



Agenda Item: No. 3
Date: June 22, 2011

APPROVAL

OF

MINUTES

CITY OF ESCONDIDO
May 25, 2011
3:30 p.m. Meeting Minutes
Escondido City Council
Community Development Commission

CALL TO ORDER

The Regular Meeting of the Escondido City Council and Community Development Commission was called to order at 3:30 p.m. on Wednesday, May 25, 2011 in the Council Chambers at City Hall with Mayor Abed presiding.

ATTENDANCE

The following members were present: Councilmember Olga Diaz, Councilmember Ed Gallo, Deputy Mayor Marie Waldron, and Mayor Sam Abed. Councilmember Diaz arrived at 3:45 p.m. Councilmember Michael Morasco absent. Quorum present.

ORAL COMMUNICATIONS

CLOSED SESSION: (COUNCIL/CDC/RRB)

MOTION: Moved by Councilmember Gallo and seconded by Councilmember Waldron to recess to Closed Session. Ayes: Diaz, Gallo, Waldron and Abed. Noes: None. Absent: Morasco. Motion carried.

I. CONFERENCE WITH LABOR NEGOTIATOR (Government Code §54957.6)

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|-----------|---------------------------|----------------------------------------------------------------------------------------------------------------|
| a. | Agency Negotiator: | Sheryl Bennett, Clay Phillips |
| | Employee organization: | Escondido City Employee Association
Supervisory Bargaining Unit |
| b. | Agency Negotiator: | Sheryl Bennett, Clay Phillips |
| | Employee organization: | Escondido City Employee Association
Administrative/Clerical/Engineering (ACE) Bargaining Unit |
| c. | Agency Negotiator: | Sheryl Bennett, Clay Phillips |
| | Employee organization: | Maintenance & Operations, Teamsters Local 911 |
| d. | Agency Negotiator: | Sheryl Bennett, Clay Phillips |
| | Employee or organization: | Escondido Police Officers' Association |

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

- a. Property: 401 N. Spruce Street
- City Negotiator: Clay Phillips
- Negotiating parties: City and Interfaith Community Services
- Under negotiation: Price and terms of payment

ADJOURNMENT

Mayor Abed adjourned the meeting at 4:40 p.m.

MAYOR

ASSISTANT CITY CLERK

MINUTES CLERK

CITY OF ESCONDIDO
May 25, 2011
4:30 p.m. Meeting Minutes

Escondido City Council
Community Development Commission
Mobilehome Rent Review Board

CALL TO ORDER

The Regular Meeting of the Escondido City Council and Community Development Commission was called to order at 4:40 p.m. on Wednesday, May 25, 2011 in the Council Chambers at City Hall with Mayor Abed presiding.

MOMENT OF REFLECTION

FLAG SALUTE

Mayor Abed led the flag salute.

ATTENDANCE

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

Also present were: Clay Phillips, City Manager; Jeffrey Epp, City Attorney; Barbara Redlitz, Community Development Director; Robert Zaino, Engineering Services Deputy Director; Bob Zornado, Assistant City Clerk; and Liane Uhl, Minutes Clerk.

PRESENTATIONS

Mayor Abed introduced Luke Ashforth, Toby Ashley, Aidan Conant-Guy, Connor Murphy and Christian Reynaldo who accepted the Webelos Special Achievement Award.

PROCLAMATIONS

Mayor Abed introduced Carol Rea who accepted a proclamation for National Historic Preservation Month, May 2011. Mayor Abed handed out awards for Best appearance Award to Patricia Preston, Most Improved Appearance award to Pastor Jesus Rivas for Iglesia Bautista Fundamental, Historic Research Award to Keigh & Celia Moore, Special Merit Award to Leila Whitehill, Special Merit Award to Missy David for a Girl Scout Troup, and a Special Merit Award to Shari Culver & K.C. Tucker for the Holiday Wine Cellar.

ORAL COMMUNICATIONS

Larry Steneck, Escondido, distributed information and indicated the Coalition of Escondido Mobile/Manufactured Home Voters (CEMV) would be distributing American flags to mobilehome parks for Memorial Day.

Melvin Takahara, Escondido, asked Council to not dismantle recreation programs.

Patty Huerta, Escondido Education Compact, requested Council continue funding the Education Compact.

Roy Garrett, Escondido, asked Council to use the proceeds from the sale of the EYE (Escondido Youth Encounter) to subsidize recreation programs.

Ruth Pickard, Escondido, distributed information and urged Council to keep the Senior Center Craft Shop open.

CONSENT CALENDAR

Councilmember Diaz removed items 5, 6 and 8 from the Consent Calendar for discussion.

MOTION: Moved by Councilmember Waldron and seconded by Councilmember Diaz that the following Consent Calendar items be approved with the exception of items 5, 6 and 8. Ayes: Diaz, Gallo, Waldron and Abed. Noes: None. Absent: Morasco. Motion carried.

