

JOINT MEETING OF THE EL CAJON CITY COUNCIL AND REDEVELOPMENT AGENCY



MINUTES

CITY OF EL CAJON EL CAJON, CALIFORNIA

January 22, 2008

An Adjourned Regular Joint Meeting of the El Cajon City Council and Redevelopment Agency of the City of El Cajon, California held Tuesday, January 22, 2008, was called to order by Mayor/Chair Mark Lewis at 3:00 p.m., in the Council Chambers, 200 East Main Street, El Cajon, California. This meeting was adjourned from the Adjourned Regular Joint meeting held at 7:00 p.m. on January 8, 2008.

ROLL CALL

Council/Agencymembers present:	Kendrick, McClellan, Ramos
Council/Agencymembers absent:	None
Mayor Pro Tem/Vice Chair present:	Hanson-Cox
Mayor/Chair present:	Lewis
Other Officers present:	Rutledge, City Clerk/Secretary Foley, City Attorney/General Counsel Henry, City Manager/Executive Director Turner, Director of Public Works Ramirez, Acting Director of Community Development

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 January 8, 2008, meetings and the Agenda of the January 22, 2008 meeting in accordance to State Law and Council/Agency Policy.

PRESENTATIONS:

- **Service Award Presentations**

Service awards were presented to the following employees:

FIVE YEARS

Eduardo	Arana	Park Maintenance Worker	Public Works
Belinda	Hawley	Administrative Secretary	City Clerk
Joyce	Nevarez	Senior Accountant	Finance

TEN YEARS

Michael	Chasin	Fire Captain	Fire
Thomas	Hamma	Fire Captain	Fire
Jess	Hartnett	Fire Captain	Fire
James	Hemphill	Fire Captain	Fire
Patricia	Jepsen	Utility Worker	City Manager
Jinan	Michael	Customer Service Representative	Finance
Paul	Palombo	Equipment Mechanic	Public Works

TWENTY YEARS

David	Garrett	Public Works Crew Leader	Public Works
Virginia	Good	Recreation Services Supervisor	Recreation
Trevitt	Holman	Traffic Engineer	Public Works
Diane	McMillen	Asst. Building Inspector	Comm. Dev.

THIRTY YEARS

Olivia	Puentes-Reynolds	Management Analyst	Police
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AGENDA CHANGES:

MOTION BY LEWIS, SECOND BY RAMOS, to add General Information Item B to the Agenda under Item 12.

MOTION CARRIES BY UNANIMOUS VOTE.

CONSENT ITEMS: (1.1 – 1.12)

MOTION BY LEWIS, SECOND BY MCCLELLAN, to approve Consent Items 1.1 to 1.12, pulling Items 1.7 and 1.11, as requested by a member of the public.

MOTION CARRIES BY UNANIMOUS VOTE.

CONSENT ITEMS: (Continued)

1.1 MINUTES OF CITY COUNCIL/REDEVELOPMENT AGENCY MEETINGS

Approve Minutes of the January 8, 2008, meetings of the El Cajon City Council/Redevelopment Agency.

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 RESOLUTIONS - INSTALLATION OF BUS STOP SHELTER IMPROVEMENTS AT VARIOUS LOCATIONS IN THE CITY OF EL CAJON, Engineering Job No. 3179, Bid No. 032-08 (Report: Director of Public Works)

Adopt RESOLUTION NO. 4-08 to approve Plans and Specifications and RESOLUTION NO. 5-08 to direct a Notice Inviting Sealed Bids to be opened on February 21, 2008.

1.5 FISCAL YEAR 2006-07 ANNUAL CAFR, ENDING JUNE 30, 2007 (Report: Assistant City Manager/Finance Director)

Receive and accept the Comprehensive Annual Financial Report (CAFR) and the Single Audit for the fiscal year ending June 30, 2007, as audited by the independent accounting firm of Rogers, Anderson, Malody & Scott, LLP.

1.6 AGREEMENT TO SHARE COST FOR DEVELOPMENT OF UPDATED SAN DIEGO RIVER WATERSHED URBAN RUNOFF MANAGEMENT PLAN AND ANNUAL REPORT FOR FISCAL YEAR 2006-07 (Report: Director of Public Works)

Approve the Agreement to Share Cost for the Development of an Updated Watershed Urban Runoff Management Plan and Annual Watershed Report for the San Diego River Watershed, and authorize the City Manager to execute it on behalf of the City.

CONSENT ITEMS: (Continued)

PULLED FOR DISCUSSION:

- 1.7 RESOLUTIONS – INSTALLATION OF TRAFFIC MONITORING AND WIRELESS COMMUNICATION SYSTEM – Engineering Job No. 3115, Bid No. 031-08 (Report: Director of Public Works)**

RECOMMENDATION: That the City Council adopt the next RESOLUTIONS in order to approve Specifications and direct a Notice Inviting Sealed Bids to be opened on February 21, 2008.

