



Council Meeting Agenda

NOVEMBER 2, 2016
CITY COUNCIL CHAMBERS
3:30 P.M. Closed Session; 4:30 P.M. Regular Session
201 N. Broadway, Escondido, CA 92025

MAYOR	Sam Abed
DEPUTY MAYOR	Michael Morasco
COUNCIL MEMBERS	Olga Diaz Ed Gallo John Masson
CITY MANAGER	Graham Mitchell
CITY CLERK	Diane Halverson
CITY ATTORNEY	Jeffrey Epp
DIRECTOR OF COMMUNITY DEVELOPMENT	Bill Martin
DIRECTOR OF PUBLIC WORKS	Ed Domingue

ELECTRONIC MEDIA:

Electronic media which members of the public wish to be used during any public comment period should be submitted to the City Clerk's Office at least 24 hours prior to the Council meeting at which it is to be shown.

The electronic media will be subject to a virus scan and must be compatible with the City's existing system. The media must be labeled with the name of the speaker, the comment period during which the media is to be played and contact information for the person presenting the media.

The time necessary to present any electronic media is considered part of the maximum time limit provided to speakers. City staff will queue the electronic information when the public member is called upon to speak. Materials shown to the Council during the meeting are part of the public record and may be retained by the Clerk.

The City of Escondido is not responsible for the content of any material presented, and the presentation and content of electronic media shall be subject to the same responsibilities regarding decorum and presentation as are applicable to live presentations.

A black and white photograph of the Escondido City Council building, a large structure with a central dome and multiple arched windows, set against a light sky. An American flag flies on a tall pole in front of the building. The photo is framed by a thick, dark border.

Council Meeting Agenda

**November 2, 2016
3:30 P.M. Meeting**

Escondido City Council

CALL TO ORDER

ROLL CALL: Diaz, Gallo, Masson, Morasco, Abed

ORAL COMMUNICATIONS

In addition to speaking during particular agenda items, the public may address the Council on any item which is not on the agenda provided the item is within the subject matter jurisdiction of the City Council. State law prohibits the Council from discussing or taking action on such items, but the matter may be referred to the City Manager/staff or scheduled on a subsequent agenda. (Please refer to the back page of the agenda for instructions.) Speakers are limited to only one opportunity to address the Council under Oral Communications.

CLOSED SESSION: (COUNCIL/SUCCESSOR AGENCY/RRB)

- I. CONFERENCE WITH LABOR NEGOTIATOR (Government Code §54957.6)**
- a. **Agency Negotiator:** Sheryl Bennett and Graham Mitchell
Employee Organization: Non-Sworn Police Bargaining Unit
 - b. **Agency Negotiator:** Sheryl Bennett and Graham Mitchell
Employee Organization: Escondido Police Officers' Association
 - c. **Agency Negotiator:** Sheryl Bennett and Graham Mitchell
Employee Organization: Escondido Firefighters' Association

ADJOURNMENT



Council Meeting Agenda

**November 2, 2016
4:30 P.M. Meeting**

Escondido City Council

CALL TO ORDER

MOMENT OF REFLECTION:

City Council agendas allow an opportunity for a moment of silence and reflection at the beginning of the evening meeting. The City does not participate in the selection of speakers for this portion of the agenda, and does not endorse or sanction any remarks made by individuals during this time. If you wish to be recognized during this portion of the agenda, please notify the City Clerk in advance.

FLAG SALUTE

ROLL CALL: Diaz, Gallo, Masson, Morasco, Abed

PROCLAMATIONS: Law Enforcement Office of the Year - Chief Craig Carter

ORAL COMMUNICATIONS

The public may address the Council on any item that is not on the agenda and that is within the subject matter jurisdiction of the legislative body. State law prohibits the Council from discussing or taking action on such items, but the matter may be referred to the City Manager/staff or scheduled on a subsequent agenda. (Please refer to the back page of the agenda for instructions.) NOTE: Depending on the number of requests, comments may be reduced to less than 3 minutes per speaker and limited to a total of 15 minutes. Any remaining speakers will be heard during Oral Communications at the end of the meeting.

CONSENT CALENDAR

Items on the Consent Calendar are not discussed individually and are approved in a single motion. However, Council members always have the option to have an item considered separately, either on their own request or at the request of staff or a member of the public.

1. **AFFIDAVITS OF PUBLICATION, MAILING AND POSTING (COUNCIL/SUCCESSOR AGENCY/RRB)**
2. **APPROVAL OF WARRANT REGISTER (Council/Successor Agency)**
3. **[APPROVAL OF MINUTES: A\) Regular Meeting of September 28, 2016 B\) Regular Meeting of October 12, 2016 C\) Regular Meeting of October 19, 2016](#)**

4. **[ADOPTION OF MITIGATED NEGATIVE DECLARATION/ENVIRONMENTAL ASSESSMENT FOR THE SAN PASQUAL UNDERGROUNDING PROJECT \(ENV 15-0016\) -](#)**

Request the City Council approve the adoption of the Mitigated Negative Declaration/Environmental Assessment for the San Pasqual Undergrounding Project that would remove, relocate, and replace approximately 2.5 miles of open canal jointly owned by the City of Escondido and the Vista Irrigation District located primarily on the San Pasqual Reservation.

Staff Recommendation: **Approval (Community Development Department: Bill Martin and Utilities Department: Christopher W. McKinney)**

RESOLUTION NO. 2016-156

5. **[SECOND AMENDMENT TO CONSULTING AGREEMENT FOR CONSTRUCTION MANAGEMENT SERVICES FOR THE CEMETERY AREA WATER PIPELINE REPLACEMENT PROJECT -](#)**

Request the City Council approve authorizing a Second Amendment to the Consulting Agreement with Michael Baker International, not to exceed \$133,620, resulting in a new contract amount of \$574,326.

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

RESOLUTION NO. 2016-164

6. **[SET HEARING TO ADOPT THE 2016 CALIFORNIA BUILDING, FIRE, RESIDENTIAL, PLUMBING, ELECTRICAL, MECHANICAL, ENERGY, PROPERTY MAINTENANCE CODE AND GREEN BUILDING STANDARDS CODES AND LOCAL AMENDMENTS -](#)**

Request the City Council schedule a public hearing on November 16, 2016, to introduce Ordinances Nos. 2016-09 and 2016-17, amending the City of Escondido Municipal Code to reflect the 2016 California Building, Fire, Residential, Plumbing, Electrical, Mechanical, Energy, Property Maintenance Codes and Green Building Standards Codes and proposed local amendments.

Staff Recommendation: **Approval (Community Development Department: Bill Martin and Fire Department: Russ Knowles)**

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.)

WORKSHOP

7. [SOUTH CENTRE CITY AREA PLAN WORKSHOP \(PHG 15-0003\) -](#)

A workshop updating the City Council on the South Centre City Area Plan preparation efforts. The City received a Sustainable Communities Planning Grant to fund this project and staff has been working with a consultant to prepare this Area Plan involving four General Plan Target Areas. The project is intended to foster economic development, promote Smart Growth principles, improve aesthetics, encourage pedestrian activity, and allow more flexibility in the planning process.

Staff Recommendation: **Receive and File (City Manager's Office: Jay Petrek)**

FUTURE AGENDA

8. [FUTURE AGENDA -](#)

The purpose of this item is to identify issues presently known to staff or which members of the City 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

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

The public may address the Council on any item that is not on the agenda and that is within the subject matter jurisdiction of the legislative body. State law prohibits the Council from discussing or taking action on such items, but the matter may be referred to the City Manager/staff or scheduled on a subsequent agenda. Speakers are limited to only one opportunity to address the Council under Oral Communications.

ADJOURNMENT

UPCOMING MEETING SCHEDULE

Date	Day	Time	Meeting Type	Location
November 9	-	-	No Meeting	-
November 16	Wednesday	3:30 & 4:30 p.m.	Regular Meeting	Council Chambers
November 23	-	-	No Meeting	-
November 30	-	-	No Meeting	-

TO ADDRESS THE COUNCIL

The public may address the City Council on any agenda item. Please complete a Speaker's form and give it to the City Clerk. Submission of Speaker forms prior to the discussion of an item is highly encouraged. Comments are generally limited to 3 minutes.

If you wish to speak concerning an item not on the agenda, you may do so under "Oral Communications." Please complete a Speaker's form as noted above.

Nomination forms for Community Awards are available at the Escondido City Clerk's Office or at <http://www.escondido.org/city-clerks-office.aspx>

Handouts for the City Council should be given to the City Clerk. To address the Council, use the podium in the center of the Chambers, STATE YOUR NAME FOR THE RECORD and speak directly into the microphone.

AGENDA, STAFF REPORTS AND BACK-UP MATERIALS ARE AVAILABLE:

- Online at <http://www.escondido.org/meeting-agendas.aspx>
- In the City Clerk's Office at City Hall
- In the Library (239 S. Kalmia) during regular business hours and
- Placed in the Council Chambers (See: City Clerk/Minutes Clerk) immediately before and during the Council meeting.

AVAILABILITY OF SUPPLEMENTAL MATERIALS AFTER AGENDA POSTING: Any supplemental writings or documents provided to the City Council regarding any item on this agenda will be made available for public inspection in the City Clerk's Office located at 201 N. Broadway during normal business hours, or in the Council Chambers while the meeting is in session.

LIVE BROADCAST

Council meetings are broadcast live on Cox Cable Channel 19 and U-verse Channel 99 – Escondido Gov TV. They can also be viewed the following Sunday and Monday evenings at 6:00 p.m. on those same channels. The Council meetings are also available live via the Internet by accessing the City's website at www.escondido.org, and clicking the "Live Streaming –City Council Meeting now in progress" button on the home page.

Please turn off all cellular phones and pagers while the meeting is in session.

**The City Council is scheduled to meet the first four Wednesdays
of the month at 3:30 in Closed Session and 4:30 in Open Session.
(Verify schedule with City Clerk's Office)**

**Members of the Council also sit as the Successor Agency to the CDC, Escondido Joint Powers
Financing Authority and the Mobilehome Rent Review Board.**

**CITY HALL HOURS OF OPERATION
Monday-Friday 8:00 a.m. to 5:00 p.m.**



If you need special assistance to participate in this meeting, please contact our ADA Coordinator at 839-4643. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility.

Listening devices are available for the hearing impaired – please see the City Clerk.

CITY OF ESCONDIDO
September 28, 2016
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, September 28, 2016 in the Council Chambers at City Hall with Mayor Abed presiding.

ATTENDANCE:

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

ORAL COMMUNICATIONS

CLOSED SESSION: (COUNCIL/SUCCESSOR AGENCY/RRB)

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

- I. CONFERENCE WITH LABOR NEGOTIATOR (Government Code §54957.6)**
- a. **Agency Negotiator:** Sheryl Bennett and Graham Mitchell
Employee Organization: Non-Sworn Police Bargaining Unit
 - b. **Agency Negotiator:** Sheryl Bennett and Graham Mitchell
Employee Organization: Escondido Firefighters' Association
 - c. **Agency Negotiator:** Sheryl Bennett and Graham Mitchell
Employee Organization: Escondido Police Officers' Association

ADJOURNMENT

Mayor Abed adjourned the meeting at 4:25 p.m.

MAYOR

ASSISTANT CITY CLERK

MINUTES CLERK

CITY OF ESCONDIDO
September 28, 2016
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, September 28, 2016 in the Council Chambers at City Hall with Mayor Abed presiding.

MOMENT OF REFLECTION:

Chris Montgomery led the Moment of Reflection.

FLAG SALUTE

Mayor Abed led the Flag Salute.

PROCLAMATIONS:

National Neighborhood Day

ATTENDANCE:

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

Also present were: Graham Mitchell, City Manager; Jeffrey Epp, City Attorney; Bill Martin, Director of Community Development; Ed Domingue, Director of Public Works; Eva Heter, Assistant City Clerk; and Michael Thorne, Minutes Clerk.

ORAL COMMUNICATIONS

Tom Cowan, Escondido, requested donations for the Veterans Stand Down program.

CONSENT CALENDAR

Councilmember Morasco removed item 4 and Councilmember Gallo removed item 5 from the Consent Calendar for discussion.

MOTION: Moved by Councilmember Masson and seconded by Councilmember Masson to approve the following Consent Calendar items. Ayes: Gallo, Masson, Morasco and Abed. Noes: None. Absent: Diaz. 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: A) Regular Meeting of August 17, 2016 B) Regular Meeting of August 24, 2016**

4. SUMMARY STREET VACATION: PORTION OF UNNAMED STREET PER MAP NUMBER 723 SITUATED BETWEEN STANLEY AVENUE AND VISTA AVENUE ON THE NORTH/SOUTH AND BETWEEN NORTH ASH STREET AND NORTH BROADWAY ON THE EAST/WEST -

Request the City Council approve authorizing the summary street vacation of a portion of an unnamed street per Map Number 723, situated between Stanley Avenue and Vista Avenue on the north/south, and between North Ash Street and North Broadway on the east/west. (File No. 0690-40)

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

RESOLUTION NO. 2016-134

Councilmember Masson abstained from the vote.

MOTION: Moved by Deputy Mayor Morasco and seconded by Councilmember Gallo to approve authorizing the summary street vacation of a portion of an unnamed street per Map Number 723, situated between Stanley Avenue and Vista Avenue on the north/south, and between North Ash Street and North Broadway on the east/west and adopt Resolution No. 2016-134. Ayes: Gallo, Morasco and Abed. Noes: None. Absent: Diaz. Abstained: Masson. Motion carried.

5. URBAN RIVERS GRANT PROGRAM APPLICATION -

Request the City Council approve authorizing the Environmental Programs Manager or her designee to submit grant documents for an amount up to \$1,000,000 to the California Natural Resources Agency (Agency) for Urban Rivers Grant Program funds; and if awarded, accept the grant funds and complete the necessary documents required by the Agency for participation in the Urban Rivers Grant Program for the installation of drainage improvements to the unlined (earthen) portions of the channel draining the Spruce Street area near the Transit Station. (File No. 0480-70)

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

RESOLUTION NO. 2016-146

Councilmember Gallo noted the importance of this application.

MOTION: Moved by Councilmember Gallo and seconded by Deputy Mayor Morasco to approve authorizing the Environmental Programs Manager or her designee to submit grant documents for an amount up to \$1,000,000 to the California Natural Resources Agency (Agency) for Urban Rivers Grant Program funds; and if awarded, accept the grant funds and complete the necessary documents required by the Agency for participation in the Urban Rivers Grant Program for the installation of drainage improvements to the unlined (earthen) portions of the channel draining the Spruce Street area near the Transit Station and adopt Resolution No. 2016- 146. Ayes: Gallo, Masson, Morasco and Abed. Noes: None. Absent: Diaz. Motion carried.

6. ESCONDIDO CITY EMPLOYEE'S ASSOCIATION - ADMINISTRATIVE, CLERICAL, & ENGINEERING BARGAINING UNIT MEMORANDUM OF UNDERSTANDING -

Request the City Council approve executing a successor Escondido City Employee's Association - Administrative, Clerical, & Engineering Bargaining Unit Memorandum of Understanding. (File No. 0740-30)

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

RESOLUTION NO. 2016-149

7. ESCONDIDO CITY EMPLOYEE'S ASSOCIATION - SUPERVISORY BARGAINING UNIT MEMORANDUM OF UNDERSTANDING -

Request the City Council approve executing a successor Escondido City Employee's Association - Supervisory Bargaining Unit Memorandum of Understanding. (File No. 0740-30)

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

RESOLUTION NO. 2016-150

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.)

