

CITY OF ESCONDIDO
July 17, 2019
5:00 P.M. Meeting Minutes
Escondido City Council

CALL TO ORDER

The Regular Meeting of the Escondido City Council was called to order at 5:00 p.m. on Wednesday, July 17, 2019 in the City Council Chambers at City Hall with Mayor McNamara presiding.

ATTENDANCE:

The following members were present: Councilmember Olga Diaz, Deputy Mayor Consuelo Martinez, Councilmember John Masson, Councilmember Michael Morasco, and Mayor Paul McNamara. Quorum present.

ORAL COMMUNICATIONS

CLOSED SESSION: (COUNCIL/RRB)

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

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

- a. **Case Name:** John Fryday v. City of Escondido
Case No: ADJ #9018583

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

- a. **Property:** 210 South Broadway (APN 233-091-02)
City Negotiator: Jeffrey Epp, City Manager
Negotiating Parties: Dr. Schaeffer
Under Negotiation: Price and Terms of Agreement
- b. **Property:** 480 North Spruce Street (APN 232-091-28-00)
City Negotiator: Jeffrey Epp, City Manager
Negotiating Parties: TransPower
Under Negotiation: Price and Terms of Agreement
- c. **Property:** 455 North Quince Street (APN 232-091-27-00)
525 North Quince Street (APN 232-091-06-00)
City Negotiator: Jeffrey Epp, City Manager
Negotiating Parties: Meridian Properties Real Estate Inc.
Under Negotiation: Price and Terms of Agreement

ADJOURNMENT

Mayor McNamara adjourned the meeting at 5:15 p.m.

DocuSigned by:
Paul McNamara
CAACE20782954D3...
MAYOR

DocuSigned by:
Zack Beck
A58535D0BDC1430...
CITY CLERK

CITY OF ESCONDIDO
July 17, 2019
6:00 P.M. Meeting Minutes

Escondido City Council
Mobilehome Rent Review Board
and as Successor Housing Agency to the CDC

CALL TO ORDER

The Regular Meeting of the Escondido City Council was called to order at 6:00 p.m. on Wednesday, July 17, 2019 in the City Council Chambers at City Hall with Mayor McNamara presiding.

MOMENT OF REFLECTION:

Zack Beck, City Clerk, led the Moment of Reflection.

FLAG SALUTE

Councilmember Masson led the flag salute.

ATTENDANCE:

The following members were present: Councilmember Olga Diaz, Deputy Mayor Consuelo Martinez, Councilmember John Masson, Councilmember Michael Morasco, and Mayor Paul McNamara. 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; Zack Beck, City Clerk.

PROCLAMATIONS:

Robert Martin, Gary Bulman, and Ken Huff, members of the San Diego Rose Society, received the proclamation for San Diego Rose Society Day.

Leslie Mayer and Cindy Peters received proclamations for painting the Escondido Community Child Development Center Mural.

ORAL COMMUNICATIONS

Michael Montgomery, Escondido, shared concerns regarding the removal of a tree on his property by the City.

CONSENT CALENDAR

MOTION: Moved by Councilmember Masson and seconded by Councilmember Diaz to approve all Consent Calendar items with the exception of items 4, 10, 12, and 13. Motion carried unanimously.

1. AFFIDAVITS OF PUBLICATION, MAILING AND POSTING (COUNCIL/RRB)

2. APPROVAL OF WARRANT REGISTER (Council)

Request the City Council approve the City Council and Housing Successor Agency warrant numbers: (File No. 0400-40)

- 331512 – 331657, dated June 12, 2019

- 331658 – 331860 dated June 19, 2019
- 331861 – 332231 dated June 26, 2019
- 332232 – 332540 dated July 3, 2019

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

3. APPROVAL OF MINUTES: A) Regular Meeting of June 12, 2019 B) Regular Meeting of June 19, 2019

4. REQUEST FOR PROPOSALS (RFP) FOR COMMUNITY CHOICE AGGREGATION/ENERGY TECHNICAL FEASIBILITY STUDY (MISC 19-0016) -

Request the City Council approve the Request for Proposals (RFP) for a joint Community Choice Aggregation/Energy (CCA/CCE) technical feasibility study; authorize the City Manager or his designee to negotiate and execute a cost share agreement between the interested cities of Vista and/or San Marcos; and direct staff to release the RFP document, subject to approval of other partner cities. (File No. 0470-32)

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

RESOLUTION NO. 2019-94

Mike Strong, Assistant Director of Planning, was available to answer questions.

Patricia Borchmann, representative for Escondido Chamber of Citizens, spoke in favor of this item.

