

CITY OF ESCONDIDO
January 16, 2019
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 16, 2019 in the City Council Chambers at City Hall with Mayor McNamara presiding.

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.

ORAL COMMUNICATIONS

CLOSED SESSION: (COUNCIL/SUCCESSOR AGENCY/RRB)

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

I. CONFERENCE WITH LEGAL COUNSEL-- EXISTING LITIGATION (Government Code 54956.9(d)(1))

- a. **Case Name:** Garrett, et. al. v. City of Escondido
Case No: 37-2017-00045061-CU-WM-NC

II. CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Government Code §54956.8)

- a. **Property:** 201 South Pine Street, 509 West Second Avenue, and 542 West Third Avenue (APNs 233-032-0700, 233-032-0800, 233-32-1200, 233-032-1300, and 233-032-1400)
City Negotiator: Jeffrey Epp, City Manager
Negotiating Parties: Pemcor Properties
Under Negotiation: Price and Terms of Agreement
- b. **Property:** 480 North Spruce Street (APN 232-091-2800)
City Negotiator: Jeffrey Epp, City Manager
Negotiating Parties: Pretium LLC (Custom Blow Molding)
Under Negotiation: Price and Terms of Existing Lease

ADJOURNMENT

Mayor McNamara adjourned the meeting at 4:21 p.m.

DocuSigned by:
Paul McNamara
CAACE20782954D3
MAYOR

DocuSigned by:
Jack Beck
A58535D0BDC1430
CITY CLERK

DocuSigned by:
Jennifer Ekblad
A184532A07CB42C
DEPUTY CITY CLERK

CITY OF ESCONDIDO
January 16, 2019
4:30 P.M. Meeting Minutes

Escondido City Council

CALL TO ORDER

The Regular Meeting of the Escondido City Council was called to order at 4:30 p.m. on Wednesday, January 16, 2019 in the City Council Chambers at City Hall with Mayor McNamara presiding.

MOMENT OF REFLECTION

Dick Bridgman led the Moment of Reflection.

FLAG SALUTE

Deputy Mayor Martinez led the flag salute.

ATTENDANCE:

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

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

ORAL COMMUNICATIONS

Anthony Capito, Escondido, questioned next course of action regarding a ticket he received from Police Department.

Michael Allen, San Marcos, shared information regarding the bullet train and requested the Council consider supporting the construction of a bullet train station in Escondido.

Richard Sanchez, Escondido, requested the Council reconsider cannabis dispensaries in Escondido and shared concerns regarding staffing at the Reidy Creek Golf Course.

CONSENT CALENDAR

MOTION: Moved by Deputy Mayor Martinez and seconded by Councilmember Diaz to approve all Consent Calendar items with the exception of item 5, 13, and 14. 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)

- 325707 - 325939 dated December 12, 2018
- 325940 - 326147 dated December 19, 2018
- 326148 - 326330 dated December 26, 2018
- 326331 - 326539 dated January 02, 2019

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

3. APPROVAL OF MINUTES: A) Special Meeting of December 12, 2018 B) Regular Meeting of December 19, 2018

4. FISCAL YEAR 2018 U.S. DEPARTMENT OF JUSTICE EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT - LOCAL SOLICITATION AND BUDGET ADJUSTMENT -

Request the City Council approve accepting a \$39,773 Fiscal Year 2018 Edward Byrne Memorial Justice Assistance Grant (JAG); authorize the Chief of Police or his designee to execute grant documents on behalf of the City; and approve budget adjustments needed to spend grant funds. Grant funds will cover salary expenses for part-time patrol technicians. Patrol technicians augment front-line law enforcement services, allowing officers to focus on crime-prevention and suppression. (File No. 0480-70)

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

5. FISCAL YEAR 2018 CALIFORNIA DEPARTMENT OF JUSTICE TOBACCO LAW ENFORCEMENT GRANT PROGRAM AND BUDGET ADJUSTMENT -

Request the City Council approve accepting a \$421,872 Fiscal Year 2018 California Department of Justice (DOJ) Tobacco Law Enforcement Grant; authorize the Chief of Police or his designee to execute grant documents on behalf of the City; and approve budget adjustments needed to spend grant funds. The grant will cover salary and benefits for a School Resource Officer and expenses for tobacco suppression details. Funds are intended to increase school and community safety. (File No. 0480-70)

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

Craig Carter, Chief of Police, and Justin Murphy, Police Captain, were available to answer questions.

