



APRIL 25, 2018
CITY COUNCIL CHAMBERS
3:30 P.M. Closed Session; 4:30 P.M. Regular Session
201 N. Broadway, Escondido, CA 92025

MAYOR	Sam Abed
DEPUTY MAYOR	John Masson
COUNCIL MEMBERS	Olga Diaz Ed Gallo Michael Morasco
CITY MANAGER	Jeffrey Epp
CITY CLERK	Diane Halverson
CITY ATTORNEY	Michael McGuinness
DIRECTOR OF COMMUNITY DEVELOPMENT	Bill Martin
DIRECTOR OF ENGINEERING SERVICES	Julie Procopio

ELECTRONIC MEDIA:

Electronic media which members of the public wish to be used during any public comment period should be submitted to the City Clerk's Office at least 24 hours prior to the Council meeting at which it is to be shown.

The electronic media will be subject to a virus scan and must be compatible with the City's existing system. The media must be labeled with the name of the speaker, the comment period during which the media is to be played and contact information for the person presenting the media.

The time necessary to present any electronic media is considered part of the maximum time limit provided to speakers. City staff will queue the electronic information when the public member is called upon to speak. Materials shown to the Council during the meeting are part of the public record and may be retained by the Clerk.

The City of Escondido is not responsible for the content of any material presented, and the presentation and content of electronic media shall be subject to the same responsibilities regarding decorum and presentation as are applicable to live presentations.



Council Meeting Agenda

**April 25, 2018
3:30 P.M. Meeting**

Escondido City Council

CALL TO ORDER

ROLL CALL: Diaz, Gallo, Masson, Morasco, Abed

ORAL COMMUNICATIONS

In addition to speaking during particular agenda items, the public may address the Council on any item which is not on the agenda provided the item is within the subject matter jurisdiction of the City Council. 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. (Please refer to the back page of the agenda for instructions.) Speakers are limited to only one opportunity to address the Council under Oral Communications.

CLOSED SESSION: (COUNCIL/SUCCESSOR AGENCY/RRB)

- I. CONFERENCE WITH LABOR NEGOTIATOR (Government Code §54957.6)**
 - a. **Agency Negotiator:** Sheryl Bennett and Jeffrey Epp
Employee Organization: Maintenance & Operations, Teamsters Local 911
- II. CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Government Code §54956.8)**
 - a. **Property:** 613 E. Lincoln Avenue, APN 229-160-54-00
City Negotiator: Jeffrey Epp, City Manager
Negotiating Parties: Escondido Community Child Development Center
Under Negotiation: Price and Terms of Agreement

ADJOURNMENT



Council Meeting Agenda

**April 25, 2018
4:30 P.M. Meeting**

Escondido City Council

CALL TO ORDER

MOMENT OF REFLECTION:

City Council agendas allow an opportunity for a moment of silence and reflection at the beginning of the evening meeting. The City does not participate in the selection of speakers for this portion of the agenda, and does not endorse or sanction any remarks made by individuals during this time. If you wish to be recognized during this portion of the agenda, please notify the City Clerk in advance.

FLAG SALUTE

ROLL CALL: Diaz, Gallo, Masson, Morasco, Abed

PROCLAMATIONS: Sexual Assault Awareness Month

PRESENTATIONS: Live Well San Diego - San Diego County
City's Volunteer Program

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. (Please refer to the back page of the agenda for instructions.) NOTE: Depending on the number of requests, comments may be reduced to less than 3 minutes per speaker and limited to a total of 15 minutes. Any remaining speakers will be heard during Oral Communications at the end of the meeting.

CONSENT CALENDAR

Items on the Consent Calendar are not discussed individually and are approved in a single motion. However, Council members always have the option to have an item considered separately, either on their own request or at the request of staff or a member of the public.

1. **AFFIDAVITS OF PUBLICATION, MAILING AND POSTING (COUNCIL/SUCCESSOR AGENCY/RRB)**
2. **APPROVAL OF WARRANT REGISTER (Council/Successor Agency)**
3. **[APPROVAL OF MINUTES: Regular Meeting of April 4, 2018](#)**

4. **[PURCHASE ONE \(1\) LARGE AREA MOWER FROM TURF STAR INC. OF VISTA, CALIFORNIA -](#)**
Request the City Council approve authorizing the Fleet Services Division to purchase one (1) Large Area Mower from Turf Star Inc. of Vista, California, in the amount of \$118,635.56, by utilizing a cooperative purchase contract through the National Joint Powers Alliance (NJPA), Contract No. 062117-TTC; and authorize the Deputy City Manager/Administrative Services to dispose of surplus vehicles that are being replaced by this purchase via auction with the City of Escondido contracted company.

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

RESOLUTION NO. 2018-54

5. **[PURCHASE TWENTY-NINE \(29\) FORD FLEET VEHICLES FROM NORTH COUNTY FORD OF VISTA, CALIFORNIA -](#)**

Request the City Council approve authorizing the Fleet Services Division to purchase twenty-nine (29) Ford vehicles from North County Ford in the amount of \$1,045, 553.39, by attaching to the County of San Diego's RFB 8506 and approve the disposal of the surplus vehicles via auction.

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

RESOLUTION NO. 2018-56

6. **[PURCHASE ONE \(1\) ISUZU FLATBED CRANE TRUCK FROM NATIONAL AUTO FLEET GROUP OF WATSONVILLE, CALIFORNIA -](#)**

Request the City Council approve authorizing the Fleet Services Division to purchase one (1) Isuzu Flatbed Crane Truck from National Auto Fleet Group in the amount of \$109,292.72 by utilizing a cooperative purchase contract through the National Joint Powers Alliance (NJPA).

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

RESOLUTION NO. 2018-57

7. **[PURCHASE ONE \(1\) ASPHALT PATCH TRUCK FROM NATIONAL AUTO FLEET GROUP OF WATSONVILLE, CALIFORNIA -](#)**

Request the City Council approve authorizing the Fleet Services Division to purchase one (1) Asphalt Patch Truck, in the amount of \$202,098.86, from National Auto Fleet Group of Watsonville, California, by utilizing a cooperative purchase contract through the National Joint Powers Alliance (NJPA), and approve the disposal of the surplus vehicle via auction.

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

RESOLUTION NO. 2018-58

8. **AUCTION SERVICES CONTRACT AWARD FOR SURPLUS VEHICLES AND EQUIPMENT -**
Request the City Council approve the disposal by auction of current City fleet vehicles and equipment that have been removed from service and deemed surplus property; accept the proposal submitted by Ken Porter Auctions to transport and sell auction City vehicles and equipment deemed surplus property; and authorize the Mayor and City Clerk to execute a Contract with Ken Porter Auctions effective immediately through June 30, 2020, with the option to renew the Contract on an annual fiscal year basis, to end June 30, 2023.

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

RESOLUTION NO. 2018-62

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. **AMENDMENTS TO THE ESCONDIDO MUNICIPAL CODE'S CAMPAIGN CONTROL ORDINANCE**
Approved on April 18, 2018 with a vote of 5/0
ORDINANCE NO. 2018-09 (Second Reading and Adoption)

CURRENT BUSINESS

10. **NOTICE OF COMPLETION FOR 2017 STREET REHABILITATION AND MAINTENANCE PROJECT, AND ADOPTION OF ROAD MAINTENANCE AND REHABILITATION ACCOUNT (RMRA) PROJECT LIST -**

Request the City Council approve and accept the public improvements; authorize staff to file a Notice of Completion for the 2017 Street Rehabilitation and Maintenance Project; and approve and accept the 2018 Road Maintenance and Rehabilitation Account Project List.

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

A) RESOLUTION NO. 2018-64 B) RESOLUTION NO. 2018-72

11. **SECTION 115 IRREVOCABLE PENSION TRUST FUNDING OPTIONS AND POLICY DIRECTION USE OF ONE-TIME RESOURCES -**

Request the City Council provide policy direction on options to fund the Section 115 Irrevocable Pension Trust and use of one-time resources.

Staff Recommendation: **Provide Direction (Finance Department: Sheryl Bennett)**

FUTURE AGENDA

12. [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

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

UPCOMING MEETING SCHEDULE

Date	Day	Time	Meeting Type	Location
May 2	Wednesday	3:30 & 4:30 p.m.	Regular Meeting	Council Chambers
May 9	Wednesday	3:30 & 4:30 p.m.	Regular Meeting	Council Chambers
May 16	Wednesday	3:30 & 4:30 p.m.	Regular Meeting	Council Chambers
May 23	Wednesday	3:30 & 4:30 p.m.	Regular Meeting	Council Chambers

TO ADDRESS THE COUNCIL

The public may address the City Council on any agenda item. Please complete a Speaker's form and give it to the City Clerk. Submission of Speaker forms prior to the discussion of an item is highly encouraged. Comments are generally limited to 3 minutes.

If you wish to speak concerning an item not on the agenda, you may do so under "Oral Communications." Please complete a Speaker's form as noted above.

Nomination forms for Community Awards are available at the Escondido City Clerk's Office or at <http://www.escondido.org/city-clerks-office.aspx>

Handouts for the City Council should be given to the City Clerk. To address the Council, use the podium in the center of the Chambers, STATE YOUR NAME FOR THE RECORD and speak directly into the microphone.

AGENDA, STAFF REPORTS AND BACK-UP MATERIALS ARE AVAILABLE:

- Online at <http://www.escondido.org/meeting-agendas.aspx>
- In the City Clerk's Office at City Hall
- In the Library (239 S. Kalmia) during regular business hours and
- Placed in the Council Chambers (See: City Clerk/Minutes Clerk) immediately before and during the Council meeting.

AVAILABILITY OF SUPPLEMENTAL MATERIALS AFTER AGENDA POSTING: Any supplemental writings or documents provided to the City Council regarding any item on this agenda will be made available for public inspection in the City Clerk's Office located at 201 N. Broadway during normal business hours, or in the Council Chambers while the meeting is in session.

LIVE BROADCAST

Council meetings are broadcast live on Cox Cable Channel 19 and U-verse Channel 99 – Escondido Gov TV. They can also be viewed the following Sunday and Monday evenings at 6:00 p.m. on those same channels. The Council meetings are also available live via the Internet by accessing the City's website at www.escondido.org, and clicking the "Live Streaming –City Council Meeting now in progress" button on the home page.

Please turn off all cellular phones and pagers while the meeting is in session.

**The City Council is scheduled to meet the first four Wednesdays
of the month at 3:30 in Closed Session and 4:30 in Open Session.
(Verify schedule with City Clerk's Office)**

**Members of the Council also sit as the Successor Agency to the CDC, Escondido Joint Powers
Financing Authority and the Mobilehome Rent Review Board.**

**CITY HALL HOURS OF OPERATION
Monday-Friday 8:00 a.m. to 5:00 p.m.**



If you need special assistance to participate in this meeting, please contact our ADA Coordinator at 839-4643. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility.

Listening devices are available for the hearing impaired – please see the City Clerk.



AFFIDAVITS

OF

ITEM

POSTING



Consent Item No. 2

April 25, 2018

APPROVAL

OF

WARRANT REGISTER

CITY OF ESCONDIDO
April 4, 2018
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, April 4, 2018 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

CLOSED SESSION: (COUNCIL/SUCCESSOR AGENCY/RRB)

MOTION: Moved by Councilmember Morasco and seconded by Councilmember Diaz 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: Maintenance & Operations, Teamsters Local 911
- II. CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Government Code §54956.8)**
- a. **Property:** 235 East Grand Avenue, APN 233-082-09-00
City Negotiator: Jeffrey Epp, City Manager
Negotiating Parties: Grand West Associates, Inc.
Under Negotiation: Price and Terms of Agreement
 - b. **Property:** 272 East Via Rancho Parkway, APN 271-030-20-00
City Negotiator: Jeffrey Epp, City Manager
Michael R. McGuinness, City Attorney
Negotiating Parties: EWH Escondido Associates, L.P., a Delaware limited partnership, and North County Fair LP, a Delaware limited partnership
Under Negotiation: Price and Terms of Agreement
 - c. **Property:** 130 Woodward Avenue, APNs 229-291-26 and -27
City Negotiator: Jeffrey Epp, City Manager
Negotiating Parties: Cushman & Wakefield
Under Negotiation: Consider Acquisition of Property Offered for Sale

ITEM I.a. WAS NOT DISCUSSED

ADJOURNMENT

Mayor Abed adjourned the meeting at 4:00 p.m.

MAYOR

CITY CLERK

DEPUTY CITY CLERK

CITY OF ESCONDIDO
April 4, 2018
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, April 4, 2018 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 Morasco 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

Brandon Butler, Senior Attorney from Legal Aid Society, accepted the proclamation for April 2018 Fair Housing Month.

PRESENTATIONS

None

ORAL COMMUNICATIONS

Arthur Schoper, Torrance, spoke regarding President Trump and his administration's policies.

CONSENT CALENDAR

MOTION: Moved by Deputy Mayor Masson and seconded by Councilmember Morasco to approve all Consent Calendar items with the exception of items 4, 9, and 12. 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) Special Meeting of March 14, 2018 B) Regular Meeting of March 21, 2018**

- 4. AGREEMENT WITH RAF PACIFICA REGARDING DEVELOPMENT OF CITY PROPERTIES -**
Request the City Council approve authorizing the City Manager and City Attorney to execute an exclusive negotiating agreement between the City of RAF Pacifica to explore the sale and development of properties addressed as 480 North Spruce Street, 455 North Quince Street, and 525 North Quince Street. During the period of the agreement, the City and RAF Pacifica will evaluate the financial and economic feasibility of RAF Pacifica's purchase and development plans for the properties. If applicable, a specific purchase and sale agreement would be presented to City Council at a later date for final approval. (File No. 0600-10 [A-3241])

Staff Recommendation: **Approval (City Manager's Office: Michelle Geller)**

Michelle Geller, Economic Development Manager, was available to answer questions.

MOTION: Moved by Councilmember Gallo and seconded by Councilmember Morasco to approve authorizing the City Manager and City Attorney to execute an exclusive negotiating agreement between the City of RAF Pacifica to explore the sale and development of properties addressed as 480 North Spruce Street, 455 North Quince Street, and 525 North Quince Street. During the period of the agreement, the City and RAF Pacifica will evaluate the financial and economic feasibility of RAF Pacifica's purchase and development plans for the properties. If applicable, a specific purchase and sale agreement would be presented to City Council at a later date for final approval. Ayes: Abed, Gallo, Morasco. Noes: Diaz. Abstained: Masson. Motion carried.

- 5. BUILDING DIVISION BUDGET ADJUSTMENT -**
Request the City Council approve a budget adjustment of \$50,000 to increase the cost recovery Professional Services budget to fund building plan review services. (File No. 0430-80)

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

- 6. FIRST AMENDMENT TO ENVIRONMENTAL SCIENCE ASSOCIATES CONSULTING AGREEMENT IN CONNECTION WITH THE VILLAGES SPECIFIC PLAN - ESCONDIDO COUNTRY CLUB PROJECT -**

Request the City Council approve authorizing the City Manager to execute a First Amendment to the Consulting Agreement with Environmental Science Associates. (File No. 0600-10 [A-3209])

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

RESOLUTION NO. 2018-38

- 7. AUTHORIZATION FOR VOICE NETWORK UPGRADE, FIVE YEAR MAINTENANCE AGREEMENT, AND BUDGET ADJUSTMENT -**

Request the City Council approve authorizing an agreement with Atel Communications, Inc. to upgrade the City's phone system and provide five years of maintenance services. The total estimated cost of the phone system upgrade is \$416,000 and will be phased in over two fiscal years. (File No. 0600-10 [A-3244])

Staff Recommendation: **Approval (Information Systems Department: Rob Van De Hey)**

RESOLUTION NO. 2018-40

- 8. ADOPTION OF LOCAL DISCHARGE LIMITS BY RESOLUTION -**

Request the City Council approve the adoption of Local Discharge Limits, pursuant to recent changes in Chapter 22, Article 8, Section 174 of the Escondido Municipal Code. (File No. 1350-20)

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

RESOLUTION NO. 2018-43

- 9. SUPPORT OF THE REDUCING CRIME AND KEEPING CALIFORNIA SAFE ACT OF 2018 -**
Request the City Council approve supporting the passage of the Reducing Crime and Keeping California Safe Act of 2018. (File No. 0680-20)

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

RESOLUTION NO. 2018-45

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

Lilian Serrano Alamo, Escondido, spoke in opposition and asked Council to vote no on this item.

Melinda Santa Cruz, Escondido, shared comments regarding immigration issues.

One (1) person registered his/her opposition to the Reducing Crime and Keeping California Safe Act of 2018, but did not wish to speak.

MOTION: Moved by Councilmember Gallo and seconded by Councilmember Morasco to approve supporting the passage of the Reducing Crime and Keeping California Safe Act of 2018 and adopt Resolution No. 2018-45. Ayes: Abed, Gallo, Masson, Morasco. Noes: Diaz. Motion carried.

- 10. EMERGENCY REPAIRS OF FIVE SECTIONS OF ESCONDIDO SEWER PIPELINE: HALE AVENUE UNDERPASS OF I-15, KIA DEALERSHIP PARKING LOT, SOUTH HALE AVENUE, CASA GRANDE MOBILE ESTATES, AND GREEN TREE MOBILE HOME ESTATES -**

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 award a contract for emergency repairs of five damaged sewer main sections. The damaged sections are between the intersection at Hale Avenue/Tulip Street and the Hale Avenue Resource Recovery Facility. 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-3242])

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

RESOLUTION NO. 2018-50

- 11. EMERGENCY REPAIR OF A HEATING, VENTILATION AND AIR CONDITIONING (HVAC) PIPELINE FOR THE CALIFORNIA CENTER FOR THE ARTS, ESCONDIDO -**

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 award a contract for emergency repairs of a damaged hot water pipeline that is preventing the use of the California Center for the Arts, Escondido HVAC system with A.O. Reed, Inc. in an amount not to exceed \$143,000. 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-3243])

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

RESOLUTION NO. 2018-51

- 12. REQUEST FOR AUTHORIZATION TO SUPPORT FILING OF AMICUS CURIAE BRIEF ON BEHALF OF CITY OF ESCONDIDO IN UNITED STATES V. STATE OF CALIFORNIA LAWSUIT -**

Request the City Council approve authorizing the filing of a Motion for Leave to File Amicus Curiae Brief and Amicus Brief on behalf of the City of Escondido in support of the United States in the action United States of America v. State of California, United States District Court Case No. 2:18-cv-00490-JAM (KJN). (File No. 0680-70)

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

RESOLUTION NO. 2018-52

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

Paul McNamara, Escondido, spoke in opposition to filing an amicus curiae brief and suggested this item be removed from the agenda.

Stella May, California, requested Council vote in favor of filing an amicus curiae brief.

Patrice Lynes, Temecula, shared comments regarding Senate Bill 54 and voiced opposition to filing an amicus curiae brief.

Louie Reyes, suggested Council join the City of Huntington Beach in a lawsuit against the State of California.

Ronald Kohl, Escondido, commented on previous decisions by the Council and noted the need for unity.

Dulce Garcia, member of the San Diego Board of Dreamers, spoke in favor of Senate Bill 54 and shared her experience as an undocumented person.

Katherine Fromm, Escondido, shared her efforts to support Escondido's schools and library and remarked on her experience living in Escondido.

Maria Martinez, Escondido, shared her experience as an undocumented person and spoke in favor of Senate Bill 54.

Thomas Miley, Escondido, commented that the purpose of filing an amicus curiae brief would be divisiveness.

Lilian Serrano Alamo, Escondido, commented that the City should not be involved in federal issues.

Juan Vargas, Escondido, shared comments regarding immigration issues and asked that this item be removed from the agenda.

Amy Sutton, representative for San Diego Patriots and San Diegans for Secure Borders, commented on the need for unity and requested the City join the lawsuit with the City of Huntington Beach.

Carolina Flores, shared comments regarding immigration issues and neighborhood crime rates.

Daphne Garcia, shared comments regarding compassion and sensitivity towards immigrants and voiced support for Senate Bill 54.

Arturo Velasco, shared comments regarding immigration issues

Milad Torabi, shared his experience immigrating to the United States and spoke in opposition to the amicus curiae brief.

Roberto Juarez, shared comments in Spanish.

Maria Fernanda Madrigal, Escondido, shared comments regarding her experience growing up in Escondido.

Beni Martinez, Escondido, shared comments regarding the values of the citizens of Escondido.

Kathleen Lamb, Escondido, shared her experience as a teacher in Escondido.

Patricia Serrano, Escondido, shared her experience as an undocumented immigrant.

Janice Schattman, Escondido, shared comments regarding immigration and Senate Bill 54.

Ed Smith, Escondido, shared comments regarding illegal immigration and law enforcement working together.

Son Dio Ali Torabi, commented on the impact of immigration legislation.

Victoria Tenbrink, Escondido, spoke in opposition to filing an amicus curiae brief and asked that this item be removed from the agenda.

Jessica Ramirez, Escondido, shared comments regarding the upcoming elections, immigration issues, and spoke in opposition to filing an amicus curiae brief.

Vanessa Valenzuela, Escondido, suggested it would be prudent to take no action.

Roberto Alcantar, representative for the ACLU of San Diego and Imperial Counties, commented that the State of California does have the authority to act regarding Senate Bill 54.

Daisy Zavala, Escondido, shared her experience as an immigrant.

Angela Sissero Swift, Escondido, voiced her support for United States immigration laws and the Police Department.

Harim Ozziel, spoke in favor of filing an amicus curiae brief.

Kimberly Mason, shared her experience as an American Indian, voiced support for legal immigration, and spoke in opposition to Senate Bill 54.