8. MASTER AND PRECISE DEVELOPMENT PLAN AND ZONE CHANGE FOR THE VICTORY INDUSTRIAL DEVELOPMENT PROJECT (PHG 15-0042 AND ENV 15-0017) -

Approved on September 14, 2016 with a vote of 4/0/1 (Masson Abstained) (File No. 0800-10)

ORDINANCE NO. 2016-10 (Second Reading and Adoption)

9. GENERAL PLAN AMENDMENT, ZONE CHANGE, AND MASTER AND PRECISE DEVELOPMENT PLAN (PHG 16-0006 AND ENV 16-0002) -

Approved on September 14, 2016 with a vote of 5/0 (File No. 0830-20)

ORDINANCE NO. 2016-11 (Second Reading and Adoption)

10. ZONING CODE AMENDMENT AND CONDITIONAL USE PERMIT REGARDING POSTSECONDARY VOCATIONAL TRAINING SCHOOLS (AZ 16-0003 AND PHG 16-0008) -

Approved on September 14, 2016 with a vote of 5/0

ORDINANCE NO. 2016-12 (Second Reading and Adoption) (File No. 0810-20)

PUBLIC HEARINGS

11. ROSE TO FOXDALE NEIGHBORHOOD PARKING DISTRICT AND BUDGET ADJUSTMENT -

Request the City Council approve a one-year pilot program creating a resident-preferred parking district in the Rose to Foxdale Neighborhood; approve establishing resident and guest parking permits priced at \$40 each and restrictions for on-street parking within the neighborhood; and approve a \$10,000 budget adjustment to fund the fabrication and installation of appropriate parking district signage and resident/guest parking permits for resale. (File No. 1060-05)

Staff Recommendation: **Approval (City Manager's Office: Jay Petrek)**

RESOLUTION NO. 2016-141

Jay Petrek, Assistant City Manager, presented the staff report, utilizing a PowerPoint presentation.

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

Ken Maculan, Escondido, proposed alternative parking suggestions.

Yvonne Jackson, Escondido, does not support the proposed parking district and permit costs.

Cynthia Krate, Escondido, noted a parking problem in the neighborhood and does not believe this is a solution.

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 Deputy Mayor Morasco and seconded by Councilmember Gallo to approve a one-year pilot program creating a resident-preferred parking district in the Rose to Foxdale Neighborhood; approve establishing resident and guest parking permits priced at \$40 each and restrictions for on-street parking within the neighborhood; and approve a \$10,000 budget adjustment to fund the fabrication and installation of appropriate parking district signage and resident/guest parking permits for resale and adopt Resolution No. 2016-141. Ayes: Gallo, Masson, Morasco and Abed. Noes: None. Absent: Diaz. Motion carried.

12. EMERGENCY SOLUTIONS GRANT FUND ALLOCATION -

Request the City Council solicit and consider citizen input regarding the Emergency Solutions Grant (ESG) program; approve the recommendation for allocation in the amount of \$135,322 for Fiscal Year 2016-2017; approve the ESG budget; and authorize the Assistant City Manager and City Clerk to execute contracts as appropriate. (File No. 0871-10)

Staff Recommendation: **Approval (City Manager's Office: Jay Petrek)**

RESOLUTION NO. 2016-145

Karen Youel, Housing Manager, presented the staff report, utilizing a PowerPoint presentation.

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

Greg Angela, Escondido, thanked the Council for consideration.

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 Gallo and seconded by Councilmember Masson to approve the recommendation for allocation in the amount of \$135,322 for Fiscal Year 2016-2017; approve the ESG budget; and authorize the Assistant City Manager and City Clerk to execute contracts as appropriate and adopt Resolution No. 2016-145. Ayes: Gallo, Masson, Morasco and Abed. Noes: None. Absent: Diaz. Motion carried.

CURRENT BUSINESS

13. AMEND THE TRAFFIC SCHEDULE FOR TIME ZONED PARKING ON GRAND AVENUE (CENTRE CITY PARKWAY TO VALLEY BOULEVARD) AND ON ORANGE STREET, MAPLE STREET, BROADWAY AVENUE, KALMIA STREET, JUNIPER STREET, AND IVY STREET BETWEEN VALLEY PARKWAY AND SECOND AVENUE -

Request the City Council approve amending the Traffic Schedule for Time Zoned Parking to convert two-hour parking to three-hour parking on Grand Avenue (Centre City Parkway to Valley Boulevard) and on Orange Street, Maple Street, Broadway Avenue, Kalmia Street, Juniper Street, and Ivy Street between Valley Parkway and Second Avenue. (File No. 1050-50)

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

RESOLUTION NO. 2016-142 (R)

Homi Namdari, Engineering, presented the staff report, utilizing a PowerPoint presentation.

Jeannie Nutter, Escondido, requested 3 hour parking in front of a business she manages.

MOTION: Moved by Councilmember Gallo and seconded by Deputy Mayor Morasco to approve amending the Traffic Schedule for Time Zoned Parking to convert two-hour parking to three-hour parking on Grand Avenue (between Centre City Parkway and Hickory Street) and on Orange Street, Maple Street, Broadway Avenue, Kalmia Street, Juniper Street, and Ivy Street between Valley Parkway and Second Avenue and adopt Resolution No. 2016-142 (R). Ayes: Gallo, Masson, Morasco and Abed. Noes: None. Absent: Diaz. Motion carried.

FUTURE AGENDA

14. FUTURE AGENDA -

The purpose of this item is to identify issues presently known to staff or which members of the City 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 noted the Borders Committee's 50th Anniversary celebration; reported that the San Diego County Water Authority elected a new board member for the upcoming year.

Mayor Abed noted the Town Hall meeting last week.

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 6:07 p.m.

MAYOR

ASSISTANT CITY CLERK

MINUTES CLERK

CITY OF ESCONDIDO
October 12, 2016
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, October 12, 2016 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 Michael Morasco, and Mayor Sam Abed. Councilmember John Masson was absent. Quorum present.

ORAL COMMUNICATIONS

Robroy Fawcett, Escondido, shared election concerns and stated that the campaign sign Ordinance needs revision; stated that City Manager and City Attorney salaries are too high.

CLOSED SESSION: (COUNCIL/SUCCESSOR AGENCY/RRB)

Jeffrey Epp, City Attorney, recommended to recess to Closed Session and stated that item 3 will not be discussed until next week.

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

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

- a. **Agency Negotiator:** Sheryl Bennett and Graham Mitchell
Employee Organization: Non-Sworn Police Bargaining Unit
- b. **Agency Negotiator:** Sheryl Bennett and Graham Mitchell
Employee Organization: Escondido Police Officers' Association
- c. **Agency Negotiator:** Sheryl Bennett and Graham Mitchell
Employee Organization: Escondido Firefighters' Association

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

- a. **Property:** 901 West Washington Avenue
City Negotiator: Graham Mitchell, City Manager
Negotiating Parties: Prospective Purchasers
Under Negotiation: Price and Terms of Payment

III. PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Government Code §54957)

- City Manager
- City Attorney

ITEM III. WAS CONTINUED UNTIL OCTOBER 19, 2016.

ADJOURNMENT

Mayor Abed adjourned the meeting at 4:14 p.m.

MAYOR

CITY CLERK

MINUTES CLERK

CITY OF ESCONDIDO
October 12, 2016
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, October 12, 2016 in the Council Chambers at City Hall with Mayor Abed presiding.

MOMENT OF REFLECTION:

Scott Smith led the Moment of Reflection.

FLAG SALUTE

Mayor Abed led the Flag Salute.

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: Graham Mitchell, City Manager; Jeffrey Epp, City Attorney; Bill Martin, Director of Community Development; Julie Procopio, Assistant Director of Public Works; Diane Halverson, City Clerk; and Michael Thorne, Minutes Clerk.

ORAL COMMUNICATIONS

Barbara Takahara, Escondido, does not support the CUP for the Ash and Washington property citing it is a residential neighborhood.

Rachel Mendelsohn and Elly Jarvis, High Tech High Students, requested a future agenda item to address sampling of the Escondido Creek.

CONSENT CALENDAR

MOTION: Moved by Councilmember Gallo and seconded by Deputy Mayor Morasco to approve the following Consent Calendar items. Ayes: Diaz, Gallo, Morasco and Abed. 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. NOTICE OF COMPLETION FOR THE GRAPE DAY PARK PLAYGROUND IMPROVEMENT PROJECT -

Request the City Council approve and accept the public improvements and authorize staff to file a Notice of Completion for the Grape Day Park Playground Improvement Project. (File No. 0600-10 [A-3179])

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

5. ADOPTION OF AMENDMENTS TO THE CONFLICT OF INTEREST CODE FOR THE CITY OF ESCONDIDO -

Request the City Council approve amending the Conflict of Interest Code for the City of Escondido pursuant to the Political Reform Act to update the list of designated public employees and public officials who are required to file a statement of economic interest and the disclosure categories. (File No. 0640-30)

Staff Recommendation: **Approval (City Attorney's Office: Jeffrey Epp)**

RESOLUTION NO. 2016-137

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

6. EXTENSION OF TIME FOR A TENTATIVE SUBDIVISION MAP AND MODIFICATION TO A MASTER AND PRECISE DEVELOPMENT PLAN (SUB 15-0031, PHG 16-0010, AND ENV 16-0006) -

Request the City Council approve a three-year Extension of Time for a five-lot Tentative Subdivision Map involving one 1.82-acre commercial lot and four single-family residential lots within the R-1-10 zone; approve a Modification to a Master and Precise Development Plan for the development of a 78,067 SF self-storage facility; and approve the Addendum to the Mitigated Negative Declaration (ER 2005-22) adopted for the originally approved project. The 3.2-acre project site is located on the southwestern corner of Brotherton Road and Cranston Drive, addressed as 2319 Cranston Drive (APNs 238-141-34 and -41). (File No. 0800-10)

Staff Recommendation: **Approval (Community Development Department: Bill Martin)**

A) RESOLUTION NO. 2016-143 B) ORDINANCE NO. 2016-14 (Introduction and First Reading)

Jay Paul, Planning, presented the staff report, utilizing a PowerPoint presentation.

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

Jim Burcey, Applicant, answered questions regarding the proposal.

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 Gallo and seconded by Deputy Mayor Morasco to approve a three-year Extension of Time for a five-lot Tentative Subdivision Map involving one 1.82-acre commercial lot and four single-family residential lots within the R-1-10 zone; approve a Modification to a Master and Precise Development Plan for the development of a 78,067 SF self-storage facility; and approve the Addendum to the Mitigated Negative Declaration (ER 2005-22) adopted for the originally approved project. The 3.2-acre project site is located on the southwestern corner of Brotherton Road and Cranston Drive, addressed as 2319 Cranston Drive (APNs 238-141-34 and -41) and adopt Resolution No. 2016-143 and introduce Ordinance No. 2016-14. Ayes: Gallo, Morasco and Abed. Noes: Diaz. Absent: Masson. Motion carried.

7. GATEWAY GRAND - TENTATIVE SUBDIVISION MAP, SPECIFIC PLAN AMENDMENT, MASTER AND PRECISE DEVELOPMENT PLAN, AND DEVELOPMENT AGREEMENT FOR 126-UNIT RESIDENTIAL CONDOMINIUM PROJECT (SUB 16-0001, PHG 16-0005, AND ENV 16-0001) -

Request the City Council approve a one-lot Tentative Subdivision Map in conjunction with a Specific Plan Amendment, Master and Precise Development Plan, and Development Agreement for 126 residential condominium units on a 2.59 acre parcel in the Gateway Transit District of the Downtown Specific Plan, addressed as 700 W. Grand Avenue. (File No. 0800-10)

Staff Recommendation: **Approval (Community Development Department: Bill Martin)**

A) RESOLUTION NO. 2016-144 B) ORDINANCE NO. 2016-16 (Introduction and First Reading)

Mayor Abed abstained and left the dais.

Bill Martin, Director of Community Development, presented the staff report, utilizing a PowerPoint presentation.

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

Greg Waite, Applicant Representative, shared information about project and the proposed parking management plan.

Bryan Hawthorne, Escondido, expressed concern with limited parking in the area and the construction of a 5 story apartment complex at the gateway to the City.

Heather Thelen, Escondido, shared information about the Hawthorne Feed Store, and noted parking issues on Grand Avenue.

Maria Bowman, Escondido, expressed support for the project.

Daniela Trujillo, Escondido, expressed support for the project's transit-oriented design.

Deputy Mayor Morasco 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 Diaz and seconded by Councilmember Gallo to approve a one-lot Tentative Subdivision Map in conjunction with a Specific Plan Amendment, Master and Precise Development Plan, and Development Agreement for 126 residential condominium units on a 2.59 acre parcel in the Gateway Transit District of the Downtown Specific Plan, addressed as 700 W. Grand Avenue and adopt Resolution No. 2016-144 and introduce Ordinance No. 2016-16. Ayes: Diaz, Gallo, and Morasco. Noes: None. Absent: Masson. Abstained: Abed. Motion carried.

CURRENT BUSINESS

8. 2015-2016 CITY COUNCIL ACTION PLAN UPDATE -

Request the City Council receive and file the 2015-2016 City Council Action Plan update. (File No. 0610-95)

Staff Recommendation: **Receive and File (City Manager's Office: Joyce Masterson)**

Joyce Masterson, Director of Economic Development, presented the staff report, utilizing a PowerPoint presentation.

NO ACTION, INFORMATION ONLY.

FUTURE AGENDA

9. FUTURE AGENDA -

The purpose of this item is to identify issues presently known to staff or which members of the City 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

Deputy Mayor Morasco thanked Councilmember Gallo for his attendance at the Regional Solid Waste Association Meeting.

Councilmember Gallo shared information from the Regional Solid Waste Meeting and noted newly adopted legislation.

Mayor Abed reported on SANDAG attendance at the Regional Planning Committee meeting, shared a visual of the Regional Mobility Hub Implementation Strategy.

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 6:46 p.m.

MAYOR

ASSISTANT CITY CLERK

MINUTES CLERK

CITY OF ESCONDIDO
October 19, 2016
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, October 19, 2016 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

RobRoy Fawcett, Escondido, spoke against raising salaries for City Manager and City Attorney; shared City Treasurer salary history.

CLOSED SESSION: (COUNCIL/SUCCESSOR AGENCY/RRB)

MOTION: Moved by Councilmember Gallo 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 and Graham Mitchell |
| | Employee Organization: | Escondido Police Officers' Association |
| b. | Agency Negotiator: | Sheryl Bennett and Graham Mitchell |
| | Employee Organization: | Non-Sworn Police Bargaining Unit |
| c. | Agency Negotiator: | Sheryl Bennett and Graham Mitchell |
| | Employee Organization: | Escondido Firefighters' Association |

Item I.a, I.b, and I.c were not discussed.

II. PUBLIC EMPLOYEE PERFORMANCE EVALUATION (Government Code §54957)

- City Manager
- City Attorney

This item was continued from October 12, 2016.

ADJOURNMENT

Mayor Abed adjourned the meeting at 4:34 p.m.

MAYOR

CITY CLERK

MINUTES CLERK

CITY OF ESCONDIDO
October 19, 2016
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 4:35 p.m. on Wednesday, October 19, 2016 in the Council Chambers at City Hall with Mayor Abed presiding.

MOMENT OF REFLECTION:

Mel Bittner led the Moment of Reflection.

FLAG SALUTE

Mayor Abed led the Flag Salute.

ATTENDANCE:

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

Also present were: Graham Mitchell, City Manager; Jeffrey Epp, City Attorney; Bill Martin, Director of Community Development; Ed Domingue, Director of Public Works; Diane Halverson, City Clerk; and Michael Thorne, Minutes Clerk.

ORAL COMMUNICATIONS

Rene Glotzbach, Escondido, spoke against legalization of marijuana.

Joseph Gerans, San Diego, introduced himself to the City Council and stated he would like to offer his services to the City.

CONSENT CALENDAR

Councilmember Gallo removed item 4, Deputy Mayor Morasco removed item 6, and Councilmember Masson removed items 8 and 11 from the Consent Calendar for discussion.

MOTION: Moved by Councilmember Gallo and seconded by Councilmember Masson to approve the following Consent Calendar items. 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: None Scheduled**

4. AUTHORIZATION TO ACQUIRE A SEWER AND ACCESS EASEMENT FOR THE VALIANO SEWER CONNECTION PROJECT (APNS: 232-511-13 & -14) -

Request the City Council approve authorizing the Real Property Manager to acquire a Sewer and Access Easement needed for the Valiano Sewer Connection Project. (File No. 0690-80)

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

RESOLUTION NO. 2016-148

Councilmember Gallo questioned what effects this will have on the sewer system.

Graham Mitchell, City Manager, explained how this will impact the system.

MOTION: Moved by Councilmember Masson and seconded by Deputy Mayor Morasco to approve authorizing the Real Property Manager to acquire a Sewer and Access Easement needed for the Valiano Sewer Connection Project and adopt Resolution No. 2016-148. Motion carried unanimously.

