



JUNE 12, 2019
CITY COUNCIL CHAMBERS
6:00 P.M. Regular Session
201 N. Broadway, Escondido, CA 92025

MAYOR	Paul McNamara
DEPUTY MAYOR	Consuelo Martinez
COUNCIL MEMBERS	Olga Diaz John Masson Michael Morasco
CITY MANAGER	Jeffrey Epp
CITY CLERK	Zack Beck
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

**June 12, 2019
6:00 P.M. Meeting**

Escondido City Council

CALL TO ORDER

MOMENT OF REFLECTION

FLAG SALUTE

ROLL CALL: Diaz, Martinez, Masson, Morasco, McNamara

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/RRB)

2. [APPROVAL OF WARRANT REGISTER \(Council\)](#)

Request the City Council approve the City Council and Housing Successor Agency warrant numbers:

- 331118 – 331318, dated May 29, 2019

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

3. [APPROVAL OF MINUTES: Regular Meeting of May 15, 2019](#)

4. **DEPOSIT AND REIMBURSEMENT AGREEMENT TO EVALUATE A COMMUNITY FACILITIES DISTRICT FOR THE VILLAGES PROJECT -**

Request the City Council approve authorizing the Mayor and City Clerk to execute a Deposit and Reimbursement Agreement with New Urban West (NUWI Country Club, LLC) to evaluate a request to form a Community Facilities District for The Villages project.

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

RESOLUTION NO. 2019-83

5. **AWARD OF CONTRACT FOR LEGAL ADVERTISING FOR FISCAL YEAR 2019-20 -**

Request the City Council approve awarding the bid for the City's legal advertising for a one-year period to The Daily Journal.

Staff Recommendation: **Approval (City Clerk's Office: Zack Beck)**

RESOLUTION NO. 2019-77

CONSENT RESOLUTIONS AND ORDINANCES (COUNCIL/RRB)

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

PUBLIC HEARINGS

6. **ADOPTION OF FISCAL YEAR 2019/20 ANNUAL OPERATING BUDGET AND THE APPROPRIATIONS LIMIT (GANN LIMIT) FOR FISCAL YEAR 2019/20 -**

Request the City Council approve the Fiscal Year 2019/20 Annual Operating Budget and approve the Appropriations Limit (GANN Limit) for Fiscal Year 2019/20.

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

A) RESOLUTION NO. 2019-81 B) RESOLUTION NO. 2019-82

7. **THE FIVE-YEAR CAPITAL IMPROVEMENT PROGRAM, THE FISCAL YEAR 2019/20 CAPITAL IMPROVEMENT PROGRAM BUDGET, AND AMENDMENT TO THE 2018 REGIONAL TRANSPORTATION IMPROVEMENT PROGRAM -**

Request the City Council approve adopting the Fiscal Years 2019/20-2023/24 Five-Year Capital Improvement Program and Fiscal Year 2019/20 Capital Improvement Program Budget; and adopt an amendment to the Regional Transportation Improvement Program for Fiscal Years 2019 through 2023.

Staff Recommendation: **Approval (Finance Department Sheryl Bennett and Engineering Services Department: Julie Procopio)**

A) RESOLUTION NO. 2019-92 B) RESOLUTION NO. 2019-93

FUTURE AGENDA

8. FUTURE AGENDA -

The purpose of this item is to identify issues presently known to staff or which members of the City Council wish to place on an upcoming City Council agenda. Council comment on these future agenda items is limited by California Government Code Section 54954.2 to clarifying questions, brief announcements, or requests for factual information in connection with an item when it is discussed.

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

COUNCIL MEMBERS SUBCOMMITTEE REPORTS

CITY MANAGER'S WEEKLY ACTIVITY REPORT

The most current information from the City Manager regarding Economic Development, Capital Improvement Projects, Public Safety and Community Development. This report is also available on the City's website, www.escondido.org.

- WEEKLY ACTIVITY REPORT -

ORAL COMMUNICATIONS

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

ADJOURNMENT

UPCOMING MEETING SCHEDULE

Date	Day	Time	Meeting Type	Location
June 19	Wednesday	5:00 & 6:00 PM	Regular Meeting	Council Chambers
June 26	Wednesday	5:00 & 6:00 PM	Regular Meeting	Council Chambers
July 3	-	-	No Meeting	-
July 10	-	-	No Meeting	-

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 5:00 in Closed Session and 6:00 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



CITY COUNCIL STAFF REPORT

Consent Item No. 2

June 12, 2019

File No. 0400-40

SUBJECT: Approval of Warrants

DEPARTMENT: Finance Department

RECOMMENDATION:

Request approval for City Council and Housing Successor Agency warrant numbers 331118 – 331318, dated May 29, 2019.

FISCAL ANALYSIS:

The total amount of the warrants for the period of May 23 – May 29, 2019, is \$2,380,445.60.

BACKGROUND:

The Escondido Municipal Code Section 10-49 states that warrants or checks may be issued and paid prior to audit by the City Council, provided the warrants or checks are certified and approved by the Director of Finance as conforming to the current budget. These warrants or checks must then be ratified and approved by the City Council at the next regular Council meeting.

CITY OF ESCONDIDO
May 15, 2019
6:00 P.M. Meeting Minutes

Escondido City Council

CALL TO ORDER

The Regular Meeting of the Escondido City Council was called to order at 6:00 p.m. on Wednesday, May 15, 2019 in the City Council Chambers at City Hall with Mayor McNamara presiding.

MOMENT OF REFLECTION

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

FLAG SALUTE

Councilmember Morasco led the flag salute.

ATTENDANCE:

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

Also present were: Jeffrey Epp, City Manager; Michael McGuiness, City Attorney; Bill Martin, Director of Community Development; Julie Procopio, Director of Engineering Services; Zack Beck, City Clerk.

PRESENTATIONS

Damon Blythe, Chief Operations Officer, and Kim Hayford, Director of Service Planning, presented regarding North County Transit District

ORAL COMMUNICATIONS

CONSENT CALENDAR

MOTION: Moved by Councilmember Morasco and seconded by Deputy Mayor Martinez to approve all Consent Calendar items with the exception of item 4. Motion carried unanimously.

- 1. AFFIDAVITS OF PUBLICATION, MAILING AND POSTING (COUNCIL/SUCCESSOR AGENCY/RRB)**
- 2. APPROVAL OF WARRANT REGISTER (Council/Successor Agency)**
Request the City Council approve the City Council, Successor Agency, and Housing Successor Agency warrant numbers: (File No. 0400-40)

- 330196 – 330408 dated May 1, 2019

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

- 3. APPROVAL OF MINUTES: Regular Meeting of May 1, 2019**

4. AUTHORIZATION TO PROCESS A GENERAL PLAN AMENDMENT TO CHANGE THE LAND-USE DESIGNATION FOR TWO (2) PARCELS FROM LIGHT INDUSTRIAL TO GENERAL COMMERCIAL LOCATED AT 900 W. MISSION AVENUE (APNS 228-220-43 AND 228-220-13) -

Request the City Council approve processing the proposed amendment to the General Plan to change the land-use designation of two (2) parcels from Light Industrial (LI) to General Commercial (GC). (File No. 0830-20)

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

MOTION: Moved by Deputy Mayor Martinez and seconded by Councilmember Masson to approve processing the proposed amendment to the General Plan to change the land-use designation of two (2) parcels from Light Industrial (LI) to General Commercial (GC). Motion carried unanimously.

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.)

CURRENT BUSINESS

5. VALIANO PROJECT SEWER FLOW AGREEMENT -

Request the City Council approve authorizing the Mayor and City Clerk to execute a Sewer Flow Agreement with The Eden Hills Project Owner, LLC; The EHF Owner, LLC; The EHH Owner, LLC; and The EHA Owner, LLC (collectively the "Property Owner") for the City of Escondido's acceptance of sewer flow from a 326 single-family residential development project (the "Valiano Project"). ***This item was continued from April 10, 2019.*** (File No. 0600-10 [A-3296])

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

RESOLUTION NO. 2019-60

Christopher W. McKinney, Director of Utilities, presented the staff report utilizing a PowerPoint presentation.

Douglas Dill, Escondido, expressed concerns and spoke in opposition to the proposed agreement.

Andy Laderman, San Diego County, expressed concerns regarding the project and requested Council to reject the proposed agreement.

Greg Thomas, General Manager of Rincon del Diablo Municipal Water District, request continued dialogue with staff regarding the proposed agreement.

Erin Lump, Vice President of Board of Directors for Rincon del Diablo Municipal Water District, requested Council reconsider the proposed agreement and expressed concerns regarding the project.

David Drake, Director of Rincon del Diablo Municipal Water District, shared concerns regarding the proposed agreement and project.

Janean Huston, Eden Valley, shared concerns and requested Council reconsider the proposed agreement.

Bill Osborn, San Diego County, expressed concerns regarding emergency evacuations in the proposed project area and spoke in opposition to the proposed agreement.

MOTION: Moved by Councilmember Masson and seconded by Councilmember Morasco to approve authorizing the Mayor and City Clerk to execute a Sewer Flow Agreement with The Eden Hills Project Owner, LLC; The EHF Owner, LLC; The EHH Owner, LLC; and The EHA Owner, LLC (collectively the "Property Owner") for the City of Escondido's acceptance of sewer flow from a 326 single-family residential development project (the "Valiano Project") and adopt Resolution No. 2019-60. Ayes: Martinez, Masson, Morasco, McNamara. Noes: Diaz. Motion carried.

FUTURE AGENDA

6. FUTURE AGENDA -

The purpose of this item is to identify issues presently known to staff or which members of the City Council wish to place on an upcoming City Council agenda. Council comment on these future agenda items is limited by California Government Code Section 54954.2 to clarifying questions, brief announcements, or requests for factual information in connection with an item when it is discussed.

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

COUNCIL MEMBERS SUBCOMMITTEE REPORTS

Councilmember Diaz will attend a San Dieguito River Park Joint Powers Authority meeting and requested a School Districts Subcommittee meeting be scheduled.

Deputy Mayor Martinez attended a League of California Cities meeting regarding cannabis.

CITY MANAGER'S WEEKLY ACTIVITY REPORT

The most current information from the City Manager regarding Economic Development, Capital Improvement Projects, Public Safety and Community Development. This report is also available on the City's website, www.escondido.org.

- **WEEKLY ACTIVITY REPORT -**

ORAL COMMUNICATIONS

ADJOURNMENT

Mayor McNamara adjourned the meeting at 7:34 p.m.

MAYOR

CITY CLERK

CITY COUNCIL STAFF REPORT

Consent Item No. 4

June 12, 2019

File No. 0600-10, A-3304

SUBJECT: Deposit and Reimbursement Agreement to Evaluate a Community Facilities District for The Villages Project

DEPARTMENT: Engineering Services Department, Design/Capital Improvement Section

RECOMMENDATION:

It is requested that the City Council adopt Resolution No. 2019-83, authorizing the Mayor and the City Clerk to execute a Deposit and Reimbursement Agreement with New Urban West (NUWI Country Club, LLC) to evaluate a request to form a Community Facilities District for The Villages project.

FISCAL ANALYSIS:

All costs, including staff time and consultant costs, are reimbursed by the developer.

BACKGROUND:

The Villages project was approved by the City Council on November 15, 2017. The developer, New Urban West, proposed and the project conditions contemplate the potential formation of a Community Facilities District (CFD). New Urban West has submitted a letter requesting that the City evaluate formation of a CFD. This action allows staff to engage consultants, at the developer's expense, to begin the process of evaluating the request for CFD formation. It is anticipated that staff will report back with refinement and evaluation of the developer's proposal and to request City Council direction within three months.

CFD BACKGROUND:

A Community Facilities District (CFD) is a special taxing district that is formed at the request of a project proponent with the approval of the local jurisdiction. CFD's were established in State Government Code in 1982 (also referred to as the Mello-Roos Act) to provide an alternate method for private property owners to finance the acquisition, construction and maintenance of certain public capital facilities, and/or to cover the related cost of ongoing services.

There is an extensive, prescribed process that the local governing body must adhere to in order to comply with State law. The process begins with a petition signed from the project landowner. The City Council will then be requested to consider a Resolution of Intention (ROI) to form a CFD and intention to levy a special tax. A public hearing is held between 30 and 60 days after the ROI and then an election is held. After the election results are certified by the election official, a Resolution of Formation (ROF) and Ordinances are adopted. A Notice of Special Tax is then recorded against all property within the CFD.

Once approved, bonds are sold to cover the upfront costs. The bonds are repaid through special tax assessments on property owner tax bills. The project proponent is required to disclose to future property owners regarding the special tax including the maximum annual tax and final year beyond which the tax may not be levied (if applicable).

The Statement of Goals and Policies Regarding the Establishment of Community Facilities Districts was adopted by the City Council in 1999. This document contains the following policies and goals designed to protect the City and future property owners:

- Minimum Value-to-Debt Ratio is 4:1.
 - The full cash value of the properties subject to the levy of special taxes, including the value of the improvements to be financed, compared to the aggregate amount of the special tax lien proposed to be created plus any prior fixed assessment liens and/or special tax liens.
- Maximum Aggregate Taxes and Assessments
 - The maximum annual special tax installment shall not exceed 0.75% of the sale price of a newly developed property as of the date of initial sale to residential homeowner.
 - The total of all property taxes, assessment and special taxes appearing on the property tax bill shall not exceed 2% of the initial sales price of newly developed properties.

CURRENT REQUEST:

Attachment "A" outlines New Urban West's request to finance development impact, water, wastewater, and school fees through formation of a CFD. The developer's consultant estimates that \$14,000,000 in development fees could be financed using a CFD and the resulting effective tax rate would be 1.62%. The assumptions and analysis used by the developer's consultant will need to be confirmed by experts hired by the City.

To assist with evaluating the developer's proposal as well as to assist with the pre-formation process, the City requires consultant services. All costs are to be reimbursed by the developer. The recommended consultant team includes special tax consultant, SDFCA, a local firm familiar with the City's special tax assessment administration. CSG is recommended as the financial advisor. Straddling is recommended as outside counsel to provide guidance on pre-formation activities.

RELATED ACTIVITIES:

Keyser Marston and Associates is currently evaluating the cost of providing ongoing services, including police, fire, public works and recreation services for residents of new development. The goal is to determine if property tax generated by new development adequately covers the cost of providing ongoing services. If the cost of providing services is greater than the tax revenue generated, the City Council could consider establishing a services CFD that would allow property owners of newly created lots to offset ongoing cost of services through payment of a special tax assessment. It is anticipated that preliminary findings of this study will be available and be presented to the City Council by Fall 2019.

Deposit and Reimbursement Agreement to Evaluate a CFD for The Villages Project
June 12, 2019
Page 3

APPROVED AND ACKNOWLEDGED ELECTRONICALLY BY:

Julie Procopio, Director of Engineering Services
6/5/2019 3:06 p.m.

ATTACHMENTS:

1. Attachment "A" – New Urban West Request
2. Resolution No. 2019-83
3. Resolution No. 2019-83 – Exhibit "1": Deposit and Reimbursement Agreement

MEMORANDUM

June 3, 2019

To: City of Escondido
 From: DTA
 Subject: Proposed Community Facilities District for the Escondido Country Club

The purpose of this memorandum is for New Urban West (the "Developer") to provide a summary of the assumptions and conclusions related to the proposed Community Facilities District ("CFD") to be established for the Escondido Country Club Project (the "Project") within the City of Escondido (the "City"). This analysis is based on the premise that there will be multiple bond issues to finance development impact fees, starting in 2019. The primary objective of this preliminary analysis is to determine the revenue available to finance authorized facilities and potentially development impact fees. Notably, the developer and its team look forward to the opportunity to discuss the CFD with the City in order to get a better understanding of the City's comfort with financing various improvements and/or fees.

In order to commence construction of the Project, the Developer will need to pay certain Development Impact fee ("DIF") amounts required by the City and other agencies. As shown in Table 1 below, DTA has identified specific DIFs that will be eligible for funding through the proposed CFD.

**Table 1
Eligible Development Impact Fees**

Development Impact Fees	CFD Eligible List
Water Connection, plus Rincon Del Diablo Water District	\$2,401,040 ¹
Wastewater Connection	\$2,850,000
Traffic Local Fee	\$1,150,185
SANDAG Traffic Fee Regional ("RTCIP")	\$943,722
Public Facilities Fee	\$1,815,260
Park Fee	\$951,140
Drainage Facilities Fee	\$171,380
Subtotal – City	\$10,282,727
Escondido Union School District	\$3,663,973 ²
SDCWA Capacity Charge	\$0
Subtotal – Other Agencies	\$3,663,973
Total Fees	\$13,946,701

1. Connection fees for City and Rincon Del Diablo MWD have been combined, pending detailed breakdown of units and respective meter sizes, between such agencies.
 2. Assumes a 30% premium on school district fees. Estimate, subject to change.

The following table summarizes the bond assumptions utilized for this preliminary tax spread analysis:

**Table 2
Bond Assumptions**

Bond Assumptions	Units / Quantities
Total Residential Units	380
Average Coupon Rate	5.00%
Bond Term	30
Cost of Issuance	\$150,000 + 1.50%
Reserve Requirement	9.19%
Debt Service	2% Escalating
Minimum Coverage	110%

Based on the assumptions presented, and an effective tax rates ("ETR") of 1.62% of the base price of each home, the Project would support \$17,070,000 in bonded indebtedness from which approximately \$13,958,802 in construction proceeds would be generated. The assigned special taxes on residential property would range from \$2,181 per unit to \$2,950 per unit. The following table summarizes the financing schedule utilized for this analysis.

**Table 3
Summary of Bond Conclusions**

Bond Conclusions	Total
Maximum Bond Indebtedness	\$17,070,000
<i>Series 2019</i>	\$5,690,000
<i>Series 2020</i>	\$5,690,000
<i>Series 2021</i>	\$5,690,000
Total Construction Proceeds	\$13,958,802
<i>Series 2019</i>	\$4,652,934
<i>Series 2020</i>	\$4,652,934
<i>Series 2021</i>	\$4,652,934
<i>Assigned Special Taxes</i>	<i>\$2,181 - \$2,950 per unit</i>

Please note that in arriving at the special taxes utilized in this analysis, the base tax rate (which includes the ad-valorem taxes, all overlapping assessments) is assumed to be between 1.18% and 1.19%. Additionally, the Developer anticipates that the bonds will be issued in multiple tranches as development occurs, where each tranche will be constrained by a 4-to-1 value to lien ratio.

It is also important to note that while the CFD proposal above shows a total CFD proceed amount of \$13.96M, this amount will not be received all at once. In reality, each phase of the project will have a bond issue as development commences, at which time a portion of the \$13.96M will be made available. Therefore, as an example, if the Project were to build out over

3 years in equal size phases, then the City would receive \$4.65M in late 2019, \$4.65M in late 2020, and \$4.65M in late 2021. Another important note is that a portion of these proceeds can go to pay other non-City improvements and fees. So, in reality the City would only be receiving a portion of CFD proceeds over time and would then have the adequate time to allocate these revenues to construction projects (as identified on the Capital Improvement Budget) and expend them within the required time frame.

As a final note, DTA has included a 2% escalator on the annual CFD special tax. Without the Escalator (i.e. CFD special taxes that would remain at the same level for the life of the tax, or "Level CFD taxes"), the CFD tax amounts would need to be increased in order to generate the same CFD proceeds projected in this analysis. The City currently limits the tax rate - the projected overall tax rate (ad valorem, G.O. measures, CFDs, and other special districts) - to a maximum of 2.0% of the projected home. Under the approach utilized in this analysis, the Escalator allows the CFD taxes to start 15-20% lower and still achieve the same amount of CFD proceeds.

If you have any questions upon review of this memorandum, please feel free to call us at (800) 969-4382.

RESOLUTION NO. 2019-83

A RESOLUTION OF THE CITY COUNCIL OF
THE CITY OF ESCONDIDO, CALIFORNIA,
APPROVING THE DEPOSIT AND
REIMBURSEMENT AGREEMENT WITH
NUWI COUNTRY CLUB, LLC TO EVALUATE
A REQUEST TO FORM A COMMUNITY
FACILITIES DISTRICT FOR THE VILLAGES
PROJECT

WHEREAS, the City Council of the City of Escondido (“City”) has previously approved The Villages project on November 15, 2017. The Developer, New Urban West (“NUWI Country Club, LLC”), proposed to the City of Escondido a Community Facilities District (“CFD”), and the project conditions contemplate the potential formation of a CFD; and

WHEREAS, New Urban West has submitted a letter requesting that the City evaluate the formation of a CFD; and

WHEREAS, this Deposit and Reimbursement Agreement allows staff to engage consultants, at the Developer’s expense, to begin the process of evaluating the request for CFD formation. The recommended consultant team includes Special District Financing & Administration, a local firm familiar with the City’s special tax assessment, CSG Advisors as an Independent Registered Municipal Advisor, and Stradling Yocca Carlson & Rauth, P.C. for outside counsel to provide guidance regarding pre-formation activities.

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 Mayor and City Clerk are authorized to execute, on behalf of the City, a Deposit and Reimbursement Agreement to Evaluate a CFD for The Villages Project in the amount of \$238,975.00 to provide for the consultant and overhead costs related to Community Facilities District activities in a form substantially similar to Exhibit "1" and approved by the City Attorney.
3. That this Resolution shall take effect immediately upon its adoption.

DEPOSIT AND REIMBURSEMENT AGREEMENT

by and between

CITY OF ESCONDIDO

and

NUWI COUNTRY CLUB, LLC

Dated as of _____, 2019

**COMMUNITY FACILITIES DISTRICT NO. 2019-1
OF THE CITY OF ESCONDIDO
(THE VILLAGES)**

DEPOSIT AND REIMBURSEMENT AGREEMENT

THIS DEPOSIT AND REIMBURSEMENT AGREEMENT (this “2019 Deposit Agreement”) is made and entered into as of [REDACTED], 2019 by and between the CITY OF ESCONDIDO (the “City”) and NUWI COUNTRY CLUB, LLC, a [REDACTED] limited liability company (the “Developer”).

WITNESSETH:

WHEREAS, the Developer desires to develop certain real property described on Exhibit A hereto and incorporated herein by reference (the “Property”), located within the jurisdictional boundaries of the City in San Diego County (the “Project”);

WHEREAS, pursuant to an application submitted by the Developer, the Developer has requested that the City consider the formation of a community facilities district to be designated “Community Facilities District No. 2019-1 of the City of Escondido (The Villages)” (the “CFD”) to cover the Property, the levy of special taxes within the CFD (the “Special Taxes”) and the issuance of bonds of the CFD in one or more series (the “Bonds”), under the Mello-Roos Community Facilities Act of 1982, as amended (the “Act”) in order to finance certain public improvements and development impact fees;

WHEREAS, the City is willing to pursue the formation of the CFD, levy of Special Taxes and the issuance of Bonds and the proposed expenditure of the proceeds thereof, provided the Developer provides a deposit of funds to cover the City’s costs relating to the formation of the CFD and issuance of Bonds;

WHEREAS, the Developer is willing to deposit such funds provided the funds so advanced are eligible to be reimbursed to the Developer from the proceeds of the Special Taxes and Bonds;

WHEREAS, the City and the Developer now desire to enter into this 2019 Deposit Agreement in order to provide for the advancement of funds by the Developer to be used to pay costs incurred in connection with the formation of the CFD, levy of Special Taxes and issuance of Bonds as provided in this Agreement;

NOW, THEREFORE, for and in consideration of the mutual promises and covenants herein contained, the parties hereto agree as follows:

Section 1. The Deposits and Application Thereof.

(a) The Developer has, or upon execution of this 2019 Deposit Agreement, the Developer will deposit with the City the amount of \$238,975.00 (the “2019 Initial Deposit”). The City, by its execution hereof, acknowledges receipt of, and accepts, the 2019 Initial Deposit.

(b) The 2019 Initial Deposit, together with any subsequent deposits (the “Additional Deposits”) required to be made by the Developer pursuant to the terms hereof (collectively, the “Deposits”), are to be used to pay for the reasonable costs and expenses incurred for any

authorized purpose in connection with the formation of the CFD, levy of Special Taxes and the issuance of Bonds (collectively, the "CFD Activities"), including, without limitation, (i) the fees and expenses of any consultants to the City employed in connection with the formation of the CFD and issuance of Bonds by the CFD, including, without limitation, an engineer, special tax consultant, financial advisor, bond counsel, disclosure counsel and any other consultant deemed necessary or advisable by the City; (ii) the preparation of official statements for the Bonds and the costs of appraisals, market absorption and feasibility studies and other reports deemed necessary or advisable by the City in connection with the issuance of Bonds by the CFD; (iii) the costs of publication of notices, preparation and mailing of ballots and other costs related to any hearing, election or other action or proceeding undertaken in connection with the formation of the CFD and issuance of Bonds by the CFD, (iv) reasonable charges for City staff and City Attorney time incurred in connection with the issuance of Bonds by the CFD, including a reasonable allocation of City overhead expense related thereto; (v) the fees and expenses associated with preparation of a proposed acquisition and funding agreement relating to the CFD and preparation of a proposed joint community facilities agreement with the Rincon del Diablo Municipal Water District as well as Escondido Union School District relating to the CFD; and (vi) any and all other actual costs and expenses incurred by the City in connection with the formation of the CFD and issuance of Bonds by the CFD (collectively, the "Eligible Costs"). The City may draw upon the Deposits from time to time to pay the Eligible Costs.

