

**CITY OF ESCONDIDO**  
**January 25, 2012**  
**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, January 25, 2012 in the Council Chambers at City Hall with Mayor Abed presiding.

**ATTENDANCE**

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

**ORAL COMMUNICATIONS**

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

**MOTION:** Moved by Councilmember Gallo and seconded by Councilmember Waldron to recess to Closed Session. Motion carried unanimously.

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

- a. Agency negotiator: Sheryl Bennett, Clay Phillips  
Employee organization: Police Officers' Association
- b. Agency negotiator: Sheryl Bennett, Clay Phillips  
Employee organization: Escondido Firefighters' Association
- c. Agency negotiator: Sheryl Bennett, Clay Phillips  
Employee organization: Escondido City Employee Association: Administrative/Clerical Engineering (ACE) Bargaining Unit
- d. Agency negotiator: Sheryl Bennett, Clay Phillips  
Employee organization: Escondido City Employee Association: Supervisory (SUP) Bargaining Unit
- e. Agency negotiator: Sheryl Bennett, Clay Phillips  
Employee organization: Non-Sworn Police Bargaining Unit

**II. CONFERENCE WITH LEGAL COUNSEL--EXISTING LITIGATION (Government Code §54956.9(a))**

Name of case: Arriola v City of Escondido; Case No. 37-2010-00062685-CU-PO-NC

**III. CONFERENCE WITH LEGAL COUNSEL-ANTICIPATED LITIGATION:**

- a. Significant exposure to litigation pursuant to subdivision (b) of Government Code §54956.9(b): **TWO cases**

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

- a. Property: 150 East Valley Parkway  
City Negotiator: John Crayton  
Negotiating parties: City and San Diego County Credit Union  
Under negotiation: Price and terms of payment

**ADJOURNMENT**

Mayor Abed adjourned the meeting at 4:25 p.m.

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
CITY CLERK

\_\_\_\_\_  
MINUTES CLERK

**CITY OF ESCONDIDO**  
**January 25, 2012**  
**4:30 p.m. Meeting Minutes**

**Escondido City Council**  
**Community Development Commission**  
**Escondido Joint Powers Financing Authority**

**CALL TO ORDER**

The Regular Meeting of the Escondido City Council, Community Development Commission and Escondido Joint Powers Financing Authority was called to order at 4:35 p.m. on Wednesday, January 25, 2012 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, Councilmember Michael Morasco, Deputy Mayor Marie Waldron, and Mayor Sam Abed. Quorum present.

Also present were: Clay Phillips, City Manager; Jeffrey Epp, City Attorney; Barbara Redlitz, Community Development Director; Homi Namdari, Assistant City Engineer; Diane Halverson, City Clerk; and Liane Uhl, Minutes Clerk.

Councilmember Gallo presented a video of the Escondido Mounted Posse's appearance in the Rose Parade.

**ORAL COMMUNICATIONS**

**Derian Olivares, Escondido**, indicated he did not support the traffic checkpoints.

**Fawn Little, Escondido**, voiced concern with rent rates being raised at Windsor Gardens.

**Judy Persing, Escondido**, expressed concern with the increase in Windsor Gardens rent.

**Roy Garrett, Escondido**, stated he did not support district voting but did support cumulative voting.

## CONSENT CALENDAR

Mayor Abed removed item 9 from the Consent Calendar for discussion.

**MOTION:** Moved by Councilmember Morasco and seconded by Councilmember Diaz that the following Consent Calendar items be approved with the exception of item 9. Motion carried unanimously.

1. **AFFIDAVITS OF PUBLICATION, MAILING AND POSTING (COUNCIL/CDC/RRB)**
2. **APPROVAL OF WARRANT REGISTER (Council/CDC)**
3. **APPROVAL OF MINUTES: Special and Regular Meetings of December 14, 2011**
4. **NOTICE OF COMPLETION FOR SECONDARY CLARIFIERS REHABILITATION PROJECT –**  
Request Council authorize the Director of Utilities to file a Notice of Completion for the project.  
(File No. 0600-10 [A-3025])

Staff Recommendation: Approval (**Utilities Department: Chris McKinney**)

### RESOLUTION NO. 2012-09

5. **FISCAL YEAR 2011-12 STATE OF CALIFORNIA CITIZENS' OPTIONS FOR PUBLIC SAFETY (COPS) PROGRAM GRANT AND BUDGET ADJUSTMENT –** Request Council accept a FY 2011-12 Citizens' Options for Public Safety (COPS) Program Grant in an amount up to \$275,534; and approve grant expenditures consistent with guidelines in AB 1913; and authorize the Chief of Police to submit the COPS spending plan to the San Diego County Supplemental Law Enforcement Oversight Committee (SLEOC); and authorize staff to establish budgets to spend grant funds to support front-line law enforcement needs. (File No. 0480-70)

