

CITY OF ESCONDIDO
October 28, 2020
5:30 p.m. Closed Session
Mitchell Room
Escondido City Council

CALL TO ORDER

The Regular Meeting of the Escondido City Council was called to order at 5:30 p.m. on Wednesday, October 28, 2020 in the Mitchell Room at City Hall with Mayor McNamara presiding.

ATTENDANCE:

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

ORAL COMMUNICATIONS

None.

CLOSED SESSION: (COUNCIL/RRB)

- I. CONFERENCE WITH LEGAL COUNSEL-- EXISTING LITIGATION (Government Code 54956.9(d)(1))**
- a). **Case name:** Clement L. Harris v. City of Escondido
Case No.: WCAB No: ADJ12970005

 - b). **Case name:** Raquel Figueroa v. City of Escondido
Case No.: 37-2019-00009752-CU-PO-NC

ADJOURNMENT

Mayor McNamara adjourned the meeting at 5:55 p.m.

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MAYOR

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CITY CLERK

CITY OF ESCONDIDO

**October 28, 2020
6:00 P.M. Meeting**

Escondido City Council

CALL TO ORDER

The Regular Meeting of the Escondido City Council was called to order at 6:00 p.m. on October 28, 2020 via Video Conference and 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

PROCLAMATION

Cynthia Weir, California Center for the Arts Escondido

ATTENDANCE

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

Also present were: Jeffrey Epp, City Manager; Michael McGuinness, City Attorney; Mike Strong, Director of Community Development; Julie Procopio, Director of Engineering Services; and Zack Beck, City Clerk.

CLOSED SESSION REPORT

COUNCIL ACTION: The City Council voted unanimously to settle in the amount of \$71,000.

ORAL COMMUNICATIONS

Katherine Fromm – Expressed concern about historic preservation in Escondido.

Laura Hunter – Expressed support for campaign finance reform in Escondido.

CONSENT CALENDAR

MOTION: Moved by Councilmember Diaz and seconded by Deputy Mayor Martinez to approve all consent calendar items. 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:

- 346601 – 346807 dated October 14, 2020

Staff Recommendation: **Approval (Finance Department: Christina Holmes)**

3. APPROVAL OF MINUTES: None Scheduled

4. SIXTH AMENDMENT TO THE CONSULTING AGREEMENT FOR THE CITRACADO PARKWAY IMPROVEMENT PROJECT -

Request the City Council approve authorizing a Sixth Amendment to the Consultant Agreement with Brian F. Smith and Associates, Inc. for Archeological Services for the Citracado Parkway Extension Project. On August 1, 2012, the City Council approved Phases I and II of archeological work necessary for the Citracado Pkwy project totaling \$971,000. Two subsequent amendments totaling \$619,438 were approved by the City Council to process the large volume of artifacts discovered, prepare a National Historic Preservation Act Section 106 study and screen culturally sensitive soils within the project footprint. This contract amendment, in the amount of \$399,000, completes pre-grading services including screening of all soils, cataloging of encountered cultural materials and Native American monitoring. (File No. 0600-10, A-3058)

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

RESOLUTION NO. 2020-149

5. BID AWARD AND PUBLIC IMPROVEMENT AGREEMENT FOR CONSTRUCTION OF HALE AVENUE RESOURCE RECOVERY FACILITY STORM WATER TREATMENT SYSTEM RETROFIT PROJECT -

Request the City Council approve executing a Public Improvement Agreement with the lowest responsive and responsible bidder for construction of the Hale Avenue Resource Recovery Facility Storm Water Treatment System Retrofit Project. The contract is being awarded to Shaw Equipment Rentals, Inc. for a sum not to exceed \$207,357. (File No. 0600-10, A3339)

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

RESOLUTION NO. 2020-150

6. TREASURER'S INVESTMENT REPORT FOR THE QUARTER ENDED SEPTEMBER 30, 2020 -

Request the City Council receive and file the July through September 2020 Treasurer's Report. (File No. 0490-55)

Staff Recommendation: **Receive and File (City Treasurer's Office: Douglas W. Shultz)**