Genevieve Peters, shared comments regarding illegal immigration.

Arely Posz, spoke in opposition to Senate Bill 54 and encouraged people to get informed.

Unknown, shared comments regarding Senate Bill 54 and criminal activity.

Arthur Schoper, Torrance, shared comments regarding immigration issues and spoke in favor of filing an amicus curiae brief and joining the lawsuit with the City of Huntington Beach.

Lesa Antone, Arizona, shared comments regarding illegal immigration.

Joseph Chan, shared comments regarding immigration issues and his experience as an Asian American.

Richard Schauer, Escondido, requested the Council reject California's sanctuary state policy and shared comments regarding federal immigration laws.

Fred MacIntosh, Downey, commented that Senate Bill 54 is a safety issue and commented on local control and local law enforcement.

Jennifer Harrison, Phoenix, commented on sanctuary cities and criminal activity.

Sarah Sullivan, Escondido, shared comments regarding sanctuary cities and Senate Bill 54.

Caroline Theissard, Vista, commented on state law and crime statistics.

Dura Young, Downey, voiced her opposition to Senate Bill 54 and commented on immigration laws.

Art Devine, Escondido, expressed thanks that the library is open seven days a week and shared comments regarding immigration.

Karen Plascencia, San Diego, shared comments regarding immigration.

Benjamin Prado, San Diego, shared comments regarding immigration law and the need for unity.

Dr. Mike Schmidt, Dana Point, shared comments regarding constitutional and immigration issues.

Jennifer Becker, Imperial Beach, voiced her support for legal immigration and shared comments regarding education issues.

David Alan Puchta, Escondido, shared comments regarding legislation and President Trump.

Aisha Wallace-Palomares, Escondido, voiced opposition to filing the amicus curiae brief.

Mike Hosford, Escondido, expressed disappointment regarding current immigration policy.

Janet West, shared comments regarding Senate Bill 54.

Margaret Wilde, Escondido, shared her family members' experiences regarding immigration.

Gerald Thomas, Escondido, shared his experience as an immigrant.

Jessica Martinez, Escondido, spoke in opposition to illegal immigration.

Jessica Runfola, Escondido, spoke in favor of filing an amicus curiae brief and commented on immigration issues.

April Reyes, San Marcos, shared comments regarding immigration issues.

Consuelo Martinez, Escondido, expressed disappointment that the topic of immigration is being considered by the Council and commented on the need for unity.

Alan Girasi, San Marcos, voiced opposition to filing an amicus curiae brief.

12 people registered their position in favor of filing an amicus curiae brief, but did not wish to speak.

16 people registered their position in opposition to filing an amicus curiae brief, but did not wish to speak.

MOTION: Moved by Deputy Mayor Masson and seconded by Councilmember Gallo to approve authorizing the filing of a Motion for Leave to File Amicus Curiae Brief and Amicus Brief on behalf of the City of Escondido in support of the United States in the action United States of America v. State of California, United States District Court Case No. 2:18-cv-00490-JAM (KJN) and adopt Resolution No. 2018-52. Ayes: Abed, Gallo, Masson, Morasco. Noes: Diaz. Motion carried.

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.)

13. UPDATE OF CHAPTER 22 OF THE ESCONDIDO MUNICIPAL ORDINANCE -

Approved on March 21, 2018 with a vote of 5/0 (File No. 0680-50)

ORDINANCE NO. 2018-01 (Second Reading and Adoption)

14. SERIES OF ACTIONS TO IMPLEMENT THE SOUTH CENTRE CITY SPECIFIC PLAN (PHG 15-0003/ENV 17-0005) -

Approved on March 21, 2018 with a vote of 5/0 (File No. 0800-70)

ORDINANCE NO. 2018-04 (Second Reading and Adoption)

15. AMENDMENT TO ARTICLE 37 (PUBLIC ART) OF THE ESCONDIDO ZONING CODE (AZ 18-0001) -

Approved on March 21, 2018 with a vote of 5/0 (File No. 0810-20)

ORDINANCE NO. 2018-05 (Second Reading and Adoption)

PUBLIC HEARINGS

16. ANNUAL CODE CLEAN UP AND AMENDMENTS TO THE MUNICIPAL AND ZONING CODES (AZ 16-0008) -

Request the City Council approve amending Chapter 32 (Subdivisions) of the Municipal Code and Articles 1, 3, 6, 16, 25, 26, 34, 39, 40, 43, 45, 46, 47, 48, 56, 57, 58, 61, 65, 68, 69, 70, 73, and 75 of the Escondido Zoning Code to address changes in state laws, correct errors, and improve existing regulations. (File No. 0810-20, 0680-50)

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

ORDINANCE NO. 2018-07 (First Reading and Introduction)

Mike Strong, Assistant Director of Planning, presented the staff report utilizing a PowerPoint presentation.

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

Laree Felan, Escondido, commented that other cities have a five-foot setback for accessory dwelling units and requested Council approve this item.

Mayor Abed asked if anyone else wanted to speak on this issue in anyway. 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 Chapter 32 (Subdivisions) of the Municipal Code and Articles 1, 3, 6, 16, 25, 26, 34, 39, 40, 43, 45, 46, 47, 48, 56, 57, 58, 61, 65, 68, 69, 70, 73, and 75 of the Escondido Zoning Code to address changes in state laws, correct errors, and improve existing regulations and introduce Ordinance No. 2018-07R. Ayes: Abed, Diaz, Gallo, Masson. Noes: Morasco. Motion carried.

CURRENT BUSINESS

17. CONSULTING AGREEMENT AND BUDGET ADJUSTMENT FOR DESIGN BUILD OWNER'S AGENT SERVICES FOR THE MEMBRANE FILTRATION REVERSE OSMOSIS FACILITY -

Request the City Council approve authorizing the Mayor and the City Clerk to execute a Consulting Agreement with Black and Veatch Corporation in the amount of \$1,236,890 for design build owner's agent services and approve a budget adjustment in the amount of \$1,000,000. (File No. 0600-10 [A-3240])

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

RESOLUTION NO. 2018-33

Angela Morrow, Deputy Director of Utilities/Construction & Engineering, Wastewater, presented the staff report utilizing a PowerPoint presentation.

MOTION: Moved by Councilmember Gallo and seconded by Councilmember Morasco to approve authorizing the Mayor and the City Clerk to execute a Consulting Agreement with Black and Veatch Corporation in the amount of \$1,236,890 for design build owner's agent services and approve a budget adjustment in the amount of \$1,000,000 and adopt Resolution No. 2018-33. Ayes: Abed, Gallo, Masson, Morasco. Noes: Diaz. Motion carried.

18. REPEAL ESCONDIDO MUNICIPAL CODE CHAPTER 19, ARTICLE 2, BOARD OF REVIEW, AND AMEND CITY PERSONNEL RULES AND REGULATIONS RULE 28, ADMINISTRATIVE REVIEW AND APPEAL TO BOARD OF REVIEW -

Request the City Council approve amending Personnel Rules and Regulations Rule 28, implementing the changes that will result upon dissolution of the Board of Review; and amend Escondido Municipal Code Chapter 19, Article 2, Board of Review, to transfer the authority for employee due process disciplinary hearings from the Board of Review to an Administrative Law Judge. (File No. 0120-10)

Staff Recommendation: **Approval (Human Resources Department: Sheryl Bennett and City Attorney's Office: Michael R. McGuinness)**

A) RESOLUTION NO. 2018-48 B) ORDINANCE NO. 2018-08 (First Reading and Introduction)

THIS ITEM WAS NOT DISCUSSED.

FUTURE AGENDA

19. 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 reported the San Diego County Water Authority Board voted regarding Proposition 68; reported SANDAG Borders Committee Tribal Summit will meet on Friday, April 13; reported North County Transit District hired Southwest Strategies to provide on-call marketing and communications consulting services and noted this year is the tenth anniversary of the Sprinter.

Councilmember Morasco reported the City Council/California Center for the Arts, Escondido subcommittee met and discussed management renewal process, new sign on Valley Parkway, several maintenance issues, 25th anniversary of CCAE, and noted a balanced budget for the fifth year in a row.

Deputy Mayor Masson will attend a California League of Cities in Pomona next week.

Mayor Abed reported SANDAG is holding interviews for an executive director; Transportation Committee approved seven million dollars for I15 & CA-78 on-ramp; the Mayor attended a meeting with public school and charter school officials regarding school safety.

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 8:57 p.m.

MAYOR

CITY CLERK

DEPUTY CITY CLERK



CITY COUNCIL STAFF REPORT

Consent Item No. 4

April 25, 2018

File No. 0470-25

SUBJECT: Purchase one (1) Large Area Mower from Turf Star Inc. of Vista, California

DEPARTMENT: Public Works Department, Fleet Services Division.

RECOMMENDATION:

It is requested that the City Council adopt Resolution No. 2018-54, authorizing the Fleet Services Division to purchase one (1) Large Area Mower from Turf Star Inc. of Vista, California, in the amount of \$118,635.56, by utilizing a cooperative purchase contract through the National Joint Powers Alliance (NJPA), Contract No. 062117-TTC; and authorize the Deputy City Manager/Administrative Services to dispose of surplus vehicles that are being replaced by this purchase via auction with the City of Escondido contracted auction company.

FISCAL ANALYSIS:

Sufficient funds are available in Fleet Services 'Vehicle Replacement Fund' account number 5208-653-715.

BACKGROUND:

Our existing 2007 Wide Area Large area mower needs to be replaced due to excessive engine hours, increased downtime, and costly repairs. A riding mower of this type has a life expectancy of ten years, given the type of working environment and the extensive hours of use. The current mower is 11 years old, and has accumulated 5,129 operating hours.

Upon approval from the City Council, one (1) Large Area Mower will be purchased from Turf Star Inc. of Vista, California, utilizing a Cooperative Purchasing Contract, NJPA Contract No. 062117-TTC. Article 5, Chapter 10 of the City of Escondido's Municipal Code, authorizes the purchase of supplies and equipment utilizing cooperative purchase programs.

APPROVED AND ACKNOWLEDGED ELECTRONICALLY BY:

Joseph Goulart, Assistant Director Public Works
4/18/2018 3:44 p.m.

Jeramiah Jennings, Interim Fleet Services Superintendent
4/18/2018 3:30 p.m.

ATTACHMENTS:

1. Resolution No. 2018-54
2. Resolution No. 2018-54 - Exhibit "A" - Pictures of existing large area mower
3. Resolution No. 2018-54 - Exhibit "B" - Quote for NJPA Contract No. 062117-TTC

RESOLUTION NO. 2018-54

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ESCONDIDO, CALIFORNIA, AUTHORIZING THE PURCHASE OF ONE LARGE AREA MOWER FROM TURF STAR INC., BY UTILIZING THE COOPERATIVE PURCHASE CONTRACT WITH NATIONAL JOINT POWERS ALLIANCE, AND TO APPROVE THE DISPOSAL OF THE SURPLUS EQUIPMENT VIA AUCTION

WHEREAS, Fleet Services has requested to purchase one (1) new Large Area Mower; and

WHEREAS, the National Joint Powers Alliance (“NJPA”) conducted a competitive bid process for large capacity mowers and the Toro Company was deemed to be the lowest responsive bidder; and

WHEREAS, Turf Star Inc. of Vista, California is the Toro mower dealer serving Southern California; and

WHEREAS, the City of Escondido (“City”) is utilizing cooperative purchasing with NJPA, and as authorized by Escondido Municipal Code, Chapter 10, Article 5, Section 10-90, the City may utilize a cooperative purchase contract which has been conducted in a competitive manner by the State, County or any other Public or Municipal Agency; and

WHEREAS, the City of Escondido is a member of NJPA; and

WHEREAS, sufficient funds for the purchase are available in the ‘Vehicle Replacement Fund’ account number 5208-653-715; and

WHEREAS, staff recommends purchasing one (1) new Large Area Mower from Turf Star Inc. in the amount of \$118,635.56, which includes sales tax and all other fees; and

WHEREAS, this City Council desires at this time and deems it to be in the best public interest to authorize the purchase from Turf Star Inc.; and

WHEREAS, the equipment being replaced by this purchase is deemed surplus property and is no longer required for public use; and

WHEREAS, the vehicle recommended for disposal has reached the end of its serviceable life, has been deemed obsolete by the Fleet Services Division, and is listed on Exhibit "A," which is attached to this Resolution and is incorporated by this reference.

WHEREAS, the NJPA quote for the purchase of a replacement Large Area Mower is listed as Exhibit "B," which is attached to this Resolution and is incorporated by this reference; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Escondido, California, as follows:

1. That the above recitations are true.
2. That the City Council is authorized to approve on behalf of the City, the cooperative purchase through the National Joint Powers Alliance, as authorized by Escondido Municipal Code, Chapter 10, Article 5, Section 10-90.
3. That the City Council authorizes the Fleet Services Division to purchase one (1) Large Area Mower in the amount of \$118,635.56, which includes sales tax and all other fees.

4. That the City Council authorizes the Deputy City Manager/Administrative Services to dispose of surplus vehicles that are being replaced by this purchase via auction with the City contracted auction company.

EXHIBIT A 2007 TORO GROUNDMASTER 580D

SERIAL#: 30582 260000304

Replacement: FY 17-18





Quotation for City Of Escondido

Date: February 15, 2018

Quote No: 3289314-00

Prepared For: Jeramiah Jennings	Quote No: 3289314-00
City Of Escondido	iQuote No: 2276993
201 North Broadway	Sales Person: Erin Novotny
Escondido, CA 92025	erin.novotny@turfstar.com

NJPA Contract # 062117-TTC

Summary

Configuration Name	Qty	Unit Price	Sub Total	Sales Tax	Total
010-GM5910 T4 Final w/All Season Safety Cab	1	\$110,102.59	\$110,102.59	\$8,532.97	\$118,635.56
Totals:			\$110,102.59	\$8,532.97	\$118,635.56



Quotation for City Of Escondido

Date: February 15, 2018

Configuration Product Details

010-GM5910 T4 Final w/All Season Safety Cab Quote No:3289314-00

Model	Product Description	Qty	Unit Price	Extended	Sales Tax	Total
31699	GM5910 T4 Final w/All Season Safety Cab	1	\$107,687.20	\$107,687.20	\$8,345.76	\$116,032.96
31512	Backup Alarm Kit	1	\$111.20	\$111.20	\$8.62	\$119.82
31596	LED Work Light Kit	1	\$527.20	\$527.20	\$40.86	\$568.06
93-5973	10IN FOAM FILLED WHEEL A SM	10	\$155.98	\$1,559.80	\$120.89	\$1,680.69
132-1391	Blade Service Pack, Atom IC 20.00 In	1	\$217.19	\$217.19	\$16.84	\$234.03
Totals:						\$118,635.56



Quotation for City Of Escondido

Date: February 15, 2018

Quote No:3289314-00

Standard Terms and Conditions

Prices, including all finance options, are valid for 30 days from date of quotation. Open Account Terms are N30, subject to credit approval. Used and demo equipment is in high demand and availability is subject to change. Delivery is FOB Destination, unless otherwise stated

Office Locations

Northern California:

5646 W Barstow Ave Ste 104
Fresno, CA 93722
Fax: (559) 277-7123

2438 Radley Court
Hayward, CA 94545
Fax: (510) 785-3576

11373 Sunrise Gold Circle
Rancho Cordova, CA 95742
Fax: (800) 241-1997

Southern California:

79-253 Country Club Drive
Bermuda Dunes, CA 92203
Fax: (760) 345-4297

955 Beacon Street
Brea, CA 92821
Fax: (800) 775-8873

2110 La Mirada Ste 100
Vista, CA 92083
Fax: (760) 734-4285

Pacific Northwest:

11175 SW Elligsen Way
Sherwood, OR 97140
Ph: (503) 691-0250

20224 80th Ave South
Kent, WA 98032
Fax: (253) 872-6942

2824 East Garland
Spokane, WA 99207
Fax: (509) 483-7563

TORO

Groundsmaster® 5900/5910

LARGE AREA ROTARY MOWER

FEATURES

- 192 in. (488 cm) width of cut, mows 100+ acres per day
- 3.3 L Yanmar® EPA Tier 4 Final and EU Stage IV emissions compliant turbo-diesel engine
- Full-time, bi-directional 4WD
- SmartPower™ -optimized mowing in all conditions
- CrossTrax® all-wheel drive system offers increased cross wheel traction control
- 0" uncut circle in turns
- Onboard InfoCenter™ with advisories and diagnostics for maximum uptime
- SmartCool™ auto-reversing cooling fans
- 24-volt electrical system powers cooling system
- HybridDrive™ cutting deck system delivers unmatched reliability
- 4-way adjustable seat and Air Ride Suspension
- Integrated ControlArm™ with fingertip electronic controls
- All-season safety cab with air conditioning and heater (5910)

More Parks & More Rec.

Tasked with maintaining more parks and sports fields with no additional workers or budget? Is it possible to do more with less? The Groundsmaster® 5900 Series mowers can mow over 17 acres/hour (6.87 hectares/hour) using only one operator! And to match the 16' (4.87 m) wide mowing brawn and a more fuel-efficient EPA Tier 4 Final and EU Stage IV emissions compliant Yanmar® 3.3 L engine, the Groundsmaster 5900 series is loaded with intelligence. SmartPower™ allows the operator to effortlessly maintain the correct speed for optimal cutting, while the SmartCool™ system prevents over-heating with auto-reversing the cooling fans. An onboard InfoCenter™ gives the operator a quick read on all systems and even provides assistance at the right moment. When the comfort and safety of an all season cab, the incredibly nimble handling, and tough Toro durability are added in, the new Groundsmaster 5900 series proves beyond doubt that increased efficiency and ease of operation lead to higher productivity.

toro.com/5900



Groundsmaster® 5900



Groundsmaster® 5910

4
TIER

SMARTPOWER



Groundsmaster® 5900/5910 Specifications

GROUNDMASTER 5900, MODEL 31698 / GROUNDMASTER 5910, MODEL 31699	
ENGINE	Yanmar 3.3L, EPA Tier 4 Final and EU Stage IV emissions compliant, turbocharged diesel with direct injection and electronic high-pressure common rail. 72 HP (53.7 kW) @ 2500 rpm, Torque: 206 lb.-ft. (279 N•m) @ 1625 rpm Displacement: 202 cu. in. (3.3 L).
COOLING SYSTEM	24V dual electric fan banks for separate engine radiator and hydraulic oil cooling; fan banks are variable speed, with auto-reverse feature (SmartCool™, based on coolant and oil temps), radiator is cross flow, 3 rows, 9 fins per in. (FPI). Hydraulic oil cooler is crossflow, 6 FPI. Cooling fan banks tilts away for fast, easy cleaning.
FUEL SYSTEM	Uses ultra-low sulfur diesel fuel only. Biodiesel compatible up to B20.
CAPACITIES	Fuel: 35 gal.(132L) Hydraulic: 19 gal (71.9 L). Engine Oil w/filter: 11 qt. (10.4 L). Coolant: 13.5 qt. (12.7 L) (Model 31698), 18 qt. (17 L) (Model 31699)
HYDRAULIC SYSTEM	Capacity: 19 gal (71.9 L) reservoir, Remote spin-on charge filter, Oil: Toro premium all season hydraulic fluid
TIRES/WHEELS	Front: 29x12.00-15, 6 ply rating, 32 psi; Rear: 23x10.50-12, 6 ply rating, 30 psi;
INSTRUMENTATION	Onboard LCD (InfoCenter™) display shows customizable gauges, service reminders, advisories/faults and troubleshooting assistance. Indicates fuel level, coolant temp, hydraulic oil temp, engine glow plug, low oil pressure, air cleaner restriction, 12 and 24 volt alternator voltage output, engine hours and rpm, and engine DPF regeneration.
POWERTRAIN	Full time automatic forward and reverse 4WD in low (mow) range. Front wheel drive in transport. Parallel hydrostatic, closed loop with cross wheel traction (CrossTrax™) design; traction drive pump: variable displacement piston, servo control. Front drive: 2-speed, fixed displacement high torque, low speed radial piston motors. Rear drive: single speed, fixed displacement, high torque, low speed radial piston motors. SmartPower™ feature controls traction speed to maintain optimal cutting blade speed.
ELECTRICAL SYSTEM	Main: 12 volt system; Alternator: 12V, 80 amp, supplied w/ engine Battery: 1380 CCA (2x 690 CCA), Cooling Fans, Engine/Hydraulic cooling: 24 volt system; Alternator: 24V, 105 amp w/ remote sense; Battery: 350 CCA; Disconnect ON/OFF switch for 12 & 24 volt service safety. Service: Dynamic, hydrostatic 4WD in low range. Front wheel drive braking in high range. Parking: Electro-hydraulic controlled via double-motion rocker switch. Spring applied, hydraulic released. Internal to front wheel motors. Automatically applies with engine OFF or key OFF Manual override from operator platform for servicing
PRODUCTIVITY	Infinitely variable speed. Forward speeds: mow: 0-10.8 mph (17.4 km/h) Transport: 0-20 mph (0-32.2 km/h). Reverse speeds: mow 0-5.7 mph (0-9.2 km/h), transport: 0-10.5 mph (0-16.9 km/h) transport. Speed control: Electronic, limits max speed. Maximum productivity: 20.8 acres/hr. (8.4 ha/hr). Typical productivity: 13.1 acres/hr (5.3 ha/hr)**; NOTE: For EU countries complying to ISO 5395, all speeds and mow rates should be reduced by 12%.
CONTROLS	Control arm, right armrest, travels with seat and suspension. Deck lift/lower, electrohydraulic switches. Throttle; electronic, variable. Traction pedal, electronic. Park brakes: double-motion switch. Steering; hydrostatic load sensing. Other: High/low range, PTO, cruise control, lights (31698 only), horn, key switch, wing deck transport latches (manual).
OPERATOR STATION	Operator platform: isolated rubber mounted. Seat: 4 way adjustable with vinyl (31698) or cloth (31699) cushions standard. Suspension: air-ride with 3 in. (7.6 cm) of adjustability. Steering: power and adjustable tilt. Traction Pedal: adjustable angle uses position sensor. Storage box, cup holder, and 12 volt power outlet, double USB port, standard.
STEERING	Uncut circle - 0" diameter. Turning radius - 86" (218 cm)
CAB (5910)	ROPS certified cab with heat, AC and the following standard features: climate system pressurized cab, heavy-duty pantograph front windshield wiper and washer, front windshield has 38" of visibility, interior mirror, fold away exterior side mirrors, molded front fenders, right and left doors and rear window have tinted (50%) glass, front and rear windows open, quick release window latches act as emergency exit, rubber sound isolator cab mounts and upholstered interior panels and headliner, textured neoprene floor mat, interior dome light. Power provided for optional aftermarket audio accessories. Optional road lights, rotating beacon and work lights available.
SAFETY AND LIGHTING	Standard (31698 & 31699): SMV sign rear mounted; LED brake, tail lights and flashers mounted in rear bumper; horn. ROPS Unit (31698) headlights, red and amber flashers, turn signals. Cab Unit (31699): Optional light kits, North American Road Light Kit (30706), Rotating Beacon Kit (31509), Work Light Kit (114-5610). Disconnect ON/OFF switch for 12 & 24-volt service safety.
CERTIFICATION	Meets or exceeds EU Machinery Directive (2006/42/EC); ISO 5395-2013 and ANSI B71.4-2012; ISO 21299 and SAE J1194; OSHA 29CFR1910.95 (SAEJ1175, European Directive 2000/14/EC, ISO 5395-2013); EN 55012:2007 and CISPR12. Model 31698 meets or exceeds ANSI/ASAE S279.12 (Lighting and Marking of Agricultural Equipment on Highways). Model 31699 air conditioning system meets SAE J1503, Section 8.
WARRANTY	Two year limited warranty.
VEHICLE WEIGHT (W/ FULL FLUIDS)	6,710 lbs. (3043 kg) (31698), 7,304 lbs. (3313 kg) (31699)
GROUND CLEARANCE	10.3 in. (26.1 cm)
DIMENSIONS	WIDTH: Transport: 99 in. (251 cm), Mow: 199 in. (505 cm) LENGTH: 174 in. (442 cm) HEIGHT: 85 in. (216 cm) (31698), 95 in. (241 cm) (31699) WHEELBASE: 77 in. (196 cm)

