

CITY OF ESCONDIDO
June 19, 2019
5:00 P.M. Meeting Minutes
Escondido City Council

CALL TO ORDER

The Regular Meeting of the Escondido City Council was called to order at 5:00 p.m. on Wednesday, June 19, 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/RRB)

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

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

- a. **Case Name:** Citizens Development Corporation v. County of San Diego, et al., U.S. District Court
Case No: 12-CV-0334 GPC (KSC)

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

- a. **Property:** 1600 West 9th Avenue, APN 232-542-13-00 (Windsor Gardens)
City Negotiator: Jeffrey Epp, City Manager
Negotiating Parties: Community Housing Works
Under Negotiation: Price and Terms of Agreement

ADJOURNMENT

Mayor McNamara adjourned the meeting at 5:30 p.m.

DocuSigned by:

Paul McNamara

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MAYOR

DocuSigned by:

Jack Beck

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CITY CLERK

**June 19, 2019
6:00 P.M. Meeting**

Escondido City Council

CALL TO ORDER

The Regular Meeting of the Escondido City Council was called to order at 6:00 p.m. on Wednesday, June 19, 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

Guillermo Gonzales, Recreation Leader I, 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.

PROCLAMATIONS:

Guillermo Gonzales, Recreation Leader I, received the proclamation for Parks & Recreation Month - July 2019

Arturo Velasco received the proclamation for Arturo Velasco Day - Escondido Education COMPACT 2019 Outstanding Youth of the Year.

PRESENTATIONS:

Felicity Vaughn, volunteer, and Melissa Navarrete, volunteer, presented regarding Operation Underground Railroad (O.U.R.).

ORAL COMMUNICATIONS

CONSENT CALENDAR

MOTION: Moved by Deputy Mayor Martinez and seconded by Councilmember Diaz to approve all Consent Calendar items with the exception of items 5, 6, 8, 9, 10, and 11. Motion carried unanimously.

1. AFFIDAVITS OF PUBLICATION, MAILING AND POSTING (COUNCIL/RRB)

2. APPROVAL OF WARRANT REGISTER (Council)

Request the City Council approve the City Council and Housing Successor Agency warrant numbers: (File No. 0400-40)

- 331319 – 331511, dated June 5, 2019

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

3. APPROVAL OF MINUTES: A) Regular Meeting of May 22, 2019 B) Regular Meeting of June 5, 2019

4. NOTICE OF COMPLETION FOR EAST VALLEY PARKWAY/VALLEY CENTER ROAD STREET WIDENING PROJECT -

Request the City Council approve authorizing the City Engineer to file a Notice of Completion for the East Valley Parkway/Valley Center Road Widening Project. (File No. 0600-95)

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

RESOLUTION NO. 2019-71

5. NOTICE OF COMPLETION FOR THE CENTRE CITY SHOPPING CENTER -

Request the City Council approve authorizing the City Engineer to file a Notice of Completion for Centre City Shopping Center. (File No. 0600-95)

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

RESOLUTION NO. 2019-88

Julie Procopio, Director of Engineering Services, was available for questions.

MOTION: Moved by Councilmember Diaz and seconded by Councilmember Morasco to approve authorizing the City Engineer to file a Notice of Completion for Centre City Shopping Center and adopt Resolution No. 2019-88. Motion carried unanimously.

6. CONTRACT AMENDMENT FOR THE CITRACADO PARKWAY EXTENSION PROJECT -

Request the City Council approve authorizing a Seventh Amendment to the Consultant Agreement with AECOM in the amount of \$357,325 for the Citracado Parkway Extension Project. (File No. 0600-10 [A-3059])

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

RESOLUTION NO. 2019-97

Julie Procopio, Director of Engineering Services, presented the staff report utilizing a PowerPoint presentation.

MOTION: Moved by Councilmember Morasco and seconded by Councilmember Masson to approve authorizing a Seventh Amendment to the Consultant Agreement with AECOM in the amount of \$357,325 for the Citracado Parkway Extension Project and adopt Resolution No. 2019-97. Motion carried unanimously.

