# November 19, 2014
# 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, November 19, 2014 in the Council Chambers at City Hall with Mayor Abed presiding.

**ATTENDANCE**

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

### ORAL COMMUNICATIONS

### CLOSED SESSION: (COUNCIL/SUCCESSOR AGENCY/RRB)

**MOTION:** Moved by Councilmember Morasco and seconded by Councilmember Gallo to recess to Closed Session. Motion carried unanimously.

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

a. **Property:** Vacant Lots along South side of El Norte Parkway between Ash Street and Noreen Way
**City Negotiator:** Debra Lundy, Real Property Manager
**Negotiating Parties:** Zoe Sanchez Richardson
**Under Negotiation:** Price and Terms of Agreement

### ADJOURNMENT

Mayor Abed adjourned the meeting at 3:50 p.m.

MAYOR

CITY CLERK

ASSISTANT CITY CLERK

# November 19, 2014
# 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 4:30 p.m. on Wednesday, November 19, 2014 in the Council Chambers at City Hall with Mayor Abed presiding.

### MOMENT OF REFLECTION

Greg Lane led the moment of reflection.

### FLAG SALUTE

Mayor Abed led the flag salute.

### ROLL CALL

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

Also present were: Clay Phillips, City Manager; Jennifer McCain, Assistant City Attorney; Barbara Redlitz, Community Development Director; Ed Domingue, Public Works Director; Diane Halverson, City Clerk; and Eva Heter, Assistant City Clerk.

## ORAL COMMUNICATIONS

**Francisco Centurion, Valley Center**, stated that there had not been any outreach from the Safari Highlands Project developer preceding the previous meeting and is concerned about a high density development being introduced to the area.

## CONSENT CALENDAR

Mayor Abed removed items 10 and 15 from Consent for Discussion. Deputy Mayor Diaz removed item 16 from the Consent Calendar for discussion.

**MOTION:** Moved by Councilmember Masson and seconded by Councilmember Morasco that the following Consent Calendar items be approved with the exception of items 10, 15 and 16. 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 October 15, 2014 and Regular Meeting of October 22, 2014**

4. **PURCHASE OF PRE-FABRICATED RESTROOM FOR DALEY RANCH -**
   Request Council approve authorizing the purchase of a pre-fabricated restroom for Daley Ranch from The Public Restroom Company of Minden, Nevada, in the amount of $191,090 using the BuyBoard Purchasing Cooperative. (File No. 0470-20)

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

RESOLUTION NO. 2014-175

5. **DISPOSITION OF PROPERTY: 1751 CITRACADO PARKWAY, LOT #202 AT MOUNTAIN SHADOWS MOBILE HOME PARK -**
Request Council approve authorizing the Real Property Manager and City Clerk to execute documents necessary to complete the sale of 1751 Citracado Parkway, Lot #202 at Mountain Shadows Mobile Home Park. (File No. 0690-20)

Staff Recommendation: **Approval (City Manager's Office: Debra Lundy)**

RESOLUTION NO. 2014-171

6. **UPDATE TO CHAPTER 7, LOCAL EMERGENCY, OF THE ESCONDIDO MUNICIPAL CODE -**
Request Council approve amending Chapter 7 of the Escondido Municipal Code pertaining to local emergencies. This Ordinance updates the Code in order to conform to current law and practices. (File No. 0680-10)

Staff Recommendation: **Approval (Fire Department: Michael Lowry)**

ORDINANCE NO. 2014-16 (Introduction and First Reading)

7. **FISCAL YEAR 2014 STATE HOMELAND SECURITY GRANT PROGRAM GRANT ACCEPTANCE AND BUDGET ADJUSTMENT -**
Request Council approve accepting $119,050 in funding from the Department of Homeland Security (DHS) for the FY 2014 State Homeland Security Grant Program (SHSGP); authorize the Fire Chief to execute, on behalf of the City, all documents required for the management of this grant; and approve the necessary budget adjustment to establish new projects for tracking of these grant funds. (File No. 0480-70)

