

CITY OF ESCONDIDO
May 8, 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, May 8, 2013 in the Council Chambers at City Hall with Mayor Abed presiding.

ATTENDANCE

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

ORAL COMMUNICATIONS

Fred Woods, Friends of Daley Ranch President, indicated the Charros were a big part of the Daley Ranch programs and urged Council to resolve any problems with them.

Kimber Allison, Escondido, stated she hoped the Charros would continue to be part of the community and voiced concern with the carwash being built near her home.

Benjamin Cueva, Escondido, indicated the Charros groups were not fighting; he was the President.

Del Elmer, Escondido, stated that therapeutic riding is included in the Caballo Park events and he supported the Charros.

Sergio Contreras, Escondido, indicated that there was only one organization and Ben Cueva was the president of their board.

Salvador Fabian, Escondido, asked Council to review all the documents to show they were the rightful Charros in Escondido.

Marcos Bautista, Escondido, stated that former members were not part of the current Charros.

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

- | | | |
|----|---------------------|---|
| a. | Property: | 901 West Washington Avenue |
| | City Negotiator | Debra Lundy, Real Property Manager |
| | Negotiating parties | Washington Ventures LLC |
| | Under negotiation | Price and Terms of Agreement |
| b. | Property: | 901 West Washington Avenue |
| | City Negotiator | Debra Lundy, Real Property Manager |
| | Negotiating parties | George Weir |
| | Under negotiation | Price and Terms of Agreement |
| c. | Property: | 3410 Valley Center Road |
| | City Negotiator | Debra Lundy, Real Property Manager |
| | Negotiating parties | City and two prospective charros groups |
| | Under negotiation | Price and Terms of Agreement |

Attorney Jeffrey Epp announced that Council had directed staff to make the property available to both competing groups that claim to be Charros; to use an occupancy license approach with the groups on an equal basis and to require the normal occupancy license, including insurance.

II. CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION (Government Code 54956.9(d)(2))

- a. Significant exposure to litigation pursuant to subdivision (d)(2) of Government Code 54956.9: **One Case**

ADJOURNMENT

Mayor Abed adjourned the meeting at 4:45 p.m.


MAYOR


CITY CLERK


MINUTES CLERK

CITY OF ESCONDIDO
May 8, 2013
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 4:50 p.m. on Wednesday, May 8, 2013 in the Council Chambers at City Hall with Mayor Abed presiding.

MOMENT OF REFLECTION

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.

PRESENTATIONS

Mayor Abed introduced Chris Megison, CEO and Founder of Solutions for Change, who accepted a proclamation for North County Solutions for Change.

PROCLAMATIONS

Mayor Abed introduced Wendy Barker, History Center, and Carol Rea, Historic Preservation Commission, who accepted a proclamation for National Historic Preservation Month - May 2013.

Mayor Abed introduced Lori Rountree, Deputy Director of Utilities and Water, who accepted a proclamation for Water Awareness Month, May 2013, and Drinking Water Week, May 5-11, 2013.

ORAL COMMUNICATIONS

Roy Garrett, Escondido, indicated Escondido Compact should remain at the East Valley Community Center and he did not support a lease to a charter school.

Gonzales Soto, Escondido, asked Council to continue the Charro events.

Patricia Borchmann, Escondido, asked for information on items discussed at closed session.

Keith Callison, Escondido, indicated the homeless would like to help the community.

Frank Woolridge, Escondido, voiced concern with the treatment of the homeless.

Cassie Lieurance, Escondido, invited Council to a CAFÉ (Community Alliance For Escondido) meeting at the East Valley Community Center at 6:30 p.m. on Monday, May 20, 2013 at 6:30 p.m..

Dennis Snyder, Escondido, indicated that charter schools were public schools focused on improving student learning. They had no desire to take over the gym, computer lab, dance halls, or child daycare center at the East Valley Community Center.