MOTION: Moved by Councilmember Diaz and seconded by Councilmember Masson to approve accepting a \$421,872 Fiscal Year 2018 California Department of Justice (DOJ) Tobacco Law Enforcement Grant; authorize the Chief of Police or his designee to execute grant documents on behalf of the City; and approve budget adjustments needed to spend grant funds. Motion approved unanimously.

6. LANDSCAPE MAINTENANCE DISTRICT BUDGET ADJUSTMENT FOR ZONE 7 -

Request the City Council approve a budget adjustment in the amount of \$5,000 from the Landscape Maintenance District Reserve Fund balance for Zone 7 to the Professional Services account for Zone 7. Zone 7 is located along the east side of La Honda Drive from Trujillo Terrace North, past McNaughton Lane. (File No. 0430-80)

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

7. BID AWARD FOR THE TULIP STREET IMPROVEMENTS PHASE IV -

Request the City Council approve awarding the bid to Southland Paving, Inc., determined to be the lowest responsive and responsible bidder, and authorize the Mayor and City Clerk to execute a Public Improvement Agreement in the amount of \$1,148,793.75 for the Tulip Street Improvements Phase IV located between Third Avenue and West Valley Parkway/Grand Avenue. (File No. 0600-10 [A-3280])

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

RESOLUTION NO. 2019-01

8. BID AWARD FOR THE MULTI NEIGHBORHOOD STREET LIGHT L.E.D. RETROFIT PROJECT -

Request the City Council approve awarding the bid to HMS Construction, Inc., determined to be the lowest responsive and responsible bidder; authorize the Mayor and City Clerk to execute a Public Improvement Agreement in the amount of \$190,000; and authorize staff to approve change orders up to 25 percent of the contract value for the Multi Neighborhood Street Light L.E.D. Retrofit Project. (File No. 0600-10 [A-3279])

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

RESOLUTION NO. 2019-03

9. PUBLIC UTILITY AND STREET DEDICATION, BERKSHIRE COURT -

Request the City Council approve authorizing the dedication of Assessor Parcel Number (APN) 236-335-12-00, a City-owned parcel also known as Berkshire Court, for street and public utility purposes. (File No. 0690-30)

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

RESOLUTION NO. 2019-11

10. A FIRST AMENDMENT TO THE HOTEL ECONOMIC DEVELOPMENT INCENTIVE AGREEMENT FOR THE SPRINGHILL SUITES BY MARRIOTT IN LA TERRAZA -

Request the City Council approve authorizing the Mayor and City Clerk to execute a First Amendment to the Hotel Economic Development Incentive Agreement for the Springhill Suites by Marriott in La Terraza. (File No. 0800-40)

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

RESOLUTION NO. 2019-05

11. FIRE DEPARTMENT FIRE AERIAL LADDER TRUCK REFURBISHMENT -

Request the City Council approve authorizing Fleet Services to enter into an Agreement with Sutphen Corporation to refurbish the existing 1998 Fire Ladder Truck so that it can be added to the fleet as a reserve apparatus. Funding for this project will be from the use of CIP funds collected from public facility fees. (File No. 0600-10 [A-3284])

Staff Recommendation: **Approval (Fire Department: Rick Vogt and Public Works Department: Joseph Goulart)**

RESOLUTION NO. 2019-06

12. WASHINGTON PARK BALLFIELD LIGHTING LED UPGRADE PROJECT -

Request the City Council approve authorizing the Assistant Director of Public Works to enter into an agreement with MUSCO Sports Lighting, LLC, to upgrade the existing metal-halide ballfield lighting at Washington Park to light-emitting diode (LED) technology in an amount not to exceed \$128,374, utilizing Program year 2016 Housing Related Park program grant funds. (File No. 0600-10 [A-3279])

