

CITY OF ESCONDIDO
March 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 3:34 p.m. on Wednesday, March 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

Ed Ehrhart, Escondido, chairman and resident of Cypress Court, requested painted crosswalks at the intersection of Broadway and El Norte Parkway.

CLOSED SESSION: (COUNCIL/SUCCESSOR AGENCY/RRB)

MOTION: Moved by Deputy Mayor Masson and seconded by Councilmember Diaz to recess to Closed Session. City Attorney Jeffrey Epp indicated that item I. c. would not be discussed. Motion carried unanimously.

- I. CONFERENCE WITH LEGAL COUNSEL-- EXISTING LITIGATION (Government Code 54956.9(d)(1))**
- a. **Case Name:** City of Escondido v. Public Employment Relations Board
Case No: Appellate Court Case No. D070462
 - b. **Case Name:** Leonardo Maniscalco v. City of Escondido
Case No: WCAB Case No. ADJ10309775
 - c. **Case Name:** City of Escondido v. Allan F. Heath, III, et al.
Case No: 37-2015-00038261-CU-EI-NC
- II. CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Government Code §54956.8)**
- a. **Property:** 220 South Broadway
City Negotiator: Real Property Manager
Negotiating Parties: Escondido Education Compact
Under Negotiation: Price and Terms of Agreement
 - b. **Property:** APNs 238-073-06, -17, -038, -49, -50, -51, -52, -57
City Negotiator: City of Escondido
Negotiating Parties: Terry Jackson
Under Negotiation: Price and Terms of Agreement

ADJOURNMENT

Mayor Abed adjourned the meeting at 4:20 p.m.

MAYOR

CITY CLERK

DEPUTY CITY CLERK

CITY OF ESCONDIDO
March 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 4:31 p.m. on Wednesday, March 1, 2017 in the City Council Chambers at City Hall with Mayor Abed presiding.

MOMENT OF REFLECTION

C. Montgomery led the Moment of Reflection.

FLAG SALUTE

City Treasurer Douglas Shultz 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

CONSENT CALENDAR

Deputy Mayor Masson removed item 6 from the Consent Calendar for discussion.

MOTION: Moved by Councilmember Gallo and seconded by Councilmember Morasco to approve the following Consent Calendar items with the exception of item 6. 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 January 25, 2017 B) Regular Meeting of February 1, 2017 C) Special Meeting of February 15, 2017**
- 4. TREASURER'S INVESTMENT REPORT FOR THE QUARTER ENDED DECEMBER 31, 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: Douglas W. Shultz)**

5. SAN DIEGO COUNTY CAL-ID GRANT AND BUDGET ADJUSTMENT -

Request the City Council approve authorizing the Escondido Police Department to accept a five-year San Diego County Cal-ID Grant from the County of San Diego Remote Access Network (RAN); 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. BID AWARD FOR THE JIM STONE POOL RENOVATION PROJECT -

Request the City Council approve authorizing the bid award to Mission Pools of Escondido, which was determined to be the lowest responsive and responsible bidder; and authorize the Mayor and City Clerk to execute a Public Improvement Agreement in the amount of \$393,802. (File No. 0600-10 [A-3206])

Staff Recommendation: **Approval (Engineering Services Department: Julie Procopio)**

RESOLUTION NO. 2017-24

Deputy Mayor Masson questioned the Jim Stone Pool Renovation project in regards to the proposed expansion of Grape Day Park.

Matthew Soutterre, Associate Engineer, indicated that the proposed Grape Day Park expansion was taken into consideration.

MOTION: Moved by Councilmember Gallo and seconded by Councilmember Diaz to approve authorizing the bid award to Mission Pools of Escondido, which was determined to be the lowest responsive and responsible bidder; and authorize the Mayor and City Clerk to execute a Public Improvement Agreement in the amount of \$393,802 and adopt Resolution No. 2017-24. Motion carried unanimously.

7. CONTINUING EMERGENCY AND NEED TO REPAIR THE SEWER PIPELINE ON NORTH HALE AVENUE -

Request the City Council approve declaring that pursuant to the terms of Section 22050 of the California Public Contract Code, the City Council finds there is a need to continue the emergency action and pass a resolution by four-fifths vote declaring that public interest and necessity demand the expenditure to safeguard life, health, or property. (File No. 0600-10 [A-3208])

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

RESOLUTION NO. 2017-26

8. WATER AND WASTEWATER RATE ADJUSTMENTS - SMALL DECREASE IN RATES FOR 2017 THROUGH 2019 TO MEET REQUIREMENTS OF CALIFORNIA PROPOSITION 218 -

Request the City Council approve adopting Resolution No. 2017-14RRR, which revises the Water and Wastewater Rates for 2017 through 2021, approved by the City Council on February 1, 2017. The revisions are small adjustments, all decreases, to some Water and Wastewater Rates for 2017 and 2018. (File No. 1320-65)

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

RESOLUTION NO. 2017-14RRR

9. APPOINTMENT OF INTERIM CITY MANAGER AND INTERIM CITY ATTORNEY -

Request the City Council approve adopting Resolution No. 2017-31, authorizing the Mayor and City Clerk to execute a Second Amendment to Contract with Jeffrey Epp to serve as Interim City Manager and a Contract with Mike McGuinness to serve as Interim City Attorney. (File No. 0600-10 [A-1997; A-3211])

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

RESOLUTION NO. 2017-31

15. DECLARATION OF AN EMERGENCY FOR STORM DRAIN AND SLOPE REPAIR ON ENCINO DRIVE –

Request the City Council approve declaring that pursuant to the terms of Section 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 initiate emergency repairs of a failed storm drain pipe on Encino Drive. 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-3210])

Staff Recommendation: **Approval (Engineering Services Department: Julie Procopio)**

RESOLUTION NO. 2017-32

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

10. ROSE TO FOXDALE NEIGHBORHOOD RESIDENT PARKING DISTRICT AMENDMENT -

Request the City Council approve amending the terms of the one-year pilot parking district in the Rose to Foxdale Neighborhood. (File No. 1060-05)

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

RESOLUTION NO. 2017-23

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

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

Regina Barranca, Escondido, spoke in favor of the resident parking district and shared her concerns regarding neighborhood safety.

