

## ONLINE AGENDA INFORMATION

The online Agenda is not the official Agenda for the El Cajon City Council, but is posted and published five days prior to the City Council Meeting for the convenience of the public. Changes may be made up to 72 hours prior to the meeting; therefore added or deleted items may not appear on the City's website at this time. The City Council's official Agenda is prepared and posted outside City Council Chambers in the kiosk 72 hours prior to every regular meeting, and 24 hours prior to every special meeting. You may call the City Clerk's Office at (619) 441-1763 for information about any changes to this Agenda.

**AGENDA BINDER, INCLUDING AGENDA REPORTS, IS AVAILABLE FOR VIEWING AFTER 4:00 P.M., THE FRIDAY BEFORE THE COUNCIL MEETING, AT THE EL CAJON BRANCH OF THE PUBLIC LIBRARY, 201 E. DOUGLAS AVENUE, PHONE (619) 588-3718.**

**LIBRARY HOURS: Monday – Thursday 9:30 a.m. – 8:00 p.m., Friday & Saturday 9:30 a.m. – 5:00 p.m., and Sunday 12:00 – 5:00 p.m.**

**SUPPLEMENTAL AGENDA ITEM DOCUMENTS AND/OR MATERIALS RECEIVED AFTER POSTING OF THIS AGENDA, IF ANY, MAY BE VIEWED IN THE CITY CLERK'S OFFICE AT 200 CIVIC CENTER WAY, EL CAJON, MONDAY THROUGH THURSDAY, 7:30 A.M. TO 5:30 P.M. AND ON ALTERNATE FRIDAYS FROM 8:00 A.M. TO 5:00 P.M.**

**FOR A SCHEDULE OF FRIDAY CITY HALL CLOSURES, VISIT [WWW.CITYOFELCAJON.US](http://WWW.CITYOFELCAJON.US) OR CALL THE CITY CLERK'S OFFICE AT (619) 441-1763.**

# CITY OF EL CAJON

*City Council/Housing Authority/  
Successor Agency to the Redevelopment Agency*

## AGENDA



*October 11, 2016*

**Honoring  
and celebrating  
the people  
who make  
El Cajon**

***The Valley  
of  
Opportunity***

**Bill Wells**  
*Mayor*

**Tony Ambrose**  
*Mayor Pro Tem*

**Star Bales**  
*Councilmember*

**Gary Kendrick**  
*Councilmember*

**Bob McClellan**  
*Councilmember*

**Douglas Williford**  
*City Manager*

**Morgan Foley**  
*City Attorney*

**Majed Al-Ghafry**  
*Assistant City Manager*

**Belinda Hawley**  
*City Clerk*



# AGENDA



October 11, 2016  
3:00 p.m.

The Agenda contains a brief general description of each item to be considered and most items have a *RECOMMENDATION* from Staff or a Commission, which Council will consider when making a final decision.

Copies of written documentation relating to each item of business on the Agenda are on file in the City Clerk's Office and in the Agenda Book next to the podium in the Council Chambers.

*PLEASE COMPLETE A "REQUEST TO SPEAK" FORM FOR EACH ITEM PRIOR TO THE COMMENCEMENT OF THE MEETING AND SUBMIT IT TO THE CITY CLERK if you wish to speak about an Item on the Agenda or under Public Comment.*

- **CALL TO ORDER:** Mayor Bill Wells
- **ROLL CALL:** City Clerk Belinda Hawley



## PLEDGE OF ALLEGIANCE TO FLAG AND MOMENT OF SILENCE

- **POSTINGS:** The City Clerk posted Orders of Adjournment of the September 27, 2016, Meeting and the Agenda of the October 11, 2016, Meeting in accordance with State Law and Council/Authority/Successor Agency to the Redevelopment Agency Policy.
- **PRESENTATIONS:** None
- **AGENDA CHANGES:**

\*Backup Information Available – Housing Authority and Successor Agency Items are identified.

**CONSENT ITEMS: (1.1 – 1.10)**

Consent Items are routine matters enacted by one motion according to the RECOMMENDATION listed below. With the concurrence of the City Council, a Council Member or person in attendance may request discussion of a *Consent Item* at this time.

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

**RECOMMENDATION:** That the City Council/Housing Authority/Successor Agency to the El Cajon Redevelopment Agency approves Minutes of the September 27, 2016 Meeting of the El Cajon City Council/Housing Authority/Successor Agency to the El Cajon Redevelopment Agency.

**1.2 WARRANTS**

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

**RECOMMENDATION:** That the City Council approves the reading by title and waive the reading in full of all Ordinances on the Agenda.

**\*1.4 ACCEPTANCE OF FIRE STATION #6 RENOVATION AND CITY HALL MODERNIZATION RE-BID PROJECT, IFM3438 AND IFM3473, BID NO. 034-15 (Report: Majed Al-Ghafry, Assistant City Manager)**

**RECOMMENDATION:** That the City Council accepts the Fire Station #6 Renovation and City Hall Modernization Re-bid Project, IFM3438 and IFM3473, Bid No. 034-15, and authorizes the City Clerk to record a Notice of Completion and release the bonds in accordance with the contract terms.

**CONSENT ITEMS: (Continued)**

- \*1.5 ACCEPTANCE OF FLETCHER HILLS POOL RENOVATION PROJECT, IFM3526, BID NO. 017-16  
(Report: Majed Al-Ghafry, Assistant City Manager)**

**RECOMMENDATION:** That the City Council accepts the Fletcher Hills Pool Renovation Project, IFM3526, Bid No. 017-16, and authorizes the City Clerk to record a Notice of Completion and release the bonds in accordance with the contract terms.

- \*1.6 SUBDIVISION AGREEMENT AND FINAL MAP FOR TENTATIVE SUBDIVISION MAP (TSM) 639, 488 GRAVES AVENUE, ENGINEERING JOB NO. 3107  
(Report: Yazmin Arellano, City Engineer)**

**RECOMMENDATION:** That the City Council approves the Subdivision Agreement and Final Map for Tentative Subdivision Map (TSM) 639, 488 Graves Avenue, Engineering Job No. 3107.

- \*1.7 ACCEPTANCE OF RENETTE PARK IMPROVEMENTS, PK3564, BID NO. 025-16  
(Report: Dennis Davies, Deputy Director of Public Works)**

**RECOMMENDATION:** That the City Council accepts the Renette Park Improvements, PK3564, Bid No. 025-16, and authorizes the City Clerk to record a Notice of Completion and release the bonds in accordance with the contract terms.

- \*1.8 RESOLUTION: SUMMARY VACATION OF SEWER EASEMENTS GRANTED BY SEARS ROEBUCK FOR THE JOHNSON AVENUE SEWER RELIEF PROJECT-PHASE II  
(Report: Dennis Davies, Deputy Director of Public Works)**

**RECOMMENDATION:** That the City Council adopts the next RESOLUTION in order to approve the Summary Vacation of Sewer Easements Granted by Sears Roebuck for the Johnson Avenue Relief Project-Phase II recorded on July 11, 2014, as Document Number 2014-0289076.

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

**\*1.9 RESOLUTION: AWARD OF BID NO. 011-17, JANITORIAL SUPPLIES  
(Report: Nahid Razi, Purchasing Agent)**

**RECOMMENDATION:** That the City Council adopts the next RESOLUTION in order and awards the bid to the lowest responsive, responsible bidders, P&R Paper Supply Co., Inc. for Section I (Paper Products) in the amount of \$10,997.23, and Maintex, Inc. for Section II (Chemicals) in the amount of \$3,370.32 and Section III (Accessories) in the amount of \$1,926.80.

**\*1.10 RESOLUTION: REJECTION OF BID NO. 006-17, CAR WASH SERVICES  
(Report: Nahid Razi, Purchasing Agent)**

**RECOMMENDATION:** That the City Council adopts the next RESOLUTION in order to:

- Reject all bids; and
- Authorize re-bidding the project with revised specifications.

## **PUBLIC COMMENT**

At this time, any person may address a matter within the jurisdiction of the City Council/Housing Authority/Successor Agency to the El Cajon Redevelopment Agency that is not on the Agenda. Comments relating to items on today's agenda are to be taken at the time the item is heard. State law prohibits discussion or action on items not on the Agenda; however, Council, Authority and Agency Members may briefly respond to statements or questions. An item may be placed on a future Agenda.

## **PUBLIC COMMENT ON DISTRICT ELECTIONS**

## **2. WRITTEN COMMUNICATIONS: None**

**3. PUBLIC HEARINGS:**

**3.1 ZONE RECLASSIFICATION NO. 2323 (SOUTH ANZA REZONING) –  
673 SOUTH ANZA STREET**

**NOTE:** This matter has been continued to October 25, 2016 at 3:00 p.m.

**4. ADMINISTRATIVE REPORTS: None**

**5. COMMISSION REPORTS: None**

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

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

**\*6.1 COUNCIL ACTIVITIES REPORT/COMMENTS**

**\*6.2 LEGISLATIVE REPORT**

**ACTIVITIES REPORTS OF COUNCILMEMBERS**

**7.**

**COUNCILMEMBER GARY KENDRICK**

Heartland Communications JPA; Heartland Fire Training JPA;.

