



CITY OF OCEANSIDE AGENDA

**Joint Meetings of the Oceanside City Council,
Oceanside Small Craft Harbor District Board of Directors,
Oceanside Community Development Commission, and
Oceanside Public Financing Authority**

Wednesday, September 11, 2019

City Council Chambers
300 North Coast Highway, Oceanside, California 92054

- 3:30 p.m. Call to order and commence Closed Session**
**5:00 p.m. City Council/Harbor District Board of Directors (HDB)/
Community Development Commission (CDC)/Oceanside
Public Financing Authority (OPFA) Regular Business**
6:00 p.m. Commence Public Hearings, if applicable

Mayor
HDB President
CDC Chairman
OPFA Chairman
Peter Weiss

Deputy Mayor
HDB Vice President
CDC Vice Chair
OPFA Vice Chair
Jack Feller

Councilmembers
HDB Directors
CDC Commissioners
OPFA Directors
Ryan Keim
Christopher Rodriguez
Esther Sanchez

City Clerk
HDB Secretary
CDC Secretary
OPFA Secretary
Zeb Navarro

City Treasurer/HDB/CDC/OPFA Treasurer
Victor Roy

City Manager
HDB Administrative Officer
CDC Executive Director
OPFA Executive Director
Michelle Skaggs Lawrence

City Attorney
HDB Attorney
CDC General Counsel
OPFA General Counsel
John P. Mullen

The Mayor and City Council also serve as the Small Craft Harbor District Board of Directors, the Community Development Commission, and the Oceanside Public Financing Authority

**INFORMATION TO THE PUBLIC CONCERNING THE CITY COUNCIL/
HARBOR DISTRICT BOARD OF DIRECTORS (HDB)/
COMMUNITY DEVELOPMENT COMMISSION (CDC)/
OCEANSIDE PUBLIC FINANCING AUTHORITY (OPFA) MEETING**

1. GENERAL INSTRUCTIONS TO PERSONS WISHING TO ADDRESS THE CITY COUNCIL/HDB/CDC/OPFA

- A. Request to Speak Forms – Individuals wishing to address the City Council/HDB/CDC/OPFA on matters on the agenda other than Public Hearing items must submit a “Request to Speak” form in person to the City Clerk.

The “Request to Speak” form may be submitted to the Clerk at any time following the start of the meeting, but must be submitted prior to the initiation of the portion of the agenda containing the item you wish to address (e.g., Consent Calendar, Public Communications, General Items).

When the presiding officer invites public input the City Clerk will call the names of those who submitted requests to speak. As your name is called, please approach either of the public podiums.

- B. Addressing the City Council/HDB/CDC/OPFA – Each person addressing the City Council/HDB/CDC/OPFA shall state his or her name and address for the record and state if he or she represents an organization or other persons. All remarks shall be addressed to the governing body as a whole. Questions shall not be asked of the governing body or staff without obtaining permission from the presiding officer. Visual aids (slides and photographs, etc.) may be used as part of your presentation but must be confined within the time allowed per speaker. Hard copies of the presentation materials may be provided to the Council at the meeting.

No flash drives may be utilized on City-owned devices. PowerPoint presentations and other materials to be presented electronically must be emailed to the City by 10:00 a.m. the Wednesday one week prior to the Council meeting. The file size may not exceed 5mb and should be emailed to: Presentation@oceansideca.org