Staff Recommendation: **Approval (Fire Department: Michael Lowry)**

8. **HOUSING RELATED PARKS PROGRAM FUNDS BUDGET ADJUSTMENT -**
Request Council approve accepting $674,850 in 2013 Department of Housing and Community Development (HCD) Housing-Related Park (HRP) program funds and approve budget adjustments for 2013 HRP funds and reallocating $29,248 in 2011 HRP funds. (File No. 0430-80)

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

RESOLUTION NO. 2014-168

9. **STATE OF CALIFORNIA 9-1-1 FOR KIDS FUNDING AND BUDGET ADJUSTMENT -**
Request Council approve accepting $2,901.62 in funds from the State of California 9-1-1 Emergency Communications Office; 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 funds. (File No. 0480-70)

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

10. **FISCAL YEAR 2014-2015 STATE OF CALIFORNIA CITIZENS' OPTIONS FOR PUBLIC SAFETY PROGRAM GRANT AND BUDGET ADJUSTMENT -**
Request Council approve authorizing the Police Department to accept a FY 2014-2015 Citizens' Options for Public Safety (COPS) Program Grant in the amount of $232,304; approve grant expenditures consistent with guidelines in AB 1913; 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)**

Mayor Abed questioned spending the money and not getting the full amount.

Chief Carter stated that funds are never certain; adjustments are made during the year.

**MOTION:** Moved by Mayor Abed and seconded by Councilmember Gallo to approve authorizing the Police Department to accept a FY 2014-2015 Citizens' Options for Public Safety (COPS) Program Grant in the amount of $232,304; approve grant expenditures consistent with guidelines in AB 1913; 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. Motion carried unanimously. 5/0

**11. FISCAL YEAR 2014 CALIFORNIA IDENTIFICATION SYSTEMS REMOTE ACCESS NETWORK USER AGREEMENT -**
Request Council approve authorizing the Police Department to enter into a CAL-ID User Agreement with the County of San Diego and authorize the Chief of Police and Police Department staff to submit agreement documents on behalf of the City. (File No. 0600-10)

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

**12. FISCAL YEAR 2014 URBAN AREA SECURITY INITIATIVE GRANT - COMMUNICATIONS CENTER MICROWAVE RADIOS AND BUDGET ADJUSTMENT -**
Request Council approve authorizing the Police Department to accept FY 2014 Urban Area Security Initiative (UASI) Grant funds in the amount of $210,000; authorize the Chief of Police and Police Department staff to submit grant 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)**

**13. FISCAL YEAR 2014 URBAN AREA SECURITY INITIATIVE GRANT AND BUDGET ADJUSTMENT -**
Request Council approve authorizing the Police Department to accept FY 2014 Urban Area Security Initiative (UASI) Grant funds in the amount of $100,000; authorize the Chief of Police and Police Department staff to submit grant 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)**

**14. FISCAL YEAR 2014 OPERATION STONEGARDEN GRANT AND BUDGET ADJUSTMENT -**
Request Council approve authorizing the Police Department to accept FY 2014 Operation Stonegarden Grant funds in the amount of $50,000 from the California Emergency Management Agency (CALEMA) through San Diego County; authorize the Chief of Police and Police Department staff to submit grant documents on behalf of the City; and approve budget adjustments needed for overtime expenses related to enforcement in support of Department of Homeland Security Goals. (File No. 0480-70)

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

**15. BUDGET ADJUSTMENT FOR SUSTAINABLE COMMUNITIES PLANNING GRANT AND INCENTIVES PROGRAM -**
Request Council approve a budget adjustment for Sustainable Communities Planning Grant and Incentives Program funds to prepare and update Area Plans for a combined South Escondido Boulevard/South Quince Street Target Area and authorize the release of a Request for Qualifications (RFQ) in order to solicit consultant responses for preparation of the combined Area Plans. (File No. 0480-70)

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

Mayor Abed questioned the City achieving an overlay for South Escondido Boulevard with the funds.

