

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



## MINUTES

### CITY OF EL CAJON EL CAJON, CALIFORNIA

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**January 9, 2018**

A Regular Joint Meeting of the El Cajon City Council/Housing Authority/Successor Agency to the Redevelopment Agency of the City of El Cajon, California held Tuesday, January 9, 2018, was called to order by Mayor/Chair Bill Wells at 3:02 p.m., in the Council Chamber, 200 Civic Center Way, El Cajon, California.

#### **ROLL CALL**

Council/Agencymembers present:	Goble and Kalasho
Council/Agencymembers absent:	McClellan
Mayor Pro Tem/Vice Chair absent:	Kendrick
Mayor/Chair present:	Wells
Other Officers present:	Aguirre, City Clerk/Secretary Foley, City Attorney/General Counsel Mitchell, Assistant City Manager Williford, City Manager/Executive Director

**PLEDGE OF ALLEGIANCE TO FLAG led by Mayor Wells 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 December 12, 2017, meeting and the Agenda of the January 9, 2018, meeting in accordance with State Law and Council/Authority/Successor Agency to the Redevelopment Agency Policy.

**PRESENTATIONS:**

- **San Diego Regional Task Force on the Homeless**

**AGENDA CHANGES:** City Manager Williford stated that due to **Mayor Pro Tem Kendrick** and **Councilmember McClellan** being absent, and due to a conflict of interest by **Councilmember Kalasho**, Item 15.2 would be removed from the agenda and placed on a future meeting to have a quorum to decide on the Item.

**MOTION BY WELLS, SECOND BY KALASHO, to REMOVE Closed Session Item 15.2.**

**MOTION CARRIED BY A 3 – 0 VOTE  
KENDRICK AND McCLELLAN - Absent.**

**CONSENT ITEMS: (1.1 – 1.9)**

**MOTION BY WELLS, SECOND BY KALASHO, to APPROVE Consent Items 1.1 to 1.9.**

**MOTION CARRIED BY A 3 – 0 VOTE  
KENDRICK AND McCLELLAN - Absent.**

**1.1 MINUTES OF CITY COUNCIL/REDEVELOPMENT AGENCY MEETINGS**

Approves Minutes of the December 12, 2017 Meeting of the El Cajon City Council/Housing Authority/Successor Agency to the El Cajon Redevelopment Agency.

**1.2 WARRANTS**

Approves 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**

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

## **CONSENT ITEMS: (Continued)**

### **1.4 CITY ATTORNEY STAFF MEMBERS (Report: Morgan Foley, City Attorney)**

Adopts RESOLUTION NO. 001-18 appointing the professional staff of the City Attorney's Department effective January 9, 2018.

### **1.5 JULY - SEPTEMBER 2017 QUARTERLY TREASURER'S REPORT (Report: Clay Schoen, Director of Finance and Treasurer)**

Receives the Treasurer's Report for the quarter ending September 30, 2017.

### **1.6 SUBDIVISION AGREEMENT AND FINAL MAP APPROVAL FOR TENTATIVE SUBDIVISION MAP (TSM) 628, 1123 EAST WASHINGTON AVENUE, ENGINEERING JOB NO. 3069 (Report: Dirk Epperson, Director of Public Works)**

Approves the Subdivision Agreement and Final Map for Tentative Subdivision Map (TSM) 628, 1123 East Washington Avenue, City of El Cajon, PUD 313, SP 510, Engineering Job No. 3069.

### **1.7 RESOLUTION: REJECTION OF BID NO. 020-18, MAINTENANCE & REPAIRS OF MECHANICAL DOORS & GATES (Report: Nahid Razi, Purchasing Agent)**

Adopts RESOLUTION NO. 002-18 rejecting the bid due to the absence of bid submissions and directs the Purchasing Agent to proceed with an open market purchase.

### **1.8 BOARD OF SUPERVISORS APPOINTMENT TO GILLIESPIE FIELD DEVELOPMENT COUNCIL (Report: Angela Aguirre, City Clerk)**

Ratifies the San Diego County Board of Supervisors re-appointment of Phillis Trombi to the Gillespie Field Development Council for a term to expire December 7, 2021.