(c) If, at any time, the unexpended and unencumbered balance of the Deposits is less than \$[5,000], the City may request, in writing, that the Developer make an Additional Deposit in an amount estimated to be sufficient (in the City's discretion), together with any such unexpended and unencumbered balance of the 2019 Initial Deposit, to pay for all Eligible Costs. The City shall include with such written request an estimated budget, by type, of the Eligible Costs anticipated to be funded with such Additional Deposit. The Developer shall make such Additional Deposit with the City within two weeks of the receipt by the Developer of the City's written request therefor. If the Developer fails to make any such Additional Deposit within such two -week period, the City may cease all work related to the formation of the CFD and issuance of Bonds by the CFD.

(d) The Deposits may be commingled with other funds of the City for purposes of investment and safekeeping, but the City shall at all times maintain records as to the expenditure of the Deposits.

(e) The City shall provide the Developer with a periodic written summary of expenditures made from the Deposits, and the unexpended balance thereof, within ten business days of receipt by the City of a written request therefor submitted by the Developer. The cost of providing any such summary shall be charged to the Deposits.

Section 2. Return of Deposits; Reimbursement. If proceedings for the formation of the CFD or issuance of Bonds by the CFD are terminated prior to issuance of the Bonds, the City shall, within ten (10) business days after official action by the City or the CFD to terminate said proceedings, return the then unexpended and unencumbered portion of the Deposits to the Developer, without interest. If Bonds are issued by the CFD, the City shall reimburse the Developer, without interest, for the portion of the Deposits that has been expended or encumbered, said reimbursement to be made within ten (10) business days after the issuance of

such Bonds, solely from the proceeds of such Bonds. The City shall, within ten (10) business days after the issuance of such Bonds, return the then unexpended and unencumbered portion of the Deposits to the Developer, without interest.

Section 3. Reimbursement of Other Developer Costs. Consultant Costs Reimbursement. Nothing contained herein shall prohibit reimbursement of other costs and expenses of the Developer, or its assignee, incurred in connection with the formation of the CFD and issuance of the Bonds from the proceeds of the Bonds, including, but not limited to fees and expenses of legal counsel and/or special tax consultant to the Developer or its assignee. Any such reimbursement shall be made solely from the proceeds of the Bonds and only to the extent otherwise permitted under the Act and otherwise provided for, at the reasonable discretion of the City, in the proceedings for the issuance of the Bonds.

Section 4. Abandonment of Proceedings. No provision of this 2019 Deposit Agreement shall be construed as an agreement, promise or warranty of the City or of the CFD to issue the Bonds. The City shall have no liability to the Developer for any decision not to issue the Bonds.

Section 5. 2019 Deposit Agreement Not Debt or Liability of City. This 2019 Deposit Agreement does not constitute a debt or liability of the City, as provided in Section 53314.9(b) of the Act. The City shall not in any event be liable hereunder other than to return the unexpended and uncommitted portions of the Deposits as provided in Section 2 above and provide an accounting under Section 1(e) above. The City shall not be obligated to advance any of its own funds to pay Eligible Costs or any other costs incurred in connection with any CFD Activities, the formation of the CFD and the issuance of Bonds thereby. No member of the City Council of the City and no officer, employee or agent of the City shall to any extent be personally liable hereunder.

Section 6. Termination. This 2019 Deposit Agreement may be terminated by either party upon five (5) business days' prior written notice to the other party. If this 2019 Deposit Agreement is terminated by either party, the City may disburse funds from the Deposits only to pay Eligible Costs incurred for CFD Activities through the date of the City's receipt of the Developer's written termination notice.

Section 7. Notices. All written notices to be given hereunder shall be given to the party entitled thereto at its address set forth below, or at such other address as such party may provide to the other parties in writing from time to time, namely:

If to the City:

City of Escondido
201 North Broadway
Escondido, California 92025
Attention: Julie Procopio, PE
Director of Engineering Services/City
Engineer
Phone: (760) 839-4001
Email: jprocopio@escondido.org

If to the Developer

New Urban West, Inc.
2001 Wilshire Blvd. Suite 401
Santa Monica, CA 90403
Attention: Jonathan Frankel,
Director, Forward Planning
Phone: (925) 708-3638
Email: jonathanf@newurbanwest.com

with a copy to:

O'Neil, LLP
1990 MacArthur Blvd, Suite 1050
Irvine, California 92612
Attention: Sandra Galle
Phone: (949) 798-0725
Email: sgalle@oneil-llp.com

Each such notice, statement, demand, consent, approval, authorization, offer, designation, request or other communication hereunder shall be deemed delivered to the party to whom it is addressed (a) if personally served or delivered, upon delivery, (b) if given by electronic communication, whether by facsimile or electronic mail, upon the sender's receipt of an appropriate answerback or other written acknowledgment, (c) if given by registered or certified mail, return receipt requested, deposited with the United States mail postage prepaid, 72 hours after such notice is deposited with the United States mail, (d) if given by overnight courier, with courier charges prepaid, 24 hours after delivery to said overnight courier, or (e) if given by any other means, upon delivery at the address specified in this Section.

Section 8. California Law. This 2019 Deposit Agreement shall be governed and construed in accordance with the laws of the State of California.

Section 9. Severability. If any part of this 2019 Deposit Agreement is held to be illegal or unenforceable by a court of competent jurisdiction, the remainder of this 2019 Deposit Agreement shall be given effect to the fullest extent reasonably possible.

Section 10. Successors and Assigns. This 2019 Deposit Agreement shall be binding upon and inure to the benefit of the successors and assigns of the parties hereto.

Section 11. Counterparts. This 2019 Deposit Agreement may be executed in counterparts, each of which shall be deemed an original and all of which shall constitute but one and the same instrument.

[REMAINDER OF PAGE INTENTIONALLY LEFT BLANK]

IN WITNESS WHEREOF, the parties hereto have executed this 2019 Deposit Agreement as of the date first written above.

CITY OF ESCONDIDO

Date: _____

By: _____
Paul McNamara, Mayor

Date: _____

By: _____
Zack Beck, City Clerk

NUWI COUNTRY CLUB, LLC,
a **limited liability company**

Date: _____

By: _____
Name: _____
Title: _____

APPROVED AS TO FORM:

Michael R. McGuinness, City Attorney

EXHIBIT A
LEGAL DESCRIPTION OF PROPERTY

Real property in the City of Escondido, County of San Diego, State of California, included within the following assessor parcels ("APNs"):

224-210-53
224-211-05
224-211-11
224-211-12
224-211-15
224-230-36
224-230-43
224-431-01
224-431-02
224-431-03
224-490-05
224-490-06
224-491-01
224-811-28
224-430-04

PRELIMINARY REPORT
YOUR REFERENCE:

EXHIBIT "A"

LEGAL DESCRIPTION

THE LAND REFERRED TO HEREIN BELOW IS SITUATED IN THE CITY OF ESCONDIDO, IN THE COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, AND IS DESCRIBED AS FOLLOWS:

PARCEL 1:

LOTS 1, 2, 3 AND 185 OF GOLDEN CIRCLE UNIT NO. 2, IN THE CITY OF ESCONDIDO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO [MAP THEREOF NO. 5433](#), FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAID SAN DIEGO COUNTY ON JULY 29, 1964.

EXCEPTING FROM SAID LOT 185 ANY PORTION NOW LYING WITHIN ESCONDIDO TRACT NO. 103, IN THE CITY OF ESCONDIDO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO [MAP THEREOF NO. 5578](#), FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAID SAN DIEGO COUNTY MAY 11, 1965.

PARCEL 2:

THAT PORTION OF LOT 3 IN BLOCK 14 OF THE SUBDIVISION OF RANCHO LOS VALLECITOS DE SAN MARCOS, IN THE CITY OF ESCONDIDO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO [MAP THEREOF NO. 806](#), FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAID SAN DIEGO COUNTY, DECEMBER 21, 1895, DESCRIBED AS FOLLOWS:

COMMENCING AT A POINT IN THE NORTHEASTERLY LINE OF SAID LOT 3, DISTANT THEREON SOUTH 54° 23' 30" EAST 280.15 FEET FROM THE MOST NORTHERLY CORNER THEREOF; THENCE SOUTH 54° 23' 30" EAST ALONG SAID NORTHEASTERLY LINE 330.00 FEET; THENCE SOUTH 47° 36' 30" WEST 80.00 FEET; THENCE SOUTH 74° 06' 30" WEST, 128.00 FEET; THENCE NORTH 45° 53' 30" WEST, 132.00 FEET; THENCE NORTH 02° 37' 29" EAST, 189.45 FEET TO THE POINT OF BEGINNING.

EXCEPTING THEREFROM THE FOLLOWING DESCRIBED PROPERTY:

COMMENCING AT THE MOST EASTERLY CORNER OF SAID LOT 3; THENCE ALONG THE NORTHEASTERLY LINE OF SAID LOT 3 NORTH 54° 40' 05" WEST, 49.26 FEET TO AN ANGLE POINT IN THE BOUNDARY OF LAND DESCRIBED IN DEED TO THE DICKERSON COMPANY, RE-RECORDED JANUARY 28, 1977 AS [FILE NO. 77-033640](#) OF OFFICIAL RECORDS; THENCE ALONG THE BOUNDARY OF SAID LAND AS FOLLOWS:

SOUTH 47° 19' 55" WEST (RECORD - SOUTH 47° 36' 30" WEST), 80.00 FEET; AND SOUTH 74° 23' 05" WEST (RECORD - SOUTH 74° 06' 30" WEST), 94.35 FEET TO THE TRUE POINT OF BEGINNING; THENCE LEAVING SAID BOUNDARY NORTH 69° 09' 18" WEST, 72.97 FEET TO THE BOUNDARY OF SAID LAND OF THE DICKERSON COMPANY; THENCE ALONG SAID BOUNDARY AS FOLLOWS:

SOUTH 45° 36' 55" EAST (RECORD - SOUTH 45° 53' 30" EAST), 50.07 FEET TO AN ANGLE POINT THEREIN; AND NORTH 74° 23' 05" EAST (RECORD - NORTH 74° 06' 30" EAST), 33.65 FEET TO THE TRUE POINT OF BEGINNING.

PARCEL 3:

THAT PORTION OF THE NORTHWEST QUARTER OF THE SOUTHEAST QUARTER AND THE NORTHEAST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 5, TOWNSHIP 12 SOUTH, RANGE 2 WEST, SAN BERNARDINO MERIDIAN, IN THE CITY OF ESCONDIDO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO THE OFFICIAL PLAT THEREOF, DESCRIBED AS FOLLOWS:

BEGINNING AT THE POINT OF INTERSECTION OF THE WESTERLY LINE OF THE NORTHEAST ONE- QUARTER OF THE SOUTHWEST ONE-QUARTER OF SAID SECTION 5, AND THE NORTHERLY LINE OF GOLDEN CIRCLE DRIVE, AS DESCRIBED IN DEED TO THE CITY OF ESCONDIDO, RECORDED OCTOBER 29,

PRELIMINARY REPORT
YOUR REFERENCE:

EXHIBIT A
(Continued)

1964, IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY, AS [FILE NO. 198217](#); THENCE ALONG SAID EASTERLY LINE NORTH 0° 48' 17" EAST, 440.63 FEET; THENCE NORTH 40° 49' 10" EAST, 81.11 FEET; THENCE NORTH 75° 54' 31" EAST, 534.50 FEET; THENCE SOUTH 74° 18' 52" EAST, 130.92 FEET; THENCE SOUTH 2° 25' 57" EAST, 141.65 FEET; THENCE SOUTH 43° 35' 45" WEST, 85.96 FEET; THENCE SOUTH 67° 55' 04" WEST 291.08 FEET; THENCE SOUTH 65° 04' 44" EAST 469.27 FEET; THENCE NORTH 63° 28' 34" EAST, 47.31 FEET; THENCE NORTH 24° 07' 30" EAST, 98.31 FEET; THENCE NORTH 70° 48' 08" EAST, 239.14 FEET; THENCE NORTH 31° 02' 18" EAST, 251.79 FEET; THENCE NORTH 42° 39' 13" WEST, 39.36 FEET; THENCE SOUTH 82° 59' 32" WEST, 430.63 FEET; THENCE NORTH 4° 13' 09" WEST, 102.96 FEET; THENCE NORTH 61° 46' 30" EAST, 541.44 FEET; THENCE SOUTH 88° 52' 11" EAST, 380.68 FEET, MORE OR LESS, TO A POINT IN THE WESTERLY LINE OF NORTH NUTMEG STREET AS IT EXISTS THIS DATE; THENCE SOUTHERLY ALONG SAID WESTERLY LINE SOUTH 0° 35' 25" EAST 87.66 FEET; THENCE LEAVING SAID WESTERLY LINE SOUTH 24° 53' 11" WEST 275.95 FEET; THENCE SOUTH 4° 16' 24" WEST 376.97 FEET; THENCE SOUTH 75° 41' 22" WEST 381.07 FEET; THENCE SOUTH 3° 51' 56" WEST, 52.60 FEET TO A POINT ON THE NORTH LINE OF SAID GOLDEN CIRCLE DRIVE; THENCE ALONG SAID NORTHERLY LINE NORTH 86° 08' 04" WEST 850.81 FEET TO THE BEGINNING OF A TANGENT CURVE THEREIN, CONCAVE TO THE SOUTH AND HAVING A RADIUS OF 951.00 FEET; THENCE WESTERLY ALONG SAID CURVE TO THE POINT OF BEGINNING.

EXCEPT THEREFROM THAT PORTION THEREOF WHICH LIES NORTH OF A LINE PARALLEL TO AND 60 FEET SOUTHERLY, MEASURED AT RIGHT ANGLES, OF THE NORTH LINE OF THE SOUTH EAST QUARTER OF SECTION 5, TOWNSHIP 12 SOUTH, RANGE 2 WEST, SAN BERNARDINO MERIDIAN AND OF THE WESTERLY PROLONGATION OF SAID NORTH LINE OF THE SOUTHEAST QUARTER.

PARCEL 4:

THAT PORTION OF LOT 186 OF GOLDEN CIRCLE UNIT NO. 2, IN THE CITY OF ESCONDIDO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO [MAP THEREOF NO. 5433](#), FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY, JULY 29, 1964 AND THAT PORTION OF THE NORTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 6, AND THE NORTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 5, ALL BEING IN TOWNSHIP 12 SOUTH, RANGE 2 WEST, SAN BERNARDINO MERIDIAN, IN THE CITY OF ESCONDIDO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO THE OFFICIAL PLAT THEREOF, BEING MORE FULLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE MOST EASTERLY CORNER OF LOT 14, BLOCK 1 OF ESCONDIDO TRACT NO. 103, IN THE CITY OF ESCONDIDO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO [MAP THEREOF NO. 5578](#) FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAID SAN DIEGO COUNTY, MAY 11, 1965; THENCE ALONG THE BOUNDARY OF SAID ESCONDIDO TRACT NO. 103, AS FOLLOWS:

SOUTH 29° 41' 47" WEST, 89.16 FEET; SOUTH 76° 17' 32" WEST, 643.40 FEET; SOUTH 58° 20' 21" WEST, 352.46 FEET; AND NORTH 36° 48' 14" WEST, 5.45 FEET TO THE EASTERLY LINE OF GARY LANE, 60.00 FEET IN WIDTH, AS SHOWN ON SAID [MAP 5433](#); THENCE SOUTH 23° 27' 28" WEST ALONG THE EASTERLY LINE OF SAID GARY LANE TO THE MOST NORTHERLY CORNER OF LOT 1, BLOCK 6 OF SAID ESCONDIDO TRACT NO. 103; THENCE ALONG THE NORTHERLY LINE OF SAID BLOCK 6, AS FOLLOWS:

PRELIMINARY REPORT
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EXHIBIT A
(Continued)

SOUTH 64° 26' 24" EAST, 164.93 FEET; SOUTH 88° 46' 37" EAST, 195.67 FEET; NORTH 85° 19' 21" EAST, 231.93 FEET; NORTH 69° 59' 07" EAST, 368.22 FEET TO THE MOST NORTHERLY CORNER OF LOT 12 OF SAID BLOCK 6, ESCONDIDO TRACT NO. 103; THENCE SOUTH 32° 22' 11" EAST, 84.87 FEET TO THE MOST EASTERLY CORNER OF SAID LOT 12, BLOCK 6, BEING A POINT IN THE NORTHERLY LINE OF GOLDEN CIRCLE DRIVE AS SHOWN ON SAID [MAP 5578](#) AND AS DESCRIBED IN DEED TO THE CITY OF ESCONDIDO, RECORDED OCTOBER 29, 1964, IN THE OFFICE OF SAID COUNTY RECORDER, AS [FILE NO. 198217](#), SAID POINT BEING IN THE ARC OF A 849.00 FOOT RADIUS CURVE, CONCAVE NORTHERLY, FROM WHICH SAID POINT A RADIAL LINE BEARS NORTH 32° 22' 11" WEST; THENCE EASTERLY ALONG THE NORTHERLY LINE OF GOLDEN CIRCLE DRIVE, AS DESCRIBED IN DEED TO THE CITY OF ESCONDIDO, AND EASTERLY ALONG THE ARC OF SAID CURVE THROUGH A CENTRAL ANGLE OF 13° 13' 24", A DISTANCE OF 195.94 FEET; THENCE CONTINUING EASTERLY ALONG THE NORTHERLY LINE OF SAID GOLDEN CIRCLE DRIVE TANGENT TO SAID CURVE NORTH 44° 24' 25" EAST, 105.23 FEET TO THE BEGINNING OF A 951.00 FOOT RADIUS TANGENT CURVE IN THE NORTHERLY LINE OF SAID GOLDEN CIRCLE DRIVE, CONCAVE SOUTHERLY; THENCE CONTINUING EASTERLY ALONG THE NORTHERLY LINE OF SAID GOLDEN CIRCLE DRIVE AND THE ARC OF SAID CURVE, THROUGH A CENTRAL ANGLE OF 33° 18' 45", A DISTANCE OF 552.92 FEET TO THE EASTERLY LINE OF THE NORTHWEST ONE-QUARTER OF THE SOUTHWEST ONE-QUARTER OF SAID SECTION 5; THENCE ALONG SAID EASTERLY LINE NORTH 0° 48' 17" EAST, 249.15 FEET; THENCE NORTH 89° 11' 43" WEST, 655.82 FEET TO A POINT ON THE NORTHEASTERLY LINE OF SAID LOT 14, BLOCK 1, OF THE ESCONDIDO TRACT NO. 103, DISTANT THEREON NORTH 43° 44' 20" WEST, 87.65 FEET FROM THE POINT OF BEGINNING; THENCE SOUTH 43° 44' 20" EAST, 87.65 FEET TO THE POINT OF BEGINNING.

EXCEPT THEREFROM THAT PORTION THEREOF DESCRIBED AS FOLLOWS:

BEGINNING AT THE MOST NORTHERLY CORNER OF SAID LOT 12, BLOCK 6 OF THE ESCONDIDO TRACT NO. 103; THENCE NORTH 65° 33' 22" EAST, 96.82 FEET; THENCE NORTH 44° 24' 25" EAST 412.68 FEET; THENCE NORTH 63° 58' 01" EAST 224.00 FEET; THENCE SOUTH 20° 57' 07" EAST 90.00 FEET TO THE CURVED NORTHERLY LINE OF GOLDEN CIRCLE DRIVE, AS DESCRIBED IN DEED TO THE CITY OF ESCONDIDO, RECORDED OCTOBER 29, 1964, IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY, AS [FILE NO. 198217](#), SAID POINT BEING IN THE ARC OF A CURVE, CONCAVE TO THE SOUTH AND HAVING A RADIUS OF 951.00 FEET; THENCE SOUTHWESTERLY ALONG SAID NORTHERLY LINE OF GOLDEN CIRCLE DRIVE TO THE MOST EASTERLY CORNER OF SAID LOT 12, BLOCK 6 OF SAID ESCONDIDO TRACT NO. 103; THENCE NORTH 32° 22' 11" WEST 84.87 FEET TO THE POINT OF BEGINNING.

ALSO EXCEPTING THEREFROM:

BEGINNING AT THE NORTHWEST CORNER OF LOT 5, BLOCK 6, ESCONDIDO TRACT NO. 103, ACCORDING TO [MAP THEREOF NO. 5578](#), FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY; THENCE ALONG THE NORTHERLY PROLONGATION OF THE WESTERLY LINE OF SAID LOT 5, NORTH 4° 40' 39" WEST, 18.87 FEET; THENCE NORTH 84° 35' 41" EAST, 93.01 FEET TO AN INTERSECTION WITH THE NORTHERLY PROLONGATION OF THE EASTERLY LINE OF SAID LOT 5; THENCE ALONG SAID PROLONGATION, SOUTH 4° 40' 39" EAST, 22.64 FEET TO THE NORTHEAST CORNER OF SAID LOT 5; THENCE ALONG THE NORTH LINE OF SAID LOT 5, SOUTH 85° 19' 21" WEST, 67.94 FEET AND NORTH 88° 46' 37" WEST, 25.19 FEET TO THE POINT OF BEGINNING.

ALSO EXCEPTING THEREFROM THAT PORTION DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF LOT 6, BLOCK 6, ESCONDIDO TRACT NO. 103, ACCORDING TO [MAP THEREOF NO. 5578](#), FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY; THENCE ALONG THE NORTHERLY PROLONGATION OF THE WESTERLY LINE OF SAID LOT 6; NORTH 4° 40' 39" WEST, 22.64 FEET; THENCE NORTH 84° 35' 41" EAST, 93.35 FEET TO AN INTERSECTION WITH THE NORTHERLY PROLONGATION OF THE EASTERLY LINE OF SAID LOT 6; THENCE ALONG SAID PROLONGATION SOUTH 4° 40' 39" EAST, 23.83 FEET TO THE NORTHEAST CORNER OF SAID LOT 6; THENCE

PRELIMINARY REPORT
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EXHIBIT A
(Continued)

ALONG THE NORTH LINE OF SAID LOT 6, SOUTH 85° 19' 21" WEST, 93.34 FEET TO THE POINT OF BEGINNING.

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EXHIBIT A
(Continued)

ALSO EXCEPTING THEREFROM THAT PORTION DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF LOT 7, BLOCK 6, ESCONDIDO TRACT NO. 103, ACCORDING TO [MAP THEREOF NO. 5578](#), FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY; THENCE ALONG THE NORTHERLY PROLONGATION OF THE WESTERLY LINE OF SAID LOT 7, NORTH 4° 40' 39" WEST, 23.83 FEET; THENCE NORTH 84° 35' 41" EAST, 90.89 FEET TO AN INTERSECTION WITH THE NORTHERLY PROLONGATION OF THE EASTERLY LINE OF SAID LOT 7; THENCE ALONG SAID PROLONGATION, SOUTH 6° 13' 30" EAST, 19.30 FEET, TO THE NORTHEAST CORNER OF SAID LOT 7; THENCE ALONG THE NORTHERLY LINE OF SAID LOT 7, SOUTH 69° 59' 07" WEST, 21.52 FEET, AND SOUTH 85° 19' 21" WEST, 70.65 FEET TO THE POINT OF BEGINNING.

ALSO EXCEPTING THEREFROM THAT PORTION DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF LOT 8, BLOCK 6, ESCONDIDO TRACT NO. 103, ACCORDING TO [MAP THEREOF NO. 5578](#), FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY; THENCE ALONG THE NORTHWESTERLY PROLONGATION OF THE WESTERLY LINE OF SAID LOT 8, NORTH 6° 13' 30" WEST, 19.30 FEET; THENCE NORTH 84° 35' 41" EAST, 74.30 FEET TO THE NORTHEAST CORNER OF SAID LOT 8; THENCE ALONG THE NORTHWESTERLY LINE OF SAID LOT 8, SOUTH 69° 59' 07" WEST, 76.50 FEET TO THE POINT OF BEGINNING.

ALSO EXCEPTING THEREFROM THAT PORTION DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF LOT 4, BLOCK 6, ESCONDIDO TRACT NO. 103, ACCORDING TO [MAP THEREOF NO. 5578](#) FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY; THENCE ALONG THE NORTHERLY PROLONGATION OF THE WESTERLY LINE OF SAID LOT 4, NORTH 2° 05' 58" EAST, 9.49 FEET; THENCE NORTH 84° 35' 41" EAST, 80.38 FEET TO AN INTERSECTION WITH THE NORTHERLY PROLONGATION OF THE EASTERLY LINE OF SAID LOT 4; THENCE ALONG SAID PROLONGATION SOUTH 4° 40' 39" EAST, 18.87 FEET TO THE NORTHEAST CORNER OF SAID LOT 4; THENCE ALONG THE NORTH LINE OF LOT 4, NORTH 88° 46' 37" WEST, 81.91 FEET TO THE POINT OF BEGINNING.

ALSO EXCEPTING THEREFROM THAT PORTION DESCRIBED AS FOLLOWS:

BEGINNING AT THE NORTHWEST CORNER OF LOT 3, BLOCK 6, ESCONDIDO TRACT NO. 103, ACCORDING TO [MAP THEREOF NO. 5578](#) FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAID COUNTY; THENCE NORTH 84° 35' 41" EAST, 82.26 FEET TO AN INTERSECTION WITH THE NORTHERLY PROLONGATION OF THE EASTERLY LINE OF SAID LOT 3; THENCE ALONG SAID PROLONGATION, SOUTH 2° 05' 58" WEST, 9.49 FEET TO THE NORTHEAST CORNER OF SAID LOT 3; THENCE ALONG THE NORTH LINE OF LOT 3, NORTH 88° 46' 37" WEST, 81.57 FEET TO THE POINT OF BEGINNING.