- C. Time Limits for Speakers – There is a 3-minute limit for all persons addressing the City Council/HDB/CDC/OPFA, except as noted below. Speakers may not cede their time to another speaker. There is a series of three lights at each speaker’s podium. When the speaker begins, the green light is lit. When only one minute remains for speaking, the yellow light appears. This indicates that it is time for the speaker to conclude his or her comments. When the speaker time has expired, a red flashing light will appear.
- D. Written Communications Concerning Matters on the Agenda – Written comments or correspondence on agenda items received at least 4 hours prior to the beginning of the meeting will be distributed to the City Council/HDB/CDC/OPFA and made part of the record. It is their policy, however, that such correspondence shall not be read aloud at the meeting. Any correspondence should be mailed or delivered to the City Clerk, as well as the Mayor and City Council, City of Oceanside, 300 N. Coast Highway, Oceanside, CA 92054.
- E. Lobbyist Registration – If you are speaking before Council to try to influence a municipal decision and you are being paid to represent a client in the matter, you may need to register as a lobbyist and identify yourself as such before the City Council. See the City Clerk’s information about lobbying or review Chapter 16C of the City Code. Both can be found on the City’s Web site at www.ci.oceanside.ca.us.

2. **PUBLIC HEARING ITEMS**

Certain actions of the City Council/HDB/CDC/OPFA require public hearings. These can include land use and zoning matters, nuisance abatements, and items concerning bond financing. Public hearings typically involve a staff presentation, followed by testimony by the appellant(s) and applicant(s), where applicable. Following that, public testimony is invited.

Persons who wish to testify on a public hearing item do NOT need to fill out a "Request to Speak" form. After the hearing is opened for public testimony, the presiding officer will invite speakers to the podium. Each individual is limited to speak for no more than three minutes. If multiple speakers are present, however, the time allotted per speaker may be less than three minutes in order to accommodate everyone wishing to speak.

Where applicable, public hearing applicants and appellants will each be given 20 minutes total time to speak, including rebuttal. In cases where there are multiple applicants and/or appellants, a total of 30 minutes for all appellants and 30 minutes time for all applicants will be allowed. In such cases, the time will be divided equally, unless otherwise divided by mutual consent of the applicants or appellants.

Public Hearing items are "time-certain" and are heard beginning at 6:00 p.m., regardless of how far the City Council has progressed with its other agenda items. Due to the time-certain requirement, other items may be taken out of order on the agenda to accommodate the public hearing schedule.

3. **PUBLIC COMMUNICATIONS**

These are items on each meeting agenda for members of the public to speak regarding matters within the jurisdiction of the City Council/HDB/CDC/OPFA, but not otherwise already on the agenda. Requests to speak may be initiated either in writing in advance to the City Manager's Office or by submitting a "Request to Speak" slip as specified in Section 1A above. Each speaker will be allowed up to 3 minutes to speak. Priority will be given to speakers in the order the requests to speak were received. The presiding officer may hear non-agenda items at any time after the 5:00 p.m. meeting is called to order.

- A. Advance Written Request to Speak must be received by the City Manager's office no later than 10:00 a.m., the Wednesday prior to the meeting.
- B. Communications on Matters not on the Agenda require applicants to complete a request to speak slip pursuant to Section 1A above.

4. **CONSENT CALENDAR ITEMS**

All items listed on the Consent Calendar are considered to be routine matters or formal documents covering previous instructions from the governing body. All of the items listed on the Consent Calendar may be enacted by a single vote. There will be no separate discussion of Consent Calendar items unless members of the governing body, the City staff or the public request discussion on specific Consent Calendar items. If a member of the public wishes to speak on a Consent Calendar item, a Request to Speak form must be filed with the City Clerk prior to the Consent Calendar being called.

5. **REGULAR MEETING SCHEDULE**

Joint City Council/HDB/CDC/OPFA meetings are typically scheduled on two Wednesdays of each month and generally follow the format listed below. Agendas for specific meetings are available to the public prior to the meeting. Please see page iv, Section 7, for more details.

3:30 p.m.	City Council/HDB/CDC/OPFA Closed Session
5:00 p.m.	City Council/HDB/CDC/OPFA Regular Business
6:00 p.m.	City Council/HDB/CDC/OPFA Public Hearings, if applicable

Public hearing items are “time-certain” and are heard beginning at 6:00 p.m. Due to the time-certain requirement, other items may be taken out of order on the agenda to accommodate the 6:00 p.m. public hearing schedule.

