CITY OF ESCONDIDO

June 24, 2015
3:30 P.M. Meeting Minutes

Escondido City Council

CALL TO ORDER

The Regular Meeting of the Escondido City Council was called to order at 3:30 p.m. on Wednesday, June 24, 2015 in the Council Chambers at City Hall with Mayor Abed presiding.

ATTENDANCE:
The following members were present: Councilmember Olga Diaz, Councilmember Ed Gallo, Deputy Mayor Morasco and Mayor Sam Abed. Councilmember John Masson was absent. Quorum present.

ORAL COMMUNICATIONS

CLOSED SESSION: (COUNCIL/SUCCESSOR AGENCY/RRB)

MOTION: Moved by Deputy Mayor Morasco and seconded by Councilmember Gallo to recess to Closed Session. Ayes: Abed, Diaz, Morasco and Gallo. Noes: None. Absent: Masson. Motion carried.

I. CONFERENCE WITH LABOR NEGOTIATOR (Government Code §54957.6)

a. **Agency Negotiator:** Sheryl Bennett & Clay Phillips
Employee Organization: Escondido City Employee Association: Administrative/Clerical/Engineering (ACE) Bargaining Unit

b. **Agency Negotiator:** Sheryl Bennett & Clay Phillips
Employee Organization: Escondido City Employee Association: Supervisory (SUP) Bargaining Unit

II. CONFERENCE WITH LEGAL COUNSEL-- EXISTING LITIGATION (Government Code 54956.9(d)(1))

Case Name: Stuck in the Rough, LLC. v. City of Escondido, et al.
Case No: 37-2013-00074375-CU-WM-NC

III. CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Government Code §54956.8)

a. **Property:** 3400 Valley Center Road
City Negotiator: Debra Lundy, Real Property Manager
Negotiating Parties: Charros de el Caballo Park
Under Negotiation: Price and Terms of Agreement

b. **Property:** 2207 Harmony Grove Road (Por.)
City Negotiator: Debra Lundy, Real Property Manager
Negotiating Parties: Pacific Harmony Grove Development, LLC, et. al.
Under Negotiation: Price and Terms of Agreement

ADJOURNMENT

Mayor Abed adjourned the meeting at 4:08 p.m.

MAYOR

CITY CLERK

MINUTES CLERK

CITY OF ESCONDIDO

June 24, 2015
4:30 P.M. Meeting Minutes

Escondido City Council
and as Successor Agency to the CDC

CALL TO ORDER

The Regular Meeting of the Escondido City Council was called to order at 4:33 p.m. on Wednesday, June 24, 2015 in the Council Chambers at City Hall with Mayor Abed presiding.

MOMENT OF REFLECTION:
Melvin Bittner led the Moment of Reflection.

FLAG SALUTE
Mayor Abed led the Flag Salute.

PROCLAMATIONS:
Loretta McKinney accepted the Parks and Recreation Month Proclamation.

ATTENDANCE:
The following members were present: Councilmember Olga Diaz, Councilmember Ed Gallo, Deputy Mayor Michael Morasco, and Mayor Sam Abed. Councilmember John Masson was absent. Quorum present.

Also present were: Clay Phillips, City Manager; Jeffrey Epp, City Attorney; Barbara Redlitz, Community Development Director; Ed Domingue, Director of Public Works; Diane Halverson, City Clerk; and Michael Thorne, Minutes Clerk.

ORAL COMMUNICATIONS

Tom Cowan, Escondido, stated that Council meetings are held for public benefit.

Maria Escobedo, Escondido, expressed concern regarding water waste on an existing construction site and requested grading permits be revised during a drought.

Robroy Fawcet, Escondido, stated he does not support the closing of the Downtown Palomar Hospital during this fire season.

CONSENT CALENDAR

Councilmember Diaz removed items 11, 12, 13, 14, and 15 from the Consent Calendar for discussion.

MOTION: Moved by Councilmember Diaz and seconded by Deputy Mayor Morasco to approve the following Consent Calendar items with the exception of items 11, 12, 13, 14, and 15. Ayes: Abed, Diaz, Morasco and Gallo. Noes: None. Absent: Masson. Motion carried.

