

CITY OF ESCONDIDO
August 23, 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, August 23, 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 Masson, Councilmember Michael Morasco, and Mayor Sam Abed. Quorum present.

ORAL COMMUNICATIONS

CLOSED SESSION: (COUNCIL/SUCCESSOR AGENCY/RRB)

MOTION: Moved by Councilmember Diaz and seconded by Councilmember Morasco to recess to Closed Session. Motion carried unanimously.

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

- a. **Agency Negotiator:** Sheryl Bennett and Jeffrey Epp
Employee Organization: Escondido City Employee Association:
Administrative/Clerical/Engineering Bargaining Unit
- b. **Agency Negotiator:** Sheryl Bennett and Jeffrey Epp
Employee Organization: Escondido City Employee Association: Supervisory
Bargaining Unit

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

- a. **Property:** 901 West Washington Avenue, APNs 232-090-72, -54, and -
57 (Public Works Yard)
City Negotiator: Jeffrey Epp, City Manager
Negotiating Parties: Prospective Purchasers
Under Negotiation: Price and Terms of Agreement
- b. **Property:** 455 North Quince Street, APN 232-091-27 (Wickline Bedding)
City Negotiator: Jeffrey Epp, City Manager
Negotiating Parties: Prospective Purchasers
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
August 23, 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 4:30 p.m. on Wednesday, August 23, 2017 in the City Council Chambers at City Hall with Mayor Abed presiding.

MOMENT OF REFLECTION

Mel Bittner 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: Jeffrey Epp, City Manager; Michael McGuinness, City Attorney; Bill Martin, Director of Community Development; Julie Procopio, Director of Engineering Services; Diane Halverson, City Clerk; and Jennifer Ekblad, Deputy City Clerk.

PROCLAMATIONS

Ken White received the proclamation for American Legion Day - September 16, 2017.

ORAL COMMUNICATIONS

CONSENT CALENDAR

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

- 1. AFFIDAVITS OF PUBLICATION, MAILING AND POSTING (COUNCIL/SUCCESSOR AGENCY/RRB)**
- 2. APPROVAL OF WARRANT REGISTER (Council/Successor Agency)**
- 3. APPROVAL OF MINUTES: None Scheduled**
- 4. TREASURER'S INVESTMENT REPORT FOR THE QUARTER ENDED JUNE 30, 2017 -**
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. ANNUAL DESTRUCTION OF RECORDS -

Request the City Council approve authorizing the destruction of City records and Police Department records for the following departments and divisions: City Attorney, City Clerk, City Manager, City Treasurer, Community Development, Community Services, Employee Benefits, Engineering, Finance, Fire, Hale Avenue Resource Recovery Facility, Housing, Human Resources, Library, Payroll, Police, Public Works, Risk Management, and Utilities. (File No. 0160-35)

Staff Recommendation: **Approval (City Clerk's Office: Diane Halverson)**

RESOLUTION NO. 2017-92

6. ESTABLISHING THE PROPERTY TAX RATE AND FIXED CHARGE ASSESSMENTS FOR GENERAL OBLIGATION BONDED INDEBTEDNESS -

Request the City Council approve establishing the property tax rate and fixed charge assessments for bonded indebtedness for Fiscal Year 2017-18. (File No. 0440-35)

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

RESOLUTION NO. 2017-118

7. CONSULTING AGREEMENTS FOR THE PREPARATION OF THE FINAL ENVIRONMENTAL IMPACT REPORT AND CONTINUATION OF PLANNING SERVICES FOR THE CITYWIDE SPHERE OF INFLUENCE UPDATE AND THE SAFARI HIGHLANDS RANCH PROJECT; AND RELATED BUDGET ADJUSTMENTS (ENV 15-0009 AND SUB 15-0019) -