Staff Recommendation: Approval (**Police Department: Jim Maher**)

6. **FISCAL YEAR 2011 OPERATION STONEGARDEN GRANT AND BUDGET ADJUSTMENT –** Request Council authorize the Escondido Police Department to accept FY 2011 Operation Stonegarden grant funds in the amount of \$69,695 from the California Emergency Management Agency through the County of San Diego; and authorize the Chief of Police to submit grant documents on behalf of the City; and approve budget adjustments needed for equipment and overtime expenses. (File No. 0480-70)

Staff Recommendation: Approval (**Police Department: Jim Maher**)

7. **CARE YOUTH PROJECT GRANT AND BUDGET ADJUSTMENTS –** Request Council accept \$39,500 in funds from the Escondido Union School District's CARE Youth Project Grant; and approve grant expenditures consistent with guidelines; and authorize the Chief of Police to submit grant documents on behalf of the City; and authorize staff to establish budgets to spend grant funds. (File No. 0480-70)

Staff Recommendation: Approval (**Police Department: Jim Maher**)

8. **FISCAL YEAR 2011-12 DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL MINOR DECOY/SHOULDER TAP MINI-GRANT AND BUDGET ADJUSTMENT –** Request Council authorize the Escondido Police Department to accept a mini-grant award from the California Department of Alcoholic Beverage Control (ABC) in the amount of \$7,500; and authorize the Chief of Police to submit grant documents; and approve budget adjustments needed for overtime expenses. (File No. 0480-70)

Staff Recommendation: Approval (**Police Department: Jim Maher**)

9. **CITY COUNCIL AND MAYORAL COMPENSATION AND BENEFITS** – Request Council approve the increase to the salary schedule for the City Council members to \$1569 per month and update the current salary for the Mayor; and approve to reduce the paying and reporting of the value of Employer Paid Member Contributions (EPMC) from four percent (4%) to zero percent (0%) effective December 1, 2012 for elected officials. (File No. 0720-20)

Staff Recommendation: Approval (**Attorney's Office: Jennifer McCain**)

- a. **ORDINANCE NO. 2012-04R Introduction and First Reading**
- b. **ORDINANCE NO. 2012-05 Introduction and First Reading**
- c. **RESOLUTION NO. 2012-10**

Abed indicated there would be no salary increase to City Council members.

**Michael Garcia, Escondido Police Officers Association President**, noted the Association supported the Council's decision to not accept a pay raise and encouraged them to restore employee's salaries and benefits.

**MOTION:** Moved by Councilmember Gallo and seconded by Councilmember Morasco to approve the increase to the salary schedule for the City Council members to \$1569 per month and update the current salary for the Mayor; and approve to reduce the paying and reporting of the value of Employer Paid Member Contributions (EPMC) from four percent (4%) to zero percent (0%) effective December 1, 2012 for elected officials, introduce Ordinance No. 2012-04R, Ordinance No. 2012-05 and adopt Resolution No. 2012-10. Ayes: Abed, Diaz, Gallo, and Morasco. Noes: Waldron. Absent: None. Motion carried.

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

The following Resolutions and Ordinances were heard and acted upon by the City Council/CDC/RRB at a previous City Council/Community Development Commission/Mobilehome Rent Review meeting. (The title of Ordinances listed on the Consent Calendar are deemed to have been read and further reading waived.)

10. **MASTER DEVELOPMENT PLAN MODIFICATION TO AMEND THE LIST OF PERMITTED USES FOR THE CENTRE CITY VILLAGE/URBANA MIXED-USE DEVELOPMENT (PHG 11-0037) – Approved on January 11, 2012, with a vote of 5/0.** (File No. 0800-40 PHG 11-0037)

**ORDINANCE NO. 2012-01 Second Reading and Adoption**

11. **EXTENSION OF WESTFIELD SHOPPING CENTER GROUND LEASE – Approved on January 11, 2012, with a vote of 5/0.** (File No. 0600-10 [A-0813])

**ORDINANCE NO. 2012-02 Second Reading and Adoption**

## **PUBLIC HEARINGS**

- 12. SPECIFIC PLAN AMENDMENT FOR AN AT&T WIRELESS COMMUNICATION FACILITY (PHG 11-0010)** – Request Council approve an amendment to the Palos Vista Specific Plan to allow a modification to an existing AT&T wireless communication facility. (File No. 0800-40 PHG-11-0010)

Staff Recommendation: Approval (**Community Development/Planning: Barbara Redlitz**)

### **RESOLUTION NO. 2012-08**

Bill Martin, Planning Department, 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. No one asked to be heard. Therefore, he closed the public hearing.