CUTTING DECKS	
TYPE	Three rear discharge rotary decks
CUTTING WIDTH	192 in. (488 cm), 57 in. (145 cm), 92 in. (234 cm), 144 in. (366 cm).
HEIGHT OF CUT	1-6" in (2.5 - 15 cm) in 0.5 in. (1.3 cm) increments.
CONSTRUCTION	11/12 gauge high strength steel. 7-gauge, reinforcements, bullnose bumpers.
PROTECTION	Wing decks: 2 way shock absorption.
DECK DRIVE	HybridDrive™ - Hydraulic motor to spindle, remaining spindle(s), driven by "B" section v-belts.
TENSIONING	Automatic, spring loaded idlers.
SPINDLES	Shaft: 1.25" (3.2 cm) hardened steel. Housing: 9" (22.9 cm) ductile iron. Bearings: Greaseable tapered roller.
STANDARD BLADES	20" (50.8 cm), heat-treated steel blades.
OPTIONAL BLADES	Atomic™ mulching blades, flat blades.
SKIDS	4 reversible polymeric, 2 reversible steel

*Specifications and design subject to change without notice. Products depicted in this literature are for demonstration purposes only.

Actual products offered for sale may vary in use, design, required attachments and safety features. See distributor for details on all warranties.

**Maximum productivity @ 10.8 mph (17.4 km/h) & 100% efficiency.

Typical productivity @ 8 mph (12.9 km/h) & 85% efficiency





Groundsmaster® 5900/5910 Accessories (continued)

TORO ACCESSORIES AND PARTS	
MODEL/PART NUMBER	Description
30349	Universal Mount Sunshade – White
30552	Universal Mount Sunshade –Red
31324	Thermoplastic Windscreen Kit (GM5900). Abrasion-resistant polycarbonate windscreen (mounts to 2-post ROPS extension)
31325	Tempered Glass Windshield (mounts to 2-post ROPS extension)
31311	Wiper Kit for Tempered Glass Windshield
119-7719	Backrest Extension Kit – Fabric (GM5910)
119-7718	Backrest Extension Kit – Vinyl (GM5900)
114-5610	Work Light Kit (GM5910)
31353	2-Post ROPS Extension (GM5900) (includes sunshade)



	SNOWTHROWER ERSKINE MODEL 2000**
STAGE	2
WIDTH OF CUT	85" (216 cm)
CUTTING HEIGHT	29" (74 cm)
CUTTING EDGE	3/8" x 3" (9.5 mm x 7.62 cm) bolt-on
SKID SHOES	Adjustable
AUGER DIAMETER	16" (41 cm) open flight
FAN DIAMETER	20" (51 cm) 4-blade
CHUTE ROTATION	Hydraulic, 270°
SHEAR PROTECTION	Pressure relief
CASTING DISTANCE	Up to 30' (9.4 m)
APPROXIMATE SHIPPING WEIGHT	850 lbs. (386 kg)
HOSES	Included



	ROTARY BROOM M-B MODEL SHL***
TYPE	Windrow type, front mounted hydraulic broom with dual motors. Electric/hydraulic angling, 30° left and right.
BROOM SIZE	32" (81 cm) diameter x 60" (153 cm) wide.
BRUSH	Sectional brush with combination polypropylene/wire radial segments.
OPTIONS	Dirt Deflector, Storage Stands.

*Specifications and design subject to change without notice. Products depicted in this literature are for demonstration purposes only. Actual products offered for sale may vary in design, required attachments and safety features. Consult your local Toro Distributor. Information regarding non-Toro (Allied Vendor) products is included in the Toro Golf and Grounds Equipment Guide as a convenience to Toro customers. Toro does not warrant, endorse or support any products purchased from Allied vendors. Additionally, Toro shall not be responsible for any personal injury or property damage, whether direct or consequential, caused by such Allied products. Toro does not certify fit up, compatibility or functionality of Allied products.

**Manufactured by Erskine.

***Manufactured by M-B Companies, Inc. The Toro Company does not manufacture or sell the snow thrower, rotary broom, nor does Toro guarantee these accessories in any manner whatsoever.





	TWO-POST ROPS EXTENSION SYSTEM
GM5900	Fits Model 31698
TWO-POST ROPS EXTENSION KIT	Base steel frame attached to existing ROPS and includes a white sunshade. Model 31353
EXTERIOR MIRROR	Quantity (1) Part Number 130-5448
INTERIOR MIRROR	Quantity (1) Part Number 130-5449
ABRASION-RESISTANT POLYCARBONATE WIND SCREEN	Improved resistance to golf ball impacts or vandalism. Model 31324
TEMPERED GLASS WINDSHIELD	Similar safety glass used in Toro all-season safety cabs. Model 31325
WINDSHIELD WIPER KIT FOR TEMPERED GLASS WINDSHIELD	For use with the tempered glass windshield only. Not for use with the polycarbonate wind screen. Model 31311
OPERATOR FAN & INTERIOR HEADLINER KIT	Overhead fan with adjustable speeds – mounts directly over operator. Part Number 132-3435
LED WORK LIGHT KIT	Includes 4 lights: 2 for front and 2 for rear; can also mount to Toro cabs. Model 31596
ROTATING BEACON	Breakaway mounting system. Also mounts on Toro cabs. Model 31509
SAFETY AND SECURITY CAGE	Steel mesh side cage doors that lock. Includes the abrasion-resistant polycarbonate wind screen. Part Number 132-3695
WIRE HARNESS KIT	Required for all electrical accessories such as wipers, lights and fan. Part Number 122-0729



CITY COUNCIL STAFF REPORT

Consent Item No. 5

April 25, 2018

File No. 0470-25

SUBJECT: Purchase Twenty-Nine (29) Ford Fleet Vehicles from North County Ford of Vista, California

DEPARTMENT: Public Works Department, Fleet Services Division.

RECOMMENDATION:

It is requested that the City Council adopt Resolution No. 2018-56, authorizing the Fleet Services Division to purchase twenty-nine (29) Ford vehicles from North County Ford of Vista, California, in the amount of \$1,045,553.39, by attaching to the County of San Diego's RFB No. 8506, and the disposal of the surplus vehicles via auction.

FISCAL ANALYSIS:

Sufficient funds are available in the Fleet Services 'Vehicle Replacement Fund' account number 5208-653-715; and the Utilities Operating Budget.

BACKGROUND:

Twenty-seven (27) vehicles are replacing units that are at, or past, the end of their established lifecycle. Key factors that determine a vehicles' lifecycle are: age, mileage, increased out of service time, and repair or maintenance costs. Additionally, two (2) new vehicles will be added to the fleet to accommodate the Water Treatment Plant needs. These two vehicles are funded in the 2018 Utilities Operating Budget.

Upon approval from the City Council, twenty-nine (29) Ford vehicles will be purchased from North County Ford of Vista, California, by attaching to the County of San Diego's RFB No. 8506. Article 5 Chapter 10 of the City of Escondido's Municipal Code authorizes the purchase of supplies and equipment utilizing cooperative purchase programs.

APPROVED AND ACKNOWLEDGED ELECTRONICALLY BY:

Joseph Goulart, Assistant Director Public Works
4/18/2018 3:44 p.m.

Jeremiah Jennings, Interim Fleet Services Superintendent
4/18/2018 3:30 p.m.

ATTACHMENTS:

1. Resolution No. 2018-56
2. Resolution No. 2018-56 - Exhibit "A" – List of vehicles being replaced

RESOLUTION NO. 2018-56

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ESCONDIDO, CALIFORNIA, AUTHORIZING CITY COUNCIL, TO AWARD THE BID TO NORTH COUNTY FORD FOR THE PURCHASE OF TWENTY-NINE 2018/2019 FORD FLEET VEHICLES AND TO APPROVE THE DISPOSAL OF SURPLUS VEHICLES VIA AUCTION

WHEREAS, sufficient funds are available in the Fleet Services 'Vehicle Replacement Fund' account number 5208-653-715; and

WHEREAS, the County of San Diego duly published an invitation for unit price bids with detailed specifications and requirements for the purchase of model year 2018/2019 Ford Vehicles; and

WHEREAS, North County Ford was determined to be the lowest responsive and responsible bidder that conformed to the County's bid specifications and requirements; and

WHEREAS, the City of Escondido desires to attach to the County of San Diego's bid, RFB No. 8506, for the purchase of model year 2018/2019 Ford Fleet Vehicles; and

WHEREAS, the County of San Diego's Request for Bid No. 8506 contains a Public Agency Participation clause that North County Ford agreed to extend to other public agencies; and

WHEREAS, the City of Escondido ("City") is utilizing cooperative purchasing with County of San Diego, and as authorized by Escondido Municipal Code, Chapter 10, Article 5, Section 10-90, the City may utilize a cooperative purchase contract which has

been conducted in a competitive manner by the State, County or any other Public or Municipal Agency; and

WHEREAS, staff recommends purchasing twenty-nine (29) model year 2018/2019 Ford Fleet vehicles from North County Ford in the amount of \$1,045,553.39, which includes sales tax and all other fees; and

WHEREAS, the vehicles being replaced by this purchase are deemed surplus property and are no longer required for public use; and

WHEREAS, the vehicles recommended for disposal have reached the end of their serviceable life, have been deemed obsolete by the Fleet Services Division, and are listed on Exhibit "A," which is attached to this Resolution and is incorporated by this reference.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Escondido, California, as follows:

1. That the above recitations are true.
2. That the City Council determines the bid submitted by North County Ford to be the lowest most responsive bid which conformed to the City's quote specifications and requirements.
3. That the City Council authorizes the purchase award to North County Ford for twenty-nine model year 2018/2019 Ford Fleet Vehicles in the amount of \$1,045,553.39.

4. That the City Council authorizes Fleet Services Division to execute, on behalf of the City, a contract for the purchase of twenty-nine model year 2018/2019 Ford Fleet Vehicles in a form approved by the City Attorney.

5. That the City Council authorizes the Deputy City Manager/Administrative Services to dispose of surplus vehicles that are being replaced by this purchase via auction with the City contracted auction company.

EXHIBIT A Vehicle Replacement List

FY 17-18

	Equip #	Year	Make and Model	Meter Info	Notes
1	3060	2006	Ford Explorer	59,317	
2	3130	2007	Chevrolet G-20 Cargo	114,855	
3	3158	2005	Chevrolet Colorado	135,362	
4	3180	2007	Chevy. Trail Blazer	66,605	
5	3201	2005	Ford Ranger	54,580	
6	3202	2007	Chevrolet C-2500	89,994	
7	3215	2005	Chevrolet C-1500	82,587	
8	3236	2006	Chevy. C-35 Flat Bed	75,692	
9	3241	2001	Ford F-450 Utility	82,491	
10	3350	2005	Ford Ranger	80,181	
11	3358	2006	Chevrolet 1/2 Ton	84,558	
12	3365	2005	GMC C-1500	76,969	
13	3406	2007	Chevrolet C-1500 4x4	74,203	Out of service/Mechanical
14	3414	2007	Chevrolet C-1500	89,211	
15	3453	2005	GMC C-1500	63,284	
16	3467	2001	Ford F-450 4Yd. Dump	64,813	
17	3472	2007	Chev. 3/4 Utility	156,939	Out of service/Mechanical
18	3554	2006	Chevrolet C-1500	61,017	
19	3555	2005	Chev. Trail Blazer	72,452	
20	3561	2007	Chevrolet C-2500	93,035	
21	3598	2006	Ford Explorer	61,101	
22	3810	2005	Chevrolet Impala	36,160	No longer meets the Dept's needs
23	3851	1997	Ford F-250	74,634	Out of service/Mechanical
24	3864	2005	Ford Ranger	63,431	
25	3929	2008	Ford F-250 4X4	169,771	
26	3930	2003	Chevrolet S-10	31,069	
27	3931	2005	Chevrolet Astro	24,963	Out of service/Mechanical



CITY COUNCIL STAFF REPORT

Consent Item No. 6

April 25, 2018

File No. 0470-25

SUBJECT: Purchase One (1) Isuzu Flatbed Crane Truck from National Auto Fleet Group of Watsonville, California

DEPARTMENT: Public Works Department, Fleet Services Division

RECOMMENDATION:

It is requested that the City Council adopt Resolution No. 2018-57, authorizing the Fleet Services Division to purchase one (1) Isuzu Flatbed Crane Truck from National Auto Fleet Group of Watsonville, California, in the amount of \$109,289.47, by utilizing a cooperative purchase contract through the National Joint Powers Alliance (NJPA).

FISCAL ANALYSIS:

Sufficient funds are available in Fleet Services 'Vehicle Replacement Fund' account number 5208-653-715.

BACKGROUND:

One existing 2002 Chevrolet chassis crane truck is being replaced due to exceeding its standard service life expectancy of fifteen years and its current mechanical condition, creating increased downtime, and costly repairs.

Upon approval from the City Council, Fleet Services will purchase one (1) Isuzu Flatbed Crane Truck from National Auto Fleet Group of Watsonville, California, in the amount of \$109,289.47. The purchase will take place by utilizing a Cooperative Purchasing Contract, NJPA Contract No. 081716-NAF. Article 5, Chapter 10, of the City of Escondido's Municipal Code authorizes the purchase of supplies and equipment utilizing cooperative purchase programs.

APPROVED AND ACKNOWLEDGED ELECTRONICALLY BY:

Joseph Goulart, Assistant Director Public Works
4/18/2018 3:44 p.m.

Jerimiah Jennings, Interim Fleet Services Superintendent
4/18/2018 3:30 p.m.

ATTACHMENTS:

1. Resolution No. 2018-57
2. Resolution No. 2018-57 - Exhibit "A" – Pictures of existing crane truck
3. Resolution No. 2018-57 - Exhibit "B" – Quote for NJPA Contract No. 081716-NAF

RESOLUTION NO. 2018-57

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ESCONDIDO, CALIFORNIA, AUTHORIZING THE PURCHASE OF ONE ISUZU CRANE TRUCK FROM NATIONAL AUTO FLEET GROUP, BY UTILIZING A COOPERATIVE PURCHASE CONTRACT THROUGH THE NATIONAL JOINT POWERS ALLIANCE, AND TO APPROVE THE DISPOSAL OF THE SURPLUS VEHICLE VIA AUCTION

WHEREAS, the Fleet Services Division is replacing one (1) existing 2002 Chevrolet Crane Truck due to excessive engine hours, increased downtime, costly repairs, and exceeding the standard life expectancy of fifteen (15) years; and

WHEREAS, sufficient funds to replace the existing 2002 Chevrolet Crane Truck are available in the Fleet Services Vehicle Replacement Fund, account number 5208-653-715; and

WHEREAS, the Fleet Services Division is requesting to purchase one (1) Isuzu Crane Truck from the National Auto Fleet Group of Watsonville, California; and

WHEREAS, the National Joint Powers Alliance (“NJPA”) conducted a competitive bid process for heavy duty trucks and National Auto Fleet Group was deemed to be the lowest most responsive bidder; and

WHEREAS, NJPA Contract No. 081716-NAF was awarded to the National Auto Fleet Group on November 15, 2016, and expires on November 15, 2020; and

WHEREAS, the City of Escondido is a member of NJPA; and

WHEREAS, the City is utilizing cooperative purchasing with NJPA; as per the Escondido Municipal Code Chapter 10, Article 5, Section 10-90, the City may utilize a cooperative contract, which has been conducted in a competitive manner by the State, county or any other public or municipal agency; and

WHEREAS, staff recommends purchasing one (1) Isuzu Crane Truck from National Auto Fleet Group in the amount of \$109,289.47 which includes tax and all other fees; and

WHEREAS, the City Council desires at this time and deems it to be the best public interest to authorize the purchase from the National Auto Fleet Group; and

WHEREAS, the vehicle being replaced by this purchase is deemed surplus property and is no longer required for public use; and

WHEREAS, the vehicle recommended for disposal has reached the end of its serviceable life, has been deemed obsolete by the Fleet Services Division, and is listed on Exhibit "A," which is attached to this Resolution and is incorporated by this reference.

WHEREAS, the NJPA quote for the purchase of a replacement Isuzu Crane Truck is listed as Exhibit "B," which is attached to this Resolution and is incorporated by this reference.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Escondido, California, as follows:

1. That the above recitations are true.

2. That the City Council is authorized to approve on behalf of the City, the Cooperative Purchase through the National Joint Powers Alliance, as allowed per Escondido Municipal Code, Chapter 10, Article 5, Section 10-90.

3. That the City Council authorizes the Fleet Services Division to purchase one (1) Isuzu Crane Truck from the National Auto Fleet Group, utilizing a cooperative purchase contract with NJPA, in the amount of \$109,289.47 which includes tax and all other fees.

4. That the City Council authorizes the Deputy City Manager/Administrative Services to dispose of surplus vehicles that are being replaced by this purchase via auction with the City contracted auction company.

EXHIBIT A

2002 CHEVROLET W4S042 FLATBED W/HOIST

VIN#: J8BC4B14427005444

Replacement: FY 17-18





National Auto Fleet Group

A Division of Chevrolet of Watsonville

490 Auto Center Drive, Watsonville, CA 95076
(855) 289-6572 • (855) BUY-NJPA • (831) 480-8497 Fax
Fleet@NationalAutoFleetGroup.com

4/12/2018

Quote ID 6505

Mr. Jeramiah J. Jennings
City of Escondido
Interim Fleet Maintenance Superintendent
475 N. Spruce Street
Escondido, CA 92025

Dear Mr. Jennings,

National Auto Fleet Group is pleased to quote the following vehicle(s) for your consideration.
One (1) New/Unused (2019 Isuzu NPR-HD Chassis-Diesel, 109" Wheelbase, 14,500lb GVW, Palfinger Crane and Flatbed Via Crane Works,) Provided by Mr. Walters each for:

(1) One Unit

NJPA Contract Price	\$	101,339.00
Doc Fee	\$	80.00
Tax (7.75%)	\$	7,859.97
CA Tire Fee	\$	10.50
Total	\$	109,289.47


-per your attached specifications:

This vehicle(s) is available under the National Joint Powers Alliance Contract Number 081716-NAF.

Please reference this Contract Number on all Purchase Orders.

Thank you in advance for your consideration. Should you have any questions, please do not hesitate to call.

Sincerely,


Jesse Cooper - National Fleet Manager
Office (855) 289-6572 / Fax (831) 480-8497



CITY COUNCIL STAFF REPORT

Consent Item No. 7

April 25, 2018

File No. 0470-25

SUBJECT: Purchase One (1) Asphalt Patch Truck from National Auto Fleet Group of Watsonville, California.

DEPARTMENT: Public Works Department, Fleet Services Division.

RECOMMENDATION:

It is requested that the City Council adopt Resolution No. 2018-58, authorizing the Fleet Services Division to purchase one (1) Asphalt Patch Truck, in the amount of \$202,098.86, from National Auto Fleet Group of Watsonville, California, by utilizing a cooperative purchase contract through the National Joint Powers Alliance (NJPA), and the disposal of the surplus vehicle via auction.