1. **AFFIDAVITS OF PUBLICATION, MAILING AND POSTING (COUNCIL/SUCCESSOR AGENCY/RRB)**
2. **APPROVAL OF WARRANT REGISTER (Council/Successor Agency)**
3. **APPROVAL OF MINUTES: None Scheduled**

4. **AUTHORIZATION TO ORDER: MIGRATE TO CALNET 3 STATE CONTRACT -**
Request Council approve authorizing the Director of Information Systems to execute an Authorization to Order to migrate from State Contract CALNET 2 to State Contract CALNET 3 in order to maintain discount rates for existing and new telecommunications and network services. This Authorization to Order under CALNET 3 is effective until June 30, 2018, with two optional one-year automatic extensions. (File No. 1260-20)

Staff Recommendation: **Approval (Information Systems Department: Mark Becker)**

RESOLUTION NO. 2015-113

5. **RELOCATION PLAN FOR CYPRESS COVE -**
Request Council approve authorizing the adoption of the tenant Relocation Plan for Cypress Cove located at 260 North Midway Drive and appoint the Director of Community Development, or her appointed subcommittee, to act as the Hearing Officer/Committee to review formal appeals should any disagreements arise in the relocation process for the duration of the Project. (File No. 0873-01)

Staff Recommendation: **Approval (Community Development Department: Barbara Redlitz)**

RESOLUTION NO. 2015-118

6. **AWARD PURCHASE OF FUELS FOR FISCAL YEAR 2016 -**
Request Council approve the purchase of unleaded gasoline and diesel fuel from The SoCo Group, Inc. in the amount of $1,300,000 utilizing a cooperative purchase agreement with the City of San Diego, RFP No. 10015195-12-Z, Purchasing Contract No. 46000000984, pursuant to Escondido Municipal Code Chapter 10 Article 5 section 10-90. (File No. 0470-35)

Staff Recommendation: **Approval (Public Works Department: Ed Domingue)**

RESOLUTION NO. 2015-101

7. **FINAL MAP, ESCONDIDO TRACT SUB 12-0014, LOCATED AT 537 NORTH ELM STREET -**
Request Council approve the Final Map for Tract SUB 12-0014, a One Lot, 11 Unit Residential Condominium Subdivision located at 537 North Elm Street and developed by San Diego Habitat for Humanity. (File No. 0800-10)

Staff Recommendation: **Approval (Public Works Department/Engineering: Ed Domingue)**

8. AMENDMENT TO PURCHASE AGREEMENT WITH THE PHAIR COMPANY/PASEO ESCONDIDO, LLC FOR THE DISPOSITION OF PROPERTY: 1201 EAST WASHINGTON AVENUE -

Request Council approve authorizing the Real Property Manager and City Clerk to execute an Amendment to the Purchase Agreement with the Phair Company/Paseo Escondido, LLC, for sale of 1201 East Washington Avenue. (File No. 0690-20)

Staff Recommendation: **Approval (City Manager's Office: Joyce Masterson)**

RESOLUTION NO. 2015-105

9. LEASE AGREEMENT WITH WICKLINE BEDDING AT 455 NORTH QUINCE STREET -

Request Council approve authorizing the Real Property Manager and City Clerk to execute, on behalf of the City of Escondido, a Lease Agreement with Wickline Bedding at 455 North Quince Street. (File No. 0600-10 [A-3157])

Staff Recommendation: **Approval (City Manager's Office: Joyce Masterson)**

RESOLUTION NO. 2015-78

10. BUDGET ADJUSTMENT FOR PROPERTY MANAGEMENT EXPENSES ASSOCIATED WITH THE DEMOLITION OF HOUSING SUCCESSOR AGENCY ASSET: 509 WEST SECOND AVENUE (LOPEZ MARKET) -

Request Council approve a budget adjustment to increase the Housing Successor Agency professional services budget in the amount of $55,000 for property management expenses associated with the demolition of 509 West Second Avenue. (File No. 0430-80)