**\*7.1 COUNCIL ACTIVITIES REPORT/COMMENTS**

**8.**

**MAYOR PRO TEM TONY AMBROSE**

SANDAG (San Diego Association of Governments) - 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.

**\*8.1 COUNCIL ACTIVITIES REPORT/COMMENTS**

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

### **9.**

#### **COUNCILMEMBER BOB McCLELLAN**

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

#### **\*9.1 COUNCIL ACTIVITIES REPORT/COMMENTS**

### **10.**

#### **COUNCILMEMBER STAR BALES**

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

#### **10.1 COUNCIL ACTIVITIES REPORT/COMMENTS – No Report**

### **11. JOINT COUNCILMEMBER REPORTS: None**

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

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

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

#### **\*14.1 ORDINANCE BANNING PUBLIC NUDITY**

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

An Ordinance by the City Council of the City of El Cajon, California, adding Chapter 9.33 to Title 9 to the El Cajon Municipal Code to Prohibit Public Nudity

- **MOTION to adopt Ordinance**



**15. CLOSED SESSIONS: None**

**ADJOURNMENT:** The Regular Joint Meeting of the El Cajon City Council/ El Cajon Housing Authority/Successor Agency to the El Cajon Redevelopment Agency held this 11th day of October 2016, is adjourned to Tuesday, October 25, 2016, at 3:00 p.m.



## Upcoming Events in El Cajon City Council Meeting for October 11, 2016



**October 12 - Cajon Classic Cruise Car Show: "Mopar So Far!"** See classic vehicles and more in the 200 block of East Main Street! This free weekly event is hosted by the Downtown Business Partners and continues every Wednesday night through October 26, from 5:00 p.m. to 8:00 p.m. For more information, please call (619) 334-3000 or visit: [www.downtownelcajon.com](http://www.downtownelcajon.com) or [www.cajonclassiccruise.org](http://www.cajonclassiccruise.org).

**October 13 - The El Cajon Farmers' Market continues every Thursday in Downtown El Cajon**, from 3:00 p.m. to 7:00 p.m. at the Prescott Promenade, 201 East Main Street. Enjoy fresh fruit, vegetables, bread, vendors, music and more! Visit: [www.elcajonfarmersmarket.org](http://www.elcajonfarmersmarket.org) for more information.

**October 21 and November 4 - Alternate Friday closures for El Cajon City offices.** Go to: [www.cityofelcajon.us](http://www.cityofelcajon.us) for a full calendar of hours for City offices during 2016.

**October 22 - The El Cajon Police Department Hosts Prescription Drug Take Back Day** from 10:00 a.m. to 2:00 p.m. in the El Cajon Police Station parking lot, located at 100 Civic Center Way. If you have unwanted, unused prescription drugs, please drop them off. For additional drop-off locations, please visit [www.dea.gov](http://www.dea.gov).

**October 25 and November 15 - El Cajon City Council Meetings are at 3:00 p.m. and 7:00 p.m., as needed.** Meetings are held in the Council Chamber at 200 Civic Center Way. For more information, and to view the full agenda online, please visit: [www.cityofelcajon.us](http://www.cityofelcajon.us).

**October 31 - Happy Halloween!**

**November 6 - Daylight Saving Time ends!** This is the time we "fall back" and change our clocks back one hour from 2:00 a.m. back to 1:00 a.m., giving us an extra hour of sleep and early nightfall.

**November 8 - Election Day!**

**November 11 - City offices closed in observance of Veterans Day.**

**November 11 - Veterans Day Observance Ceremony - "Honoring Our Veterans" at the El Cajon Centennial Plaza and Veterans Memorial from 1:00 p.m. to 2:00 p.m.** This salute to Veterans is located at 200 Civic Center Way. For more information, please call (619) 441-1756.

**November 20 - Holiday Lights On Main Street** - Festivities are from 10:00 a.m. to 8:00 p.m. Enjoy holiday music and singing, an ice skating rink, food, and a special tree lighting at 6:00 p.m., at the corner of Main Street and Magnolia Avenue.

**November 20 - The 70<sup>th</sup> Annual Mother Goose Parade!** The parade begins at 1:00 p.m. on West Main Street at El Cajon Boulevard, continuing east on West Main Street to First Street. See marching bands, equestrians and parade floats! Visit [www.mothergooseparade.org](http://www.mothergooseparade.org) for more detailed information.

**November 24 & 25 - City offices closed in observance of the Thanksgiving Holiday.**

**Recreation:** Pick up a copy of the Fall Gateway Newsletter & Guide to Recreation! See the latest in City news and all the great programs offered in the Recreation Guide. Find it online at [www.elcajonrec.org](http://www.elcajonrec.org), or pick up a copy at any of the El Cajon recreation centers, local libraries or in the lobbies of City Hall and the El Cajon Police Station. For more information, please call (619) 441-1516.

# DRAFT MINUTES

1.1

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



### MINUTES

### CITY OF EL CAJON EL CAJON, CALIFORNIA

---

**September 27, 2016**

An Adjourned 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, September 27, 2016, was called to order by Mayor/Chair Bill Wells at 3:02 p.m., in the Council Chambers, 200 Civic Center Way, El Cajon, California.

#### ROLL CALL

Council/Agencymembers present:

Bales, Kendrick and McClellan

Council/Agencymembers absent:

None

Mayor Pro Tem/Vice Chair present:

Ambrose

Mayor/Chair present:

Wells

Other Officers present:

Hawley, City Clerk/Secretary

Foley, City Attorney/General Counsel

Williford, City Manager/Executive Director

Other Officers absent:

Al-Ghafry, Assistant City Manager

**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 September 13, 2016, meeting and the Agenda of the September 27, 2016, meeting in accordance with State Law and Council/Authority/Successor Agency to the Redevelopment Agency Policy.

**PRESENTATIONS:**

For practical purposes, **Mayor Wells** announced that the Presentation and Proclamation for Manufacturing Expo and Resource Fair Event would be moved ahead of the Big Brothers and Big Sisters presentation.

- **PROCLAMATION: Fire Prevention Week - October 9-15, 2016**
- **PROCLAMATION: German American Month – October 2016**
- **Big Brothers and Big Sisters of San Diego County - Ayana Program**
- **PRESENTATION AND PROCLAMATION: Manufacturing Expo and Resource Fair Event**

**AGENDA CHANGES: None**

**CONSENT ITEMS: (1.1 – 1.6)**

**MOTION BY WELLS, SECOND BY McCLELLAN, to APPROVE Consent Items 1.1 to 1.6.**

**MOTION CARRIED BY UNANIMOUS VOTE.**

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

Approve Minutes of the September 13, 2016 Meeting of the El Cajon City Council/Housing Authority/Successor Agency to the El Cajon 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 FISCAL YEAR 2016/2017 YOUTH LEAGUE UTILITY SUPPORT RECOMMENDATION**

**(Report: Stacy Knight, Recreation Services Manager)**

Approves the Recreation Council recommendation to provide utility support to eight Executive Member youth leagues.

**1.5 2017 CALENDAR OF MEETINGS FOR THE CITY COUNCIL/ HOUSING AUTHORITY AND SUCCESSOR AGENCY TO THE FORMER REDEVELOPMENT AGENCY (Report: Belinda Hawley, City Clerk)**

Reviews the proposed 2017 calendar of meetings for the City Council/Housing Authority and Successor Agency to the Former Redevelopment Agency, makes appropriate modifications, or accepts as presented.

**1.6 HOUSING AUTHORITY ANNUAL REPORT – FY 2015-16 (Report: Anthony Shute, Deputy Director, Community Development)**

- Approves the Annual Report; and
- Authorizes the Executive Director to transmit it, in a form substantially as presented, to the California Department of Housing and Community Development as required by State law.

**PUBLIC COMMENT:**

**Lu Tejada**, representing the El Cajon Recreation Council, expressed his gratitude for the continued support of the **Council** for their program.

**Councilmembers** thanked **Mr. Tejada** for all his hard work on the Recreation Council.

**Sunshine Horton** shared a flyer with information about her birthday celebration, indicating that profits will benefit Rady's Childrens Hospital in honor of her late daughter.

**Stephen Heverly**, representing Equinox Project, shared with Councilmembers and Staff a pamphlet with information about their program. **Mayor Pro Tem Ambrose** thanked Mr. Heverly for his work and stated that the information in the brochure was mainly gathered from SANDAG.

**PUBLIC COMMENT: (Continued)**

**Monica Zech** spoke about the last educational work shop being offered with information regarding District Elections Measure S, on October 3, 7:00 - 8:30pm, 1221 Emerald Avenue. Information is also available on the City's website.

**Mayor Wells** announced a special Public Comment section for comments on District Elections, which will be available until the November Elections.

In answer to a question by **Councilmember McClellan**, **City Manager Williford** stated that he was informed that the City of El Cajon would be sued if the citizens voted no on Measure S. As with other legal issues, Staff would seek the advice from **City Council** on how to proceed at that point.

**City Attorney Foley** added that should Measure S be turned down, the courts could alter the City's Charter to enforce the districts forming. This would be done at a costly price to the City.

