

CITY OF ESCONDIDO
September 23, 2020
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 September 23, 2020 via Video Conference and 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

Michael McGuinness, City Attorney, led the Flag Salute

ATTENDANCE

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

Also present were: Jeffrey Epp, City Manager; Michael McGuinness, City Attorney; Mike Strong, Director of Community Development; Julie Procopio, Director of Engineering Services; and Zack Beck, City Clerk.

PROCLAMATION

Fire Prevention Week
Pollution Prevention Week

CLOSED SESSION REPORT

None.

ORAL COMMUNICATIONS

Aisha Wallace-Palomares – Expressed opposition to DUI checkpoints in Escondido.

Maria Wallace – Expressed opposition to DUI checkpoints in Escondido.

Ruben Garza – Expressed concern about a fence being removed behind his house.

CONSENT CALENDAR

MOTION: Moved by Councilmember Diaz and seconded by Councilmember Morasco to approve all consent calendar items, except item 4, 7, 8 and 10. Approved 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:

- 345523 – 345736 dated September 9, 2020.

Staff Recommendation: **Approval (Finance Department: Christina Holmes)**

3. APPROVAL OF MINUTES: None Scheduled

4. ANNUAL DESTRUCTION OF RECORDS -

Request the City Council authorize the annual destruction of City records in accordance with Government Code Section 34090 et seq. (File No. 0160-35)

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

RESOLUTION NO. 2020-138

Corey Pigott – Requested the City Council not approve this item.

Kristen Brown – Requested the City Council not approve this item.

Alexander Han – Expressed opposition to this item.

MOTION: Moved by Deputy Mayor Martinez and seconded by Councilmember Diaz to approve the annual destruction of City records in accordance with Government Code Section 34090 et seq. except A11, A12, A17 and D3. Approved unanimously.

5. CITY CONFLICT OF INTEREST CODE UPDATE -

Request the City Council approve the proposed minor changes to the City's conflict of interest code reflect changes in management positions and changes in the State of California model conflict of interest code. (File No. 0640-30)

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

RESOLUTION NO. 2020-128

6. APPROVAL OF CALPERS INDUSTRIAL DISABILITY RETIREMENT FOR POLICE OFFICER THOMAS D. PHELPS -

Request the City Council approve the Industrial Disability Retirement for Police Officer Thomas D. Phelps. (File No. 0170-57)

Staff Recommendation: **Approval (Human Resources Department: Jessica Perpetua)**

RESOLUTION NO. 2020-144

7. JESMOND DENE MUSCO BALLFIELD LIGHT LED RETROFIT PROJECT -

Request the City Council authorize the Director of Public Works to enter into an agreement with MUSCO Sports Lighting, LLC for equipment to upgrade the existing metal-halide ballfield lighting at Jesmond Dene Park to light-emitting diode ("LED") technology in an amount not to exceed \$269,050.00, utilizing Fiscal Year 2019-2020 U.S. Department of Housing and Urban Development ("HUD") Community Development Block Grant program funds. (File No. 0600-11, A-3345)

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

RESOLUTION NO. 2020-136

Penn Diehl – Expressed support for this item.

Corey Pigott – Expressed support for this item.

Alexander Han – Expressed support for this item.

MOTION: Moved by Councilmember Morasco and seconded by Councilmember Diaz to authorize the Director of Public Works to enter into an agreement with MUSCO Sports Lighting, LLC for equipment to upgrade the existing metal-halide ballfield lighting at Jesmond Dene Park to light-emitting diode ("LED") technology in an amount not to exceed \$269,050.00, utilizing Fiscal Year 2019-2020 U.S. Department of Housing and Urban Development ("HUD") Community Development Block Grant program funds. Approved unanimously.

8. PURCHASE TWO TYMCO MODEL 600 REGENERATIVE AIR STREET SWEEPERS FROM TYMCO, INC. OF WACO, TEXAS -

Request the City Council authorize the Public Works / Fleet Services Division to purchase two TYMCO 600 Regenerative Air Street Sweepers from TYMCO Inc. through a Cooperative Purchase Contract with the Houston-Galveston Area Council ("HGAC"). (File No. 0470-35)

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

RESOLUTION NO. 2020-135

9. AUTHORITY TO ACCEPT LOCAL ROADWAY SAFETY PROGRAM GRANT TO PERFORM LOCAL ROADWAY SAFETY PLAN AND BUDGET ADJUSTMENT -

Request the City Council authorize the Director of Engineering Services or her designee to accept grant funds in the amount of \$72,000 for developing a Local Roadway Safety Plan and authorize a budget adjustment allocating grant funds to the project. The City was selected to receive grant funds from the Caltrans Local Highway Safety Improvement Program ("HSIP") to prepare a Local Roadway Safety Plan that will analyze collisions, identify priority corridors and roadway safety solutions. (File No. 1050-70)

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

RESOLUTION NO. 2020-139

Ruben Garza – Expressed opposition to this item.

10. FOR THE LAKE WOHLFORD DAM REPLACEMENT PROJECT ("ENV 13-0005") -

Request the City Council approve certifying the Final Environmental Impact Report and adopt findings of fact, a statement of overriding considerations, and a mitigation monitoring and reporting program for the Lake Wohlford Dam Replacement Project. (File No. 0915-55)

Staff Recommendation: **Approval (Community Development Department: Mike Strong)**

RESOLUTION NO. 2020-145

Jorge Viramontes – Requested that local contractors be used for this project.

MOTION: Moved by Deputy Mayor Martinez and seconded by Councilmember Diaz to approve certifying the Final Environmental Impact Report and adopt findings of fact, a statement of overriding considerations, and a mitigation monitoring and reporting program for the Lake Wohlford Dam Replacement Project. Approved unanimously.

