

JOINT MEETING OF THE EL CAJON CITY COUNCIL/HOUSING AUTHORITY/ SUCCESSOR AGENCY TO THE EL CAJON REDEVELOPMENT AGENCY



MINUTES

CITY OF EL CAJON EL CAJON, CALIFORNIA

JULY 23, 2013

An Adjourned Regular Joint Meeting of the City Council/Housing Authority/Successor Agency to the El Cajon Redevelopment Agency of the City of El Cajon, California held Tuesday, July 23, 2013, was called to order by Mayor/Chair Mark Lewis at 3:03 p.m., in the Council Chambers, 200 Civic Center Way, El Cajon, California. This meeting was adjourned from the Adjourned Regular Joint meeting held at 3:00 p.m. on July 9, 2013.

ROLL CALL

Council/Agencymembers present:	Ambrose and Kendrick
Council/Agencymembers absent:	McClellan
Mayor Pro Tem/Vice Chair present:	Wells
Mayor/Chair present:	Lewis
Other Officers present:	Rutledge, City Clerk/Secretary Foley, City Attorney/General Counsel Williford, City Manager/Executive Director Griffiths, Deputy Director of Public Works Ranu, Planning Manager

PLEDGE OF ALLEGIANCE TO FLAG led by Mayor Lewis and MOMENT OF SILENCE. (The Courts have concluded that sectarian prayer as part of City Council Meetings is not permitted under the Constitution).

POSTINGS: The City Clerk posted Orders of Adjournment of the July 9, 2013, meeting and the Agenda of the July 23, 2013, meeting in accordance to State Law and Council/Agency Policy.

PRESENTATIONS:

- **Employee Service Awards**

Last Name	First Name	Years of Service	Position	Department
Cotton	Julie	5	Administrative Secretary	Police
Dodd	Davina	5	Secretary	Police
Slatten	Antonia	5	Police Records Specialist	Police
Willis	Thomas	5	Information Technologies Technician	Police
Brennan	Nick	10	Paramedic Firefighter	Fire
Molter-Deck	Frances	10	Police Services Officer	Police
Scheurn	Samantha	10	Police Services Officer	Police
Baldwin	Douglas	15	Plans Examiner	Community Development
Bowsman, Jr.	Lewis	15	Public Works Equipment Operator	Public Works
Conley	Jonah	15	Police Officer	Police
Forster	Darrin	15	Police Officer	Police
Hutchings	Diane	15	Animal Care Attendant	Police
Kolombatovic	Anthony	15	Police Officer	Police
Larkin	Daron	15	Police Officer	Police
Maldonado	Marco	15	Fire Captain	Fire
Pope	Adam	15	Public Works Equipment Operator	Public Works
Webb	Tenaya	15	Police Officer	Police
Mowers	Jeffrey	20	Police Officer	Police
Norsen	Rodney	20	Information Technologies Manager	Public Works
Rosas	Michael	20	Police Officer	Police
Elder	Joel	25	Supervising Police Dispatcher	Police
Holman	Richard	25	Lead Facilities Technician	Public Works
LaHaye	Frank	25	Police Lieutenant	Police
Rabell	Sharon	25	Police Dispatcher	Police
Redman	James	25	Police Chief	Police

PRESENTATIONS: (Continued)

- **Recognition – “Crime Free Multi-Housing”**
- **Purple Heart Presentation**

*Recess called at 3:18 p.m.
Meeting called back to order at 3:22 p.m.*

- **Slideshow – Fourth of July Celebration**
- **Plugged in East County**

AGENDA CHANGES:

Under Administrative Reports Item 4.1, **City Manager Williford** asks to remove the request pertaining to the resignation from the Veterans’ Commission. Mr. Dunlap withdrew his resignation after the Agenda was posted. The request to review and approve an amendment to the Municipal Code will remain for consideration.

MOTION BY LEWIS, SECOND BY AMBROSE, to APPROVE the amended Agenda, as requested by the City Manager.

**MOTION CARRIES BY UNANIMOUS VOTE OF THOSE PRESENT.
(MCCLELLAN – Absent)**

CONSENT ITEMS: (1.1 – 1.20)

City Clerk Rutledge informs that speaker cards have been submitted for Items 1.4 and 1.11, should the Items be pulled for discussion.

MOTION BY LEWIS, SECOND BY KENDRICK, to APPROVE Consent Items 1.1 through 1.20.

