

JOINT MEETING OF THE EL CAJON CITY COUNCIL AND REDEVELOPMENT AGENCY



MINUTES

CITY OF EL CAJON EL CAJON, CALIFORNIA

MARCH 11, 2008

A Regular Joint Meeting of the El Cajon City Council and Redevelopment Agency of the City of El Cajon, California held Tuesday, March 11, 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 February 26, 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 Davies, Deputy Director of Public Works Ayres, 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 February 26, 2008, meetings and the Agenda of the March 11, 2008, meetings in accordance to State Law and Council/Agency Policy.

PRESENTATIONS:

- **Public Health Leadership Award from Communities Against Substance Abuse to Councilmember Gary Kendrick**
- **California's Clean Air Award from California's Clean Air Project to the City of El Cajon**
- **211 San Diego**

AGENDA CHANGES: None

CONSENT ITEMS: (1.1 – 1.15)

Councilmember Kendrick indicates he must abstain from Item 1.14.

Mayor Lewis thanks Erickson-Hall Construction Company and Viejas Enterprises for their generous donations for Fire Station 8.

MOTION BY LEWIS, SECOND BY MCCLELLAN, to approve Consent Items 1.1 to 1.15, pulling Item 1.10, as requested by RAMOS and pulling Item 1.14, as requested by a member of the public. (KENDRICK – Abstain on 1.14)

MOTION CARRIES BY UNANIMOUS VOTE.

1.1 MINUTES OF CITY COUNCIL/REDEVELOPMENT AGENCY MEETINGS

Approve Minutes of the February 26 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.

CONSENT ITEMS: (Continued)

1.4 STATE CITIZEN'S OPTION FOR PUBLIC SAFETY (CA-COPS) FY 2007-2008 EXPENDITURE PLAN ADDENDUM (Report: Chief of Police)

1. Amend the previously approved FY2007-2008 Expenditure Plan to include "training expenses not covered by the General Fund"; and
2. Approve a budget adjustment up to \$65,000 for training, decreasing the previously approved technology appropriation by a like amount.

1.5 REQUEST FOR TIME EXTENSION OF TENTATIVE SUBDIVISION MAP (TSM) 623 – 528 Emerald Avenue, Engineering Job No. 3052 (Report: Director of Public Works)

Grant a first one-year time extension for TSM 623 and set the new expiration date to March 14, 2009, in accordance with Municipal Code Section 16.12.110.

1.6 RESOLUTION – AWARD OF BID NO. 031-08, INSTALLATION OF TRAFFIC MONITORING AND WIRELESS COMMUNICATION SYSTEM (Report: Purchasing Agent)

Adopt RESOLUTION NO. 20-08 and award the bid to the low bidder, Datel Systems, Inc., in the amount of \$84,656.00.

1.7 RESOLUTION – AWARD OF BID NO. 032-08, INSTALLATION OF BUS STOP SHELTER IMPROVEMENTS AT VARIOUS LOCATIONS (Report: Purchasing Agent)

Adopt RESOLUTION NO. 21-08 and award the bid to the low bidder, All Purpose Manufacturing, Inc., in the amount of \$119,011.68.

1.8 DONATION FOR EL CAJON FIRE STATION 8 (Report: Assistant to the City Manager)

Accept a donation from Erickson-Hall Construction Company for El Cajon Fire Station 8.

CONSENT ITEMS: (Continued)

**1.9 COMMUNITY EVENT IN THE RIGHT-OF-WAY: LEND-A-HAND DAY
(Report: Assistant to the City Manager)**

Concur with the City's Special Events Committee and approve the request for the Lend-A-Hand Day event and road closure of Millar Avenue from El Cajon Boulevard to Palm Avenue.

PULLED FOR DISCUSSION:

**1.10 DISPOSAL OF SURPLUS REAL PROPERTY AT 842 NORTH THIRD
STREET (Report: Assistant to the City Manager)**

RECOMMENDATION: That the City Council declare the property at 842 North Third Street as surplus and direct the City Manager to dispose of the property in accordance with City Council Policy.

**1.11 RESOLUTION – AWARD OF BID NO. 027-08, VIDEO INSPECTION AND
CLEANING OF TRUNK SEWERS (Report: Purchasing Agent)**

Adopt RESOLUTION NO. 22-08 and award the bid to the low responsive bidder, National Plant Services, Inc., in the amount of \$160,076.62.