2. **WRITTEN COMMUNICATIONS: None**

3. **PUBLIC HEARINGS:**

3.1 **SUBSTANDARD CONDITIONS AT 1257 BROADWAY (Report: Dan Pavao, Building Official/Fire Marshal)**

**RECOMMENDATION: That the City Council:**

- Opens the public hearing and receive testimony;
- Closes the public hearing;
- Deems appropriate the Building Official/Fire Marshal's actions in this case;
- Directs staff to monitor the condition of the property and release power when the building has been rehabilitated; and,
- Bills the current property owner for administrative costs in the amount of \$615.00, and staff time in the amount of \$500.33, for a total of \$1,115.33 to be placed as a tax lien if not paid within 90 days.

**DISCUSSION**

**Building Official/Fire Marshal, Dan Pavao**, gave a summary of the Item.

**PUBLIC HEARINGS: (Item 3.1 – Continued)**

Conversation ensued between **Staff** and **Councilmembers** regarding:

- The type of business operating at the site;
- SDGE will not turn power on until clearance is received from the City;
- The owner of the property has been notified of the situation;
- Dangerous situation for the public with generators being utilized; and
- Discussion of more severe penalties for future situations.

**Mayor Wells** opened the public hearing.

No one came forward to speak.

**MOTION BY WELLS, SECOND BY McCLELLAN, to CLOSE the Public Hearing.**

**MOTION CARRIED BY UNANIMOUS VOTE.**

**MOTION BY McCLELLAN, SECOND BY BALES, to DEEM appropriate the Building Official/Fire Marshal's actions in this case; Direct staff to monitor the condition of the property and release power when the building has been rehabilitated; and, Bill the current property owner for administrative costs in the amount of \$615.00, and staff time in the amount of \$500.33, for a total of \$1,115.33 to be placed as a tax lien if not paid within 90 days.**

**MOTION CARRIED BY UNANIMOUS VOTE.**

**4. ADMINISTRATIVE REPORTS: None**

**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**

**ACTIVITIES REPORTS OF COUNCILMEMBERS**

**7.**

**COUNCILMEMBER GARY KENDRICK**

Heartland Communications JPA; Heartland Fire Training JPA.

**7.1 Council Activities Report/Comments**

**REPORT AS STATED.**

**8.**

**MAYOR PRO TEM TONY AMBROSE**

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.

**8.1 Council Activities Report/Comments**

In addition to the submitted report, **Mayor Pro Tem Ambrose** stated he attended the Governmental Affairs meeting at the Chamber of Commerce earlier in the day.

**9.**

**COUNCILMEMBER BOB McCLELLAN**

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

**9.1 Council Activities Report/Comments**

**REPORT AS STATED.**



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

**10. COUNCILMEMBER STAR BALES**

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

**10.1 Council Activities Report/Comments**

In addition to the submitted report, **Councilmember Bales** stated she attended a meeting with **City Manager Williford** and the Council Meeting of September 27, 2016.

**11. JOINT COUNCILMEMBER REPORTS: None**

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

**13. ORDINANCES: FIRST READING**

**13.1 INTRODUCTION OF ORDINANCE ADDING CHAPTER 9.33 TO THE EL CAJON MUNICIPAL CODE BANNING PUBLIC NUDITY (Report: Morgan Foley, City Attorney)**

**RECOMMENDATION:** That the **City Council** considers approving the ordinance attached to the report, adding Chapter 9.33 to the El Cajon Municipal Code banning public nudity, and, if approved, takes the following actions:

- **Make a MOTION, and second to introduce the Ordinance**
- **Discussion**
- **Vote**
- **If approved, the Mayor requests the City Clerk to recite the title**

**MOTION BY AMBROSE, SECOND BY BALES, to INTRODUCE the Ordinance.**

**MOTION CARRIED BY UNANIMOUS VOTE.**

**ORDINANCES: FIRST READING (Item 13.1 – Continued)**

**DISCUSSION**

**City Attorney Foley** gave a summary of the Item.

**Mayor Pro Tem Ambrose** spoke in support of the Item.

No further comments were offered.

**MOTION BY AMBROSE, SECOND BY BALES, to INTRODUCE the Ordinance.**

**MOTION CARRIED BY UNANIMOUS VOTE.**

The **City Clerk** recited the title of the ordinance for a first reading.

An Ordinance by the City Council of the City of El Cajon, California, adding Chapter 9.33 to Title 9 to the El Cajon Municipal Code to Prohibit Public Nudity

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

**14.1 SPEED LIMIT ON WINDMILL VIEW ROAD**

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

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

An Ordinance Amending Section 10.20.130 of Chapter 10.20 of the El Cajon Municipal Code Deleting the 35 Miles Per Hour Speed Limit and Establishing a New 30 Miles Per Hour Speed Limit on Windmill View Road Between Hacienda Drive and Valley Lake Drive in the City of El Cajon

**MOTION BY WELLS, SECOND BY McCLELLAN, to ADOPT Ordinance No. 5042.**

**MOTION CARRIED BY UNANIMOUS VOTE.**

**15. CLOSED SESSIONS:**

**RECOMMENDATION:** That the City Council/Housing Authority/Successor Agency to the Redevelopment Agency adjourns to Closed Session 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: Christine Greer v. City of El Cajon, et al.  
San Diego Superior Court  
Case No. 37-2016-00027133-CU-OE-CTL

**MOTION BY KENDRICK, SECOND BY McCLELLAN, to ADJOURN to Closed Session at 4:05 p.m.**

**MOTION CARRIED BY UNANIMOUS VOTE.**

**16. RECONVENE TO OPEN SESSION AT 4:14 P.M.**

City Attorney Foley reported the following actions:

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

**Adjournment:** Mayor Wells adjourned the Adjourned Regular Joint Meeting of the City Council/Housing Authority/Successor Agency to the Redevelopment Agency held this 27th day of September 2016, at 4:14 p.m. to Tuesday, October 11, 2016, at 3:00 p.m.

---

**BELINDA A. HAWLEY, CMC**  
City Clerk/Secretary

**APPROVAL OF READING BY TITLE AND WAIVER OF READING  
OF ORDINANCES ON THIS AGENDA**

The City Council waives the reading of the full text of every ordinance contained in this agenda and approves the reading of the ordinance title only.

City Clerk Date Stamp

RECEIVED OFFICE OF  
CITY CLERK  
EL CAJON CA

2016 OCT -5 P 1:54

# City of El Cajon Agenda Report

MEETING: Oct. 11, 2016

ITEM NO: 1.4



**TO:** Mayor Wells, Mayor Pro Tem Ambrose  
Councilmembers Bales, Kendrick, McClellan

**FROM:** Majed Al-Ghafry, Assistant City Manager

**SUBJECT:** Acceptance of Fire Station #6 Renovation and City Hall Modernization Re-Bid Project, IFM3438 and IFM3473, Bid Number 034-15

**RECOMMENDATION:** That the City Council accepts the Fire Station #6 Renovation and City Hall Modernization Re-Bid Project, IFM3438 and IFM3473, Bid Number 034-15, and authorizes the City Clerk to record a Notice of Completion and release the bonds in accordance with the contract terms.

**BACKGROUND:** On June 9, 2015, the contract for the Fire Station #6 Renovation and City Hall Modernization Re-Bid Project was awarded by City Council Resolution No. 045-15 to Good-Men Roofing and Construction, Inc. The Fire Station #6 renovation involved complete renovation of the dorm rooms, work-out room, restrooms, storage area, laundry room, administration offices, and fencing of the exterior parking lot. The construction repairs include painting, replacing the air compressor, securing the parking lot, installing new roll-up doors for the apparatus bay, and replacement of leaking skylights throughout the station.

For the City Hall Modernization project, improvements were completed on the first floor including the installation of a new interior aluminum and glass storefront, minor modifications to the existing security counter, and a new waiting area at the lobby. For the second floor, the contractor completed installation of new glass panels with privacy film on top of the existing concrete half walls around the atrium. In addition, new security access control locking devices were added and two new emergency exit doors were installed.


Change Orders were included on this project which addressed unforeseen items not included in the original scope of work. The change orders were approximately 6% of the total construction amount.

This project was completed on September 21, 2016. Quantities and payments have been finalized and there are no pending claims.


**FISCAL IMPACT:** The Fire Station #6 Renovation project was funded by Successor Agency RDA 2007 Bonds (0597900-8530-RD1502S) and Proposition "O" funds (502900-

9910-PS1502). The City Hall Modernization project funding was available from the General Fund. The total construction expenditure on this project is \$1,343,726.27, which includes all Change Orders. The total amount in Change Orders for this project is \$74,423.27, which does not exceed the approval authority of the City Manager under Council Policy B-4, which authorizes the City Manager to approve contract change orders up to 25% of the contract amount.