FISCAL ANALYSIS:

Sufficient funds are available in Fleet Services 'Vehicle Replacement Fund' account number 5208-653-715.

BACKGROUND:

One existing 1999 Asphalt Patch Truck is being replaced due to exceeding its standard service life expectancy of fifteen years and its current mechanical condition which includes: excessive mileage and engine hours, increased downtime, and frequent costly repairs.

Upon approval from the City Council, Fleet Services will purchase one (1) Asphalt Patch Truck from National Auto Fleet Group of Watsonville, California, in the amount of \$202,098.86. The purchase will take place by utilizing a Cooperative Purchasing Contract, NJPA Contract No. 081716-NAF. Article 5 Chapter 10, Section 10-90 of the City of Escondido's Municipal Code authorizes the purchase of supplies and equipment utilizing cooperative purchase programs.

APPROVED AND ACKNOWLEDGED ELECTRONICALLY BY:

Joseph Goulart, Assistant Director Public Works
4/18/2018 3:44 p.m.

Jeremiah Jennings, Interim Fleet Services Superintendent
4/18/2018 3:30 p.m.

ATTACHMENTS:

1. Resolution No. 2018-58
2. Resolution No. 2018-58 - Exhibit "A" – Pictures of existing patch truck
3. Resolution No. 2018-58 - Exhibit "B" – Quote for NJPA Contract No. 081716-NAF

RESOLUTION NO. 2018-58

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ESCONDIDO, CALIFORNIA, AUTHORIZING THE PURCHASE OF ONE ASPHALT PATCH TRUCK FROM NATIONAL AUTO FLEET GROUP BY UTILIZING A COOPERATIVE PURCHASE CONTRACT THROUGH THE NATIONAL JOINT POWERS ALLIANCE AND TO APPROVE THE DISPOSAL OF THE SURPLUS VEHICLE VIA AUCTION

WHEREAS, the Fleet Services Division is replacing one (1) existing 1999 Asphalt Patch Truck due to excessive engine hours, increased downtime, costly repairs, and exceeding the standard life expectancy of fifteen (15) years; and

WHEREAS, sufficient funds to replace the existing 1999 Asphalt Patch Truck are available in the Fleet Services Vehicle Replacement Fund, account number 5208-653-715; and

WHEREAS, the Fleet Services Division is requesting to purchase one (1) Asphalt Patch Truck from the National Auto Fleet Group of Watsonville, California; and

WHEREAS, the National Joint Powers Alliance (“NJPA”) conducted a competitive bid process for heavy duty International Trucks and National Auto Fleet Group was deemed to be the lowest most responsive bidder; and

WHEREAS, NJPA Contract No. 081716-NAF was awarded to the National Auto Fleet Group on November 15, 2016, and expires on November 15, 2020; and

WHEREAS, the City of Escondido (“City”) is a member of NJPA; and

WHEREAS, the City is utilizing cooperative purchasing with NJPA; as per the Escondido Municipal Code Chapter 10, Article 5, Section 10-90, the City may utilize a cooperative contract, which has been conducted in a competitive manner by the State, county or any other public or municipal agency; and

WHEREAS, staff recommends purchasing one (1) Asphalt Patch Truck from National Auto Fleet Group in the amount of \$202,098.86, which includes tax and all other fees; and

WHEREAS, the City Council desires at this time and deems it to be the best public interest to authorize the purchase from the National Auto Fleet Group.

WHEREAS, the vehicle being replaced by this purchase is deemed surplus property and is no longer required for public use; and

WHEREAS, the vehicle recommended for disposal has reached the end of its serviceable life, has been deemed obsolete by the Fleet Services Division, and is listed on Exhibit "A", which is attached to this Resolution and is incorporated by this reference; and

WHEREAS, the NJPA quote for the purchase of a replacement Asphalt Patch Truck is listed as Exhibit "B", which is attached to this Resolution and is incorporated by this reference.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Escondido, California, as follows:

1. That the above recitations are true.

2. That the City Council is authorized to approve on behalf of the City, the Cooperative Purchase through the National Joint Powers Alliance, as allowed per Escondido Municipal Code Chapter 10 Article 5 Section 10-90.

3. That the City Council authorizes the Fleet Services Division to purchase one (1) Asphalt Patch Truck from the National Auto Fleet Group, utilizing a cooperative purchase contract with NJPA, in the amount of \$202,098.86, which includes tax and all other fees.

4. That the City Council authorizes the Deputy City Manager/Administrative Services to dispose of surplus vehicles that are being replaced by this purchase via auction with the City contracted auction company.

EXHIBIT A 1999 International Asphalt Patch Truck

VIN#: 1HTSDAAR3XH593786

Replacement: FY 17-18





National Auto Fleet Group

A Division of Chevrolet of Watsonville

490 Auto Center Drive, Watsonville, CA 95076
(855) 289-6572 • (855) BUY-NJPA • (831) 480-8497 Fax
Fleet@NationalAutoFleetGroup.com

4/12/2018

Quote ID 6715

Mr. Jeremiah J. Jennings
City of Escondido
Interim Fleet Maintenance Superintendent
475 N. Spruce Street
Escondido, CA 92025

Dear Mr. Jennings,

National Auto Fleet Group is pleased to quote the following vehicle(s) for your consideration.
One (1) New/Unused (2019 Freightliner M2 106 Extended Cab Chassis with HD Industries Patcher Body Package Via Haaker,) Provided by Mr. Walters each for:

(1) One Unit		
NJPA Contract Price	\$	187,473.00
Doc Fee	\$	80.00
Tax (7.75%)	\$	14,535.36
CA Tire Fee	\$	10.50
Total	\$	202,098.86

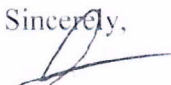
-per your attached specifications:

This vehicle(s) is available under the National Joint Powers Alliance Contract Number 081716-NAF.

Please reference this Contract Number on all Purchase Orders.

Thank you in advance for your consideration. Should you have any questions, please do not hesitate to call.

Sincerely,


Jesse Cooper - National Fleet Manager
Office (855) 289-6572 / Fax (831) 480-8497



CITY COUNCIL STAFF REPORT

Consent Item No. 8

April 25, 2018

File No. 0600-10, A-3249

SUBJECT: Auction Services Contract Award for Surplus Vehicles and Equipment

DEPARTMENT: Finance Department, Purchasing Division and Public Works Department, Fleet Services Division

RECOMMENDATION:

It is requested that the City Council adopt Resolution No. 2018-62 taking the following actions:

1. Approve the disposal by auction of current City fleet vehicles and equipment that have been removed from service and deemed surplus property per the attached list, "Attachment 1".
2. Accept the proposal submitted by Ken Porter Auctions to transport and sell auction City vehicles and equipment deemed surplus property.
3. Authorize the Mayor and City Clerk to execute a Public Services Agreement for auction services with Ken Porter Auctions effective immediately through June 30, 2020, with the option to renew the Contract on an annual fiscal year basis, to end June 30, 2023.

FISCAL ANALYSIS:

The City of Escondido will receive funds, which are estimated to be \$255,450, from the sale of the surplus vehicles and equipment. The funds received will be deposited into the Fleet Reserve Fund; however, the exact amount of the proceeds will not be known until the results from the auction are returned. The auction company will receive their proceeds from the buyer's premium, per the agreement.

PREVIOUS ACTION:

On March 21, 2012, an Auction Services Contract was awarded to Ken Porter Auctions per Resolution No. 2012-21.

BACKGROUND:

Public auction has been determined to be the best method to dispose of vehicles and equipment that have been removed from service and no longer required for public use. This method provides the greatest return of funds for the City's investment.

In late 2017 staff researched auction companies to compare rates of return when disposing surplus vehicles and equipment via auction. Proposals were received from four auction companies: Ken Porter Auctions, US Auctions, TNT Auctions and Ritchie Brothers Auctions. Proposals were

evaluated on a variety of essential criteria to meet the City's needs. Ken Porter Auctions' proposal was determined to be the most advantageous to the City. In addition, Ken Porter Auctions past performance with the City indicates that the company provides fair auction proceeds and timely payments to the City for surplus City vehicles and equipment. Ken Porter Auctions has always complied with the terms of the auction agreement.

Staff recommends that the City of Escondido accept the proposal from Ken Porter Auctions.

APPROVED AND ACKNOWLEDGED ELECTRONICALLY BY:

Sheryl Bennett, Deputy City Manager/Administrative Services
4/18/2018 3:27 p.m.

Jeremiah Jennings, Interim Fleet Services Superintendent
4/18/2018 3:39 p.m.

ATTACHMENTS:

1. Attachment 1 - Surplus Vehicle and Equipment List
2. Resolution No. 2018-62
3. Resolution No. 2018-62 - Exhibit "A," Public Services Agreement with attachments

ATTACHMENT 1

CURRENT LIST OF SURPLUS VEHICLES-EQUIPMENT 3-28-2018

Asset ID	Asset Description	Make/Model/Serial #	Pickup Location	Estimated	
				Qty	Value
3001A	1997 FORD AEROSTAR	1FMCA11U1VZA34500	PW Yard/Fleet	1	\$600
3003A	2001 FORD RANGER P/U	1FTYR14U01PA50191	PW yard/Fleet	1	\$1,900
3005A	2001 FORD RANGER P/U	1FTYR14V61PB22150	PW Yard/Fleet	1	\$1,900
3015A	2009 FORD CROWN VICTORIA	2FAHP71V09X129247	PW yard/Fleet	1	\$500
3023A	2011 FORD CROWN VICTORIA	2FABP7BV4BX169597	PW yard/Fleet	1	\$400
3064A	1988 WELLS CARGO K-9 TRAILER	1WC200F20J4004722	PW yard/Fleet	1	\$400
3079A	2003 CHEVROLET ASTRO PASSENGE	1GNDM19X63B134278	PW Yard/Fleet	1	\$2,000
3114A	2002 INTERNATIONAL 4900 BRUSH	1HTSDAAN82H538255	PW yard/Fleet	1	\$9,000
3136A	2005 CHEVROLET IMPALA	2G1WF52E159370068	PW Yard/Fleet	1	\$2,000
3138A	2005 CHEVROLET MALIBU	1G1ND52F45M189737	PW yard/Fleet	1	\$900
3146A	1992 SUTPHEN PUMPER	1S9A1BFD3N1003992	PW Yard/Fleet	1	\$3,800
3147A	1992 SUTPHEN PUMPER	1S9A1BFD5N1003993	PW Yard/Fleet	1	\$3,800
3153A	2007 CHEVROLET COLORADO EXT C	1GCDS19E778190293	PW yard/Fleet	1	\$1,800
3170A	2000 CHEVROLET S-10 EXT CAB P	1GCCS1959YK206767	PW Yard/Fleet	1	\$1,700
3212A	2001 FORD F250 4X2 3/4T P/UP	3FTNF20LX1MA60229	PW Yard/Fleet	1	\$2,200
3214A	2001 FORD F250 4X2 3/4T P/UP	3FTNF20L21MA76828	PW Yard/Fleet	1	\$2,500
3224A	1995 CASE 590L4WD BACKHOE	JJG0209068	PW Yard/Fleet	1	\$11,000
3227A	2006 ELGIN BROOM BEAR/FREIGHT	1FVACXDC76HV58709	PW Yard/Fleet	1	\$7,500
3268A	2000 FORD F450 1 1/2T UTILITY	1FDXF46FOYEE48071	PW Yard/Fleet	1	\$6,500
3274A	1988 FIATALLIS GRADER 65B	68CO4183	PW yard/Fleet	1	\$1,400
3286A	1998 BOBCAT 863 LOADER	514418829	PW Yard/Fleet	1	\$5,500
3287A	1986 ZIEMAN TILT TRAILER	1ZCT21S28GZP13137	PW yard/Fleet	1	\$700
3288A	1986 ZIEMAN TILT TRAILER	1ZCT21S2XGZP13138	PW yard/Fleet	1	\$700
3293A	1989 JOHN DEERE 544E LOADER	525144	PW Yard/Fleet	1	\$23,000
3299A	2001 VERMEER STUMP GRINDER	1VRN151U7V1000441	PW Yard/Fleet	1	\$3,500
3305A	2001 CUSHMAN TEXTRON S660 TRA	LM11885	PW yard/Fleet	1	\$400
3308A	2005 CHEVROLET ASTRO PASSENGE	1GNDM19X65B101185	PW yard/Fleet	1	\$1,300
3315A	2005 CHEVROLET ASTRO PASSENGE	1GNDM19X45B100861	PW Yard/Fleet	1	\$1,500
3401A	1988 FMC MD10E200F BEAN SPRAYER	A294759	PW Yard/Fleet	1	\$250
3406A	2007 CHEVROLET C1500 1/2 T P/	1GCEK14C77Z608341	PW yard/Fleet	1	\$1,300
3415A	2001 FORD RANGER P/U 4X4 CREW	1FTYR15E61PB32272	PW yard/Fleet	1	\$1,400
3418A	2002 CHEVROLET ASTRO PASSENGE	1GNDM19X82B100308	PW yard/Fleet	1	\$1,600
3432A	2002 GEM UTILITY ELECTRIC CAR	5ASAK27482F028983	PW Yard/Fleet	1	\$400
3455A	2004 FORD RANGER EXT CAB P/UP	1FTYR14U54PB31286	PW yard/Fleet	1	\$1,400
3460A	1995 CHEVROLET C3500 1T WELDI	1GBHK34N0SE114255	PW Yard/Fleet	1	\$3,200
3461A	2006 FORD RANGER	1FTYR44U76PA34434	PW Yard/Fleet	1	\$1,800
3472A	2007 CHEVROLET C2500 W/UTILIT	1GBHC24K87E554373	PW yard/Fleet	1	\$2,600
3476A	2006 FORD RANGER	1FTYR44U96PA34435	PW Yard/Fleet	1	\$2,200
3483A	1990 GMC TC7D042 CRANE TRUCK	1GDM7D1E8LV505415	PW Yard/Fleet	1	\$5,500
3490A	2005 FORD RANGER P/U	1FTYR44UX5PA74800	PW Yard/Fleet	1	\$1,500
3495A	2000 FORD F650 2T UTILITY	3FDNF6588YMA27778	PW Yard/Fleet	1	\$6,500
3498A	1995 CASE 590L4WD BACKHOE	JJG0209087	PW Yard/Fleet	1	\$11,000
3501A	2000 CHEVROLET G3500 1T VAN	1GCHG35R3Y1171340	PW Yard/Fleet	1	\$2,200
3503A	2000 CHEVROLET MALIBU	1G1ND52J1Y6230502	PW Yard/Fleet	1	\$1,400
3504A	2002 CHEVROLET S-10 EXT CAB	1GCCS19W828212556	PW yard/Fleet	1	\$800
3506A	2002 CHEVROLET ASTRO CARGO VA	1GCDM19X02B154727	PW Yard/Fleet	1	\$1,400
3507A	2002 CHEVROLET ASTRO CARGO VA	1GCDM19X02B156042	PW Yard/Fleet	1	\$1,400
3508A	2003 CHEVROLET ASTRO CARGO VA	1GCDM19X63B134127	PW Yard/Fleet	1	\$1,800
3510A	2002 BUICK REGAL LS	2G4WB52K021112316	PW Yard/Fleet	1	\$900
3518A	1939 SPCNS TRAILER TRAILER F	TDR51968	PW Yard/Fleet	1	\$100

ATTACHMENT 1

CURRENT LIST OF SURPLUS VEHICLES-EQUIPMENT 3-28-2018

Asset ID	Asset Description	Make/Model/Serial #	Pickup Location	Estimated	
				Qty	Value
3521A	2006 CHEVROLET C2500 3/4T P/U	1GCHC24U56E253703	PW Yard/Fleet	1	\$3,400
3524A	2006 CHEVROLET C1500 1/2T P/U	3GCEC14Z16G256213	PW Yard/Fleet	1	\$2,800
3527A	2007 GORMAN-RUPP PUMP	1359289	PW Yard/Fleet	1	\$2,200
3531A	2000 STERLING VACTOR	2FZHRJBB2YAB31806	PW Yard/Fleet	1	\$13,000
3536A	1986 DITCHWITCH TRENCHER	5B1969	PW Yard/Fleet	1	\$1,200
3537A	1986 BELSHE TILT TRAILER	16JF00716F1016485	PW Yard/Fleet	1	\$100
3541A	2006 CHEVROLET C1500 1/2T P/U	3GCEC14Z26G256219	PW Yard/Fleet	1	\$2,700
3548A	1996 FORD VACTOR 2105-36	1FDZW82EXTVA15377	PW Yard/Fleet	1	\$9,000
3560A	2004 FORD E350 VAN	1FTSE34L24HA56240	PW yard/Fleet	1	\$2,100
3562A	1999 CHEVROLET C1500 1/2 T PI	1GCEC14V6XE238361	PW yard/Fleet	1	\$1,400
3567A	2004 INTERNATIONAL 7400 VACTO	1HTWGADT44J023266	PW Yard/Fleet	1	\$18,000
3590A	1995 CLARK GPX25E	230E-0427-9367FB	PW yard/Fleet	1	\$2,800
3591A	1993 GMC TOPKICK TC7H06	1GDT7H4J5PJ502660	PW yard/Fleet	1	\$3,900
3597A	2003 CHEVROLET S-10	1GCCS19X938218568	PW yard/Fleet	1	\$900
3612A	2008 CHEVROLET IMPALA	2G1WT55N389101630	PW Yard/Fleet	1	\$1,500
3621A	2002 CHEVROLET IMPALA	2G1WF55K029249979	PW Yard/Fleet	1	\$1,300
3622A	2004 CHEVROLET IMPALA	2G1WH52KX49428323	PW Yard/Fleet	1	\$1,400
3623A	2008 CHEVROLET IMPALA	2G1WB55K289107315	PW Yard/Fleet	1	\$1,800
3624A	2002 CHEVROLET IMPALA	2G1WF55KX29247558	PW Yard/Fleet	1	\$1,300
3642A	2005 CHEVROLET ASTRO PASSENGE	1GNDM19X75B122708	PW Yard/Fleet	1	\$1,900
3645A	2005 CHEVROLET IMPALA	2G1WF52EX59351907	PW Yard/Fleet	1	\$1,500
3670A	2006 CHEVROLET IMPALA	2G1WT55K769387288	PW Yard/Fleet	1	\$1,500
3683A	2005 CHEVROLET IMPALA	2G1WF55K659383352	PW Yard/Fleet	1	\$1,300
3684A	2005 CHEVROLET IMPALA	2G1WF55KX59388294	PW Yard/Fleet	1	\$1,800
3687A	2003 FORD CROWN VICTORIA	2FAHP71W53X182199	PW yard/Fleet	1	\$600
3713A	2010 FORD CROWN VICTORIA	2FABP7BV7AX132591	PW yard/Fleet	1	\$700
3717A	2007 FORD CROWN VICTORIA	2FAHP71W17X150257	PW yard/Fleet	1	\$600
3754A	2014 FORD EXPLORER	1FM5K8AR4EGB54524	PW yard/Fleet	1	\$2,200
3775A	2011 KAWASAKI ZG1400CBFL MOTO	JKBZGNC13BA007774	PW yard/Fleet	1	\$300
3786A	2016 FORD INTERCEPTOR	1FM5K8AR1GGB81649	PW yard/Fleet	1	\$2,300
3793A	2016 FORD INTERCEPTOR	1FM5K8AR4GGB81645	PW yard/Fleet	1	\$2,500
3809A	2007 FORD E450 AMBULANCE	1FDXE45P87DA69126	PW Yard/Fleet	1	\$2,800
3850A	2006 CHEVROLET IMPALA	2G1WB55K269230741	PW yard/Fleet	1	\$1,400
3851A	1997 FORD F250 3/4T	3FTHF25H6VMA52314	PW Yard/Fleet	1	\$1,500
3860A	1990 GMC G3500 1T VAN	1GTGG35K3L7521859	PW Yard/Fleet	1	\$1,700
3872A	2002 CHEVROLET IMPALA	2G1WH55K829288636	PW Yard/Fleet	1	\$1,800
3952A	2007 FORD CROWN VICTORIA	2FAHP71W57X150245	PW Yard/Fleet	1	\$700
3956A	2007 FORD CROWN VICTORIA	2FAHP71W27X150249	PW Yard/Fleet	1	\$700
3957A	2007 FORD CROWN VICTORIA	2FAHP71W97X150250	PW Yard/Fleet	1	\$700
3959A	2007 FORD CROWN VICTORIA	2FAHP71W27X150252	PW Yard/Fleet	1	\$700
3961A	2007 FORD CROWN VICTORIA	2FAHP71W67X150254	PW Yard/Fleet	1	\$700
3963A	2007 FORD CROWN VICTORIA	2FAHP71WX7X150256	PW Yard/Fleet	1	\$700
3967A	2008 FORD CROWN VICTORIA	2FAHP71V28X153113	PW Yard/Fleet	1	\$700
3969A	2008 FORD CROWN VICTORIA	2FAHP71V68X153115	PW Yard/Fleet	1	\$800
3982A	2008 FORD CROWN VICTORIA	2FAHP71V78X154578	PW yard/Fleet	1	\$800
3984A	2009 FORD CROWN VICTORIA	2FAHP71V69X129236	PW yard/Fleet	1	\$900
3992A	2009 FORD CROWN VICTORIA	2FAHP71V19X129242	PW yard/Fleet	1	\$900
3993A	2009 FORD CROWN VICTORIA	2FAHP71V39X129243	PW yard/Fleet	1	\$900

TOTAL ESTIMATED VALUE \$255,450

RESOLUTION NO. 2018-62

A RESOLUTION OF THE CITY COUNCIL OF
THE CITY OF ESCONDIDO, CALIFORNIA,
AUTHORIZING THE MAYOR AND CITY
CLERK, TO EXECUTE, ON BEHALF OF THE
CITY, A PUBLIC SERVICES AGREEMENT
FOR SURPLUS VEHICLES AND EQUIPMENT
WITH KEN PORTER AUCTIONS

WHEREAS, the City of Escondido is the owner of vehicles and equipment that are no longer needed for public use; and

WHEREAS, staff received proposals from four different companies to provide auction services required by the City; and

WHEREAS, staff determined that the proposal received from Ken Porter Auctions meets the City's needs and it is the most advantageous to the City; and

WHEREAS, the City desires to enter into a Public Services Agreement with Ken Porter Auctions for the auction and sale of surplus vehicles and equipment effective immediately through June 30, 2020; and

WHEREAS, the City also authorizes annual renewal options to this agreement for three additional fiscal years, to end June 30, 2023.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Escondido, California, as follows:

1. That the above recitations are true.
2. That the City Council accepts the recommendation of staff and agrees that Ken Porter Auctions proposal is the most advantageous to the City.

