

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

Escondido City Council

CALL TO ORDER

The Regular Meeting of the Escondido City Council was called to order at 6:00 p.m. on Wednesday, November 6, 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

Paul McNamara, Mayor, 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; Mike Strong, Assistant Planning Director; Julie Procopio, Director of Engineering Services; Zack Beck, City Clerk.

PROCLAMATIONS

Mayor McNamara read the Native American Heritage Month Proclamation.

Mike Frank received the Veteran's Day Proclamation.

ORAL COMMUNICATIONS

Delores McQuinston - Asked the City Council how many housing units can currently be built in Escondido without any changes to the general plan?

CONSENT CALENDAR

MOTION: Moved by Council Member Morasco and seconded by Council Member Diaz to approve all Consent Calendar items, except item 4 and item 6. Approved 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:

- 335510 – 335720 dated October 16, 2019
- 335721 – 336003 dated October 23, 2019

Staff Recommendation: **Approval (Finance Department: Joan Ryan)**

3. APPROVAL OF MINUTES: Regular Meeting of October 23, 2019

4. TREASURER'S INVESTMENT REPORT FOR THE QUARTER ENDED SEPTEMBER 30, 2019 -
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)**

MOTION: Moved by Council Member Masson and seconded by Council Member Morasco to receive and file the Quarterly Investment Report. Approved unanimously.

5. SET HEARING TO ADOPT THE 2019 CALIFORNIA BUILDING, RESIDENTIAL, ELECTRICAL, MECHANICAL, PLUMBING, ENERGY, HISTORICAL, AND FIRE CODES, EXISTING AND GREEN BUILDING STANDARDS, AND LOCAL AMENDMENTS -

Request the City Council approve scheduling a public hearing on November 20, 2019 to introduce Ordinance No. 2019-17 and 2019-18, amending the City of Escondido Municipal Code to reflect the 2019 California Building, Residential, Plumbing, Electrical, Mechanical, Energy, Historical, and Fire Codes, Existing and Green Building Standards, and proposed local amendments. (File No. 0680-50)

Staff Recommendation: **Approval (Community Development Department: Bill Martin and Fire Department: Rick Vogt)**

A) ORDINANCE NO. 2019-17 B) ORDINANCE NO. 2019-18

6. SUMMARY VACATION OF EXCESS RIGHT OF WAY ON QUAIL ROAD -

Request the City Council approve authorizing the Summary Vacation of a portion of Right-of-Way (ROW) located at the Northwest corner of Jesmond Dene Road and Quail Road in Escondido. (File No. 0690-40)

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

RESOLUTION NO. 2019-155

MOTION: Moved by Deputy Mayor Martinez and seconded by Council Member Morasco to approve authorizing the Summary Vacation of a portion of Right-of-Way (ROW) located at the Northwest corner of Jesmond Dene Road and Quail Road in Escondido. Approved with four yes votes. Council Member Masson abstained from the vote.

7. CONSULTING AGREEMENT TO COMPLY WITH AMERICA'S WATER INFRASTRUCTURE ACT AND A BUDGET ADJUSTMENT -

Request the City Council approve and adopt Resolution No. 2019-162, authorizing the execution of a Consulting Agreement with Jacobs Engineering, Inc. in the amount of \$156,338 to ensure the City's compliance with America's Water Infrastructure Act, Compliance Crosswalks, Risk and Resiliency Assessments, and Emergency Response Plans. On October 23, 2018, Congress signed into law the America's Water Infrastructure Act (AWIA), national legislation designed to, among other things, improve drinking water and water quality; increase water infrastructure investments; and enhance public health and quality of life. A section of the AWIA requires utilities to conduct a risk and resilience assessment of their community water systems and develop a corresponding emergency response plan. The San Diego County Water Authority partnered with member agencies (including Escondido) to obtain proposals from firms to prepare the AWIA assessment and plan. (File No. 0600-10, A-3318)

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

RESOLUTION NO. 2019-162

- 8. PROPOSED MILLS ACT CONTRACT AND CEQA EXEMPTION FOR 134 WEST SIXTH AVENUE (CASE HP 18-0003) -**
Request the City Council approve authorizing entering into Mills Act Contracts for the subject property located at 134 West 6th Avenue, and approve the CEQA Exemption for the property. (File No. 0880-10)

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

RESOLUTION NO. 2019-163
- 9. AMEND ENGINEERING AND TRAFFIC SURVEY (SPEED ZONE) ON RINCON AVENUE -**
Request the City Council approve amending an Engineering and Traffic Survey (Speed Zone) on Rincon Avenue between Broadway and Conway Drive. (File No. 1050-45)

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

RESOLUTION NO. 2019-164
- 10. APPROVAL OF CALPERS INDUSTRIAL DISABILITY FOR POLICE OFFICER ELIZABETH RIVERA -**
Request the City Council approve the California Public Employees' Retirement system (CalPERS) Industrial Disability Retirement for Police Officer Elizabeth Rivera. (File No. 0170-57)

Staff Recommendation: **Approval (Human Resources Department: Jessica Perpetua)**

RESOLUTION NO. 2019-169
- 11. APPROVAL OF CALPERS INDUSTRIAL DISABILITY FOR FIRE ENGINEER KENNETH BURRIS -**
Request the City Council approve the California Public Employees' Retirement system (CalPERS) Industrial Disability Retirement for Fire Engineer Kenneth Burris. (File No. 0170-57)

Staff Recommendation: **Approval (Human Resources: Jessica Perpetua)**

RESOLUTION NO. 2019-171
- 12. ANNUAL FINANCIAL REPORT ON CAPITAL FUNDS FUNDED BY DEVELOPMENT IMPACT FEES PER GOVERNMENT CODE SECTION 66006 -**
Request the City Council receive and file the Annual Financial Report on Developer Fees. (File No. 0480-45)