PARCEL 5:

THAT PORTION OF THE SOUTHWEST QUARTER AND THE WEST HALF OF THE WEST HALF OF THE WEST HALF OF THE SOUTHEAST QUARTER OF SECTION 5, TOWNSHIP 12 SOUTH, RANGE 2 WEST, SAN BERNARDINO MERIDIAN, IN THE CITY OF ESCONDIDO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO THE OFFICIAL PLAT THEREOF, DESCRIBED AS FOLLOWS:

PRELIMINARY REPORT
YOUR REFERENCE:

EXHIBIT A
(Continued)

COMMENCING AT THE SOUTHEASTERLY CORNER OF ESCONDIDO TRACT NO. 103, IN THE CITY OF ESCONDIDO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO [MAP THEREOF NO. 5578](#), FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAID SAN DIEGO COUNTY, MAY 11, 1965, BEING A POINT IN THE SOUTHERLY LINE OF GOLDEN CIRCLE DRIVE AS SHOWN ON SAID MAP AND AS DESCRIBED IN DEED TO THE CITY OF ESCONDIDO, RECORDED OCTOBER 29, 1964, IN THE OFFICE OF SAID COUNTY RECORDER AS [FILE NO. 198217](#), SAID POINT BEING IN THE ARC OF A CURVE, CONCAVE TO THE NORTH AND HAVING A RADIUS OF 951.00 FEET, A RADIAL TO SAID POINT BEARS SOUTH 32° 22' 11" EAST; THENCE EASTERLY ALONG SAID SOUTHERLY LINE OF GOLDEN CIRCLE DRIVE THROUGH A CENTRAL ANGLE OF 4° 48' 33" AN ARC DISTANCE OF 79.82 FEET TO THE TRUE POINT OF BEGINNING; THENCE RADIAL TO SAID CURVE SOUTH 37° 10' 44" EAST 69.75 FEET; THENCE SOUTH 37° 57' 25" WEST 594.00 FEET; THENCE SOUTH 26° 36' 09" WEST 627.47 FEET; THENCE SOUTH 2° 40' 51" WEST 18.70 FEET TO THE NORTHERLY LINE OF LOT 3 IN BLOCK 14 OF THE SUBDIVISION OF RANCHO LOS VALLECITOS DE SAN MARCOS, IN THE CITY OF ESCONDIDO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO [MAP THEREOF NO. 806](#), FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAID SAN DIEGO COUNTY, DECEMBER 21, 1895; THENCE ALONG THE NORTHEASTERLY LINE OF SAID [MAP NO. 806](#), SOUTH 54° 43' 46" EAST 329.23 FEET TO A POINT THEREON DISTANT NORTH 54° 43' 46" WEST 1082.81 FEET FROM THE INTERSECTION OF THE EASTERLY LINE OF LOT 1 IN SECTION 8 OF SAID TOWNSHIP 12 SOUTH, RANGE 2 WEST WITH SAID NORTHEASTERLY BOUNDARY OF THE SUBDIVISION OF THE RANCHO LOS VALLECITOS; THENCE NORTH 44° 27' 03" EAST 813.38 FEET; THENCE NORTH 20° 41' 23" EAST 503.95 FEET MORE OR LESS TO THE INTERSECTION WITH THE WESTERLY PROLONGATION OF THAT CERTAIN LINE IN THE NORTHERLY BOUNDARY OF ESCONDIDO TRACT NO. 149, IN THE CITY OF ESCONDIDO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO [MAP THEREOF NO. 6504](#), AS RECORDED IN THE OFFICE OF THE COUNTY RECORDER OF SAID SAN DIEGO COUNTY OCTOBER 14, 1969, AND SHOWN THEREON AS HAVING A BEARING OF SOUTH 89° 57' 40" WEST AND A LENGTH OF 109.34 FEET, SAID LINE FOR THE PURPOSE OF THIS DESCRIPTION HAVING A BEARING OF NORTH 89° 48' 14" EAST, THENCE NORTH 89° 48' 14" EAST ALONG SAID NORTH LINE AND ITS WESTERLY PROLONGATION TO THE EASTERLY TERMINUS OF SAID NORTH LINE; THENCE CONTINUING ALONG SAID NORTHERLY BOUNDARY OF SAID ESCONDIDO TRACT NO. 149 AS FOLLOWS:

SOUTH 57° 57' 19" EAST 96.55 FEET; SOUTH 65° 58' 36" EAST 102.91 FEET; NORTH 25° 06' 54" EAST, 112.53 FEET; NORTH 15° 38' 54" EAST 133.30 FEET; NORTH 19° 54' 14" EAST 112.77 FEET; SOUTH 85° 15' 21" EAST 214.49 FEET; SOUTH 82° 00' 51" EAST 363.94 FEET; NORTH 88° 35' 29" EAST 183.90 FEET; NORTH 82° 14' 14" EAST 316.56 FEET; AND NORTH 85° 06' 19" EAST TO THE WEST LINE OF NORTH NUTMEG STREET AS IT EXISTED PRIOR TO THE RECORDATION OF SAID ESCONDIDO TRACT NO. 149; THENCE NORTHERLY ALONG SAID WESTERLY LINE TO A POINT IN THE AFOREMENTIONED SOUTHERLY LINE OF GOLDEN CIRCLE DRIVE; THENCE ALONG SAID SOUTHERLY LINE THE FOLLOWING COURSES:

NORTH 86° 08' 04" WEST 1350.00 FEET, MORE OR LESS, TO THE BEGINNING OF A TANGENT CURVE, CONCAVE TO THE SOUTH AND HAVING A RADIUS OF 849.00 FEET; THENCE WESTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 49° 27' 31" AN ARC DISTANCE OF 732.87 FEET; THENCE TANGENT TO SAID CURVE SOUTH 44° 24' 25" WEST 105.23 FEET TO THE BEGINNING OF A TANGENT CURVE, CONCAVE TO THE NORTHWEST AND HAVING A RADIUS OF 951.00 FEET; THENCE SOUTHWESTERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 8° 24' 51" AN ARC DISTANCE OF 139.66 FEET TO THE TRUE POINT OF BEGINNING.

EXCEPTING THEREFROM THAT PORTION THEREOF DESCRIBED AS FOLLOWS:

COMMENCING AT THE INTERSECTION OF THE EASTERLY LINE OF LOT 1 IN SECTION 8, OF SAID TOWNSHIP 12 SOUTH, RANGE 2 WEST WITH THE NORTHEASTERLY BOUNDARY OF SAID RANCHO LOS VALLECITOS DE SAN MARCOS, ACCORDING TO [MAP THEREOF NO. 806](#); THENCE ALONG SAID NORTHEASTERLY BOUNDARY NORTH 54° 43' 46" WEST 1082.81 FEET; THENCE NORTH 44° 27' 03" EAST 813.38 FEET; THENCE NORTH 20° 41' 23" EAST 694.17 FEET TO THE TRUE POINT OF BEGINNING; THENCE SOUTH 47° 34' 32" EAST 67.98 FEET THENCE NORTH 43° 27' 09" EAST 446.34 FEET; THENCE NORTH 58° 05' 57"

PRELIMINARY REPORT
YOUR REFERENCE:

EXHIBIT A
(Continued)

WEST 333.62 FEET TO A POINT ON THE CURVED SOUTHERLY LINE OF GOLDEN CIRCLE DRIVE, 102.00 FEET IN WIDTH, AS DESCRIBED IN DEED TO THE CITY OF ESCONDIDO, RECORDED OCTOBER 29, 1964, IN THE OFFICE OF SAID COUNTY RECORDER AS [FILE NO. 198217](#), SAID POINT BEING DISTANT THEREON 292.25 FEET WESTERLY, MEASURED ALONG SAID CURVED SOUTHERLY LINE, FROM THE EASTERLY TERMINUS OF THAT CERTAIN CURVE DESCRIBED THEREIN AS BEING CONCAVE TO THE SOUTHEAST AND HAVING A RADIUS OF 849.00 FEET, A CENTRAL ANGLE OF 49° 27' 31" AND A LENGTH OF 732.87 FEET, A RADIAL TO SAID POINT BEARS NORTH 15° 51' 26" WEST; THENCE WESTERLY AND SOUTHWESTERLY ALONG SAID CURVE SO DESCRIBED, 440.62 FEET TO THE SOUTHWESTERLY TERMINUS OF SAID CURVE; THENCE CONTINUING SOUTH 44° 24' 25" WEST 105.23 FEET; THENCE SOUTH 67° 16' 59" EAST 405.73 FEET TO THE TRUE POINT OF BEGINNING.

ALSO EXCEPTING THAT PORTION GRANTED TO THE CITY OF ESCONDIDO IN DEED RECORDED JULY 14, 1969 AS [FILE NO. 126526](#) AND RE-RECORDED JULY 24, 1969 AS [FILE NO. 133886](#), BOTH OF OFFICIAL RECORDS.

ALSO EXCEPTING THEREFROM THAT PORTION WHICH LIES WITHIN ESCONDIDO TRACT NO. 180 ACCORDING TO [MAP THEREOF NO. 7725](#) FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY, AUGUST 17, 1973.

PARCEL 6:

THAT PORTION OF THE SOUTHWEST QUARTER OF THE SECTION 5, TOWNSHIP 12 SOUTH, RANGE 2 WEST, SAN BERNARDINO MERIDIAN, IN THE CITY OF ESCONDIDO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO THE OFFICIAL PLAT THEREOF, DESCRIBED AS FOLLOWS:

COMMENCING AT THE MOST EASTERLY CORNER OF LOT 14, BLOCK 1 OF ESCONDIDO TRACT NO. 103, IN THE CITY OF ESCONDIDO, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO [MAP THEREOF NO. 5578](#), FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAID SAN DIEGO COUNTY, MAY 11, 1965; THENCE ALONG THE NORTHEASTERLY LINE OF SAID BLOCK 1, ESCONDIDO TRACT NO. 103, NORTH 43° 44' 20" WEST, 87.65 FEET; THENCE LEAVING SAID TRACT LINE SOUTH 89° 11' 43" EAST, 655.82 FEET TO THE EASTERLY LINE OF THE NORTHWEST ONE-QUARTER OF THE SOUTHWEST ONE-QUARTER OF SAID SECTION 5; THENCE SOUTH 0° 48' 17" WEST, 249.15 FEET ALONG SAID EASTERLY LINE TO A POINT ON THE NORTHERLY LINE OF GOLDEN CIRCLE DRIVE AS DESCRIBED IN DEED TO THE CITY OF ESCONDIDO, RECORDED OCTOBER 29, 1964 AS [FILE NO. 198217](#), BEING A POINT ON THE ARC OF A 951.00 FOOT RADIUS CURVE, CONCAVE SOUTHEASTERLY, A RADIAL LINE TO SAID POINT BEARS NORTH 12° 16' 50" WEST; THENCE NORTH 0° 48' 17" EAST, 440.63 FEET ALONG SAID EASTERLY LINE OF THE NORTHWEST ONE-QUARTER OF THE SOUTHWEST ONE-QUARTER OF SAID SECTION 5 TO THE TRUE POINT OF BEGINNING; THENCE SOUTH 40° 49' 10" WEST, 250.02 FEET TO THE INTERSECTION WITH THE AFOREMENTIONED LINE HAVING A BEARING OF SOUTH 89° 11' 43" EAST AND A LENGTH OF 655.82 FEET; THENCE ALONG SAID AFOREMENTIONED LINE SOUTH 89° 11' 43" EAST, 160.97 FEET TO THE EASTERLY LINE OF SAID NORTHWEST ONE-QUARTER OF THE SOUTHWEST ONE-QUARTER OF SAID SECTION 5; THENCE ALONG SAID EASTERLY LINE NORTH 0° 48' 17" EAST 191.48 FEET TO TRUE POINT OF BEGINNING.

PARCEL 7:

AN EASEMENT AFFECTING THE PORTION OF SAID LAND FOR THE PURPOSES STATED HEREIN AND INCIDENTAL PURPOSES IN FAVOR OF AMERICAN GOLF CORPORATION FOR GOLF CART PATH RECORDED OCTOBER 16, 1989 AS [INSTRUMENT NO. 1989-558155](#) OF OFFICIAL RECORDS.

PARCEL 8:

PRELIMINARY REPORT
YOUR REFERENCE:

EXHIBIT A
(Continued)

AN EASEMENT AFFECTING THE PORTION OF SAID LAND FOR THE PURPOSES STATED HEREIN AND INCIDENTAL PURPOSES IN FAVOR OF AMERICAN GOLF CORPORATION FOR GOLF COURSE TEE AREA RECORDED OCTOBER 16, 1989 AS [INSTRUMENT NO. 1989-558155](#) OF OFFICIAL RECORDS.

Assessor's Parcel Number: [224-210-53](#); 224-211-05, 11, 12, 15; [224-230-36, 43](#); [224-430-04](#); [224-431-01, 02, 03](#); [224-490-05, 06](#); [224-491-01](#); [224-811-28](#)

END OF LEGAL DESCRIPTION



CITY COUNCIL STAFF REPORT

Consent Item No. 5

June 12, 2019

File No. 0600-10, A-3300

SUBJECT: Award of Contract for Legal Advertising for Fiscal Year 2019-20

DEPARTMENT: City Clerk's Office

RECOMMENDATION:

It is requested that the City Council adopt Resolution No. 2019-77 approving the bid and awarding the contract for the City's legal advertising for a one-year period to *The Daily Journal*.

FISCAL ANALYSIS:

The costs for legal advertising are included within the City Clerk and public project budgets and are not expected to exceed \$25,000.

BACKGROUND:

The California Public Contract Code Section 20169 requires when there is more than one newspaper of general circulation in a community that the public bidding process occur for the purpose of publishing legal notices.

A Notice Inviting Bids for Official Legal Advertising was published on May 10, 2019, with a bid opening date of May 23, 2019. Bid information was mailed to *The Daily Journal*, *The Paper*, and *The Times-Advocate*. Bids were received from *The Daily Journal*, *The Paper*, and *The Times-Advocate*.

An analysis of the submitted bids determined *The Daily Journal* to be a responsive bidder based on their daily bid price of \$8.25 per column inch, their bona fide subscription list of paying subscribers/circulation in Escondido, and additional services available, which gives us flexibility in complying with public noticing laws, as outlined in the bid specifications. City staff also believes that it is significant that *The Daily Journal* provides publication Monday through Friday, which measurably enhances the ability of the City to keep the public informed as to the activities of the City.

APPROVED AND ACKNOWLEDGED ELECTRONICALLY BY:

Zack Beck, City Clerk
6/5/2019 2:48 p.m.

ATTACHMENTS:

1. Resolution No. 2019-77
2. Resolution NO. 2019-77 - Exhibit A

RESOLUTION NO. 2019-77

A RESOLUTION OF THE CITY COUNCIL OF
THE CITY OF ESCONDIDO, CALIFORNIA,
APPROVING THE BID FOR THE CITY'S
LEGAL PUBLICATIONS FOR A ONE-YEAR
PERIOD AND AUTHORIZING THE CITY
CLERK TO EXECUTE THE CONTRACT WITH
THE DAILY JOURNAL

WHEREAS, pursuant to Section 20169 of the California Public Contracts Code the City of Escondido ("City") proceeded to solicit proposals for the City's publication of legal notices; and

WHEREAS, a notice inviting bids was duly published and, pursuant to said notice, bids were received from *The Daily Journal*, *The Paper*, and *The Times-Advocate*; and

WHEREAS, pursuant to the bid received and on file with the City Clerk's office and for the price set forth, the bona fide subscription list of paying subscribers and circulation in Escondido, and additional services available as outlined in the bid specifications, this City Council desires at this time and deems it to be in the best public interest to approve the bid submitted by *The Daily Journal*.

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 bid of *The Daily Journal* for legal publications for a one-year period is accepted and approved.
3. That the City Clerk is hereby authorized to execute the contract as attached as Exhibit "A," and is incorporated by this reference.



CITY OF ESCONDIDO
AGREEMENT FOR SERVICES
(FOR CONTRACTS \$25,000 OR LESS)

This Agreement is made this _____ day of _____, 2019

Between:	CITY OF ESCONDIDO a Municipal Corporation 201 N. Broadway Escondido, California 92025 Attn: Zack Beck, City Clerk 760-839-4617 ("CITY")	And:	THE DAILY JOURNAL 2652 Fourth Avenue, 2 nd Floor San Diego, CA 92103 Attn: Ari Gutierrez Arambula, Director, Government Advertising Division 619-232-3486 ("CONTRACTOR")
----------	---	------	---

WHEREAS, the CITY and CONTRACTOR desire to enter into this Agreement for services, the parties agree as follows:

1. Services. The CONTRACTOR will furnish all of the legal advertising services described in its proposal dated _____ 2019, which was submitted to City in response to a request for proposals, published on May 10, 2019. CONTRACTOR'S proposal is found as "**Attachment A**" which is attached and incorporated by this reference. CONTRACTOR agrees to the terms proposed in Attachment A for a period of one year, through July 15, 2020.
2. Scope of Compensation. The CONTRACTOR will be compensated for performance of tasks specified in Attachment A only, unless the parties agree in writing that additional tasks will be included.
3. Insurance.
N/A
4. No Subcontractors. If CONTRACTOR subcontracts, assigns, or delegates any task without first obtaining the written consent of the CITY, the CITY may terminate the agreement immediately.
5. Independent Contractor. CONTRACTOR is an independent contractor and no agency or employment relationship, express or implied, is created by the execution of this Agreement.
6. Indemnification. CONTRACTOR (which in this paragraph 6 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 claim of liability arising out of the negligence or any acts or omissions of CONTRACTOR in the performance of this Agreement.
7. Additional Contract Terms. Both parties agree that this Agreement:
 - a. And its Attachments are the entire understanding of the parties, and that there are no oral terms.
 - b. Must prevail if any provision of this Agreement conflicts with any provision of its Attachment(s).
 - c. And its provisions will not be waived by CITY because CITY has waived any provision previously.
 - d. Will remain effective in its remainder if any court declares any portion of this Agreement invalid.
 - e. Is governed by California law, in the state and federal courts of North San Diego County.
 - f. May be executed in multiple copies by photocopy or scanning. Signatures on copies will have same effect as those on original.

- a. When placed on file with the Escondido City Clerk, will take precedence over other copies of the agreement.
- b. Business License. The CONTRACTOR agrees to obtain a City of Escondido Business License prior to execution 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

CONTRACTOR

Zack Beck, City Clerk

Signature

Date: _____

Name and Title (please print)

Name of Company (please print)

Date Signed: _____

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

Daily Journal

C O R P O R A T I O N

Los Angeles Daily Journal
915 E. First Street
Los Angeles, CA 90012
(213) 229-5300

San Francisco Daily Journal
44 Montgomery Street, Suite 500
San Francisco, CA 94104
(415) 296-2400

378 Cambridge Avenue, Suite K
Palo Alto, CA 94306
(650) 323-1486

Daily Commerce
915 E. First Street
Los Angeles, CA 90012
(213) 229-5300

Business Journal
3600 Lime Street, Suite 114
Riverside, CA 92501
(951) 784-0111

Orange County Reporter
600 W. Santa Ana Blvd., Suite 205
Santa Ana, CA 92701
(714) 543-2027

The Daily Transcript
2652 Fourth Avenue, 2nd Fl.
San Diego, CA 92103
(619) 232-3486

The Daily Recorder
901 "H" Street, Suite 312
Sacramento, CA 95814
(916) 444-2355

The Inter-City Express
1109 Oak Street, Suite 103
Oakland, CA 94607
(510) 272-4747

San Jose Post-Record
95 S. Market Street, Suite 535
San Jose, CA 95113
(408) 287-4866

The Record Reporter
2025 N 3rd Street #160
Phoenix, AZ 85004
(602) 417-9900

www.dailyjournal.com
www.callawyer.com

May 15, 2019

Mr. Zack Beck, City Clerk
City of Escondido
201 North Broadway
Escondido, CA 92025

Re: Legal Advertising RFP Response

Dear Mr. Beck:

Thank you for the opportunity to submit our proposal to publish legal advertising. In compliance with Government Code Section 6000 et seq., The Daily Transcript is a legally adjudicated by the Superior Court of San Diego as a daily newspaper for the County of San Diego. (See enclosed adjudication decree, Case No. GIC 808715.)

In 2015, the Daily Journal Corporation ("Daily Journal") purchased The Daily Transcript. The Daily Journal publishes the Los Angeles and San Francisco Daily Journals and local publications in Orange County, Riverside, San Jose, Oakland and Sacramento. Our newspapers are typically the official newspaper for the city and/or county in which they publish. We also provide clearinghouse services to place advertisements in any publication or website at no charge above the commissionable rate. (See enclosed Clearinghouse flier.)

The Daily Transcript is published Monday through Friday except holidays – The deadline is 2 days prior to publication. Each notice is published in The Daily Transcript and other Daily Journal publications are posted online at no additional cost and are searchable via www.legaladstore.com. Enclosed is a sample ad set at the legal minimum 6-point type and our standard mechanical specifications. The advance price reflects the proposed discount rate of \$8.25 per column inch.

The Daily Transcript is distributed to subscribers in the San Diego County including within the City of Escondido. Enclosed is a notarized certificate of circulation. Complementary copies of the newspaper will be delivered to the Office of the City Clerk for verification of publication. A follow-up invoice and scanned proof of publication will be emailed to designated City officials.

At no additional cost, we provide unlimited use of our state-of-the-art proprietary web-based software, AdTech, through which legal notices may be submitted and tracked conveniently, efficiently and published accurately. AdTech provides advance proofs, usage reports, accounting and archives proofs. (See enclosed AdTech flier.)

Thank you again for the opportunity to provide Legal Advertising Placement and Publishing services to the City of Escondido. We look forward to meeting with you soon. For customer support, Mrs. Yolanda Cordova is the designated Account Manager and may be reached at 619-232-3486 or Yolanda_Cordova@DailyJournal.com.

Sincerely,

Ari Gutierrez Arambula
Director, Government Advertising Division

Enclosures

**CITY OF ESCONDIDO
BID SCHEDULE FOR FY 2019-20
PUBLISHING OF LEGAL NOTICES**

1. Enter name and address of newspaper. THE DAILY TRANSCRIPT
Show address for mailing copy and 2652 4th Ave 2nd Floor, San Diego CA 92103
address for making payment, if different Accounts Payable, Daily Journal Corp.
P. O. Box 54026, Los Angeles, CA 90054-0026
Email contact: Send ads to: liliana_moreno@dailyjournal.com
2. Vendor Code (Bidder - Leave Blank) _____
3. Proof of Adjudication enclosed YES X NO _____
4. Legal notices, show price per column inch,
maximum for one insertion, per specifications \$8.25
5. Legal notices, show price per column inch,
maximum for subsequent insertion per
specifications \$8.25
6. Legal notices, show price per column inch,
maximum for material composed or set,
but not printed NO CHARGE
7. Display advertising for one insertion (may
include graphics, camera work composed,
but not printed) \$45. PCI No Charge If Not Printed
8. Display advertising for subsequent inser-
tions (may include graphics, camera work
composed, but not printed) \$45. PCI No Charge if Not Printed
9. If on-line advertising is available, price per ad FREE With Paid Print Legal Notice
10. **Publication Dates:** (Use the following symbols
or abbreviations) M,T,W,T,F "Excluding Holidays"

Daily ----- D
Sunday ----- S

11. Show latest certified circulation figures for each designation indicated below. If additional explanation of areas is necessary, please show on a separate sheet and note with ***.

CIRCULATION

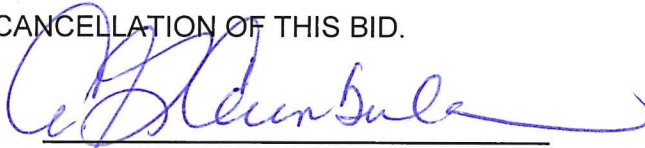
a.	City of Escondido (92025, 92026, 92027, 92029, 92033, 92046)	<u>299</u>
b.	Rural (Specify location)	<u>0</u>
c.	Total paid Escondido & Rural*	<u>299</u>
d.	Unpaid Escondido (City Limits)	<u>0</u>
e.	Unpaid rural*	<u>299</u>

(* Rural – City of Escondido Sphere of Influence)

CERTIFICATION

I, ARI G. ARAMBULA, DO HEREBY CERTIFY, UNDER PENALTY OF
(Print or Type Name)
PERJURY, THAT THIS INFORMATION IS CORRECT AND THAT ANY MISINFORMATION
MAY BE CAUSE FOR REJECTION OR CANCELLATION OF THIS BID.

DATE: 5-14-2019


(Signature of Bidder)
(SIGNATURE MUST BE NOTARIZED)

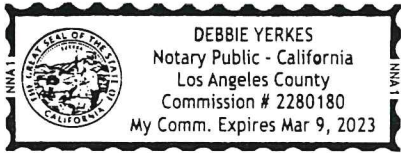
CALIFORNIA ACKNOWLEDGMENT

CIVIL CODE § 1189

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California }
County of LOS ANGELES }
On MAY 14, 2019 before me, DEBBIE YERKES, NOTARY PUBLIC
Date Here Insert Name and Title of the Officer
personally appeared ARI GUTIERREZ ARAMBULA
Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.



