

CITY OF ESCONDIDO
May 20, 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, May 20, 2015 in the Council Chambers at City Hall with Mayor Abed presiding.

ATTENDANCE:

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

ORAL COMMUNICATIONS

CLOSED SESSION: (COUNCIL/SUCCESSOR AGENCY/RRB)

MOTION: Moved by Deputy Mayor Morasco and seconded by Councilmember Diaz to recess to Closed Session. Motion carried unanimously.

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

- a. **Agency Negotiator:** Sheryl Bennett & Clay Phillips
 Employee Organization: Escondido City Employee Association: Supervisory (SUP) Bargaining Unit
- b. **Agency Negotiator:** Sheryl Bennett & Clay Phillips
 Employee Organization: Escondido City Employee Association:
 Administrative/Clerical/Engineering (ACE) Bargaining Unit
- c. **Agency Negotiator:** Sheryl Bennett & Clay Phillips
 Employee Organization: Maintenance & Operations, Teamsters Local 911

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:** APNs 240-011-01, 240-011-03, 240-011-12 & 13, 240-020-23, 240-020-27, 240-301-09
 City Negotiator: Debra Lundy, Real Property Manager
 Negotiating Parties: Toscano, Heath, Smith & Smith-Sanderson, Serrato, Norman, Jauregui
 Under Negotiation: Price and Terms of Agreement
- b. **Property:** 1201 Washington Avenue
 City Negotiator: Debra Lundy, Real Property Manager
 Negotiating Parties: Paseo Escondido, LLC (c/o The Phair Company)
 Under Negotiation: Terms of Agreement

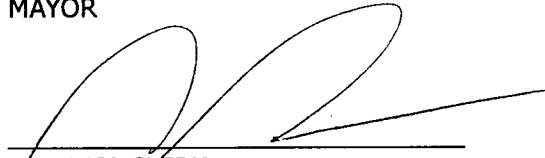
Jeffrey Epp, City Attorney, made an announcement regarding Agenda Item II; the Council directed the City Attorney maintain all available options regarding the case.

ADJOURNMENT

Mayor Abed adjourned the meeting at 4:39 p.m.


MAYOR


ASSISTANT CITY CLERK


MINUTES CLERK

CITY OF ESCONDIDO
May 20, 2015
4:30 P.M. Meeting Minutes

Escondido City Council

CALL TO ORDER

The Regular Meeting of the Escondido City Council was called to order at 4:41 p.m. on Wednesday, May 20, 2015 in the Council Chambers at City Hall with Mayor Abed presiding.

MOMENT OF REFLECTION:

Sharon Allison led the Moment of Reflection.

FLAG SALUTE:

Mayor Abed led the Flag Salute.

PROCLAMATIONS:

Hugo Villalobos, Moses Chairez and Justin Bust accepted the Proclamation for National Public Works Week, May 17-23, 2015.

Tim Draper accepted the Proclamation for Building Safety Month.

PRESENTATIONS:

Kirby Challman led the San Diego County Fair Presentation.

ROLL CALL:

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

Also present were: Clay Phillips, City Manager; Jeffrey Epp, City Attorney; Jay Petrek, Assistant Director of Planning; Ed Domingue, Public Works Director; Eva Heter, Assistant City Clerk; and Michael Thorne, Minutes Clerk.

ORAL COMMUNICATIONS

Zoe Sanchez Richardson, Escondido, thanked the Council for their support for the American Cancer Society and the Relay for Life.

CONSENT CALENDAR

Councilmember Gallo removed item 6 and Councilmember Diaz removed item 10 from the Consent Calendar for discussion.

MOTION: Moved by Councilmember Diaz and seconded by Deputy Mayor Morasco that the following Consent Calendar items be approved. Motion carried unanimously.

1. **AFFIDAVITS OF PUBLICATION, MAILING AND POSTING (COUNCIL/SUCCESSOR AGENCY/RRB)**
2. **APPROVAL OF WARRANT REGISTER (Council/Successor Agency)**
3. **APPROVAL OF MINUTES: Regular Meeting of April 22, 2015**
4. **TREASURER'S INVESTMENT REPORT FOR THE QUARTER ENDED MARCH 31, 2014 -**
Request Council receive and file the January through March 2015 Treasurer's Investment Report. (File No. 0490-55)

Staff Recommendation: **Receive and File (City Treasurer's Office: Kenneth C. Hugins)**

5. **FISCAL YEAR 2013 STATE AND COMMUNITY CORRECTIONS POLICE GRANT - ADDITIONAL FUNDS AND BUDGET ADJUSTMENTS -**
Request Council approve authorizing the Police Department to accept additional FY 2013 State & Community Corrections Police Grant funds in the amount of \$234,702; authorize the Chief of Police or his designee 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)**