Staff Recommendation: **Receive and File (Finance Department: Joan Ryan)**
- 13. FISCAL YEAR 2019 U.S. DEPARTMENT OF JUSTICE EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT - LOCAL SOLICITATION -**
Request the City Council approve authorizing the Escondido Police Department to accept a \$38,882 Fiscal Year 2019 Edward Byrne Memorial Justice Assistance Grant; authorizing the Chief of Police or his designee to execute grant documents on behalf of the City; and approve budget adjustments needed to spend the grant funds. Grant funds will be used to cover salary expenses for two part-time patrol technicians and department training expenses. (File No. 0480-70)

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

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. DOWNTOWN SPECIFIC PLAN AMENDMENT AND MASTER AND PRECISE DEVELOPMENT PLAN FOR THE QUINCE STREET SENIOR HOUSING PROJECT (PHG 17-0028) -

Approved on October 23, 2019 with a vote of 5/0

ORDINANCE NO. 2019-12R (Second Reading and Adoption)

15. MASTER AND PRECISE DEVELOPMENT PLAN MODIFICATION FOR CITY PLAZA (CASE NO. PHG 17-0026) -

Approved on October 23, 2019 with a vote of 4/0/1 (Morasco Absent)

ORDINANCE NO. 2019-14 (Second Reading and Adoption)

PUBLIC HEARINGS

16. ANIMAL REGULATIONS UPDATE / AZ 19-0004 AND PHG 19-0047 -

Request the City Council approve updating the list of permitted and conditionally permitted animals and pets in residential zones, and approve to conditionally permit the keeping of two (2) alpacas on property located at 2050 Miller Avenue. (File No. 0810-15)

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

A) RESOLUTION NO. 2019-158 B) ORDINANCE NO. 2019-16 (First Reading and Introduction)

Mike Strong, Assistant Planning Director, 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.

Kelly Thor - Submitted proposed amendment to allow alpacas. Spoke in favor of the amendment.

Stan Stark - Spoke in favor of the amendment.

John Valdez - Expressed support for the positive changes that are taking place in the City of Escondido. Spoke in favor of the amendment.

Ryan Jimenez - Spoke in favor of the amendment.

Mayor McNamara closed the public hearing.

MOTION: Moved by Council Member Morasco and seconded by Council Member Masson to approve updating the list of permitted and conditionally permitted animals and pets in residential zones, and approve to conditionally permit the keeping of two (2) alpacas on property located at 2050 Miller Avenue. Approved unanimously.

CURRENT BUSINESS

17. FIRST AMENDMENT TO THE DESIGN BUILD AGREEMENT FOR THE MEMBRANE FILTRATION REVERSE OSMOSIS FACILITY -

Request the City Council approve authorizing the award of the First Amendment to the Design Build Agreement for the Membrane Filtration Reverse Osmosis (MFRO) Facility in an amount of \$489,100 to Filanc Brown and Caldwell Joint Venture, and approve a budget adjustment in the amount of \$500,000. (File No. 060-10, A-3292)

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

RESOLUTION NO. 2019-147

MOTION: Moved by Council Member Diaz and seconded by Council Member Masson to approve authorizing the award of the First Amendment to the Design Build Agreement for the Membrane Filtration Reverse Osmosis (MFRO) Facility in an amount of \$489,100 to Filanc Brown and Caldwell Joint Venture, and approve a budget adjustment in the amount of \$500,000. Approved unanimously.

18. NATIONAL FITNESS CAMPAIGN GRANT -

Request the City Council approve authorizing the Communications and Community Services Department to accept a National Fitness Campaign Model Cities Grant totaling \$150,000; authorizing the Director of Communications and Community Services or her designee to execute necessary documents on behalf of the City of Escondido including a purchase contract with National Fitness Campaign, LLC; and approve a \$195,000 budget adjustment from the Utilities Fund to a new Mountain View Park Improvements CIP account. (File No. 0480-70)

Staff Recommendation: **Approval (Communications and Community Services Department: Joanna Axelrod)**

RESOLUTION NO. 2019-170

MOTION: Moved by Deputy Mayor Martinez and seconded by Council Member Diaz to approve authorizing the Communications and Community Services Department to accept a National Fitness Campaign Model Cities Grant totaling \$150,000; authorizing the Director of Communications and Community Services or her designee to execute necessary documents on behalf of the City of Escondido including a purchase contract with National Fitness Campaign, LLC; and approve a \$195,000 budget adjustment from the Utilities Fund to a new Mountain View Park Improvements CIP account. Approved unanimously.

19. REVIEW OF DEPUTY MAYOR SELECTION PROCESS -

Escondido Municipal Code Section 2-24 provides the method and criteria for the selection of the City's Deputy Mayor. Councilmember Morasco has requested that the City Council review and reconsider the Deputy Mayor selection process provided for in the Code. (File No. 0680-50)

Staff Recommendation: **None (City Attorney Department: Michael R. McGuinness)**

Direction provided by the City Council to have the City Attorney draft an ordinance that would have the Deputy Mayor selected on a rotational basis, based on seniority, for a one-year term with the change going into effect following the 2020 election.

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

Council Member Masson - Attended a San Diego County Water Authority meeting. In the process of selecting a new General Manager.

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

None.

ADJOURNMENT

Mayor McNamara adjourned the meeting at 7:35 p.m.

DocuSigned by:

Paul McNamara

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MAYOR

DocuSigned by:

Zack Beck

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CITY CLERK