

# JOINT MEETING OF THE EL CAJON CITY COUNCIL AND REDEVELOPMENT AGENCY



## MINUTES

### CITY OF EL CAJON EL CAJON, CALIFORNIA

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MARCH 23, 2010

An Adjourned Regular Joint Meeting of the El Cajon City Council and Redevelopment Agency of the City of El Cajon, California held Tuesday, March 23, 2010, was called to order by Mayor/Chair Mark Lewis at 3:00 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 7:00 p.m. on March 9, 2010.

#### ROLL CALL

Council/Agencymembers present:	Hanson-Cox, 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 Henry, City Manager/Executive Director Turner, Deputy City Manager/Director of Public Works Ramirez, Principal Planner

**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 March 9, 2010, meetings and the Agenda of the March 23, 2010, meetings in accordance to State Law and Council/Agency Policy.

**PRESENTATIONS:**

- **Commendation – David D. Cooksy, Director of Redevelopment and Housing**
- **Proclamation – Child Abuse Prevention Month, April 2010**

**AGENDA CHANGES:**

**MOTION BY LEWIS, SECOND BY HANSON-COX, to Remove Item 15.1 from the Agenda, as requested by the City Manager.**

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

**CONSENT ITEMS: (1.1 – 1.15)**

**MOTION BY LEWIS, SECOND BY WELLS, to approve Consent Items 1.1 to 1.15, pulling Items 1.5 – 1.6, 1.8 and 1.10, as requested by HANSON-COX.**

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

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

Approve Minutes of the March 9, 2010, 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 COMMUNITY EVENT IN THE RIGHT-OF-WAY: LEND-A-HAND DAY  
(Report: Deputy City Manager/Director of Finance)**

Concur with the City's Special Events Committee and approve the request for the Lend-A-Hand Day event and road closure of East Park Avenue from Mollison Avenue to east of Roanoke Road.

**PULLED FOR DISCUSSION:**

**1.5 RESOLUTION: AWARD OF BID NO. 019-10 - NORTH JOHNSON  
AVENUE DEMOLITION, Engineering Job No. 3317  
(Report: Purchasing Agent)**

**RECOMMENDATION:** That the City Council adopt the next RESOLUTION in order and award the bid to the lowest responsive bidder, Clauss Construction, in the amount of \$254,024.29.

**PULLED FOR DISCUSSION:**

**1.6 RESOLUTION: AWARD OF BID NO. 020-10 - PRESCOTT  
PROMENADE IMPROVEMENTS 2010, Engineering Job No. 3293  
(Report: Purchasing Agent)**

**RECOMMENDATION:** That the City Council adopt the next RESOLUTION in order and award the bid to the lowest responsive bidder, Single Eagle, Inc. d/b/a Concrete Contractors Interstate, in the amount of \$1,098,328.21.

**1.7 ACCEPTANCE - ROCK PILE REMOVAL AT CITY ANIMAL SHELTER  
Engineering Job No. 3121, Bid No. 016-10  
(Report: Deputy City Manager/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:**

- 1.8            AGREEMENT FOR INSPECTION OF INDUSTRIAL AND COMMERCIAL FACILITIES (Report: Deputy City Manager/Director of Public Works)**

**RECOMMENDATION:** That the City Council authorize the City Manager to negotiate and execute a multi-year contract (two renewal options) with MACTEC to conduct storm water inspections of industrial and commercial facilities.

- 1.9            RESOLUTION: AWARD OF BID NO. 025-10, MOTOR VEHICLES (Report: Purchasing Agent)**

Adopt RESOLUTION NO. 29-10 and award the bid to the lowest responsive bidders, City Chevrolet for four Chevrolet Impalas and two Chevrolet Traverses, in the amount of \$139,467.92, and Theodore Robins Ford for one Ford Flex and one Ford F-250, in the amount of \$46,891.61.

**PULLED FOR DISCUSSION:**

- 1.10          RESOLUTIONS: APPROVAL OF BID SPECIFICATIONS FOR TRAFFIC SIGNAL AND STREET LIGHTING SYSTEM MAINTENANCE, EMERGENCY REPAIRS AND RELATED CONSTRUCTION SERVICES FOR THE CITIES OF EL CAJON, LA MESA, LEMON GROVE, POWAY AND SANTEE, Engineering Job No. 3326, Bid No. 027-10 (Report: Deputy City Manager/Director of Public Works)**

**RECOMMENDATION:** That the City Council adopt the next RESOLUTIONS in order to approve bid specifications and direct a Notice Inviting Sealed Bids to be opened on April 29, 2010.

