keith Vacant Teresa (alt)	EWA Board of Directors	4 th Wednesday of the month	9 – 10 a.m. (Sometimes goes longer)	NCDJPA	4 th Wednesday Quarterly	10 a.m. – 12 p.m.	Teresa Melanie (alt)
Keith Vacant	Buena Vista Lagoon JPC	4 th Thursday of the month	9-10 a.m.	SDCWA Board of Directors	4 th Thursday of the month	9 a.m. – 4 p.m.	Teresa