

CITY OF ESCONDIDO
January 11, 2017
3:30 P.M. Meeting Minutes
Escondido City Council

CALL TO ORDER

The Regular Meeting of the Escondido City Council was called to order at 3:30 p.m. on Wednesday, January 11, 2017 in the Mitchell Room at City Hall with Mayor Abed presiding.

ATTENDANCE:

The following members were present: Councilmember Olga Diaz, Councilmember Ed Gallo, Deputy Mayor John Masson, Councilmember Michael Morasco, and Mayor Sam Abed. Quorum present.

ORAL COMMUNICATIONS

CLOSED SESSION: (COUNCIL/SUCCESSOR AGENCY/RRB)

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

- I. CONFERENCE WITH LABOR NEGOTIATOR (Government Code §54957.6)**
- a. **Agency Negotiator:** Sheryl Bennett and Graham Mitchell
 Employee Organization: Escondido Police Officers' Association
- II. CONFERENCE WITH LEGAL COUNSEL-- EXISTING LITIGATION (Government Code §54956.9(d)(1))**
- Case Name:** Nicolas Dapice v. City of Escondido
 Case No: WCAB Case No. ADJ6914844
- III. CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Government Code §54956.8)**
- a. **Property:** A parcel on the north side of West Valley Parkway between City hall and the California Center for the Arts, Escondido; APN 229-372-20
- City Negotiator:** The City of Escondido
 Negotiating Parties: Craig Clark
 Under Negotiation: Price and Terms of Agreement

- b. **Property:** 272 East Via Rancho Parkway
City Negotiator: The City of Escondido
Negotiating Parties: Westfield
Under Negotiation: Price and Terms of Agreement

Item II was not discussed.

ADJOURNMENT

Mayor Abed adjourned the meeting at 4:50 p.m.

MAYOR

CITY CLERK

DEPUTY CITY CLERK

CITY OF ESCONDIDO
January 11, 2017
4:30 P.M. Meeting Minutes

Escondido City Council

CALL TO ORDER

The Regular Meeting of the Escondido City Council was called to order at 4:52 p.m. on Wednesday, January 11, 2017 in Salon 1 at the California Center for the Arts, Escondido with Mayor Abed presiding.

MOMENT OF REFLECTION:

Scott Smith led the Moment of Reflection.

FLAG SALUTE

Deputy Mayor Masson led the Flag Salute.

ATTENDANCE:

The following members were present: Councilmember Olga Diaz, Councilmember Ed Gallo, Deputy Mayor John Masson, Councilmember Michael Morasco, and Mayor Sam Abed. Quorum present.

Also present were: Graham Mitchell, City Manager; Jeffrey Epp, City Attorney; Bill Martin, Director of Community Development; Julie Procopio, Director of Engineering Services; Diane Halverson, City Clerk; and Jennifer Ekblad, Deputy City Clerk.

ORAL COMMUNICATIONS

CONSENT CALENDAR

MOTION: Moved by Deputy Mayor Masson and seconded by Councilmember Diaz to approve the following Consent Calendar items. Motion carried unanimously.

- 1. AFFIDAVITS OF PUBLICATION, MAILING AND POSTING (COUNCIL/SUCCESSOR AGENCY/RRB)**
- 2. APPROVAL OF WARRANT REGISTER (Council/Successor Agency)**
- 3. APPROVAL OF MINUTES: A) Regular Meeting of September 14, 2016 B) Regular Meeting of December 7, 2016 C) Special Meeting of December 14, 2016**
- 4. APPROVAL OF CALPERS INDUSTRIAL DISABILITY RETIREMENT FOR BEVERLY HOLTZ -**
Request the City Council approve the California Public Employees' Retirement System (CalPERS) Industrial Disability Retirement for Police Officer Beverly Holtz. (File No. 0170-57)

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

RESOLUTION NO. 2017-01

5. MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF ESCONDIDO AND THE POLICE OFFICERS' ASSOCIATION - NON-SWORN BARGAINING UNIT AND BUDGET ADJUSTMENT -

