CITY OF ESCONDIDO

June 19, 2013
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 19, 2013 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

Robroy Fawcett, Escondido, stated he would like additional questions on the Independent Districting Commission.

CLOSED SESSION: (COUNCIL/SUCCESSOR AGENCY/RRB)

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

I. Public employee performance evaluation (government code §54957)

a. City Manager
b. City Attorney

ADJOURNMENT

Mayor Abed adjourned the meeting at 4:31 p.m.

Sam Abed

MAYOR

Diane Halverson

CITY CLERK

Diane Uhl

MINUTES CLERK

CITY OF ESCONDIDO

June 19, 2013
4:30 P.M. Meeting

Escondido City Council

CALL TO ORDER

The Regular Meeting of the Escondido City Council was called to order at 4:34 p.m. on Wednesday, June 19, 2013 in the Council Chambers at City Hall with Mayor Abed presiding.

MOMENT OF REFLECTION

FLAG SALUTE

Mayor Abed led the flag salute.

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.

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

PROCLAMATIONS

Mayor Abed introduced Major David Ebel and Major Dianne Ebel who received a proclamation for their dedicated service to the Escondido Salvation Army.

ORAL COMMUNICATIONS

Thomas Armstrong, Escondido, expressed concern with Police Chief Maher's retirement.

Tom Cowan, Escondido, indicated he was concerned with the direction the City was going.

Erica Belandres, Elizabeth Murguia and Nancy Morena, North Inland Community Prevention Program, gave a presentation on their organization.

Cassie Lieurance, Escondido, stated the businesses displaced by the Charter School needed funds for moving expenses.

Meg Decker, Escondido, urged Council to help Escondido Education COMPACT with their moving expenses.

Scott Davis, Escondido, expressed concern with the traffic on his street.

COUNCIL MEMBERS' REPORTS/BRIEFING

Councilmember Gallo indicated that if tenants have issues in their housing projects they should contact Code Enforcement at 839-4650. He stated that the Escondido Community Child Development Center was rededicating their facility on Saturday, June 29 from 7:00-9:00 p.m. He indicated that other agencies had contacted him to volunteer to take the place of the recently discontinued senior transportation organization. Georgia's School of Dance was celebrating their 60th anniversary on June 21-22, 2013. He stated that the City of San Diego was selling bonds to improve their streets and roads.

Councilmember Masson attended the ECCHO meeting on Tuesday, June 18, 2013 and mentioned that today was Acting Police Chief Cory Moles' retirement celebration.

Councilmember Morasco attended the California Center for the Arts, Escondido fund raiser on Saturday, June 15, 2013, the ECCHO meeting on Tuesday, June 18, 2013, and Police Chief Cory Moles' retirement celebration. He indicated he had received information from the community regarding the senior transportation issue and he believed the situation would be rectified.

Mayor Abed stated the SANDAG San Diego Forward Regional Plan workshop had received good input and wished Police Chief Cory Moles a wonderful retirement.

Deputy Mayor Diaz indicated the Raymond Family non-profit organization had scheduled an open house in Escondido at 4:30 p.m. on June 20, 2013 and on June 26, 2013 she would be speaking at the North County Bar Association from 12-1:00 p.m.

CONSENT CALENDAR

Councilmember Gallo removed item 9 from the Consent Calendar for discussion.

MOTION: Moved by Councilmember Masson and seconded by Councilmember Diaz that the following Consent Calendar items be approved with the exception of item 9. 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 June 5, 2013

4. **AWARD OF BID FOR LEGAL ADVERTISING FISCAL YEAR 2013-14 -** Request Council authorize the City Clerk to execute the Agreement for Services and approve awarding the bid for the City of Escondido's legal advertising for a one-year period to the U-T San Diego North County. (File No. 0600-10 [A-3084])

Staff Recommendation: **Approval (City Clerk's Office: Diane Halverson)**

RESOLUTION NO. 2013-65

5. **FINAL ASSESSMENT ENGINEER'S REPORT FOR ZONE 11 OF THE CITY OF ESCONDIDO LANDSCAPE MAINTENANCE ASSESSMENT DISTRICT (LMD) FOR FISCAL YEAR 2013/2014 -** Request Council approve declaring the results of the assessment ballot tabulation for Zone 11 of the City of Escondido Landscape Maintenance Assessment District confirming the assessment, approving the Assessment Engineer's Report and the annual levy and collection of assessments in Zone 11 of the LMD for Fiscal Year 2013/2014. (File No. 0685-10)

