

CITY OF ESCONDIDO
February 1, 2017
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, February 1, 2017 in the City Council Chambers at City Hall with Mayor Abed presiding.

ATTENDANCE:

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

ORAL COMMUNICATIONS

CLOSED SESSION: (COUNCIL/SUCCESSOR AGENCY/RRB)

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

I. CONFERENCE WITH LEGAL COUNSEL-- EXISTING LITIGATION (Government Code 54956.9(d)(1))

Case Name: Nicolas Dapice v. City of Escondido
Case No: WCAB Case No. ADJ6914844

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

- a. **Property:** Horse Arena, 3400 Valley Center Road
City Negotiator: Graham Mitchell, City Manager
Negotiating Parties: Sergio Contreras, President, Association de Charros de El Caballo Park
Under Negotiation: Lease Renewal Terms
- b. **Property:** 901 West Washington Avenue
City Negotiator: Graham Mitchell, City Manager
Under Negotiation: Possible sale, lease, or transfer

III. PUBLIC EMPLOYMENT PERSONNEL MATTERS (Government Code §54957(b)(1))

- a. **City Manager**
b. **City Attorney**

NO ACTION WAS ANNOUNCED.

ADJOURNMENT

Mayor Abed adjourned the meeting at 4:30 p.m.

MAYOR

CITY CLERK

DEPUTY CITY CLERK

CITY OF ESCONDIDO
February 1, 2017
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 4:34 p.m. on Wednesday, February 1, 2017 in the City Council Chambers at City Hall with Mayor Abed presiding.

MOMENT OF REFLECTION

Sharon Allison led the Moment of Reflection.

FLAG SALUTE

Councilmember Diaz led the Flag Salute.

ATTENDANCE:

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

ORAL COMMUNICATIONS

Barbara Gallas, Escondido, spoke in favor of the City's mobilehome rehabilitation loans for low income seniors.

Chief Craig Carter, provided information regarding the City's contract the current alarm vendor.

CONSENT CALENDAR

Mayor Abed removed items 7 and 10 and Deputy Mayor Masson removed item 9 from the Consent Calendar for discussion.

MOTION: Moved by Deputy Mayor Masson and seconded by Councilmember Morasco to approve the following Consent Calendar items with the exception of items 7, 9, and 10. Motion carried unanimously.

1. **AFFIDAVITS OF PUBLICATION, MAILING AND POSTING (COUNCIL/SUCCESSOR AGENCY/RRB)**
2. **APPROVAL OF WARRANT REGISTER (Council/Successor Agency)**
3. **APPROVAL OF MINUTES: Regular Meeting of January 11, 2017**

4. FISCAL YEAR 2015-16 URBAN AREA SECURITY INITIATIVE GRANT AND BUDGET ADJUSTMENT -

Request the City Council approve accepting \$569,126 in Federal grant funding from the San Diego Office of Homeland Security (SD OHS) for the FY 2015-16 Urban Area Security Initiative (UASI) grant; 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)**

5. WALMART COMMUNITY GRANT AND BUDGET ADJUSTMENT -

Request the City Council approve authorizing the Escondido Police Department to accept a Walmart Community Grant in the amount of \$500; 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)**

6. STATE OF CALIFORNIA 911 FOR KIDS FUNDING AND BUDGET ADJUSTMENT -

Request the City Council approve authorizing the Escondido Police Department to accept \$2,634.94 in funds from the State of California 911 Emergency Communications Office; 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)**

7. AWARD OF BID FOR THE PURCHASE OF TWENTY-SEVEN FLEET REPLACEMENT VEHICLES -

Request the City Council approve the bid award for the purchase of twenty-seven 2017 Fleet Replacement Vehicles to North County Ford in the amount of \$954,196.06. The bid amount includes sales tax, documentation, California State Tire Recycling fees, and a 1.5% discount if paid within 15 days of the invoice date. This purchase is necessary to replace twenty-three vehicles and add four vehicles for various City departments per Exhibit "A." The existing vehicles have been in service between eight (8) and sixteen (16) 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. 2017-15

Mayor Abed questioned the mileage of fleet vehicles and the use of the new vehicles.

Joseph Goulart, Fleet Maintenance Superintendent, utilized a PowerPoint presentation and provided information regarding the need for replacement vehicles.