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**CONSENT ITEMS: (Continued)**

**1.11 PROJECT BUDGET FOR THE DESIGN AND INSTALLATION OF AN INTERNET PROTOCOL TELEPHONE SYSTEM FOR THE PUBLIC SAFETY CENTER AND CITY HALL  
(Report: Deputy City Manager/Director of Public Works)**

1. Establish a budget in the amount of \$360,000 for the design and installation of an Internet Protocol based telephone system and related equipment for the Public Safety Center and City Hall with funding from Proposition O (\$240,000) and the City Capital Improvement Projects Fund (\$120,000); and
2. Appropriate \$120,000 from the Undesignated Fund Balance in the City Capital Improvement Project Fund.

**1.12 APPROPRIATE TRANSNET FUNDS FOR TRAFFIC LIGHT SYNCHRONIZATION PROGRAM (TLSP) PROJECT, Engineering Job No. 3225 (Report: Deputy City Manager/Director of Public Works)**

Appropriate \$12,000 from local TransNet funds for the Main Street Traffic Signal Timing and Interconnect project.

**1.13 RESOLUTION: DESIGNATION OF CITY OFFICERS TO MAKE INVESTMENTS IN THE STATE INVESTMENT POOL  
(Report: Deputy City Manager/Director of Finance)**

Adopt RESOLUTION NO.ECRA-404 authorizing investment of monies in the local agency investment Fund.

**1.14 RESOLUTION: AWARD OF BID NO. 024-10 – STREET RESURFACING 2010 RUBBERIZED SLURRY, Engineering Job No. 3309 (Report: Purchasing Agent)**

Adopt RESOLUTION NO. 32-10 and award the bid to the lowest responsive bidder, American Asphalt South, Inc., in the amount of \$467,980.77.

**CONSENT ITEMS: (Continued)**

**1.15 REQUEST TO APPROPRIATE FUNDS FOR POLICE DEPARTMENT TECHNOLOGY REPLACEMENT NEEDS (Report: Deputy City Manager/ Director of Finance)**

Appropriate \$40,000 from the Undesignated Fund Balance in the Technology Replacement Fund (615) for the purchase of portable radios and related technology needs for the Police Department.

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**1.5 RESOLUTION: AWARD OF BID NO. 019-10 - NORTH JOHNSON AVENUE DEMOLITION, Engineering Job No. 3317 (Report: Purchasing Agent)**

**RECOMMENDATION:** That the City Council adopt the next RESOLUTION in order and award the bid to the lowest responsive bidder, Clauss Construction, in the amount of \$254,024.29.

**DISCUSSION**

In response to questions by Councilmember Hanson-Cox, Director of Public Works Turner states the demolition will begin in April, and that all businesses will be notified prior to the start of demolition.

**MOTION BY LEWIS, SECOND BY HANSON-COX, to Adopt RESOLUTION NO. 27-10, approving Item 1.5.**

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

**1.6 RESOLUTION: AWARD OF BID NO. 020-10 – PRESCOTT PROMENADE IMPROVEMENTS 2010, Engineering Job No. 3293 (Report: Purchasing Agent)**

**RECOMMENDATION:** That the City Council adopt the next RESOLUTION in order and award the bid to the lowest responsive bidder, Single Eagle, Inc. d/b/a Concrete Contractors Interstate, in the amount of \$1,098.328.21.

**DISCUSSION**

**ITEM 1.6 (Continued)**

In response to questions by **Councilmember Hanson-Cox, Director of Public Works Turner** indicates the company awarded the bid will be hired as the “General Contractor” and there will be subcontractors.

No further comments are made.

**MOTION BY LEWIS, SECOND BY HANSON-COX, to Adopt RESOLUTION NO. 28-10, approving Item 1.6.**

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

**1.8 AGREEMENT FOR INSPECTION OF INDUSTRIAL AND COMMERCIAL FACILITIES (Report: Deputy City Manager/Director of Public Works)**

**RECOMMENDATION:** That the **City Council** authorize the City Manager to negotiate and execute a multi-year contract (two renewal options) with MACTEC to conduct storm water inspections of industrial and commercial facilities.