Because all meetings are jointly convened, there may be business of the City Council, Harbor District Board of Directors, Community Development Commission, or Oceanside Public Financing Authority conducted at any of the scheduled times. All items will clearly identify which of the four governing bodies are acting on the item.

A complete listing of regular scheduled meetings is available from the City Clerk’s office at (760) 435-3000 or on the City of Oceanside Web site www.ci.oceanside.ca.us

6. **WORKSHOPS**

From time to time the City Council may schedule a specially noticed Workshop or meeting to discuss a particular topic in greater depth than would be possible at a regular meeting. All such meetings are open to the public.

At a Workshop Meeting, the City Council may vote on any properly agendized matter, and public input is provided for on the agenda.

7. **AGENDA POSTING AND AVAILABILITY**

This agenda has been posted at least 72 hours prior to the meeting at the Civic Center Plaza, 300 North Coast Highway in the kiosk near the Library. The agenda, including backup reports, will be posted on the City’s Web site at www.ci.oceanside.ca.us, and will be available for public review during business hours by no later than the Monday preceding the meeting at the City Clerk’s Office, Second Floor City Hall North, 300 North Coast Highway

Written materials relating to an item on this agenda that are distributed to the City Council/HDB/CDC/OPFA within 72 hours before it is to consider the item at its regularly scheduled meeting will be made available for public inspection at the City Clerk’s Office (location above), during normal business hours. Such written materials will also be made available on the City of Oceanside’s Web site, subject to staff’s ability to post the documents before the regularly scheduled meeting.

8. **AGENDA BROADCASTS ON CHANNEL 19**

The regular City Council/HDB/CDC/OPFA meetings will be broadcast live on the Government Access Channel 19 by Oceanside Community Television (KOCT) and re-broadcast during the week following the meeting. Please refer to KOCT’s program schedule for dates and times of re-broadcasts. Videotape of this meeting is available for public reference in the Oceanside Main Library, 330 North Coast Highway.

9. **ASSISTANCE TO PERSONS WITH DISABILITIES**

If you have special needs because of a disability which make it difficult for you to participate in the meetings, please contact the City Clerk at 300 North Coast Highway, Oceanside, CA, telephone (760) 435-3000 by noon the Monday preceding the meeting. The City of Oceanside will attempt to make arrangements to accommodate your disability.



NOTICE OF CANCELLATION AND ADJOURNMENT

September 11, 2019

Time: 3:30 p.m.

NOTICE IS HEREBY GIVEN that the Closed Session meeting of September 11, 2019, at 3:30 p.m. has been cancelled.

Dated this 10th day of September 2019.



Judy Krueger
Program Specialist/Agenda Coordinator

AGENDA POSTING DECLARATION

AGENDA OF MEETING FOR:

<u>Agency</u>	<u>Date</u>	<u>Time</u>
City Council	September 11, 2019	3:30 p.m.

I declare, under penalty of perjury under the laws of the State of California, that I posted the foregoing agenda twenty-four hours (or more) in advance of the meeting time stated above at the following location in the City of Oceanside:

Kiosk in the Civic Center Plaza

Date: 9/10/19

Signed: 

MEETING AGENDA

September 11, 2019

OCEANSIDE CITY COUNCIL, HARBOR DISTRICT BOARD OF DIRECTORS (HDB), COMMUNITY DEVELOPMENT COMMISSION (CDC), and OCEANSIDE PUBLIC FINANCING AUTHORITY (OPFA) REGULAR BUSINESS

Mayor
HDB President
CDC Chair
OPFA Chair
Peter Weiss

Deputy Mayor
HDB Vice President
CDC Vice Chair
OPFA Vice Chair
Jack Feller

Councilmembers
HDB Directors
CDC Commissioners
OPFA Directors
Ryan Keim
Christopher Rodriguez
Esther Sanchez