Request the City Council approve a First Amendment to the Consulting Agreement with Michael Baker International for the sum of \$120,860 to prepare the Final Environmental Impact Report for the proposed Citywide Sphere of Influence Update and the 550 residential lot development known as Safari Highlands Ranch; approve a Consulting Agreement with John Helmer for the sum of \$90,000 to continue providing professional services on the project as a contracted extension of City staff; and approve a Planning Division budget adjustment of \$210,860. Authorizing these requests does not have a legally binding effect on any possible future discretionary action. (File No. 0600-10 [A-3191, A-3198])

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

A) RESOLUTION NO. 2017-121 B) RESOLUTION NO. 2017-122

C) RESOLUTION NO. 2017-124

MOTION: Moved by Deputy Mayor Masson and seconded by Councilmember Gallo to approve a First Amendment to the Consulting Agreement with Michael Baker International for the sum of \$120,860 to prepare the Final Environmental Impact Report for the proposed Citywide Sphere of Influence Update and the 550 residential lot development known as Safari Highlands Ranch; approve a Consulting Agreement with John Helmer for the sum of \$90,000 to continue providing professional services on the project as a contracted extension of City staff; and approve a Planning Division budget adjustment of \$210,860. Authorizing these requests does not have a legally binding effect on any possible future discretionary action and adopt Resolution No. 2017-121, Resolution No. 2017-122, and Resolution No. 2017-124. Ayes: Gallo, Masson, Morasco, Abed; Noes: Diaz. Motion carried.

8. SECOND AMENDMENT TO CONSULTING AGREEMENT FOR CONSTRUCTION MANAGEMENT SERVICES FOR THE SOUTHWEST SEWER REALIGNMENT PROJECT -

Request the City Council approve authorizing a Second Amendment to the Consulting Agreement with NV5 in an amount not to exceed \$48,000. (File No. 0600-10 [A-3186])

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

RESOLUTION NO. 2017-123

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.)

9. AMENDMENT TO ARTICLE 57 (MISCELLANEOUS USE RESTRICTIONS) OF THE ESCONDIDO ZONING CODE TO ESTABLISH ELECTRIC VEHICLE CHARGING REGULATIONS (AZ 17-0002)

Approved on August 16, 2017 with a vote of 5/0 (File No. 0810-20)

ORDINANCE NO. 2017-11 (Second Reading and Adoption)

CURRENT BUSINESS

10. LIBRARY OUTSOURCING CONTRACT -

Request the City Council hear a presentation, take public comment and (1) authorize the City Manager and City Attorney to negotiate a contract with Library Systems and Services, LLC (LS&S) to provide day-to-day operational services at the Escondido Public Library, including provisions to expand the number of hours the Library is open to the public; (2) authorize staff to engage in good faith negotiations with all applicable bargaining units effected by outsourcing of Library services to meet and confer on any decision to outsource and the effects of any outsourcing; and (3) direct the City Manager and City Attorney to return with appropriate terms and conditions upon which the City Council may enter into a contract for the management of the Library. (File No. 0600-10)

Staff Recommendation: **Consider for Approval (City Manager's Office: Jeffrey Epp)**

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

Todd Frager, Chief Operation Officer of Library Systems & Services (LS&S), and Ed Garnet, Vice President of Business Development of LS&S, presented a PowerPoint presentation and were available to answer questions.

Roy Garrett, Escondido, questioned the legality of the City Council managing the library, presented the California Education Code 19104.5, and spoke in opposition to outsourcing library services.

Lynne Lau, Escondido, questioned saving \$400,000 by outsourcing library services and stated current library staff can work Sundays.

Delores McQuiston, Escondido, read an excerpt from a Union Tribune article regarding a poll by Mayor Abed.

Melinda Santa Cruz, Escondido, spoke in favor of privatizing library services.

Rolando R. Moreno, Escondido, requested Council save money without privatizing the library and spoke in opposition of outsourcing library services.

Jack Anderson, president of the Escondido Library Foundation, expressed concerns regarding outsourcing library services, and commented outsourcing may jeopardize a bond measure.

Laura Mitchell, Vista, spoke in opposition of outsourcing library services and expressed concerns with LS&S.