**MOTION CARRIES BY UNANIMOUS VOTE OF THOSE PRESENT.
(MCCLELLAN – Absent)**

1.1 MINUTES OF CITY COUNCIL/HOUSING AUTHORITY/SUCCESSOR AGENCY TO THE EL CAJON REDEVELOPMENT AGENCY MEETINGS

Approve Minutes of the July 9, 2013, meeting of the City Council/Housing Authority/Successor Agency to the El Cajon Redevelopment Agency.

CONSENT ITEMS: (Continued)

1.2 WARRANTS

Approve payment of Warrants as submitted by the Finance Department.

1.3 APPROVAL OF READING BY TITLE AND WAIVER OF READING IN FULL OF ORDINANCES ON AGENDA

Approve the reading by title and waive the reading in full of all Ordinances on the Agenda.

1.4 RESOLUTION: THIRD AMENDMENT TO LEASE – CRISIS HOUSE (Report: Community Development Department Housing Manager)

1. Adopt RESOLUTION NO. 74-13 to approve a Third Amendment to Lease between the City and Crisis House, in a form substantially as presented, with changes approved by the City Manager; and
2. Authorize the City Manager, or designee, to execute all documents necessary to implement approved terms and conditions, approving alterations, repairs and subleases.

1.5 SPECIAL OPERATION LICENSE – CSE SECURITY SERVICES, 338 West Lexington Avenue

Approve the application submitted by Steven E. Funk for an event security, private patrol, security guard, notary and Livescan fingerprinting business located at 338 West Lexington Avenue.

1.6 ACCEPTANCE OF SEWER PLANT DEMOLITION, Engineering Job No. WW3397, Bid No. 012-13 (Report: Deputy Director of Public Works)

Accept the project and authorize the City Clerk to record a Notice of Completion and release the bonds in accordance with the contract terms.

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CONSENT ITEMS: (Continued)

1.7 REVISED AND RETITLED CITY COUNCIL POLICY A-29: COMPENSATION PLAN FOR EXECUTIVE AND UNREPRESENTED EMPLOYEES (Report: Director of Human Resources)

Approve the proposed revisions to City Council Policy A-29: *Compensation Plan for Executive and Unrepresented Employees.*

1.8 RESOLUTION: DISABLED PARKING ZONE – 203 RICHFIELD AVENUE (Report: Deputy Director of Public Works)

Adopt RESOLUTION NO. 75-13 to establish the following Disabled Parking Zone:

Along the easterly curblineline of Richfield Avenue, beginning at a point 21 feet south of the north property line, thence southerly a distance of 20 feet.
(Note: This zone is for 20 feet of Blue Curb in front of 203 Richfield Avenue and would remain as long as there is a demonstrated need for this space.)

1.9 RESOLUTION: STOP SIGN INSTALLATION ON FILBERT STREET AT EAST CAMDEN AVENUE (Report: Deputy Director of Public Works)

Adopt RESOLUTION NO. 76-13 to establish a permanent stop sign on Filbert Street at the intersection of East Camden Avenue in order to promote safe and efficient pedestrian and traffic flow.

1.10 COMMUNITY EVENT IN THE RIGHT-OF-WAY: THE 4TH ANNUAL CHALDEAN FESTIVAL (Report: Director of Recreation)

Review the Special Events Committee recommendation and approve the request for the Chaldean Festival to be held on September 14-15, 2013.

1.11 COMMUNITY EVENT IN THE RIGHT-OF-WAY: HAUNTFEST (Report: Director of Recreation)

1. Approve supporting the 2nd Annual HauntFest event with St. Madeleine Sophie's Center and Downtown El Cajon Business Partners on Friday, October 25, 2013;
2. Approve the request for a beer and wine garden to be held in the upper Centennial Plaza; and
3. Review and approve the submitted road closures and traffic control plan.

CONSENT ITEMS: (Continued)

**1.12 FY12 URBAN AREA SECURITY INITIATIVE GRANT FUNDING
(Report: Fire Chief)**

1. Authorize the City Manager, or designee, to accept the FY12 Urban Area Security Initiative Grant funds in the amount of \$6,200.00 and to execute any grant documents and agreements necessary for the receipt and use of these funds; and
2. Appropriate the Urban Area Security Initiative Grant funds in the amount of \$6,200.00.

**1.13 RESOLUTION: AUTHORIZATION FOR THE EXECUTION OF PROGRAM SUPPLEMENT AGREEMENTS WITH CALTRANS FOR TWO (2) HIGHWAY SAFETY IMPROVEMENT PROGRAM (HSIP) GRANT PROJECTS
(Report: Deputy Director of Public Works)**

Adopt RESOLUTION NO. 77-13 to approve Program Supplement Agreement Nos. 046-N and 047-N for two (2) Federal-aid Highway Safety Improvement Program (HSIP) projects.