5. DISPOSITION OF VACANT PROPERTY ON CAMINO DRIVE (APN: 224-750-42) -

Request the City Council approve declaring the vacant lot at the end of Camino Drive cul-de-sac as surplus and authorize the Real Property Manager and the City Clerk to execute documents necessary to complete its sale. (File No. 0690-20)

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

RESOLUTION NO. 2016-163

6. ESCONDIDO POLICE DEPARTMENT BODY-WORN CAMERA GRANT AND BUDGET ADJUSTMENT -

Request the City Council approve authorizing the Escondido Police Department to receive a Fiscal Year 2016 Body-worn Camera Policy and Implementation Program Grant in the amount of \$248,940; authorize the Chief of Police or his designee to execute 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)**

Deputy Mayor Morasco questioned the amount of officers that currently wear body cameras.

Sergeant Craig Miller explained that this grant will allow all officers to wear body cameras.

MOTION: Moved by Councilmember Gallo and seconded by Councilmember Masson to approve authorizing the Escondido Police Department to receive a Fiscal Year 2016 Body-worn Camera Policy and Implementation Program Grant in the amount of \$248,940; authorize the Chief of Police or his designee to execute grant documents on behalf of the City; and approve budget adjustments needed to spend grant funds. Motion carried unanimously.

7. FISCAL YEAR 2017 DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL ABC-OTS GRANT AND BUDGET ADJUSTMENT -

Request the City Council approve authorizing the Escondido Police Department to accept a Fiscal Year 2017 Department of Alcoholic Beverage Control ABC-OTS Grant in the amount of \$25,000; authorize the Chief of Police or his designee to execute grant documents on behalf of the City; and approve budget adjustments need to spend grant funds. (File No. 0480-70)

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

- 8. FINAL MAP, ESCONDIDO TRACT 932, LOCATED AT 1085 LEHNER AVENUE -**
Request the City Council approve the Final Map for Tract 932, a 179 Lot Residential Subdivision located at 1085 Lehner Avenue. (File No. 0800-10)

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

Councilmember Masson abstained from the vote.

MOTION: Moved by Councilmember Diaz and seconded by Councilmember Gallo to approve the Final Map for Tract 932, a 179 Lot Residential Subdivision located at 1085 Lehner Avenue. Ayes: Diaz, Gallo, Morasco, and Abed. Noes: None. Abstained: Masson. Motion carried.

- 9. RUBBERIZED PAVEMENT GRANT PROGRAM APPLICATION -**

Request the City Council approve authorizing the Public Works Director or his designee to submit grant documents for Rubberized Pavement Grant Program funds for an amount up to \$350,000, from the California Department of Resources Recycling and Recovery (CalRecycle). If awarded, the resolution authorizes acceptance of the grant funds and completion of necessary documents required by CalRecycle. (File No. 0480-70)

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

RESOLUTION NO. 2016-152

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.)

- 10. EXTENSION OF TIME FOR A TENTATIVE SUBDIVISION MAP AND MODIFICATION TO A MASTER AND PRECISE DEVELOPMENT PLAN (SUB 15-0031, PHG 16-0010, AND ENV 16-0006) -**

Approved on October 12, 2016 with a vote of 3/1/1 (Diaz voting no; Masson absent) (File No. 0800-10)

ORDINANCE NO. 2016-14 (Second Reading and Adoption)

- 11. GATEWAY GRAND - TENTATIVE SUBDIVISION MAP, SPECIFIC PLAN AMENDMENT, MASTER AND PRECISE DEVELOPMENT PLAN, AND DEVELOPMENT AGREEMENT FOR 126-UNIT RESIDENTIAL CONDOMINIUM PROJECT (SUB 16-0001, PHG 16-0005, AND ENV 16-0001) -**

Approved on October 12, 2016 with a vote of 3/1/1 (Abed abstained; Masson absent) (File No. 0800-10)

ORDINANCE NO. 2016-16 (Second Reading and Adoption)

Mayor Abed and Councilmember Masson abstained from the vote.

MOTION: Moved by Councilmember Diaz and seconded by Councilmember Gallo to approve a one-lot Tentative Subdivision Map in conjunction with a Specific Plan Amendment, Master and Precise Development Plan, and Development Agreement for 126 residential condominium units on a 2.59 acre parcel in the Gateway Transit District of the Downtown Specific Plan, addressed as 700 W. Grand Avenue and adopt Ordinance No. 2016-16. Ayes: Diaz, Gallo and Morasco. Noes: None. Abstained: Abed and Masson. Motion carried.

PUBLIC HEARINGS

12. LOCAL REGISTER DESIGNATION, MILLS ACT CONTRACT, AND CEQA EXEMPTION FOR 453 EAST SIXTH AVENUE (HP 16-0008 - PREVIOUSLY HP 15-0001) -

Request the City Council approve listing of the property at 453 East Sixth Avenue on the City's Local Register of Historic Places; authorize entering into a Mills Act Contract, and approve the CEQA Exemption. (File No. 0880-10)

Staff Recommendation: **Approval (Community Development Department: Bill Martin)**

RESOLUTION NO. 2016-155

Paul Bingham, Planning, presented the staff report, utilizing a PowerPoint presentation.

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 Gallo and seconded by Councilmember Masson to approve listing of the property at 453 East Sixth Avenue on the City's Local Register of Historic Places; authorize entering into a Mills Act Contract, and approve the CEQA Exemption and adopt Resolution No. 2016-155. Motion carried unanimously.

13. ZONING CODE AMENDMENTS TO RESTRUCTURE AND STREAMLINE DEVELOPMENT REVIEW PROCESSES (AZ 16-0006) -

Request the City Council approve the adoption of the environmental document and amend Articles 10, 12, 13, 14, 26, 40, 55, 57, 63, 65, 66, and 70 of the Escondido Zoning Code. The proposed amendments would streamline various review processes to change the reviewing authority and eliminate some public hearings for conditional use permits (CUPs) and other applications, including, but not limited to, back-up/emergency generators, small lot developments, second dwelling units in the Old Escondido Neighborhood, private road easement access and grading exemptions. (File No. 0810-20)

Staff Recommendation: **Approval (Community Development Department: Bill Martin)**

ORDINANCE NO. 2016-15 (Introduction and First Reading)

Bill Martin, Director of Community Development, presented the staff report, utilizing a PowerPoint presentation.

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

Dolores McQuiston, Escondido, stated the changes do not promote transparency.

Dave Ferguson, Escondido, thanked staff for their work to streamline the review process.

Randall Roberts, Escondido, questioned if these changes will change notifications for upcoming MF/RO facility.

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 Diaz and seconded by Councilmember Masson to approve the adoption of the environmental document and amend Articles 10, 12, 13, 14, 26, 40, 55, 57, 63, 65, 66, and 70 of the Escondido Zoning Code. The proposed amendments would streamline various review processes to change the reviewing authority and eliminate some public hearings for conditional use permits (CUPs) and other applications, including, but not limited to, back-up/emergency generators, small lot developments, second dwelling units in the Old Escondido Neighborhood, private road easement access and grading exemptions and introduce Ordinance No. 2016-15. Motion carried unanimously.

14. FIRST AMENDMENT TO THE DEVELOPMENT AGREEMENT FOR HENRY RANCH SUBDIVISION, TRACT 920 (PHG 14-0026) -

Request the City Council approve the First Amendment to the Development Agreement between Henry Ranch Partnership/Farms, LLC, and the City of Escondido for the Henry Ranch Subdivision, Escondido Tract 920 located on the northern side of El Norte Parkway at Lincoln Avenue, east of La Honda Drive, addressed as 2355 E. Lincoln Avenue. (File No. 0800-10)

Staff Recommendation: **Approval (Community Development Department: Bill Martin and Public Works Department/Engineering: Ed Domingue)**

ORDINANCE NO. 2016-18 (Introduction and First Reading)

Bill Martin, Director of Community Development, presented the staff report, utilizing a PowerPoint presentation. Mayor Abed opened the public hearing and asked if anyone would like to speak on this issue in any way.

Dave Ferguson, Escondido, explained the need for this amendment.

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 Diaz and seconded by Deputy Mayor Morasco to approve the First Amendment to the Development Agreement between Henry Ranch Partnership/Farms, LLC, and the City of Escondido for the Henry Ranch Subdivision, Escondido Tract 920 located on the northern side of El Norte Parkway at Lincoln Avenue, east of La Honda Drive, addressed as 2355 E. Lincoln Avenue and introduce Ordinance No. 2016-18. Motion carried unanimously.

CURRENT BUSINESS

15. ESCONDIDO PUBLIC LIBRARY RELOCATION FEASIBILITY REPORT -

Request the City Council provide input and direction regarding the potential relocation and expansion of the Escondido Public Library to one of two possible sites - one within the current Grape Day Park boundary and the other in an envisioned expansion of Grape Day Park. (File No. 0110-20)

Staff Recommendation: **Provide Direction (City Manager's Office: Graham Mitchell and Community Services Department: Loretta McKinney)**

Graham Mitchell, City Manager, presented the staff report, utilizing a PowerPoint presentation.

Lucy Berk, Escondido, supports the expansion of the library into Grape Day Park.

Bob Will, Escondido, expressed support for the relocation of the library.

Steve Nelson, Escondido, People to the Park Organization, stated they are willing to help rally community support for the expansion.

Jack Anderson, Escondido, Chairman of Escondido Library Foundation Board, supports the expansion of a new library.

Ken Erickson, Escondido, shared support for site two of the library expansion; stated that dedicated open space will benefit Escondido.

Cynthia Weir, Escondido, Board Chair at the California Center for the Arts, expressed interest in the future of Grape Day Park and its impact on the Center; expressed parking concerns.

Elmer Cameron, Escondido, President of Friends of the Library, stated that the new library is a great opportunity, and believes the community needs to be engaged in the project.

City Council provided direction to staff to explore the feasibility of relocating and expanding the Escondido Public Library within an envisioned expansion of Grape Day Park and to issue a Request for Qualifications to public/private partnership companies with New Market Credit experience.

FUTURE AGENDA

16. FUTURE AGENDA -

The purpose of this item is to identify issues presently known to staff or which members of the City 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 noted the Girls Softball Tournament in Kit Carson Park.

Councilmember Masson attended the CA League of Cities conference.

Deputy Mayor Morasco noted visitescondido.com and events they promote in the City.

Mayor Abed reported on SANDAG and the cost associated with including the Transnet Sales Tax ballot measure.

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 6:55 p.m.

MAYOR

CITY CLERK

MINUTES CLERK

CITY COUNCIL

For City Clerk's Use:

APPROVED **DENIED**

Reso No. _____ File No. _____

Ord No. _____

Agenda Item No.: 4
Date: November 2, 2016

TO: Honorable Mayor and Members of the City Council

FROM: Bill Martin, Director of Community Development
Christopher McKinney, Director of Utilities

SUBJECT: Adoption of Mitigated Negative Declaration/Environmental Assessment for the San Pasqual Undergrounding Project (ENV 15-0016)

STAFF RECOMMENDATION:

It is requested that the City Council adopt Resolution No. 2016-156, approving a Mitigated Negative Declaration/Environmental Assessment for the San Pasqual Undergrounding Project.

PLANNING COMMISSION RECOMMENDATION:

The Planning Commission has not reviewed the environmental documentation for this project because the project area is outside the city limits and does not include any associated land use entitlements.

PROJECT DESCRIPTION:

The proposed project would remove, relocate, and replace about 2.5 miles of the Escondido Canal that crosses the San Pasqual Reservation. The proposed project includes the installation, operation, and maintenance of an underground pipeline on the San Pasqual Reservation and within the jurisdiction of the County of San Diego both within and outside of the existing rights-of-way (ROW) for the Escondido Canal.

The proposed project consists of four primary elements: (1) the construction of a new desilting basin and associated access road on the San Pasqual Indian Reservation along the existing Escondido Canal alignment where the canal first enters the Reservation; (2) the replacement of about 2,000 feet of existing canal with a buried 60-inch pipeline within the existing Escondido Canal ROW; (3) the replacement of another approximately two miles of existing canal with a buried 60-inch pipeline within new alignments crossing the San Pasqual Indian Reservation, private lands, and public ROW in Lake Wohlford Road; and (4) the removal of approximately two miles of the existing Escondido Canal that are dewatered when the proposed project is complete, and the reclamation of the land formerly occupied by the canal by means of demolition, debris removal, grading, and reestablishment of drainage, as well as any associated mitigation of environmental impacts that may be required. The

connection to the existing underground pipeline would be at a location south of Paradise Mountain Road. No pumping would be required to convey flows through the proposed underground pipeline.

LOCATION:

The San Pasqual Undergrounding Project area is located in northern San Diego County approximately five miles northeast of the city of Escondido. The project area encompasses portions of unincorporated San Diego County in the community of Valley Center and the San Pasqual Reservation, as well as portions of the Escondido and the Vista Irrigation District (VID) service areas.

FISCAL ANALYSIS:

The preliminary cost estimate for engineering and construction of the project is approximately \$28 million. The cost of the project will be split equally between the City of Escondido and Vista Irrigation District. The project is not funded at this time and it is anticipated that a State Revolving Fund loan will be used to fund the City's portion of the project.

ENVIRONMENTAL REVIEW:

A proposed Environmental Assessment/Mitigated Negative Declaration (City Log No. ENV 15-0016) was issued for a 30-day public review on August 16, 2016. Responses to comments received on the proposed Environmental Assessment/Mitigated Negative Declaration have been incorporated into the Final Environmental Assessment/Mitigated Negative Declaration. Mitigation measures required under CEQA were developed to reduce the potential for adverse impacts with respect to aesthetics, biological resources, cultural and paleontological resources, noise, and traffic.

Sections of the Final Environmental Assessment/Mitigated Negative Declaration have been clarified or expanded in response to comments received during the public review period. However, no new significant impacts have been identified nor have impacts increased in severity. As such, the Environmental Assessment/Mitigated Negative Declaration document was not fundamentally or basically inadequate in nature and the conclusions do not require reevaluation or recirculation. Staff feels the Final Environmental Assessment/Mitigated Negative Declaration adequately addresses all project-related issues.

PREVIOUS ACTION:

On June 3, 2009, the City Council adopted Resolution No. 2009-77, authorizing the Mayor and City Clerk to execute a consulting agreement with Black & Veatch Corporation in the amount of \$232,710 for engineering services to perform a study investigating the feasibility of undergrounding a portion of the Escondido Canal between Lake Henshaw and Lake Wohlford. The cost was split equally between the City of Escondido and the Vista Irrigation District.

BACKGROUND:

Lake Henshaw is owned and operated by VID. Water is released from Lake Henshaw into the San Luis Rey River where it mixes with the natural runoff from the San Luis Rey River that occurs below Lake Henshaw. A concrete diversion structure, known as the Escondido Canal Diversion Dam (Diversion Dam), is located on the San Luis Rey River within the La Jolla Reservation, approximately 10 miles downstream from Henshaw Dam. San Luis Rey River water has been diverted into the Escondido Canal at approximately this location since 1895.

The Escondido Canal is owned by Escondido and extends from the Diversion Dam on the San Luis Rey River approximately 14 miles to Lake Wohlford, traversing the La Jolla, Rincon, and San Pasqual reservations, as well as other federal and private lands. Much of the canal is trapezoidal in shape, with roughly 2:1 side slopes and a bottom width of around 4 to 6 feet. Lake Wohlford stores the water obtained from the San Luis Rey River via the Escondido Canal and is owned and operated by Escondido. Lake Wohlford serves as a regulating reservoir for subsequent water deliveries to Escondido and VID for consumption.

In 1969-1972, five local Indian Bands, and the United States on their behalf, sued Escondido and VID, claiming that Escondido and VID's diversion of San Luis Rey River flows deprived the Bands of adequate water on their reservations located downstream of the Diversion Dam. This Environmental Assessment/Mitigated Negative Declaration (EAMND) has been prepared to assess the impacts of the construction and operation of the San Pasqual Undergrounding Project (proposed project), as required by NEPA and CEQA. The proposed project is an integral component of the San Luis Rey Indian Water Rights Settlement Agreement, including the United States (acting through the Secretary of the Interior and the Attorney General of the United States); the La Jolla, Rincon, San Pasqual, Pauma, and Pala Bands of Mission Indians; the San Luis Rey Indian Water Authority; Escondido; and Vista Irrigation District (VID).