## **CONSENT ITEMS: (Continued)**

### **1.9 COMPREHENSIVE ANNUAL FINANCIAL REPORT FOR THE FISCAL YEAR ENDED JUNE 30, 2017, AND OTHER WRITTEN COMMUNICATION FROM THE CITY'S INDEPENDENT AUDITOR (Report: Clay Schoen, Director of Finance)**

Receives and accepts the Comprehensive Annual Financial Report and other written communication from the independent accounting firm of Rogers, Anderson, Malody & Scott, LLP, for the fiscal year ended June 30, 2017.

#### **PUBLIC COMMENT:**

**Dolores Landers** spoke about a lot split approved by the Planning Commission in 1958, and she requested a copy of the letter originally sent.

**City Manager Williford** stated that he would ask Staff to search for said letter.

**James Elia** spoke against the ban on feeding the local homeless. He asked for **Council** to provide alternate solutions to the Hepatitis A problem, and requested that the Ordinance be overturned.

**Mark Lane** spoke against the ban on feeding the homeless, and stated that if the local parks are contaminated with Hepatitis A they should be closed down. He expressed his disapproval of Councilmember Kalasho.

**Assistant City Manager Mitchell** shared information about the local restrooms closed for renovations. He stated that portable restrooms are available until the permanent ones are completed.

**Anita Higuera-Anthony** and **Pat Wright**, representing Legalize Ferrets.org, spoke about the Save the Ferrets movement.

**Michelle Macrorie** spoke against the Ordinance prohibiting feeding the local homeless.

**Michael Dawson** spoke against the Ordinance prohibiting feeding the local homeless.

**Blair Overstreet** requested that City Council overturn the Ordinance against feeding the homeless.

2. **WRITTEN COMMUNICATIONS: None**

3. **PUBLIC HEARINGS: None**

4. **ADMINISTRATIVE REPORTS:**

4.1 **RESOLUTION: REFUNDING THE 2005 AND 2007 TAX ALLOCATION BONDS OF THE FORMER EL CAJON REDEVELOPMENT AGENCY (Report: Graham Mitchell, Assistant City Manager)**

**RECOMMENDATION:** That the **Successor Agency Board** adopt a RESOLUTION Approving the form and authorizing distribution of a Preliminary Official Statement in connection with the offering and sale of Tax Allocation Bonds to refund certain outstanding obligations of the Former El Cajon Redevelopment Agency and approving related documents and actions.

#### **DISCUSSION**

**Assistant City Manager, Graham Mitchell**, provided a summary of the Item, and stated that Jeff Land, Underwriter for Brandis Tallman, LLC, is available for questions by **City Council**.

**MOTION BY GOBLE, SECOND BY KALASHO, to ADOPT RESOLUTION NO. SA 001-18 approving the form and authorizing distribution of a Preliminary Official Statement in connection with the offering and sale of Tax Allocation Bonds to refund certain outstanding obligations of the Former El Cajon Redevelopment Agency and approving related documents and actions.**

**MOTION CARRIED BY A 3 – 0 VOTE  
KENDRICK AND McCLELLAN - Absent.**

5. **COMMISSION REPORTS: None**

6. **ACTIVITIES REPORTS OF MAYOR WELLS/COMMENTS**

SANDAG (San Diego Association of Governments); SANDAG Public Safety Committee – Chair; League of California Cities, San Diego Division; Heartland Fire Training JPA – Alternate; Indian Gaming Local Community Benefit Committee.

6.1 **Council Activities Report/Comments**

**REPORT AS STATED.**

## ACTIVITIES REPORTS OF MAYOR WELLS/COMMENTS: (Continued)

### 6.2 LEGISLATIVE REPORT - No Report.

### 6.3 COUNCIL ASSIGNMENTS

**RECOMMENDATION:** That the City Council consider and approve council assignments to the various boards and commissions giving El Cajon input on matters important to this region as follows:

**Mayor Bill Wells:** SANDAG (San Diego Association of Governments); League of California Cities, San Diego Division; Heartland Fire Training JPA – Alternate; Indian Gaming Local Community Benefit Committee. LAFCO\*

\*Elected to the LAFCO Commission for a four-year term to represent the east county, by east county Mayors, in December, 2017.