- 1.8 REQUEST FOR TIME EXTENSION OF TENTATIVE SUBDIVISION MAP (TSM) 607 – 661-675 Emerald Avenue, Engineering Job No. 3026 (Report: Director of Public Works)**

Grant a one (1) year time extension for TSM 607 and set the new expiration date to January 10, 2009, in accordance with Municipal Code Section 16.12.110.

- 1.9 ACCEPTANCE OF CENTRAL LIGHTING CONTROL SYSTEM – Engineering Job No. 3166, Bid No. 010-08 (Report: 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.

- 1.10 LIEN CONTRACT AND AGREEMENT NOT TO CONVEY AND COVENANT NOT TO CONVEY CONDOMINIUM UNITS AND FINAL SUBDIVISION MAP FOR TENTATIVE SUBDIVISION MAP (TSM) 565 – 2525 Lund Street, Engineering Job No. 2946 (Report: Director of Public Works)**

Approve the Lien Contract and Agreement Not to Convey and Covenant Not to Convey Condominium Units and the Final Map for TSM 565 at 2525 Lund Street, authorizing execution of the agreements.

PULLED FOR DISCUSSION:

- 1.11 NOTICE OF COMPLETION AND ACCEPTANCE FOR EAST COUNTY PERFORMING ARTS CENTER EMERGENCY REPAIR-ACOUSTIC CLOUD REPAIR AND SCAFFOLDING, RFQ No. 293409 (Report: Purchasing Agent)**

RECOMMENDATION: That the City Council accept the project and authorize the City Clerk to record a Notice of Completion and release the bonds according to the agreement for the project.

CONSENT ITEMS: (Continued)

1.12 AMENDMENT TO THE FIVE (5)-YEAR REGIONAL TRANSPORTATION IMPROVEMENT PROGRAM (2006 RTIP) (Report: Director of Public Works)

Direct the City Clerk to set a public hearing on February 12, 2008, at 3:00 p.m. for approval of the proposed Amendment to the 2006 RTIP.

1.7 RESOLUTIONS – INSTALLATION OF TRAFFIC MONITORING AND WIRELESS COMMUNICATION SYSTEM – Engineering Job No. 3115, Bid No. 031-08 (Report: Director of Public Works)

RECOMMENDATION: That the City Council adopt the next RESOLUTIONS in order to approve Specifications and direct a Notice Inviting Sealed Bids to be opened on February 21, 2008.

DISCUSSION

Raymond Lutz, representing Citizens Oversight.org, questions the necessity of the project and suggests that Council reconsider award of the bid at this time due to the City's budget deficit.

Director of Public Works Turner states the project will increase the ability to monitor and adjust traffic signals, which will improve the flow of traffic. TransNet funds will be utilized, resulting from the half-cent sales tax, which can only be used for transportation purposes.

MOTION BY LEWIS, SECOND BY MCCLELLAN, to Adopt RESOLUTION NO. 6-08 to approve Specifications and RESOLUTION NO. 7-08 to direct a Notice Inviting Sealed Bids to be opened on February 21, 2008.

MOTION CARRIES BY UNANIMOUS VOTE.

CONSENT ITEMS: (Continued)

1.11 NOTICE OF COMPLETION AND ACCEPTANCE FOR EAST COUNTY PERFORMING ARTS CENTER EMERGENCY REPAIR-ACOUSTIC CLOUD REPAIR AND SCAFFOLDING, RFQ No. 293409 (Report: Purchasing Agent)

RECOMMENDATION: That the **City Council** accept the project and authorize the City Clerk to record a Notice of Completion and release the bonds according to the agreement for the project.

DISCUSSION

Raymond Lutz, representing Citizens Oversight.org, speaks about operating costs for the center and suggests the City's Recreation Department take over its operation.

City Attorney Foley clarifies that the Item pertains to a Notice of Completion and acceptance of emergency repairs at the center, rather than the operation of the center.

MOTION BY LEWIS, SECOND BY MCCLELLAN, to approve Item 1.11.

MOTION CARRIES BY UNANIMOUS VOTE.

PUBLIC COMMENT:

Kristy Mundt speaks about having assisted citizens with voter registration. She informs that she is now the President of the East County Democratic Club, and encourages citizens to become involved with local government.

Raymond Lutz, representing Citizens Oversight.org, speaks about a new book that he has written and the need to bring more money into the City, without raising the sales tax. He requests a response to the letter sent to **Council** one year ago, concerning broadcasts on Channel 24.