MOTION: Moved by Councilmember Diaz and seconded by Deputy Mayor Martinez to approve the Request for Proposals (RFP) for a joint Community Choice Aggregation/Energy (CCA/CCE) technical feasibility study; authorize the City Manager or his designee to negotiate and execute a cost share agreement between the interested cities of Vista and/or San Marcos; and direct staff to release the RFP document, subject to approval of other partner cities and adopt Resolution No. 2019-94. Motion carried unanimously.

5. REQUEST FOR AUTHORIZATION TO PROCESS OUT-OF-AGENCY SEWER SERVICE AGREEMENTS AND IRREVOCABLE OFFERS TO ANNEX FOR TWO (2) UNINCORPORATED COUNTY OF SAN DIEGO PROPERTIES EXPERIENCING SEPTIC FAILURE LOCATED AT 903 HAMILTON LANE AND 2517 FELICITA ROAD -

Request the City Council approve authorizing staff to process Out-of-Agency Sewer Service Agreements for connection to the City's sewer system, and to process Irrevocable Offers to Annex, for two (2) unincorporated county properties experiencing septic failure located at 903 Hamilton Lane (APN 238-360-05-00) and 2517 Felicita Road (APN 238-360-19-00). (File No. 0600-80)

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

RESOLUTION NO. 2019-101

6. APPROVAL OF CALPERS INDUSTRIAL DISABILITY FOR POLICE OFFICE JOSEPH LEFFINGWELL -

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

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

RESOLUTION NO. 2019-90

7. SETTING SPECIAL TAX LEVY FOR COMMUNITY FACILITIES DISTRICT NO. 2006-01 (EUREKA RANCH) -

Request the City Council approve setting the Special Tax Levy for Community Facilities District No. 2006-01 (Eureka Ranch) for Fiscal Year 2019-20. (File No. 0685-20)

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

RESOLUTION NO. 2019-95

8. SETTING SPECIAL TAX LEVY FOR COMMUNITY FACILITIES DISTRICT NO. 2000-01 (HIDDEN TRAILS) -

Request the City Council approve setting the Special Tax Levy for Community Facilities District No. 2000-01 (Hidden Trails) for Fiscal Year 2019-20. (File No. 0685-20)

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

RESOLUTION NO. 2019-96

9. CAL OES AUTHORIZED AGENT SIGNATURE FORM 130 FOR NON-STATE AGENCIES -

Request the City Council approve authorizing the Mayor and City Clerk to execute a State of California Governor's Office of Emergency Services Designation of Subrecipient's Agent Resolution Form 130 ("Cal OES Form 130") appointing and authorizing the Fire Chief, the Director of Public Works, and the Assistant Director of Finance as authorized agents of the City of Escondido to file and engage with the Federal Emergency Management Agency and the State of California Governor's Office of Emergency Services for grants and disaster assistance applied for by the City. (File No. 0220-05)

Staff Recommendation: **Approval (Public Works Department: Joseph Goulart)**

RESOLUTION NO. 2019-103

10. NOTICE OF COMPLETION FOR THE ESCONDIDO CREEK BIKEWAY MISSING LINK PROJECT

Request City Council approve authorizing the City Engineer to file a Notice of Completion for the Escondido Creek Bikeway Missing Link Project. (File No. 0600-95)

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

RESOLUTION NO. 2019-100

MOTION: Moved by Councilmember Morasco and seconded by Councilmember Masson to approve authorizing the City Engineer to file a Notice of Completion for the Escondido Creek Bikeway Missing Link Project and adopt Resolution No. 2019-100. Motion carried unanimously.

11. PAYMENT TO SDG&E FOR UTILITIES DESIGN AND CONSTRUCTION FOR THE CITRACADO PARKWAY EXTENSION PROJECT -

Request the City Council approve authorizing payment to SDG&E in the amount of \$511,921 for the Citracado Parkway Extension Project utility design and construction. (File No. 0145-90)

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

RESOLUTION NO. 2019-106

12. FISCAL YEAR 2019 CALIFORNIA IDENTIFICATION SYSTEMS REMOTE ACCESS NETWORK USER AGREEMENT (CAL-ID) -

Request the City Council approve authorizing the Escondido Police Department to enter into a Cal-ID User Agreement with the County of San Diego and authorize the Chief of Police or his designee to submit agreement documents on behalf of the City. (File No. 0430-80)

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

Craig Carter, Chief of Police, was available to answer questions.

MOTION: Moved by Councilmember Morasco and seconded by Councilmember Masson to approve authorizing the Escondido Police Department to enter into a Cal-ID User Agreement with the County of San Diego and authorize the Chief of Police or his designee to submit agreement documents on behalf of the City. Motion carried unanimously.