**MOTION:** Moved by Councilmember Gallo and seconded by Councilmember Diaz to approve an amendment to the Palos Vista Specific Plan to allow a modification to an existing AT&T wireless communication facility and adopt Resolution No. 2012-08. Motion carried unanimously.

- 13. CONDITIONAL USE PERMIT AND ZONE CHANGE FOR ESCONDIDO FIRE STATION NO. 4 (PHG 11-0017)** – Request Council approve a Conditional Use Permit for the reconstruction of an approximately 5,963 SF, single-story fire station (Fire Station No. 4) for the Escondido Fire Department in conjunction with a zone change to apply the Public Safety Facilities Overlay Zone to the approximately one-acre site located in Kit Carson Park. (File No. 0800-40 PHG-11-17)

Staff Recommendation: Approval (**Community Development/Planning: Barbara Redlitz**)

- a. **RESOLUTION NO. 2012-05**
- b. **ORDINANCE NO. 2012-03 Introduction and First Reading**

Bill Martin, Planning Department, 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. No one asked to be heard. Therefore, he closed the public hearing.

**MOTION:** Moved by Councilmember Gallo and seconded by Councilmember Morasco to approve a Conditional Use Permit for the reconstruction of an approximately 5,963 SF, single-story fire station (Fire Station No. 4) for the Escondido Fire Department in conjunction with a zone change to apply the Public Safety Facilities Overlay Zone to the approximately one-acre site located in Kit Carson Park, introduce Ordinance No. 2012-03 and adopt Resolution 2012-05. Motion carried unanimously.

## **CURRENT BUSINESS**

- 14. KIT CARSON PARK PROPOSAL FOR AGREEMENT WITH STONE BREWING FOR EXCLUSIVE CATERING/CONCESSION OPERATIONS AT ADULT SPORTS CENTER, QUEEN CALIFIA MAGICAL GARDEN AND AMPHITHEATER** – Request Council consider entering into a contract with Stone Brewing for exclusive catering and concessions services at Queen Califia Magical Garden, the Amphitheater and Adult Softball Complex. (File No. 0915-07)

Staff Recommendation: Provide direction to staff (**Community Services: Jerry VanLeeuwen**)

Jerry Van Leeuwen, Community Development Director, introduced Greg Koch from Stone Brewery, who gave the staff report and presented a series of slides.

**Renee Glotzbach, San Marcos**, indicated she did not support alcohol in Kit Carson Park.

**Mary Anne Dijak, Escondido**, stated Stone Brewery was a responsible business and questioned whether or not the community wanted alcohol in the park.

**Scott Heidemann, Escondido**, indicated he did not support Stone Brewery taking over the concessions at the amphitheater.

**Krista Williams, Escondido**, voiced concern with alcohol in Kit Carson Park.

**Jan Bourgeois, Escondido**, indicated she was in favor of Stone Brewery taking over the concessions at the amphitheater.

**COUNCIL ACTION:** Council consensus to move forward with contract negotiations.

- 15. ACCEPT THE FINAL ESCONDIDO CREEK MASTER PLAN AND AUTHORIZE STAFF TO SEEK AND ACQUIRE GRANTS TO CONTINUE CREEK REVITALIZATION** – Request Council approve the final Escondido Creek Master Plan and authorize staff to seek and acquire grant funding that will enable the City to continue revitalization of the Escondido Creek. (File No. 0480-70)

Staff Recommendation: Approval (**Neighborhood Services: Rich Buquet**)

#### **RESOLUTION NO. 2012-11**

Rich Buquet, Neighborhood Services, introduced Glen Schmidt of Schmidt Design Group, who gave the staff report and presented a series of slides.

**Kevin Barnard, Escondido Creek Conservancy**, indicated the environmentalists and businesses had worked together to support the master plan vision.

**Katie Ragazzi, Reveal Escondido Creek**, stated she supported the master plan.

**Jerry Harmon, Escondido**, indicated he supported the combination of environmental and business efforts that had worked together on this project.

**MOTION:** Moved by Councilmember Diaz and seconded by Councilmember Morasco to approve the final Escondido Creek Master Plan and authorize staff to seek and acquire grant funding that will enable the City to continue revitalization of the Escondido Creek and adopt Resolution No. 2012-11. Motion carried unanimously.