Councilmember McClellan speaks about a story written about the 20th President of the United States, James Garfield.

Councilmember Hanson-Cox speaks about funding for the Mother Goose Parade and plans for this year's parade.

2. WRITTEN COMMUNICATIONS: None

3. PUBLIC HEARINGS:

3.1 SUBSTANDARD CONDITIONS AT 1027 LESLIE ROAD (Report: Building Official/Fire Marshal) – Continued from December 18, 2007

RECOMMENDATION: That the City Council

- **Open the continued Public Hearing and receive testimony**
- **Close the Public Hearing**
- **Direct staff to (1) monitor progress of repairs to the interior of the units; (2) continue the public hearing for an additional 30 days; and (3) bring this case back before Council for determination of administrative fees and staff time.**

DISCUSSION

The Public Hearing is still Open.

Dan Pavao, Building Official/Fire Marshal, provides an update of the Item and requests a continuance of 30 days.

Tony Gutierrez, representing the owner of the property, requests a continuation of more than 30 days to allow for removal of the current tenant.

MOTION BY LEWIS, SECOND BY MCCLELLAN, to Continue the Public Hearing to March 25, 2008.

MOTION CARRIES BY UNANIMOUS VOTE.

4. ADMINISTRATIVE REPORTS:

4.1 MOTOR HOME PARKING ON CITY STREETS (Report: Chief of Police)

RECOMMENDATION: That the City Council review the report attached to the Agenda Report and provide direction to Staff.

DISCUSSION

Captain Pat Sprecco provides an overview of the report.

ITEM 4.1 (Continued)

Discussion ensues among **Council**, **Staff** and **Captain Sprecco** concerning:

- Increasing fines;
- Utilizing a permitting system;
- Allowing a 72-hour time limit for loading and unloading of motor homes and trailers.

Oliver Severin speaks about problems with motor homes that have been parked on his street. He supports a change in the current ordinance and feels space should be made available for residents willing to pay a rental fee for storage of their recreational vehicles.

Kristy Mundt discusses safety concerns created by motor homes and trailers parked on the streets. She suggests an increase in fines for violations as well as stepping up enforcement for unpaid vehicle registrations.

John Martes expresses concern about public safety and decreased visibility for drivers pulling out onto the streets. He supports a ban of parking motor homes and trailers on City streets.

Joe Garzanelli speaks about people living in motor homes on the streets. He submits photographs for review by Council and suggests a stricter ordinance to address current problems.

George Parkinson speaks about the need to enforce laws concerning people living in vehicles. He objects to harassment of homeowners that legally store their vehicles and utilize the streets only for loading and unloading of motor homes and trailers.

Ken Ealey feels a time period of 48 to 72 hours should be allowed for loading and unloading of trailers and motor homes. He opposes paying a fee for a permit.

Robert Shillinger suggests a fair and just system that allows sufficient time, 48 to 72 hours, to load and unload vehicles.

City Attorney Foley clarifies the 72-hour time period in the current ordinance, applies to the period of time before vehicles can be impounded. **Council** may wish to clarify whether they support a ban of parking the vehicles on streets or if they wish to allow a 72-hour time period for loading and unloading before a vehicle can be sited.

ITEM 4.1 (Continued)

Kelly Deeg speaks about instances when he was ticketed for having his trailer parked on the street for a few hours. He clarifies that the problems at hand concern two separate issues: people living illegally in motor homes and those who leave their vehicles parked on streets after loading and unloading them. He supports a 48 to 72 hour time limit.

Council and **Staff** discuss the following:

- Suggestions to adhere to State guidelines;
- Designating a specific time limit for loading and unloading;
- Incorporating ideas from the procedures utilized by the cities of Lakewood and Costa Mesa;
- Signage needed to reflect a change in the ordinance;
- Referring the item to staff for a report on costs to implement a permitting program.

MOTION BY LEWIS, SECOND BY KENDRICK, to direct staff to obtain information on the permitting system utilized by the City of Lakewood and bring back the Item on a future agenda.

MOTION CARRIES BY UNANIMOUS VOTE.

*Recess called at 4:55 p.m.
Meeting called back to order at 5:02 p.m.*

4.2 RESOLUTION – NO PARKING/TOW AWAY ZONE FOR VEHICLES OVER FIVE TONS BETWEEN THE HOURS OF 9:00 P.M. AND 6:00 A.M. (Report: Director of Public Works)

RECOMMENDATION: That the **City Council** adopt the next RESOLUTION in order and establish the following No Parking/Tow Away Zone for vehicles over five tons between the hours of 9:00 p.m. and 6:00 a.m. as follows:

Along the easterly curblineline of Gillespie Way, beginning at a point 324 feet west of the westerly curblineline of Cuyamaca Street and along the westerly curblineline of Gillespie Way, beginning at a point 329 feet west of the west curblineline of Cuyamaca Street, thence northerly to the southerly extended curblineline of Weld Boulevard.