6. **SAN DIEGUITO RIVER VALLEY REGIONAL OPEN SPACE PARK JOINT EXERCISE OF POWERS AGREEMENT -**
Request Council approve authorizing the execution of the Amended and Restated Joint Exercise of Powers Agreement (JEPA) between the County of San Diego and the Cities of Del Mar, Escondido, Poway, San Diego and Solana Beach for the San Dieguito River Valley Regional Open Space Park Joint Powers Authority (JPA). (File No. 0600-10 [A-3103])

Staff Recommendation: **Approval (Community Services Department: Loretta McKinney)**

RESOLUTION NO. 2015-81

Councilmember Gallo questioned staff about fee increases associated with the agreement.

Loretta McKinney, Director of Library and Community Services, explained the increase in fees.

MOTION: Moved by Councilmember Gallo and seconded by Councilmember Masson to approve authorizing the execution of the Amended and Restated Joint Exercise of Powers Agreement (JEPA) between the County of San Diego and the Cities of Del Mar, Escondido, Poway, San Diego and Solana Beach for the San Dieguito River Valley Regional Open Space Park Joint Powers Authority (JPA) and adopt Resolution No. 2015-81. Motion carried unanimously.

7. **SENIOR NUTRITION BUDGET ADJUSTMENT -**
Request Council approve a budget adjustment of \$4,397, which is from the One Time Only funds given by the County of San Diego for the Senior Nutrition budget and authorize the City Manager and Director of Administrative Services to make the necessary adjustments to the Senior Nutrition Budget. (File No. 0430-80)

Staff Recommendation: **Approval (Community Services Department: Loretta McKinney)**

8. APPROVE A CONSULTING AGREEMENT WITH COLLIERS INTERNATIONAL, INC. FOR THE EXCLUSIVE LISTING OF 901 WEST WASHINGTON AVENUE -

Request Council approve a Consulting Agreement with Colliers International, Inc. for the exclusive listing of 901 West Washington Ave. for sale or ground lease. (File No. 0600-10)

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

RESOLUTION NO. 2015-77

9. NOTICE OF COMPLETION FOR TRACT 888 - CAMPBELL COURT -

Request Council approve accepting the public improvements and authorize staff to file a Notice of Completion for Tract 888 Campbell Court. (File No. 0800-10 [Tract 888])

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

10. PURCHASE ONE TYMCO 500X REGENERATIVE AIR STREET SWEEPER FROM TYMCO, INC. OF WACO, TEXAS -

Request Council approve authorizing the Fleet Services Division to purchase one TYMCO 500X Regenerative Air Street Sweeper in the amount of \$275,238 through a Cooperative Purchase Contract with the Houston-Galveston Area Council (HGAC). (File No. 0600-10)

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

RESOLUTION NO. 2015-76

Councilmember Diaz questioned if the street sweeper is able to utilize reclaimed water.

Bud Olivera, Deputy Director of Public Works, stated that the system uses Potable water.

MOTION: Moved by Councilmember Diaz and Seconded by Councilmember Masson to approve authorizing the Fleet Services Division to purchase one TYMCO 500X Regenerative Air Street Sweeper in the amount of \$275,238 through a Cooperative Purchase Contract with the Houston-Galveston Area Council (HGAC) and adopt Resolution No. 2015-76. Motion carried unanimously.

11. ACTIVE TRANSPORTATION PROGRAM GRANT APPLICATIONS -

Request Council approve authorizing the Public Works Director or his designee to (1) complete two applications to CalTrans for Active Transportation Program (ATP) Grant funds for a Safe Routes to School Project and improvements along the Escondido Creek Trail, and if awarded, (2) accept the grant funds and complete necessary grant documents. (File No. 0480-70)

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

12. TIGER DISCRETIONARY GRANT APPLICATION -

Request Council approve authorizing the Public Works Director to complete an application to the US Department of Transportation (DOT) for a Transportation Investment Generating Economic Recovery (TIGER Discretionary Grants) program for the construction of the Citracado Parkway Extension Project, and if awarded, accept the grant funds and complete necessary grant documents. (File No. 0480-70)

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

13. CHANGE ORDER AUTHORIZATION FOR THE FISCAL YEAR 2014-2015 STREET REHABILITATION PROJECT -

Request Council approve authorizing the City Manager to execute a change order to the Public Improvement Agreement with George Weir Asphalt Construction, Inc., in the amount of \$76,000 for additional work for the FY 2014-2015 Street Rehabilitation Project. (File No. 0600-10 [A-3135])