**Mayor Pro Tem Gary Kendrick:** Heartland Communications JPA; Heartland Fire Training JPA.

**Councilmember Steve Goble:** SANDAG – Alternate; SANDAG Public Safety Committee – Alternate; Chamber of Commerce – Government Affairs; MTS (Metropolitan Transit System Board) – Alternate; East County Economic Development Council; METRO Commission/Wastewater JPA - Alternate.

**Councilmember Ben Kalasho:** East County Economic Development Council – Alternate; METRO Commission/Wastewater JPA; Indian Gaming Local Community Benefit Committee – Alternate.

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

**Motion to approve FAILED with two (2) votes in favor (GOBLE, WELLS), and one (1) against (KALASHO).**

**Motion to postpone to a future meeting FAILED with two (2) votes in favor (GOBLE, WELLS), and one (1) against (KALASHO).**

**City Attorney Foley** stated that Item is automatically continued as a result of the failed motion to postpone, per Municipal Code.

## **ACTIVITIES REPORTS OF COUNCILMEMBERS**

**7.**

### **MAYOR PRO TEM GARY KENDRICK**

Heartland Communications JPA; Heartland Fire Training JPA.

#### **7.1 Council Activities Report/Comments**

**REPORT AS SUBMITTED.**

**8.**

### **COUNCILMEMBER BOB MCCLELLAN**

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

#### **8.1 Council Activities Report/Comments**

**REPORT AS SUBMITTED.**

**9.**

### **COUNCILMEMBER BEN KALASHO**

East County Economic Development Council – Alternate; METRO Commission/Wastewater JPA; Indian Gaming Local Community Benefit Committee – Alternate.

#### **9.1 Council Activities Report/Comments**

**REPORT AS STATED.**

**10.**

### **COUNCILMEMBER STEVE GOBLE**

SANDAG – Alternate; SANDAG Public Safety Committee – Alternate; Chamber of Commerce – Government Affairs; MTS (Metropolitan Transit System Board) – Alternate; East County Economic Development Council; METRO Commission/Wastewater JPA - Alternate.

#### **10.1 Council Activities Report/Comments**

**REPORT AS STATED.**

- 11. **JOINT COUNCILMEMBER REPORTS: None**
- 12. **GENERAL INFORMATION ITEMS FOR DISCUSSION: None**
- 13. **ORDINANCES: FIRST READING - None**
- 14. **ORDINANCES: SECOND READING AND ADOPTION - None**
- 15. **CLOSED SESSIONS:**

**RECOMMENDATION:** That the City Council/Housing Authority/Successor Agency to the El Cajon Redevelopment Agency adjourns to Closed Sessions as follows:

**15.1 CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION – Pursuant to paragraph (1) of subdivision (d) of Government Code Section 54956.9:**

Name of Case: Larry Hauser, et al.  
 v.  
 City of El Cajon, et al.  
 United States District Court  
 Southern District of California  
 Case No. 16cv3091-W-MDD

**Item 15.2 Continued to a future meeting per Action taken under Agenda Changes.**

**15.2 CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION - Pursuant to paragraph (1) of subdivision (d) of Government Code Section 54956.9:**

Name of Case: El Cajon Residents for Responsible Governance  
 v.  
 City of El Cajon, et al.  
 San Diego Superior Court  
 Case No. 37-2017-00045604-CU-WM-CTL



**MOTION BY WELLS, SECOND BY KALASHO, to ADJOURN to Closed Session at 3:46 p.m.**

**MOTION CARRIED BY UNANIMOUS VOTE OF THOSE PRESENT (McCLELLAN – Absent).**

**16. RECONVENE TO OPEN SESSION AT 3:50 P.M.**

**City Attorney Foley** reported the following actions:

**15.1 City Council** gave direction to its Legal Counsel.

**Adjournment: Mayor Wells adjourned the Regular Joint Meeting of the City Council/Housing Authority/Successor Agency to the Redevelopment Agency held this 9th day of January 2018, at 3:51 p.m. to Tuesday, January 23, 2018, at 3:00 p.m.**

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**Angela Aguirre**  
**City Clerk/Secretary**