



# Council Meeting Agenda

**DECEMBER 7, 2016**  
**CITY COUNCIL CHAMBERS**  
**3:30 P.M. Closed Session; 4:30 P.M. Regular Session**  
**201 N. Broadway, Escondido, CA 92025**

MAYOR	<b>Sam Abed</b>
DEPUTY MAYOR	<b>Michael Morasco</b>
COUNCIL MEMBERS	<b>Olga Diaz</b> <b>Ed Gallo</b> <b>John Masson</b>
CITY MANAGER	<b>Graham Mitchell</b>
CITY CLERK	<b>Diane Halverson</b>
CITY ATTORNEY	<b>Jeffrey Epp</b>
DIRECTOR OF COMMUNITY DEVELOPMENT	<b>Bill Martin</b>
DIRECTOR OF ENGINEERING SERVICES	<b>Julie Procopio</b>

**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.



# Council Meeting Agenda

**December 7, 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
- II. CONFERENCE WITH LEGAL COUNSEL-- EXISTING LITIGATION (Government Code 54956.9(d)(1))**
- Case Name:** City of Escondido, et al. v. Matosantos, et al.  
**Case No:** 34-2013-80001467-CU-WM-GDS

## ADJOURNMENT



# Council Meeting Agenda

**December 7, 2016  
4:30 P.M. Meeting**

**Escondido City Council  
Mobilehome Rent Review Board**

## **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

## **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\) Special Meeting of November 9, 2016 B\) Regular Meeting of November 16, 2016](#)**

4. **[MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF ESCONDIDO AND THE ESCONDIDO FIREFIGHTERS' ASSOCIATION - SAFETY AND NON-SAFETY BARGAINING UNIT AND BUDGET ADJUSTMENT -](#)**

Request the City Council approve the execution of a Memorandum of Understanding between the City of Escondido and the Escondido Firefighters' Association, Safety and Non-Safety Bargaining Unit, for a one-year term commencing January 1, 2017 through December 30, 2017 and approve a budget adjustment appropriating \$38,670 to cover increased contract costs. The Fiscal Year 2016-17 General Fund Operating Budget did not allocate funds for contract increases, but it is anticipated that budgetary saving at year end will cover these increased costs.

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

RESOLUTION NO. 2016-174

5. **[APPROVAL OF MICROSOFT LICENSING ENTERPRISE AGREEMENT -](#)**

Request the City Council approve authorizing the Interim Director of Information Systems to enter into a three-year agreement with Softchoice Corp. to provide Microsoft Software Assurance via a Microsoft Licensing Enterprise Agreement.

Staff Recommendation: **Approval (Information Systems Department: Mitch Howard)**

RESOLUTION NO. 2016-175

6. **[FOURTH AMENDMENT TO THE BANKING SERVICES AGREEMENT WITH BANK OF AMERICA TO CONTINUE BANKING SERVICES FOR ONE YEAR, THROUGH DECEMBER 31, 2017 -](#)**

Request the City Council approve authorizing the Finance Director (Director of Administrative Services) and the City Clerk to execute a fourth amendment to renew a one (1) year contract with Bank of America to provide banking and merchant services to the City through December 31, 2017. With satisfactory performance and mutual agreement between the City and the Bank, the City may opt to renew for two (2) additional one-year contract extensions for a total of three (3) years.

Staff Recommendation: **Approval (Finance Department: Sheryl Bennett)**

RESOLUTION NO. 2016-177

## 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.)

7. **ADOPTION OF THE 2016 CALIFORNIA BUILDING, FIRE, RESIDENTIAL, PLUMBING, ELECTRICAL, MECHANICAL, AND ENERGY CODES, GREEN BUILDING STANDARDS CODE, AND LOCAL AMENDMENTS -**  
Approved on November 16, 2016 with a vote of 5/0
  - A) ORDINANCE NO. 2016-09 (Second Reading and Adoption)
  - B) ORDINANCE NO. 2016-17 (Second Reading and Adoption)

## PUBLIC HEARINGS

8. **SHORT-FORM RENT INCREASE APPLICATION FOR GREENCREST MOBILEHOME PARK -**  
Request the City Council consider for approval the short-form rent increase application submitted by Greencrest Mobilehome Park and if approved, grant an increase of 75 percent of the change in the Consumer Price Index, or 1.482 percent (an average of \$6.58) for the period of June 30, 2015 to June 30, 2016.  
  
Staff Recommendation: **Consider for Approval (City Manager's Office: Jay Petrek)**  
RRB RESOLUTION NO. 2016-14
9. **ANNUAL AND FIVE-YEAR REPORTS ON CAPITAL FUNDS FUNDED BY DEVELOPER FEES FOR THE FISCAL YEAR ENDING JUNE 30, 2016 AND 2% ADJUSTMENT FOR DEVELOPMENT IMPACT FEES -**  
Request the City Council approve making required findings for the annual and five-year Reports on Capital Funds Funded by Developer Fees for the Fiscal Year Ended June 30, 2016; and approve a 2% adjustment for Development Impact Fees.  
  
Staff Recommendation: **Approval (Finance Department: Sheryl Bennett and Engineering Services Department: Julie Procopio)**  
RESOLUTION NO. 2016-173

## FUTURE AGENDA

10. **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

<b>UPCOMING MEETING SCHEDULE</b>				
<b>Date</b>	<b>Day</b>	<b>Time</b>	<b>Meeting Type</b>	<b>Location</b>
December 14	Wednesday	6:00 PM	Installation Ceremony	Council Chambers
December 21	-	-	No Meeting	-
December 26	-	-	No Meeting	-
January 4	-	-	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](http://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**  
**November 9, 2016**  
**4:30 P.M. Special Meeting Minutes**  
**Escondido City Council**

**CALL TO ORDER**

The Special Meeting of the Escondido City Council was called to order at 4:30 p.m. on Wednesday, November 9, 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.

Also present: Jeffrey Epp, City Attorney

**ORAL COMMUNICATIONS**

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

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

**I. PUBLIC EMPLOYMENT (Government Code §54957)**

- **City Manager**

NO ACTION WAS ANNOUNCED

**ADJOURNMENT**

Mayor Abed adjourned the meeting at 6:05 p.m.

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
CITY CLERK

\_\_\_\_\_  
DEPUTY CITY CLERK

**CITY OF ESCONDIDO**  
**November 16, 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, November 16, 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**

**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:** 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 Agreement

Council Member Masson abstained from II.a. because a prospective purchaser of the site is a source of income.

**ADJOURNMENT**

Mayor Abed adjourned the meeting at 4:05 p.m.

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
CITY CLERK

\_\_\_\_\_  
DEPUTY CITY CLERK

**CITY OF ESCONDIDO**  
**November 16, 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, November 16, 2016 in the Council Chambers at City Hall with Mayor Abed presiding.

**MOMENT OF REFLECTION:**

Richard Huls led the Moment of Reflection.

**FLAG SALUTE**

Marco Cano of Epiphany Charter School led the Flag Salute.

**PRESENTATIONS:**

Epiphany Charter School Presentation

**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; Julie Procopio, Director of Engineering Services; Diane Halverson, City Clerk; and Jennifer Klein, Deputy City Clerk.

**ORAL COMMUNICATIONS**

**Michael O'Connor, Valley Center**, stated he does not support development in Valley Center.

**Jerry Swadley, Escondido**, stated he does not support the proposed New Urban West development and requested the City Council participate in the development of the Escondido Country Club.

**Jerry Van Leeuwen, Executive Director at the California Center for the Arts, Escondido**, provided information regarding Double Your Impact campaign to solicit contributions from the community.

## CONSENT CALENDAR

Mayor Abed removed item 8 for discussion, Deputy Mayor Morasco removed item 4 and item 12 from the Consent Calendar for discussion, and Councilmember Masson removed item 5 for discussion.

**MOTION:** Moved by Councilmember Diaz and seconded by Deputy Mayor Morasco to approve the following Consent Calendar items with the exception of item 4, item 5, item 8, and item 12. 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: A) Regular Meeting of October 26, 2016 B) Regular Meeting of November 2, 2016**
4. **TREASURER'S INVESTMENT REPORT FOR THE QUARTER ENDED SEPTEMBER 30, 2016 -**  
Request the City Council receive and file the Quarterly Investment Report. (File No. 0490-55)

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

Deputy Mayor Morasco commented regarding City Treasurer Kenneth C. Hugins' final City Council meeting.

**MOTION:** Moved by Councilmember Masson and seconded by Deputy Mayor Morasco to received and file the Quarterly Investment Report. Motion carried unanimously.

5. **FINAL MAP FOR ESCONDIDO TRACT SUB 14-0002, LOCATED AT 615 LEHNER AVENUE -**  
Request the City Council approve the Final Map for Tract SUB 14-0002, 40-lot Residential Subdivision located at 615 Lehner Avenue. (File No. 0800-10)

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

Councilmember Masson abstained.

**MOTION:** Moved by Deputy Mayor Morasco and seconded by Councilmember Diaz to approve the Final Map for Tract SUB 14-0002, 40-lot Residential Subdivision located at 615 Lehner Avenue. Ayes: Diaz, Gallo, Morasco, and Abed. Noes: None. Abstained: Masson. Motion carried.

6. **HOUSING RELATED PARKS GRANT BUDGET ADJUSTMENT -**  
Request the City Council approve budget adjustments totaling \$13,000 for playground rehabilitation projects, in conjunction with the award of Program year 2014 Housing Related Parks Program funds from the Department of Housing and Community Development. (File No. 0430-80)

Staff Recommendation: **Approval (Public Works Department: Ed Domingue and Community Services Department: Loretta McKinney)**

7. **FISCAL YEAR 2016-2017 SOCAL WATER\$MART REBATE AND LANDSCAPE MAINTENANCE DISTRICT BUDGET ADJUSTMENT -**  
Request the City Council approve authorizing the Engineering Department to accept the SoCal Water\$mart Rebate in the amount of \$68,975.02 and approve a budget adjustment for the Landscape Maintenance District for \$116,475. (File No. 0430-80)

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

**8. BUDGET ADJUSTMENT - TRASH ENCLOSURES SECURITY UPGRADE -**

Request the City Council approve the budget adjustment of \$120,000 for the security upgrades to six dumpster enclosures, located in the public parking lots of the downtown area. (File No. 0430-80)

Staff Recommendation: **Approval (Public Works Department: Ed Domingue and Police Department: Craig Carter)**

Mayor Abed questioned why the City is paying for the trash enclosures.

Ed Domingue, Director of Public Works, explained the arrangements between the City and private businesses regarding the trash enclosures.

**MOTION:** Moved by Mayor Abed and seconded by Councilmember Gallo to approve the budget adjustment of \$120,000 for the security upgrades to six dumpster enclosures, located in the public parking lots of the downtown area. Motion carried unanimously.

**9. ACTIVE TRANSPORTATION PROGRAM GRANT APPLICATIONS - REGIONAL COMPETITION**

Request the City Council approve authorizing the Public Works Director or his designee to participate in a SANDAG TransNet/Active Transportation Program (ATP) funding exchange as part of the Regional Competition of the Statewide ATP, if grant funds are recommended on a regional basis. (File No. 0480-70)

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

A) RESOLUTION NO. 2016-171 B) RESOLUTION NO. 2016-172

**10. AUTHORIZE A MUNICIPAL BILLING COST REDUCTION SERVICE CONTRACT -**

Request the City Council approve authorizing the Mayor and the City Clerk to execute a three-year Service Contract (Consulting Agreement) with Procure America to analyze existing billing rates charged to the City for copier, printer, and telecom services for potential renegotiation at more favorable rates. (File No. 0600-10 [A-3203])

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

RESOLUTION NO. 2016-153

**11. PROPOSED RATE INCREASE FROM ESCONDIDO DISPOSAL FOR ANNUAL CONSUMER PRICE INDEX INCREASE TO SOLID WASTE AND RECYCLING RATES AND FEES FOR RESIDENTIAL AND COMMERCIAL COLLECTIONS -**

Request the City Council approve the proposed rate increase from Escondido Disposal (EDI) for Residential and Commercial Solid Waste and Recycling Services. Effective January 1, 2017, a 1.9757 percent increase would apply to all residential and commercial collection services. (File No. 0600-10 [A-2340])

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

RESOLUTION NO. 2016-154

**12. ESTABLISH ENGINEERING AND TRAFFIC SURVEYS (SPEED ZONES) AT SEVEN LOCATIONS CITYWIDE -**

Request the City Council approve establishing Engineering and Traffic Surveys (speed zones) at seven (7) locations Citywide. (File No. 1050-50)

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

RESOLUTION NO. 2016-165

Deputy Mayor Morasco questioned the reason for the 40 MPH speed limit on Leslie Lane.

Homi Namdari, Assistant City Engineer, explained the justification for adjusting speed limits.

**MOTION:** Moved by Councilmember Diaz and seconded by Deputy Mayor Morasco to approve establishing Engineering and Traffic Surveys (speed zones) at seven (7) locations Citywide. Ayes: Diaz, Gallo, Morasco, Abed. Noes: Masson. Motion carried.

**13. APPROVAL OF CALPERS INDUSTRIAL DISABILITY RETIREMENT FOR POLICE SERGEANT DIANA PROVOST -**

Request the City Council approve the California Public Employees' Retirement System (CalPERS) Industrial Disability Retirement for Police Sergeant Diana Provost. (File No. 0170-57)

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

RESOLUTION NO. 2016-166

**14. AWARD BID FOR THE PURCHASE OF EIGHTEEN POLICE VEHICLES -**

Request the City Council approve awarding the bid award for the purchase of eighteen 2017 Police Interceptor Utility Vehicles to North County Ford in the amount of \$514,914.66. The bid amount includes sales tax, documentation, and California State Tire Recycling fees. This purchase is necessary to replace eleven marked patrol units, two K9 units, four volunteer patrol units, and one fire prevention vehicle. The existing vehicles have been in service between seven and fourteen years, and are being replaced due to exceeding their standard service life expectancy, excessive mileage, and rundown condition. (File No. 0470-35)

Staff Recommendation: **Approval (Finance Department: Sheryl Bennett)**

RESOLUTION NO. 2016-168

**15. FISCAL YEAR 2016-17 STATE OF CALIFORNIA CITIZENS' OPTIONS FOR PUBLIC SAFETY (COPS) PROGRAM GRANT AND BUDGET ADJUSTMENT -**

Request the City Council approve authorizing the Escondido Police Department to accept a Fiscal Year 2016-17 Citizens' Options for Public Safety (COPS) Program Grant in the amount of \$232,178; approve grant expenditures consistent with guidelines in AB 1913; authorize the Chief of Police or his designee to execute grant documents on behalf of the City; and approve the adjustments needed to spend grant funds. (File No. 0480-70)

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

**16. FISCAL YEAR 2016-17 U.S. BULLETPROOF VEST PARTNERSHIP PROGRAM AND BUDGET ADJUSTMENTS -**

Request the City Council approve authorizing the Escondido Police Department to accept a Fiscal Year 2016-17 Bulletproof Vest Partnership Program Grant in the amount of \$20.17; 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)**

**17. ADOPTION OF CHANGES TO THE CITY OF ESCONDIDO FEE INVENTORY - ALARM BILLING AND REGISTRATION -**

Request the City Council approve the proposed changes to the City of Escondido Fee Inventory for Registration and False Alarm Billing Fees. (File No. 0480-45)

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

RESOLUTION NO. 2016-169

**18. A FIRST AMENDMENT TO THE POWER PURCHASE AGREEMENT WITH ESCONDIDO BIOENERGY FACILITY AT THE HALE AVENUE RESOURCE RECOVERY FACILITY -**

Request the City Council approve authorizing a First Amendment to the Power Purchase Agreement with Escondido Bioenergy Facility, LLC. (File No. 0600-10 [A3158])

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

RESOLUTION NO. 2016-170

**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**

**19. ADOPTION OF THE 2016 CALIFORNIA BUILDING, FIRE, RESIDENTIAL, PLUMBING, ELECTRICAL, MECHANICAL, AND ENERGY CODES, GREEN BUILDING STANDARDS CODE, AND LOCAL AMENDMENTS -**

Request the City Council approve amending the City of Escondido Municipal Code to reflect the 2016 California Building, Fire, Residential, Plumbing, Electrical, Mechanical, and Energy Codes, Green Building Standards Code, and proposed local amendments. (File No. 0680-50)

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

A) ORDINANCE NO. 2016-09 (First Reading and Introduction)

B) ORDINANCE NO. 2016-17 (First Reading and Introduction)

Tim Draper, Building Official, and Russ Knowles, Fire Chief, 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 Deputy Mayor Morasco and seconded by Councilmember Gallo to adopt the 2016 California building, fire, residential, plumbing, electrical, mechanical, and energy codes, green building standards code, and local amendments. Motion carried unanimously.

## **FUTURE AGENDA**

### **20. FUTURE AGENDA -**

The purpose of this item is to identify issues presently known to staff or which members of the 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 Masson reported on the League of California Cities local meeting; he noted new laws recently approved in California and shared 2017 League of California Cities strategic goals

Councilmember Gallo commented on inadequate affordable housing.

Mayor Abed commented on the LAFCO meeting regarding the increased sphere of influence in the Cemetery District; reported on SANDAG's regional planning committee's discussion regarding landfills and alternative energy issues.

## **CITY MANAGER'S UPDATE/BRIEFING**

The most current information from the City Manager regarding Economic Development, Capital Improvement Projects, Public Safety and Community Development.

- **CITY MANAGER'S UPDATE -**

## **ORAL COMMUNICATIONS**

## **ADJOURNMENT**

Mayor Abed adjourned the meeting at 5:31 p.m.

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
CITY CLERK

\_\_\_\_\_  
DEPUTY CITY CLERK

**CITY COUNCIL**

For City Clerk's Use:

**APPROVED**       **DENIED**

Reso No. \_\_\_\_\_ File No. \_\_\_\_\_

Ord No. \_\_\_\_\_

**Agenda Item No.: 4**

**Date: December 7, 2016**

**TO:** Honorable Mayor and Members of the City Council  
**FROM:** Sheryl Bennett, Director of Administrative Services  
**SUBJECT:** Memorandum of Understanding between the City of Escondido and the Escondido Firefighters' Association – Safety and Non-Safety Bargaining Unit

RECOMMENDATION:

It is requested that the City Council adopt Resolution No. 2016-174, approving the execution of a Memorandum of Understanding between the City of Escondido and the Escondido Firefighters' Association, Safety and Non-Safety Bargaining Unit, for a one-year term commencing January 1, 2017 through December 30, 2017.

It is also requested that the City Council approve a budget adjustment appropriating \$38,670 to cover increased contract costs. The Fiscal Year 2016-17 General Fund Operating Budget did not allocate funds for contract increases, but it is anticipated that budgetary saving at year end will cover these increased costs.

FISCAL ANALYSIS:

Cost to the General Fund for this one-year contract:

FY 2016-17	\$38,670
FY 2017-18	\$38,670

Total contract cost: \$77,340

PREVIOUS ACTION:

On December 4, 2013, the City Council voted to adopt a Memorandum of Understanding between the Escondido Firefighters' Association, Safety and Non-Safety Bargaining Unit, and the City of Escondido, for a three-year term that expires on December 30, 2016.

BACKGROUND:

City staff has met with the Escondido Firefighters' Association, Safety and Non-Safety Bargaining Unit, regarding terms and conditions of employment that expire on December 30, 2016. The attached Resolution No. 2016-174 outlines changes to working conditions and compensation that the Bargaining Unit has agreed to during this negotiation process. Members of the Escondido Firefighters' Association, Safety and Non-Safety Bargaining Unit voted in support of the agreement on November 30, 2016.

Successor Memorandum of Understanding  
Escondido Firefighters' Association  
Page 2

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Sheryl Bennett', written over the printed name.

Sheryl Bennett  
Director of Administrative Services



RESOLUTION NO. 2016-174

A RESOLUTION OF THE CITY COUNCIL OF  
THE CITY OF ESCONDIDO, CALIFORNIA,  
AUTHORIZING THE EXECUTION OF  
MEMORANDUM OF UNDERSTANDING WITH  
THE ESCONDIDO FIREFIGHTERS'  
ASSOCIATION – SAFETY AND NON-SAFETY  
PERSONNEL

JANUARY 1, 2017 – DECEMBER 31, 2017

WHEREAS, negotiating teams from the City of Escondido and the Escondido Firefighters' Association have been duly appointed and have been conducting meet-and-confer sessions with respect to matters affecting both parties; and

WHEREAS, a successor Memorandum of Understanding ("MOU") by the City of Escondido ("City") and the Escondido Firefighters' Association ("Association") is necessary as a result of meeting and conferring in good faith concerning wages, hours, and other terms and conditions of employment; and

WHEREAS, it is the intent of the underlying MOU to provide for continuation of the harmonious relationship between the City and the Association; and

WHEREAS, this City Council desires at this time and deems it to be in the best public interest to approve the execution of a MOU and certain other modifications.

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. The City's negotiating team is authorized to execute, on behalf of the City, the MOU with a term from January 1, 2017 through December 31, 2017, to include the terms as set forth in Exhibit "A" attached to this resolution and incorporated by this reference.

