

CITY OF ESCONDIDO
May 9, 2012
2:30 p.m. Special Meeting Minutes
Closed Session

Escondido City Council

CALL TO ORDER

The Special Meeting of the Escondido City Council was called to order at 2:30 p.m. on Wednesday, May 9, 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 Diaz 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 City Employee Association: Administrative/Clerical Engineering (ACE) Bargaining Unit
- c. Agency negotiator: Sheryl Bennett, Clay Phillips
Employee organization: Escondido City Employee Association: Supervisory (SUP) Bargaining Unit
- d. Agency negotiator: Sheryl Bennett, Clay Phillips
Employee organization: Non-Sworn Police Bargaining Unit
- e. Agency negotiator: Sheryl Bennett, Clay Phillips
Employee organization: Teamsters Bargaining Unit

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

DEMETRIO GOMEZ, ET AL. V. CITY OF ESCONDIDO, ET AL
CASE NO. 37-2011-00060480-CU-CR-NC

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

- a. Property: 620 North Ash Street
 City Negotiator: Debra Lundy, Real Property Negotiator
 Negotiating parties: R.I. Properties Development, Inc.
 Under negotiation: Price and Terms of Sale

ADJOURNMENT

Mayor Abed adjourned the meeting at 4:20 p.m.

MAYOR

CITY CLERK

MINUTES CLERK

CITY OF ESCONDIDO
May 9, 2012
4:30 p.m. Meeting Minutes

Escondido City Council
Escondido Joint Powers Financing Authority
Mobile Home Rent Review Board

CALL TO ORDER

The Regular Meeting of the Escondido City Council, Escondido Joint Powers Financing Authority and Mobile Home Rent Review Board

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; Ed Domingue, Engineering Services Director; Diane Halverson, City Clerk; and Liane Uhl, Minutes Clerk.

PROCLAMATIONS

Mayor Abed introduced Susan Pollack and Dan Dykes who accepted a proclamation for recognition of the "New Leaf" Public Art piece.

Mayor Abed introduced Elisa Marrone, Utilities Department, who accepted a proclamation for Water Awareness Month, May 2012, and Drinking Water Week, May 6-12, 2012.

ORAL COMMUNICATIONS

None

CONSENT CALENDAR

Councilmember Gallo removed items 6 and 7 from the Consent Calendar for discussion.

MOTION: Moved by Councilmember Waldron and seconded by Councilmember Morasco that the following Consent Calendar items be approved with the exception of items 6 and 7. Motion carried unanimously.

1. **AFFIDAVITS OF PUBLICATION, MAILING AND POSTING (COUNCIL/CDC/RRB)**
2. **APPROVAL OF WARRANT REGISTER (Council/CDC)**
3. **APPROVAL OF MINUTES: None Scheduled**
4. **PRIMARY TREATMENT AND ODOR CONTROL SYSTEM MODIFICATIONS AT HARRF –**
Request Council authorize the Mayor and City Clerk to execute a Consulting Agreement with Tran Consulting Engineers in the amount of \$402, 240 for engineering services. (File No. 0600-10 [A-3049])

Staff Recommendation: Approval (**Utilities: Christopher McKinney**)

RESOLUTION NO. 2012-65

5. **AUTHORIZATION OF THE ESCONDIDO JOINT POWERS FINANCING AUTHORITY (EJPFA) TO INVESTMENT MONIES IN THE LOCAL AGENCY INVESTMENT FUND (LAIF)**
– Request Escondido Joint Powers Financing Authority invest Authority related monies into the LAIF, which is administrated by the State Treasury in accordance with section 16429.1 of the California Government Code. (File No. 0490-30)

Staff Recommendation: Adopt and file (**Finance: Gilbert Rojas**)

RESOLUTION NO. EJPFA 2012-04

6. **REVISED FEATHER SIGN ORDINANCE, CASE NO. AZ 12-0001 –** Request Council amend the Sign Ordinance, Zoning Code Article 66 to add provisions for temporary portable signs, including feather flags and sandwich signs, and other minor cleanup changes. (File No. 0810-20)

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

ORDINANCE NO. 2012-08 (Introduction and First Reading)

Councilmember Gallo suggested raising the flag height to 50 feet.

MOTION: Moved by Councilmember Gallo and seconded by Councilmember Morasco to amend the Sign Ordinance, Zoning Code Article 66 to add provisions for temporary portable signs, including feather flags and sandwich signs, and other minor cleanup changes and introduce Ordinance No. 2012-08. Motion carried unanimously.

7. **"IT'S UP TO US" PEDESTRIAN SAFETY PUBLIC EDUCATION GRANT AND BUDGET ADJUSTMENT –** Request Council authorize the Neighborhood Services Department to accept Pedestrian Safety Public Education Grant funds in the amount of \$4,999 from the California Department of Public Health; authorize the Neighborhood Services Manager to submit grant documents on behalf of the City; and approve budget adjustments needed for part-time salaries. (File No. 0480-70)

Staff Recommendation: Approval (**Community Services/Housing: Jerry Van Leeuwen**)

Councilmember Gallo commented that he liked the "Cross at the Green - Not In-between" slogan from New Jersey and asked if "It's Up to Us" could be changed.

Karen Youel, Housing Department, indicated this was a statewide campaign and it could not be changed.

MOTION: Moved by Councilmember Gallo and seconded by Councilmember Diaz to authorize the Neighborhood Services Department to accept Pedestrian Safety Public Education Grant funds in the amount of \$4,999 from the California Department of Public Health; authorize the Neighborhood Services Manager to submit grant documents on behalf of the City; and approve budget adjustments needed for part-time salaries. Motion carried unanimously.