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

11. ZONE CHANGE, MASTER AND PRECISE DEVELOPMENT PLAN, CONDITIONAL USE PERMIT, AND SPECIFIC ALIGNMENT PLAN FOR CARVANA AUTO DEALERSHIP (PL20-0447) -

Request the City Council approve a Master and Precise Development Plan for the development of a Carvana Fulfillment Center / Vending Machine auto dealership, and Zone Change from General Industrial (M-2) to Planned Development-Industrial (PD-I) located at 555 N. Hale Avenue. In conjunction with this action, it is requested that the City Council approve a Conditional Use Permit for an auto dealership within an industrial zone, and Specific Alignment Plan for Hale Avenue, with associated street improvements, parking, landscaping, and storm water facilities. (File No. 0860-20)

Staff Recommendation: **Approval (Community Development Department: Mike Strong)**

a) RESOLUTION NO. 2020-129 b) ORDINANCE NO. 2020-25

MOTION: Moved by Councilmember Morasco and seconded by Councilmember Diaz to approve a Master and Precise Development Plan for the development of a Carvana Fulfillment Center / Vending Machine auto dealership, and Zone Change from General Industrial (M-2) to Planned Development-Industrial (PD-I) located at 555 N. Hale Avenue. In conjunction with this action, it is requested that the City Council approve a Conditional Use Permit for an auto dealership within an industrial zone, and Specific Alignment Plan for Hale Avenue, with associated street improvements, parking, landscaping, and storm water facilities. Approved unanimously.

CURRENT BUSINESS

12. FINANCIAL STATUS REPORT AND BUDGET ADJUSTMENT REQUEST FOR FISCAL YEAR 2019/20 -

Request the City Council receive and file the year-end financial status report for fiscal year 2019/20, and approve the budget adjustment to distribute the General Fund year-end financial results. (File No. 0430-30, 0430-80)

Staff Recommendation: **Receive and File/Approval (Finance Department: Christina Holmes)**

Jose Campos – Expressed opposition to the budget adjustment for Reidy Creek.

Enrique Martinez – Expressed opposition to the budget adjustment for Reidy Creek.

Jonah Breslau – Expressed opposition to the budget adjustment for Reidy Creek.

MOTION: Moved by Councilmember Diaz and seconded by Deputy Mayor Martinez to approve the budget adjustment to distribute the General Fund year-end financial results and bring back the budget adjustment for Reidy Creek at a future Council Meeting date. Approved unanimously.

13. DEVELOPMENT IMPACT FEES ASSOCIATED WITH PUBLIC FACILITIES, PARK DEVELOPMENT, TRAFFIC IMPACT, DRAINAGE FACILITIES, AND FUNDING OF ONGOING MUNICIPAL SERVICES -

Request the City Council approve adopting Resolution No. 2020-125 updating Development Impact Fees collected for Public Facilities, Park Development, Traffic Impact, and Drainage Facilities to fully offset costs anticipated to serve new development, and introduce Ordinance No. 2020-24 amending Municipal Code Chapter 6, Article 17 and Chapter 6, Article 18B to establish a provision regarding other fees and exactions for ongoing municipal services. (File No. 0480-45)

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

a) RESOLUTION NO. 2020-125 b) ORDINANCE NO. 2020-24

MOTION: Moved by Deputy Mayor Martinez and seconded by Councilmember Diaz to introduce Ordinance No. 2020-24 amending Municipal Code Chapter 6, Article 17 and Chapter 6, Article 18B to establish a provision regarding other fees and exactions for ongoing municipal services. Approved 3-1 (Morasco - No)

***Consideration of Resolution 2020-125 rescheduled to October 21, 2020.**

14. CITYWIDE SERVICES COMMUNITY FACILITIES DISTRICT 2020-1 ANNEXATION OF PROJECTS UNDER ENTITLEMENT REVIEW -

Request the City Council direct staff to continue requiring projects that were not entitled prior to May 13, 2020 to offset the ongoing costs of providing public services to the project by annexing into the Citywide Services Community Facilities District or through another approved funding mechanism. (File No. 0850-20)

Staff Recommendation: **Provide Direction (Engineering Services Department: Julie Procopio)**

Peter Zak – Expressed opposition to the Services CFD.

Frank Giordano – Expressed opposition to the Services CFD.

Laura Hunter – Expressed support to the Services CFD.

Maria Estrada – Expressed opposition to the Services CFD.

Mike McSweeney – Expressed opposition to the Services CFD.

Diane Hansen – Expressed opposition to the Services CFD.

Paul Mayer – Expressed opposition to the Services CFD.

Gil Miltenberger – Expressed opposition to the Services CFD.

David Lanferman - – Expressed opposition to the Services CFD.

COUNCIL DIRECTION: Mayor McNamara, Deputy Mayor Martinez and Councilmember Diaz directed staff to pursue Option 1. Councilmember Morasco opposed that direction.

FUTURE AGENDA

15. **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)**

Councilmember Morasco requested two items be placed on the future agenda: 1. Consideration of moving Council Meetings to Council Chambers. 2. Normalization of business practices in the City of Escondido in light of COVID-19.

COUNCIL MEMBERS SUBCOMMITTEE REPORTS AND OTHER REPORTS

Councilmember Diaz - League of CA Cities Annual Conference

Councilmember Morasco - Get back to normal activities as soon as possible.

Deputy Mayor Martinez - San Diego County Water Authority Meeting. Spoke at Mission Middle School to an eighth grade class.

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


None.

ADJOURNMENT

Mayor McNamara adjourned the meeting at 8:27 p.m.

DocuSigned by:

CAACE20782954D3...

MAYOR

DocuSigned by:

A58535D0BDC1430...

CITY CLERK