**City of Escondido**  
**Escondido Firefighters' Association – Safety and Non-Safety Personnel**  
**Memorandum of Understanding**  
**January 1, 2017 – December 31, 2017**

1. **Term:** January 1, 2017 – December 31, 2017. None of the terms are retroactive. All changes take effect upon the agreed effective date after City Council adoption of the Memorandum of Understanding (MOU).

2. **Article IX, Wages and Classifications, Section 2:**

A. Effective the pay period closest to and including January 1, 2017, the salary range for Fire Safety and Non-Safety classifications shall be increased by 0.50%.

3. **Article IX, Wages and Classifications, Section 7, Mentor/Preceptor Pay:**

Increase of mentor pay for Non-Safety Paramedic trainees, from \$300 to \$500 as follows:

"Mentor or Preceptor Pay" for Firefighter/Paramedic trainee is One Thousand dollars (\$1,000.00), and **Five Hundred dollars (\$500.00)** for each Non-Safety Paramedic trainee.

4. **Article X, Hours and Overtime, Section 4A, Cellular Phone Callback Program:**

Increase Cellular Phone Callback Program pay from \$20 per shift, to \$100 per shift, as follows:

The Cellular Phone Callback Program establishes a procedure for recalling off-duty Safety Personnel back to quarters. When directed by the Fire Chief to implement the procedure, Association members participating in the Callback Program will be compensated **one hundred dollars (\$100.00)** per shift. Any callback to duty will result in time and one-half overtime compensation. **Association members responding as participants in this callback procedure will be eligible for two (2) hour minimum callback if called to duty.**

5. **Article XXVII, Tuition Reimbursement**

Reinstatement of the Tuition Reimbursement Program with the following supplemental language:

**A maximum of \$15,000 will be allotted annually for the use of tuition reimbursement for all FFA members (safety and non-safety employees), as outlined within this Article. For the term of the 2017 MOU only, FFA members will be allowed an opportunity to exceed the \$1,500 fiscal year cap per employee, to a maximum of \$3,000 per fiscal year. The opportunity to exceed the original cap of \$1,500 can only occur from July 1, 2017 through December 30, 2017.**

6. **Other MOU Provisions:**

All other provisions, including any cleanup language which has been mutually agreed upon by both the City and the FFA in the January 1, 2014 – December 30, 2016 MOU, remain in effect and in addition to the revised language as set forth in this Exhibit.

**CITY COUNCIL**

For City Clerk's Use:

**APPROVED**       **DENIED**

Reso No. \_\_\_\_\_ File No. \_\_\_\_\_

Ord No. \_\_\_\_\_

**Agenda Item No.: 5**  
**Date: December 7, 2016**

**TO:** Honorable Mayor and Members of the City Council  
**FROM:** Mitch Howard, Interim Director of Information Systems  
**SUBJECT:** Approval of Microsoft Licensing Enterprise Agreement

RECOMMENDATION:

It is requested that the City Council adopt Resolution No. 2016-175, authorizing the Interim Director of Information Systems to enter into a three-year agreement with Softchoice Corp. to provide Microsoft Software Assurance via a Microsoft Licensing Enterprise Agreement.

FISCAL ANALYSIS:

Funding for the first year's payment of \$244,262.66 is available in Information System's operating budget. The funding for the remaining two payments of \$244,262.66 will be included in Information System's operating budget for Software.

PREVIOUS ACTION:

- December 4, 2013, the City Council approved a three-year agreement with CompuCom Systems Inc.
- December 8, 2010, the City Council approved a three-year agreement with Dell Inc.
- January 9, 2008, the City Council approved a three-year agreement with Dell Inc.
- December 15, 2004, the City Council approved a three-year agreement with Softchoice Corp.
- November 14, 2001, the City Council approved a three-year agreement with ASAP Software Express.

BACKGROUND:

The City uses Microsoft operating systems, desktop applications, and server software as part of the City network. To support this software, we maintain Microsoft Software Assurance (SA). This software assurance provides software support and upgrades to the latest Microsoft application levels.

Microsoft provides the software assurance via their Microsoft Licensing Enterprise Agreement (EA). The pricing levels are set by Microsoft based on the number of desktops used by an organization. The City currently maintains software assurance on software and operations systems for 1,175

desktops. This puts the City within Microsoft's Volume Level A pricing for organizations with 250 to 2,399 Desktops.

The County of Riverside put out a Request for Proposal (RFP) for the acquisition of Microsoft software enterprise licensing and maintenance. The RFP resulted in Riverside County Enterprise Agreement number 01E73134. This agreement provides local agencies the ability to participate in cooperative purchasing for Microsoft Licensing. By participating in the agreement, the City moves from Level A pricing to Level D pricing, providing the City with additional savings. Based on Level D pricing, the City received the following three competitive quotes from qualified Microsoft resellers:

Softchoice Corp.	\$732,787.98 contract total
SoftwareOne	\$737,412.39 contract total
PCM-G	\$744,838.91 contract total

Softchoice Corp.'s quote was selected as the lowest quote. The City's Microsoft Licensing cost, based on cooperative purchasing and multiple quotes, is \$244,262.66 per year for three years. The agreement with Softchoice Corp. will begin January 1, 2017.

Respectfully submitted,



Mitch Howard  
Interim Director of Information Systems

RESOLUTION NO. 2016-175

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ESCONDIDO, CALIFORNIA, AUTHORIZING THE INTERIM DIRECTOR OF INFORMATION SYSTEMS TO EXECUTE, ON BEHALF OF THE CITY, A MICROSOFT LICENSING ENTERPRISE AGREEMENT WITH SOFTCHOICE CORP. TO PROVIDE MICROSOFT SOFTWARE ASSURANCE

WHEREAS, the City of Escondido has received a proposal for Softchoice Corp. to provide Microsoft Software Assurance via a Microsoft Licensing Enterprise Agreement. A copy of the proposal for Softchoice Corp. is attached as Exhibit "A" to this resolution and is incorporated by this reference; and

WHEREAS, Softchoice Corp. is authorized to sell the Microsoft Software Assurance based on cooperative pricing under the Country of Riverside Enterprise Agreement; and

WHEREAS, the Interim Director of Information Systems recommends approval of this Microsoft Licensing Enterprise Agreement; and

WHEREAS, the City Council determines it is in the best public interest to approve the Microsoft Licensing Enterprise Agreement with Softchoice Corp. for Microsoft Software Assurance;

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 Interim Director of Information Systems.

3. The the Interim Director of Information Systems is authorized to execute, on behalf of the City, a Microsoft Licensing Enterprise Agreement ("Agreement") with Softchoice Corp. to provide Microsoft Software. A copy of the Agreement is attached as Exhibit "B" and is incorporated by this reference.



Softchoice Corporation  
4180 La Jolla Village Dr, Suite 200  
La Jolla, CA, 92037-1471

Sales/Order desk  
Phone: (800) 268-7638 Fax: (800) 268-7639

Quote	7942820
Date	07-Nov-2016
Reference	4970133

**QUOTE**

Ship To: 345833

CITY OF ESCONDIDO  
201 N BROADWAY  
ESCONDIDO, CA 92025

Attn: ROGER HICKS

Bill To: 345833

CITY OF ESCONDIDO  
201 N BROADWAY  
ESCONDIDO, CA 92025

Attn:

Resolution No. 2016-175  
EXHIBIT A  
Page 1 of 2

All currency in this quote is in US dollars.

<b>Quote Prepared For</b>	Roger Hicks City Of Escondido Phone: (760) 839-4026 Fax:
<b>Quote Sent By</b>	Maureen Eggeman Maureen.Eggeman@softchoice.com Phone: (312) 655-9002 x323202 Fax: (800) 268-7639

Item #	Mfg Sku #	Description	Qty	Unit Price	Extended Price
QU8153	W06-01072 3YCSDA1A	MS ENTERPRISE AGREEMENT SLG - CORE CALCLIENT ACCESS SA RENEWAL PLATFORM USER CAL ALL LANGUAGES E-CERTIFICATE MS EA-LVL D 3YR	1133	\$38.51	\$43,631.83
FG4079	269-12442 3YCSDA1A	MS ENTERPRISE AGREEMENT SLG - OFFICEPROPLUS ALNG SA MVL PLTRFM ALL LANGUAGES E-CERTIFICATE MS EA-ADD D 3YR	1175	\$78.11	\$91,779.25
UC4782	KV3-00353 3YCSDA1A	MS ENTERPRISE AGREEMENT SLG - WINENT ALNG SA MVL PLTRFM LISTED LANGUAGES E-CERTIFICATE MS EA-ADD D 3YR	1175	\$34.48	\$40,514.00
QC7191	PGI-00270 3YCSDA1A	MS ENTERPRISE AGREEMENT SLG - EXCHANGE ENTERPRISE CAL USER CAL WSRVCS SA RENEWAL 3YR ALL LANGUAGES E-CERTIFICATE MS EA-ADD D 3YR	1130	\$20.07	\$22,679.10
W72289	395-02504 3YCSDA1A	MS ENTERPRISE AGREEMENT SLG - EXCHANGE SVR ENT SA YR1 ALL LANGUAGES E-CERTIFICATE MS EA-ADD D 3YR	2	\$594.65	\$1,189.30
FG4091	312-02257 3YCSDA1A	MS ENTERPRISE AGREEMENT SLG - EXCHGSVRSTD ALNG SA MVL ALL LANGUAGES E-CERTIFICATE MS EA-ADD D 3YR	1	\$103.85	\$103.85
FG4086	076-01912 3YCSDA1A	MS ENTERPRISE AGREEMENT SLG - PRJCT ALNG SA MVL ALL LANGUAGES E-CERTIFICATE MS EA-ADD D 3YR	1	\$95.89	\$95.89
W72271	359-00792 3YCSDA1A	MS ENTERPRISE AGREEMENT SLG - SQL CAL SA DEVICE CAL YR1 ALL LANGUAGES E-CERTIFICATE MS EA-ADD D 3YR	9	\$30.65	\$275.85
FG4095	228-04433 3YCSDA1A	MS ENTERPRISE AGREEMENT SLG - SQLSVRSTD ALNG SA MVL ALL LANGUAGES E-CERTIFICATE MS EA-ADD D 3YR	3	\$131.68	\$395.04
MX0993	7NQ-00292 3YCSDA1A	MS ENTERPRISE AGREEMENT SLG - SQL SERVER STANDARD CORE 2CORELIC SA RENEWAL ALL LANG E-CERTIFICATE MS EA-ADD D 3YR	7	\$526.37	\$3,684.59
UQ6746	9EP-00208 3YCSDA1A	MS ENTERPRISE AGREEMENT SLG - SYSCTRDATACTRCORE ALNG SA MVL 2LIC CORELIC ALL LANGUAGES E-DOWNLOAD MS EA-ADD D 3YR	116	\$44.07	\$5,112.12
UQ7045	9EN-00198 3YCSDA1A	MS ENTERPRISE AGREEMENT SLG - SYSCTRSTDCORE ALNG SA MVL 2LIC CORELIC ALL LANGUAGES E-DOWNLOAD MS EA-ADD D 3YR	88	\$16.15	\$1,421.20
BM0804	D87-01159 3YCSDA1A	MS ENTERPRISE AGREEMENT SLG - VISIO PRO WIN32 SA YR1 ALL LANGUAGES E-CERTIFICATE MS EA-ADD D 3YR	5	\$82.03	\$410.15
FU8653	77D-00111 3YCSDA1A	MS ENTERPRISE AGREEMENT SLG - VSTUDIO PROFESSIONAL W/MSDN SAL ALL LANGUAGES E-CERTIFICATE MS EA-ADD D 3YR	2	\$275.68	\$551.36
EC6455	6VC-01254 3YCSDA1A	MS ENTERPRISE AGREEMENT SLG - WINRMTDSKTP SRVCSCAL SA MVL USER CAL ALL LANGUAGES E-CERTIFICATE MS EA-ADD D 3YR	266	\$19.31	\$5,136.46
UQ6741	9EA-00278 3YCSDA1A	MS ENTERPRISE AGREEMENT SLG - WINSVRDCCORE ALNG SA MVL 2LIC CORELIC ALL LANGUAGES E-DOWNLOAD MS EA-ADD D 3YR	192	\$113.02	\$21,699.84
UQ6742	9EM-00270 3YCSDA1A	MS ENTERPRISE AGREEMENT SLG - WINSVRSTDCORE ALNG SA MVL 2LIC CORELIC ALL LANGUAGES E-DOWNLOAD MS EA-ADD D 3YR	340	\$16.15	\$5,491.00
MEMO		SA Renewal			



**Softchoice Corporation**  
 4180 La Jolla Village Dr, Suite 200  
 La Jolla, CA, 92037-1471

**Sales/Order desk**  
 Phone: (800) 268-7638 Fax: (800) 268-7639

<b>Quote</b>	<b>7942820</b>
<b>Date</b>	07-Nov-2016
<b>Reference</b>	4970133

**QUOTE**

Item #	Mfg Sku #	Description	Qty	Unit Price	Extended Price
GH9786	PGI-00268 3YCSDA1A	MS ENTERPRISE AGREEMENT SLG - EXCHGENTCAL ALNG LICSPK MVL USRCAL WSRVCS LISTED LANGUAGES E-CERTIFICATE MS EA-ADD D 3YR	3	\$30.61	\$91.83
MEMO		L&SA			
MEMO		All Annualized			

**SUB TOTAL \$244,262.66**  
 DELIVERY: Economy NO CHARGE

All currency in this quote is in US dollars.

**TOTAL \$244,262.66**

**Lease and Financing payment options are available, please call for special pricing\***

All currency in this quote is in US dollars.

\*Please note that the estimated monthly payment shown above is an option based on a 36 month term with a USD\$1.00 buyout at the end of the term. Fair market value buyout and monthly payments may vary depending on your creditworthiness as determined by Softchoice, in its sole discretion. 1 and 2 year Service Agreements, Subscriptions, License and Support contracts are not eligible for 36 month payment plans; 12 or 24 month payment options are available upon request. Shipping and applicable taxes not included in above estimate. Payment options in the United States of America are in US dollars and not billable in other currencies.

Pricing, availability and special offers are subject to change at any time.  
 Softchoice Corporation is legally obligated to collect fees levied under the Electronic Waste Recycling Fee Program (California State Board of Equalization) associated with the transaction(s) listed on this document

Resolution No. 2016-175  
 EXHIBIT A  
 Page 1 of 2



## Volume Licensing

### Enterprise Enrollment

### State and Local

Enterprise Enrollment number <i>(Microsoft to complete)</i>	47025345	Framework ID <i>(if applicable)</i>	
Previous Enrollment number <i>(Reseller to complete)</i>	8524797		

**This Enrollment must be attached to a signature form to be valid.**

This Microsoft Enterprise Enrollment is entered into between the entities as identified in the signature form as of the effective date. Enrolled Affiliate represents and warrants it is the same Customer, or an Affiliate of the Customer, that entered into the Enterprise Agreement identified on the program signature form.

This Enrollment consists of: (1) these terms and conditions, (2) the terms of the Enterprise Agreement identified on the signature form, (3) the Product Selection Form, (4) the Product Terms, (5) the Online Services Terms, (6) any Supplemental Contact Information Form, Previous Agreement/Enrollment form, and other forms that may be required, and (7) any order submitted under this Enrollment. This Enrollment may only be entered into under a 2011 or later Enterprise Agreement. By entering into this Enrollment, Enrolled Affiliate agrees to be bound by the terms and conditions of the Enterprise Agreement.

All terms used but not defined are located at <http://www.microsoft.com/licensing/contracts>. In the event of any conflict the terms of this Agreement control.

**Effective date.** If Enrolled Affiliate is renewing Software Assurance or Subscription Licenses from one or more previous Enrollments or agreements, then the effective date will be the day after the first prior Enrollment or agreement expires or terminates. If this Enrollment is renewed, the effective date of the renewal term will be the day after the Expiration Date of the initial term. Otherwise, the effective date will be the date this Enrollment is accepted by Microsoft. Any reference to "anniversary date" refers to the anniversary of the effective date of the applicable initial or renewal term for each year this Enrollment is in effect.

**Term.** The initial term of this Enrollment will expire on the last day of the month, 36 full calendar months from the effective date of the initial term. The renewal term will expire 36 full calendar months after the effective date of the renewal term.

## Terms and Conditions

### 1. Definitions.

Terms used but not defined in this Enrollment will have the definition in the Enterprise Agreement. The following definitions are used in this Enrollment:

"Additional Product" means any Product identified as such in the Product Terms and chosen by Enrolled Affiliate under this Enrollment.

"Community" means the community consisting of one or more of the following: (1) a Government, (2) an Enrolled Affiliate using eligible Government Community Cloud Services to provide solutions to a Government or a qualified member of the Community, or (3) a Customer with Customer Data that is subject to Government regulations for which Customer determines and Microsoft agrees that the use of Government Community Cloud Services is appropriate to meet Customer's regulatory requirements.

Membership in the Community is ultimately at Microsoft's discretion, which may vary by Government Community Cloud Service.

"Enterprise Online Service" means any Online Service designated as an Enterprise Online Service in the Product Terms and chosen by Enrolled Affiliate under this Enrollment. Enterprise Online Services are treated as Online Services, except as noted.

"Enterprise Product" means any Desktop Platform Product that Microsoft designates as an Enterprise Product in the Product Terms and chosen by Enrolled Affiliate under this Enrollment. Enterprise Products must be licensed for all Qualified Devices and Qualified Users on an Enterprise-wide basis under this program.

"Expiration Date" means the date upon which the Enrollment expires.

"Federal Agency" means a bureau, office, agency, department or other entity of the United States Government.

"Government" means a Federal Agency, State/Local Entity, or Tribal Entity acting in its governmental capacity.

"Government Community Cloud Services" means Microsoft Online Services that are provisioned in Microsoft's multi-tenant data centers for exclusive use by or for the Community and offered in accordance with the National Institute of Standards and Technology (NIST) Special Publication 800-145. Microsoft Online Services that are Government Community Cloud Services are designated as such in the Use Rights and Product Terms.

"Industry Device" (also known as line of business device) means any device that: (1) is not useable in its deployed configuration as a general purpose personal computing device (such as a personal computer), a multi-function server, or a commercially viable substitute for one of these systems; and (2) only employs an industry or task-specific software program (e.g. a computer-aided design program used by an architect or a point of sale program) ("Industry Program"). The device may include features and functions derived from Microsoft software or third-party software. If the device performs desktop functions (such as email, word processing, spreadsheets, database, network or Internet browsing, or scheduling, or personal finance), then the desktop functions: (1) may only be used for the purpose of supporting the Industry Program functionality; and (2) must be technically integrated with the Industry Program or employ technically enforced policies or architecture to operate only when used with the Industry Program functionality.

"Managed Device" means any device on which any Affiliate in the Enterprise directly or indirectly controls one or more operating system environments. Examples of Managed Devices can be found in the Product Terms.

"Qualified Device" means any device that is used by or for the benefit of Enrolled Affiliate's Enterprise and is: (1) a personal desktop computer, portable computer, workstation, or similar device capable of running Windows Pro locally (in a physical or virtual operating system environment), or (2) a device used to access a virtual desktop infrastructure ("VDI"). Qualified Devices do not include any device that is: (1) designated as a server and not used as a personal computer, (2) an Industry Device, or (3) not a Managed Device. At its option, the Enrolled Affiliate may designate any device excluded above (e.g., Industry Device) that is used by or for the benefit of the Enrolled Affiliate's Enterprise as a Qualified Device for all or a subset of Enterprise Products or Online Services the Enrolled Affiliate has selected.

"Qualified User" means a person (e.g., employee, consultant, contingent staff) who: (1) is a user of a Qualified Device, or (2) accesses any server software requiring an Enterprise Product Client Access License or any Enterprise Online Service. It does not include a person who accesses server software or an Online Service solely under a License identified in the Qualified User exemptions in the Product Terms.

"Reseller" means an entity authorized by Microsoft to resell Licenses under this program and engaged by an Enrolled Affiliate to provide pre- and post-transaction assistance related to this agreement;

"Reserved License" means for an Online Service identified as eligible for true-ups in the Product Terms, the License reserved by Enrolled Affiliate prior to use and for which Microsoft will make the Online Service available for activation.

"State/Local Entity" means (1) any agency of a state or local government in the United States, or (2) any United States county, borough, commonwealth, city, municipality, town, township, special purpose district, or other similar type of governmental instrumentality established by the laws of Customer's state and located within Customer's state's jurisdiction and geographic boundaries.

"Tribal Entity" means a federally-recognized tribal entity performing tribal governmental functions and eligible for funding and services from the U.S. Department of Interior by virtue of its status as an Indian tribe.

"Use Rights" means, with respect to any licensing program, the use rights or terms of service for each Product and version published for that licensing program at the Volume Licensing Site. The Use Rights supersede the terms of any end user license agreement (on-screen or otherwise) that accompanies a Product. The Use Rights for Software are published by Microsoft in the Product Terms. The Use Rights for Online Services are published in the Online Services Terms.

"Volume Licensing Site" means <http://www.microsoft.com/licensing/contracts> or a successor site.