City Clerk
HDB Secretary
CDC Secretary
OPFA Secretary
Zeb Navarro

City Treasurer
HDB/CDC/OPFA Treasurer
Victor Roy

3:30 P.M. – ROLL CALL

CITY COUNCIL, HDB, CDC, OPFA CLOSED SESSION ITEMS

Closed Session to discuss litigation, property acquisition, labor relations and personnel matters

1. **CONFERENCE WITH LABOR NEGOTIATOR ON STATUS OF NEGOTIATIONS
PREVIOUSLY AUTHORIZED IN OPEN SESSION (SECTION 54957.6)**

CONFERENCE WITH LABOR NEGOTIATOR – Negotiator: City Manager; employee organizations: Oceanside Police Officers' Association (OPOA), Oceanside Police Officers' Association – Non-Sworn (OPOA-NS), Oceanside Firefighters' Association (OFA), Oceanside Police Management Association (OPMA), Management Employees of the City of Oceanside (MECO), Oceanside City Employees' Association (OCEA), Oceanside Fire Management Association (OFMA), Western Council of Engineers (WCE), and Unrepresented

5:00 P.M. – ROLL CALL

INVOCATION

PLEDGE OF ALLEGIANCE

PROCLAMATIONS AND PRESENTATIONS

Presentation – “Pet of the Month” presented by the San Diego Humane Society & SPCA

Proclamation – Constitution Week

Presentation – Recognition of California Surf Day

CLOSED SESSION REPORT

2. Closed Session report by City Attorney

CONSENT CALENDAR ITEMS

All items listed on the Consent Calendar are considered to be routine matters or formal documents covering previous City Council/HDB/CDC/OPFA instructions. The items listed on the Consent Calendar may be enacted by a single vote. There will be no separate discussion of any Consent Calendar items unless requested by members of the City Council/HDB/CDC/OPFA or the public through submittal of Request to Speak form prior to the commencement of this agenda item.

3. City Council/Harbor/CDC/OPFA: Acceptance of City Clerk’s Action Minutes of the Small Craft Harbor District Board of Directors, Community Development Commission, City Council, and Oceanside Public Financing Authority of the August 14, 2019, 6:00 p.m. Mayor/Council Workshop, and the August 21, 2019, 3:30 p.m. Regular Meeting
4. City Council/Harbor/CDC/OPFA: Approval to waive reading of the text of all ordinances and resolutions considered at this meeting and provide that ordinances shall be introduced after a reading only of the title(s)
5. City Council: Approval of a purchase order in the amount of \$68,847 to All Star Fire Equipment Inc. for the purchase of personal protective equipment for the Fire Department; and authorization for the Financial Services Director, or designee, to execute the purchase order
6. City Council: Approval of the purchase of an easement for public water utility purposes, right of way and appurtenant uses encumbering a portion of a property located at 3913 Americ Court (APN 169-570-04) from the Mecklai Family Trust (2-4-09) for the purchase price of \$1,000; and authorization for the City Clerk to record the easement with the San Diego County Recorder
7. City Council: Approval of Amendment 3 to the Property Exchange Agreement with Ivey Ranch Development Company, LLC, to allocate the additional estimated improvement costs for a revised City’s share of improvement costs estimated at \$1,723,405 and adjust the payment reimbursement schedule for the completion of roadway and other improvements at El Corazon; and authorization for the City Manager to execute the amendment
8. City Council: Approval of a Professional Services Agreement with STK Architecture, Inc. of Temecula in an amount not to exceed \$969,511 for the design of Fire Station No. 1; approval of a budget appropriation in the amount of \$129,931 from the Public Facilities Impact Fees reserves account; and authorization for the City Manager to execute the agreement