**DISCUSSION**

**Councilmember Hanson-Cox** comments that she would like to make sure the contractor knows the difference between a SUMP and storm water drain rules.

No further comments are made.

**MOTION BY LEWIS, SECOND BY HANSON-COX, to Approve Item 1.8.**

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

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**CONSENT ITEMS: (Continued)**

**1.10 RESOLUTIONS: APPROVAL OF BID SPECIFICATIONS FOR TRAFFIC SIGNAL AND STREET LIGHTING SYSTEM MAINTENANCE, EMERGENCY REPAIRS AND RELATED CONSTRUCTION SERVICES FOR THE CITIES OF EL CAJON, LA MESA, LEMON GROVE, POWAY AND SANTEE, Engineering Job No. 3326, Bid No. 027-10 (Report: Deputy City Manager/Director of Public Works)**

**RECOMMENDATION:** That the City Council adopt the next RESOLUTIONS in order to approve bid specifications and direct a Notice Inviting Sealed Bids to be opened on April 29, 2010.

**DISCUSSION**

**Councilmember Hanson-Cox** indicates she has received several calls from businesses wanting to report streetlights that are out. She advises the public that the phone number to call to report the outages is: (619) 441-1718.

No further comments are made.

**MOTION BY LEWIS, SECOND BY HANSON-COX, to Adopt RESOLUTION NO. 30-10 to approve bid specifications and RESOLUTION NO. 31-10 to direct a Notice Inviting Sealed Bids to be opened on April 29, 2010.**

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

**PUBLIC COMMENT:**

**Judy James** comments about the East County Performing Arts Center (ECPAC), as she will be out of town when the workshop will be held on March 30<sup>th</sup>. She indicates that the theater brings business to the City and that performers prefer the ECPAC venue, to the Escondido center. She asks **Council** to give careful thought before making permanent decisions about ECPAC.

**John McTighe**, Chairman of the Board, El Cajon Community Development Corporation (CDC), invites everyone to the “It’s 5 o’clock Somewhere Party” on April 16<sup>th</sup>.

**Christina Burke**, representing the El Cajon CDC, speaks about the Lend-A-Hand Event on March 27<sup>th</sup> 8:00 a.m. at Park and Roanoke.



## **PUBLIC COMMENT: (Continued)**

**Sunshine Horton** comments on the phrases “In God We Trust” and “Under God”, her granddaughter’s military service, and her annual 21-hour Dance-A-Thon .

**Councilmember Hanson-Cox** discusses upcoming events in the City.

**Mayor Pro Tem Wells** speaks about the recent passing of Don Hamer, a local Pastor and community leader.

**2. WRITTEN COMMUNICATIONS: None**

**3. PUBLIC HEARINGS:**

**3.1 RESOLUTION: FY 2010-11 CDBG AND HOME ALLOCATIONS AND ONE-YEAR ACTION PLAN (Report: Director of Redevelopment and Housing)**

### **RECOMMENDATION: That the City Council**

- Open the Public Hearing;
- Accept and review testimony for FY 2010-11 Annual Action Plan;
- Close the Public Hearing;
- Finalize the allocation of funds to projects and programs for the FY 2010-11 Community Development Block Grant (CDBG) and HOME grant programs; and
- Adopt the next RESOLUTION in order to approve the One-Year Action Plan and authorize the City Manager, or designee, to submit the report to the U.S. Housing and Urban Development Department (HUD) and execute affiliated documents.

## **DISCUSSION**

**Mayor Lewis** advises that, if requested, the hearing could be held over until a full **Council** is present.

The Public Hearing is now Open.

**Councilmember Hanson-Cox** recommends that the amount being allotted for Interfaith Shelter should go to Community Policing, and the allotment for the Food Bank should go to Crisis House. She adds that she appreciates the services provided all of the groups.