1.14 PURCHASING OF MICROSOFT LICENSE AND SOFTWARE ASSURANCE ENTERPRISE AGREEMENT (Report: Information Technologies Manager)

Authorize the City Manager, or designee, in accordance with Municipal Code 3.20.010(C)(5), to execute a purchase agreement with CompuCom for a Microsoft License and Software Assurance Enterprise Agreement for a three-year term.

**1.15 RESOLUTION: PRESCOTT PROMENADE USE AND ALCOHOL SERVICE REQUEST; "PLUGGED IN EAST COUNTY" BEER AND WINE GARDEN
(Report: Director of Recreation)**

Adopt RESOLUTION NO. 78-13 to suspend the application of El Cajon Municipal Code Section 9.22.020(A) for a one-day event and approve the request from Noah Homes to incorporate beer and wine gardens during the "Plugged In East County" fundraiser event on September 21, 2013, at Prescott Promenade.

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CONSENT ITEMS: (Continued)

1.16 RESOLUTIONS: APPROVAL OF PLANS AND SPECIFICATIONS FOR OVERLAY THOROUGHFARES 2013, Bid No. 007-14, Engineering Job No. 3431 (Report: Deputy Director of Public Works)

Adopt RESOLUTION NO. 79-13 to approve Plans and Specifications for Overlay Thoroughfares 2013, and RESOLUTION NO. 80-13 to direct a Notice Inviting Sealed Bids to be opened on August 22, 2013.

1.17 RENEWAL OF BID NO. 006-10, OPEN SPACE WEED ABATEMENT (Report: Deputy Director of Public Works)

Authorize the City Manager to execute the Fourth Amendment to the contract for Open Space Weed Abatement between the City of El Cajon and Nature's Image, Inc. for the final year contract renewal period of August 1, 2013, through July 31, 2014, in an amount not to exceed \$55,318.00.

1.18 RESOLUTION: TENTATIVE AGREEMENT WITH THE EL CAJON MUNICIPAL EMPLOYEES' ASSOCIATION (ECMEA) (Report: Director of Human Resources)

Approve the tentative agreement reached with the El Cajon Municipal Employees' Association (ECMEA) and authorize the City Manager to execute the final Memorandum of Understanding implementing the terms outlined and adopt RESOLUTION NO. 81-13.

1.19 RESOLUTION: TENTATIVE AGREEMENT WITH THE EL CAJON MID MANAGEMENT AND PROFESSIONAL EMPLOYEES' GROUP (MMPEG) (Report: Director of Human Resources)

Approve the tentative agreement reached with the El Cajon Mid Management and Professional Employees' Group (MMPEG) and authorize the City Manager to execute the final Memorandum of Understanding implementing the terms outlined and adopt RESOLUTION NO. 82-13.

1.20 RESOLUTION: SECOND AMENDMENT TO THE CITY ATTORNEY EMPLOYMENT AGREEMENT (Report: Deputy City Manager/ Director of Finance)

Adopt RESOLUTION NO. 83-13 to approve the Second Amendment to the City Attorney Employment Agreement.

PUBLIC COMMENT:

Dan Goar, an El Cajon resident, expresses concerns about Facebook postings by **Mayor Pro Tem Wells** concerning his business plan that includes praying to make business grow in El Cajon. **Mr. Goar** would also like to know what **Council** plans to do about ECPAC.

Mayor Lewis comments that ECPAC is something we all love and will be opened up pretty soon.

City Manager Williford remarks that a hearing was held at the last meeting two weeks ago, where all the options were discussed. **Council** directed staff to open ECPAC as soon as possible next year, and to expend one-time only funds for necessary renovations, so it could safely and properly be opened up.

Rolland Slade, Senior Pastor of Meridian Baptist Church, speaks about “40 Days of Hope for Second Street”, a walking and praying event for the community and Second Street. He informs that a citywide celebration will take place on August 4th from 6:00 p.m. to 9:00 p.m. at Prescott Promenade.

Councilmember Kendrick says he is delighted to hear that prayers and efforts have been rewarded regarding Second Street.

Monica Zech, Public Information Officer, speaks about upcoming events in the City.