Jay Petrek, Assistant Director of Planning, stated that the City would establish a new overlay for South Escondido Boulevard and South Quince Street with the funds.

**MOTION:** Moved by Mayor Abed and seconded by Councilmember Morasco to approve a budget adjustment for Sustainable Communities Planning Grant and Incentives Program funds to prepare and update Area Plans for a combined South Escondido Boulevard/South Quince Street Target Area and authorize the release of a Request for Qualifications (RFQ) in order to solicit consultant responses for preparation of the combined Area Plans. Motion carried unanimously. 5/0

**16. RESOLUTION MAKING FINDINGS REGARDING AN APPEAL OF A PLANNING COMMISSION DECISION TO DENY A CONDITIONAL USE PERMIT AND EXTENSION OF TIME (PHG 14-0017) -**

Request Council approve adopting Resolution No. 2014-134, a resolution of the City Council of the City of Escondido, California, making findings which deny a conditional use permit for a proposed 96 bed youth care facility at 1817 Avenida del Diablo and which modifies the effective dates of the existing conditional use permit for a skilled nursing facility at the same address (PHG 14-0017). (File No. 0800-40)

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

RESOLUTION NO. 2014-134

Deputy Mayor Diaz requested clarification for the meaning of a no vote.

Jennifer McCain, Assistant City Attorney, clarified the meaning of a no vote.

**MOTION:** Moved by Councilmember Masson and seconded by Councilmember Morasco to approve adopting Resolution No. 2014-134, a resolution of the City Council of the City of Escondido, California, making findings which deny a conditional use permit for a proposed 96 bed youth care facility at 1817 Avenida del Diablo and which modifies the effective dates of the existing conditional use permit for a skilled nursing facility at the same address (PHG 14-0017). Motion Carried, 4/1, Diaz voting no.

**17. BID AWARD FOR THE ELM STREET IMPROVEMENT PROJECT -**

Request Council approve authorizing the bid award to LB Civil Construction, determined to be the lowest responsive and responsible bidder and authorize the Mayor and City Clerk to execute a Public Improvement Agreement with LB Civil Construction in the amount of $541,292 for the Elm Street Improvement Project. Further it is recommended that the bids of JUST Construction, RENTEX Construction, Inc., Shaw Equipment Rental, Inc., and Southland Paving, Inc. be deemed as nonresponsive. (File No. 0600-10; Agreement Number A-3133)

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

RESOLUTION NO. 2014-169

**18. ESTABLISH ENGINEERING AND TRAFFIC SURVEY (SPEED ZONE) ON FIFTEENTH AVENUE**

Request Council approve establishing an Engineering and Traffic Survey (Speed Zone) on Fifteenth Avenue from Escondido Boulevard to Juniper Street. (File No. 1050-50)

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

RESOLUTION NO. 2014-165

19. **ALL WAY STOP CONTROL REQUEST FOR THE INTERSECTION OF ALEXANDER DRIVE AND CITRACADO PARKWAY AND THE INTERSECTION OF ALEXANDER DRIVE AND BROTHERTON ROAD -**
Request Council approve amending the City's schedule of stop signs to add four (4) new stop signs including two (2) on Alexander Drive at the intersection of Citracado Parkway and two (2) on Alexander Drive at the intersection of Brotherton Road. (File No. 1050-50

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

RESOLUTION NO. 2014-167

20. **IMPLEMENT NO PARKING RESTRICTIONS ON CAROLINE WAY AND NORTH UPAS STREET**
Request Council approve implementing twenty-four hour (24-hour) parking restrictions on sections of Caroline Way, between Howell Heights and North Upas Street, and on North Upas Street, between Caroline Way and Murray Court. Resolution No. 2014-166 will amend the Traffic Schedule for "No Parking Zones" accordingly. (File No. 1050-50)