PUBLIC COMMENT:

The proposed Environmental Assessment/Mitigated Negative Declaration was distributed for public review from August 16, 2016 to September 14, 2016. Eight written comment letters/emails were received during the 30-day public review period including four from other public agencies, one from the Rincon Band of Luiseno Indians and three from property owners within or near the project area. Comments from the agencies included the sensitivity of biological resources in the area and the need to coordinate with the County of San Diego to avoid impacting septic leach fields and implementation of BMPs and associated plans in conformance with the County of San Diego's Grading Ordinance and Watershed Protection Ordinance. The Rincon Band requested several clarifications to the cultural mitigation measures to enhance resource protection. The nearby property owners generally were

seeking more information regarding the construction timeline and potential effects the project could have on their properties. All the comment letters and responses have been incorporated into the Final Environmental Assessment/Mitigated Negative Declaration

DISCUSSION:

The proposed project would implement water infrastructure improvements and help settle long-standing litigation over water rights. The project would eliminate several miles of open canal that would be replaced by an underground pipe. Impacts to private properties will also be reduced by relocating a substantial length of the new replacement pipe within the Lake Wohlford Road right-of-way. Measures to avoid or mitigate project related impacts have been incorporated into the proposed project to reduce the impacts to below a level of significance. The proposed Final Environmental Assessment/Mitigated Negative Declaration complies with environmental requirements established by both NEPA and CEQA.

The Final Environmental Assessment/Mitigated Negative Declaration may be viewed on the City of Escondido website at the following link:

<https://www.escondido.org/san-pasqual-undergrounding-project.aspx>

Respectfully Submitted,



Bill Martin
Director of Community Development



Christopher McKinney
Director of Utilities

RESOLUTION NO. 2016-156

A RESOLUTION OF THE CITY COUNCIL OF
THE CITY OF ESCONDIDO, CALIFORNIA,
APPROVING AND ADOPTING THE FINAL
MITIGATED NEGATIVE DECLARATION FOR
THE SAN PASQUAL UNDERGROUNDING
PROJECT

Case No. ENV 15-0016

WHEREAS, A Final Mitigated Negative Declaration has been prepared for the San Pasqual Undergrounding that would remove, relocate, and replace about 2.5 miles of the Escondido Canal that crosses the San Pasqual Reservation and includes the installation, operation, and maintenance of an underground pipeline on the San Pasqual Reservation and within the jurisdiction of the County of San Diego both within and outside of the existing rights-of-way ("ROW") for the Escondido Canal; and

WHEREAS, the City Council of the City of Escondido as the lead agency under the California Environmental Quality Act ("CEQA") is responsible for adoption of the Final Mitigated Negative Declaration; and

WHEREAS, the City Council of the City of Escondido did on November 2, 2016, hold a meeting to consider adoption of the Final Mitigated Negative Declaration and associated Mitigation Monitoring Report; and

WHEREAS, the City Council has reviewed and considered the Final Mitigated Negative Declaration prepared for the project, and has determined that it adequately addresses all environmental issues associated with the project; and

WHEREAS, the City Council desires at this time, and deems it to be in the best public interest, to approve and adopt the Final Mitigated Negative Declaration for the San Pasqual Undergrounding Project.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Escondido, California:

1. That the above recitations are true.
2. That the City Council has considered the Final Mitigated Negative Declaration together with all comments received during the public review process.
3. That the Mitigation Monitoring Report attached as Exhibit "A," and incorporated by this reference, addresses mitigation for potential project related impacts and that the report will sufficiently mitigate and assign on-going responsibility for carrying out mitigation responsibilities which are appropriate to address and mitigate project-related impacts.
4. That upon consideration of the staff report (a copy of which is on file in the Planning Division), public testimony presented at the City Council meeting and applicable law, the City Council finds that the project is consistent with the General Plan and hereby approves and adopts the Final Mitigated Negative Declaration for the San Pasqual Undergrounding Project.

APPENDIX J

Mitigation Monitoring and Reporting Program

Mitigation Monitoring and Reporting Program for the San Pasqual Undergrounding Project

City#: ENV 15-0016 / SCH#: 2010071064

The City of Escondido adopts this Mitigation Monitoring and Reporting Program (MMRP) in accordance with Public Resources Code (PRC) Section 21081.6 and Section 15097 of the California Environmental Quality Act (CEQA) Guidelines. The purpose of the MMRP is to ensure that the San Pasqual Undergrounding Project (proposed project), which is the subject of the Environmental Assessment and Initial Study/Mitigated Negative Declaration (EA-IS/MND), complies with all applicable environmental mitigation requirements.

The mitigation described in the EA-IS/MND and summarized below provides a broad purpose and overview of actions that will occur in order to reduce identified environmental impacts. Mitigation measures applicable to the proposed project include avoiding certain impacts altogether, minimizing impacts by limiting the degree or magnitude of the action and its implementation, rectifying impacts by repairing, rehabilitating, or restoring the affected environment, and/or reducing or eliminating impacts over time through preservation and maintenance operations over the life of the proposed project.

For each project that is subject to CEQA, PRC Section 21081.6 requires the Lead Agency to monitor performance of the mitigation measures included in any environmental document to ensure that the specified mitigation is implemented. The City of Escondido is the designated Lead Agency for the proposed project. The City is responsible for review of all monitoring reports, enforcement actions, and document disposition related to implementation of the MMRP.

After review and approval by the Lead Agency, minor changes to the MMRP are permitted but can only be made by the City of Escondido. No deviations from this MMRP shall be permitted unless it continues to satisfy the requirements of PRC Section 21081.6, as determined by the City of Escondido.

The organization of the MMRP follows the subsection formatting style presented within the Final EA-IS/MND. Only those subsections of the environmental issues presented in the EA-IS/MND that have mitigation measures are provided below in the MMRP table. All other subsections in the EA-IS/MND do not contain mitigation measures. For each specified mitigation measure, the MMRP table identifies the following: 1) Implementation Action; 2) Method of Verification; 3) Timing of Verification; 4) Responsible Agency/Party; and 5) Verification Date.

Mitigation Monitoring and Reporting Program

Mitigation Measures	Method of Verification	Timing of Verification	Responsible Agency/Party	Verification Date
Aesthetics (Visual Resources)				
<p>Aes-1 Visually Compatible Landscaping. The following landscaping measures shall be implemented for each proposed component project:</p> <p>a. For pipelines and access roads installed in naturally vegetated areas, the short-term disturbance footprints associated with construction for the pipeline corridor and associated construction staging areas shall be hydroseeded, following backfilling and recontouring, using a non-irrigated native plant mix consistent with original site conditions and surrounding vegetation.</p> <p>b. For aboveground structures in naturally vegetated settings, any disturbed unpaved areas following construction that are not designated for vehicular or pedestrian access shall be revegetated (hydroseeding and/or plantings) using native plant materials consistent with original site conditions and surrounding vegetation. A temporary irrigation system shall be installed and maintained by the project proponent, or watering trucks shall be used at a frequency to be determined by a qualified biologist or landscape architect, to maintain successful plant growth. Temporary irrigation shall be discontinued upon determination by the qualified biologist or landscape architect that the landscaping has permanently established, without the need for supplemental watering.</p> <p>c. For aboveground structures in more urban settings, any disturbed unpaved areas following construction that are not designated for vehicular or pedestrian access shall be landscaped using native plant materials consistent with original site conditions and/or surrounding ornamental vegetation in order to return the disturbed area to its existing visual character.</p> <p>d. The landscaping plan for aboveground structures associated with the desilting basin shall include the planting of large trees and/or shrubs, where appropriate, to provide adequate screening of the proposed basin and its structures.</p>	Department review and approval Site inspection	Post construction	City of Escondido On-site construction supervisor Landscape contractor	
	Department review and approval Site inspection	Post construction	City of Escondido On-site construction supervisor Landscape contractor or qualified biologist	
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<p>If surveys document the presence of CAGN, impacts to CAGN would be mitigated below the level of significance when occupied coastal sage scrub is fenced, direct impacts are avoided, and construction within 500 feet of occupied habitat occurs only between September 1 and February 15 to avoid indirect impacts to nesting CAGN. If avoidance is not feasible, a temporary noise barrier shall be used during construction, at the appropriate location(s), in coordination with CDFW and the USFWS. The noise barrier shall attenuate noise levels to 60 dBA or less at the edge of breeding habitat.</p> <p>Construction work performed within 500 feet of habitat identified for CAGN during the period of February 15 to August 30 shall be monitored at least weekly by a qualified biologist. Monthly monitoring letter reports of construction activities and their impacts on biological resources shall be provided to USFWS and/or CDFW.</p> <p>c. Protocol-level surveys shall be conducted prior to any construction in suitable riparian habitat within 500 feet of the project impact area during the breeding season for the least Bell's vireo (LBVI) (March 15 through September 15). The LBVI surveys shall follow the 2001 USFWS LBVI Survey Guidelines (USFWS 2001) and include eight surveys at least ten days apart within the protocol survey period (April 10 through July 31). Surveys shall be conducted between dawn and 11:00 a.m. and avoid periods of excessive or abnormal heat, wind, rain, fog, or other inclement weather.</p> <p>If surveys document absence of LBVI, no additional avoidance or minimization measures are required. However, if surveys document the presence of LBVI, impacts to LBVI would be mitigated below the level of significance when occupied riparian habitat is fenced, direct impacts are avoided, and construction within 500 feet of occupied habitat occurs only between September 15 and March 15 to avoid indirect impacts to nesting LBVI. If avoidance is not feasible, a temporary noise barrier shall be used during construction, at the appropriate location(s), in coordination with CDFW and the USFWS. The noise barrier shall attenuate noise levels to 60 dBA or less at the edge of the breeding habitat. Construction work performed within 500 feet of occupied LBVI habitat during the period of March 15 to September 15 shall be monitored at least weekly by a qualified biologist. Monthly monitoring letter reports of construction activities and their impacts on biological resources shall be provided to USFWS and/or CDFW.</p>	<p>Site inspection</p>	<p>Prior to construction, during breeding season, and prior to surveys</p>	<p>City of Escondido Qualified biologist USFWS and CDFW as appropriate</p>	

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Mitigation Measures	Method of Verification	Timing of Verification	Responsible Agency/Party	Verification Date
<p>required, as applicable. The final plans shall include photographs that show the fenced limits of impact and all sensitive areas to be impacted or avoided. If work occurs beyond the fenced or demarcated limits of impact, all work shall cease until the problem has been remedied to the satisfaction of the qualified biologist, project proponent, USFWS, CDFW, USACE, and/or other agency. Upon project completion, temporary construction fencing shall be removed by the project proponent under the oversight of the qualified biologist.</p>				
<p>Bio-5 Construction Staging Areas. Prior to construction activities of the proposed project components where it has been demonstrated through project-level surveys (conducted pursuant to mitigation measure Bio-1) that drainages, wetlands and areas supporting sensitive habitats or species could be affected by project construction, the project proponent shall setback construction staging areas to avoid drainages, wetlands, and areas supporting sensitive habitats or species, where feasible. Fueling of equipment shall occur in designated fueling zones within the construction staging areas. All equipment used within the approved construction limits shall be maintained to minimize and control fluid and grease leaks. Provisions to contain and clean up unintentional fuel, oil, fluid and grease leaks/spills shall be included in construction documents and in place prior to construction.</p>	<p>Department review and approval Site inspection</p>	<p>Prior to construction</p>	<p>City of Escondido Qualified biologist</p>	
<p>Bio-6 Pre-Construction Meeting. Prior to vegetation clearing, grading, and/or construction activities for each proposed project component, the project proponent shall retain a qualified biologist to attend a pre-construction meeting to inform construction crews of the sensitive species and habitats for that particular project component.</p>	<p>Department meeting</p>	<p>Prior to construction</p>	<p>City of Escondido Construction crews Qualified biologist</p>	
<p>Bio-7 Construction-Related Noise. Construction noise created during the general avian breeding season (January 15 to September 15) that could affect the breeding of the CAGN, migratory songbirds, and other bird species associated with adjacent undeveloped areas shall be avoided. No loud construction noise (exceeding 60 dBA hourly average, adjusted for ambient noise levels, at the nesting site) may take place within 500 feet of active nesting sites during the general breeding season (January 15 through September 15). If it is confirmed through project-level surveys (conducted pursuant to mitigation measure Bio-1) that a proposed project component could result in construction-related noise impacts to breeding birds during the general breeding season, the project proponent shall retain a qualified biologist to monitor the construction operations. The biological monitor shall be present to monitor construction activities that occur adjacent to undeveloped open space areas potentially supporting breeding birds. The biological monitor shall verify that construction noise levels do not exceed 60 dBA hourly average and shall have the ability to halt construction work, if necessary, and confer with the project proponent, USFWS, and/or CDFW to ensure the proper implementation of additional protection measures during construction. The qualified biologist shall report any violation to the USFWS and/or CDFW within 24 hours of its occurrence.</p>	<p>Department review and approval Site inspection and reporting</p>	<p>During construction</p>	<p>City of Escondido Qualified biologist USFWS and CDFW as appropriate</p>	

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<p>Bio-8 Hydroseeding of Graded Areas. Unless otherwise required by the USFWS, USACE, RWQCB, and/or CDFW, after completion of final grading for each proposed project component located adjacent to native vegetation, construction documents shall require that all graded areas within 100 feet of native vegetation, excluding those areas where a permanent access road, path, or other permanent development is required, are hydroseeded and/or planted with native plant species similar in composition to the adjacent undisturbed vegetation communities. The project proponent shall retain a qualified biologist with expertise in southern California ecosystems to monitor these activities to ensure non-native or invasive plant species are not used in the hydroseed mix or planting palettes. The hydroseeded/planted areas shall be watered via a temporary drip irrigation system or watering truck. Irrigation shall cease after successful plant establishment and growth, to be determined by the biologist. Any irrigation runoff from hydroseeded/ planted areas shall be directed away from adjacent native vegetation communities and contained and/or treated within the development footprint of individual component projects. All planting stock shall be inspected for exotic invertebrate pests (e.g., argentine ants) and any stock found to be infested with such pests shall not be allowed to be used in the hydroseeded/planted areas.</p>	<p>Department review and approval Site inspection</p>	<p>After construction</p>	<p>City of Escondido Qualified biologist</p>																			
<p>Bio-9 Habitat Replacement. Unavoidable impacts to sensitive natural communities shall be mitigated by the project proponent according to the range of ratios provided below, and would be increased or decreased depending on whether the habitat supports special status species or other sensitive resources, and/or the impacts and mitigation would occur inside or outside an existing preserve area:</p> <table border="0" data-bbox="254 927 884 1149"> <thead> <tr> <th><u>Sensitive Natural Community</u></th> <th><u>Mitigation Ratio</u></th> </tr> </thead> <tbody> <tr> <td>Southern Willow Scrub</td> <td>3:1</td> </tr> <tr> <td>Coast Live Oak Woodland</td> <td>3:1</td> </tr> <tr> <td>Engelmann Oak Woodland</td> <td>3:1</td> </tr> <tr> <td>Southern Coast Live Oak Riparian Forest</td> <td>3:1</td> </tr> <tr> <td>Diegan Coastal Sage Scrub</td> <td>1:1 – 3:1</td> </tr> <tr> <td>Southern Mixed Chaparral</td> <td>0.5:1 – 3:1</td> </tr> <tr> <td>Non-Native Grassland</td> <td>0.5:1</td> </tr> <tr> <td>Other Wetlands</td> <td>3:1</td> </tr> </tbody> </table> <p>Permanent and temporary impacts to sensitive natural communities shall be mitigated in-kind by the project proponent through implementation of any one or combination of the following measures, as approved and/or amended by the USFWS, USACE, RWQCB, and/or CDFW for individual component projects, if applicable:</p> <ol style="list-style-type: none"> On site as creation of new habitat within avoided and preserved areas at the project site; On site as restoration of existing habitat within temporary impact areas and/or avoided and preserved areas at the project site; 	<u>Sensitive Natural Community</u>	<u>Mitigation Ratio</u>	Southern Willow Scrub	3:1	Coast Live Oak Woodland	3:1	Engelmann Oak Woodland	3:1	Southern Coast Live Oak Riparian Forest	3:1	Diegan Coastal Sage Scrub	1:1 – 3:1	Southern Mixed Chaparral	0.5:1 – 3:1	Non-Native Grassland	0.5:1	Other Wetlands	3:1	<p>Department and agency review and approval Site inspection</p>	<p>Prior to and after construction</p>	<p>City of Escondido Qualified biologist USACE, USFWS and CDFW as appropriate</p>	<p style="text-align: right;">Resolution No. <u>2016-156</u> Exhibit <u>A</u> Page <u>9</u> of <u>18</u></p>
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<p>c. On site as enhancement of existing habitat within avoided and preserved areas at the project site;</p> <p>d. Off site as purchase of habitat credits within an approved mitigation bank or combination of banks (e.g., North County Habitat Bank);</p> <p>e. Off site as habitat preservation, creation, restoration, and/or enhancement within other properties or approved mitigation programs available at the time of grading; or</p> <p>f. A combination of the above.</p> <p>For on-site or off-site creation, restoration, and/or enhancement mitigation of upland sensitive natural communities (e.g., grassland, coastal sage scrub, chaparral, woodland) for each individual project component, the project proponent shall prepare an Upland Habitat Restoration Plan, Habitat Mitigation and Monitoring Plan, or similar plan, detailing the specific upland habitat creation, restoration, and/or enhancement measures to be implemented as project mitigation. The Upland Habitat Restoration Plan shall be approved by the USFWS and/or CDFW, as appropriate, prior to vegetation clearing, grading, and/or construction activities.</p> <p>For on- or off-site creation, restoration, and/or enhancement mitigation of riparian and wetland sensitive natural communities (e.g., riparian forest, riparian scrub, willow scrub, mule fat scrub, freshwater marsh) for each individual project component, the project proponent shall prepare a Riparian/Wetland Habitat Restoration Plan, Habitat Mitigation and Monitoring Plan, or similar plan, detailing the specific riparian/wetland creation, restoration, and/or enhancement measures to be implemented as project mitigation. The Riparian/Wetland Habitat Restoration Plan shall be approved by the USFWS, USACE, RWQCB, and/or CDFW, as appropriate, prior to vegetation clearing, grading, and/or construction activities.</p> <p>In addition, for on-site preservation, restoration and/or enhancement mitigation required as part of the reclamation of the land occupied by the replaced canal, a specific Engelmann Oak Preservation and Canal Restoration Plan will be prepared by the project proponent. The dominant vegetation communities that make up the current canal section includes coast live oak woodland containing Engelmann oak trees and southern mixed chaparral. This plan shall detail the specific canal restoration, and/or enhancement measures to be implemented as part of project mitigation. The plan shall provide an implementation schedule including site preparation methods, an irrigation plan, non-native plant removal, planting specifications, as well as detailed maintenance and monitoring/reporting schedules, as necessary. The Engelmann Oak Preservation and Canal Restoration Plan shall require approval by the USFWS and/or CDFW, as appropriate, prior to any vegetation clearing, grading, and/or construction activities.</p>				