13. FISCAL YEAR 2019-2024 COUNTY OF SAN DIEGO CALIFORNIA IDENTIFICATION (CAL-ID) PROGRAM SPECIALIST FUNDING AND BUDGET ADJUSTMENT -

Request the City Council approve accepting funding from the County of San Diego for the Fiscal Year 2019-2024 California Identification (Cal-ID) Program Specialist; authorize the Chief of Police or his designee to execute contract documents on behalf of the City; and approve budget adjustments related to reimbursement funding. (File No. 0600-10)

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

RESOLUTION NO. 2019-110

Craig Carter, Chief of Police, was available to answer questions.

MOTION: Moved by Councilmember Morasco and seconded by Councilmember Diaz to approve accepting funding from the County of San Diego for the Fiscal Year 2019-2024 California Identification (Cal-ID) Program Specialist; authorize the Chief of Police or his designee to execute contract documents on behalf of the City; and approve budget adjustments related to reimbursement funding and Resolution No. 2019-110. Motion carried unanimously.

CONSENT RESOLUTIONS AND ORDINANCES (COUNCIL/RRB)

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

14. ELECTRONIC AND PAPERLESS FILING OF CAMPAIGN STATEMENTS AND STATEMENTS OF ECONOMIC INTEREST -

Approved on June 19, 2019 with a vote of 5/0 (File No. 0680-10)

ORDINANCE NO. 2019-07 (Second Reading and Adoption)

15. DEVELOPMENT AGREEMENT AND MASTER AND PRECISE DEVELOPMENT PLAN FOR "THE IVY" MIXED-USE DEVELOPMENT (PHG 19-0010) -

Approved on June 19, 2019 with a vote of 5/0 (File No. 0600-15)

ORDINANCE NO. 2019-08 (Second Reading and Adoption)

PUBLIC HEARINGS

16. SHORT-FORM RENT INCREASE APPLICATION FOR CAREFREE RANCH MOBILEHOME PARK

Request the City Council consider for approval the Carefree Ranch Mobilehome Park short-form rent increase application, and if approved, grant an increase of 75 percent of the change in the Consumer Price Index, or 2.783 percent (an average of \$14.40) for the period of December 31, 2017 to December 31, 2018. The Short-Form Rent Increase Application for Carefree Ranch Mobilehome Park meets all of the eligibility criteria for submittal of a short-form rent increase application. (File No. 0697-20-10201)

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

RRB RESOLUTION NO. 2019-03

Belinda Rojas, Program Administrator, and Monica Pinaglia, Code Enforcement Officer, presented the staff report utilizing a PowerPoint presentation.

Mayor McNamara opened the public hearing and asked if anyone wished to speak on this issue in any way.

Katie Morris, Owner's Representative, was available to answer questions.

Wayne Looth, Residents' Representative, shared comments regarding the history of Carefree Ranch Mobilehome Park and the impacts of a rent increase on residents.

Mayor McNamara asked if anyone else wished to speak on this item in anyway. No asked to be heard; therefore, he closed the public hearing.

MOTION: Moved by Councilmember Morasco and seconded by Deputy Mayor Martinez to approve the Carefree Ranch Mobilehome Park short-form rent increase application, granting an increase of 75 percent of the change in the Consumer Price Index, or 2.783 percent (an average of \$14.40) for the period of December 31, 2017 to December 31, 2018 and adopt RRB Resolution No. 2019-03. Motion carried unanimously.

17. ALLOCATION OF AFFORDABLE HOUSING FUNDS -

Request the City Council approve authorizing the Director of Community Development to commit federal HOME Investment Partnership Program (HOME) funds, and Low and Moderate Incoming Housing Funds (SHA) (together Affordable Housing Funds); and authorize the Mayor and City Clerk to execute Affordable Housing Loan Agreements and all necessary loan and supporting agreements in forms acceptable to the City Attorney. SHA funds will be committed to Veterans Village of San Diego (VVSD) for the new construction of 54 units at 1540 S. Escondido Boulevard. A conditional commitment for Affordable Housing Funds will be made to National Community Renaissance of California (National CORE) for the acquisition and rehabilitation of 71 units at 1825 East Valley Parkway; when conditions have been met, an Affordable Housing Loan Agreement will be executed. A HOME Habitat for Humanity (San Diego Habitat) for the study of 245 E. El Norte Parkway in order to facilitate a future homebuyer development of up to 10 units. (File No. 0875-21)

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

RESOLUTION NO. 2019-102

COUNCILMEMBER MASSON ABSTAINED FROM THIS ITEM AND LEFT THE DAIS.