**ITEM 3.1 (Continued)**

**MOTION BY LEWIS, SECOND BY HANSON-COX, to Close the Public Hearing.**

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

**MOTION BY LEWIS, SECOND BY WELLS, to Finalize the allocation of funds to projects and programs for the FY 2010-11 Community Development Block Grant (CDBG) and HOME grant programs, as tentatively approved by Council at the February 9, 2010 meeting.**

**MOTION CARRIES. (HANSON-COX – NO, MCCLELLAN – Absent)**

**MOTION BY LEWIS, SECOND BY WELLS, to Adopt RESOLUTION NO. 33-10 to approve the One-Year Action Plan and authorize the City Manager, or designee, to submit the report to the U.S. Housing and Urban Development Department (HUD) and execute affiliated documents.**

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

**4. ADMINISTRATIVE REPORTS:**

- 4.1 RESOLUTION: NO PARKING ZONE – SENIOR HOUSING COMPLEX DRIVEWAY LOCATED ON CLAYDELLE AVENUE  
(Report: Deputy City Manager/Director of Public Works)**

**RECOMMENDATION: That the City Council** adopt the next RESOLUTION in order to establish the following “No Parking Zone”:

Along the westerly curblineline of Claydelle Avenue, beginning at a point 109 feet north of the northerly extended curblineline of Lexington Avenue, thence northerly a distance of 29 feet.

**DISCUSSION**

**Director of Public Works Turner** requests to correct two typographical errors in the Agenda Report as follows: Change “109 feet” to “108 feet”, and change “29 feet” to “59 feet”.

**ITEM 4.1 (Continued)**

**MOTION BY LEWIS, SECOND BY WELLS, to Adopt RESOLUTION NO. 34-10 to establish the “No Parking Zone, as amended by Staff.**

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

**5. COMMISSION REPORTS: None**

**6. ACTIVITIES REPORTS OF MAYOR LEWIS**

SANDAG (San Diego Association of Governments); SANDAG (Chair, Public Safety Committee); SANDAG (Quality of Life Ad Hoc Steering Committee); LAFCO (Local Agency Formation Commission).

**6.1 SANDAG Board of Directors Policy Agenda – March 12, 2010**

**REPORT AS STATED.**

**ACTIVITIES REPORTS OF COUNCILMEMBERS**

**7.**

**MAYOR PRO TEM BILL WELLS**

METRO Commission/Wastewater JPA; East County Economic Development Council; Heartland Fire Training JPA - Alternate.

**7.1 Council Activities Report**

**REPORT AS STATED.**

**8.**

**COUNCILMEMBER JILLIAN HANSON-COX**

SANDAG (San Diego Association of Governments - Alternate); SANDAG (Public Safety Committee – Alternate); MTS (Metropolitan Transit System Board – Alternate); League of California Cities, San Diego Division; East San Diego County Gang Task Force.

**8.1 Council Activities Report**

**REPORT AS STATED.**

**ACTIVITIES REPORTS OF COUNCILMEMBERS: (Continued)**

**9.**

**COUNCILMEMBER GARY KENDRICK**

Heartland Communications JPA; Heartland Fire Training JPA.

**9.1 Council Activities Report**

**Councilmember Kendrick** indicates corrections to his report, as he did not attend the San Diego and Imperial Counties Labor Council Dinner on March 20th or the Council Advisory Meeting on March 23rd.

**10.**

**COUNCILMEMBER BOB McCLELLAN**

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

**10.1 Council Activities Report**

**11. LEGISLATIVE REPORT**

**11.1 League of California Cities Legislative Bulletin dated March 5 and 12, 2010 – *City Advocate Weekly***

**NO RECOMMENDED ACTION.**

**12. GENERAL INFORMATION ITEMS FOR DISCUSSION: None**

**13. ORDINANCES: FIRST READING - None**

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**14. ORDINANCES: SECOND READING AND ADOPTION**

**RECOMMENDATION:** That Mayor Lewis requests the City Clerk to recite the title.

**14.1 AMENDMENT OF JUVENILE CURFEW ORDINANCE**

An Ordinance repealing Section 9.80.050 of Chapter 9.80 of Title 9 of the El Cajon Municipal Code, and adding a new section 9.80.050 to Chapter 9.80 of Title 9 of the El Cajon Municipal Code pertaining to Juvenile Curfew

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

**Councilmember Hanson-Cox** advises that the County of San Diego has now adopted a 10:00 p.m. curfew, rather than 11:00, and this is now a universal curfew throughout the County.

