

**CITY OF ESCONDIDO**  
**February 12, 2020**  
**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, February 12, 2020 in the City Council Chambers at City Hall with Mayor McNamara presiding.

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

**ORAL COMMUNICATIONS**

**CLOSED SESSION: (COUNCIL/RRB)**

**MOTION:** Moved by Councilmember Masson and seconded by Deputy Mayor Martinez to recess to Closed Session. Approved unanimously.

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

- a. **Property:** 1812 Harmony Grove, APN 232-372-06  
**City Negotiator:** Jeffrey Epp, City Manager  
**Negotiating Parties:** None  
**Under Negotiation:** Dispose of City Owned Land
- b. **Property:** 509 W. 2nd Avenue, 201 S. Pine Street & 542 W. 3rd Avenue, APN 233-032-07 & 08, APN 233-032-12, 13 & 14  
**City Negotiator:** Jeffrey Epp, City Manager  
**Negotiating Parties:** None  
**Under Negotiation:** Dispose of City Owned Land
- c. **Property:** 250 E 14th Street, APN 233-592-04  
**City Negotiator:** Jeffrey Epp, City Manager  
**Negotiating Parties:** Maple Avenue Properties, LLC  
**Under Negotiation:** Provide Offer to Owner

**II. CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION/SIGNIFICANT EXPOSURE (Government Code 54956.9(d)(2))**

- a. Significant exposure to litigation pursuant to subdivision (d)(2) of Government Code Section 54956.9(d)(2): One Case: Claim No. 5167

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

- a. **Case Name:** City of Escondido v. Nilesh Patel, an individual, Jai Ambe Phoenix, LLC  
**Case No:** 37-2018-00023279-CU-MC-NC

**ADJOURNMENT**

Mayor McNamara adjourned the meeting at 5:54 p.m.

DocuSigned by:

*Paul McNamara*

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MAYOR

DocuSigned by:

*Jack Beck*

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CITY CLERK

**CITY OF ESCONDIDO**  
**February 12, 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 Wednesday, February 12, 2020 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**

Paul McNamara, Mayor, led the flag salute

**PROCLAMATION**

Mayor McNamara presented a proclamation for Black History Month to representatives from the North County NAACP.

**PRESENTATION**

Mike Dunlap received a Certificate of Recognition

Frank Foster delivered a presentation regarding "A Step Beyond".

**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; and Zack Beck, City Clerk.

**CLOSED SESSION REPORT**

**CONFERENCE WITH REAL PROPERTY NEGOTIATOR (Government Code §54956.8)**

- d.     **Property:**                   1812 Harmony Grove, APN 232-372-06  
       **City Negotiator:**       Jeffrey Epp, City Manager  
       **Negotiating Parties:**   None  
       **Under Negotiation:**   Dispose of City Owned Land

**COUNCIL ACTION: The City Council voted 5/0 to set up a Public Hearing for the designation of surplus property at a future City Council Meeting.**

- e.     **Property:**                   509 W. 2nd Avenue, 201 S. Pine Street & 542 W. 3rd Avenue, APN  
  233-032-07 & 08, APN 233-032-12, 13 & 14  
       **City Negotiator:**       Jeffrey Epp, City Manager  
       **Negotiating Parties:**   None  
       **Under Negotiation:**   Dispose of City Owned Land

**COUNCIL ACTION:**

- f. **Property:** 250 E 14th Street, APN 233-592-04  
**City Negotiator:** Jeffrey Epp, City Manager  
**Negotiating Parties:** Maple Avenue Properties, LLC  
**Under Negotiation:** Provide Offer to Owner

**COUNCIL ACTION: The City Council voted 5/0 to give direction to the real estate assets manager to bring forward this item in an open session meeting.**

**CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION/SIGNIFICANT EXPOSURE (Government Code 54956.9(d)(2))**

- a. Significant exposure to litigation pursuant to subdivision (d)(2) of Government Code Section 54956.9(d)(2): One Case: Claim No. 5167

**COUNCIL ACTION: The City Council voted 5/0 to approve a settlement agreement in the amount \$17,250.**

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

- b. **Case Name:** City of Escondido v. Nilesh Patel, an individual, Jai Ambe Phoenix, LLC  
**Case No:** 37-2018-00023279-CU-MC-NC

**COUNCIL ACTION: No reportable action.**

**ORAL COMMUNICATIONS**

None.