Request the City Council approve the execution of a Memorandum of Understanding between the City of Escondido and the Police Officers' Association Non-Sworn Bargaining Unit, for a one-year term commencing July 1, 2016 through June 30, 2017 and approve a budget adjustment appropriating \$56,055 to cover increased contract costs. The Fiscal Year 2016-17 General Fund Operating Budget did not allocate funds for contract increases, but it is anticipated that budgetary savings at year end will cover these increased costs. (File No. 0740-30)

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

RESOLUTION NO. 2017-09

6. FINAL MAP, ESCONDIDO TRACT 877, LOCATED AT 1995 BERNARDO AVENUE -

Request the City Council approve the Final Map for Tract 877, a 13-Lot Residential Subdivision located at 1995 Bernardo Avenue. (File No. 0800-10)

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

7. REJECT ALL BIDS FOR THE JIM STONE POOL RENOVATION PROJECT -

Request the City Council approve rejecting all bids for the Jim Stone Pool Renovation Project and authorize staff to re-bid the project. (File No. 0600-10 [A-3206])

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

RESOLUTION NO. 2017-08

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.)

PUBLIC HEARINGS

8. TWO ALTERNATIVE MASTER AND PRECISE DEVELOPMENT PLANS AND ZONE CHANGE FOR A PROPOSED INDUSTRIAL DEVELOPMENT AT 1925 HARMONY GROVE ROAD (PHG 16-0012 AND ENV 16-0008) -

Request the City Council approve two alternative Master and Precise Development Plans and a Zone Change from R-1-7 (Single-Family Residential) to PD-I (Planned Development-Industrial) for a proposed industrial development on Harmony Grove Road, south of Enterprise Street, east of Pacific Oaks Place (APN 235-050-58). The two alternative plans are mutually exclusive. Master and Precise Development Plan A would consist of one 98,500 square-foot industrial building, and Master and Precise Development Plan B would consist of three industrial buildings and 86,010 total square feet. The proposal also includes the adoption of the environmental determination prepared for the project. (File No. 0800-40)

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

ORDINANCE NO. 2017-02 (First Reading and Introduction)

Deputy Mayor John Masson abstained and left the dais.

Bill Martin, Director of Community Development, introduced Mike Strong, Assistant Director of Planning, who presented the staff report utilizing a PowerPoint presentation.

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

Scott Merry, applicant, was available to answer questions and provided information on the project.

Mayor Abed asked if anyone else wanted to speak on this issue in any way. No one asked to be heard. Therefore, he closed the public hearing.

MOTION: Moved by Councilmember Diaz and seconded by Councilmember Morasco to approve two alternative Master and Precise Development Plans and a Zone Change from R-1-7 (Single-Family Residential) to PD-I (Planned Development-Industrial) for a proposed industrial development on Harmony Grove Road, south of Enterprise Street, east of Pacific Oaks Place (APN 235-050-58). The two alternative plans are mutually exclusive. Master and Precise Development Plan A would consist of one 98,500 square-foot industrial building, and Master and Precise Development Plan B would consist of three industrial buildings and 86,010 total square feet. The proposal also includes the adoption of the environmental determination prepared for the project. Ayes: Diaz, Gallo, Morasco, Abed. Noes: None. Masson Abstained. Motion carried.

9. APPEAL OF PLANNING COMMISSION DECISION TO APPROVE A CONDITIONAL USE PERMIT FOR A MEMBRANE FILTRATION/REVERSE OSMOSIS FACILITY (MF/RO) LOCATED AT 1201 EAST WASHINGTON AVENUE (PHG 16-0014) -

Request the City Council affirm the Planning Commission's approval of a Conditional Use Permit for the development of a Membrane Filtration/Reverse Osmosis facility (MF/RO) located at 1201 East Washington Avenue. (File No. 0800-40)

Staff Recommendation: **Deny the appeal and affirm the decision of the Planning Commission (Community Development Department: Bill Martin)**

RESOLUTION NO. 2017-07

Adam Finestone, Principal Planner, presented the staff report utilizing a PowerPoint presentation.

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

Russell Nakaoka, Escondido, appellant, spoke in opposition to the proposed location of the project.

Dolores M. McQuiston, Escondido, spoke in opposition to the project and suggested staff should have worked more with the community.

Katherine B. Fromm, Escondido, spoke in opposition to the project at this site.

Marshall Byer, Escondido, spoke in support of the project.