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

RESOLUTION NO. 2014-166

21. **APPROVAL FOR STOP SIGNS ON KALMIA STREET AND WAVERLY PLACE AT THEIR INTERSECTION WITH PENNSYLVANIA AVENUE AND PARKING RESTRICTIONS ALONG KALMIA STREET AND PENNSYLVANIA AVENUE -**
Request Council approve adding stop signs on Kalmia Street and Waverly Place at their intersections with Pennsylvania Avenue and approve parking restrictions during school pick-up and drop-off hours along Kalmia Street and Pennsylvania Avenue for the Classical Academy High School project. (File No. 1050-50)

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

RESOLUTION NO. 2014-172

## 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.)

## PUBLIC HEARINGS

22. **MODIFICATION TO A MASTER AND PRECISE DEVELOPMENT PLAN FOR "THE POINT" OFFICE BUILDING LOCATED IN THE LA TERRAZA CORPORATE CENTER (PHG 14-0022) -**
Request Council approve a Modification to a Master and Precise Development Plan for an office building in the La Terraza Corporate Center. (File No. 0800-40)

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

ORDINANCE NO. 2014-19(R) (Introduction and First Reading)

Bill Martin, Deputy Director of Planning, presented the staff report, utilizing a PowerPoint Presentation.

**MOTION:** Moved by Councilmember Gallo and seconded by Councilmember Masson to approve a Modification to a Master and Precise Development Plan for an office building in the La Terraza Corporate Center. Motion carried unanimously. 5/0

**23. MODIFICATION TO THE MASTER DEVELOPMENT PLAN FOR THE LOWE'S COMMERCIAL CENTER (PHG 14-0012) -**
Request Council modifying the conditions of approval in the Master Development Plan for the Lowe's Center. (File No. 0800-40)

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

ORDINANCE NO. 2014-18 (Introduction and First Reading)

Bill Martin, Deputy Director of Planning, presented the staff report, utilizing a PowerPoint Presentation.

**MOTION:** Moved by Councilmember Gallo and seconded by Councilmember Masson to approve modifying the conditions of approval in the Master Development Plan for the Lowe's Center. Motion carried unanimously. 5/0

## CURRENT BUSINESS

**24. CAPITAL IMPROVEMENT PROGRAM AND HOUSING-RELATED PARK PROGRAM FUNDS BUDGET ADJUSTMENTS FOR JAMES STONE POOL AND WASHINGTON PARK TENNIS COURTS REHABILITATION PROJECT -**
Request Council approve reallocating $26,715 from the 11th Avenue Capital Improvement (CIP) Program budget and $10,000 from the Housing-Related Park (HRP) program funds - Washington Park Tennis Court Rehabilitation project - to the James Stone Pool Improvement project for the purposes of rebuilding the pool facility as well as reallocating $50,000 from the 11th Avenue Park Project CIP budget to the Washington Park Tennis Court Rehabilitation project. (File No. 0430-80)

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

Loretta McKinney, Director Of Library & Community Services, presented the staff report, utilizing a PowerPoint Presentation.

**Heather Calvin, Escondido,** questioned the allocation of funds for a pool that was no longer functional. She spoke in favor of building a strong aquatics program.

**MOTION:** Moved by Councilmember Morasco and seconded by Councilmember Masson to approve reallocating $26,715 from the 11th Avenue Capital Improvement (CIP) Program budget and $10,000 from the Housing-Related Park (HRP) program funds - Washington Park Tennis Court Rehabilitation project - to the James Stone Pool Improvement project for the purposes of rebuilding the pool facility as well as reallocating $50,000 from the 11th Avenue Park Project CIP budget to the Washington Park Tennis Court Rehabilitation project. Motion carried unanimously. 5/0

**25. FINANCIAL REPORT FOR THE QUARTER ENDING JUNE 30, 2014 -**
Request Council receive and file the Fourth Quarter Financial Report for Fiscal Year 2013-2014. (File No. 0430-30)

Staff Recommendation: **Receive and File (Finance Department: Sheryl Bennett)**

**COUNCIL ACTION:** The Fourth Quarter Financial Report for Fiscal Year 2013-2014 item continued until Wednesday, December 10, 2014 Council Meeting.