COUNCIL MEMBERS' REPORTS/BRIEFING

Councilmember Gallo stated the Borders Committee had a report on construction contracts policies and urged the city to hire local workers whenever possible. A new organization called the California Border Health Collaborative had been formed to enhance communication, coordination and collaboration among public, private and academic institutions in order to protect and improve the health of the individuals in the communities along the California/Baja border region. There was a new community room at Windsor Gardens Senior Housing Community. He suggested a Band Shell project near the California Center for the Arts, Escondido for outdoor entertainment. North County Transit District received a large document pertaining to train horns and the Sprinter should be running again within a couple of weeks.

Deputy Mayor Diaz attended the Cruising the Creek event last weekend. She stated she was supporting the Breakaway Mile portion of the AMGEN program that celebrates people who have "broken away" from cancer. A Relay for Life event was scheduled for June 1-2, 2013 at Del Dios Middle School to raise money for the Cancer Society. The Escondido Creek Watershed Alliance meeting was scheduled for Tuesday May 14, 2013 from 1:00 p.m. – 3:00 p.m. and the San Dieguito River Park JPA was meeting at the County Building.

Councilmember Masson encouraged everyone to attend the FORE Golf Tournament to support recreation. Bike to Work Day was May 17, 2013. Several Rotary Clubs put up a flag pole in Heritage Garden and on May 9, 2013 at 8:30 a.m. a "raising the flag" ceremony would be held at the corner of Juniper and Grand Avenue. He invited everyone to go to the AMGEN website and do a Mother's Day tribute with your mother, wife or child's name up on the big board. The League of California was meeting on Monday, May 13, 2013.

Councilmember Morasco indicated that May 2, 2013 the National Day of Prayer was held in the evening at Grape Day Park. He attended the Cruising the Creek event from Grape Day Park to the Mayflower Tree and back to Grape Day Park. He requested a presentation to the Council from Solutions for Change on the needs of the homeless. AMGEN events were scheduled on Friday, Saturday and Sunday and large crowds were expected in Escondido. The bicycle race was also being broadcast on NBC on Sunday afternoon. He would be attending a Regional Solid Waste Association meeting on Thursday, May 16, 2013 at 9:00 a.m. He invited the public to attend the San Pasqual High School annual pops concert at the California Center of the Arts, Escondido on May 16, 2013 at 7:00 p.m.

Mayor Abed attended the International Mother's Day event in Grape Day Park on Saturday, May 4, 2013. Mother's Day was Sunday, May 12, 2013 and he wished every mother a Happy Mother's Day. SANDAG was working on a budget for roads, planning, infrastructure and transportation. SANDAG was merging two large general plans together that will be called the San Diego Forward Regional Plan. The San Diego Regional Plan Workshop was scheduled to take place on June 13, 2013 in the Mitchell Room at City Hall from 6:00 p.m.-8:00 p.m.

CONSENT CALENDAR

Councilmember Diaz removed item 4 from the Consent Calendar for discussion.

MOTION: Moved by Councilmember Gallo and seconded by Councilmember Morasco that the following Consent Calendar items be approved with the exception of item 4. 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 17, 2013
4. **AMGEN TOUR OF CALIFORNIA BUDGET ADJUSTMENT** - Request Council approve a budget adjustment in the amount of \$350,000 from the General Fund Reserve Balance for expenses related to the AMGEN Tour of California. (File No. 0430-80)

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

RESOLUTION NO. 2013-60

Deputy Mayor Diaz asked for a briefing on this item.

Joyce Masterson, Director of Economic Development and Community Relations, indicated the anticipated bills were \$475,000 and that no funds were received from other communities. She did not have an accurate amount that would be returned to the general fund at this time. She noted that many services had been donated, and a complete tally would be done after all expenses were received.

MOTION: Moved by Councilmember Gallo and seconded by Councilmember Morasco to approve a budget adjustment in the amount of \$350,000 from the General Fund Reserve Balance for expenses related to the AMGEN Tour of California and adopt Resolution No. 2013-60. Motion carried unanimously.