Pamela Stahl, Escondido, read excerpts from an Escondido Creek Conservancy statement.

Geraldine Teutsch, Escondido, spoke in opposition to the proposed location of the facility and suggested the Public Works Yard as an alternative site.

Barbara Takahara, Escondido, spoke in favor of the facility, but opposed the proposed location and suggested alternative uses for the site.

Stewart Taylor, Escondido, spoke in support of the proposed facility.

Juliet M. Taylor, Escondido, spoke in support of the proposed facility.

Alfred Roebuck, Escondido, voiced support for the project, but opposed the proposed location of the facility.

Bob Serrano, Escondido, spoke in opposition to the proposed facility's location near his restaurant.

Norman Maxwell, Escondido, commented in opposition to the proposed facility.

Marilyn Gallegos Ramirez, Escondido, shared support for the need for water recycling use, but opposed the proposed location; suggested delaying the project to look for alternative locations.

Arie de Jong, Escondido, recommended low-income/mixed-use housing for the property.

Chris Nava, Escondido, spoke in favor of the facility, but opposed the proposed location.

David Dryden, Escondido, commented in opposition to the project.

Steve Dickson, Rancho Santa Fe, commented in support of the facility, but opposed to the proposed location.

Randall Roberts, Escondido, shared his concerns with public health & safety issues at the proposed facility.

Consuelo Martinez, Escondido, commented that the local community is opposed to the proposed location; suggested the Public Works Yard as an alternative location; and spoke in opposition to the project at this site.

Arthur Devine, Escondido, suggested the former Police Station, vacant land around the Hale Avenue Resource Recovery Facility, and the Public Works Yard as alternative sites; voiced his opposition to the proposed location.

Stacy Weber, Escondido, spoke in favor of the facility, but opposed to the proposed location.

Cesar Serrano, Escondido, spoke in opposition to the proposed location of the facility

Patricia Borchmann, Escondido, shared various slides of other locations and findings for issuing a CUP.

David Puchta, Escondido, suggested an alternative location for the proposed facility.

Edward Grangetto, Escondido, supports continuation of agriculture in business community and spoke in favor of the proposed facility.

Mayor Abed asked if anyone else wanted to speak on this issue in any way. No one asked to be heard. Therefore, he closed the public hearing.

Councilmember Diaz, appellant, reiterated support for agricultural community; voiced opposition to the proposed location of the facility.

MOTION: Moved by Councilmember Morasco and seconded by Deputy Mayor Masson to deny the appeal and affirm the Planning Commission's approval of a Conditional Use Permit for the development of a Membrane Filtration/Reverse Osmosis facility (MF/RO) located at 1201 East Washington Avenue. Ayes: Gallo, Masson, Morasco, Abed. Noes: Diaz. Motion carried.

CURRENT BUSINESS

10. APPOINTMENT TO PLANNING COMMISSION -

Request the City Council ratify the Mayor's appointments to the Planning Commission. (File No. 0120-10)

Staff Recommendation: **Ratify Appointments (City Clerk's Office: Diane Halverson)**

Joe Garcia, Escondido, addressed the Council concerning his experience and was available to answer questions.

Consuelo Martinez, Escondido, shared her concern that the applicant lacks planning background.

MOTION: Moved by Mayor Abed and seconded Councilmember Morasco by to ratify the Mayor's appointment of Joe Garcia to the Planning Commission. Ayes: Gallo, Masson, Morasco, Abed. Noes: Diaz. Motion carried.

11. REVIEW AND UPDATE OF CURRENT COUNCIL SUBCOMMITTEE AND MEMBER ASSIGNMENTS -

Request the City Council make determinations and ratify members to serve on the Council/Mayoral appointed subcommittees per the attached listing. (File No. 0610-55)

Staff Recommendation: **None**

MOTION: Moved by Deputy Mayor Masson and seconded by Councilmember Morasco to maintain the current listing of the Council Appointed Regional Subcommittees, Mayoral Appointed Regional Subcommittees, Mayoral Appointed Local Subcommittees, and Mayoral Appointed Ad Hoc Committees. Ayes: Diaz, Gallo, Masson, Morasco, Abed. Noes: None. Motion carried.