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Mitigation Measures	Method of Verification	Timing of Verification	Responsible Agency/Party	Verification Date
Any upland or riparian/wetland habitat impacts that occur beyond the approved work limits of any project (see mitigation measure Bio-5) shall be mitigated at a ratio to be negotiated with the USFWS, USACE, RWQCB, and/or CDFW.				
<p>Bio-10 Jurisdictional Delineation. Where it has been confirmed through jurisdictional delineation that jurisdictional waters or wetlands would be impacted by the proposed project, the proposed proponent shall obtain the required federal and state permits from the USACE, RWQCB, and/or CDFW, pursuant to Section 404 of the Clean Water Act, Section 401 of the Clean Water Act, and Section 1600 et seq. of the CFG Code, respectively. In compliance with permit requirements, the project proponent shall mitigate the loss of jurisdictional waters or wetlands through implementation of the in-kind habitat replacement identified in mitigation measure Bio-10, unless otherwise conditioned by the USACE, RWQCB, and/or CDFW in the federal and state permits.</p>	<p>Department and agency review and approval Site inspection</p>	<p>Prior to and after construction</p>	<p>City of Escondido Qualified biologist USACE, USFWS and CDFW as appropriate</p>	
Cultural Resources				
<p>Cul-1 Archaeological Monitoring. During the construction of the proposed project, the project proponent shall retain a qualified archaeologist and appropriate Native American monitor to perform monitoring of all ground-disturbing activities to a depth of native soils. If subsurface cultural resources are encountered during construction, mitigation measure Cul-2 shall be implemented.</p>	<p>Department and agency review and approval Site inspection</p>	<p>During construction</p>	<p>City of Escondido Qualified archaeologist and Native American monitor</p>	
<p>Cul-2 Procedures for Unintentional Disturbance of Cultural Resources. If subsurface cultural resources are encountered during construction of the proposed project, or if evidence of an archaeological site or other suspected historical resource is encountered, all ground-disturbing activity shall be ceased within 100 feet of the resource. Potentially significant cultural resources could consist of, but are not limited to, stone, bone, wood, or shell artifacts and features, including structural remains, historic dumpsites, hearths, and middens. Midden features are characterized by darkened soil and could conceal material remains, including worked stone, fired clay vessels, faunal bone, hearths, storage pits, or burials; thus, special attention should always be paid to uncharacteristic soil color changes. A qualified archaeologist shall be retained by the project proponent to assess the find and determine whether the resource requires further study. Any previously undiscovered resources found during construction shall be recorded using the Department of Parks and Recreation Form 523 in accordance with all applicable regulations and evaluated for significance and eligibility for inclusion in all applicable federal, state, and local historic registers. No further grading shall occur in the area of the discovery until the project proponent approves measures to protect the resources.</p>	<p>Department and agency review and approval Site inspection</p>	<p>During construction</p>	<p>City of Escondido Qualified archaeologist and Native American monitor</p>	

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Mitigation Measures	Method of Verification	Timing of Verification	Responsible Agency/Party	Verification Date
<p>c. Training for Contractor: Prior to construction, all applicant, contractor, and subcontractor personnel shall receive training regarding the appropriate work practices necessary to effectively implement the mitigation measures and to comply with the applicable environmental laws and regulations (including penalties for violation under the appropriate state and federal laws), avoiding ESAs, the potential for exposing subsurface cultural resources and paleontological resources, and to recognize possible buried resources. This training shall include presentation of the procedures to be followed upon discovery or suspected discovery of archaeological materials, including Native American remains and their treatment, as well as of paleontological resources.</p> <p>d. Discovery of Unknown Resources: In the event that cultural resources are discovered, the archaeologist shall have the authority to divert or temporarily halt ground disturbance to allow evaluation of potentially significant cultural resources. The archaeologist shall evaluate the significance of the discovered resources based on eligibility for the NRHP, CRHR, or local registers. Preliminary determinations of NRHP eligibility shall be made by the lead agencies, in consultation with other appropriate agencies and local governments, and the SHPO.</p>	<p>Department and agency review and approval Site inspection</p>	<p>Prior to and during construction</p>	<p>City of Escondido Qualified paleontologist, archaeologist and Native American monitor</p>	
<p>Cul-4 The City of Escondido Planning Division ("City") recommends the applicant enter into a Tribal Cultural Resource Treatment, Cultural Resource Curation Agreement, and Monitoring Agreement (also known as a pre-excavation agreement) with a tribe that is traditionally and culturally affiliated with the Project Location ("TCA Tribe") prior to issuance of a grading permit. The purposes of the agreement are (1) to provide the applicant with clear expectations regarding tribal cultural resources, and (2) to formalize protocols and procedures between the Applicant/Owner and the TCA Tribe for the protection and treatment of, including but not limited to, Native American human remains, funerary objects, cultural and religious landscapes, ceremonial items, traditional gathering areas and cultural items, located and/or discovered through a monitoring program in conjunction with the construction of the proposed project, including additional archaeological surveys and/or studies, excavations, geotechnical investigations, grading, and all other ground disturbing activities.</p>	<p>Department and agency review and approval</p>	<p>Prior to construction</p>	<p>City of Escondido Native American TCA Tribe</p>	
<p>Cul-5 Prior to issuance of a grading permit, the applicant shall provide written verification to the City that a qualified archaeologist and a Native American monitor associated with a TCA Tribe have been retained to implement the monitoring program. The archaeologist shall be responsible for coordinating with the Native American monitor. This verification shall be presented to the City and the Bureau of Indian Affairs, Pacific Region Office (BIA-PRO) in a letter from the project archaeologist that confirms the selected Native American monitor is from a TCA Tribe. The City, prior to any pre-construction meeting, shall approve all persons involved in the monitoring program.</p>	<p>Department and agency review and approval</p>	<p>Prior to construction</p>	<p>City of Escondido Qualified archaeologist and Native American TCA monitor</p>	

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Mitigation Measures	Method of Verification	Timing of Verification	Responsible Agency/Party	Verification Date
Cul-6 The qualified archaeologist and a Native American monitor shall attend the pre-grading meeting with the grading contractors to explain and coordinate the requirements of the monitoring program.	Department and agency review and approval	Prior to construction	City of Escondido Qualified archaeologist and Native American TCA monitor	
Cul-7 During the initial grubbing, site grading, excavation or disturbance of the ground surface, the qualified archaeologist and the Native American monitor shall be on site full-time. The frequency of inspections shall depend on the rate of excavation, the materials excavated, and any discoveries of tribal cultural resources as defined in California Public Resources Code Section 21074 and any existing TCA Tribal cultural resource laws and ordinances. Archaeological and Native American monitoring will be discontinued when the depth of grading and soil conditions no longer retain the potential to contain cultural deposits. The qualified archaeologist, in consultation with the Native American monitor, shall be responsible for determining the duration and frequency of monitoring.	Department and agency review and approval Site inspection	Prior to and during construction	City of Escondido Qualified archaeologist and Native American TCA monitor	
Cul-8 In the event that previously unidentified tribal cultural resources are discovered, the qualified archaeologist and the Native American monitor shall have the authority to temporarily divert or temporarily halt ground disturbance operation in the area of discovery to allow for the evaluation of potentially significant cultural resources. Isolates and clearly non-significant deposits shall be minimally documented in the field and collected so the monitored grading can proceed.	Department and agency review and approval Site inspection	Prior to and during construction	City of Escondido Qualified archaeologist and Native American TCA monitor	
Cul-9 If a potentially significant tribal cultural resource is discovered, the archaeologist shall notify the City and BIA of said discovery. The qualified archaeologist, in consultation with the City, BIA, TCA Tribe and the Native American monitor, shall determine the significance of the discovered resource. A recommendation for the tribal cultural resource's treatment and disposition shall be made by the qualified archaeologist in consultation with the TCA Tribe, BIA and the Native American monitor and be submitted to the City for review and approval.	Department and agency review and approval Site inspection	Prior to and during construction	City of Escondido Qualified archaeologist and Native American TCA monitor	
Cul-10 The avoidance and/or preservation of the significant tribal cultural resource and/or unique archaeological resource must first be considered and evaluated CEQA. Where any significant tribal cultural resources and/or unique archaeological resources have been discovered and avoidance and/or preservation measures are deemed to be infeasible by the City, then a research design and data recovery program to mitigate impacts shall be prepared by the qualified archaeologist (implementing current professional archaeological methods), in consultation with the TCA Tribe, BIA and the Native American monitor, and shall be subject to approval by the City. The archaeological monitor, in consultation with the Native American monitor, shall determine the amount of material to be recovered for an adequate artifact sample for analysis. Before construction activities are allowed to resume in the affected area, the research design and data recovery program activities must be concluded to the satisfaction of the City.	Department and agency review and approval Site inspection	Prior to and during construction	City of Escondido Qualified archaeologist and Native American TCA monitor	

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Mitigation Measures	Method of Verification	Timing of Verification	Responsible Agency/Party	Verification Date
<p>Cul-11 As specified by California Health and Safety Code Section 7050.5, if human remains are found on the project site during construction or during archaeological work, the person responsible for the excavation, or his or her authorized representative, shall immediately notify the San Diego County Coroner’s office. Determination of whether the remains are human shall be conducted on-site and in situ where they were discovered by a forensic anthropologist, unless the forensic anthropologist and the Native American monitor agree to remove the remains to an off-site location for examination. No further excavation or disturbance of the site or any nearby area reasonably suspected to overlie adjacent remains shall occur until the Coroner has made the necessary findings as to origin and disposition. A temporary construction exclusion zone shall be established surrounding the area of the discovery so that the area would be protected, and consultation and treatment could occur as prescribed by law. In the event that the remains are determined to be of Native American origin, the Most Likely Descendant, as identified by the Native American Heritage Commission, shall be contacted in order to determine proper treatment and disposition of the remains in accordance with California Public Resources Code section 5097.98. The Native American remains shall be kept in-situ, or in a secure location in close proximity to where they were found, and the analysis of the remains shall only occur on-site in the presence of a Native American monitor.</p>	<p>Department and agency review and approval Site inspection</p>	<p>Prior to and during construction</p>	<p>City of Escondido Qualified archaeologist and Native American TCA monitor County Coroner</p>	
<p>Cul-12 If the qualified archaeologist elects to collect any tribal cultural resources, as specified in Cul-9, the Native American monitor must be present during any testing or cataloging of those resources. Moreover, if the qualified Archaeologist does not collect the cultural resources that are unearthed during the ground disturbing activities, the Native American monitor, may at their discretion, collect said resources and provide them to the TCA Tribe for respectful and dignified treatment in accordance with the Tribe’s cultural and spiritual traditions. Any tribal cultural resources collected by the qualified archaeologist shall be repatriated to the TCA Tribe. Should the TCA Tribe or other traditionally and culturally affiliated tribe decline the collection, the collection shall be curated at the San Diego Archaeological Center, as specified and agreed to in the Tribal Curation Agreement. All other resources determined by the qualified archaeologist, in consultation with the Native American monitor, to not be tribal cultural resources, shall be curated at the San Diego Archaeological Center.</p>	<p>Department and agency review and approval Site inspection</p>	<p>Prior to and during construction</p>	<p>City of Escondido Qualified archaeologist and Native American TCA monitor</p>	

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Mitigation Measures	Method of Verification	Timing of Verification	Responsible Agency/Party	Verification Date
<p>Cul-13 Prior to the release of the grading bond, a monitoring report and/or evaluation report, if appropriate, which describes the results, analysis and conclusion of the archaeological monitoring program and any data recovery program on the project site shall be submitted by the qualified archaeologist to the BIA and City. The Native American monitor shall be responsible for providing any notes or comments to the qualified archaeologist in a timely manner to be submitted with the report. The report will include California Department of Parks and Recreation Primary and Archaeological Site Forms for any newly discovered resources.</p>	<p>Department and agency review and approval</p>	<p>Post construction Prior to release of results</p>	<p>City of Escondido Qualified archaeologist and Native American TCA monitor</p>	
<p>Cul-14 Procedures for Unintentional Disturbance of Paleontological Resources. If paleontological resources are encountered during construction of the proposed project, all ground-disturbing activity shall cease within 100 feet of the resource. A qualified paleontologist shall be retained by the project proponent to evaluate the significance of the find; to salvage, record, clean, and curate significant fossil(s); and to document the find in accordance with current professional paleontological standards. No further grading shall occur in the area of the discovery until the project proponent approves the measures to protect the resources. Any fossils recovered as a result of mitigation shall be donated to a qualified scientific institution approved by the project proponent where they would be afforded long-term preservation to allow future scientific study.</p>	<p>Department and agency review and approval Site inspection</p>	<p>Prior to and during construction</p>	<p>City of Escondido Qualified paleontologist, archaeologist</p>	
Noise				
<p>Noi-1 Prior to the start of construction, the project proponent shall prepare a noise mitigation plan that demonstrates that the County of San Diego’s noise standards will not be exceeded during construction. The plan shall be implemented during construction. The plan shall include, but not be limited to, the following components:</p> <ul style="list-style-type: none"> a. Noise modeling to quantitatively demonstrate construction activities’ noise impacts at nearby noise sensitive land uses. b. Require construction activities to be limited to between the hours of 7 a.m. and 7 p.m. c. Require construction equipment to use noise-reduction features (e.g., mufflers, dampners, and engine shrouds) that are no less effective than those originally installed by the manufacturer. d. Require noise monitoring during construction of the pipeline and desilting basin. 	<p>Department and agency review and approval</p>	<p>Prior to and during construction</p>	<p>City of Escondido Noise monitor</p>	
<p>Noi-2 Prior to the start of construction, the project proponent shall prepare a vibration mitigation plan that demonstrates that the County of San Diego’s vibration standards will not be exceeded during construction. The plan shall be implemented during construction. The plan shall include, but not be limited to, the following components:</p> <ul style="list-style-type: none"> a. Vibration calculations to quantitatively demonstrate construction activities’ vibratory impacts at nearby land uses. 	<p>Department and agency review and approval</p>	<p>Prior to and during construction</p>	<p>City of Escondido Noise monitor</p>	