Janine Jaimes, Escondido, spoke in opposition to the parking district for Cherry Place.

Alejandra Ruiz, Escondido, spoke in opposition to the parking district for Farland Place.

Irma Butler, Escondido, commented regarding the number of permits to be issued to each residence.

Mayor Abed asked if anyone else wanted to speak on this issue in any way. No one asked to be heard. Therefore, he closed the public hearing.

MOTION: Moved by Councilmember Gallo and seconded by Deputy Mayor Masson to approve amending the terms of the one-year pilot parking district in the Rose to Foxdale Neighborhood and adopt Resolution No. 2017-23. Motion carried unanimously.

CURRENT BUSINESS

11. UPDATE AND AMENDMENT TO THE ESCONDIDO MUNICIPAL CODE CHAPTER 28 (TRAFFIC), ARTICLE 1 AND ARTICLE 5, SECTION 142 -

Request the City Council approve updating the Escondido Municipal Code (EMC) Chapter 28 (Traffic), Article 1 and approve amending Chapter 28, Article 5, Section 142. (File No. 0680-10)

Staff Recommendation: **Approval (Engineering Services Department: Julie Procopio)**

ORDINANCE NO. 2017-04 (Introduction and First Reading)

Homi Namdari, Assistant City Engineer, presented the staff report utilizing a PowerPoint presentation.

MOTION: Moved by Councilmember Diaz and seconded by Councilmember Morasco to approve updating the Escondido Municipal Code (EMC) Chapter 28 (Traffic), Article 1 and approve amending Chapter 28, Article 5, Section 142 and introduce Ordinance No. 2017-04. Motion carried unanimously.

12. FINANCIAL REPORT FOR QUARTER ENDED DECEMBER 31, 2016 AND BUDGET ADJUSTMENT -

Request the City Council receive and file the second quarter financial report and approve the following increases to the Fiscal Year 2016/17 operating budget: Library Department budget in the amount of \$28,050; Community Services After School Education and Safety budget in the amount of \$16,935; Older Adult Services/Senior Nutrition Program budget in the amount of \$14,250; Community Services/Recreation budget in the amount of \$12,000; Fire Department operating budget in the amount of \$624,125; Police Department operating budget in the amount of \$12,100; Building Department operating budget in the amount of \$13,425; and Daley Ranch Restoration operating budget in the amount of \$13,000. (File No. 0430-30)

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

Sheryl Bennett, Director of Administrative Services, Joan Ryan, Assistant Director of Finance, Scott Peterson, Accountant, and Michelle Lefever, Accountant, presented the staff report utilizing a PowerPoint presentation.

MOTION: Moved by Deputy Mayor Masson and seconded by Councilmember Diaz to receive and file the second quarter financial report and approve the following increases to the Fiscal Year 2016/17 operating budget: Library Department budget in the amount of \$28,050; Community Services After School Education and Safety budget in the amount of \$16,935; Older Adult Services/Senior Nutrition Program budget in the amount of \$14,250; Community Services/Recreation budget in the amount of \$12,000; Fire Department operating budget in the amount of \$624,125; Police Department operating budget in the amount of \$12,100; Building Department operating budget in the amount of \$13,425; and Daley Ranch Restoration operating budget in the amount of \$13,000. Motion carried unanimously.

WORKSHOP

13. COMPARISON REPORT TO OTHER CITIES AND PROPOSED CHANGES ON THE CITY'S INVESTMENT POLICY -

Request the City Council receive the presentation comparing Escondido's current returns and holdings to that of neighboring cities and provide direction regarding upcoming Investment Policy changes. (File No. 0490-60)

Staff Recommendation: **Provide Direction (City Treasurer's Office: Douglas W. Shultz)**

Douglas Shultz, City Treasurer, presented financial information utilizing a Power Point presentation.

COUNCIL ACTION: Council directed the City Treasurer to return to City Council with proposed changes to the City's Investment Policy.

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 attended the North County Transit District retreat; reported attending San Diego County Water Authority meeting and shared information regarding snow and water content levels; informed that he is Vice Chair for the SANDAG Borders Committee and shared information regarding tourism in Tijuana.

Mayor Abed discussed attending the SANDAG Board Meeting; board members supported an independent investigation to assess if Proposition A intentionally misled the public; SANDAG has revised their forecasting data process and approved a proposed contract for an inland freight train project to connect Escondido to Vista and Oceanside; Regional Active Transportation Program approved two projects for Escondido: Juniper Elementary Bike/Pedestrian Improvement Safe Routes to Schools and the Escondido Creek Trail Bike Path Improvement project.

CITY MANAGER'S UPDATE/BRIEFING

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

- **CITY MANAGER'S UPDATE -**

ORAL COMMUNICATIONS

ADJOURNMENT

Mayor Abed adjourned the meeting at 6:24 p.m.

MAYOR

CITY CLERK

DEPUTY CITY CLERK