I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature Debbie Yerkes
Signature of Notary Public

Place Notary Seal and/or Stamp Above

OPTIONAL

Completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document

Title or Type of Document: BID RESPONSE CITY OF ESCROWADO

Document Date: _____ Number of Pages: _____

Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____ Signer's Name: _____
 Corporate Officer – Title(s): _____ Corporate Officer – Title(s): _____
 Partner – Limited General Partner – Limited General
 Individual Attorney in Fact Individual Attorney in Fact
 Trustee Guardian or Conservator Trustee Guardian or Conservator
 Other: _____ Other: _____
Signer is Representing: _____ Signer is Representing: _____

THE DAILY TRANSCRIPT

Mailing Address : 2652 4TH AVE 2ND FL, SAN DIEGO, CA 92103
Telephone (619) 232-3486 / Fax (619) 270-2503
Visit us @ www.LegalAdstore.com

ESCONDIDO CITY CLERK
201 NORTH BROADWAY
ESCONDIDO, CA 92025

SD# 3253899

CITY OF ESCONDIDO
SUMMARY OF
ORDINANCE(S)
ADOPTED 5-16-12

Ord. 2012-08 – Escondido
Municipal Code amendment to adopt
provisions pertaining to the review,
operations and inspection of food
warehouses.

Ord 2011-08 was adopted by a 5-0 vote.

The full text of the foregoing Ordinance(s)
is/are available at the City Clerk's Office.
Diane Halverson
City Clerk
May 16, 2012
5/15/19

SD-3253899#

COPY OF NOTICE

Notice Type: GPN GOVT PUBLIC NOTICE
Ad Description
SUMMARY OF ORDINANCE(S) ADOPTED 5-16-12

To the right is a copy of the notice you sent to us for publication in THE DAILY TRANSCRIPT. Thank you for using our newspaper. Please read this notice carefully and call us with any corrections. The Proof of Publication will be filed with the County Clerk, if required, and mailed to you after the last date below. Publication date(s) for this notice is (are):

05/15/2019

The charge(s) for this order is as follows. An invoice will be sent after the last date of publication. If you prepaid this order in full, you will not receive an

Publication	\$13.20
Total	\$13.20

Daily Journal Corporation

Serving your legal advertising needs throughout California.

THE DAILY TRANSCRIPT, SAN DIEGO	(619) 232-3486
BUSINESS JOURNAL, RIVERSIDE	(951) 784-0111
DAILY COMMERCE, LOS ANGELES	(213) 229-5300
LOS ANGELES DAILY JOURNAL, LOS ANGELES	(213) 229-5300
ORANGE COUNTY REPORTER, SANTA ANA	(714) 543-2027
SAN FRANCISCO DAILY JOURNAL, SAN FRANCISCO	(800) 640-4829
SAN JOSE POST-RECORD, SAN JOSE	(408) 287-4866
THE DAILY RECORDER, SACRAMENTO	(916) 444-2355
THE INTER-CITY EXPRESS, OAKLAND	(510) 272-4747




THE DAILY TRANSCRIPT

Mailing Address : 2652 4TH AVE 2ND FL, SAN DIEGO, CA 92103
Telephone (619) 232-3486 / Fax (619) 270-2503
Visit us @ www.LegalAdstore.com

ESCONDIDO CITY CLERK
201 NORTH BROADWAY
ESCONDIDO, CA 92025

SD# 3253899

COPY OF NOTICE



**CITY OF ESCONDIDO
SUMMARY OF
ORDINANCE(S)
ADOPTED 5-16-12**

Ord. 2012-08 – Escondido Municipal Code amendment to adopt provisions pertaining to the review, operations and inspection of food warehouses.

Ord 2011-08 was adopted by a 5-0 vote.

The full text of the foregoing Ordinance(s) is/are available at the City Clerk's Office.

Diane Halverson
City Clerk
CNS-3253899#

Notice Type: GPN GOVT PUBLIC NOTICE
Ad Description
SUMMARY OF ORDINANCE(S) ADOPTED 5-16-12

To the right is a copy of the notice you sent to us for publication in THE DAILY TRANSCRIPT. Thank you for using our newspaper. Please read this notice carefully and call us with any corrections. The Proof of Publication will be filed with the County Clerk, if required, and mailed to you after the last date below. Publication date(s) for this notice is (are):

05/15/2019

The charge(s) for this order is as follows. An invoice will be sent after the last date of publication. If you prepaid this order in full, you will not receive an

Publication	\$24.75
Total	\$24.75

Daily Journal Corporation

Serving your legal advertising needs throughout California.

THE DAILY TRANSCRIPT, SAN DIEGO	(619) 232-3486
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DAILY COMMERCE, LOS ANGELES	(213) 229-5300
LOS ANGELES DAILY JOURNAL, LOS ANGELES	(213) 229-5300
ORANGE COUNTY REPORTER, SANTA ANA	(714) 543-2027
SAN FRANCISCO DAILY JOURNAL, SAN FRANCISCO	(800) 640-4829
SAN JOSE POST-RECORD, SAN JOSE	(408) 287-4866
THE DAILY RECORDER, SACRAMENTO	(916) 444-2355
THE INTER-CITY EXPRESS, OAKLAND	(510) 272-4747



MAY 13 2003

By P. BURKE-JENNINGS, Deputy

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SUPERIOR COURT OF CALIFORNIA
COUNTY OF SAN DIEGO

In the Matter of the Petition of Robert L. Loomis to Modify the Decree Adjudging the *San Diego Daily Transcript*, a Newspaper of General Circulation Ascertained and Established, To Change The Name to *The Daily Transcript*.

CASE NO. GIC 808715
Related Case No: 14894

ORDER TO MODIFY THE DECREE ADJUDGING THE *SAN DIEGO DAILY TRANSCRIPT*, A NEWSPAPER OF GENERAL CIRCULATION ASCERTAINED AND ESTABLISHED, TO CHANGE THE NAME TO *THE DAILY TRANSCRIPT*.

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The Motion of Petitioner Robert L. Loomis to modify the Court's April 16, 1980, *DECREE MODIFYING DECREE ESTABLISHING NEWSPAPER AS A NEWSPAPER OF GENERAL CIRCULATION*, to change the name of the *SAN DIEGO DAILY TRANSCRIPT* back to *THE DAILY TRANSCRIPT* came on for hearing on May 12, 2003, in Department 25 of the above-entitled Court, located at 330 West Broadway, San Diego, CA. Guylyn R. Cummins appeared on behalf of the *SAN DIEGO DAILY TRANSCRIPT*. The Court having considered the legal arguments submitted, the interests of justice, and good cause appearing:

IT IS HEREBY ORDERED that the Court's April 16, 1980, *DECREE MODIFYING DECREE ESTABLISHING NEWSPAPER AS A NEWSPAPER OF GENERAL CIRCULATION*, is hereby modified to change the name of the *SAN DIEGO DAILY TRANSCRIPT* to *THE DAILY TRANSCRIPT*.

Dated: May 13, 2003

By 

JUDGE LISA A. FOSTER
JUDGE OF THE SUPERIOR COURT

LAW OFFICES
LUCE, FORWARD, HAMILTON & SCRIPPS
1700 THE BANK OF CALIFORNIA PLAZA
110 WEST A STREET
SAN DIEGO, CALIFORNIA 92101
(714) 239-1414

Robert D. Ziswiler, Clerk

APR 16 1980

BY J. CR... Deputy

Attorneys for Petitioner

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SAN DIEGO

10	IN THE MATTER OF THE PETITION)	NO. 14894
11	of the)	DECREE MODIFYING DECREE
12	THE SAN DIEGO DAILY TRANSCRIPT,)	ESTABLISHING NEWSPAPER
13	to change the days on which it)	AS A NEWSPAPER OF GENERAL
14	is printed and published.)	CIRCULATION

The motion of San Diego Daily Transcript, successor in interest to The Daily Transcript, to modify the judgment of this Court entered January 23, 1909 adjudging The Daily Transcript to be a newspaper of general circulation, as modified on July 19, 1971, came on regularly for hearing on this date.

The Court finds that the San Diego Daily Transcript is the successor in interest to The Daily Transcript; that it has continued to serve the same area and has been printed at regular intervals in San Diego, California with a bona fide subscription list and substantial circulation; that the Order of January 23, 1909, states that this newspaper is printed and published daily (Sundays and legal holidays excepted), whereas in fact it is published daily Monday through Friday including legal holidays but excluding Saturdays and Sundays, and that this

1 change has had no effect on the character or identity of
2 the newspaper.

3 WHEREFORE, it is ordered that the decree heretofore
4 entered be modified to change the days of printing and
5 publication of said newspaper from daily (Sundays and legal
6 holidays excepted) to daily Monday through Friday including legal
7 holidays but excluding Saturdays and Sundays.

8 In all other respects, said decree remains as heretofore
9 entered on January 23, 1909 and Modified on July 19, 1971.

10 Dated: APR 16 1980

11 ELIZABETH NAY ZUMWALT
12 Judge of the Superior Court

LAW OFFICES
LUCE, FORWARD, HAMILTON & SCRIPPS
1700 THE BANK OF CALIFORNIA PLAZA
110 West A Street
SAN DIEGO, CALIFORNIA 92101
(714) 238-1414

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FILED
JUL 19 1971

Scales, Patton, Ellsworth & Corbett
ATTORNEYS AT LAW
2120 FIRST NATIONAL BANK BUILDING
San Diego, California 92101
TELEPHONE 234-0181

A. D. JAMES, Clerk

ENTERED

JUL 19 1971

Judgment Book 621 432
432

Attorneys for Petitioner

SUPERIOR COURT OF THE STATE OF CALIFORNIA
FOR THE COUNTY OF SAN DIEGO

IN THE MATTER OF THE PETITION:) No. 14894

of the

THE DAILY TRANSCRIPT, to have
its standing as a newspaper
of general circulation ascer-
tained and established

DECREE MODIFYING DECREE
ESTABLISHING NEWSPAPER
AS A NEWSPAPER OF GENERAL
CIRCULATION

The motion of San Diego Daily Transcript, successor in interest to The Daily Transcript, to modify the judgment of this Court entered January 23, 1909 adjudging The Daily Transcript to be a newspaper of general circulation came on regularly for hearing this date.

The Court finds that the San Diego Daily Transcript is the successor in interest to The Daily Transcript; that it has continued to serve the same area and has been printed at regular intervals in San Diego, California with a bona fide subscription list and substantial circulation; that the name has been changed to San Diego Daily Transcript and that this change has had no affect on the character or identity of the newspaper.

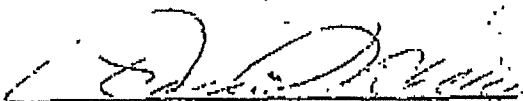
WHEREFORE, it is ordered that the decree heretofore entered be modified to change the name of said newspaper from The Daily Transcript to San Diego Daily Transcript.

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In all other respects, said decree remains as heretofore entered on January 23, 1909.

Dated: July 19, 1971.


Judge of the Superior Court
ROSCOE S. WILKEY

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IN THE SUPERIOR COURT OF THE COUNTY OF SAN DIEGO,
STATE OF CALIFORNIA.

In the Matter of the Application of the San Diego Printing and Publishing Company, a corporation, to have "The Daily Transcript" declared a newspaper of general circulation.	} ORDER DECLARING "THE DAILY TRANSCRIPT" A NEWSPAPER OF GENERAL CIRCULATION.
--	---

The application of the San Diego Printing and Publishing Company, a corporation, based upon its verified petition, asking that "The Daily Transcript" be declared a newspaper of general circulation, came on regularly to be heard on the 8th day of January, 1909, and satisfactory proof having been made to the Court that due and legal notice of the hearing of said application has been given in all respects as required by law and the order of this Court, and it appearing from the affidavit of the Manager of said newspaper that the petition has been published for ten days (legal holidays and Sundays excepted) next preceding the day set for the hearing of said petition, and on said 8th day of January, 1909, the Court fixed ~~Saturday~~ the 16th day of January, 1909, as the time for hearing said matter, and the hearing of said matter having been regularly continued to this time, and evidence, both oral and documentary, having been introduced, the Court finds that "The Daily Transcript" has been established, printed and published in the City of San Diego, County of San Diego, State of California, daily (Sundays and legal holidays excepted) for a period of more than one year preceding the publication of the above mentioned notice. That said newspaper has had for more than one year last past a bona fide subscription list of at least three hundred paying subscribers, and is and has been for said period published for the dissemination of local and telegraphic news and intelligence of a general character. That said paper has

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not during said period been devoted to the interests, or published for the entertainment, or instruction, of a particular class, profession, trade, calling, race, or denomination, or for any number of such classes, professions, trades, callings, races, or denominations, and no one appearing to contest said petition:

IT IS THEREFORE HEREBY ORDERED, ADJUDGED AND DECREED that from and after the date of this decree said newspaper, to-wit, "The Daily Transcript" be and is hereby declared to be a newspaper of general circulation.

Done in open Court this 23rd Day of January, 1909.


Judge of the Superior Court.



Statement of Ownership, Management, and Circulation
(All Periodicals Publications Except Requester Publications)

Exhibit A
Page 17 of 22

1 Publication Title The Daily Transcript	2 Publication Number						3 Filing Date
	1	4	6	-	6	6	0
4 Issue Frequency Daily Except Saturdays, Sundays, New Year's Day, Dr. Martin Luther King Jr., President Day, Memorial Day, Independence Day, Labor Day, Thanksgiving Day, and Christmas Day				5 Number of Issues Published Annually 252			6 Annual Subscription Price \$89.00

7 Complete Mailing Address of Known Office of Publication (Not printer) (Street, city, county, state, and ZIP+4®) 2652 Fourth Avenue, 2nd Floor, San Diego, San Diego, CA 92103-9774	Contact Person Ellen Ireland Telephone (Include area code) (213) 229-5427
---	--

8 Complete Mailing Address of Headquarters or General Business Office of Publisher (Not printer)

915 E. First Street Los Angeles, CA 90012-4050

9 Full Names and Complete Mailing Addresses of Publisher, Editor, and Managing Editor (Do not leave blank)
 Publisher (Name and complete mailing address)

Gerald L. Salzman 915 E. First Street Los Angeles, CA 90012-4050

Editor (Name and complete mailing address)

David Houston 915 E. First Street Los Angeles, CA 90012-4050

Managing Editor (Name and complete mailing address)

Doug Sherwin 2652 Fourth Avenue, 2nd Floor, San Diego, CA 92102-9774

10 Owner (Do not leave blank. If the publication is owned by a corporation, give the name and address of the corporation immediately followed by the names and addresses of all stockholders owning or holding 1 percent or more of the total amount of stock. If not owned by a corporation, give the names and addresses of the individual owners. If owned by a partnership or other unincorporated firm, give its name and address as well as those of each individual owner. If the publication is published by a nonprofit organization, give its name and address.)

Full Name	Complete Mailing Address
Daily Journal Corporation	915 E. First Street, L.A., CA 90012-4050
Gerald L. Salzman, IRA	915 E. First Street, L.A., CA 90012-4050
Molly Munger Trust	355 S. Grand Ave #35th Floor, L.A., CA 90071-1592
Charles T. Munger Trust	355 S. Grand Ave #35th Floor, L.A., CA 90071-1592
David Borthwick Trust	355 S. Grand Ave #35th Floor, L.A., CA 90071-1592
Charles Munger Jr. Trust	355 S. Grand Ave #35th Floor, L.A., CA 90071-1592
Emilie Munger Trust	355 S. Grand Ave #35th Floor, L.A., CA 90071-1592
Barry A. Munger Trust	355 S. Grand Ave #35th Floor, L.A., CA 90071-1592
Philip R. Munger Trust	355 S. Grand Ave #35th Floor, L.A., CA 90071-1592
Wendy Munger Trust	355 S. Grand Ave #35th Floor, L.A., CA 90071-1592
Blackrock Fund Advisors	55 E. 52nd Street, New York, NY 10055-0002
The Vanguard Group	455 Devon Park Dr. Wayne, PA 19087-1815
RWWM Inc.	3260 Penryn Rd. #100th Floor, Loomis CA 95650
Lourd Capital Management	9777 Wilshire Blvd. #1018, Beverly Hills, CA 90212
State Street Corporation	1 Lincoln St. Boston, MA 02111
Ashford Capital Management Inc	1 Walker's Mill Road, Wilmington, DE 19807

11. Known Bondholders, Mortgagees, and Other Security Holders Owning or Holding 1 Percent or More of Total Amount of Bonds, Mortgages, or Other Securities. If none, check box None

Full Name	Complete Mailing Address

12 Tax Status (For completion by nonprofit organizations authorized to mail at nonprofit rates) (Check one)
 The purpose, function, and nonprofit status of this organization and the exempt status for federal income tax purposes.
 Has Not Changed During Preceding 12 Months
 Has Changed During Preceding 12 Months (Publisher must submit explanation of change with this statement)

13 Publication Title The Daily Transcript		14 Issue Date for Circulation Data Below September 18, 2018	
15 Extent and Nature of Circulation		Average No. Copies Each Issue During Preceding 12 Months	No. Copies of Single Issue Published Nearest to Filing Date
a Total Number of Copies (<i>Net press run</i>)		1,082	943
b Paid Circulation (<i>By Mail and Outside the Mail</i>)	(1) Mailed Outside-County Paid Subscriptions Stated on PS Form 3541 (Include paid distribution above nominal rate, advertiser's proof copies, and exchange copies)	23	18
	(2) Mailed In-County Paid Subscriptions Stated on PS Form 3541 (<i>Include paid distribution above nominal rate, advertiser's proof copies, and exchange copies</i>)	657	545
	(3) Paid Distribution Outside the Mails Including Sales Through Dealers and Carriers, Street Vendors, Counter Sales, and Other Paid Distribution Outside USPS®	329	306
	(4) Paid Distribution by Other Classes of Mail Through the USPS (e.g., First-Class Mail®)	0	0
c. Total Paid Distribution [Sum of 15b (1), (2), (3), and (4)]		1,009	869
d Free or Nominal Rate Distribution (<i>By Mail and Outside the Mail</i>)	(1) Free or Nominal Rate Outside-County Copies included on PS Form 3541	1	1
	(2) Free or Nominal Rate In-County Copies Included on PS Form 3541	0	0
	(3) Free or Nominal Rate Copies Mailed at Other Classes Through the USPS (e.g., First-Class Mail)	0	0
	(4) Free or Nominal Rate Distribution Outside the Mail (<i>Carriers or other means</i>)	0	0
e Total Free or Nominal Rate Distribution (<i>Sum of 15d (1), (2), (3) and (4)</i>)		1	1
f Total Distribution (<i>Sum of 15c and 15e</i>)		1,010	870
g Copies not Distributed (<i>See Instructions to Publishers #4 (page #3)</i>)		74	73
h. Total (<i>Sum of 15f and g</i>)		1,084	943
i Percent Paid (<i>15c divided by 15f times 100</i>)		99.9%	99.9%

* If you are claiming electronic copies, go to line 16 on page 3. If you are not claiming electronic copies, skip to line 17 on page 3



Statement of Ownership, Management, and Circulation (All Periodicals Publications Except Requester Publications)

16 Electronic Copy Circulation	Average No. Copies Each Issue During Preceding 12 Months	No. Copies of Single Issue Published Nearest to Filing Date
a Paid Electronic Copies	0	0
b Total Paid Print Copies (Line 15c) + Paid Electronic Copies (Line 16a)	1,009	869
c. Total Print Distribution (Line 15f) + Paid Electronic Copies (Line 16a)	1010	870
d Percent Paid (Both Print & Electronic Copies) (16b divided by 16c × 100)	99.9%	99.9%

I certify that 50% of all my distributed copies (electronic and print) are paid above a nominal price.

17 Publication of Statement of Ownership

If the publication is a general publication, publication of this statement is required Will be printed in the September 21, 2018 issue of this publication

Publication not required

18 Signature and Title of Editor, Publisher, Business Manager, or Owner

Tu To, Controller

Date

9/19/2018

I certify that all information furnished on this form is true and complete. I understand that anyone who furnishes false or misleading information on this form or who omits material or information requested on the form may be subject to criminal sanctions (including fines and imprisonment) and/or civil sanctions (including civil penalties).



Account: 10278

Date Range: January 1, Through December 30, 2019

City	State	Permit Number	Type	Payment Date	Description	Amt
SAN DIEGO	CA	59686526	BR	1/2/2019	BRM Accounting	\$690.00

ADVERTISING RATES AND SPECS 2019

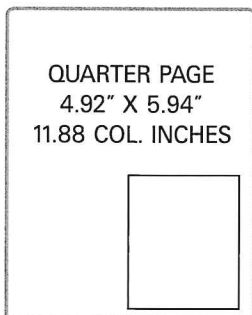
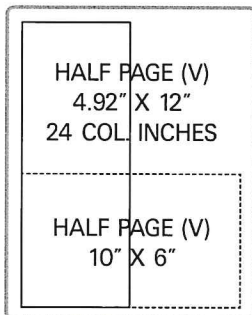
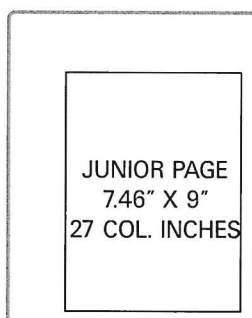
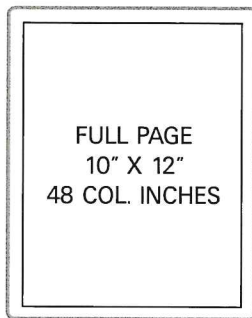
Advertising Rates 2019

	1x	5x	13x	26x	52x	104x
Full Page.....	\$1,776.....	\$1,632.....	\$1,488.....	\$1,440.....	\$1,296.....	\$1,104.....
Junior Page.....	999.....	918.....	837.....	810.....	729.....	621.....
1/2 Page.....	888.....	816.....	744.....	720.....	648.....	552.....
1/4 Page.....	440.....	404.....	368.....	356.....	321.....	273.....
Column Inch.....	37.....	34.....	31.....	30.....	27.....	23.....

Deadlines – Noon, two business days prior to publication

Ad Sizes

	Width	Height
Full Page.....	10"	12"
Junior Page.....	7.46"	9"
Half Page Vert.....	4.92"	12"
Half Page Horiz.....	10"	6"
Quarter Page.....	4.92"	5.94"



FORMAT

- PDF: Adobe Acrobat, high resolution (2400 dots per inch), press optimized, composite PDF with fonts embedded.
- Ads in page layout programs (InDesign, Illustrator, etc.) are not accepted.

PDF SETTINGS

- Make the document/page size the same as the ad size (do not place small ads on letter size pages).
- Do not use registration or crop marks.
- Set output resolution to 2400 dots per inch (dpi).
- Embed all fonts. Do not use 2-byte or composite fonts.
- Images must be minimum of 200 Pixels per inch.

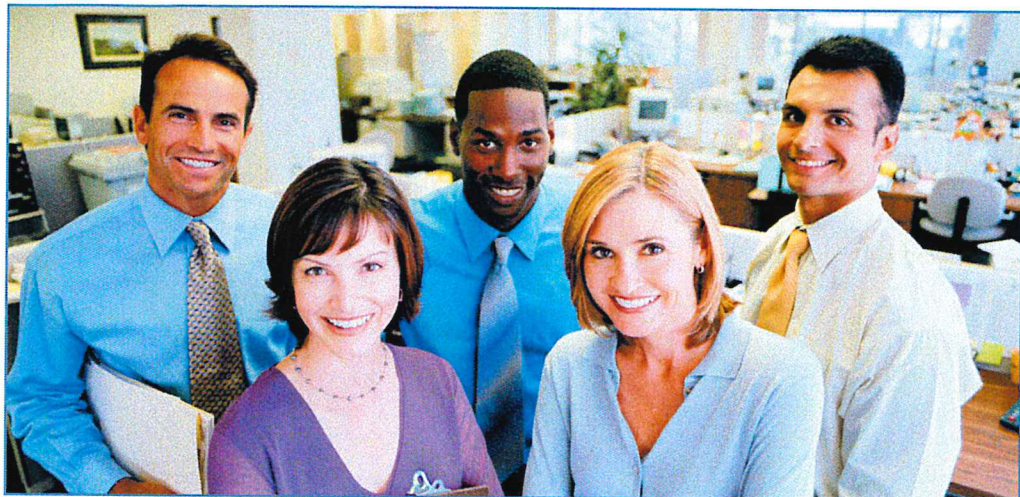
EMBEDDED IMAGES

- Minimum resolution requirements are 200 ppi for grayscale and 300 ppi for 4-color artwork. Images and logos from Web sites set at 72 ppi are NOT usable for print ads.
- Do not use the "Transparency" feature from InDesign or Illustrator. Create all transparencies in Photoshop.
- Ads running in black & white must have their images converted to grayscale. Do NOT use RGB or CMYK mode.

For more information, call Linda Hubbell at (415) 296-2421
linda_hubbell@dailyjournal.com

PUBLIC NOTICE ADVERTISING

CALIFORNIA NEWSPAPER SERVICE BUREAU



Government Advertising Clearinghouse Services

Since 1934, all levels of government - federal, state, county, city, districts - have used our media placement services to inform the public of government actions and services. Our long experience and exceptional qualifications in government advertising allow us to provide superior service for legal compliance advertising including Ordinances, bids, Prop. 65 and Class Action Notifications.

Free Ad Placement Services

As a full-service media buyer, we place ads in any media format including newspapers, magazines, Internet, billboards, radio and television. We provide a central resource for placement of all ads in various media.

We provide advance prices for media plan approval. There is no service charge above the commissionable cost of your advertisements and we advance payments as needed and bill your agency.

Multicultural Marketing

Experienced media planners identify media sources that will reach your target audience. Our media research is based on price, market penetration, demographics, geography, ethnicity, language and legal qualification.

We place ongoing advertising as needed and develop campaigns for small projects or complex campaigns that will deliver desired results. Multi-media campaigns are coordinated for a unified image and focused message.