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Mitigation Measures	Method of Verification	Timing of Verification	Responsible Agency/Party	Verification Date
<p>b. Require specific measures such as equipment phasing, limitations of use, or vibration-reduction features that are no less effective than those originally installed by the manufacturer.</p> <p>c. Require plan monitoring during construction of the pipeline and desilting basin.</p>				

Transportation/Traffic

<p>Tra-1 Traffic Management and Control Plans. Prior to the construction of each component within a public road ROW, the project proponent shall retain a qualified engineer to prepare a traffic control plan for the roadways that may be affected by that particular component project. The traffic control plan shall be developed in accordance with the California Manual on Uniform Traffic Control Devices and submitted to the County's Traffic Engineering Section for approval on county land. The traffic control plan shall identify temporary lane and roadway closures, safety measures, and alternative routes to be utilized during construction of the proposed project in order to minimize impacts and ensure continuous operations on North Lake Wohlford Road and North Canal Road during pipeline construction activities. The traffic control plan would also include, if applicable:</p> <ul style="list-style-type: none"> a. Speed limit reduction through installation of temporary traffic lights and/or other signage with addition of acceleration, deceleration, and turn lanes on routes with site entrances developed under the proposed project. b. Covering trenches (e.g., using metal plates) in roadways during non-working hours. c. Limiting construction vehicles traveling on public roadways during the morning and late afternoon peak commute times to minimize impacts on local commuters. d. Requirement for workers to park personal vehicles at the approved staging areas and take only necessary project vehicles to the work sites. e. Plans for notifications and a process for communication with affected residents and landowners prior to the start of construction. Advance public notification shall include posting of notices and appropriate signage of construction activities. The written notification shall include the construction schedule, the exact location and duration of activities within each street (i.e., which road/lanes and access point/driveways/parking areas would be blocked on which days and for how long), and a toll-free telephone number for receiving questions or complaints. f. Sight distance at individual construction site access points will be reviewed to ensure compliance with appropriate sight distance standards at the time of preparation of final grading, and landscaping. 	<p>Department and agency review and approval</p>	<p>Prior to and during construction</p>	<p>City of Escondido Traffic engineer</p>	
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Resolution No. 2016-157
 Exhibit A
 Page 17 of 18

Mitigation Measures	Method of Verification	Timing of Verification	Responsible Agency/Party	Verification Date
<p>g. Plans to coordinate all construction activities with emergency service providers in the area. Emergency service providers would be notified of the timing, location, and duration of construction activities. All roads would remain passable to emergency service vehicles at all times.</p> <p>h. Provision of vehicle safety procedures for entering and exiting site access roads.</p> <p>i. Maintain access to transit, bicycle, and pedestrian facilities along project routes.</p> <p>j. Provision of ridesharing/carpooling options for construction staff to reduce the number of vehicles traveling to a work zone.</p>				

Resolution No. 2016-156
 Exhibit A
 Page 18 of 18

CITY COUNCIL

For City Clerk's Use:

APPROVED **DENIED**

Reso No. _____ File No. _____

Ord No. _____

Agenda Item No.: 5

Date: November 2, 2016

TO: Honorable Mayor and Members of the City Council

FROM: Christopher W. McKinney, Director of Utilities

SUBJECT: Second Amendment to Consulting Agreement for Construction Management Services for the Cemetery Area Water Pipeline Replacement Project

RECOMMENDATION:

It is requested that the City Council Adopt Resolution No. 2016-164, authorizing a Second Amendment to the Consulting Agreement with Michael Baker International, not to exceed \$133,620, resulting in a new contract amount of \$574,326.

FISCAL ANALYSIS:

This amendment is funded from WL-Cemetery Area CIP No. 704911.

PREVIOUS ACTION:

On July 8, 2015, the City Council adopted Resolution No. 2015-120, awarding a Public Improvement Agreement to MNR Construction, Inc. in the amount of \$6,790,250 and approving a budget adjustment in the amount of \$2,550,000.

On September 23, 2015, the City Council adopted Resolution No. 2015-160, authorizing the Mayor and City Clerk to execute a Construction Management Services Consulting Agreement with Michael Baker International in the amount of \$329,448.

On June 15, 2016, the City Council approved a budget adjustment in the amount of \$980,000 to CIP No. 704911 to cover the costs for the permitted contingencies and potential changes in construction on the Cemetery Area Water Pipeline project.

On August 17, 2016, the City Council (1) adopted Resolution No. 2016-111R, authorizing change orders to the Public Improvement Agreement with MNR Construction, Inc. not to exceed \$1,279,025, resulting in a new contract amount of \$8,069,275; (2) adopted Resolution No. 2016-112, authorizing a First Amendment to the Consulting Agreement with Michael Baker International not to exceed \$111,258, resulting in a new contract amount of \$440,706; and (3) approved a budget adjustment in the amount of \$629,000 to Capital Improvement Project (CIP) No. 704911 (Cemetery Water Line) to cover the costs of change orders and an amendment required to complete construction of the Cemetery Area Water Pipeline Replacement Project ("Project").

BACKGROUND:

The Project will replace approximately 3.5-miles of old water mains in areas located in and near the Oak Hill Cemetery. These water mains were installed in the 1950s and 1960s, and have had numerous leaks and need for repairs. The pipeline tightly traverses through the Oak Hill Cemetery and residential properties, thus leaving very little room to deviate from the proposed alignment. Approximately 2.5-miles of new potable water transmission and distribution piping will be installed, plus a small portion of recycled water pipeline.

Since August 17, 2016, additional change orders have been executed for the project which extended the construction end date by sixty calendar days to January of 2017. However, the construction management team and contractor anticipate more challenges ahead, thus potentially pushing the construction out to February, 2017. The issues of concern are differing site conditions, right-to-enter private properties for water service connections, and most recently, modifying the construction activities to accommodate residents local to the project. The decrease in daily production caused time delays which were successfully negotiated by the construction manager and contractor to avoid potential claims later.

The overall project is approximately 80 percent completed. The construction management team and the contractor continue in their efforts to successfully negotiate and agree to fair and reasonable prices for all additional work required on the Cemetery Area Water Pipeline Replacement project.

Approving this request extends the much needed construction management services, given the complexities for this project and increased community involvement as it pertains to construction impacts. As a cost savings to the City, the construction management team has reduced its staff on the project at the request of the City's Construction Project Manager.

The amendment to the contract with Michael Baker International will provide the necessary funding, on a time and material basis, to extend construction management services through the end of the anticipated construction period of February, 2017.

Respectfully submitted,


Christopher W. McKinney
Director of Utilities

RESOLUTION NO. 2016-164

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ESCONDIDO, CALIFORNIA, AUTHORIZING THE MAYOR AND CITY CLERK TO EXECUTE ON BEHALF OF THE CITY, AN AMENDMENT TO THE CONSULTING AGREEMENT WITH MICHAEL BAKER INTERNATIONAL, FOR CONSTRUCTION MANAGEMENT OF THE CEMETERY AREA WATER PIPELINE REPLACEMENT PROJECT

WHEREAS, on July 8, 2015, the City Council adopted Resolution No. 2015-120, authorizing execution of a Public Improvement Agreement for the construction of the Cemetery Area Water Pipeline Replacement project ("Project") in the amount of \$6,790,250; and

WHEREAS, the Utilities Engineering and Construction Division is currently managing the design and construction for multiple large Capital Improvement Program ("CIP") projects; and

WHEREAS, on September 23, 2015, the City Council adopted Resolution No. 2015-160, authorizing execution of a Consulting Agreement for \$329,448 with Michael Baker International ("MBI") for construction management services for the Cemetery Area Water Pipeline Replacement project; and

WHEREAS, on August 17, 2016, the City Council adopted Resolution No. 2016-112, authorizing the First Amendment to the Consulting Agreement for \$111,258 with Michael Baker International ("MBI") for construction management services for the Cemetery Area Water Pipeline Replacement project; and

WHEREAS, the Utilities Director recommends authorization of a Second Amendment to the Consulting Agreement with Michael Baker International in the amount of \$133,620, bringing the total contract value to \$574,326 to complete the Project; and

WHEREAS, deeming it to be in the best public interest, the Director of Utilities requests the City Council approve a Second Amendment to the Consulting Agreement to continue third-party construction management services;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Escondido, California, as follows:

1. That the above recitations are true.
2. That the City Council accepts the recommendation of the Director of Utilities.
3. That the Mayor and City Clerk are authorized to execute, on behalf of the City, a Second Amendment to the Consulting Agreement with Michael Baker International for construction management services on the Cemetery Area Water Pipeline Replacement project, in substantially similar form to that which is attached and incorporated to this Resolution as Exhibit "1," and subject to final approval as to form by the City Attorney.

CITY OF ESCONDIDO
SECOND AMENDMENT TO CONSULTING AGREEMENT

This "Amendment" is made this _____ day of _____, 20__.

Between: CITY OF ESCONDIDO
a municipal corporation
201 N. Broadway
Attn: Randy Manns
(760) 839-6290 x7031
Escondido, California 92025
("CITY")

And: Michael Baker International
9755 Clairemont Mesa Blvd.
San Diego, CA 92124
Attn: John Harris
858-614-5000
("CONSULTANT")

Witness that whereas:

- A. CITY and CONSULTANT entered into an agreement on OCTOBER 13, 2015 ("Agreement"), wherein CITY retained CONSULTANT to provide construction management and inspection services for the Cemetery Area Water Pipeline Replacement project; and
- B. CITY and CONSULTANT desire to amend the Agreement to include additional work, which is defined in "Attachment A" to this Amendment, which is incorporated by reference;

NOW THEREFORE, it is mutually agreed by and between CITY and CONSULTANT as follows:

- 1. The CONSULTANT will furnish the services described in "Attachment A" to this Amendment.
- 2. CITY will compensate the CONSULTANT in an additional amount not to exceed \$133,620.00, pursuant to the conditions contained in "Attachment A" to this Amendment.

- 3. All additional terms under the Agreement between CITY and CONSULTANT still apply to the additional work to be performed by CONSULTANT under this Amendment. If any of the terms of this Amendment conflict with the Agreement, this Amendment must prevail.

IN WITNESS WHEREOF, the parties have executed this Amendment as of the day and year first above written.

CITY OF ESCONDIDO

Date: _____

Sam Abed
Mayor

Date: _____

Diane Halverson
City Clerk

Date: _____

MICHAEL BAKER INTERNATIONAL

[Consultant Signature]

[Title]

(The above signature should be notarized)

APPROVED AS TO FORM:

OFFICE OF THE CITY ATTORNEY
JEFFREY R. EPP, City Attorney

By: _____

ATTACHMENT "A"

CM SCOPE OF SERVICES**For The Cemetery Area Water Pipeline Replacement Project****PROJECT DESCRIPTION**

The WORK of this Contract comprises but is not limited to the construction of approximately 3,820 lineal feet of 24-inch, 3,540 lineal feet of 20-inch, 3,490 lineal feet of 16-inch, 60 lineal feet of 12-inch, and 1,835 lineal feet of 8-inch diameter potable water pipeline including all components and appurtenances, and 2,545 lineal feet of 24-inch and 830 lineal feet of 8-inch recycled water pipeline including all components and appurtenances. The Construction Manager shall be responsible for the constructability review and managing all aspects of the construction project as directed by the City. An independent consultant has been retained to provide construction phase services that include reviewing shop drawings, answering requests for information, and responding to request for Change Orders and preparing "As-Built" record drawings.

CONSULTANT-FURNISHED SERVICES**TASK 1 Construction Services**

The Consultant shall provide an experienced construction manager to perform full-time contract and construction management services and an Inspector at half-time. The duties for the construction management team will consist of the following activities:

- Preparation of written daily field reports for submittal to the City. Reports will include work performed, labor and equipment utilized, and a discussion of any work not conforming to the plans and specifications.
- Provide support to the City's Inspector for special construction including excavation, backfill, and all piping and connections to existing facilities.
- Perform photographic documentation of construction activities in digital format.
- Observe and record all major materials delivery to the site to document they are in accordance with the specifications and approved shop drawings.
- Coordinate, review and observe all equipment testing and start up.
- Coordinate with City staff in the commissioning and startup of the completed facility.
- Coordinate special inspections not required of the contractor.
- Update project red line drawings during construction and review contractor red lines during course of construction.

- Conduct weekly progress meetings or more often as needed including job progress and schedule meetings with the Contractor, the City, and others as necessary. Prepare and distribute meeting minutes via email.
- Administer and track all "Submittal", "Request for Information", "Contractor's Request for Change Order", and other related forms. Provide appropriate response and/or recommendations to and from the City. Consult with City and Design Team on all technical matters. Notify all parties of issues that impact critical path schedule. *Negotiate and recommend Change Orders on behalf of the City. Coordinate with Design Team as necessary.*
- Monitor project permit conditions and related expiration dates and inform the City and Contractor when non-compliance is observed.
- Monitor and ensure Contractor's compliance with all requirements of project design specifications and drawings.
- Monitor Contractor's schedule each week, including the previous weeks' progress and Contractor's anticipated work. Make recommendations as necessary and inform the City as necessary of schedule issues.
- Process monthly progress pay estimates including review of Contractor's work progress with the City representative, review for accuracy, and comparison with actual work completed; make appropriate recommendations to the City on payment issues.
- Provide document control including processing and filing all project correspondence, documents, and drawings including conversion of all received documents into a .pdf format. The Construction Manager is to handle all paperwork between all parties.
- Conduct and coordinate preliminary and final walk-throughs with punch lists, start-up and testing, and closeout.
- Provide any needed claim support through final resolution to mitigate existing issues, resolve all future issues at the lowest possible level, and fervently practice claims avoidance.
All soils and materials testing by others. We have not included any budget to cover this item.
- *The City's Field Engineering Inspector will coordinate with the CM team to determine if additional overtime coverage is needed for tie-in and shut-down work. If coverage is needed, the City's Field Engineering Inspector will assist with that effort.*

**CITY OF ESCONDIDO
 CEMETERY AREA WATER PIPELINE REPLACEMENT PROJECT
 CONSTRUCTION MANAGEMENT and INSPECTION SERVICES
 MANPOWER, RESOURCE LOADING, AND COSTING**

*Cemetery Area Water Pipeline Replacement Project;
 Manpower, Resource Loading, and Costing*

November 12, 2016 to February 28, 2017

	CCO Amendment									
	2016		2017							
	1	2	3	4	5					
Michael Baker International CM/IS Team	N	D	J	F	M	Hours	Rate	Total	% of Cost	Comments
<i>Greg Gomez, CM (MBI)</i>	120	160	160	160	0	600	\$147.00	\$88,200.00	66.01%	
<i>Charlie Templeton, RE, (MBI)</i>	60	80	80	40		260	\$147.00	\$38,220.00	28.60%	
<i>Subtotal</i>						860		\$126,420.00	94.61%	
<i>Other Direct Costs @ \$1800.00/Month</i>						4	\$1,800.00	\$7,200.00	5.39%	
<i>SubTotal</i>								\$133,620.00	100.00%	
<i>Total</i>								\$133,620.00	100.00%	

Note: This proposal complies with the State of California Department of Industrial Relations Prevailing Wage Requirements

CITY COUNCIL

For City Clerk's Use:

APPROVED **DENIED**

Reso No. _____ File No. _____

Ord No. _____

Agenda Item No.: 6

Date: Nov 2, 2016

TO: Honorable Mayor and Members of the City Council

FROM: Bill Martin, Director of Community Development
Russ Knowles, Fire Chief

SUBJECT: Set Hearing to Adopt the 2016 California Building, Fire, Residential, Plumbing, Electrical, Mechanical, Energy, Property Maintenance Code and Green Building Standards Codes and Local Amendments

RECOMMENDATION:

It is requested that the City Council schedule a public hearing on November 16, 2016, to introduce Ordinances Nos. 2016-09 and 2016-17, amending the City of Escondido Municipal Code to reflect the 2016 California Building, Fire, Residential, Plumbing, Electrical, Mechanical, Energy, Property Maintenance Codes and Green Building Standards Codes and proposed local amendments.