## 2. **Order requirements.**

- a. **Minimum order requirements.** Enrolled Affiliate's Enterprise must have a minimum of 250 Qualified Users or Qualified Devices. The initial order must include at least 250 Licenses for Enterprise Products or Enterprise Online Services.
  - (i) **Enterprise commitment.** Enrolled Affiliate must order enough Licenses to cover all Qualified Users or Qualified Devices, depending on the License Type, with one or more Enterprise Products or a mix of Enterprise Products and the corresponding Enterprise Online Services (as long as all Qualified Devices not covered by a License are only used by users covered with a user License).
  - (ii) **Enterprise Online Services only.** If no Enterprise Product is ordered, then Enrolled Affiliate need only maintain at least 250 Subscription Licenses for Enterprise Online Services.
- b. **Additional Products.** Upon satisfying the minimum order requirements above, Enrolled Affiliate may order Additional Products.
- c. **Use Rights for Enterprise Products.** For Enterprise Products, if a new Product version has more restrictive use rights than the version that is current at the start of the applicable initial or renewal term of the Enrollment, those more restrictive use rights will not apply to Enrolled Affiliate's use of that Product during that term.
- d. **Country of usage.** Enrolled Affiliate must specify the countries where Licenses will be used on its initial order and on any additional orders.
- e. **Resellers.** Enrolled Affiliate must choose and maintain a Reseller authorized in the United States. Enrolled Affiliate will acquire its Licenses through its chosen Reseller. Orders must be submitted to the Reseller who will transmit the order to Microsoft. The Reseller and Enrolled Affiliate determine pricing and payment terms as between them, and Microsoft will invoice the Reseller based on those terms. Throughout this Agreement the term "price" refers to reference price. Resellers and other third parties do not have authority to bind or impose any obligation or liability on Microsoft.
- f. **Adding Products.**
  - (i) **Adding new Products not previously ordered.** New Enterprise Products or Enterprise Online Services may be added at any time by contacting a Microsoft Account Manager or Reseller. New Additional Products, other than Online Services, may be used if an order is placed in the month the Product is first used. For Additional Products that are Online Services, an initial order for the Online Service is required prior to use.

- (ii) **Adding Licenses for previously ordered Products.** Additional Licenses for previously ordered Products other than Online Services may be added at any time but must be included in the next true-up order. Additional Licenses for Online Services must be ordered prior to use, unless the Online Services are (1) identified as eligible for true-up in the Product Terms or (2) included as part of other Licenses.
- g. **True-up requirements.** Enrolled Affiliate must submit an annual true-up order that accounts for any changes since the initial order or last order. If there are no changes, then an update statement must be submitted instead of a true-up order.
- (i) **Enterprise Products.** For Enterprise Products, Enrolled Affiliate must determine the number of Qualified Devices and Qualified Users (if ordering user-based Licenses) at the time the true-up order is placed and must order additional Licenses for all Qualified Devices and Qualified Users that are not already covered by existing Licenses, including any Enterprise Online Services.
- (ii) **Additional Products.** For Additional Products that have been previously ordered under this Enrollment, Enrolled Affiliate must determine the maximum number of Additional Products used since the latter of the initial order, the last true-up order, or the prior anniversary date and submit a true-up order that accounts for any increase.
- (iii) **Online Services.** For Online Services identified as eligible for true-up in the Product Terms, Enrolled Affiliate may place a reservation order for the additional Licenses prior to use and payment may be deferred until the next true-up order. Microsoft will provide a report of Reserved Licenses ordered but not yet invoiced to Enrolled Affiliate and its Reseller. Reserved Licenses will be invoiced retroactively to the month in which they were ordered.
- (iv) **Subscription License reductions.** Enrolled Affiliate may reduce the quantity of Subscription Licenses at the Enrollment anniversary date on a prospective basis if permitted in the Product Terms, as follows:
- 1) For Subscription Licenses that are part of an Enterprise-wide purchase, Licenses may be reduced if the total quantity of Licenses and Software Assurance for an applicable group meets or exceeds the quantity of Qualified Devices and Qualified Users (if ordering user-based Licenses) identified on the Product Selection Form, and includes any additional Qualified Devices and Qualified Users added in any prior true-up orders. Step-up Licenses do not count towards this total count.
  - 2) For Enterprise Online Services that are not a part of an Enterprise-wide purchase, Licenses can be reduced as long as the initial order minimum requirements are maintained.
  - 3) For Additional Products available as Subscription Licenses, Enrolled Affiliate may reduce the Licenses. If the License count is reduced to zero, then Enrolled Affiliate's use of the applicable Subscription License will be cancelled.
- Invoices will be adjusted to reflect any reductions in Subscription Licenses at the true-up order Enrollment anniversary date and effective as of such date.
- (v) **Update statement.** An update statement must be submitted instead of a true-up order if, since the initial order or last true-up order, Enrolled Affiliate's Enterprise: (1) has not changed the number of Qualified Devices and Qualified Users licensed with Enterprise Products or Enterprise Online Services; and (2) has not increased its usage of Additional Products. This update statement must be signed by Enrolled Affiliate's authorized representative.
- (vi) **True-up order period.** The true-up order or update statement must be received by Microsoft between 60 and 30 days prior to each Enrollment anniversary date. The third-year true-up order or update statement is due within 30 days prior to the Expiration Date, and any license reservations within this 30 day period will not be accepted. Enrolled Affiliate

may submit true-up orders more often to account for increases in Product usage, but an annual true-up order or update statement must still be submitted during the annual order period.

- (vii) **Late true-up order.** If the true-up order or update statement is not received when due, Microsoft will invoice Reseller for all Reserved Licenses not previously invoiced and Subscription License reductions cannot be reported until the following Enrollment anniversary date (or at Enrollment renewal, as applicable).
- h. **Step-up Licenses.** For Licenses eligible for a step-up under this Enrollment, Enrolled Affiliate may step-up to a higher edition or suite as follows:
- (i) For step-up Licenses included on an initial order, Enrolled Affiliate may order according to the true-up process.
  - (ii) If step-up Licenses are not included on an initial order, Enrolled Affiliate may step-up initially by following the process described in the Section titled "Adding new Products not previously ordered," then for additional step-up Licenses, by following the true-up order process.
- i. **Clerical errors.** Microsoft may correct clerical errors in this Enrollment, and any documents submitted with or under this Enrollment, by providing notice by email and a reasonable opportunity for Enrolled Affiliate to object to the correction. Clerical errors include minor mistakes, unintentional additions and omissions. This provision does not apply to material terms, such as the identity, quantity or price of a Product ordered.
- j. **Verifying compliance.** Microsoft may, in its discretion and at its expense, verify compliance with this Enrollment as set forth in the Enterprise Agreement.

### 3. **Pricing.**

- a. **Price Levels.** For both the initial and any renewal term Enrolled Affiliate's Price Level for all Products ordered under this Enrollment will be Level "D" throughout the term of the Enrollment.
- b. **Setting Prices.** Enrolled Affiliate's prices for each Product or Service will be established by its Reseller. Except for Online Services designated in the Product Terms as being exempt from fixed pricing, As long as Enrolled Affiliate continues to qualify for the same price level, Microsoft's prices for Resellers for each Product or Service ordered will be fixed throughout the applicable initial or renewal Enrollment term. Microsoft's prices to Resellers are reestablished at the beginning of the renewal term.

### 4. **Payment terms.**

For the initial or renewal order, Enrolled Affiliate may pay upfront or elect to spread its payments over the applicable Enrollment term. If an upfront payment is elected, Microsoft will invoice Enrolled Affiliate's Reseller in full upon acceptance of this Enrollment. If spread payments are elected, unless indicated otherwise, Microsoft will invoice Enrolled Affiliate's Reseller in three equal annual installments. The first installment will be invoiced upon Microsoft's acceptance of this Enrollment and remaining installments will be invoiced on each subsequent Enrollment anniversary date. Subsequent orders are invoiced upon acceptance of the order and Enrolled Affiliate may elect to pay annually or upfront for Online Services and upfront for all other Licenses.

### 5. **End of Enrollment term and termination.**

- a. **General.** At the Expiration Date, Enrolled Affiliate must immediately order and pay for Licenses for Products it has used but has not previously submitted an order, except as otherwise provided in this Enrollment.

- b. **Renewal option.** At the Expiration Date of the initial term, Enrolled Affiliate can renew Products by renewing this Enrollment for one additional 36-month term or by signing a new Enrollment. Microsoft must receive a Renewal Form, Product Selection Form, and renewal order prior to or at the Expiration Date. Microsoft will not unreasonably reject any renewal. Microsoft may make changes to this program that will make it necessary for Customer and its Enrolled Affiliates to enter into new agreements and Enrollments at renewal.
- c. **If Enrolled Affiliate elects not to renew.**
- (i) **Software Assurance.** If Enrolled Affiliate elects not to renew Software Assurance for any Product under its Enrollment, then Enrolled Affiliate will not be permitted to order Software Assurance later without first acquiring a new License with Software Assurance.
  - (ii) **Online Services eligible for an Extended Term.** For Online Services identified as eligible for an Extended Term in the Product Terms, the following options are available at the end of the Enrollment initial or renewal term.
    - 1) **Extended Term.** Licenses for Online Services will automatically expire in accordance with the terms of the Enrollment. An extended term feature that allows Online Services to continue month-to-month ("Extended Term") for up to one year, unless designated in the Product Terms to continue until cancelled, is available. During the Extended Term, Online Services will be invoiced monthly at the then-current published price as of the Expiration Date plus a 3% administrative fee. If Enrolled Affiliate wants an Extended Term, Enrolled Affiliate must submit a request to Microsoft at least 30 days prior to the Expiration Date.
    - 2) **Cancellation during Extended Term.** At any time during the first year of the Extended Term, Enrolled Affiliate may terminate the Extended Term by submitting a notice of cancellation to Microsoft for each Online Service. Thereafter, either party may terminate the Extended Term by providing the other with a notice of cancellation for each Online Service. Cancellation will be effective at the end of the month following 30 days after Microsoft has received or issued the notice.
  - (iii) **Subscription Licenses and Online Services not eligible for an Extended Term.** If Enrolled Affiliate elects not to renew, the Licenses will be cancelled and will terminate as of the Expiration Date. Any associated media must be uninstalled and destroyed and Enrolled Affiliate's Enterprise must discontinue use. Microsoft may request written certification to verify compliance.
- d. **Termination for cause.** Any termination for cause of this Enrollment will be subject to the "Termination for cause" section of the Agreement. In addition, it shall be a breach of this Enrollment if Enrolled Affiliate or any Affiliate in the Enterprise that uses Government Community Cloud Services fails to meet and maintain the conditions of membership in the definition of Community.
- e. **Early termination.** Any early termination of this Enrollment will be subject to the "Early Termination" Section of the Enterprise Agreement.

For Subscription Licenses, in the event of a breach by Microsoft, or if Microsoft terminates an Online Service for regulatory reasons, Microsoft will issue Reseller a credit for any amount paid in advance for the period after termination.

## 6. **Government Community Cloud.**

- a. **Community requirements.** If Enrolled Affiliate purchases Government Community Cloud Services, Enrolled Affiliate certifies that it is a member of the Community and agrees to use Government Community Cloud Services solely in its capacity as a member of the Community and, for eligible Government Community Cloud Services, for the benefit of end users that are members of the Community. Use of Government Community Cloud Services by an entity that is not a member of the Community or to provide services to non-Community members is strictly

prohibited and could result in termination of Enrolled Affiliate's license(s) for Government Community Cloud Services without notice. Enrolled Affiliate acknowledges that only Community members may use Government Community Cloud Services.

- b. All terms and conditions applicable to non-Government Community Cloud Services also apply to their corresponding Government Community Cloud Services, except as otherwise noted in the Use Rights, Product Terms, and this Enrollment.
- c. Enrolled Affiliate may not deploy or use Government Community Cloud Services and corresponding non-Government Community Cloud Services in the same domain.
- d. **Use Rights for Government Community Cloud Services.** For Government Community Cloud Services, notwithstanding anything to the contrary in the Use Rights:
  - (i) Government Community Cloud Services will be offered only within the United States.
  - (ii) Additional European Terms, as set forth in the Use Rights, will not apply.
  - (iii) References to geographic areas in the Use Rights with respect to the location of Customer Data at rest, as set forth in the Use Rights, refer only to the United States.

**Enrollment Details**

**1. Enrolled Affiliate's Enterprise.**

- a. Identify which Agency Affiliates are included in the Enterprise. (Required) Enrolled Affiliate's Enterprise must consist of entire offices, bureaus, agencies, departments or other entities of Enrolled Affiliate, not partial offices, bureaus, agencies, or departments, or other partial entities. Check only one box in this section. If no boxes are checked, Microsoft will deem the Enterprise to include the Enrolled Affiliate only. If more than one box is checked, Microsoft will deem the Enterprise to include the largest number of Affiliates:
  - Enrolled Affiliate only
  - Enrolled Affiliate and all Affiliates
  - Enrolled Affiliate and the following Affiliate(s) (Only identify specific affiliates to be included if fewer than all Affiliates are to be included in the Enterprise):
  
  - Enrolled Affiliate and all Affiliates, with following Affiliate(s) excluded:
  
- b. Please indicate whether the Enrolled Affiliate's Enterprise will include all new Affiliates acquired after the start of this Enrollment: Exclude future Affiliates

**2. Contact information.**

Each party will notify the other in writing if any of the information in the following contact information page(s) changes. The asterisks (\*) indicate required fields. By providing contact information, Enrolled Affiliate consents to its use for purposes of administering this Enrollment by Microsoft, its Affiliates, and other parties that help administer this Enrollment. The personal information provided in connection with this Enrollment will be used and protected in accordance with the privacy statement available at <https://www.microsoft.com/licensing/servicecenter>.

- a. **Primary contact.** This contact is the primary contact for the Enrollment from within Enrolled Affiliate's Enterprise. This contact is also an Online Administrator for the Volume Licensing Service Center and may grant online access to others. The primary contact will be the default contact for all purposes unless separate contacts are identified for specific purposes.
  - Name of entity (must be legal entity name)\*** City of Escondido
  - Contact name\*** First Roger Last Hicks
  - Contact email address\*** rhicks@ci.escondido.ca.us
  - Street address\*** 201 N. Broadway
  - City\*** Escondido
  - State/Province\*** CA
  - Postal code\*** 92025-2709-  
(For U.S. addresses, please provide the zip + 4, e.g. xxxxx-xxxx)
  - Country\*** United States
  - Phone\*** 760-839-4026
  - Tax ID**
  - \* indicates required fields*
  
- b. **Notices contact and Online Administrator.** This contact (1) receives the contractual notices, (2) is the Online Administrator for the Volume Licensing Service Center and may grant online access to others, and (3) is authorized to order Reserved Licenses for eligible Online Services, including adding or reassigning Licenses and stepping-up prior to a true-up order.

Same as primary contact (default if no information is provided below, even if the box is not checked).

**Contact name\*** First Roger Last Hicks  
**Contact email address\*** rhicks@ci.escondido.ca.us  
**Street address\*** 201 N. Broadway  
**City\*** Escondido  
**State/Province\*** CA  
**Postal code\*** 92025-2709-  
(For U.S. addresses, please provide the zip + 4, e.g. xxxxx-xxxx)  
**Country\*** United States  
**Phone\*** 760-839-4026

**Language preference.** Choose the language for notices. English  
 This contact is a third party (not the Enrolled Affiliate). Warning: This contact receives personally identifiable information of the Customer and its Affiliates.  
*\* indicates required fields*

c. **Online Services Manager.** This contact is authorized to manage the Online Services ordered under the Enrollment and (for applicable Online Services) to add or reassign Licenses and step-up prior to a true-up order.

Same as notices contact and Online Administrator (default if no information is provided below, even if box is not checked)

**Contact name\*:** First Roger Last Hicks  
**Contact email address\*** rhicks@ci.escondido.ca.us  
**Phone\*** 760-839-4026

This contact is from a third party organization (not the entity). Warning: This contact receives personally identifiable information of the entity.  
*\* indicates required fields*

d. **Reseller information.** Reseller contact for this Enrollment is:

**Reseller company name\*** SoftChoice Corporation  
**Street address (PO boxes will not be accepted)\*** 314 W Superior Suite 301  
**City\*** Chicago  
**State/Province\*** IL  
**Postal code\*** 60654  
**Country\*** United States  
**Contact name\*** Licensing Administrator  
**Phone\*** 416-588-9002 ext. 2307  
**Contact email address\*** msselquestconfirmation@softchoice.com  
*\* indicates required fields*

By signing below, the Reseller identified above confirms that all information provided in this Enrollment is correct.

<b>Signature*</b> _____
<b>Printed name*</b>
<b>Printed title*</b>
<b>Date*</b>

*\* indicates required fields*

**Changing a Reseller.** If Microsoft or the Reseller chooses to discontinue doing business with each other, Enrolled Affiliate must choose a replacement Reseller. If Enrolled Affiliate or the Reseller intends to terminate their relationship, the initiating party must notify Microsoft and the

other party using a form provided by Microsoft at least 90 days prior to the date on which the change is to take effect.

- e. If Enrolled Affiliate requires a separate contact for any of the following, attach the Supplemental Contact Information form. *Otherwise, the notices contact and Online Administrator remains the default.*
- (i) Additional notices contact
  - (ii) Software Assurance manager
  - (iii) Subscriptions manager
  - (iv) Customer Support Manager (CSM) contact

### **3. Financing elections.**

Is a purchase under this Enrollment being financed through MS Financing?  Yes,  No.

If a purchase under this Enrollment is financed through MS Financing, and Enrolled Affiliate chooses not to finance any associated taxes, it must pay these taxes directly to Microsoft.



Volume Licensing

Previous Enrollment(s)/Agreement(s) Form

**Entity Name:** City of Escondido

**Contract that this form is attached to:** State Local Government

For the purposes of this form, "entity" can mean the signing entity, Customer, Enrolled Affiliate, Government Partner, Institution, or other party entering into a volume licensing program agreement.

Please provide a description of the previous Enrollment(s), Agreement(s), Purchasing Account(s), and/or Affiliate Registration(s) being renewed or consolidated into the new contract identified above.

- a. Entity may select below any previous contract(s) from which to transfer MSDN subscribers to this new contract. Entity shall ensure that each MSDN subscriber transferred is either properly licensed under the new contract or is removed.
- b. Entity may select below only one previous contract from which to transfer the Software Assurance (SA) Benefit contact details, i.e., benefits contact (*not* the SA manager) and the program codes, to this new contract.
- c. An Open License cannot be used to transfer either the SA Benefit details or MSDN subscribers.
- d. The date of the earliest expiring Enrollment/Agreement that contains SA or Online Services will be the effective date of the new contract (or SA coverage period for Select Plus).
- e. Please insert the number of the earliest expiring Enrollment/Agreement with SA or Online Services in the appropriate fields of the new contract.

Enrollment/Agreement/ Purchasing Account/Affiliate Registration Description	Enrollment/Agreement/ Purchasing Account/Affiliate Registration Public Customer Number	Transfer SA Benefit Contact	Transfer MSDN Subscribers
Standard Enrollment	8524797	X	X

Enterprise Enrollment Product Selection Form

Microsoft | Volume Licensing

Proposal ID

0540562.001

Enrollment Number

Language: English (United States)

Enrolled Affiliate's Enterprise Products and Enterprise Online Services summary for the initial order:					
Profile	Qualified Devices	Qualified Users	Device / User Ratio	Enterprise Product Platform	CAL Licensing Model
Enterprise	1,175	1,133	1.0	Yes	User Licenses

Products	Enterprise Quantity
<b>Office Professional Plus</b>	
Office Professional Plus	1,175
<b>Client Access License (CAL)</b>	
<b>Core CAL</b>	
Core CAL	1,133
<b>Windows Desktop</b>	
Windows Enterprise OS Upgrade	1,175

Enrolled Affiliate's Product Quantities:				
Price Group	1	2	3	4
Enterprise Products	Office Professional Plus + Office 365 ProPlus + Office 365 (Plans E3, E4 and E5) + Secure Productive Enterprise	Client Access License + Office 365 (Plans E1, E3, E4 and E5) + Secure Productive Enterprise	Client Access License + Windows Intune + EMS USL + Secure Productive Enterprise	Win E3 + Win E5 + Win VDA + Secure Productive Enterprise
Quantity	1175	1133	1133	1175

Enrolled Affiliate's Price Level:	
Product Offering / Pool	Price Level
Enterprise Products and Enterprise Online Services USLs: Unless otherwise indicated in associated contract documents, Price level set using the highest quantity from Groups 1 through 4.	D
Additional Product Application Pool: Unless otherwise indicated in associated contract documents, Price level set using quantity from Group 1.	D
Additional Product Server Pool: Unless otherwise indicated in associated contract documents, Price level set using the highest quantity from Group 2 or 3.	D
Additional Product Systems Pool: Unless otherwise indicated in associated contract documents, Price level set using quantity from Group 4.	D

NOTES	
<p>Unless otherwise indicated in the associated contract documents, the price level for each Product offering / pool is set as described above, based upon the quantity to price level mapping below:</p>	
Quantity of Licenses and Software Assurance	Price Level
2,399 and below	A
2,400 to 5,999	B
6,000 to 14,999	C
15,000 and above	D
<p><b>Note 1:</b> Enterprise Online Services may not be available in all locations. Please see the Product List for a list of locations where these may be purchased.</p>	
<p><b>Note 2:</b> Unless otherwise indicated in associated Agreement documents, the CAL selection must be the same across the Enterprise for each Profile.</p>	
<p><b>Note 3:</b> Enrolled Affiliate acknowledges that in order to use a third party to reimage the Windows Operating System Upgrade, Enrolled Affiliate must certify that it has acquired qualifying operating system licenses. The requirement applies to Windows Enterprise OS Upgrade. See the Product List for details.</p>	
<p><b>Note 4:</b> Enrolled Affiliate acknowledges that in order to use a third party to reimage the Windows Operating System Upgrade, Enrolled Affiliate must certify that it has acquired qualifying operating system licenses. See the Product List for details.</p>	
<p><b>Note 5:</b> If Enrolled Affiliate does not order an Enterprise Product or Enterprise Online Service associated with an applicable Product pool, the price level for Additional Products in the same pool will be price level "A" throughout the term of the Enrollment. Refer to the Qualifying Government Entity Addendum pricing provision for more details on price leveling.</p>	



## Program Signature Form

MBA/MBSA number	<input type="text"/>	<input type="text"/>
Agreement number	01E73134	

**Note:** Enter the applicable active numbers associated with the documents below. Microsoft requires the associated active number be indicated here, or listed below as new.