Staff Recommendation: **Approval (City Manager's Office: Joyce Masterson)**

11. FISCAL YEAR 2015-16 DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL LOCAL LAW ENFORCEMENT GRANT AND BUDGET ADJUSTMENT -

Request Council approve authorizing the Chief of Police to receive a $54,422 grant award from the California Department of Alcoholic Beverage Control; authorize the Chief of Police and Police Department staff to execute contract documents on behalf of the City; and approve budget adjustments needed to spend grant funds. (File No. 0480-70)

Staff Recommendation: **Approval (Police Department: Craig Carter)**

RESOLUTION NO. 2015-111

Councilmember Diaz questioned if this grant would result in the delay of Alcohol Licenses for new businesses.

Craig Carter, Chief of Police, stated that this grant would not affect the processing of the licenses.

MOTION: Moved by Councilmember Diaz and seconded by Deputy Mayor Morasco to approve authorizing the Chief of Police to receive a $54,422 grant award from the California Department of Alcoholic Beverage Control; authorize the Chief of Police and Police Department staff to execute contract documents on behalf of the City; and approve budget adjustments needed to spend grant funds and adopt Resolution No. 2015-111. Ayes: Abed, Diaz, Morasco and Gallo. Noes: None. Absent: Masson. Motion carried.

12. FEDERAL BUREAU OF INVESTIGATION - SAN DIEGO INTEGRATED NARCOTIC TASK FORCE FUNDING -

Request Council approve accepting San Diego Integrated Narcotic Task Force funding from the FBI; authorize the Chief of Police or his designee to execute agreement documents on behalf of the City; and authorize future budget adjustments based solely on the increase or decrease of associated funding. (File No. 0480-70)

Staff Recommendation: **Approval (Police Department: Craig Carter)**

Councilmember Diaz requested more detail regarding staff cost related to the grant.

Craig Carter, Chief of Police, provided information regarding costs associated with the grant.

MOTION: Moved by Councilmember Diaz and seconded by Councilmember Gallo to approve accepting San Diego Integrated Narcotic Task Force funding from the FBI; authorize the Chief of Police or his designee to execute agreement documents on behalf of the City; and authorize future budget adjustments based solely on the increase or decrease of associated funding. Ayes: Abed, Diaz, Morasco and Gallo. Noes: None. Absent: Masson. Motion carried.

13. FEDERAL BUREAU OF INVESTIGATION - NORTH COUNTY REGIONAL GANG - SAFE STREETS TASK FORCE FUNDING -

Request Council approve accepting North County Regional Gang - Safe Street Task Force funding from the FBI; authorize the Chief of Police or his designee to execute agreement documents on behalf of the City; and authorize future budget adjustments based solely on the increase or decrease of associated funding. (File No. 0480-70)

Staff Recommendation: **Approval (Police Department: Craig Carter)**

Councilmember Diaz requested more detail regarding staff cost related to the grant.

Craig Carter, Chief of Police, provided information regarding costs associated with the grant.

MOTION: Moved by Councilmember Diaz and seconded by Councilmember Gallo to approve accepting North County Regional Gang - Safe Street Task Force funding from the FBI; authorize the Chief of Police or his designee to execute agreement documents on behalf of the City; and authorize future budget adjustments based solely on the increase or decrease of associated funding. Ayes: Abed, Diaz, Morasco and Gallo. Noes: None. Absent: Masson. Motion carried.

14. FEDERAL BUREAU OF INVESTIGATION - SAN DIEGO CHILD EXPLOITATION TASK FORCE FUNDING -

Request Council approve accepting San Diego Child Exploitation Task Force Funding from the FBI; authorize the Chief of Police or his designee to execute agreement documents on behalf of the City; and authorize future budget adjustments based solely on the increase or decrease of associated funding. (File No. 0480-70)

Staff Recommendation: **Approval (Police Department: Craig Carter)**

Councilmember Diaz requested more detail regarding staff cost related to the grant.

Craig Carter, Chief of Police, provided information regarding costs associated with the grant.