**1.12 ACCEPTANCE OF RESURFACING PROJECT NO. 57 COLLECTOR AND
RESIDENTIAL STREETS VARIOUS LOCATIONS (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.

**1.13 ACCEPTANCE OF REPLACEMENT OF SIDEWALKS AT VARIOUS
LOCATIONS (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.

CONSENT ITEMS: (Continued)

PULLED FOR DISCUSSION:

1.14 EAST COUNTY PERFORMING ARTS CENTER – FIRST AMENDMENT TO AGREEMENT WITH CHRISTIAN COMMUNITY THEATER (ART BEAT MANAGEMENT) (Report: City Manager)

RECOMMENDATION: That the City Council review and approve the First Amendment to the Agreement between the City of El Cajon and Christian Community Theater for the provision of administrative services for the operation of the East County Performing Arts Center.

1.15 DONATION FOR EL CAJON FIRE STATION 8 (Report: Public Information Officer)

Accept a donation from Viejas Enterprises for El Cajon Fire Station 8.

1.10 DISPOSAL OF SURPLUS REAL PROPERTY AT 842 NORTH THIRD STREET (Report: Assistant to the City Manager)

RECOMMENDATION: That the City Council declare the property at 842 North Third Street as surplus and direct the City Manager to dispose of the property in accordance with City Council Policy.

DISCUSSION

In response to questions by Council, City Manager Henry indicates that the property was not designed for use as a residential home or rental property. Staff will monitor the property once vacated, and keep an eye on market rates prior to selling. There may also be an opportunity to store paramedic vehicles at the site in the interim.

MOTION BY LEWIS, SECOND BY RAMOS, to Approve Item 1.10

MOTION CARRIES BY UNANIMOUS VOTE.

CONSENT ITEMS: (Continued)

Councilmember Kendrick leaves the Chambers at 3:24 p.m.

1.14 EAST COUNTY PERFORMING ARTS CENTER – FIRST AMENDMENT TO AGREEMENT WITH CHRISTIAN COMMUNITY THEATER (ART BEAT MANAGEMENT) (Report: City Manager)

RECOMMENDATION: That the **City Council** review and approve the First Amendment to the Agreement between the City of El Cajon and Christian Community Theater for the provision of administrative services for the operation of the East County Performing Arts Center.

DISCUSSION

Raymond Lutz, representing Citizens Oversight.org, speaks about rental rates and possible gross revenues if the theater were to be operated by the City's Recreation Department. He submits a document for review by **Council**.

MOTION BY LEWIS, SECOND BY MCCLELLAN, to APPROVE 4-0.

MOTION CARRIES. (KENDRICK – Abstain)

Councilmember Kendrick returns to the Chambers at 3:27 p.m.

PUBLIC COMMENT:

Raymond Lutz, representing Citizens Oversight.org, announces that the Grossmont Community Concert Association season is now open and there are some memberships available. He also announces that he is a candidate for the 77th State Assembly District.

John Capella speaks about a hit and run incident in which a car almost hit his residence. He is concerned about the excessive speeds of vehicles traveling on Washington Street. He suggests utilization of a speed monitoring system in the evenings.

Mayor Lewis requests that **City Manager Henry** look into the matter and have **Staff** determine the feasibility of using traffic calming devices along Washington Street.

Sunshine Horton speaks about current societal and parental issues.

Bob McClellan provides a historical synopsis on the Washington Monument.

PUBLIC COMMENT: (Continued)

Jillian Hanson-Cox, representing the Mother Goose Parade Association, speaks about a fund raising event, a celebrity golf tournament, to be held at 11:00 a.m. on Friday, May 16, 2008.

2. WRITTEN COMMUNICATIONS:

- 2.1 Request from Tina Rogers at East San Diego County Association of Realtors to declare 3rd Annual Homebuyer Fair on Saturday, April 26, 2008, a citywide event and approve signage.**

DISCUSSION

Tina Rogers, representing East San Diego County Association of Realtors, speaks in support of the request, and outlines the services that will be provided at the event.

No one else comes forward to speak.

MOTION BY LEWIS, SECOND BY MCCLELLAN, to Approve Item 2.1 and allow signage based on the City's codes and ordinances.

MOTION CARRIES BY UNANIMOUS VOTE.