For the purposes of this form, "Customer" can mean the signing entity, Enrolled Affiliate, Government Partner, Institution, or other party entering into a volume licensing program agreement.

This signature form and all contract documents identified in the table below are entered into between the Customer and the Microsoft Affiliate signing, as of the effective date identified below.

Contract Document	Number or Code
Enterprise Enrollment (Indirect)	X20-10634
Product Selection Form	0540562.001_PSF

By signing below, Customer and the Microsoft Affiliate agree that both parties (1) have received, read and understand the above contract documents, including any websites or documents incorporated by reference and any amendments and (2) agree to be bound by the terms of all such documents.

Customer
<b>Name of Entity (must be legal entity name)*</b> City of Escondido
<b>Signature*</b> _____
<b>Printed First and Last Name*</b>
<b>Printed Title</b>
<b>Signature Date*</b>
<b>Tax ID</b>

\* indicates required field

Microsoft Affiliate
<b>Microsoft Corporation</b>
<b>Signature</b> _____
<b>Printed First and Last Name</b>
<b>Printed Title</b>
<b>Signature Date</b> (date Microsoft Affiliate countersigns)
<b>Agreement Effective Date</b> (may be different than Microsoft's signature date)

Optional 2<sup>nd</sup> Customer signature or Outsourcer signature (if applicable)

Customer
Name of Entity (must be legal entity name)*
Signature* _____
Printed First and Last Name*
Printed Title
Signature Date*

\* indicates required field

Outsourcer
Name of Entity (must be legal entity name)*
Signature* _____
Printed First and Last Name*
Printed Title
Signature Date*

\* indicates required field

If Customer requires physical media, additional contacts, or is reporting multiple previous Enrollments, include the appropriate form(s) with this signature form.

After this signature form is signed by the Customer, send it and the Contract Documents to Customer's channel partner or Microsoft account manager, who must submit them to the following address. When the signature form is fully executed by Microsoft, Customer will receive a confirmation copy.

**Microsoft Corporation**  
Dept. 551, Volume Licensing  
6100 Neil Road, Suite 210  
Reno, Nevada 89511-1137  
USA

## CITY COUNCIL

For City Clerk's Use:

**APPROVED**       **DENIED**

Reso No. \_\_\_\_\_ File No. \_\_\_\_\_

Ord No. \_\_\_\_\_

**Agenda Item No.: 6**

**Date: December 7, 2016**

**TO:** Honorable Mayor and Members of the City Council

**FROM:** Sheryl Bennett, Director of Administrative Services  
Joan Ryan, Assistant Finance Director

**SUBJECT:** Fourth Amendment to the Banking Service Agreement with Bank of America to Continue Banking Services for one year, through December 31, 2017

**RECOMMENDATION:**

It is requested that the City Council adopt Resolution No. 2016-177, authorizing the Finance Director (Director of Administrative Services) and the City Clerk to execute a fourth amendment to renew a one (1) year contract with Bank of America to provide banking and merchant services to the City through December 31, 2017. With satisfactory performance and mutual agreement between the City and the Bank, the City may opt to renew for two (2) additional one-year contract extensions for a total of three (3) years.

**FISCAL ANALYSIS:**

The City's bank account activity charges were approximately \$138,000 for the fiscal year ended June 30, 2016. These charges were offset by a .25 percent earnings allowance based on the City's average monthly collected deposit balances, to arrive at annual net activity charges of approximately \$127,000. If this agreement is renewed, Bank of America is proposing a fee increase of about 6 percent or about \$7,600 per year. However, this increase will be offset by a proposed decrease to the merchant services fee that is charged for processing credit card payments for the City. The cost of merchant service fees varies, but on average the City pays approximately \$270,000, annually. This amount is based on the City's credit card sales volume and number of credit card transactions processed each year. The proposed decrease in merchant service fees is projected to provide annual savings to the City of \$38,000.

**PREVIOUS ACTION:**

The City has awarded and extended a contract for banking services to Bank of America on numerous occasions since 1988.

**BACKGROUND:**

In August 1998 Bank of America was awarded the City's banking services contract after submitting the successful proposal in a competitive bidding process conducted with other major banks. In July

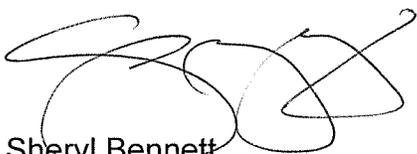
2002, Bank of America was again the successful bidder in a second competitive process and was awarded a contract by Resolution No. 2002-146 for a six-year term ending July 31, 2008.

The City Council then adopted Resolution No. 2008-137, extending the agreement through July 2009 to enable staff to have sufficient time to obtain updated comparative pricing and service information related to available banking services. After arranging for significant reductions in unit service fees, the Council adopted Resolution No. 2011-01, extending the agreement by four years, plus an optional one year extension. In April 2014 the City Council agreed to extend the agreement one more year by adopting Resolution 2014-36 in exchange for no changes to the existing unit service charges.

The City's Bank of America banking services contract expired on July 31, 2015. Subsequent to this date, the City has continued to utilize Bank of America for its banking services on a month-to-month basis without a long-term contract. The contract amendment we are proposing today is a one-year contract with two one-year extension options. Although we are mostly satisfied with the services and pricing provided by Bank of America, the on-line payment solution provided to the City's utility billing customers is not satisfactory. The City switched to Bank of America's fully hosted on-line payment website about a year ago in order to comply with the Payment Card Industry's (PCI) security standards. This payment processing website is not user friendly and the City is not allowed to modify the site. Because of this, staff is requesting only a one-year contract with the option to extend. Over the next year, staff will explore other on-line payment options for our customers including options provided by other third party vendors contracting with Bank of America. This will give us the option to carve out these services if we find a company that offers a better on-line payment solution.

Resolution 2016-177 authorizes the Finance Director (Director of Administrative Services) to execute a Fourth Amendment to the current banking services agreement, extending the current contractual relationship by one year, expiring on December 31, 2017.

Respectfully submitted,



Sheryl Bennett  
Director of Administrative Services



Joan Ryan  
Assistant Finance Director

RESOLUTION NO. 2016-177

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ESCONDIDO, CALIFORNIA, AUTHORIZING THE DIRECTOR OF ADMINISTRATIVE SERVICES (FINANCE DIRECTOR) AND CITY CLERK TO EXECUTE, ON BEHALF OF THE CITY, A FOURTH AMENDMENT TO THE BANKING SERVICES AGREEMENT WITH BANK OF AMERICA FOR BANKING SERVICES

WHEREAS, the City of Escondido ("City") entered into an agreement with Bank of America on July 24, 2002, to provide banking services for the City; and

WHEREAS, the 2002 Banking Services Agreement expired on July 30, 2008; and

WHEREAS, the City and Bank of America executed a First Amendment to the existing agreement to extend the term of the agreement through July 31, 2009, and

WHEREAS, the First Amendment to the Banking Services Agreement expired on July 30, 2009; and

WHEREAS, the City and Bank of America executed a Second Amendment to the existing agreement to extend the term of the agreement for an additional four years plus an optional one year extension through July 31, 2014; and

WHEREAS, the City and Bank of America executed a Third Amendment to the existing agreement to extend the term of the agreement for one additional year through July 31, 2015; and

WHEREAS, the City and Bank of America desire to execute a Fourth Amendment to the existing agreement to extend the term of the agreement for one

additional year through December 31, 2017, with the option to renew for up to two additional one-year terms through December 31, 2019; and

WHEREAS, the City Council desires at this time and deems it to be the best public interest to approve the Fourth Amendment to the Banking Services Agreement with Bank of America in the amount not to exceed the costs set forth in the Proposal submitted by Bank of America for three years.

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 Director of Administrative Services (Finance Director) and City Clerk are authorized on behalf of the City, to execute the Fourth Amendment to the Banking Services Agreement with Bank of America attached as Exhibit "A" to this resolution and incorporated by this reference.



CITY OF ESCONDIDO  
FOURTH AMENDMENT TO BANKING SERVICES AGREEMENT

This "Amendment" is made on this 7th day of December, 2016.

Between: CITY OF ESCONDIDO  
A municipal corporation  
201 N. Broadway  
Escondido, California 92025  
("CITY")

And: Bank of America  
275 Valencia Avenue  
Brea, CA 92823  
Attn: Roland P. Kamachi, Vice President & Client Manager  
("CONSULTANT")

Witness that whereas:

- A. CITY and CONSULTANT entered into an agreement on July 24, 2002, ("Original Agreement"), wherein CITY retained CONSULTANT to provide the City's banking services; and
- B. CITY and CONSULTANT executed a First Amendment to the Original Agreement on July 9, 2008, extending the Original Agreement for a one-year term ended July 31, 2009; and
- C. CITY AND CONSULTANT executed a Second amendment to the Original Agreement on January 5, 2011, providing for a revision of certain unit pricing for depository and cash management services, granting of a \$10,000 loyalty credit, provision of a specified managed Earning Credit

Rate, and extending the Original Agreement for an additional four year term, plus an optional one year extension, through July 31, 2014; and

- C. CITY AND CONSULTANT executed a Third amendment to the Original Agreement, to extend the Agreement for a one-year term ended July 31, 2015; and
- D. CITY AND CONSULTANT desire to execute a Fourth amendment to the Original Agreement, to extend the Agreement for a one-year term ending December 31, 2017 with the option to renew for up to two additional one-year terms thereafter, and to agree to the revised unit pricing as set forth on the attached pricing sheet;

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

1. The term of the Agreement is hereby extended by an additional one year term such that the Agreement shall expire on December 31, 2017 with the option to renew for up to two additional one-year terms through December 31, 2019.
2. The CONSULTANT will revise the current unit pricing for depository and cash management services as set forth on the attached pricing sheet, pricing to become effective on or before the execution of the agreement.
3. The Consultant will provide the City with a bank managed Earnings Credit Rate.
4. All other terms and conditions of the Original Agreement, as defined in the base documents and as amended by the prior First, Second and Third amendments, between CITY AND CONSULTANT, shall remain in full force and effect. In the event of any conflict between any specific provision of the

Original Agreement and this Amendment, this Amendment shall prevail.

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

CITY OF ESCONDIDO

Date: \_\_\_\_\_

\_\_\_\_\_  
Diane Halverson  
City Clerk

Date: \_\_\_\_\_

\_\_\_\_\_  
Sheryl Bennett  
Director of Administrative Services (Finance Director)

Date: \_\_\_\_\_

\_\_\_\_\_  
Roland P. Kamachi  
Bank of America, Vice President & Client Manager

APPROVED AS TO FORM:  
OFFICE OF THE CITY ATTORNEY  
Jeffrey R. Epp, City Attorney

By: \_\_\_\_\_

Service Description	Volume	Existing Price Existing Services		New Price Existing Services		New Price New Services	
		Unit Price	Total Price	Unit Price	Total Price	Unit Price	Total Price
DEP INSURANCE - BANK ASSESSMENT	5164	\$0.1086	\$560.81	\$0.1461	\$754.46	\$0.1461	\$754.46
ACH NOTIF OF CHANGE (NOC)	12	\$1.25	\$15.00	\$1.25	\$15.00	\$1.25	\$15.00
ACH BLOCKS AUTH INSTRUCTIONS	31	\$1.50	\$46.50	\$1.50	\$46.50	\$1.50	\$46.50
PC TAX PAYMENT	6	\$2.50	\$15.00	\$2.50	\$15.00	\$2.50	\$15.00
EXPRESS TAX FAX RECEIPT	6	\$1.00	\$6.00	\$1.00	\$6.00	\$1.00	\$6.00
ACH OPTIONAL REPORTS- ELECTRONIC(E)	9	\$2.00	\$18.00	\$2.00	\$18.00	\$2.00	\$18.00
ACH OPTIONAL REPORTS-FAX	3	\$5.00	\$15.00	\$5.00	\$15.00	\$5.00	\$15.00
ACH OPTIONAL REPORTS-MAIL	3	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
ACH RETURN ITEM	29	\$4.00	\$116.00	\$4.00	\$116.00	\$4.00	\$116.00
ACH MONTHLY MAINTENANCE	4	\$50.00	\$200.00	\$50.00	\$200.00	\$50.00	\$200.00
ACH INPUT-FILE	3	\$10.00	\$30.00	\$10.00	\$30.00	\$10.00	\$30.00
ACH BLOCKS AUTH MAINTENANCE	4	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
ACH STANDARD RPTS-ELECTRONIC	16	\$2.00	\$32.00	\$2.00	\$32.00	\$2.00	\$32.00
ACH CONSUMER ON US CREDITS	236	\$0.11	\$25.96	\$0.11	\$25.96	\$0.11	\$25.96
ACH CONSUMER OFF US CREDITS	2891	\$0.11	\$318.01	\$0.11	\$318.01	\$0.11	\$318.01
ACH CONSUMER ON US DEBITS	592	\$0.05	\$29.60	\$0.05	\$29.60	\$0.05	\$29.60
ACH CONSUMER OFF US DEBITS	4005	\$0.11	\$440.55	\$0.11	\$440.55	\$0.11	\$440.55
ACH CREDIT RECEIVED ITEM	312	\$0.07	\$21.84	\$0.07	\$21.84	\$0.07	\$21.84
ACH DEBIT RECEIVED ITEM	77	\$0.07	\$5.39	\$0.07	\$5.39	\$0.07	\$5.39
ARP OUTPUT TRANS - OTHER FREQ	40	\$3.75	\$150.00	\$3.75	\$150.00	\$3.75	\$150.00
ARP VOID CANCEL ITEMS	17	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
ARP RECON TRANS END OF CYCLE	1	\$7.50	\$7.50	\$7.50	\$7.50	\$7.50	\$7.50
ARP OPTIONAL-DUP REPORTS	2	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
ARP OUTPUT PROCESSING PER ITEM	1218	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
ARP SUB-ACCOUNTING	1	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
ARP PARTIAL PPAY MAINT-PPR RPT	1	\$30.00	\$30.00	\$30.00	\$30.00	\$30.00	\$30.00
ARP PARTIAL PPAY ITEM	1218	\$0.07	\$85.26	\$0.07	\$85.26	\$0.07	\$85.26
ARP PARTIAL PPAY MAINT-SUPP	1	\$30.00	\$30.00	\$30.00	\$30.00	\$30.00	\$30.00
ARP PPAY INPUT FILE-TRANS	3	\$7.50	\$22.50	\$7.50	\$22.50	\$7.50	\$22.50
ARP PARTIAL AR-MINIMUM	1	\$56.32	\$56.32	\$56.32	\$56.32	\$56.32	\$56.32
BANK CONTRACTED TRANSP-VAULT	1	\$3,456.44	\$3,456.44	\$3,456.44	\$3,456.44	\$0.00	\$0.00
CURR/COIN DEP/\$100-VLT	4545	\$0.08	\$363.60	\$0.12	\$545.40	\$0.12	\$181.80
COIN DEPOSITED-ROLL-VLT	3	\$0.00	\$0.00	\$0.20	\$0.60	\$0.20	\$0.60
DEPOSIT CORRECTION-CASH	1	\$3.00	\$3.00	\$8.00	\$8.00	\$0.00	\$0.00
COIN SUPPLIED/ROLL-VLT	120	\$0.09	\$10.21	\$0.12	\$14.40	\$0.12	\$14.40
CURRENCY SUPP/\$100-STD-VLT	5	\$0.09	\$0.43	\$0.09	\$0.45	\$0.09	\$0.45
VAULT DEPOSIT	202	\$1.10	\$222.20	\$1.50	\$303.00	\$0.00	\$0.00
SUPPLIES-DEP TICKETS	1	\$93.00	\$93.00	\$93.00	\$93.00	\$93.00	\$93.00
BANKING CENTER DEPOSIT	33	\$1.50	\$49.50	\$3.50	\$115.50	\$3.50	\$0.00
CHANGE ORDER-AUTO-VLT	2	\$3.00	\$6.00	\$6.00	\$12.00	\$6.00	\$12.00
DEP CONDITIONING-SURCHG-VAULT	14	\$0.00	\$0.00	\$10.00	\$140.00	\$0.00	\$0.00
SAFE CONNECT CURRENCY DEP-\$100	0	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
SAFE CONNECT SVS MONTHLY MAINT	0	\$0.00	\$0.00	\$0.00	\$0.00	\$60.00	\$0.00
SCP SERIES 3 MAINT	0	\$0.00	\$0.00	\$0.00	\$0.00	\$45.00	\$0.00
G4S Series 3 Single Note Feed Safe Fee	0	\$0.00	\$0.00	\$0.00	\$0.00	\$225.00	\$0.00
SCP EMERGENCY PICKUP	0	\$0.00	\$0.00	\$0.00	\$0.00	\$25.00	\$0.00
SCP SERIES 4 MAINT	8	\$0.00	\$0.00	\$0.00	\$0.00	\$50.00	\$400.00
G4S Series 4 Bulk Note Feed Safe Fee	8	\$0.00	\$0.00	\$0.00	\$0.00	\$290.00	\$2,320.00
SCP ADDL WEEKLY PICKUP SVS	0	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
SCP SURCHARGE	0	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00

Service Description	Volume	Existing Price Existing Services		New Price Existing Services		New Price New Services	
		Unit Price	Total Price	Unit Price	Total Price	Unit Price	Total Price
CPO ARP POSITIVE PAY NOTIF	137	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
CPO GPS RPT/CONFIRMS	18	\$1.00	\$18.00	\$1.00	\$18.00	\$1.00	\$18.00
CPO ARP ISSUE POSTED NOTIF	26	\$1.00	\$26.00	\$1.00	\$26.00	\$1.00	\$26.00
CPO ARP ISSUE RECD NOTIF	20	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
CPO ONLINE SUBSCRIPTION	1	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
CPO PREM IR MAINTENANCE	1	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
CPO PREM PDR ACCOUNT	1	\$25.00	\$25.00	\$25.00	\$25.00	\$25.00	\$25.00
CPO PREM PDR ITM STORED	1091	\$0.04	\$44.19	\$0.04	\$44.19	\$0.04	\$44.19
CPO PREM CDR ACCOUNT	1	\$75.00	\$75.00	\$75.00	\$75.00	\$75.00	\$75.00
CPO PREM CDR ITEM STORED	1035	\$0.19	\$196.65	\$0.19	\$196.65	\$0.19	\$196.65
CPO PREM RESEARCH ITEM	0	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
CPO PREM RESEARCH ITEM	606	\$0.08	\$50.60	\$0.08	\$50.60	\$0.08	\$50.60
RETURNS-CHARGEBACK	13	\$3.00	\$39.00	\$3.00	\$39.00	\$3.00	\$39.00
RETURNS-RECLEAR	6	\$1.15	\$6.90	\$1.15	\$6.90	\$1.15	\$6.90
CKS DEP UN-ENCODED ITEMS	3447	\$0.07	\$241.29	\$0.20	\$689.40	\$0.20	\$0.00
ACCOUNT MAINTENANCE	6	\$13.00	\$78.00	\$13.00	\$78.00	\$13.00	\$78.00
ZBA SUBSIDIARY ACCOUNT MAINT	2	\$15.00	\$30.00	\$15.00	\$30.00	\$15.00	\$30.00
ZBA-DEPOSITORY+ MASTER MAINT	1	\$15.00	\$15.00	\$15.00	\$15.00	\$15.00	\$15.00
ZBA PER TRANSACTION	43	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
GCS TRANSACTION HISTORY	1	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
GCS TRANSACTION HISTORY	0	\$10.00	\$0.00	\$10.00	\$0.00	\$10.00	\$0.00
ESCROW SERVICE MAINTENANCE	1	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
DEBITS POSTED-OTHER	66	\$0.30	\$19.80	\$0.30	\$19.80	\$0.30	\$19.80
CREDITS POSTED-OTHER	332	\$0.30	\$99.60	\$0.30	\$99.60	\$0.30	\$99.60
GENERAL CHECKS PAID TRUNCATED	1219	\$0.09	\$109.71	\$0.09	\$109.71	\$0.09	\$109.71