7. SECOND AMENDMENT TO THE PUBLIC SERVICES AGREEMENT FOR RIGHT OF WAY LANDSCAPE MAINTENANCE SERVICES WITH STEVEN SMITH LANDSCAPING INC. -

Request the City Council approve authorizing the Mayor and City Clerk to execute a Second Amendment to the Public Services Agreement, exercising option period two (2) of the Right of Way Landscape Maintenance Services Request for Proposal No. 18-02, extending the Agreement through June 30, 2020, in an amount not to exceed \$275,388.80. (File No. 0600-10 [A-3256])

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

RESOLUTION NO. 2019-86

8. AWARD PURCHASE OF FUELS FOR FISCAL YEAR 2020 -

Request the City Council approve the purchase of unleaded gasoline and diesel fuel from SC Fuels, Inc. in the amount of \$1,200,000 utilizing a Cooperative Purchase Agreement with the City of San Diego, RFP No. 10089315-18-K, pursuant to Escondido Municipal Code Chapter 10, Article 5, Section 10-90. (File No. 0470-35)

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

RESOLUTION NO. 2019-89

Joseph Goulart, Director of Public Works, was available for questions.

MOTION: Moved by Councilmember Masson and seconded by Councilmember Diaz to approve the purchase of unleaded gasoline and diesel fuel from SC Fuels, Inc. in the amount of \$1,200,000 utilizing a Cooperative Purchase Agreement with the City of San Diego, RFP No. 10089315-18-K, pursuant to Escondido Municipal Code Chapter 10, Article 5, Section 10-90 and adopt Resolution No. 2019-89. Motion carried unanimously.

9. SECOND AMENDMENT TO A CONSULTING AGREEMENT FOR THE CONTINUATION OF PLANNING SERVICES FOR THE SAFARI HIGHLANDS RANCH PROJECT, AND RELATED BUDGET ADJUSTMENT (SUB 15-0019 AND ENV 15-0009) -

Request the City Council approve a Second Amendment to a Consulting Agreement with John Helmer DBA Quercus Land Use Planning for the sum of \$76,700 to continue providing professional planning services on the project as a contracted extension of City staff and approve the related budget adjustment. Authorizing this request does not have any legally binding effect on any possible future discretionary action related to the proposed project. (File No. 0600-10[A-3198])

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

RESOLUTION NO. 2019-91

Bill Martin, Director of Community Development, was available to answer questions.

Scott Graves, Escondido, requested language be added to the agreement regarding advocating on the City's behalf.

Patricia Borchmann, representative for Escondido Chamber of Citizens, requested this item be postponed until the July 17, 2019 City Council Meeting and the agreement be suspended until that time.

MOTION: Moved by Councilmember Morasco and seconded by Councilmember Masson to approve a Second Amendment to a Consulting Agreement with John Helmer DBA Quercus Land Use Planning for the sum of \$76,700 to continue providing professional planning services on the project as a contracted extension of City staff and approve the related budget adjustment. Authorizing this request does not have any legally binding effect on any possible future discretionary action related to the proposed project and adopt Resolution No. 2019-91. Ayes: Martinez, Masson, Morasco, McNamara. Noes: Diaz. Motion carried.

10. INNOVATE78 MEMORANDUM OF UNDERSTANDING (MOU) -

Request the City Council approve a Memorandum of Understanding (MOU) involving the City of Escondido and the cities of Carlsbad, Oceanside, San Marcos, and Vista; and authorize continued funding for Escondido's annual share (\$38,000) of the Consultant Services Agreement with San Diego Regional Economic Development Corporation (EDC) to continue the work of the "Innovate78" regional economic development initiative. Each of the five cities pays an equal share for the contract, which totals \$190,000 per year. (File No. 0865-60)

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

RESOLUTION NO. 2019-98

Michelle Gellar, Economic Development Manager, and Matt Sanford, Director of Economic Development for San Diego Regional Economic Development Corporation, presented the staff report utilizing a PowerPoint presentation.

11. ELECTRONIC AND PAPERLESS FILING OF CAMPAIGN STATEMENTS AND STATEMENTS OF ECONOMIC INTEREST -

Request the City Council approve amending Chapter 2, Article 7 of the Escondido Municipal Code by adding Section 2-109.1 to require electronic and paperless filing of campaign statements of economic interest. (File No. 0680-10)

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

ORDINANCE NO. 2019-07 (First Reading and Introduction)

Zack Beck, City Clerk, presented the staff report utilizing a PowerPoint presentation.

MOTION: Moved by Councilmember Diaz and seconded by Councilmember Masson to approve amending Chapter 2, Article 7 of the Escondido Municipal Code by adding Section 2-109.1 to require electronic and paperless filing of campaign statements of economic interest and introduce Ordinance No. 2019-07. Motion carried unanimously.