**26. DISPOSITION OF PROPERTY: 1201 EAST WASHINGTON AVENUE -**
Request Council approve authorizing the Real Property Manager and City Clerk to execute a purchase agreement and escrow documents necessary to complete the sale of 1201 East Washington Avenue to Paseo Escondido, LLC. (File No. 0690-20)

Staff Recommendation: **Approval (City Manager's Office: Debra Lundy)**

RESOLUTION NO. 2014-170

Debra Lundy, Real Property Manager, presented the staff report, utilizing a PowerPoint Presentation.

**Jeff Phair, President and CEO of Phair Company,** presented the Paseo Escondido project information.

**Kurk Phair, Vice President of Phair Company,** presented the overview of the project, utilizing a PowerPoint Presentation.

**Austin Diaz, Broker Faire Company**, presented the potential development of the site, utilizing a PowerPoint Presentation.

**MOTION:** Moved by Councilmember Masson and seconded by Councilmember Morasco to approve authorizing the Real Property Manager and City Clerk to execute a purchase agreement and escrow documents necessary to complete the sale of 1201 East Washington Avenue to Paseo Escondido, LLC. Motion carried unanimously. 5/0

**27. BUDGET ADJUSTMENT - HALE AVENUE RESOURCE RECOVERY FACILITY OPERATIONS BUILDING -**

Request Council approve a budget adjustment in the amount of $868,000 for Capital Improvement Program (CIP) No. 804201 (HARRF Expansion Phase III - Operations Building) from the Wastewater unallocated reserves. (File No. 0430-80)

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

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

**MOTION:** Moved by Councilmember Gallo and seconded by Councilmember Masson to approve a budget adjustment in the amount of $868,000 for Capital Improvement Program (CIP) No. 804201 (HARRF Expansion Phase III - Operations Building) from the Wastewater unallocated reserves. Motion carried unanimously. 5/0

**28. APPLICATION FEES AND INCENTIVES PERTAINING TO HISTORIC RESOURCES -**

Request Council approve revising the Planning application fees and incentives pertaining to Historic Resources. (File No. 0480-45)

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

RESOLUTION NO. 2014-162

Barbara Redlitz, Director of Community Development, presented the staff report, utilizing a PowerPoint presentation.

**Carol Rea, President of Old Escondido Historic Preservation District,** spoke in favor of rescinding all fees.

**Kallee McGreery, Escondido,** spoke in favor of rescinding all fees.

**Lucy Burke, Historic Preservation District,** spoke in favor of rescinding all fees.

**MOTION:** Moved by Councilmember Gallo and seconded by Councilmember Masson to approve revising the Planning application fees and incentives pertaining to Historic Resources. Motion carried unanimously. 5/0

**29. APPOINTMENT TO LIBRARY BOARD OF TRUSTEES -**

Request Council ratify the Mayor's appointment to fill an unscheduled vacancy on the Library Board of Trustees, term to expire March 31, 2016. (File No. 0120-10)

Staff Recommendation: **Ratify the Mayor's Appointment (City Clerk's Office: Diane Halverson)**

**Mayra Salazar** presented her biographical information in regards to her potential appointment as Trustee of the Library Board.

**MOTION:** Moved by Councilmember Abed and seconded by Councilmember Masson to approve ratifying the Mayor's appointment of Mayra Salazar to fill an unscheduled vacancy on the Library Board of Trustees, term to expire March 31, 2016. Motion carried unanimously. 5/0

## FUTURE AGENDA

**30. 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

Mayor Abed reported on the SANDAG CIP Funding & the Bike Facility Project.

## 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

**Angela Moore, Escondido**, presented concerns regarding the dangers of vehicles entering crosswalks and requested each corner have a crosswalk.

## ADJOURNMENT

Mayor Abed adjourned the meeting at 6:52 p.m.

MAYOR

CITY CLERK

ASSISTANT CITY CLERK