**PREPARED BY:**

  
Adriana Castañeda  
OPERATIONS  
MANAGER

**REVIEWED BY:**

  
Majed Al-Ghafry  
ASSISTANT  
CITY MANAGER

**APPROVED BY:**

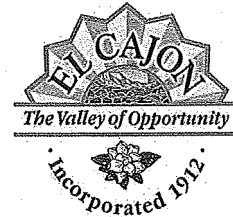
  
Douglas Willford  
CITY MANAGER

City Clerk Date Stamp  
RECEIVED OFFICE OF  
CITY CLERK  
EL CAJON CA  
2016 OCT -5 P 1:53

# City of El Cajon Agenda Report

MEETING: Oct. 11, 2016

ITEM NO: 1.5



**TO:** Mayor Wells, Mayor Pro Tem Ambrose  
Councilmembers Bales, Kendrick, McClellan

**FROM:** Majed Al-Ghafry, Assistant City Manager

**SUBJECT:** Acceptance of Fletcher Hills Pool Renovation Project, IFM3526,  
Bid Number 017-16

**RECOMMENDATION:** That the City Council accepts the Fletcher Hills Pool Renovation Project, IFM3526, Bid Number 017-16, and authorizes the City Clerk to record a Notice of Completion and release the bonds in accordance with the contract terms.

**BACKGROUND:** On January 26, 2016, the contract for the Fletcher Hills Pool Renovation Project was awarded by City Council Resolution No. 007-16 to California Water Development, Inc. The original scope of work for this project included removal and replacement of pool plaster and tile, installation of high efficiency LED lighting in the pool and deck, a new skimmer system, concrete decking, energy efficient pump room equipment, plumbing, and the relocation of an existing natural gas line. Three change orders were included on this project which included epoxy floor coatings in the locker rooms, electrical lighting repairs, replacement of existing waterline tile, replacement of main sump pumps to meet code, and replacement of existing fencing.

This project was completed on July 5, 2016. Quantities and payments have been finalized and there are no pending claims.

**FISCAL IMPACT:** This project was funded by the Special Recreation Revenue Fund (240000-43-9910) and the General Fund. The total construction expenditure on this project is \$623,912.00.

**PREPARED BY:**

**REVIEWED BY:**

**APPROVED BY:**

Adriana Castañeda  
OPERATIONS  
MANAGER

Majed Al-Ghafry  
ASSISTANT  
CITY MANAGER

Douglas Williford  
CITY MANAGER

City Clerk Date Stamp

RECEIVED OFFICE OF  
CITY CLERK  
EL CAJON CA

2016 OCT -5 P 1:53

# City of El Cajon Agenda Report

MEETING: Oct. 11, 2016

ITEM NO: 1.6



**TO:** Mayor Wells, Mayor Pro Tem Ambrose  
Councilmembers Bales, Kendrick, McClellan

**FROM:** Yazmin Arellano, City Engineer

**SUBJECT:** Subdivision Agreement and Final Map for Tentative Subdivision  
Map (TSM) 639, 488 Graves Avenue, Engineering Job No. 3107

**RECOMMENDATION:** That the City Council approves the Subdivision Agreement and Final Map for Tentative Subdivision Map (TSM) 639, 488 Graves Avenue, Engineering Job No. 3107.

**BACKGROUND:** On November 14, 2006, the City Council approved TSM 639 for a five (5) lot subdivision with four (4) single-family homes and a common use area, by Resolution No. 178-06, subject to conditions. The subdivision is located at the southwest corner of East Madison Avenue and Graves Avenue (488 Graves Avenue).

All conditions have been satisfied or are guaranteed by the Subdivision Agreement. All fees and securities have been paid. Therefore, the Final Map is ready to be recorded.

**FISCAL IMPACT:** None. The property owner has paid all required fees.


**PREPARED BY:**

**REVIEWED BY:**

**APPROVED BY:**

  
Yazmin Arellano  
CITY ENGINEER

  
Majed Al-Ghafry  
ASSISTANT  
CITY MANAGER

  
Douglas Williford  
CITY MANAGER



RESOLUTION NO. 178-06

**RESOLUTION APPROVING TENTATIVE SUBDIVISION MAP 639  
FOR A FIVE-LOT SUBDIVISION MAP IN THE R-4 (MULTIPLE FAMILY,  
HIGH DENSITY) ZONE ON PROPERTY LOCATED ON THE SOUTHWEST  
CORNER OF EAST MADISON AND GRAVES AVENUES, AND  
ADDRESSED AS 488 GRAVES AVENUE. (Austin for Snyder).**

WHEREAS, Tentative Subdivision Map 639, as submitted by Austin for Snyder, requesting a five-lot subdivision map in the R-4 (Multiple Family, High Density) Zone on property located on the southwest corner of East Madison and Graves Avenues, and addressed as 488 Graves Avenue, has been filed with the City of El Cajon; and

WHEREAS, the Planning Commission of the City of El Cajon, after public hearing, has by Resolution No. 10386 recommended the approval of said Tentative Map 639 for a five-lot subdivision in the R-4 (Multiple Family, High Density) Zone; and

WHEREAS, the City Council of the City of El Cajon, after public hearing, believes it to be in the best interest of the City to approve said Tentative Subdivision Map, subject to compliance with certain conditions of improvement.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL CAJON AS FOLLOWS:

1. That Tentative Subdivision Map 639 for a five-lot subdivision in the R-4 (Multiple Family, High Density) Zone, as described above, is hereby approved.
2. The City Council finds this subdivision meets the requirements of the Subdivision Map Act (Government Code Section 66410, et seq.).
3. The improvements to be required for said proposed subdivision are hereby fixed as:
  - (a) Those requirements set forth in Title 16 of the El Cajon Municipal Code.
  - (b) Compliance with the conditions set forth in Planning Commission Resolution No. 10386.

(Continued on Page 2)

RESOLUTION NO. 177-06

RESOLUTION APPROVING PLANNED UNIT DEVELOPMENT 327  
TO CONSTRUCT A FOUR-UNIT COMMON INTEREST DEVELOPMENT  
IN THE R-4 (MULTIPLE FAMILY, HIGH DENSITY) ZONE ON PROPERTY  
LOCATED ON THE SOUTHWEST CORNER OF EAST MADISON AND  
GRAVES AVENUES, AND ADDRESSED AS 488 GRAVES AVENUE.  
(Austin for Snyder).

WHEREAS, Planned Unit Development 327, as submitted by Austin for Snyder, requesting to construct a four-unit common interest development in the R-4 (Multiple Family, High Density) Zone on property located on the southwest corner of East Madison and Graves Avenues, and addressed as 488 Graves Avenue, has been filed with the City of El Cajon; and

WHEREAS, the Planning Commission of the City of El Cajon, after public hearing, has by Resolution No. 10385 recommended the approval of the construction of a four-unit common interest development; and

WHEREAS, the City Council of the City of El Cajon, after public hearing, believes it to be in the best interest of the City to approve said Planned Unit Development.

NOW; THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL CAJON AS FOLLOWS:

1. That Planned Unit Development 327 for construction of a four-unit common interest development, on the above-described property be and the same is hereby approved subject to compliance with the conditions of approval hereinafter set forth.
2. The City Council finds this Planned Unit Development meets the requirements of the Subdivision Map Act (Government Code Section 66410, et seq.).
3. The improvements to be required for said Planned Unit Development 327 are hereby fixed as:
  - (a) Those requirements set forth in Title 16 of the El Cajon Municipal Code.
  - (b) Compliance with Planning Commission Resolution No. 10385, except that condition 2. i) shall be amended to read as follows:

“2. i) Show the location and type of all freestanding fences and walls, including a five-foot high solid masonry project boundary wall along the southerly boundary.”

(Continued on Page 2)

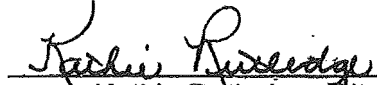
- (c) All other conditions of Planning Commission Resolution No. 10385, on file in the office of the City Clerk, shall remain in effect.

PASSED AND ADOPTED by the City Council of the City of El Cajon, California at an Adjourned Regular Joint City Council/Redevelopment Agency Meeting held this 14<sup>th</sup> day of November, 2006, by the following vote to wit:

AYES	:	Lewis, Hanson-Cox, Kendrick, McClellan, Ramos
NOES	:	None
ABSENT	:	None
DISQUALIFY:		None

  
\_\_\_\_\_  
Mark Lewis, Mayor of the City of El Cajon

ATTEST:

  
\_\_\_\_\_  
Kathie Rutledge, City Clerk

City Clerk Date Stamp

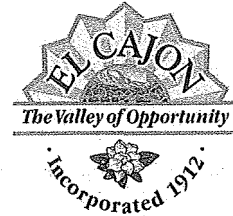
RECEIVED OFFICE OF  
CITY CLERK  
EL CAJON CA

2016 OCT -5 P 1:53

# City of El Cajon Agenda Report

MEETING: Oct. 11, 2016

ITEM NO: 1.7



**TO:** Mayor Wells, Mayor Pro Tem Ambrose  
Councilmembers Bales, Kendrick, McClellan

**FROM:** Dennis Davies, Deputy Director of Public Works

**SUBJECT:** Acceptance of Renette Park Improvements, PK3564, Bid No. 025-16

**RECOMMENDATION:** That the City Council accepts the Renette Park Improvements, PK3564, Bid No. 025-16, and authorizes the City Clerk to record a Notice of Completion and release the bonds in accordance with the contract terms.