2. WRITTEN COMMUNICATIONS: None

3. PUBLIC HEARINGS:

3.1 SUBSTANDARD ABATEMENT – 620-640 South Marshall Avenue (Report: Building Official/Fire Marshal)

RECOMMENDATION: That the City Council

- **Open the Public Hearing and receive testimony;**
- **Close the Public Hearing;**

THEN

ITEM 3.1 (Continued)

- **Direct staff to file a notice of restriction against the property;**
- **Begin accrual of civil penalties starting July 24, 2013; and**
- **Direct staff to monitor the progress of clean up and renovation/demolition of the structures, and bring this case back to Council for final resolution and determination of staff time, administrative fees, and civil penalties at the resolution of this case.**

DISCUSSION

The Public Hearing is now open.

Dan Pavao, Building Official/Fire Marshal discusses the state of the property and advises that **Council** has received updated photographs. He indicates the property owner says they are trying to clean up the property. However, it has been a very slow process. Numerous cars remain on the property, as well as overgrown weeds. He additionally reports that someone is living in a van on the property, which is a health and safety hazard due to the lack of minimum standards for habitability.

City Manager Williford informs **Council** that this Item was originally scheduled for the Council Agenda on the second meeting in June, and that the property owner had contacted him for a meeting. During the meeting, a one-month continuance was requested by the property owner and was granted. The property owner indicated he did not have a plan for cleanup of the property. The property owner was advised the problem clearly has gotten out of hand, and that the area involves a major City investment as well as private investment, ongoing, over the next couple of years.

City Attorney Foley informs that the property owner did provide to the City Clerk a request for a 30-day continuance, and if consideration is given, the Public Hearing should be left open.

Mayor Lewis indicates his preference to move forward on this Item.

No further comments made.

MOTION BY LEWIS, SECOND BY KENDRICK, to CLOSE the Public Hearing.

**MOTION CARRIES BY UNANIMOUS VOTE OF THOSE PRESENT.
(MCCLELLAN – Absent)**

ITEM 3.1 (Continued)

MOTION BY LEWIS, SECOND BY KENDRICK, to APPROVE the accrual of civil penalties starting July 24, 2013; and DIRECT STAFF to monitor progress of clean up and renovation/demolition of the structures, and bring this case back to Council for final resolution and determination of staff time, administrative fees, and civil penalties at the resolution of this case.

**MOTION CARRIES BY UNANIMOUS VOTE OF THOSE PRESENT.
(MCCLELLAN – Absent)**

4. ADMINISTRATIVE REPORTS:

Through earlier action, Council amended the Agenda by removing Recommendation No. 1 below:

4.1 RESIGNATION OF VETERANS' COMMISSION MEMBER AND REVISION TO EL CAJON MUNICIPAL CODE RELATED TO VETERANS' COMMISSION (Report: City Clerk)

RECOMMENDATION: That the City Council

1. Accept the resignation of Commissioner A. Donn Dunlap and establish the application period for candidates from July 24, 2013, through August 29, 2013, at 5:30 p.m., with interviews being conducted at 7:00 p.m. on September 10, 2013.
2. Approve modification to Section 2.24.420 of the El Cajon Municipal Code pertaining to Membership-Residency and Appointment and introduce the ordinance amending Section 2.24.420.
3. If approved and introduced, request the City Clerk to recite the title of the ordinance for the first reading.

DISCUSSION

City Attorney Foley reviews the proposed changes to the ordinance.

No further comments made.

MOTION BY LEWIS, SECOND BY KENDRICK, to APPROVE modification to Section 2.24.420 of the El Cajon Municipal Code, and to request the City Clerk to recite the title of the ordinance for the first reading.

**MOTION CARRIES BY UNANIMOUS VOTE OF THOSE PRESENT.
(MCCLELLAN – Absent)**

Item 4.1 (Continued)

The City Clerk reads the title of the ordinance for the first reading.

AN ORDINANCE REPEALING SECTION 2.24.420 OF CHAPTER 2.24 AND ADDING A NEW SECTION 2.24.420 TO CHAPTER 2.24 OF THE EL CAJON MUNICIPAL CODE RELATED TO THE EL CAJON VETERANS' COMMISSION

5. COMMISSION REPORTS: None

6. ACTIVITIES REPORTS OF MAYOR LEWIS

SANDAG (San Diego Association of Governments); SANDAG (Chair, Public Safety Committee); Indian Gaming Local Community Benefit Committee

6.1 SANDAG Board of Directors Agenda – July 12, 2013

REPORT AS STATED.

ACTIVITIES REPORTS OF COUNCILMEMBERS

7.

MAYOR PRO TEM BILL WELLS

League of California Cities, San Diego Division; METRO Commission/Wastewater JPA; East County Economic Development Council - Alternate; SANDAG (San Diego Association of Governments) – Alternate; Heartland Fire Training JPA – Alternate

7.1 Council Activities Report/Comments

REPORT AS STATED.