PUBLIC HEARINGS

7. DEVELOPMENT IMPACT FEE INFLATIONARY INCREASE AND BUDGET ADJUSTMENT -

Request the City Council approve adopting Resolution No. 2020-125 involving a two percent inflationary increase for Development Impact Fees collected for Public Facilities, Park Development, Traffic Impact, and Drainage Facilities anticipated to serve new development and to approve a budget adjustment of \$100,000 to fund consultant services to prepare a Comprehensive Development Impact Fee analysis. (File No. 0480-45)

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

RESOLUTION NO. 2020-125

MOTION: Moved by Councilmember Morasco and seconded by Councilmember Diaz to adopt Resolution No. 2020-125 involving a two percent inflationary increase for Development Impact Fees collected for Public Facilities, Park Development, Traffic Impact, and Drainage Facilities anticipated to serve new development and to approve a budget adjustment of \$100,000 to fund consultant services to prepare a Comprehensive Development Impact Fee analysis. Approved unanimously.

8. AMENDMENT TO CHAPTER 16 OF THE ESCONDIDO MUNICIPAL CODE TO ESTABLISH A TOBACCO RETAIL LICENSE AND REGULATIONS REGARDING LICENSING AND ADOPTION OF TOBACCO RETAIL LICENSE FEES (PLANNING CASE NO. PL20-0600) -

Request the City Council approve introducing Ordinance No. 2020-29 and establish a tobacco retail license and regulations regarding licensing; adopt Resolution No. 2020-148 to amend the Business License fee schedule to include fee rates and charges to administer the tobacco retail license program. The request also includes the adoption of the environmental determination prepared for the project. (File No. 0680-50)

Staff Recommendation: **Approval (Community Development Department: Mike Strong)**

a) RESOLUTION NO. 2020-148 b) ORDINANCE NO. 2020-29

MOTION: Moved by Councilmember Diaz and seconded by Deputy Mayor Martinez to introduce Ordinance No. 2020-29 and establish a tobacco retail license and regulations regarding licensing; adopt Resolution No. 2020-148 to amend the Business License fee schedule to include fee rates and charges to administer the tobacco retail license program. The request also includes the adoption of the environmental determination prepared for the project. Approved unanimously.

CURRENT BUSINESS

9. ECONOMIC UPDATE -

Request the City Council receive an update on the current economic environment and revenue generating ideas. (File No. 0490-10)

Staff Recommendation: **None (City Treasurer's Office: Douglas W. Shultz)**

10. PROPOSED RATE INCREASE FROM ESCONDIDO DISPOSAL, INC. FOR ANNUAL CPI INCREASE TO SOLID WASTE AND RECYCLING RATES, AND FEES FOR RESIDENTIAL AND COMMERCIAL COLLECTIONS -

Request the City Council approve the requested annual residential and commercial solid waste and recycling rates/fees adjustments pursuant to the terms provided in the City's adopted Solid Waste Disposal and Recycling Franchise Agreement with Escondido Disposal, Inc. (File No. 0600-10, A-2340)

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

RESOLUTION NO. 2020-130

MOTION: Moved by Councilmember Diaz and seconded by Councilmember Morasco to approve the requested annual residential and commercial solid waste and recycling rates/fees adjustments pursuant to the terms provided in the City's adopted Solid Waste Disposal and Recycling Franchise Agreement with Escondido Disposal, Inc. Approved unanimously.

FUTURE AGENDA

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

- **WEEKLY ACTIVITY REPORT -**

ORAL COMMUNICATIONS

The public may address the Council on any item that is not on the agenda and that is within the subject matter jurisdiction of the legislative body. State law prohibits the Council from discussing or taking action on such items, but the matter may be referred to the City Manager/staff or scheduled on a subsequent agenda. Speakers are limited to only one opportunity to address the Council under Oral Communications.

ADJOURNMENT

Mayor McNamara adjourned the meeting at 7:25 p.m.

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Paul McNamara
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MAYOR

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Jack Beck
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CITY CLERK