3. That on behalf of the City, the Mayor and City Clerk are authorized to execute a Public Services Agreement for auction services with Ken Porter Auctions, in substantially similar form to Exhibit "A", attached to this Resolution and incorporated by this reference, and subject to final approval as to form by the City Attorney.



CITY OF ESCONDIDO
PUBLIC SERVICES AGREEMENT

This Agreement is made this 25th day of April, 2018.

Between: CITY OF ESCONDIDO
a Municipal Corporation
201 N. Broadway
Escondido, California 92025
Attn: Jeramiah Jennings
760-839-4883
("CITY")

And: Ken Porter Auctions
21140 South Avalon Boulevard
Carson, CA 90745
Attn: Gene Govoreau
310-353-7140
("CONTRACTOR")

WHEREAS, the CITY and CONTRACTOR desire to enter into this Agreement for the performance of services;

NOW, THEREFORE, it is mutually agreed as follows:

1. Description of Services. CONTRACTOR will furnish all of the services described in "Attachment A," which is attached and incorporated by this reference. CONTRACTOR agrees to diligently perform such services to their completion, with professional quality and technical accuracy.
2. Compensation. The CITY will pay and CONTRACTOR will accept in full payment for the above work, the sum of \$ _____. Any breach of this Agreement will relieve CITY from the obligation to pay CONTRACTOR, if CONTRACTOR has not corrected the breach after CITY provides notice and a reasonable time to correct it. If this Agreement is amended at any time, additional compensation of CONTRACTOR contained in subsequent amendment(s) shall not exceed a cumulative total of ten percent (10%) of the maximum payment provided for in this Section 2.
3. Term and Time of Performance. CONTRACTOR must start working within one (1) week from City's notice to begin. CONTRACTOR must diligently perform and complete the work by June 30, 2020. Extension of terms or time of performance may be made only upon the City's written consent.

4. Scope of Compensation. CONTRACTOR will be responsible for performance of the tasks specified in the Description of Services in "Attachment A." No compensation will be provided for any other tasks without specific prior written consent from the CITY.
5. Performance. CONTRACTOR must faithfully perform in a proficient manner, to the satisfaction of the CITY, all the work or services described in the Description of Services, above.
6. City Property. All original documents, drawings, electronic media, and other material prepared by CONTRACTOR under this Agreement immediately becomes the exclusive property of the CITY, and may not be used by CONTRACTOR for any other purpose without prior written consent of the CITY.
7. Insurance Requirements.
 - a. The CONTRACTOR shall secure and maintain at its own cost, for all operations, the following insurance coverage, unless reduced by the City Attorney:
 - (1) General liability insurance. Occurrence basis with minimum limits of \$1,000,000 each occurrence, \$2,000,000 General Aggregate, and \$1,000,000 Products/Completed Operations Aggregate; and
 - (2) Automobile liability insurance of \$1,000,000 combined single-limit per accident for bodily injury and property damage, unless waived as provided in 7(b) below; and
 - (3) Workers' compensation and employer's liability insurance as required by the California Labor Code, as amended, or certificate of sole proprietorship; and
 - b. It is the parties' understanding that the use of a motor vehicle is not a primary subject of this Agreement. CONTRACTOR acknowledges that operating a motor vehicle is outside the scope of this Agreement and occurs only at the convenience of CONTRACTOR. A waiver of automobile liability insurance is only effective if both sets of initials appear below, otherwise such insurance is required.

Acknowledged by CONTRACTOR _____

Waiver appropriate by CITY _____

- c. Each insurance policy required above must be acceptable to the City Attorney.
 - (1) Each policy must provide for written notice within no more than thirty (30) days if cancellation or termination of the policy occurs. Insurance coverage must be provided by an A.M. Best's A- rated, class V carrier or better, admitted in California, or if non-admitted, a company that is not on the Department of Insurance list of unacceptable carriers.
 - (2) All non-admitted carriers will be required to provide a service of suit endorsement in addition to the additional insured endorsement.
 - (3) Both the General Liability and the Automobile Liability policies must name the CITY specifically as an additional insured under the policy on a separate endorsement page. The endorsement must be ISO Form CG2010 11/85 edition or its equivalent for General Liability endorsements and CA 20-01 for Automobile Liability endorsements.

- (4) The General Liability policy must include coverage for bodily injury and property damage arising from CONTRACTOR's work, including its on-going operations and products-completed operations hazard.
 - (5) The General Liability policy must be primary and noncontributory and any insurance maintained by CITY is excess.
 - d. In executing this Agreement, CONTRACTOR agrees to have completed insurance documents on file with the CITY within fourteen (14) days after the date of execution. Failure to comply with insurance requirements under this Agreement will be a material breach of this Agreement, resulting in immediate termination at CITY's option.
8. Indemnification. CONTRACTOR (which in this paragraph 8 includes its agents, employees and subcontractors, if any) agrees to indemnify, defend, and hold harmless the CITY from all claims, lawsuits, damages, judgments, loss, liability, or expenses, including attorneys' fees, for any of the following:
 - a. Any claim of liability arising out of the negligence or any acts or omissions of CONTRACTOR in the performance of this Agreement;
 - b. Any personal injuries, property damage or death that CONTRACTOR may sustain while using CITY-controlled property or equipment, while participating in any activity sponsored by the CITY, or from any dangerous condition of property; or
 - c. Any injury or death which results or increases by any action taken to medically treat CONTRACTOR.

Stormwater Indemnification. CONTRACTOR shall further indemnify, defend, and hold harmless CITY and its officers, employees, and agents from and against any and all liabilities, claims, actions, causes of action, proceedings, suits, administrative proceeds, damages, fines, penalties, judgments, orders, liens, levies, costs and expenses of whatever nature, including reasonable attorney's fees and disbursements, arising out of any violation, or claim of violation of the San Diego Municipal Storm Water Permit (Order No. R9-2013-0001), as amended or renewed, of the California Regional Water Quality Control Board Region 9, San Diego, which CITY might suffer, incur, or become subject by reason of or occurring as a result of or allegedly caused by the construction of the Project or the Improvements.
9. Anti-Assignment Clause. Since the CITY has relied on the particular skills of CONTRACTOR in entering this Agreement, CONTRACTOR may not assign, delegate, or sublet any duty or right under this Agreement, or any portion of the Description of Services. Any such purported assignment, delegation, or subletting will void this entire Agreement, unless the CITY has previously approved such action in writing. Unless CONTRACTOR assigns this entire Agreement, including all rights and duties herein, to a third party with the CITY'S written consent, CONTRACTOR shall be the sole payee under this Agreement. Any and all payments made pursuant to the terms of this Agreement are otherwise not assignable.
10. Costs and Attorney's Fees. In the event that legal action is required to enforce the terms and conditions of this Agreement, the prevailing party will be entitled to reasonable attorneys' fees and costs.
11. Independent Contractor. CONTRACTOR is an independent contractor and no agency or employment relationship is created by the execution of this Agreement.

12. Merger Clause. This Agreement and its Attachments, if any, are the entire understanding of the parties, and there are no other terms or conditions, written or oral, controlling this matter. In the event of any conflict between the provisions of this Agreement and any of its Attachments, the provisions of this Agreement must prevail.
13. Anti-Waiver Clause. None of the provisions in this Agreement will be waived by CITY because of previous failure to insist upon strict performance, nor will any provision be waived because any other provision has been waived by CITY, in whole or in part.
14. Severability. The invalidity in whole or in part of any provision of this Agreement will not void or affect the validity of any other provisions of this Agreement.
15. Choice of Law. This Agreement is governed by the laws of the State of California. Venue for all actions arising from this Agreement must be exclusively in the state or federal courts located in San Diego County, California.
16. Multiple Copies of Agreement/Counterparts. Multiple copies and/or counterparts of this Agreement may be executed, including duplication by photocopy or by computerized scanning device. Each duplicate will be deemed an original with the same effect as if all the signatures were on the same instrument. However, the parties agree that the Agreement on file in the office of the Escondido City Clerk is the copy of the Agreement that shall take precedence should any differences exist among copies or counterparts of the document.
17. Provisions Cumulative. The foregoing provisions are cumulative and in addition to and not in limitation of any other rights or remedies available to the CITY.
18. Notices to Parties. Any statements, communications or notices to be provided pursuant to this Agreement must be sent to the attention of the persons indicated below. Each party agrees to promptly send notice of any changes of this information to the other party.
19. Business License. The CONTRACTOR is required to obtain a City of Escondido Business License prior to execution of this Agreement.
20. Compliance with Applicable Laws, Permits and Licenses. CONTRACTOR shall keep itself informed of and comply with all applicable federal, state, and local laws, statutes, codes, ordinances, regulations, and rules in effect during the term of this Agreement. This shall include, but not limited to, all California Labor Code laws regarding payment of prevailing wages and all OSHA regulations. CONTRACTOR shall obtain any and all licenses, permits, and authorizations necessary to perform the services set forth in this Agreement. Neither CITY, nor any elected nor appointed boards, officers, officials, employees, or agents of CITY, shall be liable, at law or in equity, as a result of any failure of CONTRACTOR to comply with this section.
21. Prevailing Wages. If applicable, pursuant to Section 1770 et seq. of the Labor Code, CONTRACTOR agrees that a prevailing rate and scale of wages, in accordance with applicable State and Federal Law, will be paid in the carrying out of this Agreement. CONTRACTOR shall keep itself informed of and comply with all applicable federal, state, and local laws, statutes, codes, ordinances, regulations, and rules pertaining to the payment of prevailing wages. The prevailing rate and scale to be paid shall be the same as the 'General Prevailing Wage Rates' approved by the Department of Industrial Relations as of the date of the execution of this Agreement. Said rates and scales are herein referred to and adopted in this Agreement as though fully and completely set forth herein, and said

scale as adopted by the Department is made a part of this Agreement by reference. Copies of the prevailing rate of per diem wages are available on the Intranet at (<http://www.dir.ca.gov/DLSR>). Neither CITY, nor any elected nor appointed boards, officers, officials, employees, or agents of CITY, shall be liable, at law or in equity, as a result of any failure of CONTRACTOR to comply with this section.

22. Department of Industrial Relations Compliance. This project is subject to compliance monitoring and enforcement by the Department of Industrial Relations. CONTRACTOR shall post any job site notices required by regulation. CONTRACTOR, as well as any subcontractors, shall be registered pursuant to Cal. Lab. Code § 1725.5 to be qualified to bid on, be listed in a bid proposal, (subject to the requirements of Section 4104 of the Public Contract Code) or engage in the performance of any public work contract that is subject to the requirements of Chapter 1, Part 7, Division 2 of the California Labor Code. Neither CITY, nor any elected nor appointed boards, officers, officials, employees, or agents of CITY, shall be liable, at law or in equity, as a result of any failure of CONTRACTOR to comply with this section.
23. Immigration Reform and Control Act of 1986. CONTRACTOR shall keep itself informed of and comply with the Immigration Reform and Control Act of 1986. CONTRACTOR affirms that as a licensed Contractor and employer in the State of California, all new employees must produce proof of eligibility to work in the United States within the first three days of employment and that only employees legally eligible to work in the United States will be employed on this public project. CONTRACTOR agrees to comply with such provisions before commencing and continuously throughout the performance of this Agreement.

IN WITNESS WHEREOF, the parties below are authorized to act on behalf of their organizations, and have executed this Agreement as of the date set forth below.

CITY OF ESCONDIDO

Date: _____

Sam Abed
Mayor

Date: _____

Diane Halverson
City Clerk

(Contractor name)

Date: _____

(Contractor signature)

Title

(The above signature must be notarized)

APPROVED AS TO FORM:

OFFICE OF THE CITY ATTORNEY
MICHAEL R. MCGUINNESS, City Attorney

By: _____

THE CITY OF ESCONDIDO DOES NOT DISCRIMINATE AGAINST QUALIFIED PERSONS WITH DISABILITIES.

ATTACHMENT A - Ken Porter Auctions – Fleet Services PSA FY 17/18**SCOPE OF WORK SUMMARY**

The City of Escondido – Fleet Services Department would like to enter into an agreement with Ken Porter Auctions to dispose of surplus vehicles and equipment damaged beyond repair, past their lifecycle, or no longer needed for public use. This is to be a two-year agreement effective immediately through June 30, 2020. The agreement also allows for an annual right to renew for up to three-years to end June 30, 2023. As part of their service, Ken Porter Auctions will pick-up items at the Public Works Yard and auction them at an off-site location.

Fees:

Auction Item Description	Ken Porter Commissions	Transportation Fees
Cars, SUV's, & Pickup Trucks	0%	\$75 / Vehicle
Large Trucks & Other Vehicles	0%	\$150 / Vehicle
Office Furniture & Miscellaneous Items*	25%	\$500 / Trailer

*The trailer cost is for drop-off and pick-up only. Ken Porter staff do not load the trailer on the City's behalf. All items must be palletized and shrink wrapped with an inventory list included.

Optional Work Description	Fees
De-Logo	\$35 / Vehicle
Remove Light Bars	\$100 / Vehicle

No other fees or charges are billed to the City of Escondido unless specifically agreed upon prior to auction.

Reimbursement Details:

Upon finalization of all transactions of each auction event, Ken Porter Auctions will provide the City of Escondido a detailed summary statement designated as "Final Auction Results". The statement will be accompanied by a payment of gross proceeds, less Commissions, any fees and authorized expenses in compliance with this statement.

Auction Details:

Ken Porter hosts auctions the 1st and 3rd Saturdays of each month. City of Escondido property sold will be recorded and a detailed report of items will be sent with the settlement check. Any items not auctioned will go up so subsequent auction dates until sold.

In the event any items are not purchased at a sale, all such items, unless otherwise directed by the Consignor, will be retained and re-entered into the next auction event conducted by KPA on behalf of the Consignor. This re-entry will be conducted at no cost to Consignor with the same conditions of sale as if entered for the first time. Unless directed by the Consignor, the items will continue to rerun if unsold, until sold or termination of this agreement.

SCOPE OF WORK SUMMARY (cont.)**Title Transfer:**

Upon receipt of title work from the City of Escondido for vehicles to be sold, Ken Porter Auctions will review and prepare the documentation to assure all items are available for a smooth transfer. All associated fees and mandates, such as smog and weight certifications, will be addressed and obtained for the sale. At the sale, KPA will process the DMV paperwork of title transfer to the new buyer's name and then coordinate the filing of the transfer paperwork with the DMV



July 11, 2017

City of Escondido

Joseph Goulart

Fleet Maintenance Superintendent

475 N. Spruce St

Escondido CA 92025

Dear: Joseph Goulart

Thank you for the opportunity to submit a Proposal to assist you in the disposal of excess vehicles and equipment. We are pleased to offer the City of Escondido the following quotation:

	<u>Commissions</u>	<u>Transportation</u>
Cars, SUV's and Pickup Trucks	0%	\$75 /vehicle
Large Trucks and other vehicles	0%	\$150.00 /vehicle
Office furniture and Miscellaneous items*	25%	\$500.00 /trailer
(Drop-Off & Pick-up of trailer only)		
De-Logo		\$35/vehicle
Remove Light Bars		\$100 /vehicle

*The trailer cost is only for drop-off and pick-up. We do not load the trailer on your behalf. We ask that all items loaded be palletized and shrink wrapped with an inventory list included.

Ken Porter
AUCTIONS
EST. 1962



There are **NO OTHER FEES OR CHARGES** to you unless you specifically agree to them prior to any auction. We conduct our auctions on the 1st and 3rd Saturday's of each month. We will provide you with a detailed summary along with your settlement check within 20 days of the auction. Your permanent records are also available on our website and are accessible by you 24/7/365.

Ken Porter Auctions looks forward to the opportunity of meeting and exceeding your auction needs. If you have any further questions, comments, or concerns, please contact the undersigned at (310) 353-7140.

AGREEMENT:

I/We the City of Escondido agree to the terms set forth in this agreement, signed this 11th day of July 2017 between **Ken Porter Auctions** and the City of Escondido

Any changes, amendments and/or cancellation to this agreement must be in writing and signed no less than 30 days from the effective date.

Ken Porter Auctions

A handwritten signature in black ink, appearing to read "Gene Govoreau", written over a horizontal line.

City of Escondido

A horizontal line for a signature, currently blank.

Gene Govoreau

Date:

A handwritten date "7/11/17" written in black ink over a horizontal line.

Joseph Goulart

Date:

A horizontal line for a signature, currently blank.

Sincerely,

Gene Govoreau

General Manager

Ken Porter Auctions

21140 S. Avalon Blvd. Carson, CA 90745
Phone: 310-353-7140 • Fax 310-353-5740

www.kenporterauctions.com • E-mail: infor@kenporterauctions.com



Scope of Work

AUCTION LOCATION

C.H.P. Enterprises d.b.a. Ken Porter Auctions, herein referred to as KPA, proposes to provide the following Auctioneer Services for the Consignor

AUCTION SITE: 21140 S. Avalon Blvd. Carson, CA 90745

Facility

Ken Porter auctions has over 300 auction spaces for vehicles, large and oversized trucks. 2 Secure Surplus Warehouses for housing surplus items and small Equipment. Ample parking for over 300 Persons within walking distance from KPA as well as 8 ADA Compliant Parking Spaces On-Site. Auction Facility has 24-hour security when non KPA personnel not onsite as well as 24 video surveillance, Intrusion Alarm and Fire Alarm.

TRANSPORT OF ITEMS

KPA provides transportation services using company owned and operated transportation vehicles for the pick- up and transport of vehicles, equipment and miscellaneous items.

The fleet includes:

- 3 Tractor Trucks each with 53 foot hydraulic low beds
- 2 Tractor Trucks each with an 8 car carrier
- 1 Tractor truck to haul dry van semi-trailers
- 18 45 foot 3-foot dry van trailers
- 2 24-foot stake bed trucks for misc. items

Notification & Transportation

Requests for pick up should be sent electronically by e-mail or faxed to KPA. The request shall contain the VIN number, make and model of the vehicle, location and who the driver should contact upon arrival for pick-up.

The Contract Administrator shall then schedule the pick-up with the in house transportation department. Documentation with details of the pick-up is prepared and given to the driver.

Pick-up usually occurs within seventy-two hours of notification or as requested. KPA strives to ensure that all the Consignor pick-up requests occur in an efficient and timely manner. Twenty-four hours prior to the scheduled pick up KPA will telephone the appropriate contact to confirm the pickup and ask if there are any further instructions regarding gaining access to the facility.



When the driver arrives at the location for pick up the contact provided will be notified. Prior to loading the vehicle for transport, the driver will verify by checking the VIN, that the right vehicle is being picked-up.

Vehicles will be transported directly to the auction facility. KPA becomes fully responsible for the vehicles at the time they are picked up by our transport vehicles. Upon arrival at the auction facility, the Yard Manager will check the VIN numbers of the vehicles as they are unloaded. The vehicles will immediately be logged and entered into the database. After being entered into the database the vehicle is placed in line to be inspected and to be scheduled for any pre- auction services necessary (See Sales Preparation and Finalization)

The Consignor shall provide to KPA, free and clear title and ownership documentation, if applicable, within a timely manner, to allow KPA to confirm and address any fees, penalties, lien status or other information that may inhibit or negatively affect the anticipated value of the item or vehicle. The Consignor agrees to deliver required documentation within three (3) days of the sale date and acknowledges KPA's right to remove an item or vehicle from the sale should the lack of said documentation be viewed as critical to transfer or anticipated worth of such.

The Consignor will maintain any records regarded as important or relative, outside of those delivered by KPA. The Consignor will also provide such documents as requested by KPA to assist with compliance of duties set forth in this agreement. KPA will also comply with and provide documentation of such to protect the Consignor's rights under the consignment provisions of the Uniform Commercial Code and other such sales related documentation not included in the reports otherwise provided to the Consignor.

The Consignor warrants that all titles to property, if applicable, are free and clear of any liens or encumbrances. It is further stipulated that all property shall be sold **"As Is, Where Is"** without any warranty by the Consignor or KPA as to the condition or workability at the time of the sale and that the buyers have purchased such property based on their own inspection and assessment.

MARKETING PLAN

KPA understands that to achieve high auction attendance, resulting in the highest sales prices possible, marketing and advertising is of the utmost importance. All auctions are open to the public. To produce the best event exposure all sales are advertised on our own website (KenPorterAuctions.com), in local and regional newspapers, trade publications and on other internet sites. Advertisements in specialty publications are placed when specialty equipment will be available at a sale.