**BACKGROUND:** On March 22, 2016, the contract for Renette Park Improvements was awarded by City Council Resolution No. 029-16 to GEM Industrial Electric, Inc. The project involved the installation of two playgrounds, two sets of swings and eight activity panels. Two shade structures were installed over the two playgrounds. The project also included the installation of new lighting, two security cameras that provide a 360 degree view and a point and zoom option, 4-foot chain link fence around the playground, and gates and chain link fencing at the basketball court. A new picnic area with four tables was constructed near the parking lot.

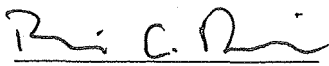
This project was completed on September 2, 2016. Quantities and payments have been finalized and there are no pending claims.


**FISCAL IMPACT:** This project was funded by San Diego First 5, Community Development Block Grant (CDBG), Wastewater and Park Impact Fees. The total construction expenditure on this project is \$484,272.36.

**PREPARED BY:**

**REVIEWED BY:**

**APPROVED BY:**

  
Dennis C. Davies  
DEPUTY DIRECTOR  
OF PUBLIC WORKS

  
Majed Al-Ghafry  
ASSISTANT  
CITY MANAGER

  
Douglas Williford  
CITY MANAGER

City Clerk Date Stamp  
RECEIVED OFFICE OF  
CITY CLERK  
EL CAJON CA  
2016 OCT -5 P 1:53

# City of El Cajon Agenda Report

MEETING: October 11, 2016

ITEM NO: 1.8



**TO:** Mayor Wells, Mayor Pro Tem Ambrose  
Councilmembers Bales, Kendrick, McClellan

**FROM:** Dennis Davies, Deputy Director of Public Works

**SUBJECT:** Summary Vacation of Sewer Easements Granted By Sears Roebuck  
for the Johnson Avenue Sewer Relief Project-Phase II.

**RECOMMENDATION:** That the City Council adopts the next RESOLUTION in order to approve the Summary Vacation of Sewer Easements Granted by Sears Roebuck for the Johnson Avenue Relief Project-Phase II recorded on July 11, 2014, as Document Number 2014-0289076.

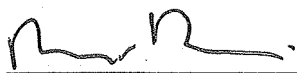
**BACKGROUND:** In July 2014, Sears Roebuck granted sewer easements to the City of El Cajon for construction of the Johnson Avenue Sewer Relief Project. The project was bid in October 2014 and bids were subsequently rejected for budgetary reasons. The project was then divided into two phases with Phase I completed in March 2016. The City chose to utilize its newly created Alternative Procurement process to solicit and hire a contractor/construction consultant, SC Valley Engineering (SCVE), to collaborate with City staff and the City's design consultant, Atkins North America, to revise the original design in search of cost savings. Changes in the pipeline alignment were implemented at the recommendation of SCVE and Atkins. Subsequently, new easements were acquired, and it is necessary to vacate the original easement grants given by Sears Roebuck in 2014. Because the original easements were never utilized, they can be summarily vacated by City Council Resolution.

**FISCAL IMPACT:** None. New easements were granted to replace easements vacated by this action.

**PREPARED BY:**

**REVIEWED BY:**

**APPROVED BY:**



Dennis C. Davies  
DEPUTY DIRECTOR  
OF PUBLIC WORKS



Majed Al-Ghafry  
ASSISTANT  
CITY MANAGER



Douglas Williford  
CITY MANAGER

**Attachment:** Original easement documents

RESOLUTION ORDERING SUMMARY VACATION  
OF SEWER EASEMENTS GRANTED  
BY SEARS ROEBUCK FOR THE  
JOHNSON AVENUE RELIEF PROJECT-PHASE II

WHEREAS, the El Cajon City Council has been requested to vacate existing sewer easements which were previously granted by Sears Roebuck ("Sears") in July 2014, for the Johnson Avenue Relief Project ("JASRP"), and recorded on July 11, 2014, as Document Number 2014-0289076; and

WHEREAS, when the project was initially bid in October 2014, all bids were rejected for budgetary reasons, and the project was then divided into two phases, with Phase I completed in March of 2016, and Phase II is now in progress; and

WHEREAS, as a result of alterations in the actual construction of Phase I, changes in the pipeline alignment for Phase II were implemented at the recommendation of the City's contractor and consulting engineer, new sewer easements have been acquired and, therefore, the original easements conveyed to the City by Sears in 2014 are no longer necessary and can be vacated; and

WHEREAS, Section 8333 of the California Streets and Highways Code provides that the City Council may vacate public service easements when those easements have been superseded by relocation and there are no other public facilities located within the easements; and

WHEREAS, said vacation is consistent with the General Plan of the City of El Cajon.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL CAJON AS FOLLOWS:

1. The City Council of El Cajon does hereby find that said public service (sewer) easements granted by Sears Roebuck in July 2014 are unnecessary for present or future public use. Therefore, the City Council hereby orders the summary vacation of said property pursuant to the provisions of section 8333 of the California Public Streets, Highways and Service Easement Vacation Law.

2. Said property is more particularly shown on a plat on file in the office of the City Clerk of the City of El Cajon.

3. The City Council hereby declares that from and after the date this resolution is recorded, the vacated public service (sewer) easements no longer constitute public service easements.

4. The City Clerk is directed to cause a certified copy of this resolution to be recorded in the office of the County Recorder of San Diego County.

Summary Vacation of Sewer Easements – JASRP-II (Sears Roebuck) 100616  
10/11/16 (Item No. 1.8)

Recording Requested by and when recorded mail to:

City of El Cajon  
Attn: City Clerk  
200 Civic Center Way  
El Cajon, CA 92020

THE ORIGINAL OF THIS DOCUMENT  
WAS RECORDED ON JUL 11, 2014  
DOCUMENT NUMBER 2014-0289076  
Ernest J. Dranenburg, Jr., COUNTY RECORDER  
SAN DIEGO COUNTY RECORDER'S OFFICE  
TIME: 11:35 AM

Space above this line for Recorders use only

**GRANT DEED-PUBLIC SEWER EASEMENT**

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged,

**Sears, Roebuck and Co., a New York corporation,**

hereby GRANTS to the City of El Cajon, California, an easement for public sewer purposes as set forth in Exhibit B hereto, over, under and across the real property in the State of California, County of San Diego, City of El Cajon, described as follows:

See Exhibit "A" attached hereto and made a part hereof by this reference.

See attached Rider for additional restrictions.

Dated: July 2, 2014



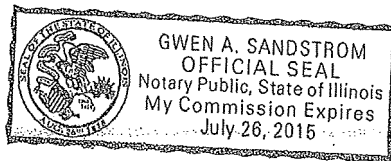
By [Signature]  
James B. Terrell, Vice-President Real Estate  
Sears, Roebuck and Co.

STATE OF ILLINOIS  
COUNTY OF COOK<sup>SS.</sup>

On July 2, 2014, before me, GWEN A. SANDSTROM, a Notary Public,

personally appeared JAMES B. TERRELL who proved to me on the basis of satisfactory evidence to be the person(s), whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of Illinois that the foregoing paragraph is true and correct.  
WITNESS my hand and official seal



[Signature]  
SIGNATURE OF NOTARY PUBLIC

Documentary Transfer Tax \$-0-  
Tax Parcel No: 482-270-33.

Site Address: 575 Fletcher Pkwy.  
Engineering Job No: 3250  
Action:



CERTIFICATE OF ACCEPTANCE

This is to certify that the interest in real property conveyed by the deed or grant dated July 2, 2014 from Sears, Roebuck and Co., is hereby accepted by the undersigned officer or agent on behalf of the City of El Cajon pursuant to authority conferred by Resolution No. 104-01 of the City of El Cajon adopted on June 26, 2001, and the grantee consents to recordation thereof by its duly authorized officer.