Ad & Budget Tracking

Our web based custom ad and budget tracking software, AdTech, provides instant access to media placement, invoice, archived, order information and online payment.

AdTech is provided free of charge to an unlimited number of designated users. We provide necessary training and support at no charge.

Flexible Billing

We place thousands of ads for hundreds of government departments and make prompt payments to the media on your behalf. This relieves your agency of inquiries from various media vendors about pending payments and sales solicitations.

You will avoid the typical "balance forward" media billing style that is cumbersome for government advertisers since it can complicate your ability to pay promptly and may compromise the timeliness of future advertising.

As your central sole source, we make the necessary contacts with the media vendors to confirm scheduled ads and retrieve proofs and charges relieving your staff from this burdensome task.

Summary invoicing is provided for high volume advertisers. All invoices are itemized and presented with a proof of publication, tear sheet or other media appropriate proof of service.

Customer Service

Our customer service staff monitors your advertising through each stage: developing a marketing plan, media planning, creative services, advance proofs, proofs of service and invoices that comply with the requirements of your auditor.

Our professional team of account managers are readily available to review your advertising needs and develop an appropriate service plan for your agency, department, or project.

Partial List of Clients

City and County of San Francisco, Counties of Sacramento, Los Angeles, San Bernardino, San Diego, Orange, Alameda, Santa Clara, Sonoma, Maricopa. Cities of Los Angeles, San Diego Sacramento, Oakland, Santa Rosa, San Jose, Phoenix and many more.

IRS, FEMA, USPS, U.S Marshal, Census Bureau, Department of Homeland Security, California State Controller's Office, Cal State Universities, Department of General Services.

Government Advertising Processing Center

Phone: 800-788-7840

Fax: 800-474-9444

Government_Advertising@DailyJournal.com

Regional Account Managers

Sacramento / Sonoma / Oakland

Chris_Nofuente@DailyJournal.com

San Jose / San Mateo / San Francisco

Fay_Locsin@DailyJournal.com

Los Angeles / Long Beach / Ventura

Jennifer_Arredondo@DailyJournal.com

Riverside / San Bernardino / Orange Co.

Kathy_Shubin@DailyJournal.com

San Diego / Imperial Co.

Yolanda_Cordova@DailyJournal.com

Arizona

Diane_Heuel@DailyJournal.com

Other Counties / States / Countries

Liliana_Moreno@DailyJournal.com

Ari_Gutierrez@DailyJournal.com

Division Director

 **Daily Journal Corporation**
Government Advertising
Public Notice Advertising Clearinghouse

CITY COUNCIL STAFF REPORT

Public Hearing Item No. 6

June 12, 2019

File No. 0430-30

SUBJECT: Adoption of Fiscal Year 2019/20 Annual Operating Budget and the Appropriations Limit (GANN Limit) for Fiscal Year 2019/20

DEPARTMENT: Finance Department

RECOMMENDATION:

It is requested that the City Council adopt the following Resolutions:

1. Resolution No. 2019-81, approving the Fiscal Year (FY) 2019/20 Annual Operating Budget; and
2. Resolution No. 2019-82, approving the Appropriations Limit (Gann Limit) for FY 2019/20.

FISCAL ANALYSIS:

A General Fund budget has been submitted with the assumption that the City of Escondido (City) will continue to show moderate economic growth. The proposed FY 2019/20 General Fund Operating Budget is a balanced budget without the use of reserves and projects a 2% increase in total revenues and 4% increase in total expenditures. However, this budget relies on the use of \$1.2 million in one-time revenue as transitional funding through year end as staff continues to work on ways to cut costs and also increase revenue. The budget document can be viewed on the City's website at: <https://www.escondido.org/annual-operating-budget.aspx>.

The current General Fund reserve balance remains untouched at \$17.4 million.

BACKGROUND:

This coming year, the City faces a turning point that will require intense focus to maintain a firm fiscal footing while laying the groundwork for the longer term. Revenue growth is not keeping pace with the growing costs of municipal services. Increasing operational and retirement costs have added pressure on our ability to maintain current service levels with projected revenue streams. In addition, deferred maintenance of the City's parks, playgrounds, libraries, recreation centers, pools and other facilities remains significantly underfunded over the years. A list of the unfunded capital projects can be found in the Fiscal Years 2019/20 – 2023/24 Five-Year Capital Improvement Program Budget. Unfunded capital improvement costs budgeted over this 5-year period total \$42.7 million.

The proposed General Fund Operating Budget includes expenditures of \$106.8 million to provide core City services. These expenditures are primarily supported by five major General Fund revenue sources that include sales tax, property tax, franchise fees, business licenses, and transient occupancy tax. These five major General Fund revenue sources account for \$78.5 million, or 75%, of the revenue in the proposed budget. The remainder of revenues in the General Fund are generated by a variety of

sources that include charges for services, investment and rental income, intergovernmental, fines and forfeitures, and permits and licenses.

Core services for the General Fund include Public Safety, Public Works, Communications and Community Services, Community Development and Engineering. Public Safety, which includes police and fire services, continues to be a high priority for the City and comprises approximately 66% of the General Fund operating budget. Public Works provides maintenance services to City streets and parks and makes up 10% of the budget. Communications and Community Services provides library services, recreational programs, and older adult services to citizens and makes up 8% of the budget. Community Development comprises 5% of the budget and includes planning, building and code enforcement services. Engineering comprises 3% of the budget and oversees, transportation, design and construction, field engineering, and real property. The remaining 8% of the General Fund are those department budgets that provide support to the core City services.

The City will face significant challenges in years beyond Fiscal Year 2019/20. The City's most recent Multi-Year Financial Plan forecasts that projected revenue growth will not keep up with projected expenditure growth. According to this Plan, the City is potentially facing a budget deficit of \$13 million by Fiscal Year 2022/23. It is becoming increasingly challenging to keep residents safe and to maintain municipal services at their current levels due to the rising cost of providing services. Eliminating a deficit this large is extremely difficult when 84% of the total General Fund budget is the cost of staffing to provide City services and nearly 80% is dedicated to health and safety with the Police, Fire and Public Works budgets

In response to these challenges, the City will be conducting a community survey in an effort to involve residents, businesses and others who have a stake in Escondido's quality of life, in prioritizing city services and developing options to align service levels with revenue. In addition, the survey will also gauge community support for a local sales tax increase as a new revenue source to ensure city services remain uninterrupted, with opportunities for service enhancements. We are requesting that the City Council approve an increase to the Preliminary FY 2019/20 Annual Operating Budget in the amount of \$100,000 to fund the community survey. Funding for this survey will come from the one-time revenue of unclaimed deposits.

APPROVED AND ACKNOWLEDGED ELECTRONICALLY BY:

Sheryl Bennett, Deputy City Manager/Admin. Svs.
6/5/2019 2:50 p.m.

Joan Ryan, Assistant Director of Finance
6/5/2019 6:19 p.m.

ATTACHMENTS:

1. Resolution No. 2019-81 Approving the Fiscal Year 2019/20 Annual Operating Budget
2. Resolution No. 2019-82 Approving the Gann Limit for Fiscal Year 2019/20
3. Resolution No. 2019-82 – Exhibit A -GANN Calculation
4. Resolution No. 2019-82 – Exhibit B -GANN Limit Calculation

RESOLUTION NO. 2019-81

A RESOLUTION OF THE CITY COUNCIL OF
THE CITY OF ESCONDIDO, CALIFORNIA,
ADOPTING OPERATING BUDGETS FOR
CERTAIN CITY DEPARTMENTS FOR FISCAL
YEAR 2019-20 SUBJECT TO ANY AMENDMENT
MADE PURSUANT TO COMPENSATION PLANS
FOR THE CITY OF ESCONDIDO AND
ESTABLISHING CONTROLS ON CHANGES IN
APPROPRIATIONS TO VARIOUS FUNDS AND
DEPARTMENTS

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

SECTION 1. That the budgets for all City Departments for the period July 1, 2019, through June 30, 2020, inclusive, contained in the Fiscal Year 2019-20 Operating Budget Document (a copy of which is on file in the Office of the City Clerk) as amended by Council, are adopted as the final budgets for the Fiscal Year 2019-20, subject to any further amendments pursuant to approval of Compensation Plans for employees of the City of Escondido.

SECTION 2. That the amount designated as Department Total for each department and each fund in the budgets on file with the City Clerk, is hereby appropriated to the department or fund for which it is designated subject to adjustments for Compensation Plan approvals. Such appropriations as adjusted shall not be increased without approval of the City Council, except that transfers within funds, may be approved by the City Manager. All amounts designated as Employee Services, Maintenance and Operation, and Capital Outlay in each budget on file with the City Clerk, are hereby appropriated for such uses to the department or fund under which they are listed, subject

to any amendments made pursuant to approval of Compensation Plans for employees of the City of Escondido, and shall not be increased without approval of the City Manager.

SECTION 3. That the approval of the Operating Budget Document, including the Department Total expressed for each department, and any subsequent amendments shall include approval for all actions of the City acting as Successor Agency of the former Escondido Redevelopment Agency as expressed in said Operating Budget Document.

RESOLUTION NO. 2019-82

A RESOLUTION OF THE CITY COUNCIL OF
THE CITY OF ESCONDIDO, CALIFORNIA,
ADOPTING AN ANNUAL APPROPRIATIONS
LIMIT FOR THE FISCAL YEAR 2019-20 AS
REQUIRED BY LAW

WHEREAS, Article XIII-B of the California State Constitution requires that the City of Escondido calculate an appropriations limit for each fiscal year, commonly known as the "Gann Limit;" and

WHEREAS, the Gann Limit is based on a combination of a population factor and an inflation factor as outlined on Exhibit "B," which is attached to this Resolution and incorporated by this reference; and

WHEREAS, the City Council desires at this time and deems it to be in the best public interest to adopt an annual Gann Limit for Fiscal Year 2019-20 as listed on Exhibit "A," which is attached to this Resolution and 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 adopts the calculation of the annual Gann Limit for the Fiscal Year 2019-20. The Gann Limit is adopted on a provisional basis, as the limit may need to be adjusted when current assessment data are available. The 2018-19 Gann Limit Calculation is finalized as shown on Exhibit "B."

**EXHIBIT A
 GANN CALCULATION
 2019-20**

	<u>PROCEEDS</u>	<u>NON-PROC.</u>
PROPERTY TAXES	28,647,000	
OTHER TAXES:		
Sales and Use Tax	38,897,000	
Franchise	7,550,000	
Transient Occupancy Tax	1,905,000	
RPTTF Residual Payment	1,300,000	
Property Transfer	579,000	
LICENSES AND PERMITS:		
Business Licenses	1,962,000	
Building Permits		295,000
Electrical Permits		110,000
Mechanical Permits		40,000
Plumbing Permits		32,000
Other Permits		477,500
FINES, FORFEITURES AND PENALTIES:		
Parking Fines		265,000
Library Fines and Fees		64,000
Other Court Fines		897,000
REVENUE FROM USE OF MONEY:		
Interest Income	368,412	109,588
REVENUE FROM OTHER AGENCIES:		
Rincon Fire Agreement		2,368,000
Reimbursements from Outside Agencies		976,000
Grants		602,000
VLF Revenue in Excess		73,000
Post Reimbursement		10,000
State Highway Maintenance		10,000

	<u>PROCEEDS</u>	<u>NON-PROC.</u>
CHARGES FOR CURRENT SERVICES:		
Paramedic Services		6,112,000
Community Services		2,163,900
Engineering Fees		797,000
Plan Check Fees		350,000
Special Police Services		200,000
Conservation Credit		149,000
Zoning Fees		138,000
Environmental Impact Reports		70,000
Subdivision Fees		37,000
Sale Maps and Publications		500
Other Current Services		1,322,000
OTHER REVENUE:		
Leased Property		3,972,710
Transfer Station Fee		666,000
Mobile Home Rent Control		64,000
Other Revenue		1,759,275
GAS TAX FUND:		
Revenue from Use of Money		
Interest Income		35,100
Revenue from Other Agencies		
State Gas Tax 2105		842,710
State Gas Tax 2106		557,960
State Gas Tax 2107		1,106,595
State Gas Tax 2107.5		10,000
State Gas Tax 2013		1,291,910
TOTALS	81,208,412	27,974,748
LESS: STATE MANDATES (Estimated)	<u>(20,000)</u>	
APPROPRIATIONS SUBJECT TO LIMIT	81,188,412	
GANN LIMIT FOR 2019-20	<u>1,219,812,399</u>	
MARGIN	<u><u>1,138,623,987</u></u>	

EXHIBIT B
GANN LIMIT CALCULATION

	<u>POPULATION FACTOR USED</u>	<u>INFLATION FACTOR USED</u>	
2003-04 Limitation		Non Residential	309,221,759
2004-05 Factor	County Growth	Assessed Valuation	<u>1.07214</u>
2004-05 Limitation		Per Capita	331,529,017
2005-06 Factor	County Growth	Personal Income	<u>1.06597</u>
2005-06 Limitation		Per Capita	353,399,986
2006-07 Factor	County Growth	Personal Income	<u>1.04937</u>
2006-07 Limitation		Non Residential	370,847,343
2007-08 Factor	County Growth	Assessed Valuation	<u>1.07955</u>
2007-08 Limitation		Per Capita	400,348,249
2008-09 Factor	County Growth	Personal Income	<u>1.05687</u>
2008-09 Limitation		Per Capita	423,116,054
2009-10 Factor	County Growth	Personal Income	<u>1.01888</u>
2009-10 Limitation		Per Capita	431,104,485
2010-11 Factor	City Growth	Personal Income	<u>0.98883</u>
2010-11 Limitation		Per Capita	426,289,048
2011-12 Factor	City Growth	Personal Income	<u>1.03269</u>
2011-12 Limitation		Non Residential	440,224,437
2012-13 Factor	County Growth	Assessed Valuation	<u>1.27787</u>
2012-13 Limitation		Non Residential	562,549,601
2013-14 Factor	County Growth	Assessed Valuation	<u>1.59242</u>
2013-14 Limitation		Non Residential	895,815,236
2014-15 Factor	County Growth	Assessed Valuation	<u>1.06226</u>
2014-15 Limitation		Per Capita	951,588,693
2015-16 Factor	County Growth	Personal Income	<u>1.05045</u>
2015-16 Limitation		Per Capita	999,596,343
2016-17 Factor	County Growth	Personal Income	<u>1.06192</u>
2016-17 Limitation		Per Capita	1,061,491,349
2017-18 Factor	County Growth	Personal Income	<u>1.04644</u>
2017-18 Limitation		Non Residential	1,110,787,007
2018-19 Factor	County Growth	Assessed Valuation	<u>1.05197</u>
2018-19 Limitation		Per Capita	1,168,514,608
2019-20 Factor	County Growth	Personal Income	<u>1.04390</u>
2019-20 Limitation			1,219,812,399

CITY COUNCIL STAFF REPORT

Public Hearing Item No. 7

June 12, 2019

File No. 0430-30

SUBJECT: The Five-Year Capital Improvement Program, the Fiscal Year 2019/20 Capital Improvement Program Budget, and Amendment to the 2018 Regional Transportation Improvement Program

DEPARTMENT: Finance Department and Engineering Services Department

RECOMMENDATION:

It is requested that the City Council adopt the following Resolutions:

1. Resolution No. 2019-92, adopting Fiscal Years 2019/20 – 2023/24 Five-Year Capital Improvement Program and the Fiscal Year 2019/20 Capital Improvement Program Budget; and
2. Resolution No. 2019-93, adopting an amendment to the Regional Transportation Improvement Program for Fiscal Years 2019 through 2023.

FISCAL ANALYSIS:

The Capital Improvement Program and Budget is a five-year planning tool that is developed and updated annually. The program allows identification of dependable funding resources for Fiscal Year (FY) 2019/20 and the corresponding uses of those funds. To view the complete document please visit: <http://www.escondido.org/capital-improvement-program.aspx>

PREVIOUS ACTION:

A preliminary summary of capital project requests was prepared and submitted to the City Council on May 8, 2019.

BACKGROUND:

FIVE-YEAR CAPITAL IMPROVEMENT PROGRAM AND FISCAL YEAR 2019/20 CIP BUDGET

The Five-Year Capital Improvement Program and Budget summarizes anticipated resources and estimated uses for major infrastructure, and other capital improvements, construction, and maintenance projects. The proposed budget estimates sources of \$70.5 million that are available to fund capital improvements and other maintenance and capital outlay expenditures. The current year budget requests anticipate uses of \$70 million in appropriated expenditures and transfers.

Five-Year Capital Improvement Program
 June 12, 2019
 Page 2

Upon completion of a project, any remaining balance is returned to the appropriate fund's reserves and becomes available to fund future projects. In addition, any excess revenues over budgeted expenditures are added to reserves. This program includes \$440,765 in reserves available for future projects. The majority of the reserves are restricted funding and only to be used for specific purposes.

The following table and charts summarize the major categories of funding (Sources and Uses) contained in FY 2019/20.

<u>SOURCES</u>		<u>USES</u>	
Available Fund Balances *	\$ (476,651)	Community Services	\$ 50,000
Developer Fees	4,220,000	Library	330,000
Grants	19,500,000	Parks and Recreation	627,290
Gas Tax	3,809,175	Public Safety	75,000
Interest	393,140	Public Works	520,100
Loan Repayments	266,421	Streets	22,979,930
Road Maint & Rehab Account	2,507,000	Wastewater Utilities	42,760,000
State Revolving Fund Loans	33,300,000	Water Utilities	700,000
TransNet	3,859,000	Subtotal Uses 2019/20	\$ 68,042,320
Utilities-Charges for Services	3,160,000	Transfer to General Fund (Streets)	2,055,000
TOTAL SOURCES FY 2019/20	\$ 70,538,085	Reserves Available for Future Projects	440,765
		TOTAL USES FY 2019/20	\$ 70,538,085

* The overall negative projected available fund balance is a result of developer fee type revenues not coming in as projected in the prior year. The available balances are netted against FY 2019/20 revenue estimates when budgeting projects for FY 2019/20, rather than reducing project budgets in the prior year.

FIVE-YEAR STREET CIP PLANNING PROCESS

Each year the City updates the Five-Year Street Capital Improvement Program. Based on the City Council's direction, funds have been programmed toward the Annual Street Resurfacing Program and the extension of Citracado Parkway from Harmony Grove Village Parkway to Andreasen. The Citracado Parkway Extension project was selected to receive a Local Partnership Program Competitive Grant (SB-1) funds in the amount of \$12.5 million. This grant, along with programmed TransNet funding, results in the project being fully funded in FY 2020/21. Additional funding of \$250,000 will fully fund the El Norte Parkway Bridge at Escondido Creek project and \$250,000 has been added to the Juniper Elementary Safe Routes to School project.

ANNUAL OPERATING AND MAINTENANCE PROGRAMS

The Five-Year Street Capital Improvement Program budgets funding for the City's Annual Pavement Maintenance and Rehabilitation project at \$4.7 million in FY 2019/20. Funding is also programmed towards storm drain repair and improvement in order to address the highest priority corrugated metal pipelines, traffic infrastructure, traffic signals and synchronization, street tree maintenance, and the Transportation and Community Safety Commission.

TRANSNET PROGRAM OF PROJECTS

The following projects are being programmed with TransNet funds for Fiscal Years 2019/20 through 2022/23:

- ESC-04, Citracado Pkwy Extension
- ESC-37, Pavement Maintenance
- ESC-38, Pavement Rehabilitation
- ESC-39, Traffic Signals
- ESC-08, Juniper Elementary Bike/Pedestrian Improvements (Safe Routes to School)

TransNet funding for these projects constitutes the City of Escondido's TransNet Local Street Improvement Program of Projects for Fiscal Years 2019 through 2023. Exhibit A of Resolution No. 2019-93 shows the changes to the 2018 Regional Transportation Improvement Program, and has been input as an amendment into ProjectTrak, SANDAG's automated system for programming of regional highway and street funds, by City staff. This Amendment to the Program of Projects in the ProjectTrak system, will realign the plan in ProjectTrak to match the City's CIP Budget.

APPROVED AND ACKNOWLEDGED ELECTRONICALLY BY:

Sheryl Bennett, Deputy City Manager/Admin. Svs.
6/5/2019 2:50 p.m.

Julie Procopio, Dir. of Engineering Svs.
6/5/2019 3:06 p.m.

ATTACHMENTS:

1. Resolution No. 2019-92
2. Resolution No. 2019-93
3. Resolution No. 2019-93 Exhibit A

RESOLUTION NO. 2019-92

A RESOLUTION OF THE CITY COUNCIL OF
THE CITY OF ESCONDIDO, CALIFORNIA,
ADOPTING THE FIVE-YEAR CAPITAL
IMPROVEMENT PROGRAM FOR FISCAL
YEARS 2019/20 – 2023/24 AND THE
PROJECT BUDGETS FOR FISCAL YEAR
2019/20

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

SECTION 1. That the budgets for all capital projects for the period July 1, 2019, through June 30, 2020, inclusive, contained in the Fiscal Years 2019/20-2023/24 Five-Year Capital Improvement Program and Budget Document (a copy of which is on file in the Office of the City Clerk) as amended by the City Council, are adopted as the final project budgets for Fiscal Year 2019/20. Amendments to this budget may be made from time to time following review and approval by minute action of the City Council.

SECTION 2. That the Fiscal Year 2019/20 amount designated for each project and each fund in the Five-Year Capital Project Improvement Program and Budget, on file with the City Clerk, are hereby appropriated to the fund for which it is designated. Such appropriations as adjusted shall be neither increased nor decreased without approval of the City Council, except for transfers within funds allowed under the City of Escondido's adopted budget adjustment policy. All amounts designated in each project budget on file with the City Clerk are hereby appropriated for such uses to the fund under which they are listed, and shall be neither increased nor decreased without approval of the City Manager.

SECTION 3. That any City Council action changing the above mentioned assumptions will cause the Five-Year Capital Improvement Program and Fiscal Year 2019/20 Project Budgets to be revised and brought back to the City Council for modification.

RESOLUTION NO. 2019-93

A RESOLUTION OF THE CITY COUNCIL OF
THE CITY OF ESCONDIDO, CALIFORNIA,
AUTHORIZING THE ADOPTION OF AN
AMENDMENT TO THE TRANSNET LOCAL
STREET IMPROVEMENT PROGRAM OF
PROJECTS FOR FISCAL YEARS 2019
THROUGH 2023

WHEREAS, on November 4, 2004, the voters of San Diego County approved the San Diego Transportation Improvement Program Ordinance and Expenditure Plan (*TransNet* Extension Ordinance); and

WHEREAS, the *TransNet* Extension Ordinance provides that SANDAG, acting as the Regional Transportation Commission, shall approve on a biennial basis a multi-year program of projects submitted by local jurisdictions identifying those transportation projects eligible to use transportation sales tax (*TransNet*) funds; and

WHEREAS, the City of Escondido was provided with an estimate of annual *TransNet* local street improvement revenues for fiscal years 2019 through 2023; and

WHEREAS, the City of Escondido has held a noticed public hearing with an agenda item that clearly identified the proposed list of projects prior to approval of the projects by its authorized legislative body in accordance with Section 5(A) of the *TransNet* Extension Ordinance and Rule 7 of SANDAG Board Policy No. 31.

NOW THEREFORE, BE IT RESOLVED that the City of Escondido requests that SANDAG make the following changes to its 2018 Program of Projects (the "Amendment"), as shown in Table 1. A copy of Table 1 is attached as Exhibit "A" to this Resolution and is incorporated by this reference.

BE IT FURTHER RESOLVED that pursuant to Section 2(C)(1) of the *TransNet* Extension Ordinance, the City of Escondido certifies that no more than 30 percent of its cumulative revenues shall be spent on local street and road maintenance-related projects as a result of the Amendment.

BE IT FURTHER RESOLVED that pursuant to Section 4(E)(3) of the *TransNet* Extension Ordinance, the City of Escondido certifies that all new or changed projects, or major reconstruction projects included in the Amendment and funded by *TransNet* revenues shall accommodate travel by pedestrians and bicyclists, and that any exception to this requirement permitted under the Ordinance and proposed shall be clearly noticed as part of the City of Escondido's public hearing process for the Amendment.

BE IT FURTHER RESOLVED that the City of Escondido does hereby certify that all other applicable provisions of the *TransNet* Extension Ordinance and SANDAG Board Policy No. 31 have been met.

BE IT FURTHER RESOLVED that the City of Escondido agrees to indemnify, hold harmless, and defend SANDAG, the San Diego County Regional Transportation Commission, and all officers and employees thereof against all causes of action or claims related to City of Escondido's *TransNet* funded projects.

PASSED AND ADOPTED by the City of Escondido on the 12th day of June, 2019.