**CONSENT CALENDAR**

**MOTION:** Moved by Councilmember Masson and seconded by Councilmember Diaz to approve all Consent Calendar items. 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 (File No. 0400-40):

338824 – 339025 dated January 29, 2020.

Staff Recommendation: **Approval (Finance Department: Joan Ryan)**

- 3. **APPROVAL OF MINUTES: None Scheduled**

- 4. **TREASURER'S INVESTMENT REPORT FOR THE QUARTER ENDED DECEMBER 31, 2019 -**  
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)**

## 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.)

## CURRENT BUSINESS

### 5. FINANCIAL STATUS REPORT FOR THE FISCAL YEAR 2019/20 SECOND QUARTER ENDING DECEMBER 31, 2019, AND BUDGET ADJUSTMENT -

Request the City Council receive and file the Second Quarter Financial Report for Fiscal Year 2019/20, and approve the attached budget adjustment. (File No. 0430-30, 0430-80)

Staff Recommendation: **Approval (Finance Department: Joan Ryan)**

**MOTION:** Moved by Councilmember Morasco and seconded by Deputy Mayor Martinez to receive and file the Second Quarter Financial Report for Fiscal Year 2019/20, and approve the attached budget adjustment. Approved unanimously.

### 6. LIBRARY PARTNERSHIP BETWEEN THE CITY OF ESCONDIDO AND THE PALOMAR COMMUNITY COLLEGE DISTRICT -

Request the City Council approve authorizing a Memorandum of Understanding (MOU) between the City of Escondido and the Palomar Community College District to promote library services available to the general public at Palomar Community College's Ernest J. Allen Library located at the Escondido Education Center. (File No. 0740-30)

Staff Recommendation: **Approval (Communications and Community Services Department: Joanna Axelrod)**

RESOLUTION NO. 2020-17

**Dr. Jack Kahn** - Acting Superintendent of Palomar College, expressed support for the MOU.

**Jack Anderson** - President of the Escondido Library Foundation, expressed support for the MOU.

**Katherine Barbara Frahm** - Expressed support for the MOU.

**MOTION:** Moved by Councilmember Masson and seconded by Councilmember Diaz to approve authorizing a Memorandum of Understanding (MOU) between the City of Escondido and the Palomar Community College District to promote library services available to the general public at Palomar Community College's Ernest J. Allen Library located at the Escondido Education Center. Approved unanimously.

### CONSULTING AGREEMENT WITH TRUE NORTH RESEARCH, INC. FOR PHASE II COMMUNITY SURVEY EFFORTS AND THE FORMATION OF AN AD HOC CITY COUNCIL SUBCOMMITTEE -

Request the City Council approve authorizing the City Manager to execute a Consulting Agreement with True North Research, Inc. to prepare a resident satisfaction survey for an amount not to exceed \$31,500; and establish an ad hoc City Council subcommittee of two members to work with staff and the consultant in developing the survey questions. (File No. 0600-10, A-3326)

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

RESOLUTION NO. 2020-19

**MOTION:** Moved by Councilmember Morasco and seconded by Councilmember Diaz to approve authorizing the City Manager to execute a Consulting Agreement with True North Research, Inc. to prepare a resident satisfaction survey for an amount not to exceed \$31,500; and establish an ad hoc City Council subcommittee of Deputy Mayor Martinez and Councilmember Masson to work with staff and the consultant in developing the survey questions. Approved unanimously.

## FUTURE AGENDA

### 7. 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

**Deputy Mayor Martinez** - Attended a League of California Cities Meeting with District Attorney Summer Stefan.

**Mayor McNamara** - Attended a SANDAG Transportation Committee Meeting.

## 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](http://www.escondido.org).

- **WEEKLY ACTIVITY REPORT -**

## ORAL COMMUNICATIONS

None.

## ADJOURNMENT

Mayor McNamara adjourned the meeting at 7:17 p.m.

DocuSigned by:

*Paul McNamara*

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MAYOR

DocuSigned by:

*Zack Beck*

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CITY CLERK