MOTION: Moved by Councilmember Diaz and seconded by Councilmember Gallo to approve accepting San Diego Child Exploitation Task Force Funding from the FBI; authorize the Chief of Police or his designee to execute agreement documents on behalf of the City; and authorize future budget adjustments based solely on the increase or decrease of associated funding. Ayes: Abed, Diaz, Morasco and Gallo. Noes: None. Absent: Masson. Motion carried.

15. **UNITED STATES MARSHALS SERVICE - REGIONAL FUGITIVE TASK FORCE FUNDING -**
Request Council approve accepting Regional Fugitive Task Force funding from the USMS; authorize the Chief of Police or his designee to execute agreement documents on behalf of the City; and authorize future budget adjustments based solely on the increase or decrease of associated funding. (File No. 0480-70)

Staff Recommendation: **Approval (Police Department: Craig Carter)**

Councilmember Diaz requested more detail regarding staff cost related to the grant.

Craig Carter, Chief of Police, provided information regarding costs associated with the grant.

MOTION: Moved by Councilmember Diaz and seconded by Councilmember Gallo to approve accepting Regional Fugitive Task Force funding from the USMS; authorize the Chief of Police or his designee to execute agreement documents on behalf of the City; and authorize future budget adjustments based solely on the increase or decrease of associated funding. Ayes: Abed, Diaz, Morasco and Gallo. Noes: None. Absent: Masson. Motion carried.

16. **CONTRACT FOR A THIRD-PARTY ADMINISTRATOR TO PROVIDE CLAIMS ADMINISTRATION SERVICES FOR THE CITY'S WORKERS' COMPENSATION PROGRAM -**
Request Council approve authorizing the Mayor and City Clerk to execute a one-year renewable contract with AdminSure to provide third-party administrator services for the City of Escondido Workers' Compensation Program. (File No. 0600-10 [A-3156])

Staff Recommendation: **Approval (Human Resources Department: Sheryl Bennett)**

RESOLUTION NO. 2015-112

17. **BID AWARD FOR WATER METERS -**
Request Council approve rejecting Inland Waterworks' bid in the amount of $126,810.90 as nonresponsive and determine the bid submitted by HD Waterworks in the amount of $160,493.40 to be the lowest responsive and responsible bid. These water meters will be used for residential, commercial, new development and replacement installations. (File No. 0470-35)

Staff Recommendation: **Approval (Finance Department: Sheryl Bennett)**

RESOLUTION NO. 2015-103

18. **SETTING SPECIAL TAX LEVY FOR COMMUNITY FACILITIES DISTRICT NO. 2006-01 (EUREKA RANCH) -**
Request Council approve setting the Special Tax Levy for Community Facilities District No. 2006-01 (Eureka Ranch) for Fiscal Year 2015/16. (File No. 0685-20)

Staff Recommendation: **Approval (Finance Department: Sheryl Bennett)**

RESOLUTION NO. 2015-93

19. **SETTING SPECIAL TAX LEVY FOR COMMUNITY FACILITIES DISTRICT NO. 2000-01 (HIDDEN TRAILS) -**
Request Council approve setting the Special Tax Levy for Community Facilities District No. 2000-01 (Hidden Trails) for Fiscal Year 2015/16. (File No. 0685-20)

Staff Recommendation: **Approval (Finance Department: Sheryl Bennett)**

RESOLUTION NO. 2015-92

20. MAINTENANCE AND OPERATIONS BARGAINING UNIT, TEAMSTERS LOCAL 911 MEMORANDUM OF UNDERSTANDING -

Request Council approve a successor Maintenance and Operations Bargaining Unit contract. (File No. 0740-30)

Staff Recommendation: **Approval (Human Resources Department: Sheryl Bennett)**

RESOLUTION NO. 2015-115

CONSENT – RESOLUTIONS AND ORDINANCES (COUNCIL/SUCCESSOR AGENCY/RRB)

The following Resolutions and Ordinances were heard and acted upon by the City Council/Successor Agency/RRB at a previous City Council/Successor Agency/Mobilehome Rent Review meeting. (The title of Ordinances listed on the Consent Calendar are deemed to have been read and further reading waived.)