Some of the publications that are regularly utilized are El Clasificado, Truck Paper,



Machinery Trader, Hoy, the Orange County Register, the Long Beach Telegram, the San Diego Union Tribune and Bakersfield California.

KPA was recently featured on all of the local television stations including KTLA Channel 5, In the Morning show.

KPA creates and designs, in house, event flyers/brochures using state of the art production equipment. These straightforward, clean and concise full color mailers feature available inventory. First class brochures are printed and mailed directly, or otherwise distributed to prospective buyers. These buyers have been identified thru past auctions. Occasionally a mailing list may be purchased when specialty items are available which significantly increases the number of brochures mailed.

KPA also sends e-blasts to in house email addresses informing registered bidders and past buyer of upcoming sales events. These e-mail blasts are updated daily and sent out at a minimum twice weekly to direct attention to specific assets that will be offered. Along with KPA's In-house emails, KPA does targeted blasts to our Online Auction's vast amount of worldwide registered bidders along with Web banners during the week of sale, reaching a possible 4-500,000 potential buyers.

The sales team also, on occasion places direct phone calls to prospective buyers to alert them of a specific asset to be sold which is known to be of interest to that individual prospective buyer.

KPA maintains on its website the complete catalog of inventory available to promote the sale of the Consignor's property and attract to the widest possible audience. All vehicle listings are updated daily.

SALES PREPARATION

To prepare the Consignor's vehicles for auction, KPA will at the minimum perform the following:

- Complete an Equipment Inspection Report on each vehicle;
- Wash and vacuum interior and exteriors of vehicles;
- Removal of all decals and identification numbers
- Paint where applicable (ghost numbers from faded paint, paint removed by decal ... etc.)
- Have Smog and Safety tests made as required;
- Remove all exempt license plates and return to Consignor;
- Place AS IS notice and a Lot Number on each vehicle.
- Place any pertinent stickers on items (OSHA Crane, CARB Notices, NMVTIS



Statement)

Miscellaneous items will be sorted into the most saleable lots utilizing KPA's marketing and auction expertise and experience. The Consignor's items will be kept in separate lots from others' lots.

KPA will obtain a smog certification test for vehicles requiring such to transfer a title to a new buyer. The fees, if any, for arranging such services will be charged by KPA to the buyer. In the event the car does not pass the inspection, KPA will provide Consignor with the estimated cost to repair or modify the vehicle to comply for certification. Upon receipt of said estimate, Consignor will either advise KPA to repair or not repair the vehicle to comply. In the event, the repair is not authorized and the car remains in the auction, KPA will clearly label, announce and stipulate the vehicles current inability to meet the safety or smog certification standards and such vehicles will be sold only to Dealers, Dismantlers or out of state buyers.

KPA agrees to provide all needed equipment and devices to conduct and facilitate the event. In addition, KPA will provide all needed personnel to setup/teardown auction equipment, provide all auction related administrative services, marketing, security and miscellaneous services to market and conduct event.

KPA is also fully equipped with Mobil auction Equipment, via mobile Auction Truck and Mobil office trailer, to handle any Auctions that may need to be executed on the Consignor's premises or other location that the Consignor deems necessary for off-site auction.

KPA agrees to comply, obtain and qualify for any and all local, county, state or federal rules and regulations that may be required to conduct and solicit the event in the State of California. Any applicable event mandates shall include and comply with all dictated provisions that may apply from the Bulk Sales Laws and the like, including any required bond or payment of fees that may be set forth for such.

Vehicle Title work and Processing

KPA is a California licensed used car dealer and performs all the required function with its in house staff. Currently, KPA is processing 300 to 350 such transactions per month. The Consignor's DMV paperwork will be processed with the other like transactions.

Upon receipt of title work from the Consignor for vehicles to be sold, KPA will review and prepare the documentation to assure all items are available for a smooth transfer. All associated fees and mandates, such as smog and weight certifications, will be addressed and obtained for the sale. At the sale, KPA will process the DMV paperwork of title



transfer to the new buyer's name and then coordinate the filing of the transfer paperwork with the DMV.

The Auction

KPA fully understands and always strives, through all of their events, to obtain and secure the highest final bid amount from an individual for all items placed on the auction block. All auction houses will acknowledge that their longevity and success is based on bringing the most potential bidders together at an event to create the utmost competitive bidding scenario on each item to provide the highest sale prices for the Consignor. We, KPA, are fully confident that our event process, developed from years of experience, will provide the Consignor with this comfortable state of mind.

KPA conducts vehicle, equipment, and miscellaneous item auctions on the 1st Saturday and 3rd Saturday of each month. KPA conducts periodic auctions at either on-site or at a site requested by the Consignor. KPA will provide all equipment, materials, accessories and labor required to conduct the sales. This will include obtaining and maintaining all mandated licenses and permits to conduct the events in accordance with all applicable laws. Event site will accommodate all participants' needs in seating, restrooms, and food concessions. The events will be conducted in a secured area with armed security present at all times.

Entrance to all events by potential buyers will be conducted at no charge to the individual. Attendance at KPA's monthly auction events has ranged from 300 to 500 attendees per auction giving KPA an exceptional vehicle to bidder ratio. With the addition of online auctions and Pre-bidding and Live Bidding our bidder attendance has reached a worldwide level bringing the Consignor's assets to a national/worldwide buyer base

KPA will register potential bidders by completing a form documenting their identity and contact information. In addition, they must acknowledge by signature their understanding of the rules, procedures, the auction process, and payment terms. Then, and only then, will a bidder receive their assigned Bidder Card to participate at the event. KPA may also require a Bidder Deposit to ensure potential buyer's ability to fulfill a successful bid.

KPA has a large indoor with a/c waiting area for bidder registration/cash out. Area has ample seating as well as ADA Compliant lavatory facilities. Area includes 6 regular and 1 ADA Compliant registration/cash out windows, as well as a separate ADA Compliant office for title work processing.

Sales of stipulated property, as set forth in our agreement, shall be made to the highest registered bidder, unless the item has been assigned a minimum selling price, at the Consignor's sole discretion. As a licensed California car dealer, KPA will process any



and all DMV documentation required to transfer the ownership or title into the successful buyer's name.

Successful bidders will not be charged a 15% Buyer's Premium for each lot. Tax, License, Document and Smog fees (if applicable) will also be added to the sale price.

After a bidder is awarded the high bid, they sign an agreement and place a deposit of not less than 25% of the sale price. They then have until 5:00p.m the following business day to complete their payment in full in cash; cashier's check or personal checks when accompanied by a correctly prepared bank "Letter of Guarantee". Upon payment for items, the buyer must remove all items by the end of the following business day, unless otherwise approved by KPA.

KPA's Facility is divided into 2 Live auctions.

- Ring 1-Vehicles and Equipment consisting of covered seating for over 300 persons directly in front of auctioneer with Public Address System. Seating area also provides several screens giving the ability to see lot being sold along with the bid being accepted as well as a screen showing live bidding from Ring 2. Also in the main area of Ring 1 is Concessions along with available lavatories both regular and ADA compliant.
- Ring 2 – Surplus Items and Small Equipment consisting of a Secure warehouse with seating for over 75 persons directly in front of auctioneer with Public Address System.

On each Auction Block is a Large Screen showing items up for bid as well as accepted bid, as well as a large screen showing live bidding and bid accepted for on opposite ring so customers can watch items being sold at each ring

KPA videotapes and/or audio tapes each auction event, recording from a position that will provide a reasonable visual and audio quality for review. In the event any individual or authority should request a viewing of such after the event, KPA shall provide a copy of the videotape to the Consignor, immediately upon request.

In the event any items are not purchased at a sale, all such items, unless otherwise directed by the Consignor, will be retained and re-entered into the next auction event conducted by KPA on behalf of the Consignor. This re-entry will be conducted at no cost to Consignor with the same conditions of sale as if entered for the first time. Unless directed by the Consignor, the items will continue to rerun if unsold, until sold or termination of this agreement. In the event of a "Bad Bidder" whether live or KPA Online System, Bidder will be flagged as a "Bad Bidder" and no longer able to purchase at our auction events. Online "Bad Bidders" will also be flagged as a "Bad Bidder" and no longer able to bid at our events along with future online events. Items, as stated before, will be retained and reentered into the next auction



Payment

Upon finalization of all transactions of each event, KPA will provide Consignor a detailed summary statement designated as "Final Auction Results". This statement will be accompanied by a payment of gross proceeds, less Commissions, any fees and authorized expenses in compliance with this statement. This detailed report will also include item purchased, item sale price, and buyer name and address and a copy of the Buyer's invoice. This report will be provided to Consignor no later than Twenty (20) calendar days after the auction date.

ORDINANCE NO. 2018-09

AN ORDINANCE OF THE CITY COUNCIL OF
THE CITY OF ESCONDIDO, CALIFORNIA,
AMENDING THE ESCONDIDO MUNICIPAL
ELECTION CAMPAIGN CONTROL
ORDINANCE, CHAPTER 2, ARTICLE 7

WHEREAS, pursuant to the authority granted by Government Code section 81013, the Escondido City Council enacted Article 7 of Chapter 2 of the Escondido Municipal Code in 1983 to supplement the Political Reform Act of 1974, as amended; and

WHEREAS, further amendments were made to Article 7 of Chapter 2 of the Escondido Municipal Code in 1986, 1997, 2002, 2007; and 2013; and

WHEREAS, the Escondido City Council now desires to simplify and modernize the Campaign Control Ordinance, eliminate duplication with the Political Reform Act, and increase local campaign contribution limits.

The City Council of the City of Escondido, California, DOES HEREBY ORDAIN as follows:

SECTION 1. That the definitions of "Committee" and "Contribution" in Article 7 of Chapter 2, Section 2-102 of the Escondido Municipal Code are amended to read as follows:

Committee shall be defined as the definition found in Government Code Section 82013, contained within the Political Reform Act, and any related provisions in the California Code of Regulations.

**A COMPLETE COPY OF THIS ORDINANCE IS
ON FILE IN THE OFFICE OF THE CITY CLERK
FOR YOUR REVIEW.**



CITY COUNCIL STAFF REPORT

Current Business Item No. 10

April 25, 2018

File No. 0600-95

SUBJECT: Notice of Completion for 2017 Street Rehabilitation and Maintenance Project; Adoption of Road Maintenance and Rehabilitation Account (RMRA) Project List

DEPARTMENT: Engineering Services Department

RECOMMENDATION:

It is requested that City Council adopt Resolution No. 2018-72 to approve and accept the public improvements and authorize staff to file a Notice of Completion for the 2017 Street Rehabilitation and Maintenance Project ("Project"). Staff also requests that City Council adopt Resolution No. 2018-64 to approve and accept the 2018 Road Maintenance and Rehabilitation Account (RMRA) Project List.

CORRELATION TO THE CITY COUNCIL ACTION PLAN:

This Project supports the City Council Action Plan priority of Neighborhood Improvement.

PREVIOUS ACTION:

The City Council awarded the contract to Eagle Paving, Inc. on September 20, 2017. On April 18, 2018, the City Council adopted Resolution No. 2018-44, authorizing Contract Change Order No. One to Eagle Paving, Inc. in the amount of \$44,259.35.

BACKGROUND:

The 2017 Street Rehabilitation and Maintenance Project resurfaced 94 lane-miles of roadway, replaced 1.12 miles of damaged sidewalk, and replaced or installed 5.6 miles of bike lanes in accordance with the Bicycle Master Plan. The project also included replacement of trees in the parkway and installation of new pedestrian ramps. Attachment 1 provides two examples of before and after photographs.

The original contract amount awarded by the City Council was \$4,396,952.85. The City Council approved a contract change order in the amount of \$44,259.35 to complete additional work for re-signing and re-stripping bike lane facilities on segments of Andreasen Drive, Centre City Parkway, El Norte Parkway, Felicita Avenue, North Broadway, and Valley Parkway. Staff approved change orders

Notice of Completion for the 2017 Street Rehabilitation and Maintenance Project
April 25, 2018
Page 2

totaling \$429,816.29 to add rehabilitation of Lincoln Avenue west of Broadway, 3rd Avenue west of Quince, and to expand removal and replacement of deteriorated pavement areas that were scheduled to receive slurry sealcoats. The final contract price is \$4,871,028.49. Staff requests City Council acceptance of the public improvements as complete and authorization to file the Notice of Completion.

Senate Bill 1 (SB 1), the Road Repair and Accountability Act of 2017 was passed by the State Legislature in April 2017 in order to address the significant multi-modal transportation funding shortfalls statewide. SB 1 includes accountability and transparency provisions that require the City to adopt a list of all projects proposed to receive funding from the Road Maintenance and Rehabilitation Account (RMRA) and provide the information to the California Transportation Commission on or before May 1, 2018. It is estimated that the City will receive \$2,510,200 in RMRA funds during FY18/19. All 2018 RMRA funding is proposed for inclusion into the City's annual street resurfacing program to be bid and completed during FY18/19.

Based on the average pavement condition index, the zone of focus for 2018 is the South Area, located south of Felicita. The list of streets provided includes several streets within this year's zone of focus, including portions of Bear Valley Pkwy, Centre City Pkwy, Citracado Pkwy, Del Lago Blvd, Escondido Blvd, and Via Rancho Pkwy. Other major and collector streets anticipated for resurfacing, based on condition include portions of El Norte Pkwy, Felicita, Hamilton, Pine Street, Quince Street and Rose Street.

APPROVED AND ACKNOWLEDGED ELECTRONICALLY BY:

Julie Procopio, P.E. Director of Engineering Services/City Engineer
4/19/2018 8:35 a.m.

ATTACHMENTS:

1. Attachment 1 – Example Before and After Photographs
2. Resolution No. 2018-72
3. Resolution No. 2018-64
4. Resolution No. 2018-64 - Exhibit A - Road Maintenance and Rehabilitation Account (RMRA) Project List

Example Before and After Photographs



Ash Street s/o Rincon Avenue – Before



Ash Street s/o Rincon Avenue – After



Date Street n/o El Norte Parkway – Before



Date Street n/o El Norte Parkway – After

RESOLUTION NO. 2018-72

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ESCONDIDO, CALIFORNIA, AUTHORIZING THE DIRECTOR OF ENGINEERING SERVICES TO FILE A NOTICE OF COMPLETION FOR THE 2017 STREET REHABILITATION AND MAINTENANCE PROJECT

WHEREAS, the City Council of the City of Escondido authorized the award of a Public Improvement Agreement with Eagle Paving Inc. on September 20, 2017, in the amount of \$4,396,952.85; and

WHEREAS, the City of Escondido Staff and the Director of Engineering Services/City Engineer deems the filing of the Notice of Completion to be valid and recommends approval; and

WHEREAS, this City Council desires at this time and deems it to be in the best public interest to approve the filing of the Notice of Completion; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Escondido, California, as follows:

1. That the above recitations are true.
2. That the City Council accepts the recommendation of the Director of Engineering Services/City Engineer.
3. That the City Council hereby approves the request to file Notice of Completion for the 2017 Street Rehabilitation and Maintenance Project.

RESOLUTION NO. 2018-64

RESOLUTION ADOPTING A LIST OF
PROJECTS FOR FISCAL YEAR 2018-19
FUNDED BY SB 1: THE ROAD REPAIR AND
ACCOUNTABILITY ACT OF 2017

WHEREAS, Senate Bill 1 (SB 1), the Road Repair and Accountability Act of 2017 (Chapter 5, Statutes of 2017) was passed by the Legislature and Signed into law by the Governor in April 2017 in order to address the significant multi-modal transportation funding shortfalls statewide; and

WHEREAS, SB 1 includes accountability and transparency provisions that will ensure the residents of the City of Escondido are aware of the projects proposed for funding in our community and which projects have been completed each fiscal year; and

WHEREAS, the City of Escondido must adopt a list of all projects proposed to receive funding from the Road Maintenance and Rehabilitation Account (RMRA), created by SB 1 by resolution, which must include a description and the location of each proposed project, a proposed schedule for the project's completion, and the estimated useful life of the improvement; and

WHEREAS, the City of Escondido will receive an estimated \$2,510,200 in RMRA funding in Fiscal Year 2018-19 from SB 1; and

WHEREAS, this is the second year in which the City of Escondido is receiving SB 1 funding and will enable the City of Escondido to continue essential road maintenance and rehabilitation projects, safety improvements, repairing and replacing aging street improvements, providing bike lane facilities, and increasing access and mobility options for the traveling public that would not have otherwise been possible without SB 1; and

WHEREAS, the City of Escondido has undergone an extensive process to review each City Street, create and prioritize eight Maintenance Zones within the City, and use submitted input from the community to ensure the community's transportation priorities are being addressed; and

WHEREAS, the City of Escondido used a Pavement Management System to develop the SB 1 project list to ensure revenues are being used to treat the highest-priority streets using a cost-effective Maintenance Zone approach for residential street rehabilitation and maintenance projects that meet the City's priorities for transportation investment; and

WHEREAS, the funding from SB 1 will help the City of Escondido complete annual street rehabilitation and maintenance of multiple streets/roads throughout the City this year and complete similar projects into the future; and

WHEREAS, the 2016 California Statewide Local Streets and Roads Needs Assessment found that the City of Escondido's streets and roads are in "fair" condition and this revenue will help us increase the overall Pavement Condition Index (PCI) of our road system, and over the next decade will bring our streets and roads into a "good" condition; and

WHEREAS, the SB 1 project list and overall investment in our local streets and roads infrastructure with a focus on safety, accessibility, bike facilities, maintenance, and upgraded signal facilities by investing in our streets infrastructure, and using available technology, materials and practices, will have significant and positive co-benefits statewide.

NOW, THEREFORE IT IS HEREBY RESOLVED, ORDERED AND FOUND by the City Council of the City of Escondido, State of California, as follows:

1. The foregoing recitals are true and correct.
2. The fiscal year 2018-19 list of projects to be completed with Road Maintenance and Rehabilitation Account revenues are shown in Exhibit "A," which is attached to this Resolution and incorporated by this reference.

Road Maintenance and Rehabilitation Account (RMRA)

FY 18 Project List

2018 Street Rehabilitation and Maintenance Project

The City has elected to use Road Maintenance and Rehabilitation Account (RMRA) funding on this project. This annual project rehabilitates street and sidewalk areas that are in the poorest condition within the City. A majority of this project will take place in the southern part of the City. As part of the project the RMRA funds will be used to remove and replace pavement in very poor condition along the following street(s):

Bear Valley Parkway from Beethoven Drive to Las Palmas Avenue/Peet Lane
Centre City Parkway from Felicita Road to S. Centre City Parkway entrance
Citracado Parkway from Western City Limits to Centre City Parkway
Del Lago Boulevard from I-15 to Via Rancho Parkway
El Norte Parkway from Bourbon Road to Seven Oakes Road
El Norte Parkway from Rose Street to Lincoln Avenue
Escondido Boulevard from Brotherton Road to S. Centre City Parkway entrance
Felicita Road from Brotherton Road to 520 s/o Monticello Drive
Hamilton Lane from Bernardo Avenue to Felicita Road
Pine Street from Valley Parkway to 15th Avenue
Quince Street from Second Avenue to Thirteenth Avenue
Rose Street from Lincoln Avenue to El Norte Parkway
Via Rancho Parkway from Montesano Road to Beethoven Drive

These segments of roadway were selected because of the high volumes of daily traffic, isolated elements in need of repair, or the average pavement condition for these streets is well below the City's program goals.

The City anticipates starting this project in 2018 and completing the project before the end of Fiscal Year 18/19.

Work completed as part of this project has an Estimated Useful Life between 7 and 15 years for the various treatments, with the potential to exceed that timeline with consistently scheduled maintenance.



CITY COUNCIL STAFF REPORT

Current Business Item No. 11

April 25, 2018

File No. 0720-40

SUBJECT: Section 115 Irrevocable Pension Trust Funding Options and Policy Direction on Use of One-Time Resources

DEPARTMENT: Finance Department

RECOMMENDATION:

It is requested that the City Council provide policy direction on funding the Section 115 Irrevocable Pension Trust and use of one-time resources.

FISCAL ANALYSIS:

The General Fund projected CalPERS pension payments, including the portion that is categorized as the unfunded liability portion, will increase over the next five years by approximately \$11 million or 63 percent. City Council policy direction will determine the amounts to be contributed to the Section 115 Irrevocable Pension Trust to help meet these future obligations.

CORRELATION TO THE CITY COUNCIL ACTION PLAN:

This item relates to the Council Action Plan regarding Fiscal Management. The establishment and funding of an Irrevocable Section 115 Pension Trust helps assure sustainability of pension benefits.

PREVIOUS ACTION:

The City Council conducted a Pension Workshop on September 27, 2017, and determined to establish a Section 115 Irrevocable Pension Trust. On February 14, 2018, the City Council authorized the establishment of the Trust with Public Agency Retirement Services (PARS). The City Council also approved a deposit of \$1,984,000 to initially fund the Trust.

BACKGROUND:

The City's adopted budgetary and financial policies require that a long-term financial plan be maintained for the City's General Fund and other City Funds. The policy specifies that this plan should be reviewed and updated as new financial information becomes available. The purpose of the plan is to outline the general approach the City will follow over the long-term to provide and pay for City services, grow the City's economy for the purpose of revenue generation, and control and manage the cost of services and the method of service delivery. The plan also identifies and reviews unfunded liabilities and other deferred costs and include budget strategies to address these obligations.