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

RESOLUTION NO. 2019-07

13. CONSULTING AGREEMENT WITH PFM ASSET MANAGEMENT, LLC TO PROVIDE INVESTMENT MANAGEMENT SERVICES AND ADVISORY SERVICES TO THE CITY -

Request the City Council approve authorizing the Mayor and City Clerk to execute a two (2) year Consulting Agreement with PFM Asset Management, LLC with two (2) additional one-year renewal options. (File No. 0600-10 [A-3278])

Staff Recommendation: **Approval (City Treasurer's Office: Douglas W. Shultz)**

RESOLUTION NO. 2019-10

Douglas W. Shultz, City Treasurer, was available to answer questions.

MOTION: Moved by Councilmember Diaz and seconded by Councilmember Morasco to approve authorizing the Mayor and City Clerk to execute a two (2) year Consulting Agreement with PFM Asset Management, LLC with two (2) additional one-year renewal options and adopt Resolution No. 2019-10. Motion carried unanimously.

14. TREASURER'S INVESTMENT REPORT FOR THE QUARTER ENDED SEPTEMBER 30, 2018 -

Request the City Council receive and file the Quarterly Investment Report. (File No. 0490-55)

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

Douglas W. Shultz, City Treasurer, was available to answer questions.

Patricia Borchmann, Escondido, requested this item not be on the Consent Calendar and reaffirmed a request to form a budget commission with citizen oversight.

NO COUNCIL ACTION NECESSARY ON THIS ITEM.

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

15. DOWNTOWN GRAND AVENUE ARCH -

Presentation by The Escondido Charitable Foundation of conceptual plans and stakeholder process for a donor-funded decorative arch over Grand Avenue at Centre City Parkway.

Staff Recommendation: **Consider presentation and provide direction regarding next steps.**

Kenneth Lounsberry, Ceci Lusky, and Nick Tsoulos, representatives for The Escondido Charitable Foundation, presented regarding a decorative arch over Grand Avenue at Centre City Parkway utilizing a PowerPoint presentation.

Alex McLachlan, representative for the Escondido Downtown Business Association, was available to answer questions.

CITY COUNCIL PROVIDED DIRECTION TO MOVE FORWARD WITH THE PROPOSED PROJECT.

16. CLIMATE ACTION PLAN UPDATE - INFORMATIONAL REPORT AND STATUS UPDATE (PHG 18-0009) -

Request the City Council receive and file the Climate Action Plan Update. No action is required at this time except to provide direction to staff as appropriate. ***This item was continued from November 28, 2018.*** (File No. 0800-40)

Staff Recommendation: **Provide Direction (Community Development Department: Bill Martin)**

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

Brenda Koenig, Escondido, requested the Council develop an updated Climate Action Plan that supports renewable energy in Escondido.

Richard Miller, Director of Sierra Club San Diego Chapter, shared comments regarding building energy priority ratings in the Climate Action Plan and suggested the City adopt a reach building code.

Aisha Wallace-Palomares, requested the Council update the Climate Action Plan and suggested the creation of a sustainability innovation center.

Sophie Wolfram, representative for Climate Action Campaign, provided recommendations regarding the Climate Action Plan Update.

Laura Hunter, Conservation Chair for the Sierra Club San Diego Chapter, shared comments and concerns regarding the Climate Action Plan Update.

Yusef Miller, Escondido, voiced support for a robust Climate Action Plan Update.

Marian Sedio, Valley Center, shared concerns regarding the climate crisis.

Jim Crouch, Escondido, offered suggestions for sustainable energy options for Escondido residents.

Patricia Borchmann, Escondido, expressed appreciation for public outreach regarding the Climate Action Plan and emphasized the opportunity for Escondido to participate in the Community Choice Energy option.