3. PUBLIC HEARINGS:

- 3.1 RESOLUTION - ADOPTION OF NEW FEES; MODIFICATION OF EXISTING FEES; AMENDMENT OF SCHEDULE OF MISCELLANEOUS FEES; AND REVISION OF CITY COUNCIL POLICY E-2 (Report: City Attorney)**

RECOMMENDATION: That the City Council

- **Open the Public Hearing and receive testimony;**
- **Close the Public Hearing;**
- **Adopt the next RESOLUTION** in order to modify certain existing fees, add or delete certain fees, amend the City's Schedule of Miscellaneous Fees; and
- **Approve revision of City Council Policy E-2** in order to clarify the policy.

DISCUSSION

Mayor Lewis announces the public hearing is now Open.

ITEM 3.1 (Continued)

Kristy Mundt supports the increase in tobacco licensing fees and parking tickets, in lieu of an increased sales tax.

Lorenzo Higley, representing Communities Against Substance Abuse, comments on the tobacco retailers licensing fees and urges full cost recovery.

MOTION BY LEWIS, SECOND BY RAMOS, to Close the Public Hearing

MOTION CARRIES BY UNANIMOUS VOTE.

Mayor Pro-Tem Jillian Hanson-Cox clarifies that the City is raising fees to cover costs.

MOTION BY LEWIS, SECOND BY MCCLELLAN, to Adopt RESOLUTION NO. 23-08 to modify certain existing fees, add or delete certain fees, and amend the City's Schedule of Miscellaneous Fees.

MOTION CARRIES BY UNANIMOUS VOTE.

MOTION BY LEWIS, SECOND BY RAMOS, to Approve revision of City Council Policy E-2 in order to clarify the policy.

MOTION CARRIES BY UNANIMOUS VOTE.

*Recess called at 3:56 P.M.
Meeting called back to order at 4:01 P.M.*

3.2 ADOPTION OF ORDINANCE FOR TRANSPORTATION UNIFORM MITIGATION FEE PROGRAM AND RESOLUTION FOR ADOPTION OF A REGIONAL IMPROVEMENT PROGRAM FEE (Report: Director of Public Works)

RECOMMENDATION: That the City Council

- **Open the Public Hearing and receive testimony;**
- **Close the Public Hearing;**
- **Mayor requests City Clerk to recite the title of the Ordinance**

An Ordinance adopting Chapter 15.13 of the El Cajon Municipal Code adopting a Transportation Uniform Mitigation Fee Program for the purpose of defraying actual or estimated costs of constructing planned regional transportation facilities

ITEM 3.2 (Continued)

- **MOTION to adopt Ordinance adopting Chapter 15.13 of the El Cajon Municipal code**
- **Adopt the next RESOLUTION** in order, approving a Regional Transportation Improvement Program Fee in the amount of \$2,000.00 for each newly constructed residential unit.

DISCUSSION

Deputy Director of Public Works Davies provides a summary of the report.

Councilmember McClellan clarifies that the \$2,000.00 fee will not be imposed on housing projects currently in process nor will it apply to condominium conversions.

Mayor Lewis announces the public hearing is now Open.

No one comes forward to speak.

MOTION BY LEWIS, SECOND BY RAMOS, to Close the Public Hearing.

MOTION CARRIES BY UNANIMOUS VOTE.

MOTION BY LEWIS, SECOND BY RAMOS, to adopt Ordinance No. 4912 adopting Chapter 15.13 of the El Cajon Municipal code.

MOTION CARRIES BY UNANIMOUS VOTE.

The **City Clerk** recites the title of the ordinance for the second reading.

MOTION BY LEWIS, SECOND BY RAMOS, to Adopt RESOLUTION NO. 24-08 approving a Regional Transportation Improvement Program Fee in the amount of \$2,000.00 for each newly constructed residential unit.

MOTION CARRIES BY UNANIMOUS VOTE.

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4. ADMINISTRATIVE REPORTS:

4.1 REQUEST FROM METROPOLITAN TRANSIT SYSTEM (MTS) FOR NEW BUS STOPS ON BROADWAY AND SECOND STREET AND ADJUSTMENT OF NO PARKING ZONES (Report: Director of Public Works)

RECOMMENDATION: That the City Council adopt the next RESOLUTION in order and establish the following No Parking Zones.