Section 115 Irrevocable Pension Trust Funding Options
 April 25, 2018
 Page 2

With respect to one-time resources, the City’s current policy is to allocate all such funds only to 1.) one-time uses, including capital and other one-time expenditures; 2.) provide transitional funding of operations (for a limited time period with a planned ending date) 3.) increase reserves; or 4.) pay down unfunded liabilities.

Escondido includes the General Fund Multi-Year Financial Plan in the City’s Annual Adopted Operating Budget each year. This Multi-Year Financial Plan projects future revenues and expenditures using various assumptions and budget strategies and highlights the long-term effects of these financial decisions.

The following Multi-Year Financial Plan appeared in the Fiscal Year 2017/18 Annual Operating Budget which was adopted by the City Council and used to fund General Fund operations. The Plan was modified to exclude the use of one-time resources from the Successor Agency Loan Repayment.

Escondido General Fund Multi-Year Financial Plan				
	Adopted FY 2017-18	Projected FY 2018-19	Projected FY 2019-20	Projected FY 2020-21
Operating Revenue	\$ 97.30	\$ 99.20	\$ 101.20	\$ 103.20
Successor Agency Loan Repayment		-	-	-
Transfers In	2.1	2.1	2.1	2.1
Total Sources	\$ 99.40	\$ 101.30	\$ 103.30	\$ 105.30
Required PERS Contribution	\$ 17.40	\$ 19.20	\$ 21.70	\$ 24.30
Operating Budget - All Other	81.3	86.4	90.0	94.3
Transfer Out	0.7	0.7	0.7	0.7
Total Uses	\$ 99.40	\$ 106.30	\$ 112.40	\$ 119.30
Total Sources Over/(Under) Uses	\$ -	\$ (5.00)	\$ (9.10)	\$ (14.00)
\$ in millions				

This Multi-Year Financial Plan shows that projected revenue growth will not keep up with projected expenditure growth, primarily because of pension costs which will rise significantly in upcoming years. Thus, the City is potentially facing a budget deficit of \$14 million by FY 2020-21.

More specifically, the General Fund projected pension payment, including the portion that is categorized as the unfunded liability portion will increase over the next five years by approximately \$11 million or 63 percent. On an even longer term basis, based on pension contribution projections beginning in FY 2023-24, the General Fund will need to make an average annual pension contribution of \$35 million per year over the next 20 years. By comparison, the current payment is

only \$17.4. In other words, the required pension payments will roughly double over the next 20 years. This is not sustainable.

CalPERS GENERAL FUND CONTRIBUTIONS (In Millions)			
Fiscal Year	Unfunded Liability Portion	Total PERS Projected Cost	Annual Percentage Increase
2017-18	\$10.1	\$17.4	
2018-19	\$12.0	\$19.2	11%
2019-20	\$14.3	\$21.7	13%
2020-21	\$16.1	\$24.3	12%
2021-22	\$18.3	\$26.5	10%
2022-23	\$20.2	\$28.4	7%

To address this looming issue, the City Council has started by authorizing and creating Section 115 Irrevocable Pension Trust with Public Agency Retirement Services (PARS). This Trust will be used to set aside and hold money to meet future pension liabilities. Funds placed in the Trust are irrevocably committed only to pension obligations, whether regular portions or unfunded liability portions. Funds held in the Trust can be invested in the same manner as funds in a typical pension fund rather than as part of the City's General Fund, which means a potentially higher rate of return.

Additionally, the Section 115 Trust can also be used to stabilize rates at the local level. Recent changes in rate smoothing strategies by CalPERS have increased volatility in employer contribution rates. Monies set aside in a Section 115 Trust can be used to ease budgetary pressures resulting from unanticipated spikes in employer contributions rates.

At this point in time, the source of funding for the City of Escondido's Section 115 Trust is one-time resources. The City Council recently approved an initial deposit of \$1,984,000, which had been previously set aside in the PERS Rate Smoothing Reserve.

Staff is also recommending that the Trust only be funded and used by the City's General Fund. This is because the General Fund has more limited options, than other City funds, to deal with volatile PERS rate changes with 78 percent of revenue coming from taxes and 85 percent of uses spent on employee services.

It is imperative for the public, City employees, and policymakers to remain acutely aware of the CalPERS unfunded liability issue at all times in making financial decisions. The failure to constantly monitor the City's ability to address this liability would have drastic and adverse consequences not just for employees, but also for providing public services.

To keep the issue front and center, City staff has developed a dynamic fiscal sustainability planning tool that will provide ongoing evaluation of revenues, expenditures, up to date liability projections, as well as contributions towards and uses of the Section 115 Trust. This planning tool will be reviewed and updated regularly as part of any major financial decisions which the City must make, whether involving one-time receipts or expenditures, ongoing budget decisions, or even operational changes which have budgetary impact. Section 115 Trust monies are an important part of the ongoing financial structural stability of the City and will be a major component of the tool.

In addition to moving funds from the interim PERS Rate Smoothing Reserve to the Section 115 Trust, Staff also recommends City Council direction to make the following additional contributions to the Trust:

- The Successor Agency Loan Repayment that will total a little over \$14 million over the next 4 years shall all be contributed to the Section 115 Trust.
- Future proceeds from the sale of City property belonging to the General Fund shall all be contributed to the Section 115 Trust.
- At the end of each fiscal year, Finance Staff shall determine if any General Fund surplus exists. If so, the year-end surplus will be used first to address deficiencies or matters of fiscal concern identified by the City Manager. The remaining surplus will then be split with 50 percent used to fund the Section 115 Trust and 50 percent used to address City Council special projects.

It should be noted that even with the additional contributions referenced above, as incorporated in the planning tool, there will remain significant future liabilities that must be addressed. Thus, staff also recommends that the City Council provide policy direction regarding the amount of future one-time funds which should be contributed to the Trust.

APPROVED AND ACKNOWLEDGED ELECTRONICALLY BY:

Sheryl Bennett, Deputy City Manager/Admin. Svs.
4/19/2018 2:50 p.m.

Joan Ryan, Assistant Director of Finance
4/19/2018 2:50 p.m.



FUTURE CITY COUNCIL AGENDA ITEMS

Updated April 19, 2018

*AGENDA ITEMS AND CITY COUNCIL MEETING DATES ARE SUBJECT TO CHANGE.
CHECK WITH THE CITY CLERK'S OFFICE AT 839-4617*

May 2, 2018
4:30 p.m.

CONSENT CALENDAR	
<p>Authorize Reduction in Taxicab Liability Insurance Requirements (M. McGuinness)</p>	<p><i>Request the City Council approve the reduction of comprehensive general and auto liability insurance requirements for Taxicabs in Escondido Municipal Code Section 26-45 from \$1,000,000 to \$350,000.</i></p>
<p>Approval of Copier/Multi-Function Devices (MFD) Contract (R. Van De Hey)</p>	<p><i>The current Document Services Agreement is a site management agreement with Xerox Corporation to provide and maintain duplicating equipment (copiers) for all City of Escondido facilities. This agreement will expire May 31, 2018. We went out for an RFP thru a third party, ProcureAmerica, for the Copier/Multi-Function Device Contract to enter into a new agreement to provide and maintain most copier (excluding Duplicating Center copiers) and related software solutions by a single manufacturer supplier.</i></p>
<p>Continuing Emergency Water Pipeline Repair – California Center for the Arts, Escondido (J. Petrek)</p>	<p><i>The City Council previously adopted Resolution No. 2018-51 approving the emergency repair of the damaged HVAC hot waterline on April 4, 2018. Work is continuing on the pipeline repairs. Section 22050 of the Public Contract Code requires that the City Council review the emergency action at its next regularly scheduled meeting, or every 14 days. Resolution No. 2018-66 was approved two weeks later on April 18, 2018. A four-fifths vote to approve this action is required.</i></p>
<p>Continuing Emergency Sewer Pipeline Repair – Hale Avenue (C. McKinney)</p>	<p><i>Pursuant to Resolution No. 2018-65, the City Council previously approved the emergency repair of five damaged sewer main sections in Hale Avenue, between the intersection at Tulip Street and the Hale Avenue Resource Recovery Facility. Work is continuing on the pipeline repairs. Pursuant to Section 22050 of the Public Contract code, the City Council must review the emergency action at its next regularly scheduled meeting, or every 14 days if meetings occur weekly.</i></p>
<p>Budget Adjustment to Fund Required Storm Drain Maintenance (C. McKinney)</p>	<p><i>Resolution to approve transfer of Capital Improvement Project funds from Channel Maintenance (807502) to Storm Drain Maintenance (807601) to fund required maintenance.</i></p>

May 2, 2018
Continued

PUBLIC HEARINGS

Public Hearing for the City of Escondido Landscape Maintenance District Zones 1 Through 38

(J. Procopio)

As a part of the approval process for the annual Engineer's Reports for LMD Zones 1 through 38, a public hearing is required to receive input on the proposed assessments for the upcoming fiscal year. No City Council action is required

CURRENT BUSINESS

Fiscal Year 2018/19 Operating Budget Briefing

(S. Bennett)

The Finance Department will take direction from the City Council on preparing the 2018/19 operating budget to be considered in June 2018.

2018 Comprehensive Economic Development Strategy

(J. Petrek)

The City of Escondido completed its first Comprehensive Economic Development Strategy (CEDS) in 2013. In addition to serving as the City's blueprint for economic development activities for a five-year period, it also enables the City to apply for grant funds through the Federal Economic Development Administration. The 2018 CEDS includes updated data and stakeholder feedback to guide the City's economic development activities for the next five-year period.

Innovate 78 Update

(J. Petrek)

The City of Escondido partners with the five cities along the 78 Corridor on the Innovate 78 initiative, which is a regional effort to retain, expand, and attract business in the region. The San Diego Regional EDC holds the contract to execute activities and provides semi-annual updates to Council on the program's progress as requested.

FUTURE AGENDA ITEMS (D. Halverson)

May 9, 2018
4:30 p.m.

PROCLAMATIONS

Historic Preservation Month

PRESENTATIONS

Historic Preservation Awards

CONSENT CALENDAR

Memorandum of Understanding with 78 Corridor Cities and Agreement with San Diego Regional EDC for Innovate 78

(J. Petrek)

The City of Escondido partners with the five cities along the 78 Corridor on the Innovate 78 initiative, which is a regional effort to retain, expand, and attract business in the region. An MOU between the five cities solidifies the partnership and the San Diego Regional EDC holds the contract to execute activities.

May 9, 2018
Continued

CONSENT CALENDAR Continued

Financial Report for Quarter Ended March 31, 2018 and Budget Adjustment
(S. Bennett)

Quarterly financial reports present written financial updates to Council concerning certain funds of the City based on the most recent financial information available. These quarterly financial reports include budgetary information for each fund, along with the actual resources received to date. Funds included in this report are the General Fund, Reidy Creek Golf Course Fund, Water and Wastewater Funds.

PUBLIC HEARINGS

CURRENT BUSINESS

Preliminary Five-Year Capital Improvement Program (CIP) and Project Budgets for Fiscal Year 2018/19
(S. Bennett)

Per the Council's direction, a preliminary meeting to discuss staff recommended capital project requests for the 2018/19 Capital Improvement Program and Budget.

FUTURE AGENDA ITEMS (D. Halverson)

Weekly Activity Report



April 19, 2018

FEATURED THIS WEEK

City Working Hard to Make Necessary Repairs

The Air Conditioning system at the Art Center had a significant failure at the beginning of the month. The City is working hard to make the much needed to repairs in order to keep the Art Center's patrons and performers comfortable. Staff hopes to complete the repairs this week.



Local Company Leads the Way in Power Technology

An Escondido company, TransPower, is helping fuel change in the nation's cargo transportation industry. To read more about TransPower or listen to the complete interview, visit: <http://www.kpbs.org/news/2018/apr/18/diesel-fuel-may-be-way-out-california-ports/>

Sports Tourism in Escondido

This past weekend, the Cal South Soccer Tournament brought 60 teams to Ryan Park. It is estimated that 2,500 visited Escondido for this tournament last weekend.



COMMUNITY DEVELOPMENT

Major Projects Update

The following major projects are being reviewed and coordinated by Planning, Engineering, Fire, Building and Utilities. The list of projects below encompasses recent project updates and/or milestones from last week. A more complete list and description of active or pending projects can be viewed [here](#).

Commercial / Office:

1. Escondido Research and Technology Center (ERTC) – West (Developer: James McCann) – A plan for a new two-story, 57,000 SF, 52-bed Palomar Rehabilitation Institute was submitted as a Plot Plan on July 31, 2017. The Plot Plan approval letter was issued on February 7, 2018. Engineering is reviewing the second plan check for grading. Planning issued comments on the grading and landscape plans two weeks ago. The applicant is meeting this week with Rincon MWD staff to discuss water service issues.
2. Escondido Research and Technology Center (ERTC) – PPH (Developer: Palomar Health) 2177 Citracado Parkway – A plan for a new two-story 4,220 SF Crisis Stabilization Unit for Palomar Hospital adjacent to the western side of the hospital was submitted on March 7, 2018. Engineering, Utilities, Fire and Building comments have been provided. Design review was completed last week and minor comments related to building accents and landscaping were issued to the applicant.

Industrial

1. Escondido Self-Storage Facility (Developer: Brandywine Homes, Inc.) 2319 Cranston Dr. – A revised grading plan was submitted on February 22, 2018. The applicant had intended to pull permits this month. Engineering has notified the applicant that a final map will be required prior to building permit issuance.
2. North American Self-Storage (Developer: Russ Colvin) 852 S. Metcalf – A revised plot plan has been approved and revised building plans were submitted into plan check on January 17, 2018. Esgil approved the building plans on April 3, 2018. Planning and Fire have issued comments on the building plans. Engineering has approved the grading plan for the revised project and is awaiting posting of the improvement bonds prior to authorizing issuance of the building permit.

City Projects

1. Micro-Filtration Reverse Osmosis (Developer: City of Escondido Utilities Department) SE corner Ash/Washington – The City Council approved a contractual agreement with Black and Veatch for design-build engineering services on April 4, 2018. The design-build engineer will complete final design and help select and manage a design-build contractor for construction of the project.

2. Lake Wohlford Replacement Dam (Developer: City of Escondido Utilities Department) – A Draft EIR was prepared and issued for a 45-day public review period that began on October 4, 2016 and closed on November 17, 2016. A field visit with staff from the state and federal wildlife agencies took place on May 11, 2017, to review biological mitigation requirements including an agency request for full mitigation for emergent vegetation at the eastern end of the lake that came into existence since the lake level was reduced for safety reasons. Staff sent a follow-up letter to the wildlife agencies on June 29, 2017, seeking clarification on the proposed biological mitigation requirements. The California Department of Fish and Wildlife responded last month reiterating their earlier comments. Additional information is being compiled by the City’s biological consultants based on recent conversations with the agencies.

Institutional

1. Escondido Assisted Living (Developer: Tigg Mitchell, Mitchell Group) 1802 N. Centre City Parkway – This CUP application for a 71,300 SF three-story, assisted living and memory care facility with 90 total units was submitted on October 31, 2017. The City Council authorized review of a General Plan Amendment request on March 21, 2018, which was necessary to review the request to allow a third floor for the building. The applicant has been actively engaged with Fire, Engineering and Planning staff and has provided several revisions intended to address identified issues with the most recent project revision received on March 27, 2018.

Residential

1. Citron (formerly Stella Park) (Developer: William Lyon Homes) 63 condo units at 2516 S. Esc. Blvd. – The final map has recorded. Construction of model units is underway on the western building along S. Escondido Boulevard. Building permits for the remaining buildings are expected to be issued once the internal access road and fire hydrants are installed.
2. Wohlford (Developer: Jack Henthorne) 55 lots at 661 Bear Valley Pkwy. – Staff met with the applicant to review the draft conditions of approval for the project. Staff and the applicant have been working for some time to complete negotiations on final terms for the Development Agreement. On February 13, 2018, the Planning Commission continued the public hearing on this item at the applicant’s request to allow more time to finalize negotiations.
3. Safari Highlands Ranch (SHR) (Developer: Jeb Hall, Concordia Homes) 550 lots east of Rancho San Pasqual – A Notice of Availability for the Draft EIR was issued on October 16, 2017 for public review and comment. The comment period ended on January 2, 2018. Staff transmitted all the comment letters and emails to the Draft EIR consultant for review and to prepare a response to each comment. The Draft EIR and appendices have been posted on the City’s website at the following link:

<https://www.escondido.org/safari-highlands-ranch-specific-plan.aspx>

4. 18 lots at 701 San Pasqual Valley Rd (Developer: Bob Stewart) – A three-year extension of time for the previously approved ten-lot subdivision (Tract 895) was approved by the City Council on June 7, 2017. Staff comments on the revised tentative map were issued the last week of July 2017. The applicant submitted revised plans on April 5, 2018.
5. Escondido Gateway (Developer: Carolyn Hillgren, Lyon Living) 126 condo units at 700 W. Grand – Building plans have been approved by Esgil, Planning and Fire. Grading plans have been approved by Utilities, Planning and Fire. A street vacation for right-of-way frontage along Grand Avenue has been completed. The Building Division has issued a permit ready letter; and the Engineering Division has issued a bond and fee letter. It is expected the construction permits will be ready to be issued once title to the site transfers to the builder at the end of April 2018.
6. The Villages at Escondido Country Club (Developer: Jason Han, New Urban West, Inc.) 380 residences – The City Council voted 3-2 to approve the project on November 15, 2017. The vacant clubhouse building was destroyed by fire several days later. A lawsuit challenging the project approval was filed in Superior Court on behalf of the Escondido Country Club Homeowners (ECCHO) on December 15, 2017. The City has been working with the property owner and project applicant to demolish what's left of the clubhouse and a demo permit was issued on March 30, 2018. Demolition is expected to start by the end of this month once the demolition crew is mobilized.

The approved tentative subdivision map, Final EIR and appendices, Specific Plan and other related information can be accessed on the City's website at the following link:

<https://www.escondido.org/ecc.aspx>

7. North Avenue Estates (Developer: Casey Johnson) 34 lots at North Ave./Conway Dr. – The Planning Commission voted to recommend approval of the project on November 28, 2017. The City Council approved the project on January 10, 2018. The LAFCO application for annexation was submitted to LAFCO on February 20, 2018. On March 22, 2018, LAFCO staff provided a letter requesting additional information to support the annexation request. Staff provided the requested information to LAFCO on April 4, 2018.
8. Aspire (106 condo units on Municipal Lot 1) (Developer: Addison Garza, Touchstone Communities) – The proposal consists of a six-story mixed-use development on Parking Lot 1. The project was initially submitted for entitlement processing on June 23, 2017. Subsequent meetings with the applicant and staff have been on-going and a resubmittal of the project plans was received on December 12, 2017. Planning, Fire and Building sent comments on the revised project submittal on January 16, 2018. Staff design review occurred on March 15, 2018 and related comments have been provided to the applicant. Staff is awaiting submittal of the environmental documentation for review.

9. The Ivy (95 condo units at 343 E. 2nd) (Developer: Addison Garza, Touchstone Communities) - The condo project was initially submitted for entitlement processing on June 23, 2017. The applicant submitted revised project plans on December 8, 2017. The City issued a comment letter on the revised application on January 8, 2018. Staff design review occurred on March 15, 2018 and related comments have been provided to the applicant. A meeting to discuss fire access occurred on April 18, 2018. Staff is awaiting submittal of the environmental documentation for review.
10. Grand Avenue Apartments (Developer: Norm LaCaze, Escondido Venture 99, LLC) 15 apt. units at 1316 E. Grand Ave. – A planned development application proposing 15 multi-family units in one three-story building on a vacant 0.51-acre lot was submitted for entitlement processing on September 22, 2017. A completeness review letter was sent to the applicant on October 20, 2017, indicating the application was incomplete. Several follow-up meetings with staff were held to discuss the outstanding issues regarding the project design and revised plans were submitted two weeks ago. Staff intends to issue another comment letter next week.
11. Quince Street Senior Housing (Developer: Matt Jumper, 220 Quince, L.P.) 145 apartment units at 220 N. Quince St.– The five-story affordable senior housing apartment project was submitted on November 21, 2017. Planning staff sent a letter to the applicant on December 21, 2017, indicating the application was incomplete. Three meetings with the applicant team and multiple city departments have occurred since the project submittal to discuss project design issues, with the most recent meeting occurring on April 11, 2018.
12. Sager Ranch/Daley Ranch Resort Specific Plan (Developer: J. Whalen Associates, Inc., Sager Ranch Partners) 203 housing units and 225-room resort hotel on 1,783-acres, just north and east of Dailey Ranch – This proposed residential and resort hotel annexation and specific plan project was received on March 2, 2018. The project submittal has been deemed incomplete and a letter from staff requesting additional project related information was sent to the applicant on April 4, 2018. A project webpage containing draft documents and plans has been added to the Planning Division’s website at the following link: [Daley Ranch Resort Specific Plan - City of Escondido](#)
13. Accessory Dwelling Units – Planning staff is currently working on three applications for accessory dwelling units and one more application is anticipated. Five accessory dwelling units have been approved this year.