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

RESOLUTION NO. 2013-72

6. **FINAL ASSESSMENT ENGINEER'S REPORT FOR ZONES 1-10 AND 12-37 OF THE CITY OF ESCONDIDO LANDSCAPE MAINTENANCE ASSESSMENT DISTRICT FOR FISCAL YEAR 2013/2014 -** Request Council approve the Assessment Engineer's Report and the annual levy and collection of assessments in Zones 1-10 and 12-37 of the Escondido Landscape Maintenance Assessment District for Fiscal Year 2013/2014. (File No. 0685-10)

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

RESOLUTION NO. 2013-73

7. **SALE OF 2400 WEST VALLEY PARKWAY, LOT #45 (THE VIEWS) -** Request Council authorize the Real Property Manager and City Clerk to execute a Grant Deed and related escrow documents for the sale of property located at 2400 West Valley Parkway, Lot #45 (The Views). (File No. 0690-20)

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

RESOLUTION NO. 2013-77

8. **FIRST AMENDMENT TO LEASE AGREEMENT WITH AMERICAN LEGION AT 230 PARK AVENUE -** Request Council authorize the Real Property Manager and City Clerk to execute a First Amendment to Lease Agreement with American Legion at 230 Park Avenue. (File No. 0600-10 [A-2545])

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

RESOLUTION NO. 2013-79

9. **CONSULTING AGREEMENT FOR URBAN FOREST PUBLIC TREE INVENTORY -** Request Council authorize the Mayor and City Clerk to execute a Consulting Agreement with West Coast Arborists in the amount of $135,000 to complete the Urban Forest Public Tree Inventory. (File No. 0600-10 [A-3078])

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

RESOLUTION NO. 2013-82

Councilmember Gallo indicated he did not support this project.

MOTION: Moved by Councilmember Masson and seconded by Councilmember Diaz to authorize the Mayor and City Clerk to execute a Consulting Agreement with West Coast Arborists in the amount of $135,000 to complete the Urban Forest Public Tree Inventory and adopt Resolution No. 2013-82. Ayes: Abed, Diaz, Masson and Morasco. Noes: Gallo. Absent: None. Motion carried.

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.)

CURRENT BUSINESS

10. **2013 REFUNDING OF COMMUNITY FACILITIES DISTRICT (HIDDEN TRAILS) – FINANCING PLAN AND LEGAL DOCUMENTS -** Request Council take the following actions: a) Approve the issuance and sale of Special Tax Refunding Bond Series 2013, in an aggregate principal amount not to exceed $2,600,000 to refinance 2001 Special Tax Bonds of the Community Facilities District 2000-01 (Hidden Trails) which financed the construction and acquisition of various public improvements within the Community Facilities District, b) Authorize the Mayor, City Manager, City Clerk, Finance Director and other officers of the City to sign any and all refinancing documents, and c) Authorize the Finance Department to make the necessary revenue and expenditure budget adjustments to the Community Facilities District Fund for all transactions associated with the issuance of the 2013 Special Tax Refunding Bonds. (File No. 0685-20)

Staff Recommendation: **Approval (Finance Department: Gilbert Rojas)**

RESOLUTION NO. 2013-91

Gil Rojas, Finance Director, gave the staff report and presented a series of slides.

MOTION: Moved by Councilmember Gallo and seconded by Councilmember Masson to approve the issuance and sale of Special Tax Refunding Bond Series 2013, in an aggregate principal amount not to exceed $2,600,000 to refinance 2001 Special Tax Bonds of the Community Facilities District 2000-01 (Hidden Trails) which financed the construction and acquisition of various public improvements within the Community Facilities District, authorize the Mayor, City Manager, City Clerk, Finance Director and other officers of the City to sign any and all refinancing documents, authorize the Finance Department to make the necessary revenue and expenditure budget adjustments to the Community Facilities District Fund for all transactions associated with the issuance of the 2013 Special Tax Refunding Bonds and adopt Resolution No. 2013-91. Motion carried unanimously.

11. 2013 REFUNDING OF COMMUNITY FACILITIES DISTRICT (EUREKA RANCH) – FINANCING PLAN AND LEGAL DOCUMENTS - Request Council take the following actions: a) Approve the issuance and sale of Special Tax Refunding Bond Series 2013, in an aggregate principal amount not to exceed $17,250,000 to refinance 2006 Special Tax Bonds of the Community Facilities District 2006-01 (Eureka Ranch) which financed the construction and acquisition of various public improvements within the Community Facilities District, b) Authorize the Mayor, City Manager, City Clerk, Finance Director and other officers of the City to sign any and all refinancing documents, and c) Authorize the Finance Department to make the necessary revenue and expenditure budget adjustments to the Community Facilities District Fund for all transactions associated with the issuance of the 2013 Special Tax Refunding Bonds. (File No. 0685-20)

Staff Recommendation: **Approval (Finance Department: Gilbert Rojas)**

RESOLUTION NO. 2013-90

Gil Rojas, Finance Director, gave the staff report and presented a series of slides.