J.P. Theberge, representative for Grow the San Diego Way, shared concerns regarding land use patterns and recommended denser zoning in City centers close to transit.

Nathan Serrato, representative for The Escondido Creek Conservancy, suggested restoring the creek should be a key strategy in the Climate Action Plan.

Pam Heatherington, Board Member of the Environmental Center of San Diego, recommended adding land use actions, out of area mitigations should not be allowed, and social equity to the Climate Action Plan.

Michael Allen, San Marcos, shared information regarding heat indexes and impacts to the climate.

CITY COUNCIL PROVIDED DIRECTION TO STAFF.

17. LOCATION OF THE PLANNED MEMBRANE FILTRATION REVERSE OSMOSIS FACILITY -

Request the City Council receive a report from City staff about the planned location of the Membrane Filtration Reverse Osmosis (MFRO) Facility and the process by which that location was selected, and provide direction to staff whether or not that decision should be reconsidered. (File No. 0800-40)

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

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

Barbara Takahara, Escondido, suggested other uses for the proposed location of the MFRO and requested Council consider the impacts to the neighborhood.

Laura Hunter, Escondido, Conservation Chair for the Sierra Club San Diego Chapter, requested Council direct staff to find a new location for the MFRO and shared concerns regarding the proposed site.

Patricia Borchmann, Escondido, shared concerns regarding the proposed location of the MFRO and requested the Council consider an alternate location.

Edward Grangetto, representative for Escondido Growers for Agricultural Preservation, voiced support for the current proposed location and shared concerns regarding a change of venue and delay in the project.

CITY COUNCIL PROVIDED DIRECTION TO STAFF TO CONSIDER A NEW LOCATION FOR THE MEMBRANE FILTRATION REVERSE OSMOSIS FACILITY.

18. STATE REVOLVING FUND INSTALLMENT SALE AGREEMENT FOR THE PLANNED MEMBRANE FILTRATION REVERSE OSMOSIS FACILITY -

Request the City Council approve authorizing the Director of Utilities to execute an Installment Sale Agreement in the amount of \$29 million from the State Water Resources Control Board, Division of Financial Assistance. If approved, the loan issued from the State Revolving Fund will be used for construction costs of the Membrane Filtration Reverse Osmosis (MFRO) Facility Project. (File No. 1340-70)

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

RESOLUTION NO. 2019-04

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

MOTION: Moved by Councilmember Masson and seconded by Councilmember Morasco to approve authorizing the Director of Utilities to execute an Installment Sale Agreement in the amount of \$29 million from the State Water Resources Control Board, Division of Financial Assistance. If approved, the loan issued from the State Revolving Fund will be used for construction costs of the Membrane Filtration Reverse Osmosis (MFRO) Facility Project and adopt Resolution No. 2019-04. Motion carried unanimously.

FUTURE AGENDA

19. FUTURE AGENDA -

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

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

DEPUTY MAYOR MARTINEZ PROPOSED A FUTURE AGENDA ITEM REGARDING CHANGING COUNCIL MEETINGS TO A LATER TIME; SUPPORTED BY COUNCILMEMBER DIAZ.

COUNCIL MEMBERS SUBCOMMITTEE REPORTS

Councilmember Morasco attended a Regional Solid Waste Association meeting and reported anticipated changes regarding processing of organic waste regulations and eliminating organic waste in current landfills.

Mayor McNamara attended three SANDAG meetings and reported regarding mass transit, smart roads, and impacts to San Diego County.

CITY MANAGER'S WEEKLY ACTIVITY REPORT

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

- **WEEKLY ACTIVITY REPORT -**

ORAL COMMUNICATIONS

ADJOURNMENT

Mayor McNamara adjourned the meeting at 7:42 p.m.

DocuSigned by:
Paul McNamara
CAACE20782954D3...
MAYOR

DocuSigned by:
Jack Beck
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CITY CLERK

DocuSigned by:
Jennifer Ekblad
A184532A07CB42C...
DEPUTY CITY CLERK