MOTION: Moved by Mayor Abed and seconded by Councilmember Diaz to approve the bid award for the purchase of twenty-seven 2017 Fleet Replacement Vehicles to North County Ford in the amount of \$954,196.06 and adopt Resolution No. 2017-15. Motion carried unanimously.

8. HOUSING-RELATED PARKS PROGRAM GRANT APPLICATION -

Request the City Council approve authorizing the Public Works Director or his designee to submit an application to the California Department of Housing and Community Development (HCD) for a Housing-Related Parks (HRP) Program Grant and if approved, authorize the Public Works Director or his designee to enter into, execute, and deliver a State of California Standard Agreement and any and all other documents required or deemed necessary or appropriate to secure the HRP Program Grant. (File No. 0480-70)

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

RESOLUTION NO. 2017-16

9. FIRST AMENDMENT TO ESCONDIDO COUNTRY CLUB CONSULTING AGREEMENT AND BUDGET ADJUSTMENT -

Request the City Council approve authorizing the City Manager to amend an agreement for professional services with Michael Baker International Inc. and approve a Planning Division budget adjustment of \$147,200. (File No. 0600-10 [A-3209])

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

A) RESOLUTION NO. 2017-17 B) RESOLUTION NO. 2017-21

Deputy Mayor Masson commented regarding the purpose of the consulting agreement and clarified that it is not an endorsement by the City.

Barbara Conrad, Escondido, remarked that she is opposed to 400 multiple story homes and is concerned about traffic and pollution.

MOTION: Moved by Councilmember Morasco and seconded by Councilmember Diaz to approve authorizing the City Manager to amend an agreement for professional services with Michael Baker International Inc. and approve a Planning Division budget adjustment of \$147,200 and adopt Resolution No. 2017-17 and Resolution No. 2017-21. Motion carried unanimously.

10. EMERGENCY REPAIR OF THE SEWER PIPELINE ON NORTH HALE AVENUE -

Request the City Council approve declaring that pursuant to the terms of Sections 22050 of the California Public Contract Code, the City Council affirms that it was appropriate for City staff to forego normal bidding procedures and to award a contract for emergency repairs of a failed sewer main on Hale Avenue. The resolution, which must be passed by four-fifths vote, also declares that public interest and necessity demand the immediate expenditure to safeguard life, health, or property. (File No. 0600-10 [A-3208])

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

RESOLUTION NO. 2017-22

Mayor Abed noted that this item required a vote of 4/5.

MOTION: Moved by Deputy Mayor Masson and seconded by Councilmember Morasco to approve declaring that pursuant to the terms of Sections 22050 of the California Public Contract Code, the City Council affirms that it was appropriate for City staff to forego normal bidding procedures and to award a contract for emergency repairs of a failed sewer main on Hale Avenue and adopt Resolution No. 2017-22. Motion carried unanimously.

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

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

PUBLIC HEARINGS

11. TAX EQUITY AND FISCAL RESPONSIBILITY ACT PUBLIC HEARING FOR FINANCING BY ESCONDIDO BIOENERGY, LLC, OF A BIOGAS COGENERATION PROJECT AT THE HALE AVENUE RESOURCE RECOVERY FACILITY -

Request the City Council approve the issuance of revenue bonds by the California Municipal Finance Authority. The aggregate principal amount of the bonds is not to exceed \$7,000,000. The Loan will be issued to Escondido Bioenergy, LLC, in order to: (1) finance the construction and equipping of a biogas cogeneration project located onsite at the City of Escondido's Hale Avenue Resource Recovery Facility, to be owned and operated by the Borrower and located within the City of Escondido; and (2) pay certain expenses incurred in connection with the issuance of the Loan, pay capitalized interest, and fund a debt service reserve fund. (File No. 0440-45)

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

RESOLUTION NO. 2017-18

Christopher McKinney, Director of Utilities, presented the staff report utilizing a PowerPoint presentation.

MOTION: Moved by Councilmember Diaz and seconded by Deputy Mayor Masson to approve the issuance of revenue bonds by the California Municipal Finance Authority and adopt Resolution No. 2017-18. Motion carried unanimously.