- 1) Along the northerly curblineline of Broadway beginning at the westerly prolongation of Oro Street, thence westerly a distance of 100 feet. (Note: This No Parking Zone supercedes and rescinds any previously established No Parking Zones within these described limits).
- 2) Along the easterly curblineline of Second Street beginning at a point 108 feet south of the southerly curblineline of Marline Street, thence south a distance of 66 feet.
- 3) With approval of 1) above, the following No Parking Zone on Broadway would be rescinded and parking restored and described as follows: Along the northerly curblineline of Broadway beginning at the prolongation of the easterly curblineline of Oro Street, thence easterly a distance of 117 feet.

DISCUSSION

City Manager Henry calls attention to a correction to Item 1 on the agenda report, changing the distance from "100 feet" to "116 feet".

Jacoub Younan speaks in support of the request to move the bus stop. He indicates that his grandchildren have not been able to play in the front yard due to the close proximity of the current bus stop.

Bruce Carlin reports problems with parking vehicles along Marline Avenue and visibility issues for cars leaving Marline Avenue going out to Second Street.

Mayor Lewis advises **Mr. Carlin** that if there are any complaints after the bus stop is moved, he may bring the issue forward to Council.

Devin Braun, representing MTS, indicates he is here to answer any questions.

No questions are posed to the speaker.

MOTION BY LEWIS, SECOND BY MCCLELLAN, to Adopt RESOLUTION NO. 25-08 to approve Item 4.1 as recommended by Staff.

MOTION CARRIES BY UNANIMOUS VOTE.

4.2 RESOLUTION – ADOPTION OF UPDATED JURISDICTIONAL URBAN RUNOFF MANAGEMENT PROGRAM (JURMP) (Report: Director of Public Works)

RECOMMENDATION: That the City Council adopt the next RESOLUTION in order adopting the Updated Jurisdictional Urban Runoff Management Program (“JURMP”) and direct staff to implement the program for compliance with Regional Water Quality Control Board (“RWQCB”) Order No. R9-2007-0001.

DISCUSSION

Deputy Director of Public Works Davies provides a summary of the report.

No one comes forward to speak.

MOTION BY LEWIS, SECOND BY MCCLELLAN, to adopt RESOLUTION NO. 26-08 adopting the Updated Jurisdictional Urban Runoff Management Program (“JURMP”) and direct staff to implement the program for compliance with Regional Water Quality Control Board (“RWQCB”) Order No. R9-2007-0001.

MOTION CARRIES BY UNANIMOUS VOTE.

5. COMMISSION REPORTS

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 of Directors Agenda – February 22, 2008**
- 6.2 Metro Commission and Metro Wastewater JPA Meeting – March 6, 2008**
- 6.3 The PSC Dispatch –Winter 2008**
- 6.4 LAFCO Bulleting – February-March, 2008**
- 6.5 LAFCO Agenda – March 3, 2008**
- 6.6 SANDAG Board Actions – February 22, 2008**

ACTIVITIES REPORTS OF COUNCILMEMBERS

7.

MAYOR PRO-TEM JILLIAN HANSON-COX

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

7.1 Council Activities Report

No report.

8.

COUNCILMEMBER BOB McCLELLAN:

Council Advisory Meeting Schedule, Harry Griffen Park Joint Steering Committee; Heartland Communications JPA – Alternate; LAFCO (Local Agency Formation Commission - Advisory Committee).

8.1 Council Activities Report

Report as stated.

Mayor Lewis suggests to **Councilmember McClellan** that the Harry Griffen Park Joint Steering Committee investigate the use of solar energy and possible energy credits.

9.

COUNCILMEMBER GARY KENDRICK

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

9.1 Council Activities Report

Report as stated.

ACTIVITIES REPORTS OF COUNCILMEMBERS: (Continued)

10.

COUNCILMEMBER DICK RAMOS

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

10.1 No Report

DISCUSSION

In answer to the question by **Mayor Lewis**, **Councilmember Ramos** indicates that ADAPT has not met nor called a meeting in at least 8 years.

Mayor Lewis requests that the **City Clerk** remove ADAPT from **Councilmember Ramos'** report and to remove the listing of the Chamber of Commerce – Business/Economic Development Committee from **Councilmember Kendrick's** report, if applicable.