Table 1
2018 Regional Transportation Improvement Program
Amendment No. 5
San Diego Region (in \$000s)

Escondido, City of

MPO ID: ESC04			RTIP #:18-05							
Project Title:	Citracado Parkway II							RTP PG NO: B-37		
Project Description:	Citracado Parkway from West Valley to Andreason (.5 miles) - widen from 2 to 4 lanes with raised medians, construct bridge over Escondido Creek							RAS (M-40) TransNet - LSI: CR		
Change Reason:	Add new funding source, Revise Fund Source, Revise funding between fiscal years									
Capacity Status:	CI	Exempt Category:	Non-Exempt							
Est Total Cost:	\$40,311		Open to Traffic: Dec 2021							
	TOTAL	PRIOR	18/19	19/20	20/21	21/22	22/23	PE	RW	CON
TransNet - L	\$581	\$581							\$581	
TransNet - LSI	\$1,600			\$1,350	\$250					\$1,600
TransNet - LSI (Cash)	\$988	\$988								\$988
TransNet - LSI Carry Over	\$1,700		\$15	\$1,685						\$1,700
HUD	\$908	\$908						\$908		
SB1 - LPP Comp	\$12,500			\$12,500						\$12,500
Local Funds	\$20,351	\$17,272	\$534	\$1,445	\$1,100			\$5,608	\$1,000	\$13,743
Local RTCIP	\$1,683	\$953	\$730							\$1,683
TOTAL	\$40,311	\$20,702	\$1,279	\$16,980	\$1,350			\$6,516	\$1,581	\$32,214
PROJECT LAST AMENDED 18-00										
	TOTAL	PRIOR	18/19	19/20	20/21	21/22	22/23	PE	RW	CON
TransNet - L	\$581	\$581							\$581	
TransNet - LSI	\$0									
TransNet - LSI (Cash)	\$988	\$988								\$988
TransNet - LSI Carry Over	\$1,700		\$1,700							\$1,700
HUD	\$908	\$908						\$908		
SB1 - LPP Comp	\$12,500			\$12,500						\$12,500
Local Funds	\$17,272	\$17,272						\$5,608	\$1,000	\$10,664
Local RTCIP	\$4,074	\$953	\$1,264	\$1,857						\$4,074
TOTAL	\$38,023	\$20,702	\$2,964	\$14,357				\$6,516	\$1,581	\$29,926

** Pending final SANDAG approval

**2018 Regional Transportation Improvement Program
 Amendment No. 5
 San Diego Region (in \$000s)**

Escondido, City of

MPO ID: ESC06 **RTIP #:18-05**

<p>Project Title: El Norte Parkway Bridge at Escondido Creek</p> <p>Project Description: Bridge 57C0356 (1 miles) - construct a two lane bridge and street improvements on both sides of bridge to match adjacent street segments. The project includes construction of new medians with landscaping, rehabilitation of existing pavement, and striping upgrades to match the completed alignment. A pedestrian signal will be installed in the vicinity of the bridge to accommodate pedestrians and cyclists using the Escondido Creek Trail.</p>	<p>RTP PG NO: B-37 RAS (M-40) <i>TransNet</i> - LSI: CR</p>
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Change Reason: Increase funding, Revise funding between fiscal years

Capacity Status: CI Exempt Category: Non-Exempt

Est Total Cost: **\$5,652** Open to Traffic: Dec 2020

	TOTAL	PRIOR	18/19	19/20	20/21	21/22	22/23	PE	RW	CON
<i>TransNet</i> - L	\$2,000	\$2,000						\$50		\$1,950
<i>TransNet</i> - L (Cash)	\$167	\$167								\$167
<i>TransNet</i> - LSI (Cash)	\$808	\$808								\$808
<i>TransNet</i> - LSI Carry Over	\$2,021			\$2,021						\$2,021
Local Funds	\$656	\$406		\$250						\$656
TOTAL	\$5,652	\$3,381		\$2,271				\$50		\$5,602

PROJECT LAST AMENDED 18-00

	TOTAL	PRIOR	18/19	19/20	20/21	21/22	22/23	PE	RW	CON
<i>TransNet</i> - L	\$2,000	\$2,000						\$50		\$1,950
<i>TransNet</i> - L (Cash)	\$167	\$167								\$167
<i>TransNet</i> - LSI (Cash)	\$808	\$808								\$808
<i>TransNet</i> - LSI Carry Over	\$2,021		\$1,872	\$149						\$2,021
Local Funds	\$406	\$406								\$406
TOTAL	\$5,402	\$3,381	\$1,872	\$149				\$50		\$5,352

** Pending final SANDAG approval

**2018 Regional Transportation Improvement Program
Amendment No. 5
San Diego Region (in \$000s)**

Escondido, City of

MPO ID: ESC08		RTIP #:18-05								
Project Title:	Felicitia Ave/Juniper Street							RTP PG NO: B-38		
Project Description:	Juniper Street between Chestnut Street and Vermont Avenue; Felicitia Avenue between Juniper Street and Escondido Boulevard - widen from 2 to 4 lanes with left turn pockets; traffic signal modifications at Felicitia/Escondido Blvd., pin on curb median on Felicitia Avenue, street improvements that will accommodate curb and gutter, sidewalk, street crossings, class II bike lanes, and active transportation education/encouragement activities at Juniper, Oak Hill, and Central Elementary Schools; construction for ATP project only							RAS (M-40) <i>TransNet</i> - LSI: CR		
Change Reason:	Increase funding, Revise funding between fiscal years									
Capacity Status:	CI	Exempt Category:	Non-Exempt							
Est Total Cost:	\$5,201		Open to Traffic: Jul 2022							
	TOTAL	PRIOR	18/19	19/20	20/21	21/22	22/23	PE	RW	CON
<i>TransNet</i> - L (Cash)	\$115	\$115							\$115	
<i>TransNet</i> - LSI Carry Over	\$300			\$300				\$21		\$279
ATP - R	\$1,286	\$86	\$93	\$1,107				\$179		\$1,107
Local Funds	\$3,500	\$3,500							\$3,500	
TOTAL	\$5,201	\$3,701	\$93	\$1,407				\$200	\$3,615	\$1,386
PROJECT LAST AMENDED 18-00										
	TOTAL	PRIOR	18/19	19/20	20/21	21/22	22/23	PE	RW	CON
<i>TransNet</i> - L (Cash)	\$115	\$115							\$115	
<i>TransNet</i> - LSI Carry Over	\$50		\$50					\$21		\$29
ATP - R	\$1,286	\$86	\$93	\$1,107				\$179		\$1,107
Local Funds	\$3,500	\$3,500							\$3,500	
TOTAL	\$4,951	\$3,701	\$143	\$1,107				\$200	\$3,615	\$1,136

** Pending final SANDAG approval

**2018 Regional Transportation Improvement Program
Amendment No. 5
San Diego Region (in \$000s)**

Escondido, City of

MPO ID: ESC24			RTIP #:18-05							
Project Title:	Centre City Parkway						RTP PG NO: B-38			
Project Description:	Intersection at W. Mission Ave. and Centre City Pkwy - reconfigure existing street lane alignment, extend center median, and replace two existing traffic signals to accommodate one additional left turn lane and adjusted lane alignment to eastbound W. Mission Avenue at its intersection with Centre City Parkway						RAS (M-40) <i>TransNet</i> - LSI: CR			
Change Reason:	Revise funding between fiscal years									
Capacity Status:CI			Exempt Category:Non-Exempt							
Est Total Cost: \$2,209			Open to Traffic: Jun 2020							
	TOTAL	PRIOR	18/19	19/20	20/21	21/22	22/23	PE	RW	CON
<i>TransNet</i> - L	\$974	\$974								\$974
<i>TransNet</i> - L (Cash)	\$374	\$374								\$374
<i>TransNet</i> - LSI Carry Over	\$589	\$110		\$479						\$589
Local Funds	\$272	\$272						\$272		
TOTAL	\$2,209	\$1,730		\$479				\$272		\$1,937
PROJECT LAST AMENDED 18-00										
	TOTAL	PRIOR	18/19	19/20	20/21	21/22	22/23	PE	RW	CON
<i>TransNet</i> - L	\$974	\$974								\$974
<i>TransNet</i> - L (Cash)	\$374	\$374								\$374
<i>TransNet</i> - LSI Carry Over	\$589	\$110	\$279	\$200						\$589
Local Funds	\$272	\$272						\$272		
TOTAL	\$2,209	\$1,730	\$279	\$200				\$272		\$1,937

** Pending final SANDAG approval

**2018 Regional Transportation Improvement Program
 Amendment No. 5
 San Diego Region (in \$000s)**

Escondido, City of

MPO ID: ESC37	RTIP #:18-05
Project Title: Pavement Maintenance	<i>TransNet - LSI: Maint</i>
Project Description: various streets primarily in the maintenance zone of focus, and those classified as Collector and above throughout the city; the city's maintenance zones can be identified in the uploaded Maintenance Zone Map; FY19 - Maintenance Zone SO - this is an annual project that includes maintenance (crackseal, chipseal, slurry, sidewalk repairs) of various street elements citywide	
Change Reason: Revise funding between fiscal years	
Capacity Status:NCI Exempt Category:Safety - Pavement resurfacing and/or rehabilitation	

Est Total Cost: \$32,234										
	TOTAL	PRIOR	18/19	19/20	20/21	21/22	22/23	PE	RW	CON
<i>TransNet - LSI</i>	\$8,614	\$2,046	\$1,677	\$1,158	\$1,200	\$1,244	\$1,289			\$8,614
<i>TransNet - LSI (Cash)</i>	\$7	\$7								\$7
<i>TransNet - LSI Carry Over</i>	\$3,118	\$2,046	\$1,072							\$3,118
Local Funds	\$20,495	\$7,652	\$2,510	\$2,476	\$2,559	\$2,636	\$2,661			\$20,495
TOTAL	\$32,234	\$11,751	\$5,259	\$3,634	\$3,759	\$3,880	\$3,950			\$32,234

PROJECT LAST AMENDED 18-00										
	TOTAL	PRIOR	18/19	19/20	20/21	21/22	22/23	PE	RW	CON
<i>TransNet - LSI</i>	\$8,034	\$2,046	\$1,114	\$1,154	\$1,196	\$1,240	\$1,285			\$8,034
<i>TransNet - LSI (Cash)</i>	\$7	\$7								\$7
<i>TransNet - LSI Carry Over</i>	\$3,118	\$2,046	\$1,072							\$3,118
Local Funds	\$20,833	\$7,652	\$2,510	\$2,590	\$2,667	\$2,693	\$2,719			\$20,833
TOTAL	\$31,992	\$11,751	\$4,696	\$3,744	\$3,863	\$3,933	\$4,004			\$31,992

** Pending final SANDAG approval

**2018 Regional Transportation Improvement Program
 Amendment No. 5
 San Diego Region (in \$000s)**

Escondido, City of

MPO ID: ESC38		RTIP #:18-05								
Project Title:	Pavement Rehabilitation/Reconstruction							<i>TransNet</i> - LSI: CR		
Project Description:	Includes rehabilitation of various streets primarily in the maintenance zone of focus, and those classified as Collector and above throughout the City; the City's maintenance zones can be identified in the uploaded Maintenance Zone Map: FY19 - Maintenance Zone SO - annual project to rehabilitate existing pavement greater than 1" in depth within the city's 8 maintenance zones. Each year the project rotates to a new zone, and identified roads in poor condition are treated									
Change Reason:	Reduce funding, Revise funding between fiscal years									
Capacity Status:NCI		Exempt Category:Safety - Pavement resurfacing and/or rehabilitation								
Est Total Cost: \$15,457										
	TOTAL	PRIOR	18/19	19/20	20/21	21/22	22/23	PE	RW	CON
<i>TransNet</i> - L (Cash)	\$2,843	\$2,843								\$2,843
<i>TransNet</i> - LSI	\$9,758	\$4,927	\$685	\$1,135	\$1,051	\$1,004	\$957			\$9,758
<i>TransNet</i> - LSI (Cash)	\$9	\$9								\$9
<i>TransNet</i> - LSI Carry Over	\$2,847	\$646	\$2,202							\$2,847
TOTAL	\$15,457	\$8,425	\$2,887	\$1,135	\$1,051	\$1,004	\$957			\$15,457
PROJECT LAST AMENDED 18-00										
	TOTAL	PRIOR	18/19	19/20	20/21	21/22	22/23	PE	RW	CON
<i>TransNet</i> - L (Cash)	\$2,843	\$2,843								\$2,843
<i>TransNet</i> - LSI	\$11,149	\$4,927	\$1,248	\$1,242	\$1,191	\$1,244	\$1,297			\$11,149
<i>TransNet</i> - LSI (Cash)	\$9	\$9								\$9
<i>TransNet</i> - LSI Carry Over	\$3,176	\$646	\$2,530							\$3,176
TOTAL	\$17,177	\$8,425	\$3,778	\$1,242	\$1,191	\$1,244	\$1,297			\$17,177

MPO ID: ESC39		RTIP #:18-05								
Project Title:	Traffic Signals							<i>TransNet</i> - LSI: CR		
Project Description:	In Escondido citywide as shown in attached priority list - construction of new signals and modification of existing signals citywide; signals will be constructed in accordance with the adopted traffic signal priority list. With these funds new signals are anticipated at Rock Springs/Lincoln Ave, Rock Springs/Mission Ave., Metcalf/Mission, and traffic signal modification at Mary Lane/Bear Valley Pkwy									
Change Reason:	Revise funding between fiscal years									
Capacity Status:NCI		Exempt Category:Other - Intersection signalization projects								
Est Total Cost: \$1,480										
	TOTAL	PRIOR	18/19	19/20	20/21	21/22	22/23	PE	RW	CON
<i>TransNet</i> - LSI	\$1,087		\$250	\$87	\$250	\$250	\$250			\$1,087
<i>TransNet</i> - LSI Carry Over	\$393	\$150	\$10	\$233				\$30		\$363
TOTAL	\$1,480	\$150	\$260	\$320	\$250	\$250	\$250	\$30		\$1,450
PROJECT LAST AMENDED 18-00										
	TOTAL	PRIOR	18/19	19/20	20/21	21/22	22/23	PE	RW	CON
<i>TransNet</i> - LSI	\$1,250		\$250	\$250	\$250	\$250	\$250			\$1,250
<i>TransNet</i> - LSI Carry Over	\$230	\$150	\$80					\$30		\$200
TOTAL	\$1,480	\$150	\$330	\$250	\$250	\$250	\$250	\$30		\$1,450

** Pending final SANDAG approval

**2018 Regional Transportation Improvement Program
 Amendment No. 5
 San Diego Region (in \$000s)**

Escondido, City of

MPO ID: ESC42		RTIP #:18-05									
Project Title:	Streetlight Retrofit										
Project Description:	Locations of streetlights retrofitted will be throughout the City of Escondido - This project will retrofit existing street lights throughout the city with new, LED lighting. The number of streetlights retrofitted will be dependent upon pricing of each fixture.										
Change Reason:	Revise Fund Source, Revise funding between fiscal years										
	Capacity Status:NCI		Exempt Category:Safety - Lighting improvements								
Est Total Cost: \$1,622											
		TOTAL	PRIOR	18/19	19/20	20/21	21/22	22/23	PE	RW	CON
Local Funds		\$1,622	\$130	\$292	\$300	\$300	\$300	\$300			\$1,622
	TOTAL	\$1,622	\$130	\$292	\$300	\$300	\$300	\$300			\$1,622
PROJECT LAST AMENDED 18-00											
		TOTAL	PRIOR	18/19	19/20	20/21	21/22	22/23	PE	RW	CON
Local Funds		\$330	\$130					\$200			\$330
	TOTAL	\$330	\$130					\$200			\$330

MPO ID: ESC48		RTIP #:18-05									
Project Title:	Grand Avenue Complete Streets Improvement Project, Phase 1 (part of Lump Sum V10)							SANDAG ID: 1224060 TransNet - LSI: CR			
Project Description:	Escondido - Grand Avenue between Escondido and Juniper - The project creates a pedestrian-friendly, aesthetically appealing streetscape in the heart of Escondido's historic Town Center to enhance the vibrancy of downtown. Lane reduction on Grand Ave provides the opportunity to widen sidewalks to expand outdoor dining; install curb bulbouts to reduce pedestrian crossing distances and calm traffic; add diagonal parking and enhance pedestrian-scale lighting.										
Change Reason:	Increase funding, Revise Fund Source										
	Capacity Status:NCI		Exempt Category:Other - Transportation enhancement activities								
Est Total Cost: \$2,543											
		TOTAL	PRIOR	18/19	19/20	20/21	21/22	22/23	PE	RW	CON
TransNet - LSI		\$1,100		\$15	\$129	\$101	\$443	\$412	\$172		\$928
TransNet - SGIP		\$1,443		\$20	\$171	\$134	\$587	\$531	\$228		\$1,215
	TOTAL	\$2,543		\$35	\$300	\$235	\$1,030	\$943	\$400		\$2,143
PROJECT LAST AMENDED 18-01											
		TOTAL	PRIOR	18/19	19/20	20/21	21/22	22/23	PE	RW	CON
TransNet - SGIP		\$1,443		\$20	\$171	\$134	\$587	\$531	\$228		\$1,215
Local Funds		\$1,057		\$15	\$129	\$101	\$443	\$369	\$172		\$885
	TOTAL	\$2,500		\$35	\$300	\$235	\$1,030	\$900	\$400		\$2,100

** Pending final SANDAG approval

**2018 Regional Transportation Improvement Program
Amendment No. 5
San Diego Region (in \$000s)**

RTIP Fund Types

<u>State Funding</u>	
ATP	Active Transportation Program (Statewide and Regional)
SB1 - LPP Comp	Senate Bill 1 - Local Partnership Competitive Program
<u>Local Funding</u>	
Local Funds AC	Local Funds - Advanced Construction; mechanism to advance local funds to be reimbursed at a later fiscal year with federal/state funds
RTCIP	Regional Transportation Congestion Improvement Program
<i>TransNet-L</i>	Prop. A Local Transportation Sales Tax - Local Streets & Roads
<i>TransNet-L (Cash)</i>	TransNet - L funds which agencies have received payment, but have not spent
<i>TransNet-LSI</i>	Prop. A Extension Local Transportation Sales Tax - Local System Improvements
<i>TransNet-LSI Carry Over</i>	TransNet - LSI funds previously programmed but not requested/paid in year of allocation
<i>TransNet-LSI (Cash)</i>	TransNet - LSI funds which agencies have received payment, but have not spent
<i>TransNet-SGIP</i>	Prop. A Extension Local Transportation Sales Tax - Regional Smart Growth Incentive Program



FUTURE CITY COUNCIL AGENDA ITEMS

Updated June 5, 2019

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

June 19, 2019 6:00 p.m.
PROCLAMATION
San Diego County Water Authority 75th Anniversary
CONSENT CALENDAR
<p>Second Amendment to the Public Services Agreement for Right of Way Landscape Maintenance Services with Steven Smith Landscaping Inc. (J. Goulart)</p> <p><i>On May 5, 2017, RFP No. 18-02, Right of Way Landscape Maintenance Services, was mailed to fourteen (14) landscape contractors for the maintenance of seventy (70) City owned facilities, right of ways, and medians. On June 28, 2017, the City Council adopted Resolution No. 2017-89, authorizing the Mayor and City Clerk to execute a Public Services Agreement with Steven Smith Landscaping Inc. for Right of Way Maintenance Services. RFP No. 18-02 specifies an initial term for one-year with four (4) additional one-year contract options. On August 22, 2018, Council adopted Resolution No. 2018-137, approving a First Amendment to the Public Services Agreement with Steven Smith Landscaping. Outsourcing landscape maintenance has proven to be a cost effective means of providing this valuable public service.</i></p>
<p>Award Purchase of Fuels for Fiscal Year 2020 (J. Goulart)</p> <p><i>Request the City Council approve the annual award of Fiscal Year 2020 unleaded and diesel fuel purchase.</i></p>
<p>Second Amendment to Consulting Agreement with John Helmer (Quercus Land Use Planning) for the Continuation of Planning Services on the Safari Highlands Ranch Project, and Related Budget Adjustment (ENV 15-0009 and SUB 15-0019) (B. Martin)</p> <p><i>On July 11, 2018, the City Council approved a one-year First Amendment to the contract with John Helmer to continue planning services for the project. Project timelines have been extended due to voluminous public responses received on the Draft EIR and subsequent changes to the project in response to the comments. A continuation of these planning services is necessary and will be completely funded by the applicant.</i></p>
<p>Notice of Completion for Centre City Shopping Center Project (J. Procopio)</p> <p><i>This Project featured the installation of 560 square feet of sidewalk, 933 linear feet of curb & gutter, 574 linear feet of water line, 3 new fire hydrants, 3 new sewer manholes, modified a traffic signal, constructed a 3rd vehicle travel lane northbound on Centre City Parkway, and constructed a new driveway entrance and exit on Centre City Parkway.</i></p>

June 19, 2019
Continued

CONSENT CALENDAR Continued

Notice of Completion for East Valley Parkway/Valley Center Road Street Widening Project
(J. Procopio)

This project widened East Valley Parkway/Valley Center Road from Beven Drive to the northern City limits. Key features of this project include a new six lane extension of East Valley Parkway, undergrounding of existing overhead utilities, construction of sound wall, landscaped medians, sidewalks, traffic signal modifications, planting of more than 100 trees, additions of 22 new LED street lights, and bridge widening over the Escondido Creek.

Electronic and Paperless Filing of Campaign Statements and Statements of Economic Interest
(Z. Beck)

The proposed ordinance would require all campaign statements and statements of economic interest to be filed electronically. Electronic filing makes it easier for officials to comply with reporting obligations and provides the public with the information in a more accessible and consistent format.

Approval of Contract Amendment for the Citracado Parkway Extension Project
(J. Procopio)

The City Council approved a contract with AECOM on August 20, 2012, and two subsequent contract amendments, including the value engineering design change on March 10, 2014 that reduced construction cost savings by over \$4-Million. Staff has approved four minor contract amendments. As coordination with utility companies and resource agencies has continued, certain additional services are needed to complete the design. These include design of a retaining wall necessary for transmission pole relocation, updating of biology surveys, preparation of a long term management plan, and updating of water quality plans to meet current storm water standards. It is anticipated that the design will be completed this year and construction will begin in early 2020.

PUBLIC HEARINGS

Report on Drinking Water Public Health Goals
(C. McKinney)

Public Health Goals are set by the California Office of Environmental Health Hazard Assessment (OEHHA), which is part of the California Environmental Protection Agency (Cal-EPA). It is required that the City of Escondido have on file a report comparing the City's drinking water quality with Cal-EPA's Public Health Goals (PHGs), and with the Maximum Contaminant Level Goals (MCLGs) adopted by the United States Environmental Protection Agency.

Development Agreement to Allocate Density from the Downtown Density Transfer Program, and Master and Precise Development Plan including a Density Bonus Application for The Ivy Mixed-Use Development (PHG 19-0010)
(B. Martin)

The Ivy is one of two Touchstone project in the Downtown area (including Aspire on Parking Lot 1). The Ivy project includes both a Density Bonus available under state law and a density transfer from the new DTP for downtown. This increases the number of residential units on the site from a base density of 76 allowable units to the proposed 127 units. The Planning Commission voted unanimously to recommend approval on May 28, 2019.

June 19, 2019
Continued

CURRENT BUSINESS

Escondido Disposal Incorporated (EDI) Solid Waste and Recycling Franchise Agreement
(J. Petrek)

Escondido's solid waste and recycling services are detailed in the City's franchise agreement with EDI. It has been over twenty 20 years since the original franchise agreement was updated. The amended franchise agreement will generate new unrestricted General Fund revenues, and new restricted funding for mandated recycling programs and services. The updated agreement also includes provisions for processing Commingled Organics that will be implemented after improvements are completed at EDI's facility for recycling organic waste into natural gas for energy production.

FUTURE AGENDA ITEMS

June 26, 2019
6:00 p.m.

CONSENT CALENDAR

PUBLIC HEARINGS

CURRENT BUSINESS

FUTURE AGENDA ITEMS

Weekly Activity Report



June 6, 2019

Read, Act, Play at the Library's 2019 Summer Reading Challenge

Escondido Public Library's 2019 Summer Reading Challenge invites children, teens, and adults to "Read, Act, Play." The Challenge encourages reading for fun and life-long learning for all ages and runs from June 8 to July 27. Anyone can take part in the program from home, on a mobile device, or by using Library computers. Participants of all ages log reading and event participation online at <http://www.escondidolibrary.org/summer> to earn prizes donated by the Friends of the Library and local businesses. Summer Reading Challenge festivities kick off on Saturday, June 8, 2019 from 11:00 a.m. to 12:30 p.m. on the Library's front patio. Sign-up for the *Challenge* and receive free samples from Baltimore Snowball.