CD ROM DISK	1	\$10.00	\$10.00	\$10.00	\$10.00	\$10.00	\$10.00	
CD ROM MAINTENANCE	2	\$10.00	\$20.00	\$10.00	\$20.00	\$10.00	\$20.00	
CD ROM PER IMAGE	1218	\$0.03	\$36.54	\$0.03	\$36.54	\$0.03	\$36.54	
IMAGE ARCHIVE-90 DAYS	382	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	
IMAGE MAINTENANCE CPO	2	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	
IMAGE RETRIEVAL	2	\$0.25	\$0.50	\$0.25	\$0.50	\$0.25	\$0.50	
CHECK DEPOSIT-ICL or RDSO	56	\$0.00	\$25.30	\$0.00	\$25.30	\$1.10	\$61.60	
IMAGE DEPOSITED ITEMS-ICL	7100	\$0.05	\$355.00	\$0.05	\$355.00	\$0.05	\$355.00	
TRANSMISSION MAINTENANCE	1	\$200.00	\$200.00	\$200.00	\$200.00	\$200.00	\$200.00	
PAYMODE CON MTHLY LICENSE	1	\$100.00	\$100.00	\$100.00	\$100.00	\$100.00	\$100.00	
PAYMODE CON TRANSACTION	0	\$0.10	\$0.00	\$0.10	\$0.00	\$0.10	\$0.00	
PAYMODE CON TRANSACTION	6162	\$0.07	\$431.34	\$0.07	\$431.34	\$0.07	\$431.34	
PAYMODE CON TRANSACTION	0	\$0.06	\$0.00	\$0.06	\$0.00	\$0.06	\$0.00	
PCG BILLING FILE MAINT	1	\$25.00	\$25.00	\$25.00	\$25.00	\$25.00	\$25.00	
PCG TRANSACTIONS	10606	\$0.30	\$3,181.80	\$0.30	\$3,181.80	\$0.30	\$3,181.80	
PCG TOUCH TONE IVR CHARGES	2590	\$1.00	\$2,590.00	\$1.00	\$2,590.00	\$1.00	\$2,590.00	
PCG V+BILLS ENROLLED MAINT	1	\$200.00	\$200.00	\$200.00	\$200.00	\$200.00	\$200.00	
PCG V+TPS MONTHLY MAINTENANCE	1	\$175.00	\$175.00	\$175.00	\$175.00	\$175.00	\$175.00	
RDS - MEDIUM VOLUME SCANNER	1	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	
MED VOLUME SCANNER MAINT	1	\$0.00	\$0.00	\$0.00	\$0.00	\$15.00	\$15.00	
DEPOSIT CORRECTION-RDSO	1	\$0.00	\$0.00	\$0.00	\$0.00	\$8.00	\$8.00	
REMOTE DEP-ACCOUNT MAINTENANCE	1	\$0.00	\$0.00	\$0.00	\$0.00	\$25.00	\$25.00	
REMOTE DEP CK IMAGE PROCESSING	3447	\$0.00	\$0.00	\$0.00	\$0.00	\$0.0250	\$86.18	
IRD DEPOSITED ITEMS- RDSO	1	\$0.00	\$0.00	\$0.00	\$0.00	\$0.05	\$0.05	
IMAGE DEPOSITED ITEMS-RDSO	3447	\$0.00	\$0.00	\$0.00	\$0.00	\$0.0250	\$86.18	
<b>Service Description</b>		<b>Volume</b>	<b>Existing Price Existing Services</b>		<b>New Price Existing Services</b>		<b>New Price New Services</b>	
			<b>Unit Price</b>	<b>Total Price</b>	<b>Unit Price</b>	<b>Total Price</b>	<b>Unit Price</b>	<b>Total Price</b>
CPO GP MTHLY MAINT BASIC	1		\$30.00	\$30.00	\$30.00	\$30.00	\$30.00	\$30.00
ELEC WIRE OUT-DOMESTIC	14		\$6.00	\$84.00	\$6.00	\$84.00	\$6.00	\$84.00
CPO ACCOUNT TRANSFER	6		\$3.00	\$18.00	\$3.00	\$18.00	\$3.00	\$18.00
BOOK CREDIT	1		\$8.50	\$8.50	\$8.50	\$8.50	\$8.50	\$8.50
ELEC WIRE OUT-BOOK DB	1		\$4.00	\$4.00	\$4.00	\$4.00	\$4.00	\$4.00
INCOMING DOMESTIC WIRE	10		\$7.00	\$70.00	\$7.00	\$70.00	\$7.00	\$70.00
CPO GP CUST MINT TEMP STORAGE	32		\$0.50	\$16.00	\$0.50	\$16.00	\$0.50	\$16.00
PH OR STND ORDER TEMP STORE	9		\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00
<b>TOTAL SERICE FEES</b>				<b>\$15,137.34</b>		<b>\$16,263.51</b>		<b>\$14,164.27</b>

Account Name	Merchant Service Current Fee Pricing	Merchant Service Proposed Fee Pricing
All City Merchant Service Accounts (except Utility Billing Merchant Service Account)	1.96% discount rate + \$0.10 transaction fee	.50% discount rate + \$0.20 transaction fee
Utility Billing Merchant Service Account	.45% discount rate + \$0.10 transaction fee	.45% discount rate + \$0.10 transaction fee

ORDINANCE NO. 2016-09

AN ORDINANCE OF THE CITY COUNCIL OF  
THE CITY OF ESCONDIDO, CALIFORNIA,  
AMENDING CHAPTER 11 OF THE ESCONDIDO  
MUNICIPAL CODE TO ADOPT THE 2016  
CALIFORNIA FIRE CODE AND LOCAL  
AMENDMENTS

WHEREAS, the State of California Building Standards Commission is charged with the development of uniform codes and regulations for application to the construction of buildings within the state; and

WHEREAS, California Health and Safety Code Section 17960 requires the City enforce within its jurisdiction all the provisions published in the State Buildings Standards Code and the provisions of other rules and regulations promulgated pursuant to the provisions of the California Health and Safety Code pertaining to the erection, construction, reconstruction, movement, enlargement, conversion, alteration, repair, removal, or arrangement of apartments, hotels or dwellings; and

WHEREAS, every three years the California Building Standards Commission updates and adopts uniform codes for application throughout the state; and

WHEREAS, California Health and Safety Code Section 17958.7 allows local amendments to the California Building Standards Codes, when such codes are amended and adopted at the local level, and when local findings are made for unique climatic, geological or topographical conditions.

NOW, THEREFORE, the City Council of the City of Escondido, California, DOES

<p>A COMPLETE COPY OF THIS ORDINANCE IS ON FILE IN THE OFFICE OF THE CITY CLERK FOR YOUR REVIEW.</p>
--

ORDINANCE NO. 2016-17

AN ORDINANCE OF THE CITY COUNCIL OF  
THE CITY OF ESCONDIDO, CALIFORNIA,  
AMENDING CHAPTER 6 OF THE ESCONDIDO  
MUNICIPAL CODE, TO ADOPT THE 2016  
CALIFORNIA BUILDING, RESIDENTIAL,  
PLUMBING, ELECTRICAL, MECHANICAL, AND  
ENERGY CODES, AND THE GREEN BUILDING  
STANDARDS CODE

WHEREAS, the State of California Building Standards Commission is charged with the development of uniform codes and regulations for application to the construction of buildings within the state; and

WHEREAS, California Health and Safety Code Section 17960 requires the City enforce within its jurisdiction all the provisions published in the State Buildings Standards Code and the provisions of other rules and regulations promulgated pursuant to the provisions of the California Health and Safety Code pertaining to the erection, construction, reconstruction, movement, enlargement, conversion, alteration, repair, removal, or arrangement of apartments, hotels or dwellings; and

WHEREAS, every three years the California Building Standards Commission updates and adopts uniform codes for application throughout the state; and

WHEREAS, California Health and Safety Code Section 17958.7 allows local amendments to the California Building Standards Codes, when such codes are amended and adopted at the local level, and when local findings are made for unique climatic, geological or topographical conditions; and

NOW, THEREFORE, the City Council of the City of Escondido, California, DOES

A COMPLETE COPY OF THIS ORDINANCE  
IS ON FILE IN THE OFFICE OF THE CITY  
CLERK FOR YOUR REVIEW.

**CITY COUNCIL**

For City Clerk's Use:

**APPROVED**       **DENIED**

Reso No. \_\_\_\_\_ File No. \_\_\_\_\_

Ord No. \_\_\_\_\_

**Agenda Item No.: 8**  
**Date: December 7, 2016**

**TO:** Honorable Mayor and Members of the City Council  
**FROM:** Jay Petrek, Assistant City Manager  
**SUBJECT:** Short-form Rent Increase Application for Greencrest Mobilehome Park (File Number 0697-20-10105)

RECOMMENDATION:

- Consider the short-form rent increase application submitted by Greencrest Mobilehome Park.
- If approved, adopt Rent Review Board Resolution No. 2016-14 granting an increase of 75 percent of the change in the Consumer Price Index, or 1.482 percent (an average of \$6.58) for the period of June 30, 2015 to June 30, 2016.

PREVIOUS ACTION:

In December 2015 a rent increase was granted at an average of \$2.76 per space, 70 spaces were affected by the rent increase bringing the average rent for the affected spaces to \$448.45.

In December 2014 a rent increase was granted at an average of \$7.70 per space, 67 spaces were affected by the rent increase bringing the average rent for the affected space to \$430.32.

INTRODUCTION:

Greencrest Mobilehome Park ("Park"), located at 541 W. 15<sup>th</sup> Avenue, has filed a short-form rent increase application. The Board is asked to accept the staff report, hear public testimony, and make a determination concerning the request in accordance with the Escondido Rent Protection Ordinance and the short-form procedures as outlined in the Rent Review Board Guidelines. The application and the staff report have been made available to the Board for review and consideration prior to the hearing.

THE RENT INCREASE APPLICATION:

Greencrest Mobilehome Park is an all-age park which has a total of 129 spaces. There are 66 spaces subject to rent control, and the Park is requesting an increase for the 66 rent controlled

spaces. The other spaces not included in this application are on long-term leases, are occupied as rentals or by management, or are vacant. The amenities available for the residents include a clubhouse, pool, playground, and laundry facilities. In the past year, management has installed a soccer court.

The application meets all the eligibility criteria for submittal of a short-form rent increase application.

PARK OWNER'S REQUEST:

The Park is requesting an increase of 75 percent of the change in Consumer Price Index ("CPI") for the period of June 30, 2015 to June 30, 2016. Seventy-five percent of the change in the CPI for the period of consideration is 1.482 percent. The average monthly rent for the residents that are affected by this application is \$443.81. The average monthly increase requested for the 66 spaces is approximately \$6.58 per space, per month.

This is the fifteenth rent increase request filed by this Park since the Ordinance was implemented.

RESIDENT MEETING AND COMMENTS:

Individual notices were sent to each affected resident notifying them of the increase application and the hearing date. The notice included information about a resident meeting scheduled at the Park's clubhouse on Thursday, November 3, 2016 at 5:30 p.m. As there was no resident participation, the meeting was cancelled. One resident contacted the City with questions about the rent control process.

CODE ENFORCEMENT INSPECTION:

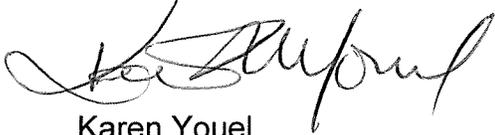
An inspection of the common areas of the Park by the Code Enforcement Division of the City noted two general violations were found and six violations found during the lighting inspection. A copy of the Code Report ("Report") is attached as "Exhibit A." The Owner and Owner's representative received a copy of the Report, and were made aware that no rent increase, if granted, may be implemented until the Health and Safety Code violations have been cleared.

ADDITIONAL FACTORS AFFECTING THE APPLICATION:

In conformance with the Rent Review Board Guidelines, the decision of the Board will be finalized by adoption of the Resolution confirming the findings of the Public Hearing. The Notice of Determination will be mailed to the applicant and residents immediately upon

adoption of the Resolution. The Park owner may send the 90-day notice of any rent increase granted to the residents upon the adoption of the Resolution.

Respectfully Submitted,



Karen Youel  
Housing & Neighborhood Services Manager



Belinda Rojas  
Program Administrator

**DATE: November 21, 2016**

**TO: HONORABLE CHAIRMAN AND MEMBERS OF THE RENT CONTROL BOARD**

**FROM: BILL KAW, SENIOR CODE ENFORCEMENT OFFICER  
BRIAN GUSTAFSON, CODE ENFORCEMENT MANAGER**

**SUBJECT: GREEN CREST MOBILEHOME PARK**

Green Crest Mobilehome Park was inspected on November 18, 2016, with the lighting inspection conducted the evening of November 16, 2016, as a result of an application for a rent increase having been filed. There were two general violations found during the site inspection and six violations found during the lighting inspection; the inspection report is attached.

A resident meeting was held on November 3, 2016, attended by two park manager and two city staff members. There was no resident representative identified or present at the inspection and no resident form turned in to staff and no code enforcement issues were raised.

There has been two code enforcement complaints in this the park during the past year, both unfounded.



Cc: Bill Martin, Director of Community Development  
Belinda Rojas, Rent Control Administration



November 21, 2016

**MOBILEHOME PARK RENT CONTROL**  
**CODE ENFORCEMENT INSPECTION REPORT**

**Park Name:** Greencrest Mobile Home Park  
541 W. 15<sup>th</sup> Ave.  
Escondido, CA. 92025

**Park Owner:** Greencrest Mobile Home Park LLC  
8 Pinehurst Ln  
New Port Beach, CA. 92660

**Park Managers:** Jim Younce                      **Phone:** (760) 745-4352  
Leticia Amavisca

**Inspection Date:** November 18, 2016      **Inspector:** Andrew Modglin

The following report is based on the inspection of the mobile home park conducted under provisions outlined in the California Code of Regulations, Title 25, Division I, Chapter 2 and the Escondido Zoning Code, Article 45. This inspection report only addresses health and safety issues that are related to areas for which maintenance, repair and operations is the responsibility of the owners and managers of the park.

**General Violations:**

1. The electrical breaker box cover plate in the pool equipment room has been altered and does not properly cover the switches. **25 CCR 1605(d) (1)**. Replace the cover plate.
2. There is a broken window on the west side of the clubhouse. Replace the window. **25 CCR 1102(a) (b)**

**Areas of the park needing illumination per 25 CCR 1108**

**(Lighting Inspection; 11-16-16)**

Four exterior lights were found inoperable during my lighting inspection. Determine the cause of the non-working lights and repair as necessary.  
**CCR 1605 (d) (2).**

Two exterior motion sensor lights on the south side of the office  
Two exterior motion sensor lights on the North side of the office

Two interior lights were found inoperable during my code inspection. Determine the cause of the non-working lights and repair as necessary.  
**CCR 1605 (d) (2).**

Two overhead interior lights in the laundry room.

RESOLUTION NO. RRB 2016-14

A RESOLUTION OF THE ESCONDIDO  
MOBILEHOME RENT REVIEW BOARD MAKING  
FINDINGS AND GRANTING A RENT INCREASE  
FOR GREENCREST MOBILEHOME PARK

541 W. 15th Avenue, Escondido, California  
File No.: 0697-20-10105

WHEREAS, Article V of Chapter 29 of the Escondido Municipal Code is a codification of the Escondido Mobilehome Rent Protection Ordinance ("Ordinance") and provides for mobilehome space rent regulation; and

WHEREAS, the City of Escondido Mobilehome Park Rental Review Board ("Board") is charged with the responsibility of considering applications for rent increases; and

WHEREAS, a Short-form Rent Increase Application ("Application") pursuant to Section 12 of the Rent Review Board Guidelines was filed on October 5, 2016, by Bart Thomsen, the Owner of Greencrest Mobilehome Park ("Park"), located at 541 W. 15th Avenue in Escondido. The Application applies to 66 of the 129 spaces; and

WHEREAS, this is the fifteenth rent increase application filed by the Park since the Ordinance became effective in 1988. The last rent increase was granted by the Board in December 2015. The previous increase affected 70 spaces; the average increase was \$2.76 per space, per month; and

WHEREAS, at the time of the current Application, the average monthly space rent was \$443.81 for the 66 spaces subject to rent control. The owner requested a rent increase in the amount of 75 percent of the change in the Consumer Price Index ("CPI")

for the period June 30, 2015 through June 30, 2016, in accordance with the Rent Review Board short-form policy guidelines. The Application estimated this amount to be an average of \$6.58 (1.482 percent) per space, per month; and

WHEREAS, a notice of the Park's Application was sent to all affected homeowners. All parties were given notice of the time, date, and place of the rent hearing before the Board; and

WHEREAS, on October 28, 2015, a Mobilehome Park Rent Review Code Enforcement Inspection Report ("Inspection Report") was completed in the Park; and

WHEREAS, on December 7, 2016, the Board held its public hearing and after an initial staff presentation, the Board invited testimony from Park ownership, residents of the Park, and other residents of the community at large; and

WHEREAS, after all present had been given an opportunity to speak, the hearing was closed. Following an opportunity for discussion among the Board members and clarifying questions to the parties and Staff, the Board voted to grant an increase of 1.482 percent, an average of \$6.58 per space, per month, for the 66 spaces which are subject to rent control.

NOW, THEREFORE, BE IT RESOLVED by the Rent Review Board of the City of Escondido, as follows:

1. That the above recitations are true.
2. That the Board has heard and considered all of the reports and testimony presented, and has considered the facts as outlined in the Short-Form Guidelines ("Guidelines").

3. That following the Guidelines, an increase based on 75 percent of the change in the CPI for San Diego County from June 30, 2015 through June 30, 2016, would amount to 1.482 percent, which averages \$6.58 per space, per month, for the 66 spaces that are subject to rent control.

4. That the Board concluded that an increase of \$6.58 per space, per month, is consistent with the Guidelines, and is fair, just, and a reasonable increase in light of the information presented by all parties.

5. That the short-form rent increase ("Increase") may not be implemented until after the health and safety code violations noted in the Inspection Report have been corrected in compliance with the various state and local code sections as noted in the Inspection Report.

6. That the Increase may be implemented only upon the expiration of the required 90-day notice to the residents, which may be issued upon the adoption of this Resolution and upon the City's certification that all health and safety code violations noted in the Inspection Report have been corrected in compliance with the various state and local code sections as noted in the Inspection Report.

**CITY COUNCIL**

For City Clerk's Use:

**APPROVED**       **DENIED**

Reso No. \_\_\_\_\_ File No. \_\_\_\_\_

Ord No. \_\_\_\_\_

**Agenda Item No.: 9**  
**Date: December 7, 2016**

**TO:** Honorable Mayor and Members of the City Council

**FROM:** Sheryl Bennett, Director of Administrative Services  
Julie Procopio, Director of Engineering Services

**SUBJECT:** Annual and Five-Year Reports on Capital Funds Funded by Developer Fees for the Fiscal Year Ending June 30, 2016, and 2% Adjustment for Development Impact Fees

**RECOMMENDATION:**

It is requested that the City Council adopt Resolution No. 2016-173 making required findings for the annual and five-year Reports on Capital Funds Funded by Developer Fees for the Fiscal Year Ended June 30, 2016, and approve a 2% adjustment for Development Impact Fees.

**FISCAL ANALYSIS:**

The five-year report evaluates the remaining improvements necessary to meet anticipated growth through the Horizon Year of the General Plan (2035). The Development Impact Fee revenue anticipated to be collected during this time will fund between 44% and 77% of the improvements necessary to accommodate future development.

**BACKGROUND:**

Government Code Section 66006 requires that the City Council make certain findings for the one-year and five-year Reports on Capital Funds funded by Development Impact Fees. The attached reports include information necessary for the City Council to make the required findings.

Development Impact Fees were last adjusted in 2004 for Drainage Fees, 2006 for Public Facility and Parks, and 2008 for Traffic. It is estimated that in that same time construction costs have increased by between 35% and 63%.

**Park Development Fee:**

The Park Development Fee was last adjusted on June 7, 2006. The cost of park improvements necessary to meet the needs of future development including additional fields, courts, trails, a Community Center and expansion of Grape Day Park have been estimated to be \$50.7 million. The anticipated Park Development Fee revenue to be collected is \$23.2 million, which will fund 46% of projects anticipated to serve future growth.

Traffic Impact Fees:

The Local Traffic Impact Fee was last adjusted on April 23, 2008. This adjustment was approved concurrent with the adoption of the SANDAG Regional Transportation Congestion Improvement Program (RTCIP) Fee. The cost of improvements necessary to meet the needs of future development including necessary street widening and roadway extensions have been estimated to be \$82.1 million Combined, the anticipated local traffic impact and RTCIP revenue is \$36.5 million, which will fund 44% of street improvement projects necessary to serve future growth.

Drainage Fee:

The Drainage Fee was last adjusted on June 23, 2004. The cost of drainage improvements including necessary pipeline upsizing and extension has been estimated to be \$69.5 million with \$13.7 million in improvements associated with future development needs. The anticipated Drainage Fee revenue to be collected is \$10.0 million, which will fund 14.5% of total drainage projects and 73.4% of drainage improvements associated with future growth

Public Facilities Fees:

The Public Facilities Fee was last adjusted on June 7, 2006. The cost of public facility improvements necessary to meet the needs of future development including public safety, library, technology, public works and senior facilities have been estimated to be \$56.4 million. The anticipated Public Facility Fee revenue to be collected is \$43.3 million, which will fund 77% of projects associated with future growth.