FUTURE AGENDA

12. FUTURE AGENDA -

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

Staff Recommendation: **None (City Clerk's Office: Diane Halverson)**

COUNCIL MEMBERS' SUBCOMMITTEE REPORTS

Councilmember Morasco reported on the Regional Solid Waste Committee meeting in regards to potential State mandates for processing organic waste.

Deputy Mayor Masson reported on the League of California Cities meeting to take place in Sacramento next week.

Councilmember Gallo reported that the North County Transit District's nominating committee appointed a chair and vice chair.

Mayor Abed reported in that SANDAG Board of Directors approved active transportation funding for Escondido; discussed the failure to pass Transnet Proposition A; and discussed the I-5 and 78 expansion projects.

CITY MANAGER'S UPDATE/BRIEFING

The most current information from the City Manager regarding Economic Development, Capital Improvement Projects, Public Safety and Community Development.

- **CITY MANAGER'S UPATE -**

ORAL COMMUNICATIONS

ADJOURNMENT

Mayor Abed adjourned the meeting at 7:31 p.m.

MAYOR

CITY CLERK

DEPUTY CITY CLERK

**CITY OF ESCONDIDO
SUBCOMMITTEE & AD HOC APPOINTMENTS
2017 - 2018**

CITY COUNCIL APPOINTED (REGIONAL) SUBCOMMITTEES			
NAME OF AGENCY	COUNCIL REPRESENTATIVE	STAFF LIAISON	NOTES
NORTH COUNTY TRANSIT DISTRICT	Ed Gallo Michael Morasco (Alternate)	Ed Domingue	
SANDAG	Sam Abed John Masson (Alternate) Ed Gallo (2 nd Alternate)	Julie Procopio Bill Martin	
SAN DIEGUITO RIVER VALLEY Regional Open Space Park JPA Board	Olga Diaz Mike Morasco (Alternate)	Loretta McKinney	
MAYORAL APPOINTED (REGIONAL) SUBCOMMITTEES			
NAME OF AGENCY	COUNCIL REPRESENTATIVE	STAFF LIAISON	NOTES
ABAG	Sam Abed		Voting delegate is the Mayor who may appoint alternates (Reso 98-262)
LEAGUE OF CALIFORNIA CITIES	John Masson	City Manager	
REGIONAL SOLID WASTE ASSOCIATION BOARD	Mike Morasco	Laura Robinson	Initial appointment 9/17/03
ESCONDIDO CREEK WATERSHED ALLIANCE (ECWA)	Olga Diaz	Chris McKinney	Cities of Encinitas, Solana Beach; San Diego County; Escondido Creek Conservancy; San Elijo Lagoon Conservancy; state & federal agencies (<i>Meets Quarterly</i>)
SAN DIEGO COUNTY WATER AUTHORITY	Ed Gallo	Chris McKinney	Initial appointment 4/10/13; Reappointed on 9/14/16.

CITY OF ESCONDIDO
SUBCOMMITTEE & AD HOC APPOINTMENTS
2017 – 2018

MAYORAL APPOINTED (LOCAL) SUBCOMMITTEES			
NAME OF COMMITTEE	COUNCIL REPRESENTATIVE	STAFF LIAISON	NOTES
ANNUAL AWARD SELECTIONS <i>Mayor's State Of City Address</i>	John Masson Mike Morasco	Teresa Collins	Meets annually
CCAE	Ed Gallo Mike Morasco	Chris McKinney	<i>(Established 12-16-09 - former ad hoc committee)</i>
ECONOMIC DEVELOPMENT	Sam Abed John Masson	Michelle Geller	
SCHOOL SUBCOMMITTEE	Mike Morasco Olga Diaz	City Manager	
UTILITIES SUBCOMMITTEE	Ed Gallo Mike Morasco	Chris McKinney	Originally established 9/19/07 as an ad hoc; became permanent 2/24/10
MAYORAL APPOINTED AD HOC COMMITTEES			
NAME OF COMMITTEE	COUNCIL REPRESENTATIVE	STAFF LIAISON	NOTES <i>Not subject to Brown Act</i>
DOWNTOWN PARKING <i>(Established. 4/6/05)</i>	Olga Diaz Ed Gallo	Julie Procopio	Temporary liaison to make recommendations on interim and long-term parking concerns.