11. LEGISLATIVE REPORT

11.1 League of California Cities Legislative Bulletin - *Priority Focus* - dated February 22 and 29, 2008

Councilmember Ramos indicates the Legislative Analyst will be asking for a shift of funding that cities currently receive under Proposition 172, including booking fees, and COPS funding, that would go to the County of San Diego.

The consensus of Council agrees to direct Staff to send a letter to legislators to oppose the shift of funding.

12. GENERAL INFORMATION ITEMS FOR DISCUSSION: None

13. ORDINANCES: FIRST READING - None

14. ORDINANCES: SECOND READING AND ADOPTION

See Item 3.2

15. CLOSED SESSION

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

15.1

- **CONFERENCE WITH REAL PROPERTY NEGOTIATOR - pursuant to Section 54956.8 of the Government Code:**

<u>Property</u>	<u>Negotiating Parties</u>	<u>Agency Negotiators</u>
APN 488-300-19-00	Joseph and Teresa Deal	Executive Director/City Manager Director of Redevelopment & Housing General Counsel/City Attorney

Under negotiation: For the Agency/Council to provide instructions to its negotiators regarding the price and terms for the potential purchase of property by the Agency for redevelopment purposes.

MOTION BY LEWIS, SECOND BY RAMOS, to Adjourn to Closed Session at 4:23 p.m.

MOTION CARRIES BY UNANIMOUS VOTE.

16. RECONVENE TO OPEN SESSION AT 4.33 P.M.

City Attorney Foley reports that **Council** gave direction to the Agency Negotiators on Item 15.1.

Adjournment: Mayor Lewis adjourned the Regular Joint Meeting of the City Council/ Redevelopment Agency held this 11th day of March 2008, at 4:34 p.m. to Tuesday, March 11, 2008, at 7:00 p.m.

KATHIE J. RUTLEDGE, CMC
City Clerk/Secretary

JOINT MEETING OF THE EL CAJON CITY COUNCIL AND REDEVELOPMENT AGENCY



MINUTES

CITY OF EL CAJON EL CAJON, CALIFORNIA

MARCH 11, 2008

An Adjourned Regular Joint Meeting of the City Council and Redevelopment Agency of the City of El Cajon, California, held Tuesday, March 11, 2008, was called to order by Mayor/Chair Mark Lewis at 7:00 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 3:00 p.m., Tuesday March 11, 2008, by order of the City Council and Redevelopment Agency.

ROLL CALL

Council/Agencymembers present:	Kendrick, McClellan
Council/Agencymembers absent:	Ramos
Mayor Pro Tem/Vice Chair present:	Hanson-Cox
Mayor/Chair present:	Lewis
Other Officers present:	Hawley, Administrative Secretary Foley, City Attorney/General Counsel Henry, City Manager/Executive Director

PLEDGE OF ALLEGIANCE TO FLAG and MOMENT OF SILENCE.

(The Courts have concluded that sectarian prayer as part of City Council meetings is not permitted under the Constitution)

AGENDA CHANGES: None

PUBLIC COMMENT: None

PUBLIC HEARINGS:

100 CONDITIONAL USE PERMIT 2064, PLANNED UNIT DEVELOPMENT 334 AND TENTATIVE SUBDIVISION MAP 647 (Habitat for Humanity)

CONDITIONAL USE PERMIT WAS WITHDRAWN AT THE PLANNING COMMISSION MEETING OF FEBRUARY 25, 2008. PLANNED UNIT DEVELOPMENT 334 AND TENTATIVE SUBDIVISION MAP 647 WERE CONTINUED AT THE PLANNING COMMISSION MEETING OF FEBRUARY 25, 2008 TO THE PLANNING COMMISSION MEETING OF MARCH 10, 2008

DISCUSSION

Mayor Lewis advises that the Item will be continued to the meeting of March 25, 2008. He asks if anyone present to speak on this Item is unable to return on March 25th. There is no response from members of the audience.

MOTION BY LEWIS, SECOND BY HANSON-COX, to Continue Item 100 to the meeting of March 25, 2008.

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

101 ITEMS CONTINUED FROM THE 3:00 P.M. MEETING: None

ADJOURNMENT: Mayor Lewis adjourned the Adjourned Regular Joint Meeting of the City Council and the Redevelopment Agency held this 11th day of March 2008, at 7:02 p.m. to Tuesday, March 25, 2008, at 3:00 p.m.

**KATHIE J. RUTLEDGE, CMC
City Clerk/Secretary**