Dated: 7/10/14

By   
Douglas Williford, City Manager

ATTEST:

  
Belinda Hawley, City Clerk

## RIDER TO GRANT DEED - PUBLIC SEWER EASEMENT

This Rider is attached to that certain Grant Deed - Public Sewer Easement dated ~~June~~ July 2 2014 from Sears, Roebuck and Co., a New York corporation, as Grantor, and The City of El Cajon, California, as Grantee, affecting certain real estate owned and/or controlled by Grantor, as described in the Easement:

1. Grantee takes subject to all restrictions of record affecting the Easement area.
2. All utilities shall be constructed underground, at a depth sufficient to prevent freezing thereof, at the sole expense of the party responsible for constructing such utilities.
3. The easement granted herein shall be non-exclusive and, to the extent necessary, Grantor or other parties taking through Grantor may repair, replace, enlarge or install other utilities within the easement area granted herein provided, however, that no other utilities shall be located in the easement in a manner to interfere with the Grantee's use of the easement.
4. Grantee shall provide Grantor with at least fifteen (15) days prior notice before engaging in the initial construction activities and, except in the case of emergency, and maintenance, repair and additional work on the easement area. Except in the case of emergency, Grantee shall not engage in any construction and/or repair activity within the easement area during the period of the Friday immediately preceding the 4<sup>th</sup> Thursday in November in any year through January 1 of the following year, inclusive.
5. All construction, installation, repairs, replacements and other work to be performed by Grantee with regard to the Easement shall be performed: (a) in a good and workmanlike manner, (b) without changing the nature, composition or character of the land from that currently existing, (c) lien-free (and, in connection therewith, any lien that may arise against Grantor's land as a result of any such work performed by or on behalf of Grantee shall be removed or insured over by Grantee, at Grantor's election, within twenty (20) business days after notice thereof), and (d) in accordance with all ordinances, regulations and other laws and requirements imposed by any governmental authority having jurisdiction. After completion of any work or any access permitted by the Easement, Grantee shall promptly restore, repair or replace the easement area to the same condition as previously existed, normal wear and tear excepted.
6. Grantee hereby agrees to indemnify, defend and hold Grantor free and harmless from and against all costs, debts, expenses, claims, suits or actions for direct, incidental, consequential or other expenses or damages (including reasonable attorneys' fees) arising out of, or in connection with any acts or omissions of Grantee, its agents, employees, contractors, representatives and invitees, within or about the easement area granted herein. Grantee agrees to pay on demand all costs to defend the rights, interests and property of Grantor from any such matter, including, without

limitation, reasonable attorneys' fees and expenses, and from any judgments resulting therefrom. This indemnification shall exclude any claims or losses which are adjudicated to have arisen from the Grantor's gross negligence or willful misconduct.

7. Grantee acknowledges that the Grantor is relying upon the depiction of the Easement area as shown on the attached Exhibit B. The legal description of the Easement area, if any, attached to the Easement, has been prepared by or at the request of the Grantee. In the event of any conflict between the depiction of the Easement area shown on the Site Plan and the legal description, then the depiction on the Site Plan shall control.
8. In the event of a conflict between the terms of the Easement and this Rider, the terms of this Rider shall control.

EXHIBIT "A"

SEWER EASEMENT

APN: 482-270-33

LEGAL DESCRIPTION

THAT PORTION OF PARCEL 1, IN THE CITY OF EL CAJON, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO PARCEL MAP NO. 15805, FILED ON SEPTEMBER 21, 1989 AS FILE NO. 89-510291 IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE WESTERLY CORNER OF PARCELS 1 AND 8 AS SHOWN ON SAID PARCEL MAP NO. 15805;

THENCE NORTHERLY ALONG THE WESTERLY LINE OF SAID PARCEL 1, NORTH 00°22'10" EAST (RECORD NORTH 00°01'30" WEST PER PARCEL MAP NO. 15805), 1099.75 FEET;

THENCE LEAVING SAID WESTERLY LINE, SOUTH 40°48'05" EAST, 30.38 FEET;

THENCE SOUTH 00°22'10" WEST, 1077.56 FEET TO THE SOUTHERLY LINE OF SAID PARCEL 1 ALSO THE BEGINNING OF A NON-TANGENT 300.00 FOOT RADIUS CURVE, CONCAVE SOUTHERLY, A RADIAL BEARING TO SAID CURVE BEARS NORTH 04°13'09" EAST;

THENCE WESTERLY ALONG SAID SOUTHERLY LINE AND SAID CURVE, THROUGH A CENTRAL ANGLE OF 03°49'22", AN ARC DISTANCE OF 20.02 FEET TO THE POINT OF BEGINNING.


END OF DESCRIPTION

THE BEARINGS USED IN THE ABOVE DESCRIPTION ARE BASED ON THE CALIFORNIA STATE PLANE COORDINATE SYSTEM, ZONE 6, PER THE NORTH AMERICAN DATUM OF 1983.

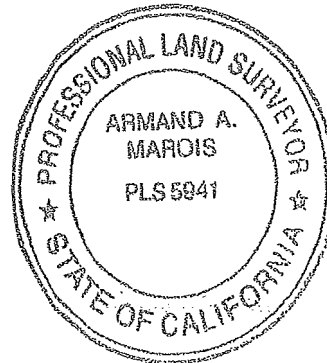
SAID EASEMENT CONTAINS 0.500 ACRES MORE OR LESS.

EXHIBIT "B" ATTACHED HERETO AND BY THIS REFERENCE MADE A PART HEREOF.

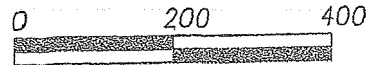
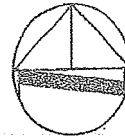
THIS REAL PROPERTY DESCRIPTION HAS BEEN PREPARED BY ME, OR UNDER MY DIRECTION, IN CONFORMANCE WITH THE PROFESSIONAL LAND SURVEYORS' ACT.

  
ARMAND A. MAROIS PLS 5941

1/27/2014  
DATE



**EXHIBIT 'B'  
SEWER EASEMENT**



SCALE: 1" = 200'

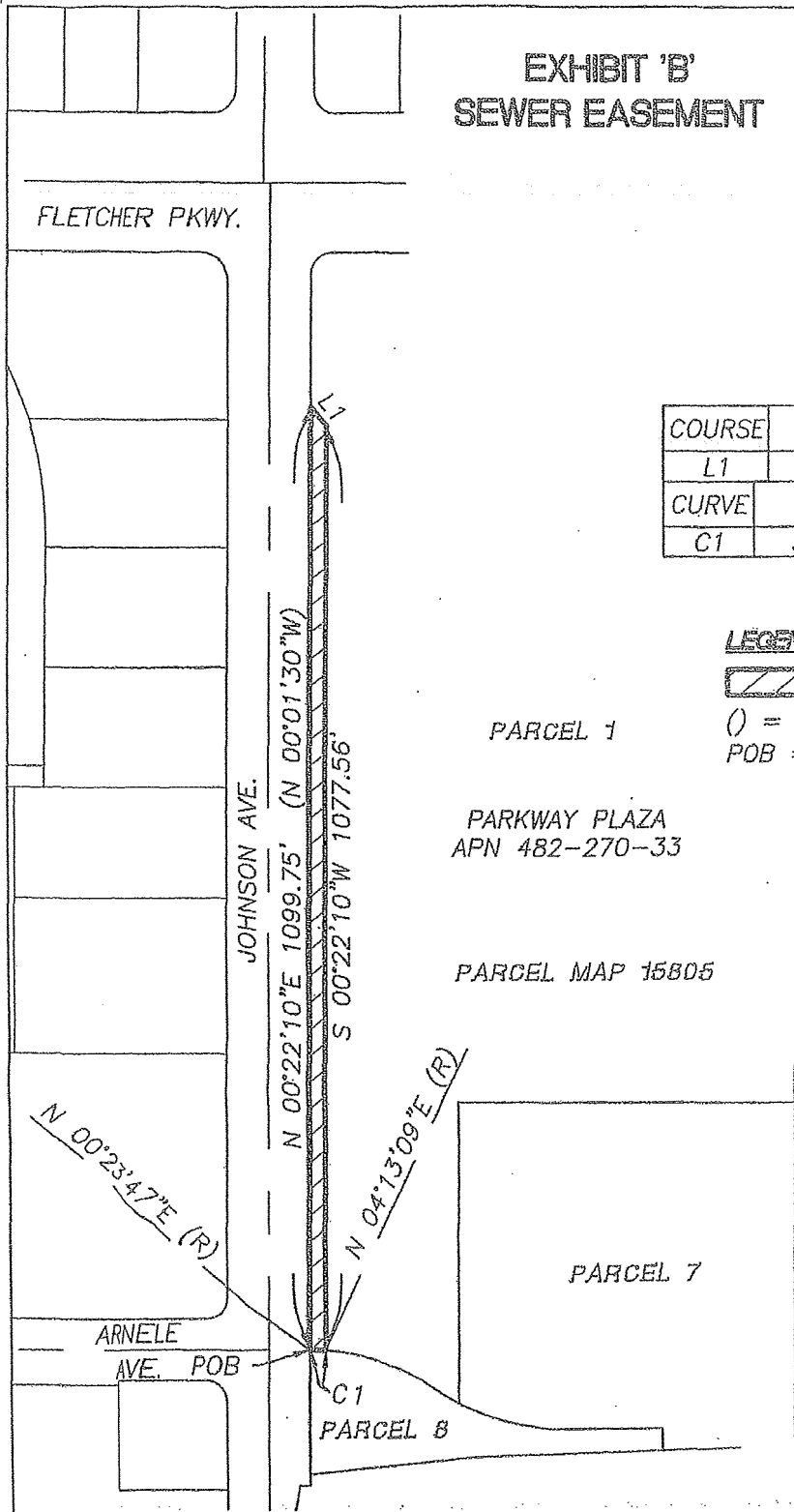
COURSE	BEARING	DISTANCE	
L1	S 40°48'05" E	30.38'	
CURVE	DELTA	RADIUS	LENGTH
C1	3°49'22"	300.00'	20.02'