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

Request the City Council approve the bid and award the contract for the City's legal advertising for a one-year period to Escondido Times-Advocate. (File No. 0600-10 [A-3300])

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

RESOLUTION NO. 2019-77R

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

13. DEVELOPMENT AGREEMENT, AND MASTER AND PRECISE DEVELOPMENT PLAN FOR "THE IVY" MIXED-USE DEVELOPMENT (PHG 19-0010) -

Request the City Council approve a Development Agreement to allocate density from the Downtown Density Transfer Program; approve a Master and Precise Development Plan including a Density Bonus Application; and adopt a Class 32 Exemption in accordance with the California Environmental Quality Act (CEQA) for a proposed mixed-use development known as "The Ivy" located at 343 East Second Avenue. (File No. 0600-15)

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

ORDINANCE NO. 2019-08 (First Reading and Introduction)

Bill Martin, Director of Community Development, presented the staff report utilizing a PowerPoint presentation.

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

Oscar Medina, Project Manager for Circulate San Diego, voiced support for the proposed project.

Aisha Wallace-Palomares, Escondido, voiced support for the proposed project and shared concerns regarding affordable housing.

Mayor McNamara asked if anyone else wished to speak on this item in any way. No one asked to be heard; therefore, he closed the public hearing.

MOTION: Moved by Councilmember Masson and seconded by Councilmember Morasco to remove \$300,000 funding for fencing at Kit Carson Park; approve a Development Agreement to allocate density from the Downtown Density Transfer Program; approve a Master and Precise Development Plan including a Density Bonus Application; and adopt a Class 32 Exemption in accordance with the California Environmental Quality Act (CEQA) for a proposed mixed-use development known as "The Ivy" located at 343 East Second Avenue and introduce Ordinance No. 2019-08. Ayes: Masson, Morasco. Noes: Diaz, Martinez, McNamara. Motion failed.

MOTION: Moved by Deputy Mayor Martinez and seconded by Councilmember Diaz to approve a Development Agreement to allocate density from the Downtown Density Transfer Program; approve a Master and Precise Development Plan including a Density Bonus Application; and adopt a Class 32 Exemption in accordance with the California Environmental Quality Act (CEQA) for a proposed mixed-use development known as "The Ivy" located at 343 East Second Avenue and introduce Ordinance No. 2019-08. Motion carried unanimously.

14. REPORT ON DRINKING WATER PUBLIC HEALTH GOALS -

Request the City Council receive and file the Drinking Water Public Health Goals (PHG) Report for years 2016-2018 and accept public comment on the report. (File No. 1320-90)

Staff Recommendation: **Receive and File (Utilities Department: Christopher W. McKinney)**

Christopher W. McKinney, Director of Utilities, and Reed Harlan, Water Treatment Plant Superintendent presented the staff report utilizing a PowerPoint presentation.

Mayor McNamara opened the public hearing and asked if anyone wished to speak on this issue in any way. No one was asked to be heard; therefore, he closed the public hearing.

NO COUNCIL ACTION NECESSARY ON THIS ITEM.

CURRENT BUSINESS

15. ESCONDIDO DISPOSAL INCORPORATED (EDI) WASTE & RECYCLING FRANCHISE AGREEMENT AMENDMENT -

Request the City Council approve adopting the Waste and Recycling Franchise Agreement with EDI, amending the existing Franchise Agreement pertaining to residential and non-residential solid waste and recycling terms, provisions, conditions, rates, and fees. (File No. 0600-10 [A-2340])

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

RESOLUTION NO. 2019-61

Jay Petrek, Assistant City Manager, presented the staff report utilizing a PowerPoint presentation.

MOTION: Moved by Councilmember Morasco and seconded by Councilmember Masson to approve adopting the Waste and Recycling Franchise Agreement with EDI, amending the existing Franchise Agreement pertaining to residential and non-residential solid waste and recycling terms, provisions, conditions, rates, and fees and adopt Resolution No. 2019-61. Motion carried unanimously.

FUTURE AGENDA

16. 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 Masson attended San Diego County Water Authority Budget Subcommittee meeting and shared information regarding rate increases.

Councilmember Diaz and Deputy Mayor Martinez attended ad hoc subcommittee meeting with City Attorney Mike McGuinness regarding Council policies.

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 8:40 p.m.

DocuSigned by:

Paul McNamara

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MAYOR

DocuSigned by:

Jack Beck

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CITY CLERK