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

- 5. PUBLIC HEARING FOR CITY OF ESCONDIDO LANDSCAPE MAINTENANCE DISTRICT ZONE 11** - Request Council receive input from the property owners in Zone 11 of the City of Escondido Landscape Maintenance District (LMD) on the proposed budget and assessments for Fiscal Year 2013-2014. (File No. 0685-10)

Staff Recommendation: **Receive public input (Public Works/Engineering: Ed Domingue)**

Frank Schmitz, Engineering Department, gave the staff report.

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

Joe Plumelli, Escondido, stated he did not support the increase.

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.

COUNCIL ACTION: No action, receive public input only.

- 6. PUBLIC HEARING FOR CITY OF ESCONDIDO LANDSCAPE MAINTENANCE DISTRICT ZONES 1-10 AND 12-37** - Request Council receive input from the property owners in Zones 1-10 and 12-37 of the City of Escondido Landscape Maintenance District (LMD) on the proposed budget and assessments for Fiscal Year 2013-14. (File No. 0685-10)

Staff Recommendation: **Receive public input (Public Works/Engineering: Ed Domingue)**

Frank Schmitz, Engineering Department, gave the staff report.

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

Marie Von Dane, Escondido, stated she lived in Zone 11 and did not see routine maintenance in the area.

Benjamin Cueva, Escondido, thanked Council for clarifying the issue with the Charros arena.

Keith Callison, Escondido, said he would volunteer to help with the landscape maintenance.

Unknown Speaker, asked when the median would be trimmed.

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.

COUNCIL ACTION: No action, receive public input only.

FUTURE AGENDA

7. **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)**

Deputy Mayor Diaz asked for a grant application for Bikes Belong, a non-profit organization that funds projects to engage the public in more bicycle riding, to be added to a future agenda.

CURRENT BUSINESS

MOTION: Moved by Councilmember Masson seconded by Councilmember Gallo to add the following item pursuant to Government Code Section 54954.2(b)(2); that the need to take immediate action arose subsequent to the posting of the agenda. Motion carried unanimously.

8. **STATE DEPARTMENT OF FINANCE – DUE DILIGENCE REVIEW** - Request Council authorize payment to the County of San Diego Auditor/Controller in the amount of \$3,744,312. (File No. 0860-20)

Staff Recommendation: Approval (City Attorney's Office: Jeffrey Epp and Finance Department: Gilbert Rojas)

RESOLUTION NO. 2013-67

MOTION: Moved by Councilmember Masson and seconded by Councilmember Diaz to authorize payment to the County of San Diego Auditor/Controller in the amount of \$3,744,312 and adopt Resolution No. 2013-67.

ORAL COMMUNICATIONS

Sabrina Zimmerman, Escondido, indicated she supported the charter school. They need more space for students because they have a waiting list. She asked Council to grant the lease of space at the East Valley Community Center.

Bertha Vargas, Escondido, indicated her children attended the charter school and asked Council to grant the lease so more students could attend.

Jesse Cazares, Escondido, stated the charter school has been beneficial for his children and urged Council to provide space for more students.

Charlotte Lass, Escondido, stated she supported the charter school and that the school needed more space. She asked Council to grant the lease so more students could attend the school.

Thomas Armstrong, Escondido, stated that the world's religions promoted taking care of the homeless.

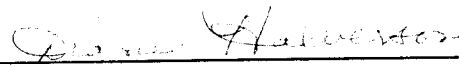
Roy Garrett, Escondido, stated the issues between the charter school and the lease of the East Valley Community Center was a policy issue and the Charros were ready to proceed with an event.

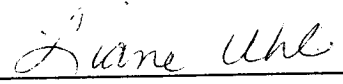
Benjamin Cueva, Escondido, state he would like to resume the Charros events.

ADJOURNMENT

Mayor Abed adjourned the meeting at 6:42 p.m.


MAYOR


CITY CLERK


MINUTES CLERK