**LEGEND**

= EASEMENT AREA 0.500 AC

( ) = RECORD DATA PER PM 15805

POB = POINT OF BEGINNING



PARCEL 1

PARKWAY PLAZA  
APN 482-270-33

PARCEL MAP 15805

PARCEL 7

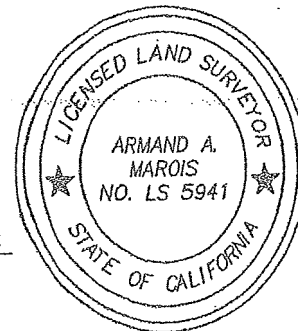
PARCEL 8

**bha, Inc.**

land planning, civil engineering, surveying  
5115 Avenida Encinas  
Suite L  
Carlsbad, California 92008-4387  
(760) 931-8700

*Armand A. Marois*  
ARMAND A. MAROIS P.L.S. 5941

DATE: 1/27/2014



Recording Requested by and  
when recorded mail to:

City of El Cajon  
Attn: City Clerk  
200 Civic Center Way  
El Cajon, CA 92020

THE ORIGINAL OF THIS DOCUMENT  
WAS RECORDED ON JUL 11, 2014  
DOCUMENT NUMBER 2014-0289075  
Ernest J. Dronenburg, Jr., COUNTY RECORDER  
SAN DIEGO COUNTY RECORDER'S OFFICE  
TIME: 11:35 AM

Space above this line for Recorders use only

## TEMPORARY CONSTRUCTION AND ACCESS EASEMENT

FOR A VALUABLE CONSIDERATION, receipt of which is hereby acknowledged,

**Sears, Roebuck and Co., a New York corporation,**

hereby GRANTS to the City of El Cajon, California, a Temporary Construction and Access Easement as set forth in Exhibit B hereto over, under and across the real property in the State of California, County of San Diego, City of El Cajon, described as follows:

See Exhibit "A" attached hereto and made a part hereof by this reference.

The Grantor grants to the Grantee the right during construction of Grantee's sewer construction project to use the above described Temporary Construction and Access Easement, and for purposes incidental to the construction of the Grantee's construction project. The right-to-use shall cease and be terminated at such time as the construction is completed. A Notice of Completion shall be filed and recorded at the San Diego County Recorders' office by Grantee as soon as practicable upon completion of construction.

It is also understood that upon said termination date, the Grantee shall have no further obligation or liability in connection with said parcel.

Grantor shall not grant or dedicate any easement or easements on, under, or over the area without written consent of Grantee.

Grantee shall have the right to erect, maintain, and use gates in all fences which now cross or which may hereafter cross the area and use a practical route or routes of ingress and egress thereto and therefrom.


The Grantee shall have the right to trim, cut, and/or remove trees, foliage and roots upon and from within the area.

The Grantee has the right to deposit tools, implements, and other equipment thereon when necessary for the purpose of exercising the Grantee's rights hereunder.

See attached Rider for additional restrictions

Dated: July 2, 2014



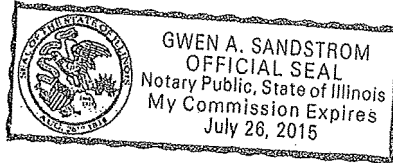
By   
James B. Terrell, Vice-President Real Estate  
Sears, Roebuck and Co.

STATE OF ILLINOIS)  
COUNTY OF COOK) SS.

On July 2, 2014, before me, GWEN A. SANDSTROM, a Notary Public,

personally appeared JAMES B. TARBELL who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of Illinois that the foregoing paragraph is true and correct.  
WITNESS my hand and official seal



*Gwen A. Sandstrom*  
SIGNATURE OF NOTARY PUBLIC

Documentary Transfer Tax \$-0-  
Tax Parcel No: 482-270-33

Site Address: 575 Fletcher Pkwy.  
Engineering Job No: 3250  
Action:

CERTIFICATE OF ACCEPTANCE

This is to certify that the interest in real property conveyed by the deed or grant dated July 2, 2014 from Sears, Roebuck and Co., is hereby accepted by the undersigned officer or agent on behalf of the City of El Cajon pursuant to authority conferred by Resolution No. 104-01 of the City of El Cajon adopted on June 26, 2001, and the grantee consents to recordation thereof by its duly authorized officer.

Dated: 7/10/14

By *Douglas Williford*  
Douglas Williford, City Manager

ATTEST:

*Belinda Hawley*  
Belinda Hawley, City Clerk

RIDER TO TEMPORARY CONSTRUCTION AND ACCESS EASEMENT

This Rider is attached to that certain Temporary Construction and Access Easement dated ~~June~~ July 2, 2014 from Sears, Roebuck and Co., a New York corporation, as Grantor, and The City of El Cajon, California, as Grantee (the "Easement"), affecting certain real estate owned and/or controlled by Grantor, as described in the Easement:

1. Grantee takes subject to all restrictions of record affecting the Easement area.
2. Except in the case of emergency, Grantee shall not engage in any construction and/or repair activity within the easement area during the period of the Friday immediately preceding the 4<sup>th</sup> Thursday in November in any year through January 1 of the following year, inclusive.
3. All construction, installation, repairs, replacements and other work to be performed by Grantee with regard to the Easement shall be performed: (a) in a good and workmanlike manner, (b) without changing the nature, composition or character of the land from that currently existing, (c) lien-free (and, in connection therewith, any lien that may arise against Grantor's land as a result of any such work performed by or on behalf of Grantee shall be removed or insured over by Grantee, at Grantor's election, within twenty (20) business days after notice thereof), and (d) in accordance with all ordinances, regulations and other laws and requirements imposed by any governmental authority having jurisdiction. After completion of any work or any access permitted by the Easement, Grantee shall promptly restore, repair or replace the easement area to the same condition as previously existed, normal wear and tear excepted.
4. The easement granted herein is for the purpose of the timely and efficient construction of permanent sewer facilities; therefore the Grantee will incur great expense in the event that it is relocated during the period of construction. If the Grantor requests a relocation of the easement the Grantee may consent provided that all costs associated with relocation, including change orders with Grantee's contractor and other third parties working on the construction project (the "Relocation Costs"), will be reimbursed by Grantor. In such event, and upon the payment of Relocation Costs, Grantee shall execute and deliver to Grantor an instrument in recordable for relocating the easement to the new easement area designated by Grantor and terminating the easement granted in this instrument.
5. Grantee hereby agrees to indemnify, defend and hold Grantor free and harmless from and against all costs, debts, expenses, claims, suits or actions for direct, incidental, consequential or other expenses or damages (including reasonable attorneys' fees) arising out of, or in connection with any acts or omissions of Grantee, its agents, employees, contractors, representatives and invitees, within or about the easement area granted herein. Grantee agrees to pay on demand all costs to defend the rights, interests and property of Grantor from any such matter, including, without limitation, reasonable attorneys' fees and expenses, and from any judgments



EXHIBIT "A"

TEMPORARY CONSTRUCTION EASEMENT

APN: 482-270-33

LEGAL DESCRIPTION

THAT PORTION OF PARCEL 1, IN THE CITY OF EL CAJON, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO PARCEL MAP NO. 15805, FILED ON SEPTEMBER 21, 1989 AS FILE NO. 89-510291 IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY, MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE WESTERLY CORNER OF PARCELS 1 AND 8 AS SHOWN ON SAID PARCEL MAP NO. 15805;

THENCE NORTHERLY ALONG THE WESTERLY LINE OF SAID PARCEL 1, NORTH 00°22'10" EAST (RECORD NORTH 00°01'30" WEST PER PARCEL MAP NO. 15805), 1099.75 FEET TO THE TRUE POINT OF BEGINNING;

THENCE CONTINUING ALONG SAID WESTERLY LINE, NORTH 00°22'10" EAST, 60.76 FEET;

THENCE LEAVING SAID WESTERLY LINE, SOUTH 40°48'05" EAST, 30.38 FEET;

THENCE SOUTH 00°22'10" WEST, 1087.09 FEET TO THE SOUTHERLY LINE OF SAID PARCEL 1 ALSO THE BEGINNING OF A NON-TANGENT 300.00' FOOT RADIUS CURVE, CONCAVE SOUTHERLY, A RADIAL BEARING TO SAID CURVE BEARS NORTH 08°03'33" EAST;

THENCE WESTERLY ALONG SAID SOUTHERLY LINE AND SAID CURVE, THROUGH A CENTRAL ANGLE OF 03°50'24", AN ARC DISTANCE OF 20.11 FEET;

THENCE LEAVING SAID SOUTHERLY LINE, NORTH 00°22'10" EAST, 1077.56 FEET;

THENCE NORTH 40°48'05" WEST, 30.38 FEET TO THE WESTERLY LINE OF SAID PARCEL 1 AND TRUE POINT OF BEGINNING;

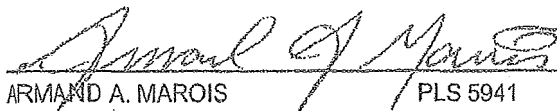
END OF DESCRIPTION

THE BEARINGS USED IN THE ABOVE DESCRIPTION ARE BASED ON THE CALIFORNIA STATE PLANE COORDINATE SYSTEM, ZONE 6, PER THE NORTH AMERICAN DATUM OF 1983.

SAID EASEMENT CONTAINS 0.518 ACRES MORE OR LESS.

EXHIBIT "B" ATTACHED HERETO AND BY THIS REFERENCE MADE A PART HEREOF.