FISCAL ANALYSIS:

No anticipated impact on the general fund.

BACKGROUND:

Every three years the State of California Building Standards Commission adopts model codes as the basis for the California Building Standards Code (CBSC). The adopted codes, California Code of Regulations (CCR), Title 24, provide a common set of rules and regulations throughout the state. The CBSC is a compilation of three types of building criteria from three different origins:

- Building standards that have been adopted by state agencies without change from building standards contained in national model codes;
- Building standards that have been adopted and adapted from the national model code standards to meet California conditions; and
- Building standards, authorized by the California legislature, that constitute extensive additions not covered by the model codes that have been adopted to address particular California concerns.

The State recently modified and adopted, effective on January 1, 2017, the following:

- 2016 California Building Code (based on the 2015 International Building Code)
- 2016 California Fire Code (based on the 2015 International Fire Code)
- 2016 California Residential Code (based on the 2015 International Residential Code)
- 2016 California Plumbing Code (based on the 2015 Uniform Plumbing Code)
- 2016 California Electrical Code (based on the 2014 National Electrical Code)
- 2016 California Mechanical Code (based on the 2015 Uniform Mechanical Code)
- 2016 California Green Building Standards Code
- 2016 California Energy Code
- 2015 Property Maintenance Code

DISCUSSION:

The changes to the uniform codes are minimal and should impose no substantial changes on the City of Escondido residents or their contractors. Adoption of the codes will allow the Building Division, Fire Department and Code Enforcement Division to enforce the most recent state standards.

In 2013 the City of Escondido adopted the County Consolidated Code and the 2013 California Fire Code. Both codes were adopted to provide uniformity throughout the city and county areas. We have determined the adoption of the County Consolidated Code placed undo restrictions on the city, therefore the city will only be adopting and enforcing the California Fire Code with local amendments.

Basic changes from the 2013 California Fire Code:

- There are no substantial changes from the 2013 California Fire Code to the new 2016 California Fire Code

Local amendments to the 2016 California Fire Code:

- An existing road phasing policy for single family dwellings on existing legal parcels has been deleted.
- An existing sprinkler requirement for tenant improvements in Group R occupancies has been deleted.
- An existing section on blasting operations has been deleted.
- An existing section on mid-rise buildings has been modified to reduce the requirements. The existing height for a mid-rise building is three stories or greater. The proposed code defines mid-rise buildings at five stories or more. In addition, the existing section requires mid-rise buildings to be in compliance with all of the requirements of a high-rise building. This section has been modified to meet only some of the requirements of a high-rise building.

The adoption of the Property Maintenance Code will allow Code Enforcement staff to effectively apply standards of maintenance to all properties, existing buildings and structures that adequately protects public health, safety and welfare while not unnecessarily increasing construction cost.

The Property Maintenance Code establishes minimum maintenance standards for basic equipment, light, ventilation, heating, sanitation and fire safety of all existing structures, both residential and non-residential. Responsibility is fixed among owners, operators and occupants for code compliance. The code provides for the regulation and safe use of existing structures in the interest of the social and economic welfare of the community. The Property Maintenance Code consolidates the maintenance standards for all existing buildings into a single reference source that is readily available and easily understood by owners, operators and occupants.

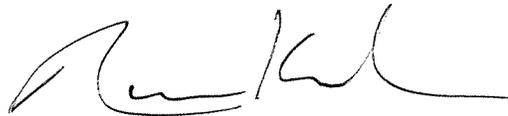
The remaining changes are administrative.

The Building Advisory and Appeals Board members were provided a copy of the proposed ordinance, findings and local amendments.

Respectfully Submitted,



Bill Martin
Director of Community Development



Russ Knowles
Fire Chief



for Tim Draper
Building Official



**Item No. 7: SOUTH CENTRE CITY AREA PLAN
WORKSHOP (PHG 15-0003) -**

- No materials available



FUTURE CITY COUNCIL AGENDA ITEMS
October 26, 2016

AGENDA ITEMS AND COUNCIL MEETING DATES ARE SUBJECT TO CHANGE. CHECK WITH THE CITY CLERK'S OFFICE AT 839-4617

November 9, 2016
No Meeting (Veterans Day)

November 16, 2016
4:30 p.m.

	PRESENTATIONS
	Epiphany Charter School
	CONSENT CALENDAR
	<p>Active Transportation Program Grant Applications – Regional Competition (E. Domingue)</p> <p><i>After receiving authorization from the City Council, staff has submitted two applications to Caltrans for Active Transportation Program Cycle 3 grants for the Juniper Elementary Safe Routes to School Project and an Escondido Creek Bicycle Path Improvement Project. Funds are awarded as part of a statewide competition or regional competition. The City Council is being asked to approve a resolution consistent with SANDAG Board Policy No. 035 to allow applications to be submitted for the regional competition.</i></p>
	<p>Proposed Rate Increase from Escondido Disposal for Solid Waste and Recycling Rates/Fees for Residential and Commercial Collection (E. Domingue)</p> <p><i>Escondido Disposal's Solid Waste and Recycling Services Rates and Fees are reviewed annually and adjusted accordingly based on a Consumer Price Index formula as required in the City's contract with Escondido Disposal.</i></p>
	<p>Procure America Municipal Billing Cost Reduction Service Agreement (J. Petrek)</p> <p><i>As part of an ongoing effort to reduce costs, Procure America will evaluate various vendors and agencies' billing rates for their services charged to the City to identify inconsistencies and errors, as well as opportunities for more favorable rates. Any savings achieved by Procure America's efforts will be evenly split with the City for a three year period.</i></p>
	<p>Third Quarter 2016 Treasurer's Report (K. Hugins)</p> <p><i>In accordance with the City's Investment Policy, the City Treasurer is required to submit an investment report to the City Council for review on a quarterly basis. The report will include the type of investment, issuer, date of maturity, par value, book value, and market value for each security held by the City.</i></p>

November 16, 2016
Continued

CONSENT CALENDAR Continued

Bid Award for Eighteen Police Interceptor Utility Vehicles
(S. Bennett)

On October 7, 2016, request for bids were emailed to eight vendors and on October 19, 2016, two bids were received and opened.

PUBLIC HEARINGS

Adoption of the 2016 Fire, California Building, Residential, Electrical, Plumbing, Mechanical, Energy, Green Building Standards and the 2015 International Property Maintenance Codes with Local Amendments
(R. Knowles and B. Martin)

The 2016 California Building Standards Code and Fire Code will become effective statewide on January 1, 2017. Local adoption of code amendments is required. The Community Development Department also is requesting adoption of the 2015 International Property Maintenance Code (with local amendments) as a new tool to enhance code enforcement services.

CURRENT BUSINESS

Future Agenda Items (D. Halverson)



City Manager's **WEEKLY UPDATE** to City Council

October 26, 2016

ECONOMIC DEVELOPMENT

- On October 27th and 28th Kit Carson Park will host a High School cross country meet with approximately 700 runners from 12 high schools in San Diego County. The first race is scheduled to begin at 3 p.m. and the last race is scheduled to end at 5 p.m. on both days.

SPECIAL EVENTS

- No special events this weekend.
- For information about other activities taking place in Escondido, please visit www.visitescondido.com

COMMUNITY DEVELOPMENT

Major Projects Update

Commercial / Office:

1. Escondido Research and Technology Center – East (ERTC) (Developer: James McCann) –
No change from the following update reported last week: This is a 72,000 square foot medical office building proposed on the east side of Citracado Parkway across from Palomar Medical Center located at 2130 Citracado Parkway. A grading permit has been issued by the Engineering Division. Building plans have been submitted for plan check. The applicant has recently requested to install a temporary paved parking lot in this area to serve the hospital. A grading plan for the temporary parking lot was approved June 13, 2016.
2. Escondido Research and Technology Center – West (ERTC) (Developer: James McCann) –
No change from the following update reported last week: This is a 144,000 sq. ft. development involving two medical office buildings proposed on the west side of Citracado Parkway across from Palomar Medical Center located at 2097 – 2175 Citracado Parkway. A grading permit has been issued by the Engineering Division. Esgil and the Planning Division have approved the building plans. A fee deferral agreement has been signed and the building permit was issued June 23, 2016. A tentative parcel map (TPM) for office condominiums was approved on July 12, 2016. A Final Parcel Map was submitted by the applicant on July 25, 2016, and is currently being reviewed by Planning and Engineering. A modified building plan to add a linear accelerator is now being reviewed by staff.
3. Centerpointe 78 Commercial (Developer: Lars Andersen, Pacific Development) –
No change from the following update reported last week: This project is a 45,650 sq. ft. supermarket and restaurant located at 925 N. Broadway. The project was approved by the City Council

City Manager's **WEEKLY UPDATE** to City Council

on December 9, 2015. Demolition of the former auto dealership has been completed down to the foundation. Grading plans have been submitted to Engineering and Planning for review. Building plans for the supermarket were submitted to the Building Division on September 14, 2016, and are being reviewed by Building and Planning staff. A boundary adjustment application to place the two buildings on separate parcels went to Planning on October 14, 2016.

4. Westfield Theater (Developer: Kim Brewer, Westfield) – *No change from the following update reported last week:* This project is a 10-auditorium movie theater totaling 57,600 sq. ft. located on the north side of the Westfield Mall. The project was approved by the City Council on November 4, 2015.
5. Felicita Development, LLC (Developer: Katherine Park, Creative Design Associates) – *No change from the following update reported last week:* This project is a 140-unit hotel, and a gas station or office/residential care facility at the southeast corner of Felicita Rd. and Gamble Lane. The applicant and staff met with the architect to discuss building elevations, 5-story height limitations and site design issues given the existing wetland constraints on the property. Additional technical analysis and coordination is needed to address traffic, biology, water and sewer service, geotechnical and storm water concerns, along with a market study for the proposed uses. The applicant met with the wild life agencies and is responding to technical studies needed to complete the application. Tribal consultations are underway.
6. Springhill Suites (Developer: Raj Patel, San Bernardino Hospitality LLC) – *No change from the following update reported last week:* This project is a 4-story, 105-suite hotel totaling 73,300 sq. ft. located at 200 La Terraza Drive. The hotel includes a small conference room and an enlarged lobby for serving continental breakfast. A revised set of grading plans has been approved since February and grading for the hotel site has now started. Building plans have been approved by Esgil, Fire, Planning and Engineering. The building permit is ready to be issued.
7. Escondido Auto Park Association (Developer: Tim Brecht, Escondido Auto Park Association) – *No change from the following update reported last week:* The association is proposing to upgrade the existing electronic message sign along I-15. An application for a new regional market sign and an amendment to the Sign Ordinance to increase the allowable display area for a regional market sign was submitted to the Planning Division on May 6, 2016. The proposed sign would be located in the same location as the existing sign at a slightly lower height (73.5 feet) with approximately the same overall dimensions. The Planning Commission recommended approval of the new regional market sign and amendment to the Sign Ordinance on July 12, 2016. The City Council approved the new regional market sign and amendment to the Sign Ordinance on August 17, 2016. The contractor is expected to submit the structural plans into plan check for a building permit this week.

City Manager's WEEKLY UPDATE to City Council

Industrial

1. StorQuest (Developer: The William Warren Group, Inc.) – *No change from the following update reported last week:* This proposed project at 220 W. Mission Avenue involves a 102,500 sq. ft., four-story self-storage facility development with three in-line shops and a small office. The Planning Commission voted to recommend approval of the proposed General Plan Amendment, Planned Development and Zone Change on August 9, 2016. The project was approved by the City Council on September 14, 2016.
2. Victory Industrial Development (Developer: Scott Merry, Badiee Development) – *No change from the following update reported last week:* This project involves two industrial buildings totaling 91,000 sq. ft. (one building 55,500 sq. ft., second building 35,500 sq. ft.) located at 2005 Harmony Grove Road and a zone change from residential to Planned Industrial consistent with the updated General Plan. The Planning Commission voted to recommend approval of the proposed General Plan Amendment, Planned Development and Zone Change on August 9, 2016. It was approved by the City Council on September 14, 2016. Building plans were submitted into plan check the following day and are now being reviewed by staff.
3. Micro-Filtration Reverse Osmosis (Developer: City of Escondido Utilities Department) – The proposed project involves a Conditional Use Permit (CUP) for the development of a new City facility to provide advanced treatment for recycled water produced at the City of Escondido's Hale Avenue Resource Recovery Facility (HARRF) for agricultural uses with the capacity for future treatment for indirect potable reuse. The facility would be sized for a total production capacity of 2.0 million gallons per day (mgd). A previous proposal for development of the facility at 2512 East Washington Avenue has now been shelved while staff pursues development of the facility on an alternative site located on the southeastern corner of Washington Avenue and Ash Street. On July 20, 2016, the City Council approved a first-phase design contract with Black and Veatch for the design effort need to bring the new site design to the Planning Commission for CUP consideration in December 2016. If the Planning Commission approves the CUP, a contract for the remaining design work will be brought forward to the City Council. Site and building design concepts are being developed now. Utilities staff discussed the proposal at a neighborhood meeting on October 12, 2016. Another neighborhood meeting has been scheduled for November 3, 2016. A 30-day public review period for the proposed Mitigated Negative Declaration will start on October 27, 2016.
4. Wastewater Collections Yard Expansion (Developer: City of Escondido Utilities Department) – *No change from the following update reported last week:* The project involves development of 1.8 acres of a larger, approximately 15.4-acre site for the construction of a new wastewater collections yard and maintenance facility for the City's Hale Avenue Resource Recovery Facility (HARRF) at 1521 S. Hale Avenue. The proposed facilities will consist of three separate pre-fabricated metal buildings 3,735 sq. ft. - 5,670 sq. ft. for collections; work bays and workshops for regular maintenance of vehicles and equipment.

City Manager's WEEKLY UPDATE to City Council

The project would require the processing of a Conditional Use Permit (CUP) and rezone. The Planning Commission held a public hearing and recommended approval on May 10, 2016. It was approved by the City Council on June 15, 2016.

5. Escondido Self-Storage Facility (Developer: Brandywine Homes, Inc.) – *No change from the following update reported last week:* A modification to a Master and Precise Development Plan for revisions to the design of a previously approved, but not yet constructed, self-storage facility with direct access to Brotherton Road near the intersection with Cranston Drive. The proposed project was submitted on May 11, 2016, and proposes approximately 77,500 SF of storage area in two buildings. The larger building is two stories over a basement with all interior loading. The smaller building is one-story with some exterior roll-up doors. The project site is also part of a five-lot Tentative Map for four residential lots and one commercial lot (Tract 900) that is concurrently being processed for an extension of time. Planning staff approved the environmental technical studies needed for the update of the previous environmental review on July 12. Architecture was approved by staff Design Review on July 14 and an addendum to the previous MND has been prepared. The project was recommended for approval by the Planning Commission on September 13, 2016, and the City Council approved the project on October 12, 2016.