**MOTION BY LEWIS SECOND BY HANSON-COX, to Adopt ORDINANCE NO. 4945.**

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

**15. CLOSED SESSION**

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

*Through earlier action, this Item was removed from the Agenda:*

**15.1**

- **CONFERENCE WITH LABOR NEGOTIATOR – Pursuant to Government Code Section 54957.6**

Agency Designated Representatives:

Kathi Henry  
Nancy Palm  
Joan Ward

Employee Organizations:

El Cajon Professional Firefighters International Association of Fire  
Fighters Local 4603  
El Cajon Police Officers Association  
El Cajon Police Officers Association Management Group

**Adjournment: Mayor Lewis adjourned the Adjourned Regular Joint Meeting of the City Council/ Redevelopment Agency held this 23<sup>rd</sup> day of March 2010, at 3:53 p.m. to Tuesday, March 23, 2010, at 7:00 p.m.**

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**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

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MARCH 23, 2010

An Adjourned Regular Joint Meeting of the City Council and Redevelopment Agency of the City of El Cajon, California, held Tuesday, March 23, 2010, was called to order by Mayor/Chair Mark Lewis at 7:00 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., Tuesday, March 23, 2010, by order of the City Council and Redevelopment Agency.

#### ROLL CALL

Council/Agencymembers present:	Hanson-Cox, 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
	Henry, City Manager/Executive Director
	Turner, Deputy City Manager/Director of Public Works
	Ramirez, Principal Planner

#### 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:**

**Mayor Pro Tem Wells** comments on the recent passing of Don Hamer, a local Pastor and community leader.

**PUBLIC HEARINGS:**

**100                    CONDITIONAL USE PERMIT NO. 2124 – REQUEST FOR REDUCED PARKING/ON-SALE BEER AND WINE – 463 NORTH MAGNOLIA AVENUE (Report: Director of Community Development)**

**RECOMMENDATION: That the City Council**

- Open the Public Hearing and receive testimony;
- Close the Public Hearing;
- Adopt the next RESOLUTION in order approving Conditional Use Permit No. 2124, subject to conditions.

**DISCUSSION**

**Mayor Lewis** mentions the option to request a hearing when the full **Council** is present.

In response to questions by **Mayor Lewis**, **Principal Planner Ramirez** indicates the previous restaurant has been closed for a period of time, and the applicant is not affiliated with the previous restaurant.

**Mayor Lewis** announces the Public Hearing is now Open.

**David Hazan**, representing El Verano, LLC, requests that **Council** rescind the request for landscaping on the north side of the lot.

Discussion ensues among **Council**, **Staff** and **Mr. Hazan** concerning a modification to the landscaping requirement. **Mr. Hazan** indicates he agrees with **Staff's** recommendation to provide landscaping on the south side of the lot rather than the north side.

No further comments are offered.

**MOTION BY LEWIS, SECOND BY HANSON-COX, to Close the Public Hearing.**

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



**ITEM 100 (Continued)**

**MOTION BY LEWIS, SECOND BY WELLS, to Adopt RESOLUTION NO. 35-10 approving Conditional Use Permit No.2124, subject to conditions.**

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

**101 APPEAL OF PLANNING COMMISSION'S DECISION TO DENY VARIANCE APPLICATION NO. 954 – FENCE EXCEPTION – 530 NOTHOMB STREET (Report: Director of Community Development)**

**RECOMMENDATION: That the City Council**

- Open the Public Hearing and receive testimony;
- Close the Public Hearing;
- Adopt the next RESOLUTION in order DENYING the appeal and Variance Application No. 954.

**DISCUSSION**

**Mayor Lewis** announces the Public Hearing is now Open.

**Debbie Barker** speaks in support of the appeal.

Discussion ensues among **Council** and **Staff** concerning the orientation of the fence to the street, and visibility/line-of-sight concerns.

**Humbert Cabrera** and **Shirley Johnson** speak in support of the appeal.

**Dottie Morris** speaks in opposition to the appeal.

**City Attorney Foley** indicates that variances must meet every element of the Municipal Code, and that the tall fence could create dangerous situations, as it comes right up to the public right-of-way. He urges **Council** to consider safety issues and base their decision on specific findings and criteria to warrant granting of the variance.

No one else comes forward to speak.

**ITEM 101 (Continued)**

**MOTION BY LEWIS, SECOND BY HANSON-COX, to Close the Public Hearing.**

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

**Council and Staff** discuss the following:

- Fencing alternatives and solutions that do not require a variance;
- Non-conforming structures;
- Safety and liability concerns.

No further comments are made.

**MOTION BY LEWIS, SECOND BY KENDRICK, to Adopt RESOLUTION NO. 36-10 DENYING the appeal and Variance Application No. 954**

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

**102. 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 23<sup>rd</sup> day of March 2010, at 7:53 p.m. to Tuesday, April 13, 2010, at 3:00 p.m.

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