Development Impact Fees are frequently combined with other funding sources to construct facilities necessary to meet a community's build-out needs. Escondido has combined Development Impact Fees with grants and other funds to install various improvements in the past. Staff will return to the City Council in early 2017 to discuss existing Development Impact Fees and whether it is appropriate to make adjustments in order to more closely match anticipated revenues with the cost of providing future facilities.

Summary:

Every five years, the Government Code requires the City to prepare a report confirming the appropriateness of Development Impact Fees as they relate to the remaining improvements necessary to meet future growth. This report is required to be approved by the City Council. In addition to the five-year report, the Government Code requires the City to prepare an annual report regarding the City's Developer Fees. The required reports are attached to this staff report.

Annual and Five-Year Reports on Capital Funds Funded by Developer Fees Development  
Impact Fees

December 7, 2016

Page 3

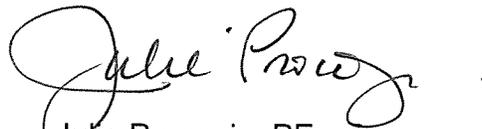
Additionally, to retain the current purchasing power of the fees that are meant to fund improvements necessary to accommodate future growth, the Council may wish to consider that the Development Impact Fees be adjusted annually using the method adopted by SANDAG for the regional traffic development impact fee (RTCIP). SANDAG uses the Engineering News Record Construction Cost Index (ENR CCI) with a minimum adjustment of 2%. This practice has also been conducted by other area jurisdictions as a mechanism for keeping pace with the rising costs of construction. The ENR CCI is used to adjust for price changes and to translate set numbers into inflation-free dollars. Therefore, increasing the Development Impact Fees by the change in the ENR CCI ensures that the City's fees maintain their purchasing power by protecting against erosion from inflation. Also, adjusting the DIFs according to the ENR CCI does not increase the Development Impact Fee revenue beyond the amount necessary to accommodate for future growth because an ENR CCI adjustment only keeps the current level of DIF revenue at pace with inflation.

Because it has been at least a decade since fees have been adjusted, it is recommended that Council consider a 2% increase be implemented at this time to account for lost purchasing power. Council consideration will be requested for any future fee adjustments.

Respectfully submitted,



Sheryl Bennett  
Director of Administrative Services



Julie Procopio, PE  
Director of Engineering Services/City Engineer

RESOLUTION NO. 2016-173

A RESOLUTION OF THE CITY COUNCIL OF THE  
CITY OF ESCONDIDO, CALIFORNIA, APPROVING  
THE ANNUAL AND FIVE-YEAR DEVELOPMENT  
IMPACT FEE REPORTS, AND A 2 PERCENT  
ADJUSTMENT FOR DEVELOPMENT IMPACT FEES

WHEREAS, the City Council of the City of Escondido ("City") has adopted Chapters 6 of the Escondido Municipal Code, which established certain Development Impact Fees ("DIFs") for the public facilities and infrastructure needed to serve new development; and

WHEREAS, Government Code Section 66000 et seq. requires that a report be prepared annually and every five years and that the City Council make certain findings with respect to that portion of the account or fund remaining unexpended, whether committed or uncommitted; and

WHEREAS, the City has unexpended funds in its DIF accounts; and

WHEREAS Section 6-444.4 of the Municipal Code provides that the City Council may, by Resolution, amend or modify the fees; and

WHEREAS, it has been over a decade since DIFs have been adjusted and in order to begin to recover purchasing power of the fees a 2 percent adjustment is recommended; and

WHEREAS, on December 7, 2016, the City Council held a duly noticed public hearing on the Report and its findings with an opportunity for the public to be heard, pursuant to the provisions of Government Code Sections 66016-66018; and

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. As outlined in the Staff Report accompanying this Resolution, which is incorporated by this reference, the reports attached as Exhibit "A", and incorporated by this reference, evaluate the remaining improvements necessary to meet anticipated growth through the Horizon Year of the General Plan and reaffirms that the City has complied with the requirements of Government Code Section 66000 et seq.
3. That the City Council finds that the reports attached as Exhibit "A" complies with the requirements of Government Code Section 66001(d) by establishing the basis for the continued imposition of the fees on new development. This finding is based on the fact that the Report: (a) Identifies the purpose for to which each fee is to be put; (b) demonstrates a reasonable relationship between the fee and the purpose for which it is charged; (c) identifies all sources and amount of funding anticipated to complete financing on incomplete improvements identified; and (d) designates the approximate dates on which the funding referred to in paragraph (c) is expected to be deposited into the appropriate account.
4. That the City of Escondido Fee Schedule for Public Facilities, Park Development, Drainage Facilities and Local Traffic Mitigation shall be increased by two percent to begin to account for the change in the construction costs and recover the purchasing power of the City's fees. The fees for Public Facilities, Park Development, Drainage Facilities, and Local Traffic Mitigation shall be as follows:

5.

		Current Fee	Proposed Fee
Public Facilities			
	Residential	\$4,533/DU	\$4,624/DU
	Commercial	\$2.13/SF	\$2.17/SF
	Industrial	\$1.61/SF	\$1.64/SF
	Downtown SPA	\$1,582/DU	\$1,614/DU
Park Development			
	Residential	\$4,129/DU	\$4,212/DU
	Downtown SPA	\$1,098/DU	\$1,120/DU
Drainage Facilities			
	Single Family Residential	\$1,071/DU	\$1,092/DU
	Multi-Family Residential	\$428/DU	\$437/DU
	All Other Uses	\$0.70/SF roof area	\$0.71/SF roof area
	Downtown SPA	\$363/DU	\$370/DU
Local Traffic Mitigation			
	Residential	\$285/ADT	\$291/ADT
	Non Residential	\$42/ADT	\$43/ADT

6. The fee amounts set forth by this Resolution shall supercede those set by prior Resolutions regarding Public Facility, Park Development, Drainage Facilities and Local Traffic Mitigation fees. This Resolution Supercedes Resolution No. 2006-160.

7. The fees adopted herein shall be effective 60 days after adoption of this Resolution.

**CITY OF ESCONDIDO**  
**Financial Information Report**  
**Capital Funds Funded by Developer Fees and Subject to Gov. Code Sec. 66006**  
**Fiscal Year Ended June 30, 2016**

This report contains information on the City of Escondido's Capital Funds Funded by Developer Fees. These fees collected from developers are subject to the Government Code Section 66000 et seq., which governs the administration of development fees paid by developers for the public facilities and infrastructure needed to serve the new development. In order to be in compliance with the government code, fees are accounted for in separate funds to ensure that the fees are spent on the specific purpose for which they were collected. This report is organized by the fund that each developer fee is collected in and includes the following information:

- 1) A brief description of the type of fee collected in each fund.
- 2) The amount of the fee.
- 3) The beginning and ending balances in each fund.
- 4) The amount of fees collected, interest earned, and transfers/loans.
- 5) A description of the public improvements that the fees were spent on, along with the total percentage of the cost of the public improvement that was funded with the fees.
- 6) A description of each interfund transfer or loan made from each fund, along with the date the loan will be repaid and the rate of interest.
- 7) The estimated date when projects will commence if sufficient funds have been collected to complete a project.
- 8) The amount of refunds made pursuant to the code, if applicable.

For the fiscal year ended June 30, 2016 there were no refunds of developer fees pursuant to the code. For more information regarding timelines, future uses, and history on the capital projects designated by the City Council in these funds, see the City of Escondido's Five Year Capital Improvement Program and Budgets, which are available on the City of Escondido's website or at the City Clerk's reference desk.

PARK DEVELOPMENT FUND	Beginning Fund Balance	Developer Fee Revenue	Interest Earned	Other Revenue & Transfers-In	Capital Expenditures & Transfers-Out	Ending Fund Balance
FUND 109	\$ 1,650,806	\$ 478,964	\$ 22,734	\$ 30,000	\$ (262,643)	\$ 1,919,861

**Park Fee:** \$4,129 per Dwelling Unit, \$1,098 per Dwelling Unit for Multi Family Development located in the Downtown Specific Plan Area

**Purpose:** To ensure that the park land and recreational facility standards established by the City are met with respect to the additional needs created by such development.

**Other Revenue and Transfers In:**

Other Revenue Description	
Developer Contribution to City Parks Capital Improvements . . . . .	30,000
<b>Total Other Revenue and Transfers In:</b>	<b>\$30,000</b>

**Capital Expenditures and Transfers Out:**

Project No.	Expenditure Description	Expenditures	FYE 2016 Appropriation Balance	Fees as a % of Total Project's Funding
501602	City Park Capital Improvements . . . . .	107,845	292,156	100%
503501	EI Caballo Environmental Review . . . . .	-	40,000	100%
503401	Grape Day Park Master Plan . . . . .	5,145	3,990	100%
501403	Grape Day Park Play Equipment . . . . .	35,494	199,078	52%
501601	Grape Day Park Restrooms . . . . .	-	40,522	100%
501302	Jesmond Dene Ballfield Lights . . . . .	6,950	-	100%
501404	Jim Stone Pool . . . . .	30,068	184,647	24%
501406	Kit Carson Park Adult Softball Concessions . . . . .	28,883	68,328	100%
501501	Kit Carson Park Parking Lot Lights & Security . . . . .	47,961	952,148	100%
504301	Park Avenue Community Center . . . . .	298	39,702	100%
504501	Washington Park Tennis Courts . . . . .	-	50,000	100%
	<b>Total Expenditures and Appropriations:</b>	<b>\$ 262,644</b>	<b>\$ 1,870,571</b>	

Financial Information Report  
 Capital Funds Funded by Developer Fees and Subject to Gov. Code Sec. 66006  
 Fiscal Year Ended June 30, 2016

TRAFFIC IMPACT FUND	Beginning Fund Balance	Developer Fee Revenue	Interest Earned	Other Revenue & Transfers-In	Capital Expenditures & Transfers-Out	Ending Fund Balance
FUND 120	\$ 2,656,921	\$ 457,852	\$ 87,051	\$ -	\$ (100)	\$ 3,201,724

**Local Traffic Fee:** Residential - \$85/Average Daily Trip (ADT), Non-residential - \$42/Average Daily Trip (ADT)  
 \*(See City Fee Guide for Development Projects Traffic fee schedule for additional details)

**Purpose:** To ensure that the traffic and transportation facility standards established by the City are met with respect to the additional needs created by such development.

**Regional Traffic (RTCIP) Fee:** \$2,254 per Residential Dwelling Unit

**Purpose:** To ensure local agency participation in circulation improvements to allow quality of life standards to be achieved and allow new development to proceed.

**Capital Expenditures and Transfers Out:**

Project No.	Expenditure Description	Expenditures	FYE 2016 Appropriation Balance	Fees as a % of Total Project's Funding
661001	Citracado, West Valley to Harmony Grove . . . . .	-	1,576,050	8%
661405	E Valley Pkwy & Valley Center Rd . . . . .	100	1,131,061	13%
661406	El Norte Pkwy Bridge at Escondido Creek . . . . .	-	406,015	10%
<b>Total Expenditures and Appropriations:</b>		<b>\$ 100</b>	<b>\$ 3,113,126</b>	

**Interfund Loans:**

During the fiscal year ended 1985, per CDC resolution 85-7, the traffic impact fund established a loan to the Community Development Commission (CDC) to provide funding to construct certain capital improvements as described in the Redevelopment Plan. The initial loan amount was \$200,000 and has accrued interest of \$821,870 to date, bringing the current balance to \$1,021,870. The Successor Agency to the CDC has come up with a schedule to repay the loan and accrued interest by 2035.

STORM DRAIN FUND	Beginning Fund Balance	Developer Fee Revenue	Interest Earned	Other Revenue & Transfers-In	Capital Expenditures & Transfers-Out	Ending Fund Balance
FUND 227	\$ 255,165	\$ 104,480	\$ 3,715	\$ -	\$ (8,832)	\$ 354,528

**Drainage Facilities** Single-Family Residential \$1,071 per Dwelling Unit, Non-Residential \$0.70 per sq. ft.

**Fee:** Multi-Family Residential \$428 per Dwelling Unit, \$363 per Dwelling Unit located in the Downtown Specific Plan Area

**Purpose:** To ensure that storm water drainage facilities meet the requirements established by the City's Drainage Master Plan.

**Capital Expenditures and Transfers Out:**

Project No.	Expenditure Description	Expenditures	FYE 2016 Appropriation Balance	Fees as a % of Total Project's Funding
671403	Storm Drain - Chestnut at Luna Vista . . . . .	-	5,351	100%
671404	Storm Drain - Eldorado and Encino . . . . .	(274)	-	100%
671501	Storm Drain - East Valley & Valley Center Road . . . . .	-	185,015	2%
679908	Storm Drain - La Honda Drive . . . . .	-	200,001	100%
799501	Fees Available for Developer Reimbursements . . . . .	9,106	-	100%
<b>Total Expenditures and Appropriations:</b>		<b>8,832</b>	<b>390,367</b>	

Financial Information Report

Capital Funds Funded by Developer Fees and Subject to Gov. Code Sec. 66006  
 Fiscal Year Ended June 30, 2016

PUBLIC FACILITIES FUNDS	Beginning Fund Balance	Developer Fee Revenue	Interest Earned	Other Revenue & Transfers-In	Capital Expenditures & Transfers-Out	Ending Fund Balance
FUNDS 241-246	\$ 5,169,673	\$ 689,834	\$ 73,773	\$ -	\$ (797,909)	\$ 5,135,371

**Public Facility Fee:** Residential \$4,533 per Dwelling Unit, \$1,582 per Dwelling Unit for Multi Family Development located in the Downtown Specific Plan Area  
 Commercial \$2.13 per square foot, Industrial \$1.61 per square foot

**Purpose:** To ensure that public facility standards established by the City are met with respect to the additional needs created by such development. (For public facilities such as Police, Fire, Library, etc.)

**Capital Expenditures:**

Project No.	Expenditure Description	Expenditures	FYE 2016 Appropriation Balance	Fees as a % of Total Project's Funding
166501	Ambulance/PPE/Equipment . . . . .	243,126	-	100%
406601	Automated Materials Handling . . . . .	-	300,000	100%
100239	Computer Aided Dispatch . . . . .	-	114,536	45%
101501	Daley Ranch Restroom Building . . . . .	202,414	4,431	100%
166602	Division Chief Vehicle . . . . .	69,999	-	100%
121501	Downtown Public Wireless . . . . .	8,806	9,764	100%
160169	Fire Records Management System . . . . .	15,000	35,000	100%
153009	GIS Public Internet Server . . . . .	-	14,280	100%
136401	Hi-Resolution Imagery Acquisition . . . . .	23,484	-	100%
400029	Library Books Circulation . . . . .	192,259	13,539	100%
408101	Library Expansion Project . . . . .	42,650	255,023	100%
556501	Public Works Yard Relocation . . . . .	171	926,694	95%
406602	Radio Frequency Identification . . . . .	-	240,000	100%
<b>Total Expenditures and Appropriations:</b>		<b>\$797,909</b>	<b>\$1,913,267</b>	

**Interfund Loans:**

During the fiscal year ended 2012, per resolution 2012-07, the public facilities fund established a loan to the general fund to provide the remaining needed funding to construct Fire Station #4. The initial loan amount was \$550,000 and was set to be repaid in 5 years with an annual principal payment of \$110,000 and interest equivalent to the City's calculated investment portfolio monthly yield. During this fiscal year, \$110,000 in principal was repaid along with \$2,688 in interest. The remaining principal balance on the loan as of June 30, 2016 is \$110,000. During this fiscal year ended 2015, per resolution 2014-115, the public facilities fund established another loan to the general fund to expedite the purchase of a CAD system. The initial loan amount was \$225,000 and was set to be repaid in 5 years with an annual principal payment of \$45,000 and interest equivalent to the City's calculated investment portfolio monthly yield. During this fiscal year, \$45,000 in principal was repaid along with \$2,749 in interest. The remaining principal balance on the loan as of June 30, 2016 is \$180,000.

Financial Information Report

Capital Funds Funded by Developer Fees and Subject to Gov. Code Sec. 66006  
 Five Year Reporting - Fiscal Year Ended June 30, 2016

This report contains information on the City of Escondido's Capital Funds Funded by Developer Fees. These fees collected from developers are subject to the Government Code Section 66000 et seq., which governs the administration of development fees paid by developers for the public facilities and infrastructure needed to serve the new development. Government Code Section 66001(d)(1) sets forth the five-year findings requirements. For the fifth fiscal year following the first deposit into the account or fund, and every five years thereafter, the local agency shall make all of the following findings with respect to that portion of the account or fund remaining unexpended, whether committed or uncommitted:

- a) Identify the purpose to which the fee is to be put.
- b) Demonstrate a reasonable relationship between the fee and the purpose for which it is charged.
- c) Identify all sources and amounts of funding anticipated to complete financing on incomplete improvements identified in paragraph (2) of subdivision (a).
- d) Designate the approximate dates on which the funding referred to in paragraph (c) is expected to be deposited into the appropriate account.

<b>PARK DEVELOPMENT FUND 109</b>						
----------------------------------	--	--	--	--	--	--

**Introduction:**

Park Development fees were set on June 7, 2006 by Resolution 2006-107. The fees were set based on identified park improvements necessary to meet demands of development in the 1990 General Plan, including the cost of land acquisition, development of new parks and addition of new park facilities/amenities. This report evaluates park improvements necessary to meet development demands of the latest adopted General Plan and demonstrates that development fees will pay approximately 46% of the cost of said improvements. The Park Development Fund currently has an ending fund balance of \$1,919,861 as of June 30, 2016, which has been programmed for construction of certain park facilities as detailed in the annual report.

**Park Fee:** \$4,129 per Dwelling Unit, \$1,098 per Dwelling Unit for Multi Family Development located in the Downtown Specific Plan Area

**Purpose:** To ensure that the park land and recreational facility standards established by the City are met with respect to the additional needs created by such development. Specific park projects proposed for fee funding are shown in the attached worksheet.

**Relationship to Fee Charged:** The anticipated cost of park projects is \$50.7-Million as detailed in the attached worksheet. Based on the current fee amount, the anticipated revenue to be collected through the Horizon Year of the General Plan (2035) is \$23.2-Million. Therefore, the fee charged will fund approximately 46% of the park improvements necessary to accommodate for future development.

**Funding of Improvements:** Because the revenue anticipated to be collected from development projects is less than the cost associated with park projects necessary to accommodate future development, it is anticipated that other sources will need to be secured. These sources could include grant funding or General Funds. Alternatively, City Council could decide to adjust the Park Development Fee to cover a greater share of the park improvements. It is anticipated that these alternate sources will be identified and available prior to the 2035 Horizon Year identified in the General Plan.

**Fully Funded Projects**

Project No.	Expenditure Description	Current Status
503401	Grape Day Park Master Plan . . . . .	Construction during FY 16/17
501403	Grape Day Park Play Equipment . . . . .	Construction during FY 16/17
501601	Grape Day Park Restrooms . . . . .	Design anticipated to begin in FY16/17, Construction anticipated to begin in FY 17/18.
501501	Kit Carson Park Parking Lot Lights & Security	Design anticipated to be completed in FY16/17, Construction anticipated to begin in FY 17/18.
504301	Park Avenue Community Center . . . . .	Construction during FY 16/17
501702	Kit Carson Sports Center Restroom	Design anticipated to begin in FY16/17, Construction anticipated to begin in FY 17/18.

Financial Information Report  
 Capital Funds Funded by Developer Fees and Subject to Gov. Code Sec. 66006  
 Five Year Reporting - Fiscal Year Ended June 30, 2016

<b>TRAFFIC IMPACT FUND 120</b>							
--------------------------------	--	--	--	--	--	--	--

**Introduction:** Traffic Impact fees were set on April 2, 2008 by Resolution 2009-10. The fees were set based on local road and Regional Arterial System improvements necessary to meet demands of development in the 1990 General Plan, including the cost of land acquisition, street widening, median improvements and traffic signal system. This report evaluates local road and Regional Arterial System improvements necessary to meet development demands of the latest adopted General Plan and demonstrates that development fees will pay approximately 44% of the cost of said improvements. The Traffic Impact Fee Fund currently has an ending fund balance of \$3,201,724 as of June 30, 2016, which has been programmed for construction of local road and Regional Arterial System facilities as detailed in the annual report.

**Local Traffic Fee:** Residential - \$85/Average Daily Trip (ADT), Non-residential - \$42/Average Daily Trip (ADT)  
 \*(See City Fee Guide for Development Projects Traffic fee schedule for additional details)

**Purpose:** additional needs created by such development. The anticipated cost of improvement of local streets as required by the latest adopted Circulation Element of the General Plan to accommodate future development is shown in the attached worksheet.

**Regional Traffic (RTCIP) Fee:** \$2,254 per residential dwelling unit

**Purpose:** To ensure that the Regional Arterial Network as shown in the latest adopted Circulation Element of the General Plan meet the standards established by the City considering demands of anticipated development. The anticipated cost of improvement of Regional Arterial System roadways to accommodate future development is shown in the attached worksheet.