8. **DETERMINATION TO CONTINUE WORK UNDER EMERGENCY CONTRACTS ISSUED FOR SODIUM HYDROXIDE CLEANUP AND TANK REPAIRS** – Request Council reaffirm the persistence of the public emergency contracts with Daniel Mechanical for tank repair and with NRC Environmental for chemical cleanup. (File No. 0600-10 [A-3047])

Staff Recommendation: Approval (**Utilities: Christopher McKinney**)

PUBLIC HEARINGS

9. **MODIFICATION TO THE MASTER AND PRECISE DEVELOPMENT PLAN FOR WESTFIELD NORTH COUNTY (PHG 12-0005)** – Request Council approve a modification to the Master and Precise Development Plan for Westfield North County to implement an exterior revitalization program, add restaurant and retail floor area, demolish three freestanding buildings in the former "duck pond" area and convert to additional parking, and modify the list of permitted uses, parking ratio and the sign program. (File No. 0800-40 PHG 12-0005)

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

ORDINANCE NO. 2012-10 (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.

Jerry Engen, Westfield Development Senior Vice President, presented a series of slides, listed the qualities of the proposed revisions and asked Council to approve the project.

Kim Brewer, Westfield Development Vice President, gave an update on the progress of the project.

Patricia Borchmann, Escondido, voiced concern that the proposed renovations to the exterior of the mall were too ordinary.

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 Morasco and seconded by Councilmember Gallo to approve a modification to the Master and Precise Development Plan for Westfield North County to implement an exterior revitalization program, add restaurant and retail floor area, demolish three freestanding buildings in the former "duck pond" area, convert to additional parking, modify the list of permitted uses, parking ratio and the sign program and introduce Ordinance No. 2012-18. Motion carried unanimously.

- 10. SHORT-FORM RENT REVIEW BOARD HEARING FOR CITY-OWNED SPACES IN ESCONDIDO VIEWS MOBILE HOME PARK** – Request Council consider the short-form rent increase application submitted for City-owned spaces in Escondido Views Mobile Home Park and if approved grant an increase of 75% of the change in the Consumer Price Index (an average of \$11.38), or 2.989% for the period of December 31, 2009, through December 31, 2011. (File No. 0697-20-9847)

Staff Recommendation: Approval (**Community Services/ Housing: Jerry Van Leeuwen**)

RESOLUTION NO. RRB 2012-03

Karen Youel, 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. 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 application and adopt Resolution No. RRB 2012-03. Motion carried unanimously.

- 11. SHORT-FORM RENT REVIEW BOARD HEARING FOR CITY-OWNED SPACES IN MOUNTAIN SHADOWS MOBILE HOME PARK** – Request Council consider the short-form rent increase application submitted for City-owned spaces in Mountain Shadow Mobile Home Park and if approved grant an increase of 75% of the change in the Consumer Price Index (an average of \$9.64), or 2.989% for the period of December 31, 2009, through December 31, 2011. (File No. 0697-20-9846)

Staff Recommendation: Approval (**Community Services/ Housing: Jerry Van Leeuwen**)

RESOLUTION NO. RRB 2012-02

Karen Youel, 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.

Melinda Santa Cruz, Escondido, asked Council to deny the rent increase.

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 Morasco and seconded by Councilmember Gallo to approve the short-form application and adopt Resolution No. RRB 2012-02. Motion carried unanimously.

- 12. LANDSCAPE MAINTENANCE DISTRICT ZONES 1-37** – Request Council receive input from the property owners in Zones 1-37 of the City of Escondido Landscape Maintenance District (LMD) on the proposed budget and assessments for FY 2012/2013. (File No. 0685-10)

Staff Recommendation: Receive public input (**Engineering: Ed Domingue**)

Frank Schmitz, Engineering 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.

COUNCIL ACTION: No Public input was given.

CURRENT BUSINESS

- 13. RECREATION BUDGET AND PROGRAM FEE APPROVAL** – Request Council approve the Recreation Program Fee Schedule and authorize the Director of Community Services to adjust fees lower if necessary. (File No. 0480-45)

Staff Recommendation: Approval (**Community Services: Jerry Van Leeuwen**)

RESOLUTION NO. 2012-75

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

MOTION: Moved by Councilmember Morasco and seconded by Councilmember Waldron to approve the Recreation Program Fee Schedule, authorize the Director of Community Services to adjust fees lower if necessary and adopt Resolution No. 2012-75. Ayes: Abed, Gallo, Morasco, and Waldron. Noes: Diaz. Absent: None. Motion carried.

- 14. APPROVAL OF A LINE OF CREDIT WITH ESCONDIDO EDUCATION COMPACT (EEC)** - Request Council establish a Line of Credit between the City of Escondido and Escondido Education Compact. (File No. 0600-10 [A-2922])

Staff Recommendation: Approval (**Finance: Gilbert Rojas**)

RESOLUTION NO. 2012-71

Gil Rojas, Finance Director, gave the staff report.

Patty Huerta, Escondido Education COMPACT, explained the cost necessity.

MOTION: Moved by Councilmember Gallo and seconded by Councilmember Morasco to establish a Line of Credit between the City of Escondido and Escondido Education Compact and adopt Resolution No. 2012-71. Motion carried unanimously.

FUTURE AGENDA

- 15. 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: Diane Halverson**)

ORAL COMMUNICATIONS

None

COUNCIL MEMBERS' COMMITTEE REPORTS/COMMENTS/BRIEFING

Councilmember Gallo indicated the Borders Committee took a trip to Calexico and El Centro to observe geothermal units.

Mayor Abed indicated a LAFCO meeting and adopted a balanced budget and discussed improving the annexation process and the SANDAG Regional Comprehensive Plan was delayed.

ADJOURNMENT

Mayor Abed adjourned the meeting at 6:47 p.m.

MAYOR

CITY CLERK

MINUTES CLERK