

CITY OF ESCONDIDO
December 7, 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, December 7, 2016 in the Council Chambers at City Hall with Mayor Abed presiding.

ATTENDANCE:

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

ORAL COMMUNICATIONS

CLOSED SESSION: (COUNCIL/SUCCESSOR AGENCY/RRB)

MOTION: On the recommendation of the City Attorney Jeffrey Epp, Deputy Mayor Morasco moved to add an item to Closed Session pursuant to the authority of Government Code Section 54954.2(b)(2) and then to recess to Closed Session; the motion was seconded by Councilmember Gallo. The matter to be added was City Manager – Employment pursuant to Government Code Section 54957(b)(1). The need to discuss the matter arose subsequent to the posting of the agenda last week as difficulties arose with regard to Councilmember schedules and the ability to meet the week of December 19 became apparent, as well as schedules involving the City Manager recruitment firm retained by the City.

Council adopted the motion to add the item to the Closed Session agenda and then recess to Closed Session by a vote of 4/0/1; Councilmember Diaz was absent.

- 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

ITEMS I.a., I.b., AND II. WERE NOT DISCUSSED.

ADJOURNMENT

Mayor Abed adjourned the meeting at 3:54 p.m.

MAYOR

CITY CLERK

DEPUTY CITY CLERK

CITY OF ESCONDIDO
December 7, 2016
4:30 P.M. Meeting Minutes

Escondido City Council
Mobilehome Rent Review Board

CALL TO ORDER

The Regular Meeting of the Escondido City Council was called to order at 4:30 p.m. on Wednesday, December 7, 2016 in the Council Chambers at City Hall with Mayor Abed presiding.

MOMENT OF REFLECTION

None

FLAG SALUTE

Troop 668 Boy Scout Eric Coy led the Flag Salute

ATTENDANCE:

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

Also present were: Graham Mitchell, City Manager; Jeffrey Epp, City Attorney; Bill Martin, Director of Community Development; Julie Procopio, Director of Engineering Services; Diane Halverson, City Clerk; and Jennifer Klein, Deputy City Clerk.

ORAL COMMUNICATIONS

CONSENT CALENDAR

Mayor Abed requested City Attorney Jeffrey Epp to make a report from Closed Session. City Attorney Jeffrey Epp announced that the City Council acted in Closed Session to work with current City Manager, Graham Mitchell, to extend his resignation date to continue serving as City Manager through February 15, 2017. We have executed that agreement and it is a public document.

Councilmember Masson removed item 6 for discussion.

MOTION: Moved by Councilmember Gallo and seconded by Councilmember Masson to approve the following Consent Calendar items with the exception of item 6. Ayes: Gallo, Masson, Morasco, and Abed. Noes: None. Absent: Diaz. Motion carried.

1. **AFFIDAVITS OF PUBLICATION, MAILING AND POSTING (COUNCIL/SUCCESSOR AGENCY/RRB)**
2. **APPROVAL OF WARRANT REGISTER (Council/Successor Agency)**
3. **APPROVAL OF MINUTES: A) 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. (File No. 0740-30)

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. (File No. 0600-10 [A-3205])

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. (File No. 0600-10 [A-2249])

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

RESOLUTION NO. 2016-177

Councilmember Masson questioned the extension of the banking services agreement with Bank of America and commented regarding requests for proposals with other banks.

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

CONSENT – RESOLUTIONS AND ORDINANCES (COUNCIL/SUCCESSOR AGENCY/RRB)

The following Resolutions and Ordinances were heard and acted upon by the City Council/Successor Agency/RRB at a previous City Council/Successor Agency/Mobilehome Rent Review meeting. (The title of Ordinances listed on the Consent Calendar are deemed to have been read and further reading waived.)

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 (File No. 0680-50)

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. (File No. 0697-20-10105)

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

RRB RESOLUTION NO. 2016-14

Belinda Rojas, Program Administrator, presented the staff report, utilizing a PowerPoint presentation.

Jim Younce, Owner's Representative, noted that the broken window was repaired. He was available to answer any further questions.

MOTION: Moved by Councilmember Gallo and seconded by Deputy Mayor Morasco to approve the short-form rent increase application submitted by Greencrest Mobilehome Park 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. Ayes: Gallo, Masson, Morasco, and Abed. Noes: None. Absent: Diaz. Motion carried.

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. (File No. 0480-45)

Staff Recommendation: **Approval (Finance Department: Sheryl Bennett and Engineering Services Department: Julie Procopio)**

RESOLUTION NO. 2016-173R

Jay Petrek, Assistant City Manager, and Julie Procopio, Director of Engineering Services, presented the staff report, utilizing a PowerPoint presentation.

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

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

Councilmember Gallo shared a report regarding the Central Valley and Delta water supply presented at the the San Diego County Water Authority meeting. Deputy Mayor Morasco attended the California Center for the Arts, Escondido Subcommittee Meeting, and shared information on new after school arts programs, upcoming museum exhibits, a potential ground lease to ASB (A Step Beyond dance program), and a discussion on a potential hotel project.

Mayor Abed reported on the SANDAG meeting and commented that the 78 connection is a priority for North County. He also indicated his recent appointment as chair of LAFCO and shared information concerning the "islands" within North County.

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 5:19 p.m.

MAYOR

CITY CLERK

DEPUTY CITY CLERK