**Relationship to Fee Charged:** The anticipated cost of local street and Regional Arterial System improvements is \$82.1-Million, as detailed in the attached worksheet. Based on the current fee amount, the anticipated revenue to be collected through the Horizon Year of the General Plan (2035) is \$20.4-Million in Local Traffic Fees and \$16.1-Million in RTCIP Fees. Therefore, the fees charged will fund approximately 44% of the local street and Regional Arterial System improvements necessary to accommodate for future development.

**Funding of Improvements:** Because the revenue anticipated to be collected from development projects is less than the cost associated with local and Regional Arterial System street improvements necessary to accommodate future development, it is anticipated that other sources will need to be secured. These sources could include TransNet, Gas Tax, grant funding or General Funds. Alternatively, City Council could decide to adjust the Local Traffic Fee to cover a greater share of the street improvements. It is anticipated that these alternate sources will be identified and available prior to the 2035 Horizon Year identified in the General Plan.

**Fully Funded Projects**

Project No.	Expenditure Description	Current Status
661405	E Valley Pkwy & Valley Center Rd . . . . .	Construction anticipated to begin in FY 16/17.
661406	EI Norte Pkwy Bridge at Escondido Creek . . . . .	Construction anticipated to begin in FY 17/18.

Financial Information Report

Capital Funds Funded by Developer Fees and Subject to Gov. Code Sec. 66006  
 Five Year Reporting - Fiscal Year Ended June 30, 2016

DRAINAGE FACILITIES FUND 227							
------------------------------	--	--	--	--	--	--	--

**Introduction:**

Drainage Facility Fees were last adjusted on June 23, 2004 by Resolution 2004-99(RRR). The fees were set based on drainage improvements necessary to meet demands of development in the 1990 General Plan, including the cost of land acquisition, new storm drainage pipes 36" and larger, and channels. The drainage standards have remained the same since 1995; therefore, this report evaluates drainage improvements remaining to be completed in order to meet development demands and demonstrates that development fees will pay approximately 14.5% of the total remaining drainage facility costs and 73.4% of the drainage improvements identified as required to accommodate future development. The Drainage Facility Fee Fund currently has an ending fund balance of \$354,528 as of June 30, 2016, which has been programmed for construction of drainage facilities as detailed in the annual report.

**Drainage Facilities Fee:** Single-Family Residential \$1,071 per Dwelling Unit, Non-Residential \$0.70 per sq. ft.  
 Multi-Family Residential \$428 per Dwelling Unit, \$363 per Dwelling Unit located in the Downtown Specific Plan Area

**Purpose:** To ensure that storm water drainage facilities meet the requirements established by the City's Drainage Master Plan as necessary to accommodate for future development. The specific improvements attributable to development are listed in the City's Drainage Master Plan.

**Relationship to Fee Charged:** The anticipated cost of drainage improvements is \$69.5-Million. The cost identified as required to accommodate development as adjusted to current day dollars is \$13.7-Million. Based on the current fee amount, the anticipated revenue to be collected through the Horizon Year of the General Plan (2035) is \$10.0-Million. Therefore, the fee charged will fund approximately 14.5% of total drainage improvements and 73.4% of the drainage improvements associated with future development.

**Funding of Improvements:** Because the revenue anticipated to be collected from development projects is less than the cost associated with drainage improvements required by future development, it is anticipated that other sources will need to be secured. These sources could include TransNet, Gas Tax, grant funding or General Funds. Alternatively, City Council could decide to adjust the Drainage Facilities Fee to cover a greater share of the drainage improvements. It is anticipated that these alternate sources will be identified and available prior to the 2035 Horizon Year identified in the General Plan.

**Fully Funded Projects:**

Project No.	Expenditure Description	Current Status
671501	Storm Drain - East Valley & Valley Center Road . . . . .	Construction anticipated to begin in FY 16/17.

Financial Information Report

Capital Funds Funded by Developer Fees and Subject to Gov. Code Sec. 66006  
 Five Year Reporting - Fiscal Year Ended June 30, 2016

**PUBLIC FACILITIES FUNDS 241-246**

**Introduction:**

Public Facility Fees were set on June 7, 2006 by Resolution 2006-107. The fees were set based on identified public facility improvements necessary to meet demands of development in the 1990 General Plan, including the cost of land acquisition, development of new public facilities and the expansion of existing public facilities. This report evaluates public facility improvements necessary to meet development demands of the latest adopted General Plan and demonstrates that development fees will pay approximately 77% of the cost of said improvements. The Public Facility Fund currently has an ending fund balance of \$5,135,371 as of June 30, 2016, which has been programmed for construction of certain public facilities as detailed in the annual report. Unallocated balances of Public Facility Fees will be programmed in the next CIP.

**Public Facility Fee:** Residential \$4,533 per Dwelling Unit, \$1,582 per Dwelling Unit for Multi Family Development located in the Downtown Specific Plan Area  
 Commercial \$2.13 per square foot, Industrial \$1.61 per square foot

**Purpose:** To ensure that public facility standards established by the City are met with respect to the additional needs created by such development. (For public facilities such as Police, Fire, Library, etc.). Public facility projects proposed for fee funding are shown in the attached worksheet.

**Relationship to Fee Charged:** The anticipated cost of public facility projects is \$56.4-Million as detailed in the attached worksheet. There is a current unallocated balance of \$3.175-Million. Based on the current fee amount, the anticipated revenue to be collected through the Horizon Year of the General Plan (2035) is \$43.3-Million. Therefore, the fee charged and unallocated balance will fund approximately \$46.5-Million or 77% of the public facility projects necessary to

**Funding of Improvements:** Because the revenue anticipated to be collected from development projects is less than the cost associated with public facility projects necessary to accommodate future development, it is anticipated that other sources will need to be secured. These sources could include grant funding or General Funds. Alternatively, City Council could decide to adjust the Public Facility Fee to cover a greater share of the public facility projects. It is anticipated that these alternate sources will be identified and available prior to the 2035 Horizon Year identified in the General Plan.

**Fully Funded Projects**

Project No.	Expenditure Description	Current Status
101501	Daley Ranch Restroom Building . . . . .	Construction during FY 16/17.
100239	Computer Aided Dispatch . . . . .	Implementation during FY17/18
121501	Downtown Public Wireless . . . . .	Implementation during FY 16/17.
153009	GIS Public Internet Server . . . . .	Implementation during FY17/18
160169	Fire Records Management System . . . . .	Design anticipated in FY16/17. Implementation to begin in FY17/18.
406601	Automated Materials Handling . . . . .	Design anticipated in FY16/17. Construction anticipated to begin in FY17/18.
406602	Radio Frequency Identification . . . . .	Design anticipated in FY16/17. Construction anticipated to begin in FY17/18.

R2016-173  
EXHIBIT A - ATTACHMENT 3  
PARK FACILITIES TO ACCOMODATE GROWTH

Project Description	Projected Project to Build-Out	Percentage Related to Growth	Total Cost Related to Growth
Baseball Youth Field (3 fields with dual purpose=6 fields) 60' - 80' bases, 3 acres each @ \$29/sq. ft. Kit Carson: 1 Mountain View: 1 Jesmond Dene: 1	\$ 11,370,000	100%	\$ 11,370,000
Softball Youth Field (1) 65' bases, 2.5 acres @ \$12/sq. ft. Kit Carson: 1	\$ 1,306,800	100%	\$ 1,306,800
BMX Track (1) 2.5 acres at \$5/sq. ft. Jesmond Dene: 1	\$ 544,500	23%	\$ 125,235
Multi-purpose Arena (1) Kit Carson: 1	\$ 2,000,000	100%	\$ 2,000,000
Multi-Purpose Football/Soccer Fields (3) Average 1.25 acre each @ \$15/sq. ft. 11th Avenue: 1 (Multi-purpose) Ryan: 2 (Football/Soccer combination)	\$ 2,450,250	100%	\$ 2,450,250
Basketball Courts (6) \$60,000 each Washington: 4 Ryan: 1 Jesmond Dene: 1	\$ 360,000	100%	\$ 360,000
Tennis Courts (5) \$60,000 each Mountain View: 2 Unidentified sites: 3	\$ 300,000	100%	\$ 300,000
Miscellaneous Improvements Average 10 acres city-wide @ \$450K/acre Parking, Sidewalks, Lighting, Landscaping, Restrooms, Concessions, Signage, ETC.	\$ 4,500,000	100%	\$ 4,500,000

R2016-173  
 EXHIBIT A - ATTACHMENT 3  
 PARK FACILITIES TO ACCOMODATE GROWTH

Skatepark (2)				
Washington: 1	\$	2,000,000	100%	\$ 2,000,000
Kit Carson: 1				
New Pool	\$	8,000,000	23%	\$ 1,840,000
New Trails (Mountain Bike & hiking)				
Mountain View: 1 Mountain Bike (\$1,000,000)	\$	2,000,000	100%	\$ 2,000,000
Citywide trails (\$1,000,000)				
Community Center		15,000,000	23%	3,450,000
Kit Carson Park Upgrades		2,000,000	100%	2,000,000
Grape Day Park Expansion @\$4.5M/aci		13,000,000	100%	13,000,000
Playground Equipment; 8 parks @ \$500K ea		4,000,000	100%	4,000,000
	\$	<u>68,831,550</u>		<u>\$ 50,702,285</u>

EXHIBIT A - ATTACHMENT 4  
TRAFFIC IMPROVEMENTS TO SUPPORT DEVELOPMENT

Street Name	From	To	Const Cost	ROW Cost	Total Cost
Auto Pkwy	SR78 EB ramps	Mission Ave	\$ -	\$ -	\$ -
	Mission Rd	Country Club Dr	\$ 237,500	\$ 57,000	\$ 294,500
	Citracado Pkwy	Enterprise St	\$ 202,500	\$ 48,600	\$ 251,100
	Enterprise St	Venture St	\$ 114,000	\$ 27,360	\$ 141,360
	Venture St	Andreassen Dr	\$ 409,250	\$ 98,220	\$ 507,470
Bear Valley Pkwy	Beethoven Dr	San Pasqual Rd	\$ 460,000	\$ 110,400	\$ 570,400
	San Pasqual Rd	Mary Ln	\$ 360,000	\$ 86,400	\$ 446,400
	Las Palmas	Sunset Dr	\$ 750,000	\$ 180,000	\$ 930,000
	Sunset Dr	City Limits	\$ 795,000	\$ 190,800	\$ 985,800
	El Norte Pkwy	Rock Springs Rd	\$ 255,750	\$ 61,380	\$ 317,130
Bennett Ave Broadway	Valley Pkwy	Grand Ave	\$ -	\$ -	\$ -
	Grand Ave	2nd Ave	\$ -	\$ -	\$ -
	2nd Ave	5th Ave	\$ -	\$ -	\$ -
Centre City Pkwy	SR78 EB offramp	Mission Ave	\$ 134,000	\$ 32,160	\$ 166,160
	Mission Ave	Washington Ave	\$ 332,500	\$ 79,800	\$ 412,300
	Mountain Meadow Rd	Jesmond Dene Rd	\$ 556,000	\$ 133,440	\$ 689,440
	Jesmond Dene Rd	Mesa Rock Rd	\$ 1,657,500	\$ 397,800	\$ 2,055,300
	Mesa Rock Rd	Ivy Dell Ln	\$ 475,000	\$ 114,000	\$ 589,000
	Ivy Dell Ln	Nutmeg St	\$ 383,000	\$ 91,920	\$ 474,920
	13th Ave	Felicita Ave	\$ 522,500	\$ 125,400	\$ 647,900
	Felicita Ave	Escondido Blvd	\$ 677,500	\$ 162,600	\$ 840,100
	Escondido Blvd	Citricado Pkwy	\$ 392,750	\$ 94,260	\$ 487,010
	Citricado Pkwy	I15 SB	\$ 408,000	\$ 97,920	\$ 505,920
(South Entrance) Chestnut	5th Ave	9th Ave	\$ 385,000	\$ 92,400	\$ 477,400
	9th Ave	13th Ave	\$ 525,000	\$ 126,000	\$ 651,000
Citracado Pkwy	Valley Pkwy	I-15	\$ 1,500,000	\$ 12,000,000	\$ 13,500,000
	I-15 NB ramps	Centre City Pkwy	\$ 688,750	\$ 165,300	\$ 854,050
	9th Ave	11th Ave	\$ -	\$ -	\$ -
	HOV Access	Via Rancho Pkwy	\$ 886,750	\$ 212,820	\$ 1,099,570
	Nutmeg St	I-15 SB ramps	\$ -	\$ -	\$ -



EXHIBIT A - ATTACHMENT 4

TRAFFIC IMPROVEMENTS TO SUPPORT DEVELOPMENT

Location	Project Description	Estimated Cost	Estimated Revenue	Estimated Net Cost	Estimated Total Cost
Oak Hill Dr Rock Springs Rd Rose St	Escondido Blvd	\$ 330,000	\$ 79,200	\$ 250,800	\$ 409,200
	Rock Springs Rd	\$ 330,000	\$ 79,200	\$ 250,800	\$ 409,200
	Quince St	\$ 150,000	\$ 36,000	\$ 114,000	\$ 186,000
	Fig St	\$ 296,875	\$ 71,250	\$ 225,625	\$ 368,125
	Ash St	\$ 105,375	\$ 25,290	\$ 80,085	\$ 130,665
	Harding St	\$ 215,125	\$ 51,630	\$ 163,495	\$ 266,755
	Rose St	\$ 329,375	\$ 79,050	\$ 250,325	\$ 408,425
	San Pasqual Valley Rd	\$ -	\$ -	\$ -	\$ -
	Lincoln Ave	\$ 336,750	\$ 80,820	\$ 255,930	\$ 417,570
	Valley Pkwy	Valley Pkwy	\$ 327,500	\$ 78,600	\$ 248,900
Grand Ave		\$ 332,500	\$ 79,800	\$ 252,700	\$ 412,300
Mission Ave		\$ 331,250	\$ 79,500	\$ 251,750	\$ 410,750
Washington Ave	Quince St (one-way)	\$ -	\$ -	\$ -	\$ -
	Fig St	\$ -	\$ -	\$ -	\$ -
	Date St	\$ -	\$ -	\$ -	\$ -
	Ash St	\$ -	\$ -	\$ -	\$ -
	Hickory St	\$ -	\$ -	\$ -	\$ -
	Fig St	\$ -	\$ -	\$ -	\$ -
	Ash St	\$ -	\$ -	\$ -	\$ -
	Harding St	\$ -	\$ -	\$ -	\$ -
	Rose St	\$ -	\$ -	\$ -	\$ -
	Escondido Blvd	\$ 227,500	\$ 54,600	\$ 172,900	\$ 282,100
5th Ave 9th Ave	Escondido Blvd	\$ -	\$ -	\$ -	\$ -
	Escondido Blvd	\$ 227,500	\$ 54,600	\$ 172,900	\$ 282,100
17th Ave	Quince St	\$ 361,250	\$ 86,700	\$ 274,550	\$ 447,950
	Auto Park Way	\$ 125,000	\$ 30,000	\$ 95,000	\$ 155,000
	Encino Dr	\$ 571,750	\$ 137,220	\$ 434,530	\$ 708,970
Detailed Estimates Bernardo Ave Citracado Pkwy	Citracado Pkwy	\$ 23,892,250	\$ 17,374,140	\$ 6,518,110	\$ 41,266,390
	Citracado Pkwy	\$ 633,500	\$ -	\$ 633,500	\$ 633,500
Felicitita Avenue	Kauana Loa Dr	\$ 12,500,000	\$ -	\$ 12,500,000	\$ 12,500,000
	Valley Pkwy	above	above	above	above
	Citracado Pkwy	\$ 2,500,000	\$ 1,600,000	\$ 900,000	\$ 4,100,000

EXHIBIT A - ATTACHMENT 4

TRAFFIC IMPROVEMENTS TO SUPPORT DEVELOPMENT

Lincoln Ave	Tulip St	Centre City Pkwy	above	above	9,250,000
	Escondido Blvd	Juniper St	\$ 8,250,000	\$ 1,000,000	\$
9th Ave	Lincoln Pkwy (SR-78)	Fig St	\$ 5,500,000	\$ 5,800,000	\$ 11,300,000
	Fig St	Ash St	above	above	
	La Terraza Blvd	Tulip St	\$ 2,900,000	\$ 100,000	\$ 3,000,000
			\$ 32,283,500	\$ 8,500,000	\$ 40,783,500
				Total	\$ 82,049,890

R2016-173

## EXHIBIT A - ATTACHMENT 5

## PUBLIC FACILITIES TO ACCOMMODATE GROWTH

	Projected Project to Build- Out	Percentage Related to Growth	Total Cost Related to Growth
<b>PUBLIC FACILITIES TOTALS</b>			
Fire Department	15,352,990	78%	11,943,438
Police Department	10,691,546	90%	9,585,406
Admin / Technology	3,350,105	26%	924,524
Library	52,000,000	26%	13,500,000
Senior Citizens	4,039,500	100%	4,039,500
Public Works	68,718,792	24%	16,378,972
			-
	<u>\$ 154,152,933</u>		<u>\$ 56,371,840</u>

Project Description	Projected Project to Build- Out	Percentage Related to Growth	Total Cost Related to Growth
<b>FIRE</b>			
Type VI Squad (Station 1)	\$ 600,000	100%	\$ 600,000
Type VI Squad equip/radios (Station 1)	250,000	100%	250,000
Type VI Squad (Station 2)	325,000	100%	325,000
Type VI Squad equip/radios (Station 2)	175,000	100%	175,000
ALS Transport Unit (Station 2)	200,000	100%	200,000
Transport Unit equip/radios (Station 2)	150,000	100%	150,000
2nd Truck Company (Station 2)	1,500,000	100%	1,500,000
Truck Equipment/Radios (Station 2)	400,000	100%	400,000
ALS Transport Unit (Station 7)	200,000	100%	200,000
Transport Unit equip/radios (Station 7)	150,000	100%	150,000
Property Acquisition (Station 8)	1,000,000	100%	1,000,000
Construction Costs (Station 8)	5,000,000	100%	5,000,000
Paramedic Assessment Engine (Station 8)	600,000	100%	600,000
Engine Equipment/Radios (Station 8)	250,000	100%	250,000
2nd Battalion Chief Vehicle	75,000	100%	75,000
Battalion Chief Vehicle Equipment/Radios	50,000	100%	50,000
RCS NextGen System (Citywide)	3,800,000	23%	874,000
Next Gen Mobile & Portable Radios	627,990	23%	144,438
<b>POLICE</b>			
58 new laptops @ \$5K each	\$ 290,000	100%	\$ 290,000
58 Portable Radios @ \$5K each	290,000	100%	290,000.00
58 Mobile Radios @ \$5K each	290,000	100%	290,000
58 Marked Units @ \$45K each	2,610,000	100%	2,610,000
10 Unmarked units w/Code 3 @ \$35K each	350,000	100%	350,000
11 Motorcycles @ \$35K each	385,000	100%	385,000
70 Unmarked Units @30K each	2,100,000	100%	2,100,000
5 CSO @ \$30K each	150,000	100%	150,000
58 police Equipment @ \$5K each	290,000	100%	290,000
Complete Police Firing Range	2,500,000	100%	2,500,000
Next Gen Mobile & Portable Radios	1,436,546	23%	330,406
<b>ADMIN &amp; TECHNOLOGY</b>			
GIS / Hi-Resolution Imagery & Equipment	\$ 1,000,000	23%	\$ 230,000
Personal Computers	100,000	100%	100,000
Phone Equipment Central / Desktop	100,000	100%	100,000
Security System Network Backbone	400,000	23%	92,000
Fiber Network, Equipment and Upgrades	1,700,000	23%	391,000
NextGen Mobile/Portable Radios (Code Enf.)	50,105	23%	11,524
<b>LIBRARY</b>			
Library books and materials - growth	\$ 2,000,000	100%	\$ 2,000,000

R2016-173  
 EXHIBIT A - ATTACHMENT 5  
 PUBLIC FACILITIES TO ACCOMMODATE GROWTH

Buildout of Library	50,000,000	23%	11,500,000
<b>SENIORS</b>			
8,310 sq.ft. building @\$450/sq.ft.	\$ 3,739,500	100%	\$ 3,739,500
Property Acquisition	300,000	100%	300,000
<b>PUBLIC WORKS</b>			
Public Works Expansion/Relocation Yard	\$ 57,000,000	23%	\$ 13,110,000
Radio Upgrades to P25	350,000	23%	80,500
Security for High Value Assets	500,000	23%	115,000
Laptops/Computers/Phones	100,000	23%	23,000
Traffic Signal Network	9,920,000	23%	2,281,600
Streets Equipment (Boom, RPM, Thermo)	745,000	100%	745,000
NextGen Mobile/Portable Radios (Streets/Parks)	103,792	23%	23,872

R2016-173  
 EXHIBIT A- ATTACHMENT 6

DRAINAGE FEE PROJECTS ASSOCIATED WITH FUTURE GROWTH

Drainage Fee Funded Projects - Associated with Future Growth

	Total	Growth Related
Unfunded Costs (\$1995)	\$53,941,659	\$ 10,313,295
Completed Facilities (\$1995)	<u>\$17,459,415</u>	<u>\$ 3,118,837</u>
Remaining Unfunded (\$1995)	\$36,482,244	\$ 7,194,458
Remaining Unfunded (\$2006)	\$69,510,836	\$ 13,709,439
Anticipated Fees to be Collected	\$10,064,000	\$ 10,064,000
Percentage Funded by Fees	14.5%	73.4%

Tile #	Pipe ID	Total Cost	Existing Deficiency	Cost Related to Growth
<b>Completed Projects</b>				
18	2047	40280	39380	900
13	2048	27800	23200	4600
29	2061	80750	0	80750
16	2085	83000	0	83000
16	2086	53000	47500	5500
16	2087	69600	63600	6000
19	2166	76950	70794	6156
18	2207	38095	0	38095
18	2209	36656	33496	3160
23	2211	151700	137640	14060
23	2212	49200	46320	2880
23	2215	133250	125450	7800
23	2216	38950	33950	5000
23	2217	130380	44202	86178
23	2266	386760	273240	113520
23	2267	166131	93744	72387
23	2268	96690	49500	47190
23	2269	89676	78864	10812
23	2270	155100	136400	18700
29	2334	261696	196272	65424
29	2343	912226	865600	46626
32	2349	9450	9000	450
29	2351	104940	82280	22660
23	2381	82800	78200	4600
23	2382	26100	22725	3375
27	2388	312340	242500	69840
28	2389	32100	27800	4300
28	2390	436500	366660	69840
27	2392	110200	90250	19950
28	2393	27200	12500	14700
28	2394	323000	264100	58900
28	2397	90625	68875	21750
23	2413	152460	67650	84810
23	2414	135828	58359	77469
23	2415	192600	183600	9000
23	2416	242900	233800	9100
23	2417	173500	167000	6500
23	2418	242900	233800	9100
23	2419	503150	484300	18850
22	2449	43215	43430	-215
29	2476	25500	18750	6750
29	2478	2470000	2134000	336000
29	2481	119000	112700	6300

R2016-173  
EXHIBIT A- ATTACHMENT 6

DRAINAGE FEE PROJECTS ASSOCIATED WITH FUTURE GROWTH

29	2483	1184000	1045000	139000
29	2487	2788800	2421600	367200
29	2490	189200	119020	70180
32	2491	2932600	2250600	682000

Total Completed Facilities      \$17,459,415                      \$    3,118,837



**FUTURE CITY COUNCIL AGENDA ITEMS**  
**November 30, 2016**

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

**December 14, 2016**  
**6:00 p.m. Installation Ceremony**

**December 21, 2016**  
**No Meeting (Christmas)**



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

December 1, 2016

## SPECIAL EVENTS

- **Community in Unity**  
Thursday, December 1 at 5:31 p.m.  
City Hall Dome  
The Escondido Chamber of Commerce's annual holiday celebration. For more information visit [escondidochamber.org](http://escondidochamber.org)
- **San Diego Pug Rescue Christmas Party**  
Saturday, December 3 from 10 a.m. – 1 p.m.  
Grape Day Park  
Annual fundraiser for the Pug Rescue of San Diego. Enjoy a day of fun with your pug! This event features pictures with Santa, dog related vendors and is a family friendly free event.
- For information about other activities taking place in Escondido, please visit [www.visitescondido.com](http://www.visitescondido.com)

## ECONOMIC DEVELOPMENT

Please see attached report from Muni Services regarding Economic News & Trends.