1. **AFFIDAVITS OF PUBLICATION, MAILING AND POSTING (COUNCIL/CDC/RRB)**
2. **APPROVAL OF WARRANT REGISTER (Council/CDC)**
3. **APPROVAL OF MINUTES: Regular Meeting of April 13, 2011**
4. **TREASURER'S INVESTMENT REPORT FOR THE QUARTER ENDED MARCH 31, 2011 –**
Request Council receive and file the Quarterly Investment Report. (File No. 0490-55)

Staff Recommendation: Receive and file: **(City Treasurer's Office: Kenneth Hugins)**

5. **SECOND AMENDMENT TO AGREEMENT WITH MR. B'S LANDSCAPE MAINTENANCE –**
Request Council approve a second amendment to the Public Service Agreement with Mr. B's Landscape Maintenance in the amount of \$18,525 per month for landscape maintenance services in the City of Escondido Landscape Maintenance District (LMD) that will extend the term of the agreement to June 30, 2012, and add maintenance responsibilities for one additional LMD zone. (File No. 0600-10 [A-2614])

Staff Recommendation: Approval **(Engineering Services: Frank Schmitz)**

RESOLUTION NO. 2011-61

Councilmember Diaz asked if the City could hire a local company.

Frank Schmitz, Engineering Department, indicated this was the lowest bidder and explained that the contract would go out to bid after the contract options ran out.

MOTION: Moved by Councilmember Gallo and seconded by Councilmember Waldron to approve a second amendment to the Public Service Agreement with Mr. B's Landscape Maintenance in the amount of \$18,525 per month for landscape maintenance services in the City of Escondido Landscape Maintenance District (LMD) that will extend the term of the agreement to June 30, 2012, add maintenance responsibilities for one additional LMD zone and adopt Resolution No. 2011-61. Ayes: Abed, Gallo and Waldron. Noes: Diaz. Absent: Morasco. Motion carried.

6. **STREET VACATION - PORTION OF NORTH ELM STREET** – Request Council set a public hearing date of June 8, 2011 at 4:30 p.m. to consider approving the vacation of a portion of North Elm Street. (File No. 0690-40)

Staff Recommendation: Approval (**Engineering Services: Ed Domingue**)

RESOLUTION NO. 2011-57

Councilmember Diaz asked for additional information.

John Crayton, Real Property Agent, indicated the engineering staff had the design details from Habitat for Humanity.

MOTION: Moved by Councilmember Diaz and seconded by Councilmember Gallo to set a public hearing date of June 8, 2011 at 4:30 p.m. to consider approving the vacation of a portion of North Elm Street and adopt Resolution No. 2011-57. Ayes: Abed, Diaz, Gallo and Waldron. Noes: None. Absent: Morasco. Motion carried.

7. **INTENTIONALLY LEFT BLANK**

8. **CALIFORNIA CENTER FOR THE ARTS, ESCONDIDO** – Request Council approve an advance payment of \$270,000.00 to CCAE to meet cash flow needs for the balance of Fiscal Year 2010-11. (File No. 0600-10 [A-2429])

Staff Recommendation: Approval (**City Manager's Office: Clay Phillips**)

Councilmember Diaz asked for additional information.

Clay Phillips, City Manager, indicated this was an advance of the Management Agreement payment.

MOTION: Moved by Councilmember Waldron and seconded by Councilmember Gallo to approve an advance payment of \$270,000.00 to CCAE to meet cash flow needs for the balance of Fiscal Year 2010-11. Ayes: Abed, Gallo and Waldron. Noes: Diaz. Absent: Morasco. Motion carried.

CONSENT - RESOLUTIONS AND ORDINANCES (COUNCIL/CDC/RRB)

PUBLIC HEARINGS

9. **SHORT FORM RENT INCREASE APPLICATION FOR WESTWINDS MOBILEHOME PARK** – Request Council approve the short-form rent increase, granting an increase of seventy-five

percent (75%) of the change in the Consumer Price Index, or an average of \$3.32 per space per month for the period of December 31, 2009 to December 31, 2010. (File No. 0697-20-9784)

Staff Recommendation: Approval (**Community Services/Housing Division: Jerry VanLeeuwen**)

RESOLUTION RRB NO. 2011-03

Michelle Henderson, Housing Division, gave the staff report and presented a series of slides.

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

Jim Younce, Park Owner Representative, indicated he was available for any questions.

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 Gallo and seconded by Councilmember Waldron to approve the short-form rent increase and adopt Resolution RRB No. 2011-03. Ayes: Abed, Diaz, Gallo and Waldron. Noes: None. Absent: Morasco. Motion carried.

CURRENT BUSINESS

- 10. DEMONSTRATION OF NEW LIBRARY WEB SITE** – A presentation on the new features of the Escondido Library's new online services. (File No. 0110-20)

Staff Recommendation: None (**Community Services/Library: Laura Mitchell**)

Laura Mitchell, City Librarian, introduced Donna Feddern, Librarian, who gave the report and presented a series of slides.

COUNCIL ACTION: No action, information only.