Karen Youel, Housing & Neighborhood Services Manager, and Paul Mara with Keyser Marston Associates, Inc., presented the staff report utilizing a PowerPoint presentation.

Mayor McNamara opened the public hearing and asked if anyone wished to speak on this issue in any way.

Darren Tune, Representative for Veterans Village of San Diego, shared information regarding Veterans Village and was available to answer questions.

John Seymour, Representative for National Community Renaissance, shared information regarding National Community Renaissance (National CORE) projects in Escondido.

Lori Pfeiler, Representative for San Diego Habitat for Humanity, thanked Council for considering their project and shared information regarding the proposed project.

Mayor McNamara asked if anyone else wished to speak on this item in any way. No asked to be heard; therefore, he closed the public hearing.

MOTION: Moved by Councilmember Morasco and seconded by Councilmember Diaz to Council approve authorizing the Director of Community Development to commit federal HOME Investment Partnership Program (HOME) funds, and Low and Moderate Incoming Housing Funds (SHA) (together Affordable Housing Funds); and authorize the Mayor and City Clerk to execute Affordable Housing Loan Agreements and all necessary loan and supporting agreements in forms acceptable to the City Attorney and adopt Resolution No. 2019-102. Ayes: Diaz, Martinez, Morasco, McNamara. Noes: None. Abstained: Masson. Motion carried.

CURRENT BUSINESS

18. REPORT AND RECOMMENDATIONS OF THE AD HOC SUBCOMMITTEE ON CITY COUNCIL RULES & POLICIES -

Request the City Council receive, consider, and adopt the recommendations of the Ad Hoc Subcommittee on City Council Rules and Policies contained in Resolution No. 2019-65 that revise in part and restate in part the Council Rules and Policies adopted in Resolution No. 2014-21. (File No. 0610-55)

Staff Recommendation: **Approval (City Attorney's Office: Michael R. McGuinness)**

RESOLUTION NO. 2019-65

Michael R. McGuinness, City Attorney, presented the staff report utilizing a PowerPoint presentation.

Patricia Borchmann, Escondido, thanks Councilmember Diaz and Deputy Mayor Martinez for serving on the ad hoc subcommittee and shared comments regarding the proposed changes.

MOTION: Moved by Mayor McNamara and seconded by Councilmember Diaz to approve the recommendations of the Ad Hoc Subcommittee on City Council Rules and Policies contained in Resolution No. 2019-65 that revise in part and restate in part the Council Rules and Policies adopted in Resolution No. 2014-21 and adopt Resolution No. 2019-65. Motion carried unanimously.

19. DESIGNATION OF VOTING DELEGATE - LEAGUE OF CALIFORNIA CITIES CONFERENCE -

Request the City Council approve designating the Voting Delegate and up to two alternates for the League of California Cities Annual Conference in Long Beach, California on October 16-18, 2019. (File No. 0130-10)

Staff Recommendation: **None (City Clerk's Office: Zack Beck)**

Mayor McNamara designated Councilmember Diaz as the voting delegate to represent the City of Escondido at the League of California Cities Conference and Deputy Mayor Martinez and Councilmember Morasco as the alternate representatives.

MOTION: Moved by Councilmember Diaz and seconded by Deputy Mayor Martinez to approve designating Councilmember Diaz and Deputy Mayor Martinez and Councilmember Morasco as the alternate representatives, to represent the City of Escondido at the business meeting to be held during the League of California Cities Annual Conference on October 16-18, 2019, in Long Beach, California. 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: Zack Beck)**

COUNCIL MEMBERS SUBCOMMITTEE REPORTS

Councilmember Masson reported regarding a San Diego County Water Authority meeting.

Councilmember Morasco reported regarding a Regional Solid Waste Association meeting and shared information regarding proposed state legislation.

Mayor McNamara attended a SANDAG meeting and shared information regarding public transportation.

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. This report is also available on the City's website, www.escondido.org.

- **WEEKLY ACTIVITY REPORT -**

ORAL COMMUNICATIONS

Jesse Quaco, Escondido, spoke in opposition to bicycle lanes in Escondido and smart cities.

Diana Balon, Escondido, spoke in opposition to the installation of 5G towers in Escondido.

ADJOURNMENT

Mayor McNamara adjourned the meeting at 8:29 p.m.

DocuSigned by:

Paul McNamara

CAACE20782954D3...

MAYOR

DocuSigned by:

Jack Beck

A58535D0BDC1430

CITY CLERK