## COMMUNITY SERVICES

### Sports Tournaments

- **Commissioners Cup soccer tournament**  
December 3 & 4 at Ryan Park  
Cal South Soccer will be hosting the Commissioners Cup youth soccer tournament at Ryan Park on December 3 and 4. Most teams are from San Diego, Los Angeles and Riverside. 2500 players and spectators are expected to attend.
- **Triple Crown girls fast pitch softball tournament**  
December 3 & 4 at Kit Carson Park  
Triple Crown Christmas Qualifier and Toy Drive girls fast pitch softball tournament on December 3 and 4 at Kit Carson Park. Teams will be traveling in from Northern California, Southern California, Arizona, Washington, Nevada, Oregon, and Canada. There will be a total of 210 teams. 5000 players and spectators are expected to attend.



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

## 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 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-

# City Manager's WEEKLY UPDATE to City Council

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.

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. Building plans are currently being reviewed by staff and a building permit should be issued soon.
8. Escondido Hyundai (Developer: Abe Razick, Escondido Hyundai) – A plot plan has been approved for a temporary showroom and small vehicle sales lot for Escondido Hyundai at 2025 Auto Park Way. The service department will be across the street at 229 S. Andreasen Drive. The showroom building was formerly a bank and is being converted into the Hyundai dealership as a temporary facility while they look for a site to build a new dealership. The Economic Development Department and Planning Division will be working with the owner to locate a suitable site for their new dealership.

## **Industrial**

1. StorQuest (Developer: The William Warren Group, Inc.) – 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. A grading plan was submitted for review on November 3, 2016.

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

2. Victory Industrial Development (Developer: Scott Merry, Badiie 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) – *No change from the following update reported last week:* 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 have been developed and two neighborhood meetings were held on October 12, 2016 and November 3, 2016. A 30-day public review period for the proposed Mitigated Negative Declaration ended on November 27, 2016. A Planning Commission hearing on the proposed CUP has been scheduled for December 13, 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. 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. Grading, building and landscape plans are now being reviewed by staff for permit issuance.
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

# City Manager's WEEKLY UPDATE to City Council

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.

6. Innovative Industrial Development (Developer: Scott Merry, Badiie Development) – This project involves a unique proposal in which two potential industrial development scenarios are being analyzed for the 5.76-acre site located at 1925 Harmony Grove Road, directly in front of the “Victory Industrial Development” described above. The first development scenario involves a single tenant building with 98,500 square feet and 197 parking spaces. The alternative scenario envisions three industrial buildings roughly within the same footprint as the single tenant proposal. The three industrial buildings would include a total of 86,000 square feet with 234 parking spaces. An industrial planned development application has been submitted along with a zone change from residential to Planned Industrial consistent with the updated General Plan. A Mitigated Negative Declaration was issued on November 7, 2016 and the public review period will close on November 28, 2016. A Planning Commission hearing for this project tentatively has been scheduled for December 13, 2016.
7. HARRF Biogas to Energy Project (Developer: City of Escondido Utilities Department) – This project is a proposed Conditional Use Permit that will utilize the existing digester gas created during the sewage treatment process to power two generators with a combined output of 1,200 kW of power. The gas which is currently being flared on the site will be redirected for a useful purpose and used to offset the HARRF’s demand on utility natural gas and electricity from SDG&E. The project was submitted in September 2016 and is scheduled to be considered currently being reviewed by staff.

## Institutional

1. John Paul the Great Catholic University (Developer: Kevin Meziere, John Paul the Great Catholic University) – 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. The university hosted an open house for the student resource center on November 28, 2016.

# City Manager's WEEKLY UPDATE to City Council

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 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) 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

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

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) – 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. The final map is scheduled for City Council approval on November 16, 2016. The precise grading plan for Phase 1 is nearing approval as are the landscape plans for the community.
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.
6. Wohlford (Developer: Jack Henthorne) – 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 has submitted the first screencheck version of the Draft EIR for staff review. An application for a Development Agreement has recently been submitted by the applicant.
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 has been approved by the City Council. Precise grading plans for the model complex and a model home permit have been approved. Building plans for the construction of eight model homes were submitted on May 18, 2016 and are expected to be issued this week. 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.

# City Manager's WEEKLY UPDATE to City Council

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.

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. 5<sup>th</sup> 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

# City Manager's WEEKLY UPDATE to City Council

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) – 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 City Council approved the project on October 12, 2016. Grading plans and a final map were submitted on November 17 and November 21, 2016, and are currently being reviewed by staff. The Development Agreement has recorded.
15. The Villages at Escondido Country Club (Developer: Jason Han, New Urban West, Inc.) – The project would redevelop the former 109.3-acre Escondido Country Club golf course property with a new residential development consisting of 392 dwelling units including single-family detached and attached duplex units. The proposed project density is 3.6 dwelling units per acre with a minimum residential lot size of 2,555 square feet. The development would include 46 acres of open space including a landscaped greenbelt with a four-mile trail system linking park features. Other proposed amenities include a new clubhouse building, swimming pool, gym, tennis/pickle ball court, restaurant and bar and banquet facilities. The proposed General Plan Amendment, Specific Plan, Vesting Tentative Map and Zone Change applications and plans were submitted to the Planning Division on October 31, 2016. The plans are now being routed to City departments and agencies for comments. The developer has retained Dudek to prepare the Draft EIR for the project. The developer will fund a contract planner working under the direction of the Planning Division to assist the City in processing the project. A kick-off meeting was held on November 15, 2016, to commence project-related discussions between Planning staff and their contract planner, the applicant and the EIR consultant. A letter indicating the project application is incomplete was sent to the applicant on November 30, 2016.

## **Building Division:**

1. The Building Division issued 48 permits during this three-day holiday week with a total valuation of \$519,244.
2. 21 photovoltaic permits were issued for the week. The Building Division has issued 1,196 solar permits this year compared to 1,285 issued for the same time last year.
3. Counter technicians had a busy week, assisting, on average, 32 customers per day with 42 customers on Monday and 20 customers on the Wednesday before Thanksgiving.

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

4. Building inspections averaged 40 inspections per day. 45 inspections were requested on Tuesday. There were seven inspections held-over on Wednesday.
5. To date the Building Division has processed 3,575 permits, compared to 3,380 permits last year to date. Current building valuation for all issued permits to date is \$58,650,054 compared to \$42,814,347 for last year.
6. 65 new single family dwellings permits have been issued this year compared with 20 issued same time last year.
7. Projects nearing permit issuance are:
  - a. Latitude 2, 112 unit apartment building at 610-660 Centre City Parkway
  - b. Church of Resurrection at 1445 Conway, 18,000 sf church
  - c. Veterans Village, at 1540 S Escondido Blvd, 40,000 sf three-story apartment building
  - d. Springhill Suites, a 105-room hotel located at 200 La Terraza Blvd.
8. The construction of City Plaza, the three-story mixed use building at 300 S Escondido Blvd. is continuing and the first concrete pour for the podium slab will be placed this week.
9. Underground plumbing inspections have been approved for seven of the eight model homes at Shea Homes, Tract 932.
10. The Solutions for Change affordable housing project at 1560 S Escondido Blvd. has received foundation and masonry grout inspections.
11. Roof framing is proceeding at The Meadowbrook three-story apartment building with underground garage at 2081 Garden Valley Glen.
12. SDG&E is completing a utilities upgrade at Greencrest Mobile Home Park at 541 W 15<sup>th</sup> and will be starting upgrades soon at Town and Country Mobile Home Park at 2280 E Valley Pkwy and Citrus Gardens, 211 S Citrus Ave.
13. Escondido Disposal is receiving underground inspections for their conveyer pits associated with their large expansion and remodel.
14. In-house plan review is very busy and plans are averaging close to 25 days on the initial review and 10 to 15 days on resubmittals.
15. 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.
16. The Calvin Christian new chapel and auditorium at 2000 N. Broadway has received masonry grout inspections for their exterior walls.

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

17. The Talk of The Town new restaurant project at 444 Brotherton has received rough framing inspection corrections and is anticipating final shell building inspection request soon.

## **Code Enforcement:**

1. As of November 28, 2016, the total number of open code enforcement cases is 506 cases. During the prior week, 70 new cases were opened, and 43 cases were closed, with a backlog of an additional 22 cases not yet opened for assignment and investigation.
2. There were no illegal signs confiscated during the weekend.
3. Last week, the Business License Division issued 10 new licenses and received 14 new applications, in addition to 98 renewals. 15 businesses closed out their licenses.

## **ENGINEERING**

### **CAPITAL IMPROVEMENTS**

#### **2015/2016 Street Rehabilitation and Maintenance Project:**

The contractor is concentrating on installing the Slurry Treatment in the Old Escondido Historical District as well as the Westside Community between 5<sup>th</sup> Avenue to the north and 17<sup>th</sup> Avenue to the south. The striping contractor has arrived to install the permanent striping along El Norte Parkway between Ash Street and Broadway on Tuesday and Wednesday of this week.

### **PRIVATE DEVELOPMENT**

#### **Pradera - Lennar Communities:**

The construction of the water main along Stanley Avenue is complete, the tie in to the existing facilities is scheduled for November 29 through December 2, 2016.

#### **Plan reviews and approvals continued on this project as follows:**

- Engineering and Utility staff continue to work closely with Lennar's engineer on the design of the proposed 20" waterline in Conway Dr. The San Diego County Water Authority approved an alignment for the 20" waterline in their easement subject to potholing their aqueducts and providing more detail on the proposed jack and bore procedure to install the 20" waterline.

#### **Lexington Model Homes - KB Homes:**

The installation of the storm drain system has begun for the project.

- The Final Map mylar was signed and forwarded to the City Clerk for her and the Mayor's signature and then on to the County Recorder for recording
- The In-Tract improvement plans are close to approval; waiting on SDCWA approval

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

- The Offsite Improvement plans are close to approval; just need last adjacent owner to sign Right of Entry to reconstruct driveways off Vista Avenue

## **City Plaza: Escondido Boulevard at 3<sup>rd</sup> Avenue**

The contractor poured the second floor slab on Tuesday of this week.

## **Tract 932 - Canyon Grove Shea Homes Community:**

*No changes from the following reported last week:* The contractor is continuing the mass grading for the 179 housing units. The Ash Street/ Vista Avenue improvements which are the jurisdiction of the San Diego County is at a standstill until elements of the dry utilizes have been relocated along Ash Street. The construction of the off- site water main along Century Way has been completed with the start of water quality testing continuing this week. Work on the new traffic signal installation at the Ash Street / Sheridan Avenue intersection is ongoing with the pot holing of existing utility crossings at the Ash/ Sheridan intersection.

- The 3<sup>rd</sup> submittal of the Precise Grading plans for Phases 1-4 for both planned neighborhoods (eight phases and 78 homes total) are ready for approval.
- The Final Map was approved by City Council on October 19 and will be recorded when the mylars with all required signatures are submitted.

## **Solutions Housing Project 1560 S. Escondido Boulevard:**

The construction of the remaining water line lateral is complete, the water quality testing has begun this week. The contractor will begin to backfill utility trenches along the frontage so that the steel plates may be minimized.

## **Latitude II Condominiums by a Lyon Homes Partnership: Washington Avenue at Centre City Parkway**

The work for installing the new water main in Washington Avenue is complete, water quality testing is continuing this week. The Grading Permit has been issued and mass grading of the entire site began on Monday, November 28, 2016. There will be several weeks of grading needed prior to the importing of material to balance the site.

## **Westminster Theological Seminary Graduate Student Housing: Boyle Avenue at Bear Valley Parkway**

*No changes from the following reported last week:* The grading contractor has started to fine grade the site in preparation of certifying the pad and compaction effort for all material placed.

## **Veterans Village 1556 S. Escondido Boulevard:**

The demolition of the existing structures began last week.

## **Talk of the Town:**

Contractor installed the final driveway approach along Brotherton as well as starting the installation of irrigation on site. The temporary meter release was issued for the restaurant portion of the project.

# City Manager's WEEKLY UPDATE to City Council

## **Tract 877 – Bernardo Ave. by Ambient Communities:**

This project is a 13 lot single family residential project located at the cul-de-sac end of the Bernardo Ave. and the I-15 frontage road and will extend it and reconstruct the emergency access gate further south. The project was recently reactivated and revised to meet new storm water standards and optimize the site grading.

- The 4<sup>th</sup> submittal of the Final Map was made on November 18 and was returned November 28 with very minor changes
- The Rough Grading plan was approved on November 30
- The 4<sup>th</sup> submittal of the Improvement plans was made on October 25, and was returned November 15

Bonds were submitted on November 16 and approved by City Attorney on November 29.

## **Tract SUB16-0001 - Gateway Condominiums by Integral Communities:**

This project is a 126 Unit residential condominium redevelopment of the old Police Station property located across from the North County Transit Sprinter and Bus Station and is addressed as 700 W. Grand Ave. The project will also include a small retail/café area and is also required to construct traffic controlled pedestrian crossings of both Grand Ave. and W. Valley Parkway.

## **Tract 848 – Idaho Ave.:**

This project is a nine lot residential subdivision located off Idaho Ave. just east of Juniper St. This is a private road hillside development and with a Tentative Map approved approx. 10 years ago has had to show compliance with current SUSMP requirements. A new owner and engineer have resubmitted this project after a period of about 15 months with no action.

- The 1<sup>st</sup> submittal of the Grading and Street Improvement plans were returned to the project engineer on November 21.
- The 1<sup>st</sup> submittal of the Final Map, revised SWQMP, and Landscape plans were returned to the engineer on November 29.

## **Victory Industrial Park:**

This is a 91,000 SF light industrial development located at 2005 Harmony Grove Rd. and is comprised of two buildings on roughly five acres. A boundary adjustment with three neighboring industrial properties to the northwest will complete the project site. Although the project is in the City's Water District a Service Exchange Agreement with Rincon del Diablo Municipal Water District to provide water service has been negotiated. The site requires the import of roughly 67,000 CY of fill material to elevate the building pads for sewer service.

- The 2<sup>nd</sup> submittal of the Grading plans and SWQMP were returned on November 28.
- The 2<sup>nd</sup> submittal of the Improvement plans were made on October 21, and should be returned this week.

# City Manager's WEEKLY UPDATE to City Council

## POLICE

### Incidents

- On 11/21/16 at 11:30 p.m., police communications received numerous 911 calls of gunshots fired in the area of 4<sup>th</sup> Ave. and Orange St. Witnesses stated they saw a gray pick-up speeding away from the area. Moments later, an officer located the vehicle and attempted to stop it. The vehicle did not yield and continued to drive, but ultimately stopped in the 500 block of W. Grand Ave. A felony car stop was conducted and three subjects were detained. One of the men in the car had a gunshot wound to his leg, and a bullet lodged in the vehicle. Officers located the scene of the shooting in the 300 block of S. Orange St. The shooting is believed to be gang related. The gunshot victim was taken to Palomar Medical Center and treated for a non-life threatening gunshot wound. The investigation is on-going.
- On 11/24/16 at about 12:48 p.m., an officer stopped a male juvenile who was acting suspicious and possibly involved in graffiti activity. While the officer was conducting his investigation, the juvenile became combative and took a swing at the officer and missed. The officer was able to subdue the juvenile with the assistance of another officer who sustained a minor injury to his hand. The seventeen-year-old male suspect was booked into Juvenile Hall for assaulting a peace officer.
- On 11/24/16 at about 2:34 p.m., officers witness smoke coming from the area of Lake Dixon and responded to the area to investigate. Officers located a vegetation fire 100 yards northwest of the entrance to Dixon Lake, next to an avocado grove. Escondido and Cal-Fire Departments responded to battle the small blaze. Officers set-up traffic control points at the entrance to Lake Dixon and on La Honda Dr. CAL-Fire air support units also respond and were instrumental in quickly extinguishing the fire. The fire burned was about three acres and no injuries or property damage was reported. The cause of the fire is under investigation.
- On 11/25/16 at about 5:46 a.m., officers responded to a call of a missing person. A woman reported that she and her 65-year-old mom were dropped off on Broadway near Lincoln Ave around 3:50 a.m. by her boyfriend. The subjects were all from Valley Center, but have family in Escondido. The mother walked away from the woman while she was getting things out of the car. The elderly woman has poor vision and was last seen in the 1400 block of N. Broadway. The initial search for the woman was unsuccessful. The investigating officer used social media, including Facebook and was able to locate the missing woman at an apartment in the 700 block of N. Fig St. The woman was located with family members and was doing well.
- On 11/25/16 at about 5:20 p.m., police communications received multiple 911 calls of shots fired in the area of Fig St. and Mission Ave. An officer responding to the area saw

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

a vehicle ramming the side of a large box truck on Washington Ave. The officer stopped both vehicles and detained the occupants. The vehicle was occupied by a male adult later determined to be a local gang member, and the box truck was occupied by two adult men delivering appliances. Officers determined the man driving the car was in possession of a stolen .45 Caliber semi-automatic pistol, which he fired multiple rounds at the box truck. The motive for the shooting is unknown and the investigation is on-going. The male suspect (on active probation) was arrested and booked into the Vista Detention Facility on multiple assault and weapons charges.

- On 11/26/16 at about 7:30 a.m., an officer observed a vehicle in the area of Lake Wohlford Rd. and East Valley Pkwy that had been reported stolen in San Diego. The officer followed the vehicle up the Lake Wohlford grade where the driver eventually yielded on their own. Officers conducted a felony car stop and detained the driver and passenger without incident. The female driver was ultimately arrested for auto theft and drug offenses, and the male passenger was also arrested for drug offenses. Both suspects were booked at the Vista Detention Facility.
- On 11/26/16 at about 10:18 p.m., an officer attempted to stop a vehicle for a traffic violation. The driver of the vehicle sped away making some quick turns in an attempt to evade the officer. The officer locates the vehicle a few moments later in an alley between the 400 block West 6<sup>th</sup> Ave and 7<sup>th</sup> Ave. The driver fled from the vehicle into the neighborhood upon seeing the officer. A few minutes later a resident at in the area called 911 to report the suspect was in his yard on 7<sup>th</sup> Ave. Officers apprehend the suspect without incident. Further investigation revealed the vehicle being driven by the suspect had been reported stolen. The suspect was arrested and booked at the Vista Detention Facility.

###