ITEM 4.2 (Continued)

DISCUSSION

Ken Ray, representing Diversified 15-3 Development, speaks in support of the Item and expresses the need for enforcement of parking ordinances.

Robert Tschantz, representing Diversified Properties, discusses visibility problems and safety issues created by the large trucks parked along the streets. He advises that his company would be willing to help cover a portion of the costs of new signs if needed. He recommends establishing the no parking zone without a limitation in the hours.

MOTION BY LEWIS, SECOND BY RAMOS, to adopt RESOLUTION NO. 8-08 and establish the No Parking/Tow Away Zone for vehicles over five tons between the hours of 9:00 p.m. and 6:00 a.m., per the Staff recommendation.

MOTION CARRIES BY UNANIMOUS VOTE.

5. COMMISSION REPORTS: None

6. ACTIVITIES REPORTS OF MAYOR LEWIS

SANDAG (San Diego Association of Governments); SANDAG (Public Safety Committee); METRO Commission (Metropolitan Sewerage System) and METRO Wastewater JPA; MTS (Metropolitan Transit System Board) – Alternate; LAFCO (Local Agency Formation Commission - Alternate).

6.1 SANDAG Board Actions – December 21, 2007

6.2 Metro Commission and Metro Wastewater JPA Agenda – January 10, 2008

ACTIVITIES REPORTS OF COUNCILMEMBERS

7.

MAYOR PRO TEM JILLIAN HANSON-COX

SANDAG (San Diego Association of Governments) (Alternate); MTS (Metropolitan Transit System Board) - Alternate; East County Economic Development Council; League of California Cities, San Diego Division; East San Diego County Gang Task Force.

7.1 Council Activities Report

Report as stated.

8.

COUNCILMEMBER BOB McCLELLAN

Council Advisory Meeting Schedule, Harry Griffen Park Joint Steering Committee; Heartland Communications JPA – Alternate.

8.1 Council Activities Report

Report as stated.

9.

COUNCILMEMBER GARY KENDRICK

Heartland Communications JPA; Heartland Fire Training JPA; Chamber of Commerce – Business/Economic Development.

9.1 Council Activities Report

Councilmember Kendrick adds that he attended a meeting of Heartland Fire and Communications on January 17, 2008.

10.

COUNCILMEMBER DICK RAMOS

ADAPT (Alcohol and Drug Abuse Prevention Task Force); Heartland Fire Training JPA (Alternate); Legislative Report.

10.1 No Report

11. LEGISLATIVE REPORT

11.1 League of California Cities Legislative Bulletin - *Priority Focus* - dated January 4 and 11, 2008

Councilmember Ramos recommends that **Council** oppose AB1496, a bill that would require certain employee benefits for part-time workers.

MOTION BY RAMOS, SECOND BY MCCLELLAN, to send a letter opposing AB 1496.

MOTION CARRIES BY UNANIMOUS VOTE.

THROUGH EARLIER ACTION, GENERAL INFORMATION ITEM "B" WAS ADDED TO THE AGENDA UNDER ITEM 12:

12. GENERAL INFORMATION ITEMS FOR DISCUSSION:

2007 ANNUAL SCHOOL REVIEW

DISCUSSION

Larry Laxson, representing Cajon Valley Union School District, indicates he is available to answer any questions concerning the report. He thanks the Traffic Division for their efforts to improve safety for students.

13. ORDINANCES: FIRST READING - None

14. ORDINANCES: SECOND READING AND ADOPTION - None

15. CLOSED SESSION

RECOMMENDATION: That the City Council/Redevelopment Agency adjourn to Closed Session as follows:

15.1

- **CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION - Pursuant to subdivision (a) of Government Code Section 54956.9**

Case: El Cajon Redevelopment Agency v. Security Title Insurance Company, et al.
Case No. GIE 032067-1

MOTION BY LEWIS, SECOND BY RAMOS, to Adjourn to Closed Session at 5:19 p.m.

MOTION CARRIES BY UNANIMOUS VOTE.

16. RECONVENE TO OPEN SESSION AT 5:24 P.M.

City Attorney Foley reports that **Council** gave direction to Legal Counsel concerning Item 15.1.

Adjournment: Mayor Lewis adjourned the Adjourned Regular Joint Meeting of the City Council/ Redevelopment Agency held this 22nd day of January, 2008, at 5:25 p.m. to Tuesday, February 12, 2008, at 3:00 p.m.

KATHIE J. RUTLEDGE, CMC
City Clerk/Secretary