Mayor Pro Tem Wells responds to comments made by **Mr. Goar** under Public Comment, explaining the meeting was held with Grossmont Union High School District to ascertain whether there was a way to share the use and the cost of ECPAC, as a cost-saving measure for the public. He adds that Staff is being asked to come up with the cost, and that the public will have an opportunity to comment at the public hearing.

ITEM 7.1 (Continued)

Mayor Pro Tem Wells states he is under no obligation as a City Councilmember to have a Facebook page or to deal with anyone and particularly on the Facebook page. As an individual, he feels he does not have to put up with inappropriate language or comments, or an uncivil tone. As a private citizen, he expresses his opinion on prayers as an effective and vital way to not only communicate with God, but to ask God's help to fix certain situations.

Mayor Pro Tem Wells comments about the front-page recognition given by the San Diego Business Journal for the City's formation of a trade group with local auto dealers. Lastly, he reports that he met today with Chris Duggan from the Restaurant Association.

7.2 Legislative Report

Mayor Pro Tem Wells reports that bills being watched are being pulled from the list, including AB 5, which has stalled in the process and may not be passed anytime soon, and land use bills AB 667 and SB 673, which are both dead in Committee.

7.3 League of California Cities Bulletins dated July 3, 5, 8, and 11, 2013 – City Advocate Weekly

NO RECOMMENDED ACTION.

8.

COUNCILMEMBER TONY AMBROSE

Chamber of Commerce – Government Affairs; MTS (Metropolitan Transit System Board) – Alternate); East County Economic Development Council.

8.1 Council Activities Report/Comments

REPORT AS STATED.

Councilmember Ambrose reports that the Department of Labor has decided they are not happy with State of California and its pension reform. They are holding up Federal funds for mass transit programs, including MTS (Metropolitan Transit System), which may result in cutbacks to bus and trolley routes and put in jeopardy the MTS East County bus facility upgrade.

ACTIVITIES REPORTS OF COUNCILMEMBERS: (Continued)

9.

COUNCILMEMBER GARY KENDRICK

Heartland Communications JPA; Heartland Fire Training JPA.

9.1 Council Activities Report/Comments

REPORT AS STATED.

Councilmember Kendrick states he feels obligated to comment regarding a previous speaker's criticism of **Mayor Pro Tem Wells**. In looking at the \$1.00 bill, he notes it says "In God We Trust". Millions of veterans have given their lives for the First Amendment for people to say that, to pray or speak their minds. He absolutely defends **Mayor Pro Tem Wells'** right to pray when he feels it is necessary. He will attend the event on Sunday at Prescott Promenade.

10.

COUNCILMEMBER BOB McCLELLAN

Harry Griffen Park Joint Steering Committee; Heartland Communications JPA – Alternate; MTS (Metropolitan Transit System Board).

10.1 Council Activities Report/Comments

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11.

JOINT COUNCILMEMBER REPORTS

**11.1 STATUS REPORT ON PLANNING UPCOMING ANNUAL CITY CELEBRATION – EL CAJON’S AMERICA ON MAIN STREET
(Report: Councilmembers Ambrose and Kendrick)**

RECOMMENDATION: That the City Council approve the name, date and scope of the City’s new annual celebration and direct the City Manager to continue with the planning and implementation of the event.

DISCUSSION

City Manager Williford provides the background on this Item, indicating the theme for the celebration will be broader than the former Friendship Festival, with a tentative title “*America on Main Street*”.

Councilmembers Kendrick and Ambrose express support for moving forward with the celebration.

No further comments made.

MOTION BY LEWIS, SECOND BY WELLS, to APPROVE the name, date and scope of the City’s new annual celebration, and DIRECT the City Manager to continue with the planning and implementation of the event.

**MOTION CARRIES BY UNANIMOUS VOTE OF THOSE PRESENT.
(MCCLELLAN – Absent)**

12. GENERAL INFORMATION ITEMS FOR DISCUSSION: None

13. ORDINANCES: FIRST READING - None

14. ORDINANCES: SECOND READING AND ADOPTION - None

15. CLOSED SESSIONS - None

ADJOURNMENT: Mayor Lewis adjourned the Adjourned Regular Joint Meeting of the City Council/Housing Authority/Successor Agency to the El Cajon Redevelopment Agency held this 23rd day of July 2013, at 4:04 p.m. to Tuesday, August 27, 2013, at 3:00 p.m.

KATHIE J. RUTLEDGE, CMC
City Clerk/Secretary