- 11. REAL PROPERTY PURCHASE – 455 & 525 N. QUINCE STREET** - Request Council authorize an expenditure of \$6,600,000.00 plus related closing costs for the purchase of property addressed as 455 & 525 N. Quince Street; and authorize the Mayor and City Clerk to execute all documents related to the purchase; and accept the Grant Deeds on behalf of the City. (File No. 0690-10)

Staff Recommendation: Approval (**City Manager's Office: Charles Grimm**)

RESOLUTION NO. 2011-69

Charles Grimm, Assistant City Manager, gave the staff report.

MOTION: Moved by Councilmember Gallo and seconded by Councilmember Waldron to authorize an expenditure of \$6,600,000.00 plus related closing costs for the purchase of property addressed as 455 & 525 N. Quince Street; authorize the Mayor and City Clerk to execute all documents related to the purchase; accept the Grant Deeds on behalf of the City and adopt Resolution No. 2011-69. Ayes: Abed, Gallo and Waldron. Noes: Diaz. Absent: Morasco. Motion carried.

- 12. BID AWARD FOR FLEET REPLACEMENT OF TWELVE TRUCKS** – Request Council award the bid for fleet replacement of twelve trucks to North County Ford of Vista, California in the amount of \$264,314. **Continued from May 11, 2011.** (File No. 0470-35)

Staff Recommendation: Approval (**Finance Department: Gil Rojas**)

Jerry Van Leeuwen, Community Services Director, gave the staff report and presented a series of slides.

MOTION: Moved by Councilmember Gallo and seconded by Councilmember Diaz to award the bid for fleet replacement of twelve trucks to North County Ford of Vista, California in the amount of \$264,314. Ayes: Abed, Diaz, Gallo and Waldron. Noes: None. Absent: Morasco. Motion carried.

- 13. FUND BALANCE POLICY AND COMMITMENT OF FUND BALANCE IN THE GENERAL FUND** – Request Council approve the Fund Balance Policy in compliance with Governmental Accounting Standards Board (GASB) Statement No. 54, Fund Balance Reporting and Governmental Fund Type Definitions, and commit fund balance in the General Fund for Economic Uncertainty and Economic Development. (File No. 0430-30)

Staff Recommendation: Approval (**Finance Department: Gil Rojas**)

RESOLUTION NO. 2011-56

Gil Rojas, Finance Director, and Christina Holmes, Finance Department, gave the staff report and presented a series of slides.

Roy Garrett, Escondido, asked if excess funds that went into the Economic Uncertainty Fund could be used for any project.

MOTION: Moved by Councilmember Diaz and seconded by Councilmember Gallo to approve the Fund Balance Policy in compliance with Governmental Accounting Standards Board (GASB) Statement No. 54, Fund Balance Reporting and Governmental Fund Type Definitions, commit fund balance in the General Fund for Economic Uncertainty and Economic Development and adopt Resolution No. 2011-56. Ayes: Abed, Diaz, Gallo and Waldron. Noes: None. Absent: Morasco. Motion carried.

- 14. RESOLUTION OPPOSING SENATE BILL 468** – Request Council oppose Senate Bill 468 which would impose additional, unnecessary requirements on capacity-increasing highway projects in the coastal zone, as well as prevent the implementation of the Regional Transportation Plan. **Continued from May 11, 2011.** (File No. 0680-20)

Staff Recommendation: None (**Mayor Sam Abed and Councilmember Marie Waldron**)

RESOLUTION NO. 2011-62

Mayor Abed removed this item from the agenda.

WORKSHOP

- 15. UTILITIES BOND FINANCING** – Presentation of information relating to the Fiscal Year 2011/2012 CIP Budget, which will propose that water and wastewater use bond financing to fund \$17.8 million dollars in capital projects. (File No. 0440-50)

Staff Recommendation: None (**Finance Department: Gil Rojas**)

Gil Rojas, Finance Director, introduced Tom Lockard, Stone & Youngberg, who gave the report and presented a series of slides.

COUNCIL ACTION: No action, information only

FUTURE AGENDA

- 16. FUTURE AGENDA ITEMS** - The purpose of this item is to identify issues presently known to staff or which members of the 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: Marsha Whalen**)

ORAL COMMUNICATIONS

Armando Telles, Escondido, asked if there was a conflict of interest on the vote earlier in the evening for the purchase of two parcels of property.

Ann McDonald, Escondido, distributed information and reported on the history of the Senior Center craft shop.

COUNCIL MEMBERS' COMMITTEE REPORTS/COMMENTS/BRIEFING

Councilmember Gallo indicated the Sprinter maintenance yard had solar panels installed; the grand opening of the Breeze Rapid was scheduled for June 7, 2011, North County Transit District won an award from the San Diego County Taxpayers Association for saving money, Oak Hill Cemetery had Memorial Day ceremonies scheduled for 10:00 a.m. on Monday, May 30, 2011.

Mayor Abed indicated SANDAG had a draft of the Regional Housing Needs Assessment.

ADJOURNMENT

Mayor Abed adjourned the meeting at 7:43 p.m.

MAYOR

ASSISTANT CITY CLERK

MINUTES CLERK