9. City Council: Approval of a Public Works Agreement with Rancho Del Oro Landscape & Maintenance of Oceanside in the amount of \$187,761 for encampment related litter removal services; and authorization for the City Manager to execute the agreement
10. City Council: Approval of the plans and specifications for the Oceanside Americans with Disability Act (ADA) Pedestrian Path Improvement Project at the Harbor; and authorization for the City Engineer to call for bids
11. City Council: Adoption of a resolution to authorize the filing of, and the execution and acceptance of, an application for a State of California Department of Transportation, Division of Aeronautic Airport Improvement Plan matching grant in the amount of \$60,301 for the taxiway and runway rehabilitation construction project at the Bob Maxwell Memorial Airfield; and authorization for the City Manager to execute all related grant documents
12. City Council: Approval of Amendment 1 to the agreement for the Fiscal Year 2018 Urban Area Security Initiative (UASI) Grant accepting \$66,785 in additional grant funds for SWAT equipment to include gas masks and night vision goggles; authorization to appropriate the funds to the Police Department; and authorization for the City Manager, or designee, to execute all related grant documents
13. City Council: Approval to accept \$340,000 in grant funds from the State of California Office of Traffic Safety (OTS) awarded to the City for the Selective Traffic Enforcement Program 2019-2020 for overtime, travel, training, and equipment costs; approval of the grant budget; approval to appropriate the funds to the Police Department; and authorization for the City Manager, or designee, to execute all related grant documents
14. City Council: Approval to accept \$14,400 in Local Impact Grant funds from the California Arts Council awarded to the City for Mobile Arts Workshops; approval to appropriate the funds to the Library Department; and authorization for the City Manager, or designee, to execute all related grant documents
15. City Council: Approval to accept grant funds up to \$33,802 from the San Diego Association of Governments (SANDAG) for the 2020 Census Complete Count Request for Applications Solicitation No. 5005859; approval to appropriate the funds to the Neighborhood Services Department; authorization for the City Manager to execute a Memorandum of Understanding with SANDAG and related grant documents upon receipt of all supporting documents
16. City Council: Approval to accept a two-year Intergenerational Program grant in the amount of \$99,594 from the San Diego County Health and Human Services Agency (HHSA) Live Well San Diego Intergenerational Grant Program; approval to appropriate the funds to the Neighborhood Services Department – Housing Division; approval of a two-year agreement with the Oceanside Promise to use the funds for the implementation of Intergenerational Latino Young Men Success Pilot Program; and authorization for the City Manager to execute the grant documents and agreement
17. City Council: Approval and adoption of the updated City of Oceanside Salary Schedule retroactively effective July 14, 2019, due to recent completion of OCEA negotiations and the update to the Unrepresented Employees salary schedule

GENERAL ITEMS

General Items are normally heard after any 6:00 p.m. Public Hearing Items. However, if time permits, some General Items may be heard prior to any 6:00 p.m. Public Hearing Items, following the Consent Calendar. Ordinances may be introduced at this time. The City Council/HDB/CDC/OPFA has adopted a policy that it is sufficient to read the title of ordinances at the time of introduction and adoption, and that full reading of ordinances may be waived. After the City Attorney has read the titles, the City Council/HDB/CDC/OPFA may introduce the ordinances in a single vote.

None

6:00 P.M.

PUBLIC HEARING ITEMS

Public hearing items are "time-certain" and are heard beginning at 6:00 p.m. Due to the time-certain requirement, other items may be taken out of order on the agenda to accommodate the 6:00 p.m. public hearing schedule.

18. City Council: Receive comments from the public relative to water quality and to the Public Health Goals Report, as required by Health and Safety Code §116470, and accept the Public Health Goals Report
 - A) Mayor opens public hearing
 - B) Mayor requests disclosure of Councilmember and constituent contacts and correspondence
 - C) City Clerk presents correspondence and/or petitions
 - D) Testimony, beginning with Rosemarie Chora, Water Utilities Division Manager
 - E) Recommendation – accept the report

19. CDC: Adoption of a resolution approving a Regular Coastal Permit (RRP19-00003) to allow the construction of an attached deck and trellis with removal of a portion of an existing unpermitted deck located at 917 North Pacific Street – 817 N. Pacific Deck and Trellis – Applicant: Onofrio D’Amato
 - A) Mayor opens public hearing
 - B) Mayor requests disclosure of Councilmember and constituent contacts and correspondence
 - C) City Clerk presents correspondence and/or petitions
 - D) Testimony, beginning with Veronica Morones, Planning Consultant
 - E) Recommendation – adopt the resolution