Institutional

1. John Paul the Great Catholic University (Developer: Kevin Meziere, John Paul the Great Catholic University) – *No change from the following update reported last week:* A Conditional Use Permit to expand the campus and student enrollment at 155 W. Grand Avenue was approved by the Planning Commission on December 8, 2015. The proposal includes improvements to the former H. Johnson site at 131 S. Broadway for studio and classroom space, and the former bank at 200 W. Grand Avenue for administrative offices and a student resource center. The proposed expansion would also increase the student enrollment from 300 to 1,200 students over the next several years.
2. Escondido United Reformed Church (Developer: Brent Cooper) – *No change from the following update reported last week:* The project is an expansion for a phased, multi-year, master construction/development plan for a new 12,250 SF two-story sanctuary, conversion of existing buildings to a social hall, demolition of an existing social hall/classroom building (approx. 4,620 SF) and construction of approximately 5,250 SF for a nursery, multi-purpose room, classrooms for Sunday school at 1864 N. Broadway. Revised architectural plans were unanimously approved by the Planning Commission on June 14, 2016. The grading plans are now in plan check.
3. Emmanuel Faith Community Church (Developer: Jim North, EFCC) – *No change from the following update reported last week:* The project is a phased, multi-year construction and renovation program for the Emmanuel Faith campus that includes demolishing the existing children's rooms and constructing a new nursery and children's building for up to 200 children, construction of a two-story training center/youth complex, renovation of the existing

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high school/college building, conversion of the existing education center into an office and meeting room building, demolition of the existing café and construction of a new café, demolition and construction of a new maintenance building, construction of a new gathering plaza with baptismal outdoor water feature, and reconstruction and expansion of the existing worship center from 1,600 seats to 2,000 seats. The Planning Commission approved the proposed modification to the Conditional Use Permit for the campus on June 9, 2015. Grading, building and landscape plans for the first phase (45,414 square foot new children's building) were submitted on July 6, 2016, and are being reviewed by staff and Esgil.

Residential

1. Oak Creek (Developer: Jason Han, New Urban West) – *No change from the following update reported last week:* This project is a 65-unit single family development located at the southeastern corner of Felicita Road and Hamilton Lane approved by the City Council in 2015. The LAFCO Board unanimously approved the annexation on October 5, 2015, and the annexation has been recorded. No grading or improvement plans have been submitted by the developer at this time.
2. Amanda Estates (Developer: Jason Han, New Urban West) – *No change from the following update reported last week:* This project is a 22-unit single family development on Amanda Lane approved by the City Council in 2015. The LAFCO Board approved the reorganization (annexation) at their meeting on August 3, 2015, and the annexation has been recorded. No grading or improvement plans have been submitted by the developer at this time.
3. Pradera (Developer: Moses Kim, Lennar Homes) – *No change from the following update reported last week:* This project consists of a 70-unit single family development located at the northeastern corner of Ash Street and Lehner Avenue. The developer has obtained building permits for five phases involving 44 homes and those phases are under construction. Homebuyer interest in the product remains high and sales are progressing. All five final maps in the project have now recorded. Precise grading plans for all phases have now been approved.
4. Lexington (Zenner) (Developer: Eric Johnston, KB Homes) – *No change from the following update reported last week:* The project is a 40-unit, single-family development at the northeastern corner of Lehner Avenue and Vista Avenue. The three model homes on the eastern side of Ash Street are now open and sales are progressing as expected. A rough grading permit was issued for the project site on August 18, 2016 and grading is underway.
5. Stella Park Condominiums (Developer: Edward Kaen, ETP, LLC) – *No change from the following update reported last week:* This project is a 65-unit, three-story townhome Planned Development located at 2516 S. Escondido Blvd. The project includes three separate recreation areas for residents. The City Council approved the project on April 27, 2016. No grading or improvement plans have been submitted by the developer at this time.

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6. Wohlford (Developer: Jack Henthorne) – *No change from the following update reported last week:* This project is a 55-unit single family development located on Bear Valley Parkway east of Encino Drive. A Specific Alignment Plan for Bear Valley Parkway detailing the proposed roadway design is under review. The EIR consultant and staff have reviewed the applicant's technical reports and provided comments for revisions. Bi-weekly status meetings have commenced as the Draft EIR gets underway.
7. Latitude II (Developer: Peter Zak, Lyon/NCA) – *No change from the following update reported last week:* This project is a 112-unit multi-family development, located at the northeastern corner of Centre City Parkway and Washington Avenue, and approved by the City Council on August 19, 2015. A Final Subdivision Map has been submitted for review and is awaiting approval of a boundary adjustment for a property exchange with the adjacent motel owner. Grading and building plans are nearing approval.
8. Canyon Grove Estates Tract 932 (Developer: John Vance, Shea Homes) – *No change from the following update reported last week:* This project is a 179-lot single family residential development on the north side of Vista Avenue east of Conway Drive. The final architectural design and landscaping plans for the Precise Plan application were approved by the Planning Commission on June 14, 2016. A rough grading permit has been issued and grading is underway. The Final Map is scheduled to go to City Council for approval on October 19. Building plans for the construction of eight model homes were submitted on May 18, 2016 and are being reviewed by staff. Precise grading plans for the model complex and a model home permit have been approved. Final edits to the project CC&Rs are expected to be submitted soon. The applicant is coordinating the plan review for off-site street improvements on Ash Street with the County's Department of Public Works.
9. Safari Highlands Ranch (SHR) (Developer: Jeb Hall, Concordia Homes) – *No change from the following update reported last week:* This project is a 550-unit single family development located east of the Rancho San Pasqual community and north of the San Diego Safari Park. The project involves 1,100 acres including annexation and a Sphere of Influence update for a master planned community with parks, trails, recreation center, fire station and open space. Planning and Engineering extensions of staff have been funded by the applicant and retained to assist the City in processing the project. The City Council approved the consultant contract for preparing the EIR on March 23, 2016. The contract planner has been meeting with the consultant, Michael Baker International (MBI), and has started review of first draft sections of the EIR. While the EIR is generally on schedule, there have been some changes to the site plan, which will affect the EIR schedule. The changes include the elimination of the "water factory" for wastewater treatment, elimination of the public park, changes to the entry road which would now be private instead of public, and relocation of the fire station to the former public park site. These changes will require the applicant's civil engineer to make a number of revisions to the tentative map, but are not anticipated to affect the proposed development envelope or the number of proposed lots. A revised tentative map depicting the site plan changes was submitted on October 17, 2016, and is being reviewed by staff and the contract planner.



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10. High Pointe Tract 693-J (Developer: Russell Schaeffer, True Life Communities) – *No change from the following update reported last week:* This project is a custom-home development with 39 estate lots accessed from Mesa Rock Road. Staff has prepared a bond and fee letter based on the proposed grading and landscape plans, and has sent it to the applicant.
11. Del Prado (Developer: Kerry Garza, Touchstone Communities) – *No change from the following update reported last week:* This project is a 113-unit townhome-style Planned Development located at the southwestern corner of Brotherton Road and the Centre City Parkway frontage road. The project includes a recreational facility, pool, and open space areas. Staff worked through various site design and utility issues with the applicant prior to scheduling the project for a public hearing. The City Council approved the project on May 11, 2016. No grading or improvement plans have been submitted by the developer at this time.
12. 701 San Pasqual Valley Rd (Developer: Bob Stewart) – *No change from the following update reported last week:* This project is a 19-unit single family development located at 701 San Pasqual Rd/1201 E. 5th Avenue (formerly Tract 898) on 7.2 acres. The application is under review and a letter detailing additional comments and submittal requirements was forwarded to the applicant. Additional information and revised plans were submitted to the Planning Division on June 13, 2016. Planning Division has reviewed the submittal and informed the applicant that it is still incomplete.
13. Veterans Village (Developer: Veterans Village of San Diego) – *No change from the following update reported last week:* This project is a mixed-use development involving a 54-unit affordable multi-family residential apartment project for military veterans and their families. It includes on-site administration office, business center, club house and other support spaces for the residents; and a small commercial component to support training opportunities offered at the facility at 1556 S. Escondido Boulevard. Building plans have been submitted for review and comment; the grading plans and landscaping plans have been approved. A demolition permit for the historic structures on-site has been issued following completion of the required mitigation and work is expected to commence soon.
14. Escondido Gateway (Developer: Greg Waite, Integral Communities) – *No change from the following update reported last week:* This project is a mixed-use development involving 126 residential units within three, 4-5 story buildings with indoor and outdoor recreational areas and an opportunity for a small (1,000 sq. ft.) commercial/flex space on 2.6 acres (48 dwelling units/acre) located at 700 W. Grand Avenue (former Police Station) across the street from the Escondido Transit Center. Plans were submitted for the project involving a Specific Plan Amendment, Tentative Map, Planned Development and Development Agreement. The Draft Mitigated Negative Declaration has been issued and a 20-day public review period ended on July 12, 2016. Final terms and language for the Development Agreement are now being reviewed with the applicant for concurrence. On September 13, 2016, the Planning

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Commission recommended approval of the proposed development. The City Council approved the project on October 12, 2016.

Building Division:

1. The Building Division issued 82 permits for the week with a total valuation of \$280,774. Permits were for room additions, roofing, photovoltaics and miscellaneous. Nine tenant improvement permits were issued this week.
2. 31 photovoltaic permits were issued for the week. The Building Division has issued 1,061 solar permits this year compared to 1,080 issued for the same time last year.
3. Counter techs assisted, on average, 32 customers per day with 35 customers on Friday.
4. Building inspections averaged 33 inspections per day. 34 inspections were requested on Friday. There were 4 inspections held over on Friday.
5. So far this year the Building Division has processed 3,219 permits, compared to 2,985 permits last year to date. Current building valuation for all issued permits to date is \$53,330,524 compared to \$40,886,915 for last year.
6. 57 new single-family dwellings permits have been issued this year as compared with 17 issued for same time last year.
7. The construction of the formerly abandoned City Plaza three-story mixed use building at 300 S Escondido Blvd is continuing and scaffolding for the podium is being set.
8. The Solutions for Change affordable housing project at 1560 S Escondido Blvd has received foundation and masonry grout inspections.
10. The Meadowbrook three-story apartment building with underground garage at 2081 Garden Valley Glen has received inspections for the 2nd floor slab and the 3rd story walls are being framed.
11. SDG&E is completing a utilities upgrade at Greencrest Mobile Home Park at 541 W 15th and will be starting upgrades soon at Town and Country Mobile Home Park at 2280 E Valley Pkwy.
12. Escondido Disposal is receiving underground inspections for their conveyer pits associated with their large expansion and remodel.
13. In-house plan review is very busy and plans are averaging close to 30 days on the initial review and 10 to 15 days on resubmittals.

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14. Building staff continues to review the new 2016 California Building Codes to identify major changes in anticipation of the new code adoption on 1/1/2017. Staff will be attending available training on the new codes.

Code Enforcement:

1. As of October 17, 2016, the total number of open code enforcement cases is 497 cases. During the prior week, 51 new cases were opened, and 52 cases were closed, with a backlog of an additional 11 cases not yet opened for assignment and investigation.
2. There were 89 illegal signs confiscated during the weekend.
3. Last week, the Business License Division issued 58 new licenses and received 25 new applications, in addition to 186 renewals.

PUBLIC WORKS/ENGINEERING

2015/2016 Street Rehabilitation and Maintenance Project:

The contractor is concentrating his paving repair effort in the Old Escondido Historical District in preparation to the arrival of the ARAM surface contractor who has been delayed until November 8. This delay will provide the City's contractor with the needed time to successfully complete his portion of the surface restoration. The crack filling operation is continuing along West Valley Parkway between the I-15 off ramp and Centre City Parkway this week.

SoCal Water\$mart Program:

The City has received a \$54,000 grant from the SoCal Water\$mart Program to install 48 weather smart controllers for operation in 30 zones within the City's Landscape Maintenance District (LMD). The controllers will operate on a radio-cell communication system and will adjust watering to the weather for 1,020 irrigation stations. The city has also received an additional \$6,500 to purchase 2,171 rotating nozzle heads that will operate in 20 zones, further enhancing water efficiency by an estimated twenty percent.

Private development

Bear Valley Parkway between Boyle Avenue and San Pasqual Valley Road (County Project):

The contractor is beginning to remove all temporary construction erosion measures this week in preparation of the project close out.

Pradera - Lennar Communities:

The construction of the water main along Stanley Avenue is complete. The next phase of the operation is the testing of the new pipe. The construction of new water services to the existing residences is proceeding this week. The project has received occupancy for 32 units to date.

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Lexington Model Homes - KB Homes:

The importation of material to complete the pads associated with the project north of Lehner Avenue has resumed week.

City Plaza: Escondido Boulevard @ 3rd Avenue

No changes from the following update reported last week: The project has a closure of the #2 lane of north bound Escondido Boulevard between 3rd and 4th Avenue which will be in place for 8 months. On site construction of the structural concrete building has begun with the setting of forms along Escondido Boulevard.

Tract 932 - Canyon Grove Shea Homes Community:

The contractor is continuing the mass grading for the 179 housing units. The Ash Street/ Vista Avenue improvements which are in the jurisdiction of San Diego County are continuing. The construction of the protective concrete structure has been completed for the Rincon del Diablo water main along Vista Avenue. On-site activity includes the installation of the dry utilities, as well as preparing for the installation of concrete and roadway improvements associated with the 10 new model homes.

Solutions Housing Project 1560 S. Escondido Boulevard:

Two 6" diameter water line siphons were completed last week during two 17-hour night time operations. The construction of the remaining 3 water line laterals was started this week to connect to the city's existing 12" diameter water main.

Latitude II Condominiums by a Lyon Homes Partnership: Washington Avenue @ Centre City Parkway

The work for installing the new water main in Washington Avenue has begun with the excavation of the wet tap pit. The new connection to the existing water main will occur next Monday

Westminster Theological Seminary Graduate Student Housing: Boyle Avenue @ Bear Valley Parkway

The grading contractor is set to resume importing operation this week after modifications were made to the project's construction entrance and site sweeping requirements.

Future capital improvements

East Valley Pkwy/Valley Center Road Widening Project:

On 9-21-16 the City received approval on the requested Authorization to Construct for this project. The last environmental permit has been acquired. Staff received SDG&E's finalized plans to underground existing overhead cables on 9/27/16. Upon staff review, revisions to the plans require additional right-of-way. Staff has scheduled a meeting with SDG&E and other Utility agencies for November 2 to address this matter and determine timelines for Utility work once the project starts. As part of the permit requirements the existing fruit stand located at the corner Valley Parkway and Bevin Road must be removed. The City has solicited bids for the

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demolition and removal of the existing structure. The City is working closely with SDG&E to process this request, which is expected to be completed in the next two weeks.

Jim Stone Pool:

This project will remove existing plaster from both pools at this facility, repair any leaks, rusting rebar, replace existing lights with LED fixtures, bring all pool elements up to current standards, re-plaster the pool, and replace any pool equipment (pumps, filters, etc.) that are old or undersized with the correct equipment. The project consultant submitted updated 100% plans on 10/20/16. Staff is distributing them for a final review and will notify the consultant if any remaining changes are needed. Once project plans and specifications are finalized staff will work to advertise the project for bids.

PUBLIC WORKS/BUILDING MAINTENANCE:

The main entryway to the Park Avenue Community Center (facing Park Avenue) has been rebuilt and painted. New drip irrigation and landscaping has also been installed by the Operations division of Public Works.

POLICE

Incidents

- On October 21, 2016, officers were dispatched to the 600 block of W. Lincoln Ave to investigate a man sleeping in a vehicle. Upon arriving, Officers contacted an adult male who was found to be in possession of 48 grams of methamphetamine in his vehicle. Officers also located stolen property inside the vehicle. Further investigation revealed the suspect was wanted in connection with an attempt homicide in Anaheim, CA. The suspect was arrested and booked into the Vista Detention Facility.

Events

- The Escondido Police Department participated in the DEA's 12th annual National Prescription Drug Take Back Day. The event was held on October 22, 2016, from 10:00 am to 2:00 pm at the Escondido Police and Fire Headquarters building, located at 1163 N. Centre City Pkwy. Staff was on-hand to accept and properly dispose of any unwanted, unused, or expired prescription drugs. The service was free and anonymous. Escondido Police Chief Craig Carter said, "The theft and abuse of prescription drugs is a real concern in Escondido. Drug take back events are a safe, secure, and convenient way for the community to safely dispose of unwanted medications."
- On October 22, 2016, Captain Kogler participated in a "Mobile Consul" event sponsored by the Mexican Consulate and hosted by the First United Methodist Church on South Kalmia St. This event was attended by several hundred people and was a great

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opportunity to remind members of the community that the police department wants to be a resource for them regardless of their current immigration status. The police department was well received and had a significant number of positive interactions with attendees. Consul General Marcela Celorio was in attendance and expressed her appreciation to the PD for attending.



- Escondido Police Chief Craig Carter has been named “Law Enforcement Official of the Year” by the San Diego Crime Commission. The award was presented on October 14, 2016, at the Commission’s 31st annual Blue Knight Awards ceremony. He will be recognized by the City Council at the November 2 City Council meeting.

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