Three Local Businesses Join National Development Program

On May 16, Cute Cakes, Deanna's Glute Free Bakery and The Grand Tea room joined over 50 other businesses from the San Diego region at the opening seminar for the Inner City Capital Connections (ICCC) 2019 cohort. ICCC is a national professional development program that helps take minority-owned, women-owned, veteran-owned and other disadvantaged businesses to the next level. The three Escondido businesses were nominated by the City's economic development division, and accepted into the program through a competitive process. For more information on ICCC, visit <http://icic.org/urban-business-initiatives/inner-city-capital-connections/san-diego-ca/>



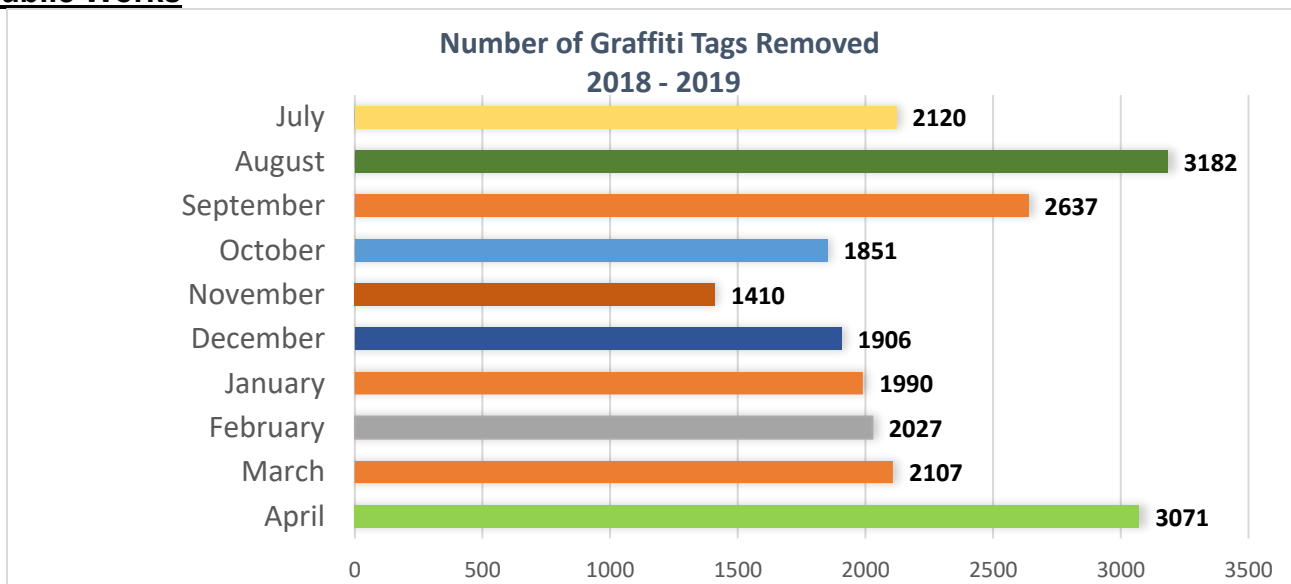
Triple Crown Multi-State Tournament Returns to Escondido

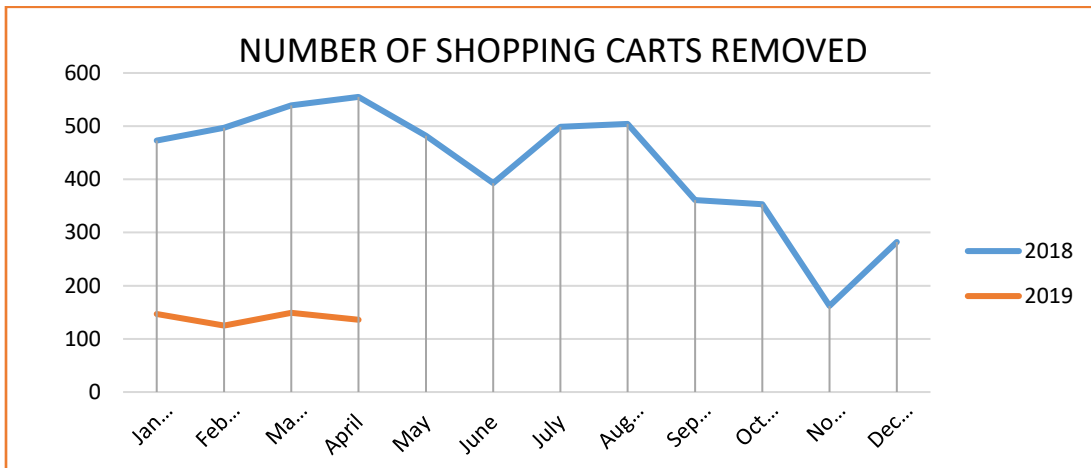
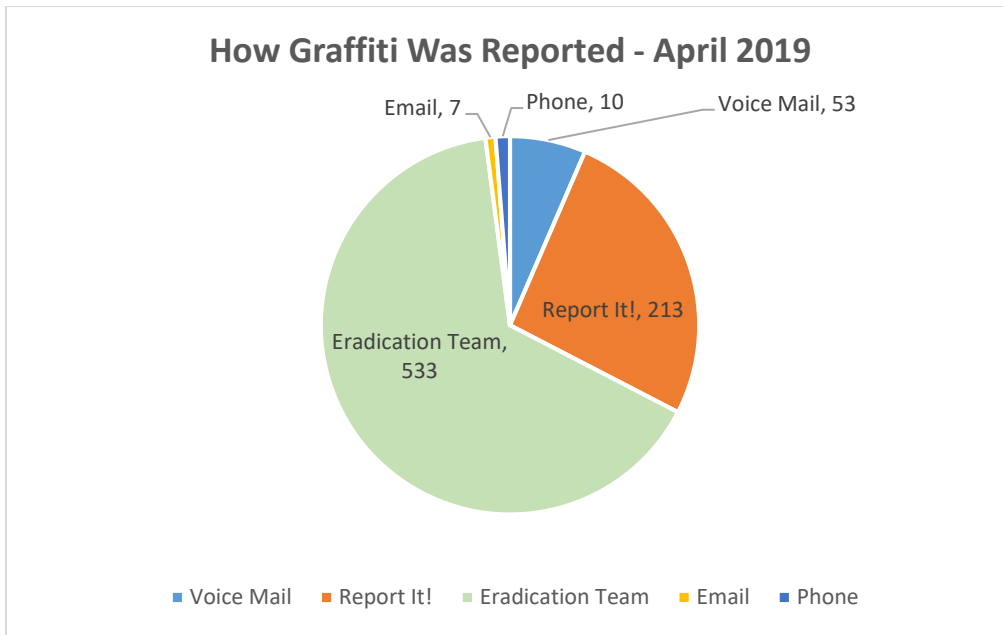
Triple Crown Sports will be hosting a girl's fast pitch softball tournament on June 8 & 9 in Kit Carson Park using all eight fields. There will be 1200 players and spectators throughout each day. Teams are traveling from all over California, Arizona, and Nevada to lodge, shop, and dine in the Escondido area this weekend.



BY THE NUMBERS

Public Works





Code Enforcement

321 Total Active Cases

52 New Cases

45 Cases Closed

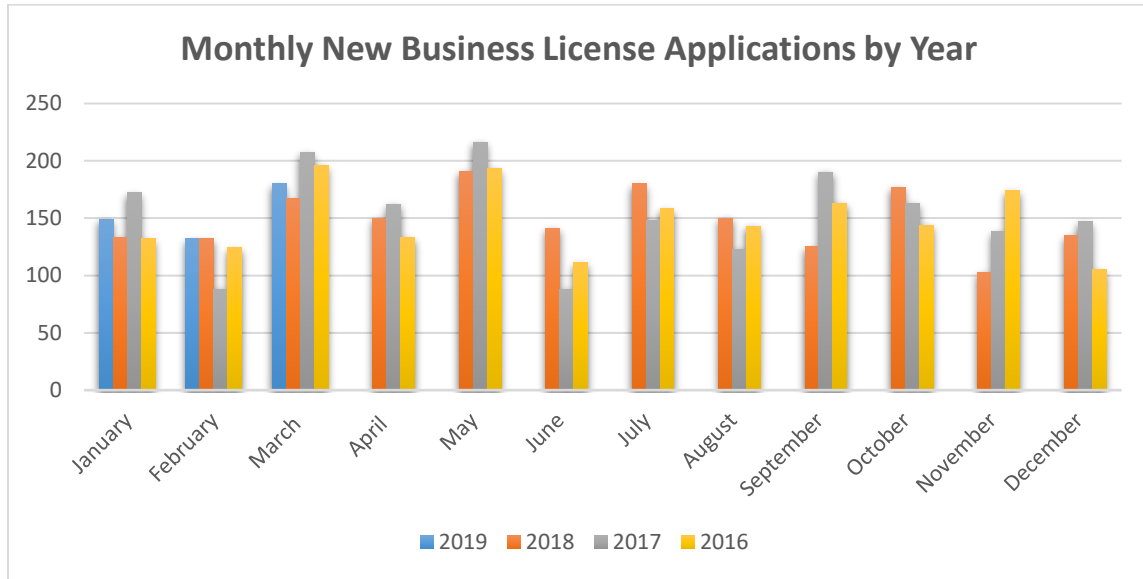
41 Voluntary Compliance

33 Notices Issued

5 Citation Issued

Total Code Cases (Year To Date)	1096
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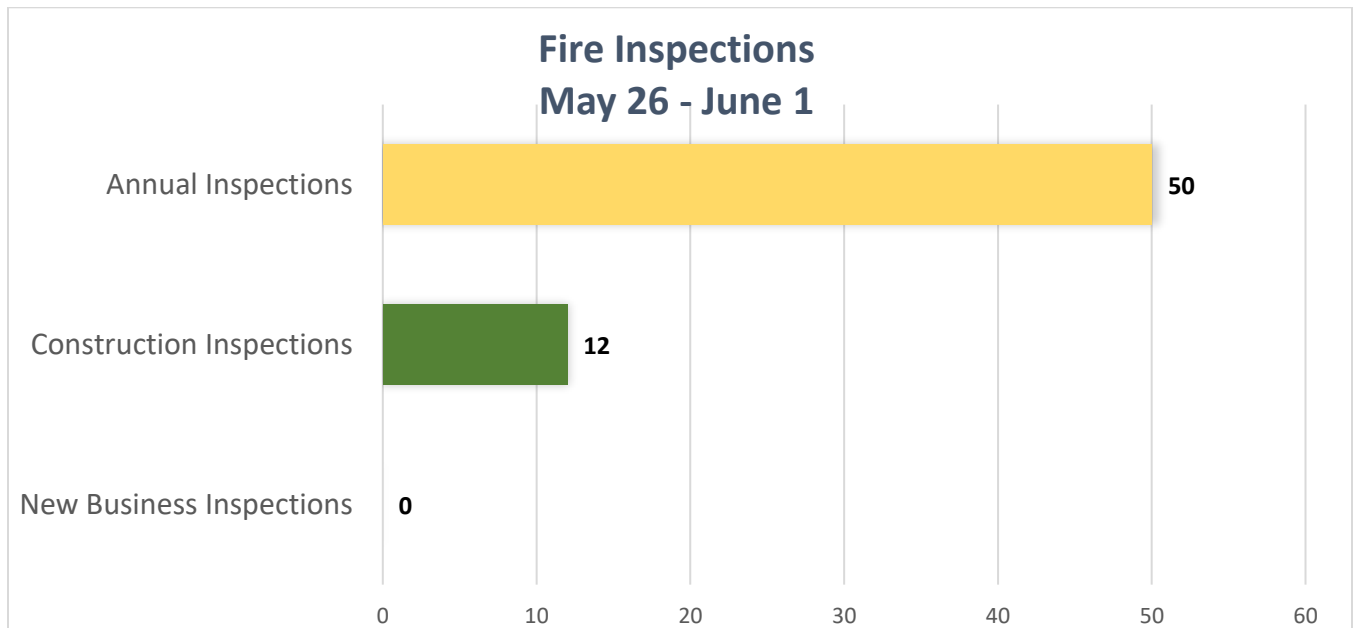
Business Licenses



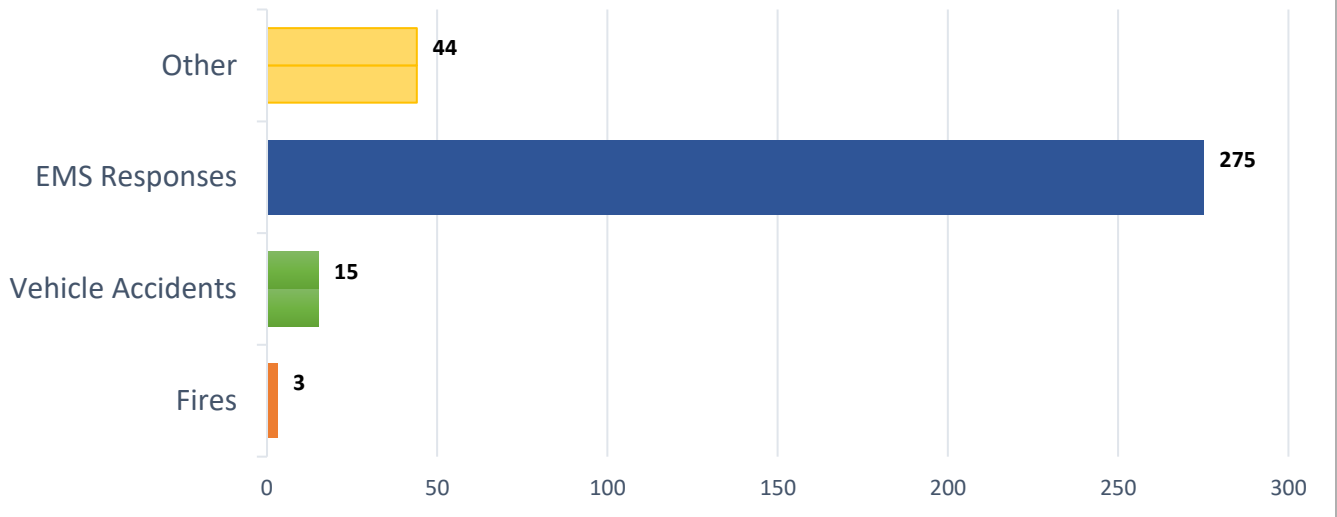
Graffiti Restitution

Collected This Week	Collected Year to Date
\$350	\$2865.75

Fire

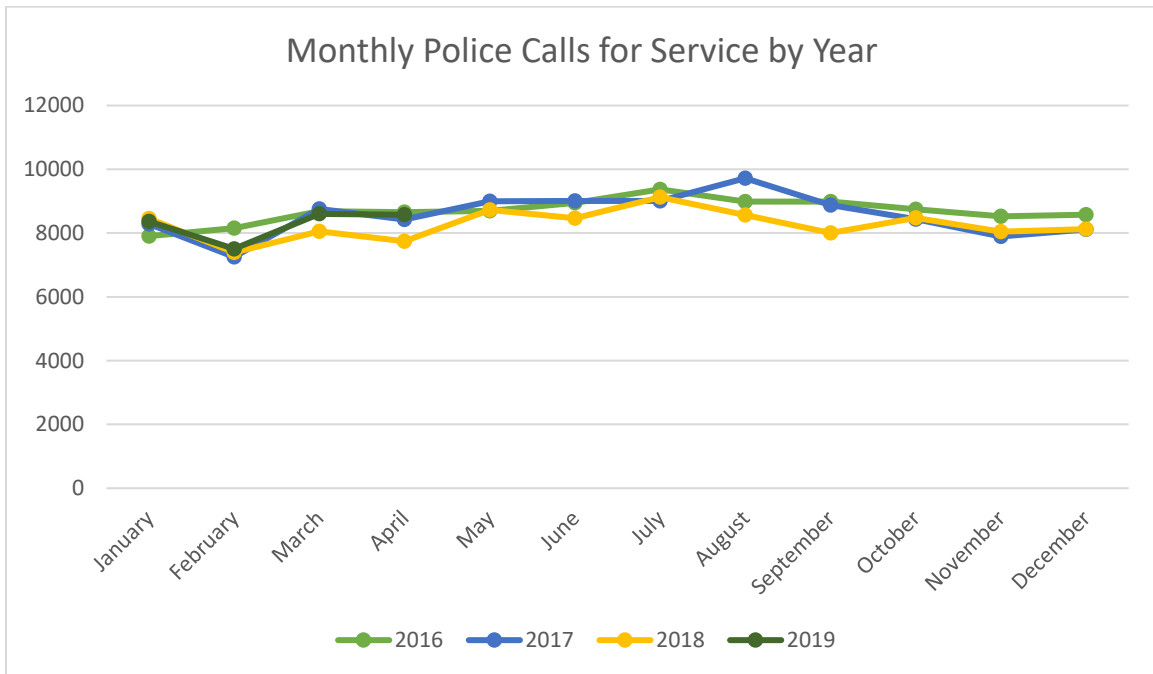


Fire Emergency Responses May 26 - June 1

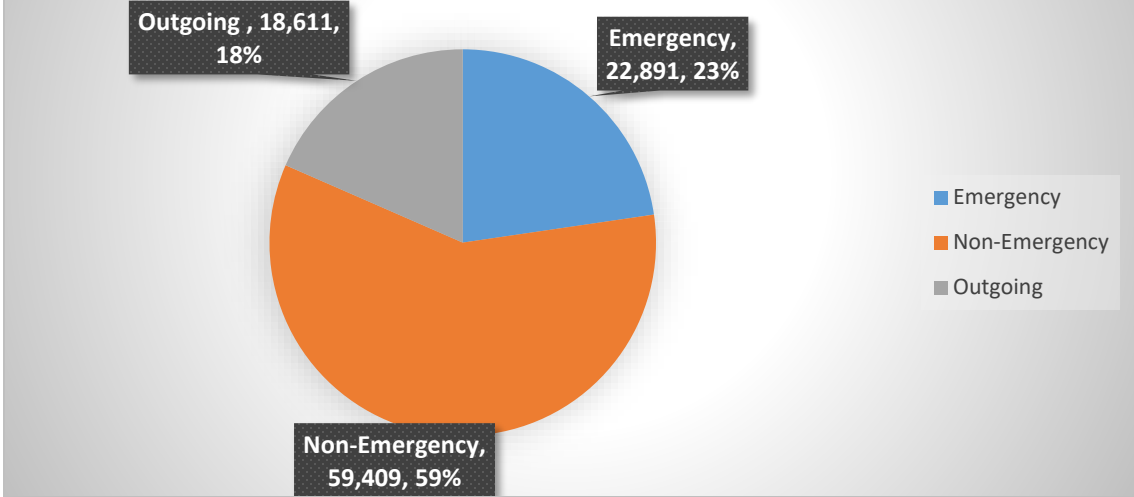


Total Emergency Responses (Year To Date)	6,680
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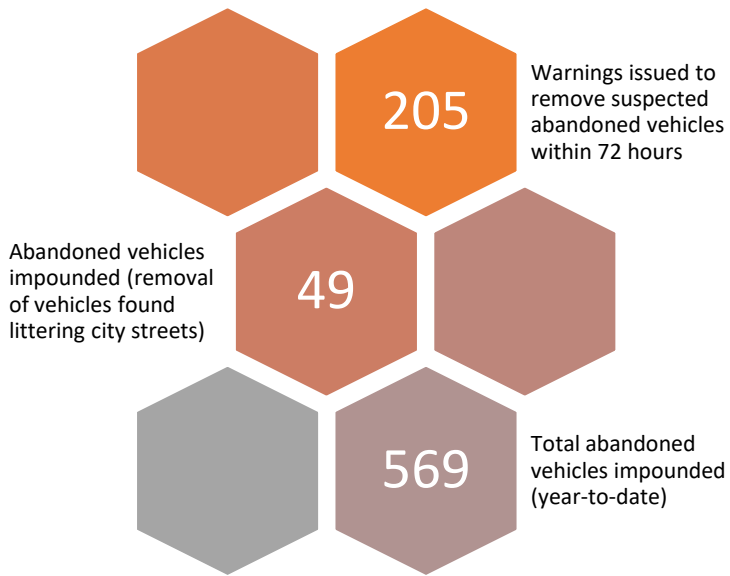
Police:



2019 YTD Police/Fire Communication Center Call Volume

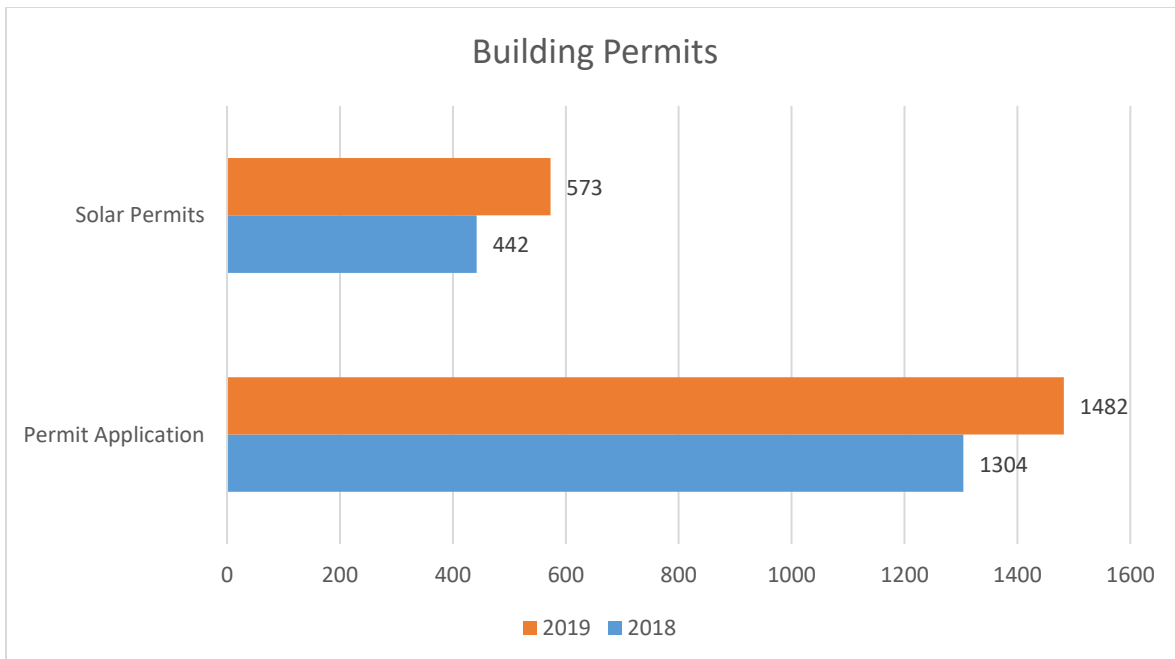
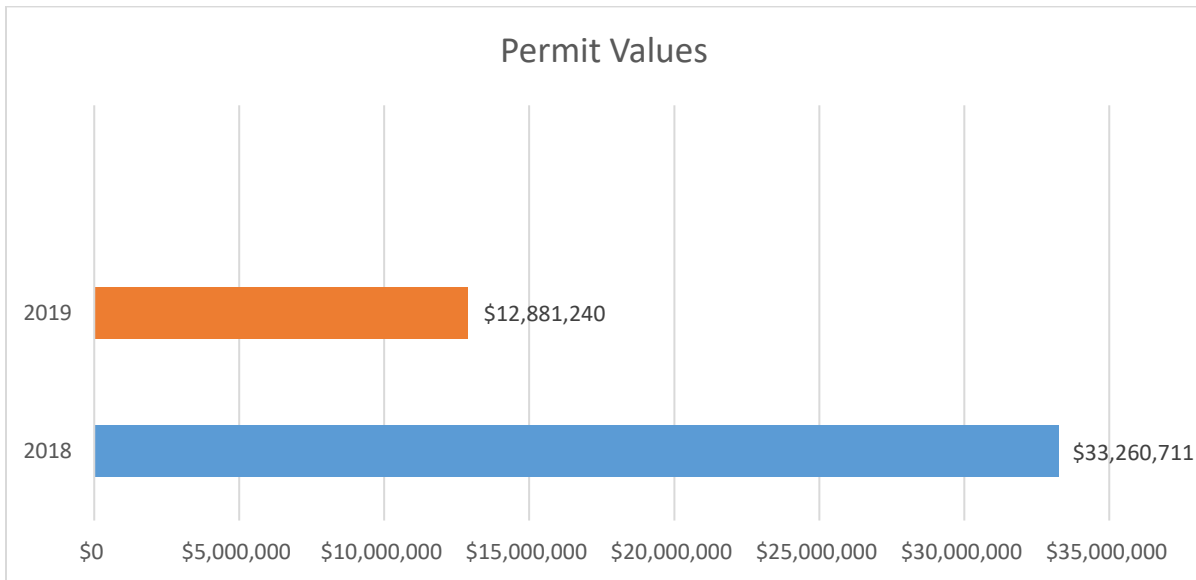


May Abandoned Vehicle Data



Building Division:

**Data reflects activity through June 1 of each year.*



POLICE DEPARTMENT

Incidents:

Juveniles Arrested in Robbery of Pizza

On May 27, 2019 at about 5:50 p.m., a pizza delivery driver called police to report that he had just been robbed in the 1900 block of Sheridan Ave. The delivery driver further explained that he knocked on the front door of the residence to deliver a pizza. Two males answered the door, one of them brandished a knife and took the pizza from the driver without paying. Officers responded to the address where the robbery occurred and determined that the two males involved were 15 and 17 years old. Both were arrested for robbery. Their identity is not being revealed due to their age.

Officers Arrest Suspected Taggers

On May 29, 2019 at around 6:15 p.m., officers saw two juveniles in the act of spray painting graffiti on a bench at the Escondido Transit Center (700 W. Valley Pkwy.). One of the juveniles ran from officers, but was chased down and arrested. The second juvenile also resisted arrest, but was taken into custody following a minor use of force. One of the juveniles was arrested for vandalism and violating juvenile probation. The second juvenile was arrested for vandalism and violently resisting arrest. Both juveniles are suspected of being involved in several other graffiti incidents throughout Escondido.

Power Pole Destroyed in Collision

On May 31, 2019 at around 6:55 p.m., officers responded to a traffic collision near the intersection of Washington Ave. and Daisy St. The collision occurred when the driver of a car said that their accelerator became stuck, causing them to lose control of the car and strike a power pole. The power pole broke in half, falling across Washington Ave. and forcing the closure of the roadway until SDG&E crews could turn the power off and remove the damaged pole. Escondido police volunteers responded and handled the road closure so that officers could again be available for emergency calls.



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.

- 5 arrests
- 10 citations
- 52 extra patrols

Throughout the week, COPPS officers had been providing extra patrol to the former Ace Hardware building in the 1000 block of W. El Norte Pkwy. An unknown person(s) had been entering the vacant business and removing copper wiring from the interior. Later that same week, COPPS officers were notified that a male had been shocked while stripping copper wire from inside of the business. The male sustained a severe hand injury and was hospitalized. COPPS officers and working with detectives to determine if this suspect can be connected to the other incidents.