21. PRELIMINARY, MASTER AND PRECISE DEVELOPMENT PLAN, AND ZONE CHANGE (PHG 14-0020 AND ENV 15-0004) -

Approved on June 17, 2015 with a vote of 5/0. (File No. 0800-40)

ORDINANCE NO. 2015-13 (Second Reading and Adoption)

PUBLIC HEARINGS

22. AMENDMENT TO THE ZONING CODE PERTAINING TO AIR SPACE CONDOMINIUMS AND COMMUNITY APARTMENTS (AZ 15-0001) -

Request Council approve amending the Escondido Zoning Code pertaining to Article 49 to exempt condominium permit requirements for new commercial and/or industrial condominiums that otherwise comply with Subdivision Map Act and city public noticing requirements, increase the contingency fund for condominium conversion projects, eliminate the contingency fee for new construction, allow for administrative approval of minor changes to condominium projects on case-by-case basis, and other minor text revisions for clarity purposes; and approve certifying the environmental determination. (File No. 0810-20)

Staff Recommendation: **Approval (Community Development Department: Barbara Redlitz)**

ORDINANCE NO. 2015-14 (Introduction and First Reading)

Jay Petrek, Assistant Director of Planning, presented the staff report, utilizing a PowerPoint presentation.

MOTION: Moved by Councilmember Gallo and seconded by Councilmember Diaz to approve amending the Escondido Zoning Code pertaining to Article 49 to exempt condominium permit requirements for new commercial and/or industrial condominiums that otherwise comply with Subdivision Map Act and city public noticing requirements, increase the contingency fund for condominium conversion projects, eliminate the contingency fee for new construction, allow for administrative approval of minor changes to condominium projects on case-by-case basis, and other minor text revisions for clarity purposes; and approve certifying the environmental determination and introduce Ordinance No. 2015-14. Ayes: Abed, Diaz, Morasco and Gallo. Noes: None. Absent: Masson. Motion carried.

CURRENT BUSINESS

23. RESOLUTION AUTHORIZING APPLICATION FOR CLEAN WATER STATE REVOLVING FUND LOAN FREQUENT FINANCER STATUS -

Request Council adopt a resolution authorizing an application for Clean Water State Revolving Fund (SRF) Frequent Financer status for projects included in the Ag Recycled Water and Potable Reuse Program; and authorize the Director of Utilities to sign and file SRF loan documents on behalf of the City; approve pledging a revenue stream and designated fund(s) for repayment; and approve the City's qualification for reimbursement of project costs. (File No. 1340-70)

Staff Recommendation: **Approval (Utilities Department: Christopher W. McKinney)**

RESOLUTION NO. 2015-108

THIS ITEM WAS NOT DISCUSSED.

FUTURE AGENDA

24. FUTURE AGENDA -

The purpose of this item is to identify issues presently known to staff or which members of the Council wish to place on an upcoming City Council agenda. Council comment on these future agenda items is limited by California Government Code Section 54954.2 to clarifying questions, brief announcements, or requests for factual information in connection with an item when it is discussed.

Staff Recommendation: **None (City Clerk's Office: Diane Halverson)**

Councilmember Diaz noted that she will be absent from the July 8, 2015 meeting.

COUNCIL MEMBERS SUBCOMMITTEE REPORTS

Councilmember Gallo stated that the San Diego County Water Authority's Budget should be approved tomorrow at $1.5 billion dollars; North County Transit District approved a $99.7 million dollar operating budget and expect a $100,000 surplus at the end of the year; North County Transit District will offer extended hour transportation services on Independence Day.

Mayor Abed reported on the SANDAG Transportation Committee's approval of two projects in the City.

CITY MANAGER'S UPDATE/BRIEFING

The most current information from the City Manager regarding Economic Development, Capital Improvement Projects, Public Safety and Community Development.

- **CITY MANAGER'S UPDATE -**

ORAL COMMUNICATIONS

ADJOURNMENT

Mayor Abed adjourned the meeting at 5:13 p.m.

Sam Abed
MAYOR

CITY CLERK

MINUTES CLERK