- 16. REDEVELOPMENT DISSOLUTION** – Discussion and actions necessary to create successor agency, adopt Recognized Enforceable Obligation Schedule, administrative budget and other matters. (File No. 0860-20)

Staff Recommendation: (**Attorney's Office: Jeffrey Epp**)

- a. RESOLUTION NO. 2012-16**
- b. RESOLUTION NO. 2012-17**

Gil Rojas, Finance Director, and 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 create a successor agency, adopt the Recognized Enforceable Obligation Schedule, administrative budget and other matters and adopt Resolution No. 2012-16 and Resolution No. 2012-17. Motion carried unanimously.

- 17. ISSUANCE OF REVENUE BONDS FOR WATER SYSTEM IMPROVEMENTS –** Request Council and the Escondido Joint Powers Financing Authority authorizing the Issuance of not to exceed \$41,000,000 Principal Amount of Revenue Bonds (Water System Financing), Series 2012 and approving certain documents and authorizing certain actions including modifying the FY 2011/12 Water CIP budget to reflect the projects listed within this Bond Issue. (File No. 0440-50)

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

- a. **RESOLUTION NO. 2012-13**
- b. **RESOLUTION NO. EJPFA 2012-01**

Chris McKinney, Utilities Director, gave the staff report and presented a series of slides.

**MOTION:** Moved by Councilmember Morasco and seconded by Councilmember Diaz to authorize the Issuance of not to exceed \$41,000,000 Principal Amount of Revenue Bonds (Water System Financing), Series 2012 and approving certain documents and authorizing certain actions including modifying the FY 2011/12 Water CIP budget to reflect the projects listed within this Bond Issue and adopt Resolution No. 2012-13 and Resolution No. EJPFA 2012-01. Motion carried unanimously.

- 18. ISSUANCE OF REVENUE BONDS FOR WASTEWATER SYSTEM IMPROVEMENTS –** Request Council and the Escondido Joint Powers Financing Authority authorizing the issuance of not to exceed \$35,000,000 Principal Amount of Revenue Bonds (Wastewater System Financing), Series 2012 and approving certain documents and authorizing certain actions including modifying the FY 2011/12 Wastewater CIP budget to reflect the projects listed within this Bond Issue. (File No. 0440-55)

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

- a. **RESOLUTION NO. 2012-14R**
- b. **RESOLUTION NO. EJPFA 2012-02R**

Chris McKinney, Utilities Director, gave the staff report and presented a series of slides.

**MOTION:** Moved by Councilmember Morasco and seconded by Councilmember Diaz to authorize the issuance of not to exceed \$35,000,000 Principal Amount of Revenue Bonds (Wastewater System Financing), Series 2012 and approving certain documents and authorizing certain actions including modifying the FY 2011/12 Wastewater CIP budget to reflect the projects listed within this Bond Issue and adopt Resolution No. 2012-14R and Resolution No. EJPFA 2012-02R. Motion carried unanimously.

## WORKSHOP

- 19. 2011-2012 CITY COUNCIL ACTION PLAN UPDATE** – Request Council receive and file the 2011-2012 City Council Action Plan update and provide direction on potential adjustments to the document. (File No. 0)

Staff Recommendation: Receive and file (**City Manager's Office: Joyce Masterson**)

Joyce Masterson, Assistant to the City Manager, gave the staff report.

**Moe Jorbozch, Escondido**, indicated he was losing business because he could not display a business sign.

**Bill Durney, Escondido**, stated he was losing business and requested Code Enforcement relax the sign ordinance.

**COUNCIL ACTION:** Consensus to accept the Council Action Plan and add two additional items: Encourage growth in the local wineries and revise Chapter 23 of the Municipal Code regarding the methodology for determining mandatory off-site improvements and utility undergrounding requirements to the Economic Development Section.

## FUTURE AGENDA

- 20. 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

None

## COUNCIL MEMBERS' COMMITTEE REPORTS/COMMENTS/BRIEFING

Councilmember Morasco stated the Awards Committee had eight categories of awards to be presented to citizens at the State of the City address.

Councilmember Gallo indicated the North County Transit District was selling wraps for advertising on buses.

Mayor Abed stated he and Joyce Masterson had attended an Economic Development Roundtable and read a complimentary letter given to the Council by a contractor.

## ADJOURNMENT

Mayor Abed adjourned the meeting at 9:52 p.m.

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
CITY CLERK

\_\_\_\_\_  
MINUTES CLERK