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

RESOLUTION NO. 2015-82

14. ALL-WAY STOP CONTROL REQUEST FOR THE INTERSECTION OF THIRTEENTH AVENUE AND BROADWAY -

Request Council approve amending the schedule of stop signs to add "All-Way Stop Control" at the intersection of Thirteenth Avenue and Broadway. (File No. 1050-50)

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

RESOLUTION NO. 2015-48

15. PARTICIPATION IN YGRENE PROPERTY ASSESSED CLEAN ENERGY PROGRAM -

Request Council approve adopting Resolution No. 2015-54 consenting to inclusion of properties within the City's Incorporated Area in the California Home Financing Authority (CHF) Community Facilities District No. 2014-1 (Clean Energy) to finance Renewable Energy Generation, Energy Efficiency, Water Conservation and Electric Vehicle Charging Infrastructure Improvements and approve associate membership in CHF; and approve adopting Resolution No. 2015-55 consenting to inclusion of properties within the City's Incorporated Area in the CHF PACE Program to finance Renewable Energy Generation, Energy and Water Efficiency Improvements and Electric Vehicle Charging Infrastructure and approve associate member ship in CHF. (File No. 0600-10)

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

A) RESOLUTION NO. 2015-54 B) RESOLUTION NO. 2015-55

16. A FIRST AMENDMENT TO THE CONSULTING AGREEMENT WITH RECON AND ASSOCIATES, INC. FOR TRAFFIC ANALYSIS SERVICES FOR THE CENTERPOINTE 78 PROJECT ENVIRONMENTAL IMPACT REPORT (ENV 13-0009) -

Request Council approve authorizing the Mayor and City Clerk to execute a first amendment to the consulting agreement with Recon and Associates, Inc. in the amount of \$12,900 to complete the required traffic analysis for the Centerpointe 78 Project EIR. (File No. 0600-10 [A-3114])

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

RESOLUTION NO. 2015-80

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.)

17. AMENDMENTS TO CHAPTER 22 OF THE ESCONDIDO MUNICIPAL CODE, AND ADOPTION OF JURISDICTIONAL RUNOFF MANAGEMENT PLAN AND ASSOCIATED WATER QUALITY IMPROVEMENT PLANS FOR THE SAN DIEGUITO AND CARLSBAD WATERSHEDS AND CEQA NOTICE OF EXEMPTION -

Approved on May 6, 2015 with a vote of 4/1 (Masson voting no) (File No. 0680-10)

ORDINANCE 2015-09 (Second Reading and Adoption)

CURRENT BUSINESS

18. WOHLFORD DAM DESIGN FIRST AMENDMENT -

Request Council approve authorizing the Mayor and City Clerk to execute a First Amendment to the Public Service Agreement with Black & Veatch Corporation for the Lake Wohlford Dam Replacement Design in the amount of \$724,641. (File No. 0600-10 [A-3060])

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

RESOLUTION NO. 2015-58

Chris McKinney, Director of Utilities, presented the staff report, utilizing a PowerPoint presentation.

MOTION: Moved by Councilmember Diaz and seconded by Councilmember Gallo to approve authorizing the Mayor and City Clerk to execute a First Amendment to the Public Service Agreement with Black & Veatch Corporation for the Lake Wohlford Dam Replacement Design in the amount of \$724,641 and adopt Resolution No. 2015-58. Motion carried unanimously.

19. STORMWATER ALTERNATIVE COMPLIANCE - AWARDING A CONSULTING AGREEMENT FOR A HYDRAULIC STUDY OF CREEKS IN ESCONDIDO -

Recommend adopting a resolution to award a contract to Michael Baker International to conduct a hydraulic study of creeks in Escondido which will support the stream rehabilitation and habitat restoration projects as part of an alternative compliance program. (File No. 0600-10 [A-3150])

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

RESOLUTION NO. 2015-75

Helen Davies, Utilities, presented the staff report, utilizing a PowerPoint presentation.

MOTION: Moved by Councilmember Diaz and seconded by Councilmember Masson to approve adopting a resolution to award a contract to Michael Baker International to conduct a hydraulic study of creeks in Escondido which will support the stream rehabilitation and habitat restoration projects as part of an alternative compliance program and adopt Resolution No. 2015-75. Motion carried unanimously.

FUTURE AGENDA

20. 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)**

COUNCIL MEMBERS SUBCOMMITTEE REPORTS

Councilmember Gallo reported on North County Transit District; it will provide bus service from the transit center to the San Diego County Fair; reported on the County Water Authority's update on drought status.

Councilmember Diaz reported on applicant interviews for the San Diegito River Park JPA and the selection of Kevin McCurren to serve as the Executive Director beginning June 29.

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 5:45 p.m.


MAYOR


ASSISTANT CITY CLERK


MINUTES CLERK