MOTION: Moved by Councilmember Masson and seconded by Councilmember Gallo to approve the issuance and sale of Special Tax Refunding Bond Series 2013, in an aggregate principal amount not to exceed $17,250,000 to refinance 2006 Special Tax Bonds of the Community Facilities District 2006-01 (Eureka Ranch) which financed the construction and acquisition of various public improvements within the Community Facilities District, authorize the Mayor, City Manager, City Clerk, Finance Director and other officers of the City to sign any and all refinancing documents, authorize the Finance Department to make the necessary revenue and expenditure budget adjustments to the Community Facilities District Fund for all transactions associated with the issuance of the 2013 Special Tax Refunding Bonds and adopt Resolution No. 2013-90. Motion carried unanimously.

PUBLIC HEARINGS

12. FIVE-YEAR CAPITAL IMPROVEMENT PROGRAM; THE FISCAL YEAR 2013/14 CIP BUDGET; AND TRANSNET FIVE YEAR LOCAL STREET IMPROVEMENT PROGRAM – Request Council approve adopting the Fiscal Years 2013/14 – 2017/18 Five-Year Capital Improvement Program (CIP); the Fiscal Year 2013/14 Project CIP Budgets; and Amendment 12-06 to the Transnet Five-Year Local Street Improvement Program of Projects for Fiscal Years 2013 – 2017. (File No. 0430-30)

Staff Recommendation: **Approval (Finance Department: Gilbert Rojas)**

a. **RESOLUTION NO. 2013-55**
b. **RESOLUTION NO. 2013-56**

Michelle LeFever, Finance Department, and Julie Procopio, Public Works Deputy Director, gave the staff report and presented a series of slides.

Mayor Abed opened the public hearing and asked if anyone would like to speak on this issue in any way.

Wally Gutierrez, Escondido, stated the Little League fields needed refurbishing and asked Council to provide matching funds for repairs.

Mayor Abed asked if anyone else wanted to speak on this issue in any way. No one asked to be heard. Therefore, he closed the public hearing.

MOTION: Moved by Councilmember Morasco and seconded by Councilmember Masson to approve adopting the Fiscal Years 2013/14 – 2017/18 Five-Year Capital Improvement Program (CIP); the Fiscal Year 2013/14 Project CIP Budgets; and Amendment 12-06 to the Transnet Five-Year Local Street Improvement Program of Projects for Fiscal Years 2013 – 2017, with the addition of $10,000 in matching funds towards Little League field repairs and adopt Resolution No. 2013-55 and Resolution No. 2013-56. Motion carried unanimously.

13. BID AWARD FOR THE ESCONDIDO CREEK TRAIL LIGHTING PROJECT AND PUBLIC HEARING TO APPROVE AN AMENDMENT TO FISCAL YEAR 2012-2013 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) ACTION PLAN TRANSFERRING FUNDS FROM THE TULIP STREET IMPROVEMENT PROJECT TO THE ESCONDIDO CREEK TRAIL LIGHTING PROJECT - Request Council approve the apparent low bid submitted by Pro Tech Engineering, Corp. to be the lowest responsive and responsible bid; authorize the Mayor and City Clerk to execute a Public Improvement Agreement with Pro Tech Engineering in the amount of $546,880 for the Escondido Creek Trail Lighting Project; and approve an amendment to the Fiscal Year 2012-2013 CDBG Action Plan for a budget adjustment transferring $320,000 from the Tulip Street Improvement Project to the Escondido Creek Trail Lighting Program. (File No. 0600-10 [A3080])

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

RESOLUTION NO. 2013-74

Rich Buquet, Neighborhood Services Manager, gave the staff report and presented a series of slides.

Mayor Abed opened the public hearing and asked if anyone would like to speak on this issue in any way. No one asked to be heard. Therefore, he closed the public hearing.

MOTION: Moved by Councilmember Morasco and seconded by Councilmember Diaz to approve the apparent low bid submitted by Pro Tech Engineering, Corp. to be the lowest responsive and responsible bid; authorize the Mayor and City Clerk to execute a Public Improvement Agreement with Pro Tech Engineering in the amount of $546,880 for the Escondido Creek Trail Lighting Project; and approve an amendment to the Fiscal Year 2012-2013 CDBG Action Plan for a budget adjustment transferring $320,000 from the Tulip Street Improvement Project to the Escondido Creek Trail Lighting Program and adopt Resolution No. 2013-74. Motion carried unanimously.

FUTURE AGENDA

14. **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)**

ORAL COMMUNICATIONS

None

ADJOURNMENT

Mayor Abed adjourned the meeting at 6:40 p.m.

Sam Abed
MAYOR

Diane Halverson
CITY CLERK

Diane Uhl
MINUTES CLERK