TIP OF THE WEEK:

The vehicle versus power pole collision in this week's report is a good reminder of the dangers that exist anytime power lines fall. In this particular case, the power lines were still live until shutoff by SDG&E. Power lines often show no obvious sign of being live, even when a pole is damaged, or lines are on the ground. Remember these important tips;

- **Never assume a power line is dead.** Stay well clear of power lines and remain clear of any water that the power lines may be touching.
- **Stay in your car.** If electrical wires fall on your vehicle the safest place for you to be is inside of your car. The electrical current will run through your car and into the ground, but you could be electrocuted if you open the car door and try to exit.
- **Call 911.** Escondido police and fire personnel respond immediately to all life threatening emergencies. We will help you and get the necessary personnel and equipment in place to protect the community.

FIRE

News:

On Wednesday, May 22, 2019, Rotary Club President Josh Banks presented the Fire Explorers with a donation for \$1,285. Funds were raised through sales from the Rotary Spring Flower Baskets. Program leaders, Pat O'Connell and Matthew Lesmeister were joined at Fire Station 1 by explorers Justus Whitaker and Ryan Laverty.



On May 29 and 30, 2019, personnel from the Escondido Fire and Police Departments participated in a Unified Wildland Training Drill with adjoining Fire, Law and Utility agencies. Hosted by CAL FIRE, this drill brought all adjoining agencies together to run through mock wildland fire scenarios exercising the County-wide evacuation and re-population process.



PUBLIC WORKS

Pen #2 at Mayflower Dog Park will be closed for the next 3 months for renovations. The dog park will be closed this Sunday, June 9 for the start of this renovation project.

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.

Commercial / Office:

1. Escondido Research and Technology Center (ERTC) – West (Developer: James McCann) 2181 Citracado Parkway – 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. The grading permit is ready to be issued once the MOU described below is signed by all parties.
2. Escondido Research and Technology Center (ERTC) – East (Developer: James McCann) 2130 Citracado Parkway – Building plans for the first 71,656 SF medical office building in this approved medical complex area across from Palomar Hospital were submitted into plan check on October 9, 2018. Fire and Esgil have approved the plans. Planning has a hold on the permit until the parking issues below are resolved.

A Specific Plan Amendment (SPA) was approved by the City Council on May 22, 2019, to move the temporary parking lot on the medical building site (above) to another location within ERTC. The SPA includes the construction of a new temporary parking lot at the southern end of the ERTC development on Lots 10-15 and a permanent parking lot on Lot 1. The applicant provided a draft MOU document on January 4, 2019 (intended to be signed by applicant, PPH and City) explaining the phasing and proposed parking improvements and a revised MOU is currently being finalized. Final engineering for the temporary parking lot on Lots 10-15 was accepted into plan check on May 8 (prior to the Council hearing) at the applicant's risk. Engineering comments on that plan were issued last week.

3. Toyota of Escondido Certified Used Car Facility (Developer: Stephen Myers, Toyota of Escondido) 990 N. Broadway – A Plot Plan to assemble five commercial lots including a vacant used car business into an automotive sales and service facility for Toyota. The proposal includes the demolition of a vacant residence and a small expansion of an existing service building. The project application was submitted on January 7, 2019. Staff-level design review occurred on January 31, 2019. Comments from Planning, Engineering, Utilities, Fire and Traffic were sent to the applicant on February 5, 2019. Planning met with the applicant on February 28, 2019, to discuss proposed revisions to the plans. A revised Plot plan was resubmitted March 4, 2019. Engineering met with the applicant on April 8, 2019. A fire flow test was performed the week of May 6 to and an additional hydrant will be necessary. Engineering and Utilities will be drafting conditions as project review is nearing completion.
4. Ritz Theater “The Grand” (Developer: New Venture Church) 301, 309 E. Grand Avenue – A renovation of the existing Ritz Theater and adjacent commercial building to provide for a variety of assembly uses including performing arts, religious services, café, offices and classroom studios was approved by the City Council on December 5, 2018. Engineering is reviewing improvement plans for the alley. Esgil has completed first check of the building plans on May

10, 2019, and returned comments to the applicant. Design modifications for doorways are being reviewed by Planning. Fire is awaiting submittal of sprinkler plans.

Industrial

1. Escondido Self-Storage Facility (Developer: Brandywine Homes, Inc.) 2319 Cranston Dr. – Updated building plans were resubmitted into plan check on July 24, 2018. Esgil and Fire have approved the plans. Planning provided comments on the building plans on September 19, 2018. The final map was approved by City Council on September 19, 2018, and has recorded. The grading permit has been approved and grading has commenced on the site. The building plans have been approved by Esgil and Fire. Planning is reviewing a plan for screening rooftop mechanical equipment that was submitted on June 3., 2019.
2. Citracado Business Park (Developer: Dentt Properties) 2207 Harmony Grove Road – A proposed specific plan for two industrial warehouse/office buildings (145,930 SF and 125,930 SF) with the buildings to be separated by the future extension of Citracado Parkway. The application was submitted on August 14, 2018. All departments have completed their initial review and comments were sent to the applicant on September 17, 2018. SDG&E also has provided comments regarding the high voltage power lines that traverse the site. The applicant's traffic consultant submitted revised methodology and distribution to Engineering on October 19, 2018. A meeting with the applicant to review the various departmental comments occurred on October 29, 2018. Another round of comments related to the proposed specific plan have also been provided. The developer team met with several departments on April 4, 2019, primarily to discuss traffic-related issues.

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 engineering services on April 4, 2018. On January 16, 2019, the City Council expressed continued support for the MFRO, but directed staff to investigate moving the facility to another location. Utilities staff are investigating the feasibility of moving the MFRO to city property located at 901 W. Washington Avenue. An on-site meeting with the selected design-build and environmental contractors occurred on January 28, 2019. Preliminary geotechnical and survey work is underway. Helix Environmental Planning will be preparing the draft environmental documents. A Design Build Agreement was approved by the City Council on April 3, 2019. The Design Build Agreement with Filanc+BC Joint Venture provides for design and pre-construction services. The Design Build team met with Utilities and Planning on May 15, 2019 to discuss design and timeline issues. A rough site plan was presented to the Staff Development Committee on May 21, 2019 for initial feedback. Planning staff attended a design meeting with the design team on June 5, 2019.
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. Additional information has been compiled and

analyzed by the City's biological consultants based on recent conversations with the agencies. The biological consultant and staff met with the wildlife agencies on November 28, 2018 to discuss a modified approach to fulfilling mitigation requirements. Written information summarizing what was discussed at the meeting was transmitted to the agencies on December 4, 2018. City staff recently concluded a revised assessment of potential biological impacts and met with the agencies to present the findings. Additional information requested by the agencies is being prepared for submittal.

Residential

1. 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>

The responses to comments have generated related revisions to the project design. The applicant's engineer submitted a revised tentative map on October 26, 2018. Generally, the amount of grading and the area of disturbance has decreased, while the overall number of 550 residential lots has remained the same. Engineering met with the project engineer and applicant on January 31, 2019, to discuss their comments on the revised tentative map. The revised tentative map and exhibits have been posted on-line at the link above. The applicant met with Traffic Engineering during the week of February 25th to discuss off-site improvements. Staff, applicant and biological consultant met with the wildlife agencies on April 23, 2019, to discuss the revisions to the project design mentioned above.

2. 18 lots at 701 San Pasqual Valley Rd (Developer: Bob Stewart) – Staff comments on the revised tentative map were issued the last week of July 2017. The applicant has occasionally engaged in discussions with various departments since that time, but has declined a staff offer to schedule a comprehensive meeting with all city departments. Another set of revised plans were submitted the week of November 26, 2018. Planning, Engineering and Utilities comments on the revised plans were issued on February 25, 2019. In response to a follow-up discussion with the applicant, Planning provided additional comments on April 29, 2019.
3. 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 applicant submitted rough grading plans, drainage improvement plans and utility relocation plans for all three villages on May 7, 2018. Most of the plans are in third or fourth plan check. Engineering comments were returned on March 12, 2019; and the developer team met with Engineering on April 1, 2019, to discuss the comments. The homebuilder met with Building, Engineering and Planning on April 24, 2019 to discuss the building plan check and precise grading plan processes. A revised Certified Tentative Map for substantial conformance review was submitted on May 23, 2019 and includes a proposal to relocate approximately 10 residential lots within the development. These changes in Villages 2 and 3 result from comments provided by the Regional Water Quality Control Board and those discussions are on-going. Grading and improvement plan check for each of the villages is on-hold until the revised Certified Tentative Map is approved.

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>

4. North Avenue Estates (Developer: Casey Johnson) 34 lots at North Ave./Conway Dr. –The City Council approved the project on January 10, 2018. LAFCO approved the annexation application on October 1, 2018, and the annexation has recorded. The new homebuilder, Taylor Morrison Homes submitted a Precise Development Plan to Planning on December 14, 2018. Grading plans, final map and improvement plans were submitted for review on December 7, 2018. Engineering comments were returned on January 18, 2019 and additional comments were sent on January 25, 2019. Engineering met with the applicant's engineer on January 31, 2019 to discuss drainage issues. A revised Certified TM was approved on March 14, 2019. A revised Precise Development Plan was submitted on March 14, 2019, and Planning comments were issued on April 11, 2019. Final engineering plans were resubmitted on March 21, 2019. The project engineer, Engineering and County Water Authority staff met on April 2, 2019, to discuss the street and utility crossings over the CWA aqueduct. The applicant's engineer has indicated agreement has been reached with CWA to resolve the issues. Engineering staff is awaiting documentation and exhibits confirming the terms of the agreement.
5. Aspire (131 apartment units on Municipal Lot 1) (Developer: Addison Garza, Touchstone Communities) – The proposal consists of a six-story mixed-use development across from City Hall on Parking Lot 1. The project was initially submitted for entitlement processing for a 106-unit development on June 23, 2017. On March 14, 2019, the applicant submitted a revised project under state and city density bonus law that increases the number of dwelling units in return for the provision of 11 Very Low Income housing units. The increased density (now 131 units) has been accommodated by eliminating all 3-bedroom units to allow additional studio, one- and two-bedroom units within the same building structure. The project includes 4,289 square feet of commercial space on the ground floor, primarily fronting on Maple Street Plaza. A purchase and sale agreement for the project site (Parking Lot 1) was approved by the City Council on September 19, 2018. Concerns regarding parking have been expressed; and the applicant's parking consultant submitted a parking study on January 17, 2019. A proposed Development Agreement was submitted for staff review on April 24, 2019. Engineering is completing final review of the traffic study and storm water plans.
6. The Ivy (127 apartment units at 343 E. 2nd) (Developer: Addison Garza, Touchstone Communities) - The apartment project was initially submitted for entitlement processing for a 95-unit development on June 23, 2017. On February 8, 2019, the applicant submitted a revised project under state and city density bonus law that increases the number of dwelling units in return for the provision of nine Very Low Income housing units. The increased density (now 127 units) was accommodated by adding another story to the development resulting in a five-story residential building up to 75 feet in height. While the building footprint is nearly identical to the previous design, the proposal also adds 1,175 square feet of commercial space on the ground floor at the corner of Second Avenue/Ivy Street. The Planning Commission unanimously recommended approval of the project on May 28, 2019. A City Council hearing has tentatively been scheduled for June 19, 2019.

7. 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. Staff comments from Planning, Engineering, Utilities and Fire were returned to the applicant on December 27, 2018. A follow-up meeting with Planning occurred on January 15, 2019, and revised project plans were submitted on February 12, 2019. City staff provided comments on March 25, 2019. Utilities is requesting an upsizing to the water line in Quince Street to 8". Traffic engineering received revised traffic counts on April 19, 2019. The applicant submitted revised plans on May 3, 2019. Public review of the Draft Mitigated Negative Declaration will commence on June 7, 2019.
8. 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 Daley 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. Requested information includes annexation exhibits, proposed general plan amendment text, a proposed Transfer of Development Rights Program, environmental initial study, and a fiscal impact analysis. Planning met with the applicant on May 17, 2018 to discuss items listed in the letter. A follow-up meeting to discuss engineering issues occurred on June 27, 2018. The applicant met with Escondido Fire and Valley Center Fire on August 1, 2018 to discuss fire protection issues. Significant fire-related issues to be addressed include the steepness of the project entry road, secondary emergency access and Fire Department response times. A follow-up meeting with the applicant to discuss these issues occurred on October 11, 2018. On April 5, 2019, the applicant provided a letter response with alternative compliance proposals to address some of the fire-related issues. On May 14, 2019 the applicant provided additional fire-related information requested by Fire and Planning. Fire, Planning, and Engineering staff met with the applicant team on May 29, 2019 to discuss the fire-related information.

A project webpage containing draft documents and plans has been added to the Planning Division's website at the following link:

[Sager Ranch Resort Specific Plan - City of Escondido](#)

9. Nutmeg Condo General Plan Amendment (Developer: Jim Simmons, CCI) 137 townhome condo units on 7.7 acres on both sides of Nutmeg between I-15 and Centre City Parkway – This proposed multi-family residential development includes a GPA from Office to Urban III (up to 18 du/acre) as well as a specific alignment plan for Nutmeg and a vacation of approximately one acre of public right-of-way for use in the project. The project application was received on June 15, 2018. Initial comments from Planning, Fire, Engineering, Utilities and Traffic Engineering were provided to the applicant on July 13, 2018. A Notice of Availability for the Draft EIR was issued May 7, 2019, announcing a 45-day public review period from May 10, 2019 to June 24, 2019. Fire has indicated the Fire Protection Plan is incomplete and needs a maintenance agreement with CalTrans for the fuel modification zones.
10. Oak Creek (Builder: KB Homes) 65 single-family residential lots on approximately 44 acres at Felicita Road and Hamilton Lane – The Zoning Administrator approved a modification to the Precise Development Plan to revise the architecture on October 25, 2018. On-site remediation of hazardous materials has been completed and DTSC has issued a clearance letter. On-site improvement plans have been approved. The rough grading permit was issued on April 18,

2019, and grading has commenced on the site. The Precise Grading Plan for the model homes has been approved and “foundation only” permits were issued on May 16, 2019 for the model homes because Fire does not allow lumber on site until water and paved access are provided. A Model Home Permit was submitted to Planning on May 14, 2019, for the sales office and temporary improvements. A second plan check submittal for the final map was received the week of May 13. Second plan check for the off-site improvement plans was received on June 3, 2019.

11. 555 West Grand Mixed-Use Building (Developer: Ed McCoy) 32 condo units in three floors over a parking garage – This 32-unit mixed-use development with 610 SF of office/flex space was submitted as a planned development application on August 27, 2018. The project is seeking a reduction in parking and open space standards. Initial multi-department comments were sent to the applicant on September 26, 2018. The applicant met with Fire, Engineering, Planning and Utilities staff on October 16, 2018 to discuss the staff comments. Engineering and Fire are coordinating fire flow and hydrant locations with the applicant. It is anticipated that water lines will need to be upsized on Quince and Grand. The applicant submitted a parking study on May 13, 2019, to support the proposed reduction in the number of parking spaces. The applicant met with Engineering and Planning staff on May 22, 2019 to discuss the driveway location and Development Agreement terms. Fire has approved the proposed hydrant locations.
12. Villa Portofino (Developer: Chris Post, ATC Design Group) 15 apartment units in a three-story building with parking garage at 2690 S. Escondido Blvd. – This 15-unit multi-family residential project on a 0.52-acre parcel between S. Escondido Blvd and Cranston Drive was submitted as a Plot Plan application on November 28, 2018. A comment letter was issued on December 20, 2018. Comments included the need to evaluate the building construction type for fire purposes and consider the design standards in the South Centre City Specific Plan. Planning staff have had several follow-up conversations with the applicant team and are awaiting revised plans. Utilities has requested a sewer study to assess potential impacts to the nearby Lift Station 2.
13. Palomar Heights (Developer: Ninia Hammond, Integral Communities) Demolition and redevelopment of the old Palomar Hospital site with 510 multi-family units – A proposed Tentative Map, Planned Development, Specific Plan Amendment and EIR to redevelop the 13.8-acre former hospital site. Up to 5,500 square feet of recreation or commercial space could be included. The project application was submitted on December 24, 2018. Engineering and Planning comments on the initial project submittal were sent to the applicant on February 12, 2019. A contract for a developer-funded planning consultant to work on this project as an extension of Planning staff was approved by the City Council on February 13, 2019. Planning Engineering and Fire met with the applicant team on February 27, 2019 and again on April 24, 2019 to go through proposed revisions to the site plan and building designs. The applicant revised the plans to increase the unit count from 424 units to 510 units. A Notice of Preparation (NOP) for the Draft EIR was issued on May 3, 2019 and a public scoping meeting took place on May 20, 2019. The public comment period for the NOP closed on June 3, 2019, and approximately 28 comment letters and written forms from the scoping meeting were received. Staff is awaiting a complete submittal of the redesign package which is expected in a few weeks.
14. Henry Ranch (Builder: Joe Martin, Trumark Homes) An approved development of 97 single-family residential homes on 74.35 acres at the eastern terminus of Lincoln Avenue – The Tract

920 development proposal was originally approved in 2007 and an extension of the associated Development Agreement was approved in 2016. Final Map, grading plans and improvement plans were submitted for initial review on February 12, 2019. A demolition permit for the former packinghouse structures was submitted on February 14, 2019 and only needs utility shutoff before work starts. Architectural plans were submitted for Design Review on February 15, 2019, and comments were issued on March 14, 2019. A vegetation removal permit was issued on March 21, 2019. The second submittal of final engineering was received on April 22, 2019. Utilities has identified conflicts with drainage facilities in the second plan check. Fire and Engineering provided comments on the third submittal of final engineering plans on May 22, 2019. The applicant is working with staff to resolve final boundary adjustment issues to satisfy the title company. A conditional letter of approval for the boundary adjustment was issued on May 22, 2019, and the Certificates of Compliance are ready to record.

15. Del Prado (Developer: Kerry Garza, Touchstone Communities) – An approved 113-unit townhome-style Planned Development located at the southwestern corner of Brotherton Road and the Centre City Parkway frontage road - The Del Prado project was approved by the City Council in May of 2016. The project site is separated into two parcels by an SDGE parcel. Engineering and Planning are reviewing third plan check for final map, grading and improvement plans for Del Prado South. Del Prado North is in second plan check for the same plans. No building plans have been submitted into plan check. Planning has provided comments for the North landscape plans. An extension of time for both the North and South tentative maps was approved by the Zoning Administrator last week. The applicant is attempting to resolve sewer issues with the Regional Water Quality Control Board because sewer lines are proposed to cross over water lines.
16. Accessory Dwelling Units – Planning staff is currently working on 12 applications for accessory dwelling units. Seven accessory dwelling units have been approved so far this year. 24 accessory dwelling units were approved in 2018. Three accessory dwelling units were approved in 2017.

Building Division:

1. The Building Division issued 70 permits (including 48 solar photovoltaic) with a total valuation of \$159,262.
2. Our building inspectors responded to 162 inspection requests. 133 customers visited the Building counter during the week.
3. *No change from the previous.* The Meadowbrook three-story apartment building with underground garage at 2081 Garden Valley Glen has received final Fire inspection approval and partial final building inspection approvals on the first and second floors. It is expected they will be calling for third floor inspection this week.
4. The Latitude 2 apartment project at 650 N. Center City Pkwy has received building final approvals and Temporary Certificates of Occupancy for Buildings 1-5. Final inspection and department approvals for Building 6 are pending. Foundation inspection for the Building 6 carport has been approved.

5. *No change from the previous.* The new two story church sanctuary building at 1864 N. Broadway is progressing toward final inspection. Drywall installation continues with inspections anticipated for next week.
6. *No change from the previous.* The Citron multifamily project at 2516 S. Escondido Blvd has received final Fire approval and gas meter release for Buildings 6, 7, and 8. Final inspection has also been approved for these last buildings in the project. Final inspection of Building 1 is on-hold pending conversion of the sales office back to a garage.
7. The new 105-room hotel at 200 La Terraza Blvd is open for business under a Temporary Certificate of Occupancy while they work through Engineering and Building inspection corrections. Final inspection of outstanding conditions is anticipated for this week.
8. The new five-story self-storage building at 852 Metcalf St. has completed rough framing and drywall installation is on-going. The installation of air conditioning ducting is also underway. The Senior Inspector intends to make an unscheduled inspection this week to observe progress.
9. The Gateway Grand 126-unit apartment project at 700 W. Grand Ave has third floor walls under construction for Buildings A and B. Building B floor sheathing has been approved for the fourth floor.
10. *No change from the previous.* The new nine-unit apartments at 917 W. Lincoln Ave have received partial inspection approval for exterior framing for buildings B and C. Drywall inspections are beginning and will be on-going for a few weeks. Building staff continues to monitor progress on this jobsite.
11. The two-story, 20,000 square foot office building for Superior Ready Mix at 1564 W. Mission has received underground plumbing and foundation inspection approvals. Framing is ongoing and tilt-up panels 1 through 18 have been approved. Once the concrete has cured, cranes will lift those panels into place. In the meantime, other site work is on-going.

ENGINEERING DEPARTMENT

Capital Improvements

1. 2018 Street Rehabilitation and Maintenance Project – This year’s program will focus on residential areas south of Felicita and east of I 15 with major work on Citricado Parkway, Escondido Boulevard, Del Lago Boulevard, Centre City Parkway, Felicita Road, and Bear Valley Parkway. The pavement restoration of Centre City Parkway between Felicita Avenue and Citracado Parkway is underway this week along South bound Centre City Parkway. The slurry portion of the contract began last Friday and will continue for the next 35 days. The ARAM portion of the project began on May 29 and be competed in 7 days. For more information on the City’s Street Maintenance Program including a comprehensive list of streets to be treated follow the link: (<https://www.escondido.org/city-of-escondido-street-maintenance-program.aspx>).
2. Valley Parkway/Valley Center Road Widening Project– The project is scheduled for Council acceptance of the Notice of Completion on June 19.

3. Transit Center Pedestrian Bridge Project – *No changes from that reported last week.* The preconstruction meeting for the project was held on Wednesday, April 24, 2019. The contractor is currently working on the required NCTD access permit which must be in place to the start of construction. The Notice to Proceed for the contract is Monday, May 20, 2019. Submittals and construction schedules are the first order of work this week.
4. Missing Link Project – *No changes from that reported last week.* The project nearing completion. All punch list items are now complete. The City will close out the project once we receive final billing. The damaged traffic signal pole at the pedestrian signal crossing was repaired within 4 days by the Public Works staff and private contractor this past week.
5. HSIP Traffic Signal Project – The project will provide new traffic signals at Valley Parkway/Date Street, and El Norte Parkway/Fig Street intersections. The project is funded by the Highway Safety Improvements Projects. The contractor has completed installation of all signal foundations and equipment pads. The meter box has been set for El Norte and has been release by SDG&E for meter installation. Valley Parkway intersection meter pad is being installed this week.
6. Tulip Street Improvements Phase IV – The construction of retaining walls is continuing along Tulip Street. The construction of the street lights and associated conduits is proceeding. The roadway section is continuing to be constructed along the project limits.
7. Multi Neighborhood Street Light L.E.D. Retrofit Project – The project will upgrade 644 existing high pressure sodium lights with energy efficient L.E.D. fixtures. The project boundaries are Lincoln Avenue to the north, 13th Avenue to the south, Ash Street to the east, and Upas Street to the west. The winning bid came in below the engineer's estimate which will allow for the installation of an additional 100 lights. The installation of the new light fixtures is set to begin on June 10.
8. Storm Drain Pipe Lining and Rehabilitation Project Phase1 – The project consists of 14 work zones and 3 Bid Alternate locations for the videoing, grouting, repairing, and lining of existing corrugated metal pipes (CMP) within the City's inventory. The project Notice to Proceed has been issued and the contractor is on day 26 of the contract. The low bidder was Sancon Engineering Inc. with a bid of \$841,310.00. The Engineers estimate for the project was \$746,734.00.

Private Development

1. Tract 932 - Canyon Grove Shea Homes Community – *No changes from that reported last week:* The developer is reconstructing a water quality basin within the development that failed to perform during last winter's rain season. When completed the basin resembles a park with grass for neighborhood activities.
2. Latitude II Condominiums by a Lyon Homes Partnership: Washington Avenue @ Centre City Parkway – Construction of the onsite bio retention facility is ongoing along Centre City Parkway.
3. Tract 934 – Is a 5 lot subdivision located at 1207 Gamble Street. *No changes from that reported last week:* The water line construction is currently under pretest procedures. The sewer manhole located in Gamble Street has been constructed.

4. Veterans Village – *No changes from that reported last week:* The project has been walked and a punch list has been provided. The remaining buildings were released for occupancy this week.
5. KB Homes Oak Creek Project - The grading operation is in full swing again this week. Over the course of the grading operation, 5,920 cubic yards of dirt will be delivered to the site. The grading contractor has two drop tanks for filling 4 water trucks which are on site. The onsite improvement plans have been signed and work has begun on the water and storm drain connection in Felicita Avenue.
6. Escondido Self Storage - *No changes from that reported last week:* The grading of the project is idled. Offsite utility construction has begun along Brotherton Road. The project is located at the southwest corner of Brotherton Road and Cranston Drive.
7. Citron Development – *No changes from that reported last week: The project has received its punch list and is currently being completed.*
8. ATT Facility Tank Relocation – The tank testing and lines to the building is the order of work again this week. Due to heavier than normal rain this winter the project completion has been delayed.
9. North American Self Storage – The project is located at 852 Metcalf Street. The construction of the new mainline has restarted along the project frontage. The redesign in the intersection crossing is still being developed.

GRANT APPLICATIONS

None this week.

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