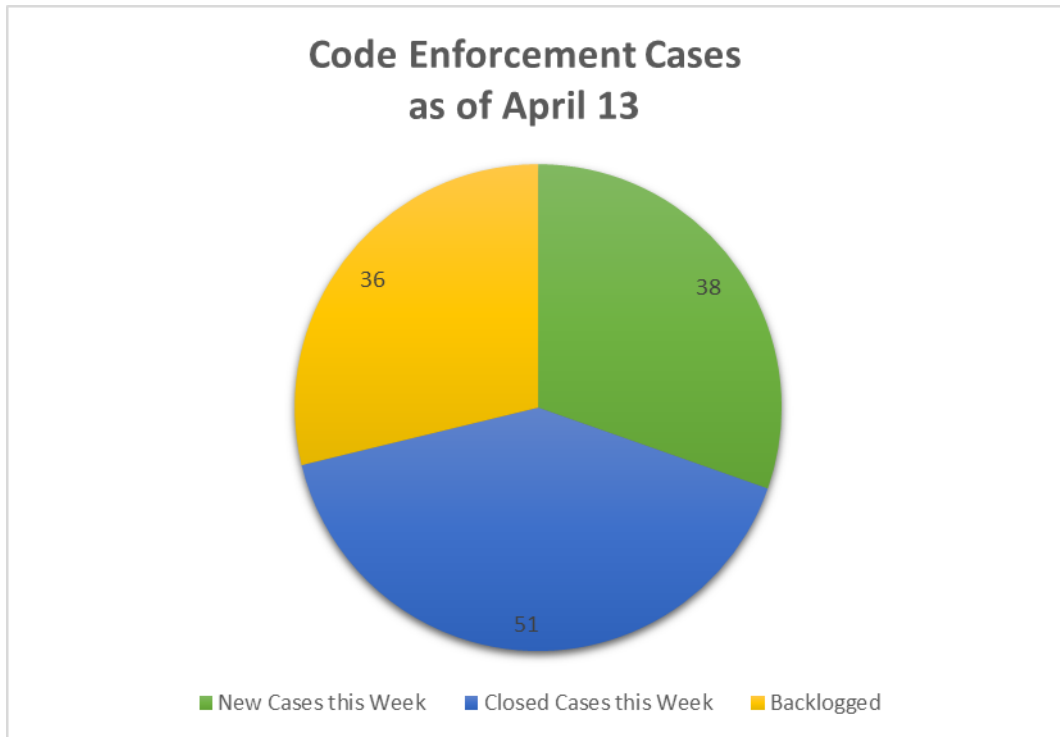
Building Division:

1. The Building Division issued 57 permits with a total valuation of \$2,053,131.
2. 22 solar photovoltaic permits were issued for the week. The Building Division has issued 294 solar permits for the year compared to 281 issued for 2017.
3. Our building inspectors responded to 176 inspection requests for the week.

4. The total building valuation for all issued permits through April 14th is \$20,297,570 compared with \$32,198,489 for same time last year. Building has processed 846 projects so far in 2018 compared with 922 projects in 2017.
5. Projects nearing permit issuance are:
 - a. 917 W Lincoln, 3 new apartment buildings, 9 units.
 - b. 700 W Grand Ave Gateway project (previous police building).
 - c. 2516 S. Escondido Blvd. "Citron" a 63-unit condominium project (model building already issued).
6. The Meadowbrook three-story apartment building with underground garage at 2081 Garden Valley Glen is preparing the building for final inspection. *No change from the previous.*
7. The medical office building at 2125 Citracado Pkwy has received a 30-day Temporary Certificate of Occupancy.
8. Seven of the eight residential buildings at the Westminster Seminary at 1725 Bear Valley Pkwy are preparing the buildings for final inspection and temporary electrical service has been released. *No change from the previous.*
9. The Emanuel Faith Church at 639 E 17th Ave is preparing for final inspection and temporary electrical service has been released. *No change from the previous.*
10. The Church of Resurrection at 1445 Conway is preparing for final inspection. *No change from the previous.*
11. The new Veterans Village project at 1540 S Escondido Blvd has received gas test and roof sheathing inspection approval on Building 1, and gas test and rough plumbing inspection approval on Building 2.
12. The new drive-thru restaurant at 720 N. Center City Pkwy, the new retail building at 730 N. Centre City Pkwy and the new drive-thru restaurant at 700 N. Centre City Pkwy have received exterior lath approval and are ready for stucco.
13. The new market at the location of the former Toyota dealership at 151 W Lincoln is requesting final inspection of the exterior shell building. The Fire Department has inspected and approved. Permits were issued this week for the interior tenant improvement in the building.
14. The new Starbucks at 121 W. Lincoln has received foundation inspection approval and slab approval. *No change from the previous.*
15. The Latitude 2, apartment buildings at 610, 620, 630 and 640 N. Center City Pkwy have received second floor sheathing approval. The 660 building has received slab and foundation approval.
16. The new two story church sanctuary building at 1864 N Broadway has inspection approval for the final grout lift of the masonry walls as well as underground plumbing.

- 17. The 212,000 SF industrial shell building at 2005 Harmony Grove has received partial sewer and water service approval. *No change from the previous.*
- 18. The new 63-unit condominium project, Citron, at 2516 S Escondido Blvd has received roof sheathing inspection for Building 1.
- 19. The new 105-room Springhill Suites hotel at 200 La Terraza has received slab inspection approval. *No change from the previous.*
- 20. The new Starbucks at 1645 S. Centre City Parkway has received inspection approvals for roof sheathing, exterior frame and framing.

Code Enforcement

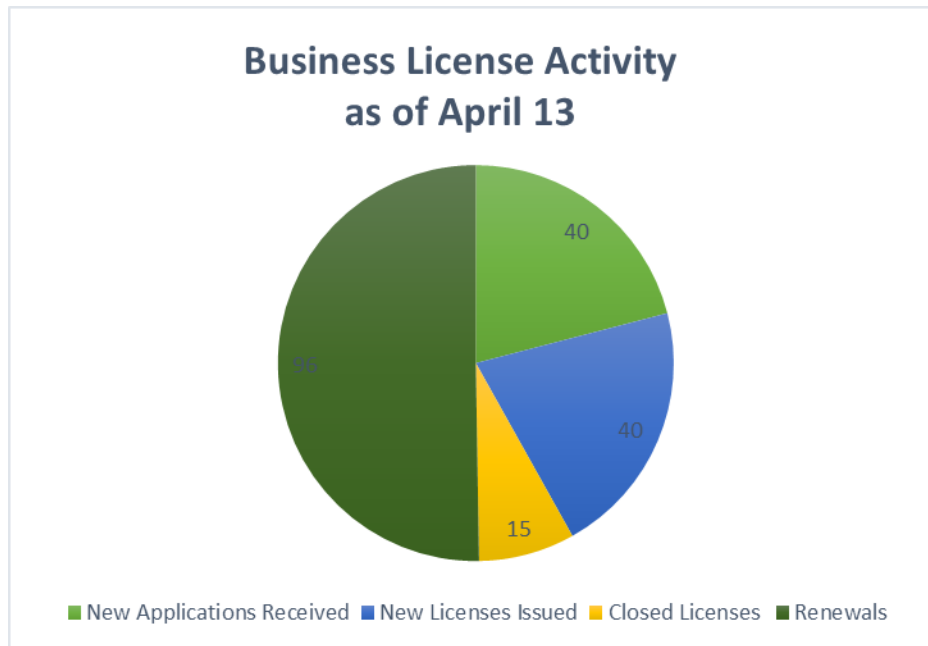


Total Open Code Cases
346

Graffiti Restitution

Collected This Week	Collected Year to Date
\$175	\$3792.14

Business Licensing



ENGINEERING

Capital Improvements

Valley Pkwy/Valley Center Road Widening Project: Day 168

The utility cutover from overhead electric facilities to underground facilities was completed by SDG&E this week. After the remaining utility contractors complete their cutovers, the east side utility poles will be removed. The contractor is grading in preparation for the concrete sidewalk placement on the east side. The contractor is continuing to install and test the main line irrigation along the east side of Valley Parkway and Valley Center Road this week. The masonry subcontractor has resumed installation of CMU blocks for the sound wall along East Valley Parkway. The contractor is excavating for the green street bio swale; this treatment control feature is in place to treat the first rain fall of each storm event.

Neighborhood Lighting Project

The remaining lights for the Centre City Parkway corridor portion of the bike path between Valley Parkway and Washington Avenue are expected to be delivered next week, with the final placement and energization to be completed by the end of the month. The Neighborhood Street light project is nearing completion with street lights energized in four of the five neighborhoods on February 14th. The project features the installation of 44 new street lights with L.E.D. Luminaries in five neighborhoods: The Elms, Rustic Village, Mission Grove, Cedar-Cedar Brook, and Rose to Foxdale. Additionally, 22 existing street light fixtures were retrofit with L.E.D. The new L.E.D. Luminaries shine a clean white light on the surrounding area, in contrast with the yellow light given off by the existing fixtures. The Rose to Foxdale energization has been delayed another two weeks for further review by the utility provider.

2017 Street Rehabilitation and Maintenance Project

No changes from last week. City crews have installed striping and delineation for the concrete curb installed along Broadway at Mission Avenue and Washington Avenue at Ash Street. The Notice of Completion for this project will be taken before Council for approval at the April 25th meeting.

Transit Center Pedestrian Bridge Project

No changes from that reported last week: The Transit Center Pedestrian Bridge and Spruce Street Channel Improvement Project is moving forward with 100% design completion.

Missing Link Project

The preconstruction meeting with the contractor was held this week. Construction is expected to start in early May with an anticipated duration of 120 working days. This project will complete the street improvements needed to link riders from the channel bike path that currently ends at Broadway, to where it re-starts at Quince. The City has directed the contractor to order some elements of the project which have a long lead time due to the special ordering requirement.

PRIVATE DEVELOPMENT

Centerpointe 78

The contractor is completing the traffic signal trench repair at the intersections of Broadway and Lincoln Ave and Escondido Blvd and Lincoln Ave. The new striping alignment for the section of Lincoln Avenue between Broadway and Escondido Boulevard has been laid out. The new alignment will limit on street parking while providing a center turning movement for access to the new shopping center as well as the adjacent Escondido school district maintenance facility. A student drop-off area will be allowed within the new shopping Center Parking lot.

Centre City Shopping Center

The offsite dry utility work along Mission Avenue between Centre City Parkway and Escondido Boulevard has been completed. Electronic message boards are in place to notify that all businesses are open during construction. The project is located at 425 W. Mission Avenue.

Tract 932 - Canyon Grove Shea Homes Community

No changes from that reported last week: The developer will continue the construction of new homes with most roadway improvements complete at this time.

Latitude II Condominiums by a Lyon Homes Partnership: Washington Avenue @ Centre City Parkway

No changes from last week. The contractor completed the construction of the storm drain along Centre City Parkway this past week.

Veteran's Village

No changes from that reported last week: The storm drain along Escondido Boulevard is now complete. The #1 north bound lane of Escondido Boulevard is being permanently repaved this week and all lanes of traffic will be reopened by weeks' end.

Exeter Industrial Park

The contractor has started to construct the new sewer main. The grading operation is continuing this week. Storm drain installation is now complete and work will shift to the construction of Rincon water utilities onsite. The project is located at 2005 Harmony Grove Road and is 5.4 acres in size.

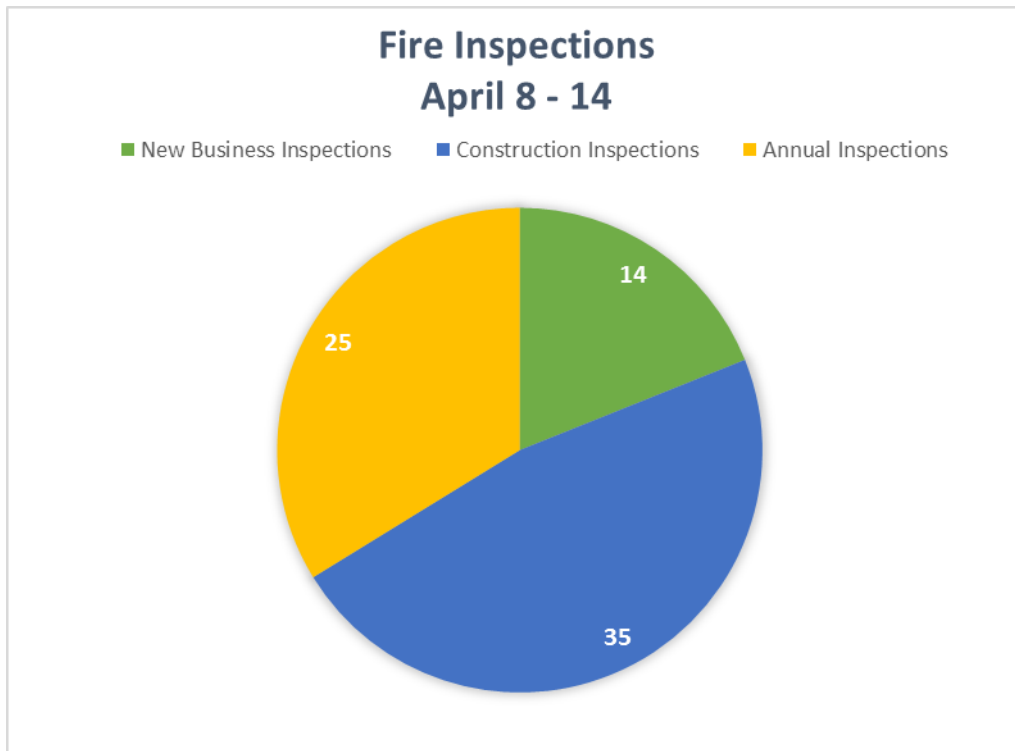
EDI Renovation

No changes from last week. Work for offsite improvements is continuing this week with the construction of utility trenches along the Washington Avenue frontage.

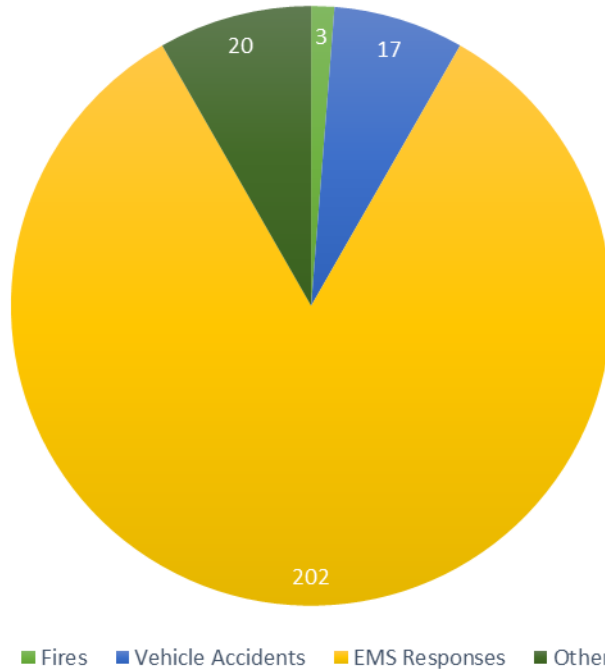
SDG&E Gas Main Corrosion Testing

The preconstruction meeting was held with SDG&E. Work is scheduled to begin next week, with an approximate duration of 2-3 weeks. The utility has processed an Encroachment Permit for work along two segments of the main line. The first location is along Mission Avenue between Nordahl Road and Enterprise Street. The second location is along Hale Avenue between the Washington Avenue intersection and Metcalf Street, then along Metcalf Street between Lincoln Avenue and Washington Avenue, and finally on Lincoln Avenue between Rock Springs Road and Metcalf Street. The work involves drilling 1/2" diameter holes through the asphalt roadway at 10' intervals along the pipe line. At each hole, the contractor will test the pipe and soil for the potential for corrosion. All drill holes will be filled by means of an approved joint compound. Electronic message boards will be used to notify businesses and vehicles traveling the route of potential detours and traffic delays.

FIRE



Fire Emergency Responses April 8 -14



Total Emergency Responses (Year To Date)	4,686
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News:

- Monday, April 9th was Andrew Modglin's first day as Escondido Fire's newest Fire Prevention Specialist I. Andrew previously worked as a Department Specialist for Escondido Fire and Deer Springs Fire before becoming a Code Enforcement Officer with the City of Escondido in September 2014. Welcome back Andrew!



POLICE

INCIDENTS:

- On 4-8-2018, the victim of a stolen vehicle found his vehicle in the area of 10th St. and Quince Ave. The owner of the stolen vehicle confronted the suspect who was sitting inside the vehicle. The suspect tried to stab the victim with a screwdriver type weapon. The victim fought with the suspect and was able to detain the suspect until the police arrived. The suspect was booked into the Vista Detention Facility for possession of a stolen vehicle, possession of a controlled substance and an active felony arrest warrant for auto theft.
- On 4-8-2018, Escondido Police and Fire Dispatch received a report of a collision involving a vehicle and a pedestrian in the area of Maple St. and Felicita Ave. Officers arrived on scene and discovered an SUV had hit an adult male. The pedestrian was transported to Palomar Medical Center and treated for several injuries, including a severe head injury. The cause of the collision is still under investigation.
- On 4-9-2018, Officer Abeyta located a stolen vehicle in the area of Valley Pkwy. and Hickory St. The driver of the stolen vehicle fled from Officer Abeyta. After a brief pursuit, the driver intentionally abandoned the vehicle with the transmission still in drive. The passenger also ran from the vehicle. The vehicle came to rest against a tree. The passenger was arrested after his family flagged down the police advising the suspect had recently arrived home and was acting nervous. The suspect was booked into the Vista Detention Facility for a felony arrest warrant and possession of a stun gun.
- On 4-10-2018, Detectives located a wanted warrant subject in the vicinity of 9th Ave. and Redwood St. The suspect evaded police in a vehicle. The vehicle was located in the area of Cranston Dr. and Escondido Blvd. During the investigation, information was received that the suspect was inside of a residence in the 2200 block of Cranston Dr.
- The San Diego County Sheriff's Department helicopter, ASTREA, and several officers from other agencies assisted with the perimeter. After numerous announcements over the loud speaker and a few shotgun flash bang rounds, the suspect peacefully surrender. It was later determined the vehicle the suspect fled in was stolen in Fallbrook. The suspect was booked into the Vista Detention Facility for a felony arrest warrant and possession of a stolen vehicle.
- On 4-11-2018, officers responded to the 2200 block of Cranston Dr. to assist San Diego County Probation officers with the arrest of a wanted gang member. Officers surrounded the residence and made several announcements over the loud speaker. The suspect eventually came out of the home and was placed under arrest without incident. While officers were responding to the location, they saw a vehicle leaving the residence. The vehicle was stopped, and a passenger, a known gang member, was found to have a warrant issued for his arrest. He was taken into custody without incident and transported to Vista Detention Facility.
- On 4-12-2018, officers responded to the 400 block of N. Midway reference a request from the Fugitive Task Force to assist in the arrest of suspect from National City who was wanted for a parole violation and gang graffiti. Patrol responded to assist

surveillance units and used voice and loud speaker announcements to gain the attention of the occupants of the apartment. An adult female exited the apartment and told officers the suspect was inside. Officer McCollough contacted the suspect on a cell phone and negotiated with him. The suspect eventually exited the apartment and was taken into custody without incident. The suspect was turned over to members of the Fugitive Task Force.

- On 4-13-2018, officer Jabro observed an occupied stolen vehicle near the intersection of Washington Ave. and Midway Dr. A high risk traffic stop was initiated on the vehicle. The driver of the stolen vehicle was taken into custody without incident. The vehicle was released to the owner. The suspect was booked into the Vista Detention Facility for possession of a stolen vehicle.

COPPS:

The COPPS (Community Oriented Policing and Problem-Solving) Unit is dedicated to increasing the quality of life for the residents of Escondido through pro-active responses to crime trends, quality of life issues, and addressing crime and public nuisance in Grape Day Park and at Maple Plaza.

- 4 arrests were made
- 13 citations were issued
- 56 radio calls were handled by COPPS officers

EVENTS:

On 4-9-2018, the Escondido police chief and several school officials held joint news conference.

In the wake of the tragic shooting at Marjory Stoneman Douglas High School in Parkland, Florida, police and school officials announced a collaborative effort to ensure the safety of Escondido campuses. The news conference was attended by school administrators from Escondido public, private, and faith based schools. Police and school officials have held numerous meetings in the short time that has elapsed since the Parkland, Florida school shooting. The focus of those meetings has been to further scrutinize all existing school safety plans. Virtually every aspect of school safety is being re-evaluated. This includes physical site security measures (fencing, gates, doors, and controlled access points), training, adding a School Resource Officer, and encouraging the reporting of suspicious activity. Escondido Police Chief Craig Carter said, "Don't discount what you have heard. Call us. If you hear something, see something, say something." School officials are in talks to provide funding for an additional School Resource Officer (SRO). SRO's are full-time Escondido police officers who are assigned to service the specific needs on school campuses. Although all Escondido police officers can respond to schools when needed, the SRO's have developed a bond with staff and students that leads to more open communication. The open communication results in SRO's receiving information early and being able to quickly handle potential safety concerns before a true threat emerges.

Since February, police have investigated approximately six threats on Escondido school campuses. All threats are taken seriously and investigated fully. Chief Carter stressed the importance of students to understand the severity of making a school threat. Any threat, regardless of intent will likely result in felony charges.

Escondido Union High School District Superintendent Steve Boyle spoke on behalf of the various public, private, and faith based schools in Escondido. Mr. Boyle said, "Our schools are safe places." He encouraged staff, parents, and students to continue to work together to help ensure the safety of school campuses.

Those with information on a possible school threat can leave an anonymous tip through San Diego Crime Stoppers by calling 888-580-8477. An additional option is to download the "P3 Tips" smartphone app. The app allows users to send an anonymous tip to Crime Stoppers for a variety of reasons, including school threats and school bullying incidents.

The strong partnership and open communication that exists between Escondido police, school officials, and the community are a vital component to keeping our schools safe.



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