12. WATER AND WASTEWATER RATE ADJUSTMENTS FOR 2017 THROUGH 2021 -

Request the City Council approve utility rate adjustments, effective March 1, 2017, to increase Water Fund revenue by 5.5 percent and Wastewater Fund revenue by 5.5 percent; approve future utility rate adjustments, effective March 1 of each year from 2018 through 2021, to increase Water Fund revenue by an additional 5.5 percent annually and Wastewater Fund revenue by an additional 5.5 percent annually; approve annual adjustments through 2021 for two "pass-through" charges: (1) the Infrastructure Access Charge levied by the San Diego Water Authority, and (2) the Readiness-to-Serve Charge levied by the Metropolitan Water District of Southern California; and approve future adjustments through 2021 for "pass-through" volumetric charges imposed by the San Diego County Water Authority for water supplies imported into Escondido. (File No. 1320-65)

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

RESOLUTION NO. 2017-14R

Christopher McKinney, Director of Utilities, presented the staff report utilizing a PowerPoint presentation.

Bruce, Escondido, commented regarding wastewater charges and fees for Carefree Ranch Mobilehome Park are inconsistent with the proposed rate.

Phillip Henry, Escondido, spoke in favor of bringing recycled water to agriculture users and supports the lowest recommended increase for recycled water rates for agricultural customers.

Mark Kalpakgian, Escondido, spoke in opposition of any water rate increases and shared his support for keeping potable water rates as low as possible and for the City's recycled water program.

Edward Grangetto, Escondido, suggested holding potable and recycled water rates for agriculture to the lowest possible increase.

Burnet Wohlford, Escondido, shared his support the recycled water program and requested the lowest possible increase for water rates.

Chris Splane, Escondido, questioned the legality of tier levels and spoke in opposition of water rate increases.

MOTION: Moved by Councilmember Gallo and seconded by Deputy Mayor Masson to approve utility rate adjustments, effective March 1, 2017, to increase Water Fund revenue by 5.5 percent and Wastewater Fund revenue by 5.5 percent; approve future utility rate adjustments, effective March 1 of each year from 2018 through 2021, to increase Water Fund revenue by an additional 5.5 percent annually and Wastewater Fund revenue by an additional 5.5 percent annually; approve annual adjustments through 2021 for two "pass-through" charges: (1) the Infrastructure Access Charge levied by the San Diego Water Authority, and (2) the Readiness-to-Serve Charge levied by the Metropolitan Water District of Southern California; and approve future adjustments through 2021 for "pass-through" volumetric charges imposed by the San Diego County Water Authority for water supplies imported into Escondido and adopt Resolution No. 2017-14RR with agricultural rates at \$2.70. Ayes: Abed, Gallo, Masson, Morasco; Noes: Diaz. Motion carried.

CURRENT BUSINESS

13. ESCONDIDO BMX COURSE POSSIBLE SITE LOCATIONS -

Request the City Council provide input and direction regarding the establishment of a BMX course at one of four possible sites: Kit Carson Park (2 areas), Mountain View Park, and Jesmond Dene Park; and provide direction on next steps to secure a developer/operator of a BMX course. (File No. 0915-07)

Staff Recommendation: **Provide Direction (City Manager's Office: Graham Mitchell)**

Graham Mitchell, City Manager, and Jeff Wyner, Management Analyst II, presented the staff report utilizing a PowerPoint presentation.

Vincent McCary, Lakeside, spoke in favor of a BMX course and commented that Kit Carson Park offers the best location.

Mark Day, Escondido, shared that a BMX course would not be fiscally beneficial to the City and commented that Kit Carson Park offers the best location.

Council provided authorization to release a request for proposals to secure a developer/operator of a BMX course.

FUTURE AGENDA

14. FUTURE AGENDA -

The purpose of this item is to identify issues presently known to staff or which members of the City Council wish to place on an upcoming City Council agenda. Council comment on these future agenda items is limited by California Government Code Section 54954.2 to clarifying questions, brief announcements, or requests for factual information in connection with an item when it is discussed.

Staff Recommendation: **None (City Clerk's Office: Diane Halverson)**

COUNCIL MEMBERS' SUBCOMMITTEE REPORTS

Councilmember Gallo shared information regarding a SANDAG Border Committee Border Crossing Study; reported attending San Diego County Water Authority and shared information regarding snow pack levels and that the Citizens' Water Academy is currently accepting nominations.

Mayor Abed reported attending the SANDAG Board of Directors meeting where they set strategic goals and eliminated the second vice chair position and term limits; shared that he will be attending the SANDAG Retreat February 8 – 10, 2017.

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 7:25 p.m.

MAYOR

CITY CLERK

DEPUTY CITY CLERK