20. City Council: Introduction of an ordinance adding Section 15.62 through 15.68 and amending Section 31.42 of the Oceanside Municipal Code to establish Sidewalk Vending regulations per SB 946 for locations operating within the City of Oceanside; and adoption of a resolution establishing the vending device impound fee
 - A) Mayor opens public hearing
 - B) Mayor requests disclosure of Councilmember and constituent contacts and correspondence
 - C) City Clerk presents correspondence and/or petitions
 - D) Testimony, beginning with Jane M. McPherson, Financial Services Director
 - E) Recommendation – introduce the ordinance and adopt the resolution

PUBLIC COMMUNICATIONS ON OFF-AGENDA ITEMS

No action will be taken by the City Council/HDB/CDC/OPFA on matters in this category unless it is determined that an emergency exists or that there is a need to take action that became known subsequent to the posting of the agenda. The presiding officer may hear non-agenda items at any time after the 5:00 p.m. meeting is called to order.

21. Advance written request to reserve time to speak by Councilmember Esther Sanchez for a proclamation in honor of National Hispanic Heritage Month and invitation to the public to the 15th Annual Oceanside Noche Mexicana Celebration on Sunday, September 15, 2019
22. Communications from the public regarding items not on this agenda

MAYOR AND/OR COUNCILMEMBER ITEMS

23. City Council: Request by Mayor Weiss to make appointments to or motions for removal from some or all of the City's Advisory Groups
24. Request by Councilmembers Keim and Rodriguez to have staff research, draft and return to Council a policy for the appointment process of elected officials upon the creation of a vacancy in office

GENERAL COUNCILMEMBER COMMENTS

ADOPTION OF ORDINANCES

The following items are ordinances for adoption by the City Council/HDB/CDC/OPFA. Ordinances are laws of the City of Oceanside and require introduction and adoption at two separate City Council meetings (urgency ordinances are an exception, and may be introduced and adopted at one meeting as an emergency measure). The City Council/HDB/CDC/OPFA has adopted a policy that it is sufficient to read the title of ordinances at the time of introduction and adoption, and that full reading of ordinances may be waived. After the City Attorney has read the titles, the City Council/HDB/CDC/OPFA may adopt the ordinances below in a single vote. There will be no discussion of the items unless requested by members of the City Council/HDB/CDC/OPFA or the public through submittal of a Request to Speak form prior to the commencement of this agenda item.

25. City Council/CDC: Adoption of ordinances amending Article 12 of the Zoning Ordinance and Chapter 14C of the City Code (ZA19-00006, ZO19-00001) and establish the amended text and Transit Overlay District (TOD) as part of the implementation plan (LCPA19-00006) of the Local Coastal Program (LCP); the subject amendment relates to mixed-use development regulations within the Downtown District (*Introduced 8/21/19 – 5-0*)
26. City Council: Adoption of an ordinance amending Articles 10C, 11C, 13C and 30 (ZA16-00008) of the Comprehensive Zoning Ordinance (CZO) and the implementation plan (LCPA16-00005) of the Local Coastal Program (LCP) to incorporate California Coastal Commission's suggested modifications and ensure consistency with Coastal Act policies (*Introduced 8/21/19 – 4-1, Sanchez - no*)
27. City Council: Adoption of an ordinance amending Chapter 2, Article II, Section 2.1(d) of the Oceanside City code by making the positions of City Clerk and City Treasurer appointive by the City Manager subject to voter approval (*Introduced 8/21/19 – 4-1, Sanchez – no*)

ADJOURNMENT

Adjourn to a Mayor/Council Workshop at 6:00 p.m. on Wednesday, September 18, 2019, regarding Council term limits, campaign contributions, salaries, and aides