Elizabeth Hart, Escondido, spoke in opposition to outsourcing library services with LS&S.

Karen Tatge, president of Escondido City Employees' Association (ECEA), read correspondence from the ECEA attorney, spoke in opposition of outsourcing library services, and requested the decision be postponed.

Ronald Kohl, Escondido, suggested outsourcing the City Manager and City Attorney positions and spoke in opposition of outsourcing library services.

Myra Ferguson, Escondido, commented regarding the need for good libraries, spoke in opposition of outsourcing library services, and suggested contracting with San Diego County.

Georgine Tomasi, Escondido, spoke in opposition of outsourcing library services.

Homer Farsad, Escondido, commented regarding outsourcing City services and spoke in opposition to outsourcing library services.

Fairen Stastny, Escondido, questioned savings to outsourcing library services and spoke in opposition to outsourcing library services with LS&S.

Brian Melonaltos, Escondido, spoke in favor of outsourcing library services.

Barbara Takahara, Escondido, spoke in opposition of outsourcing library services with LS&S.

Elizabeth Crosthwaite, Escondido, spoke in opposition to outsourcing library services

Robert Kirschebaum, Escondido Public Library Friends of Literary Services boardmember, questioned outsourcing library services and asked Council to continue researching LS&S.

Charles Jungk, Escondido, commented that LS&S's purpose is to make money.

Viktor Sjoberg, Escondido, spoke in opposition of outsourcing library services.

Bonnie Gill, Escondido, spoke in opposition of outsourcing library services.

Juan Ibara, Escondido, shared concerns regarding outsourcing library services, the length of contract, and the quality of employees hired by LS&S.

Barbara Letsom, Escondido, shared concerns regarding LS&S.

Heidi Paul, Escondido, spoke in opposition of outsourcing library services and shared concerns regarding a library bond measure if a contract with LS&S is approved.

John Michals, Escondido, spoke in opposition of outsourcing library services and asked the City Council to explore other options to save money.

Meryl Burke, Escondido, spoke in opposition of outsourcing library services, requested more time to investigate outsourcing library services options and to seek more community input.

Debbie Restler, Escondido, commented regarding budget matters, spoke in opposition of outsourcing library services, and asked the City Council to explore other options.

Tania Bowman, Escondido, spoke in opposition of outsourcing library services.

Michelle Peralta, San Diego, spoke in opposition of outsourcing library services with LS&S.

Diana Contreras, Escondido, shared concerns regarding quality of services by LS&S and spoke in opposition of outsourcing library services.

Stephany Farley, Escondido, spoke in opposition of outsourcing library services.

Vanessa Valenzuela, Escondido, commented on denial of extra time to present regarding LS&S, shared concerns with LS&S services, and spoke in opposition of outsourcing library services with LS&S.

John Ward, Escondido, suggested the City Council hold meetings later in the day and spoke in opposition of outsourcing library services with LS&S.

Kay Guy, Escondido, expressed concerns regarding a robo phone call on outsourcing library services and spoke in opposition to outsourcing library services.

Ruth Weber, Escondido, spoke in opposition of outsourcing library services and suggested affiliating with the San Diego County Library system.

Felicity Carroll, Escondido, voiced her support for the current library system.

Neal Griffin, Escondido, complimented City staff on the staff report and comment that library services are sacred to the community.

Benjamin Camp, Escondido, commented that a library is a sacred institution and should be managed by the local community.

Kathleen Melonakos, Escondido, commented that the goal is to have a well-managed library with quality materials.

Anna Embrey French, Escondido, spoke in opposition of outsourcing library services.

Eric Carr, Escondido, spoke in opposition of outsourcing library services with LS&S.

Bonnie Packert, Escondido, spoke in opposition of outsourcing library services.

Ron Guiles, president of Library Board of Trustees, shared a letter from Library Board of Trustees stating why the Board is opposed to outsourcing library services and recommends opposing outsourcing library services with LS&S.

Christine Jackson, Escondido, shared a quote from the Los Angeles Times and spoke in opposition of outsourcing library services with LS&S.

Julianna Crespo, Escondido, shared concerns regarding LS&S, suggested exploring other options, and spoke in opposition of outsourcing library services.

John Redman, Escondido, spoke in opposition of outsourcing library services.

Laura Hunter, Escondido, representative for Escondido Indivisible, shared concerns about the credibility of push pull results, and requested the City Council delay a vote regarding outsourcing library services.

Neal Hook, Escondido, supports current library staffing and spoke in opposition of outsourcing library services.

Paul McNamara, Escondido, spoke in opposition of outsourcing library services.

M. Greg Dean, Escondido, shared a published letter to the editor of the Union Tribune and spoke in opposition of outsourcing library services.

Ivorie Franks, shared her positive experience working for LS&S.

Laura Burnett, Port Hueneme, shared her positive experience working for LS&S.

Barbara Howison, Nuevo, County Librarian for Riverside County, shared her fulfilling experience working for LS&S.

Jim Bowen, Escondido, commented the library is not the place to save money and suggested forming a committee to help improve the library.

Joann Greenberg, San Marcos, commented the library currently has highly trained professionals and offers outstanding services.

Misty Jones, San Diego, read excerpts of a letter from the American Library Association and the Public Library Association in opposition of outsourcing library services.

Joan Newmann, Escondido, president of Friends of Literacy Services, spoke in opposition of outsourcing library services.

Hunter Ayers, Escondido, spoke in opposition of outsourcing library services.

Paula Huntington, Escondido, spoke in opposition of outsourcing library services.

Ruth Cameron, Escondido, spoke in opposition of outsourcing library services

Loretta McKinney, San Marcos, commented LS&S cannot provide the same or better quality or quantity services and spoke in opposition of outsourcing library services.

Liz White, Escondido, spoke in opposition of outsourcing library services.

Brenda Townsend, Escondido, spoke in opposition of outsourcing library services and suggested forming a citizen task force or joining the county library system.

Andrew Carey, Escondido, commented to keep the library under local control.

Patricia Borchmann, Escondido, spoke in opposition of outsourcing library services with LS&S.

Blaise Jackson, Escondido, supports the library with the current staff.

Chris Nava, Escondido, requested the City Council to explore other options, allow existing staff to offer a proposal, and consider joining the county library system.

Patricia Soriana, Escondido, spoke in opposition of outsourcing library services.

David Hoard, Escondido, read a letter in support of building a new library but in opposed to proposed contract with LS&S from Michelle Poncia Breyer.

Anna Marie Velasco, Escondido, shared concerns regarding the image of Escondido and spoke in opposition of outsourcing library services.

Kathleen Lamb, Escondido, spoke in opposition of outsourcing library services, requested the City Council reconsider, and consider joining the county library system.

MaryAnne Dijak, Escondido, spoke in opposition of outsourcing library services.

MOTION: Moved by Deputy Mayor Masson and seconded by Councilmember Gallo to approve authorizing the City Manager and City Attorney to negotiate a contract with Library Systems and Services, LLC (LS&S) to provide day-to-day operational services at the Escondido Public Library, including provisions to expand the number of hours the Library is open to the public; (2) authorize staff to engage in good faith negotiations with all applicable bargaining units effected by outsourcing of Library services to meet and confer on any decision to outsource and the effects of any outsourcing; and (3) direct the City Manager and City Attorney to return with appropriate terms and conditions upon which the City Council may enter into a contract for the management of the Library. Ayes: Gallo, Masson, Abed; Noes: Diaz, Morasco. Motion carried.

FUTURE AGENDA

11. 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 WEEKLY ACTIVITY REPORT

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

- **WEEKLY ACTIVITY REPORT -**

ORAL COMMUNICATIONS

ADJOURNMENT

Mayor Abed adjourned the meeting at 9:13 p.m.

MAYOR

CITY CLERK

DEPUTY CITY CLERK