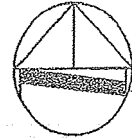
THIS REAL PROPERTY DESCRIPTION HAS BEEN PREPARED BY ME, OR UNDER MY DIRECTION, IN CONFORMANCE WITH THE PROFESSIONAL LAND SURVEYORS' ACT.

  
ARMAND A. MAROIS PLS 5941

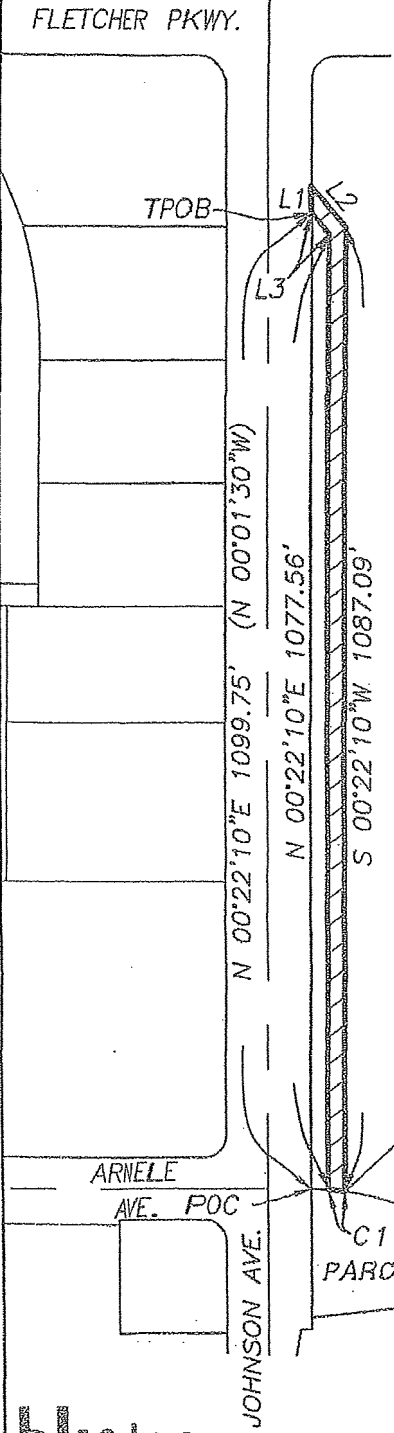
1/27/2014  
DATE



**EXHIBIT 'B'  
TEMPORARY  
CONSTRUCTION EASEMENT**



SCALE: 1" = 200'



COURSE	BEARING	DISTANCE	
L1	N 00°22'10"E	30.38'	
L2	S 40°48'05" E	60.76'	
L3	N 40°48'05" W	30.38'	
CURVE	DELTA	RADIUS	LENGTH
C1	3°50'24"	300.00'	20.11'

PARCEL 1  
PARKWAY PLAZA  
APN 482-270-33

**LEGEND**  
 = EASEMENT AREA 0.518 AC  
 ( ) = RECORD DATA PER PM 15805  
 TPOB = TRUE POINT OF BEGINNING  
 POC = POINT OF COMMENCEMENT

PARCEL MAP 15805

**bhainc.**  
 land planning, civil engineering, surveying  
 5115 Avenida Encinas  
 Suite L  
 Carlsbad, California 92008-4387  
 (760) 931-8700

*Armand A. Marois*  
 ARMAND A. MAROIS P.L.S. 5941  
 DATE: 1/27/2014



City Clerk Date Stamp

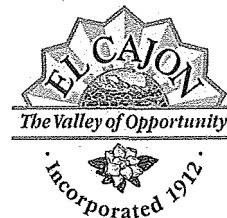
RECEIVED OFFICE OF  
CITY CLERK  
EL CAJON CA

2016 OCT -5 P 1:54

# City of El Cajon Agenda Report

MEETING: Oct. 11, 2016

ITEM NO: 1.9



**TO:** Mayor Wells, Mayor Pro Tem Ambrose  
Councilmembers Bales, Kendrick, McClellan

**FROM:** Nahid Razi, Purchasing Agent

**SUBJECT:** Award of Bid No. 011-17, Janitorial Supplies

**RECOMMENDATION:** That the City Council adopts the next resolution in order and awards the bid to the lowest responsive, responsible bidders, P&R Paper Supply Co., Inc. for Section I (Paper Products) in the amount of \$10,997.23, and Maintex, Inc. for Section II (Chemicals) in the amount of \$3,370.32 and Section III (Accessories) in the amount of \$1,926.80.

**BACKGROUND:** Twenty-one prospective bidders obtained bid packages, and five responses were received and opened at 2:00 p.m. on August 15, 2016, for the annual contract to provide janitorial supplies for various departments throughout the City. The bid includes two one-year renewal options.

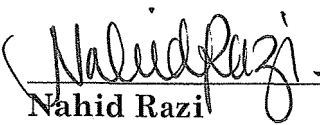
As stipulated in the bid terms and conditions, the bid will be awarded by category and vendors must complete specified criteria or they will be deemed non-responsive. First, the bid is divided into three product categories: Section I (Paper Products), Section II (Chemicals), and Section III (Accessories); vendors must bid all items in a section.


Purchasing recommends award of the bid to the lowest responsive bidders as reflected in the Bid Summary for Bid No. 011-17, attached to this agenda report. Complete proposals are on file in Purchasing. The first lowest bidder for Section II (Chemicals), Maintex, Inc., was non-responsive to line items 6, 13, and 14 due to providing alternates for non-substitutable items. Therefore, Purchasing also recommends that the City Council directs staff to purchase these three line items on the open market in accordance with Section 3.20.110 of the El Cajon Municipal Code.

**FISCAL IMPACT:** The estimated value of the annual contracts is \$16,700.00 and 3-year costs are estimated to be \$50,100.00; the actual amount will vary depending on needs of the various City departments. Sufficient funding is allocated in the adopted annual budget each fiscal year.

**PREPARED BY:**

**APPROVED BY:**

  
Nahid Razi  
PURCHASING AGENT

  
Douglas Williford  
CITY MANAGER

**BID SUMMARY - BID NO. 011-17**

Section	Cameo Paper & Janitorial	Mission Janitorial Supplies	P&R Paper Supply Inc.	Paper Co., Inc.	Maintex, Inc.	WAXIE's Enterprises, Inc.
I (Paper Products)	\$12,680.60	\$12,560.35	\$10,997.23	\$12,069.14	\$11,671.03	
II (Chemicals)	Non-Responsive*	Non-Responsive**	Non-Responsive**	\$3,730.32	\$4,415.31	
III (Accessories)	Non-Responsive*	Non-Responsive**	Non-Responsive**	\$1,926.80	\$2,020.69	

**Recommended for Award**

Non-Responsive\* - No Bid

Non-Responsive\*\* - Failure to bid all items in Section.

RESOLUTION NO. -16

RESOLUTION AWARDING BID FOR  
JANITORIAL SUPPLIES  
(Bid No. 011-17)

WHEREAS, twenty-one (21) prospective bidders obtained bid packages for an annual contract to provide janitorial supplies for the City of El Cajon, with two one-year renewal options, and five (5) responses were received and publicly opened at 2:00 p.m. on August 15, 2016; and

WHEREAS, the bid is divided into three product categories: Section I (Paper Products), Section II (Chemicals), and Section III (Accessories), and vendors must bid all items in a section; and

WHEREAS, as stipulated in the bid terms and conditions, the bid will be awarded by category, and vendors must complete specified criteria in order to be deemed responsive; and

WHEREAS, the solicitation for bids provided that the City may award the bid for janitorial supplies to one or more vendors, each selected vendor to provide supplies for the category of supplies designated by the City, if that is in the best interest of the City; and

WHEREAS, P&R Paper Supply Co., Inc. was deemed to be the lowest, responsive bidder for Section I; and

WHEREAS, Maintex, Inc. was deemed to be the lowest, responsive bidder for Sections II and III; and

WHEREAS, Purchasing, in concurrence with the Assistant City Manager, recommends that, in the best interests of the City, the award of Sections I, II and III of the bid should be divided between the two (2) lowest responsive bidders as set forth below in order to obtain the greatest value to the City of El Cajon.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL CAJON AS FOLLOWS:

1. The City Council hereby finds the foregoing recitals to be true and correct, and are the findings of the City Council.

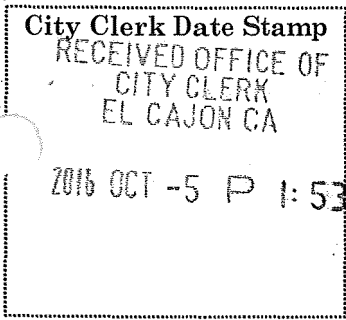
2. The City Council of the City of El Cajon hereby rejects all other bids except those herein mentioned, and awards the bid for Janitorial Supplies to the lowest, responsive bidders as follows in the total amount of \$16,294.35:

<u>Vendor</u>	<u>Item Number</u>	<u>Amount</u>
P&R Paper Supply, Inc.	Section I (Paper Products)	\$10,997.23
Maintex, Inc.	Section II (Chemicals)	\$ 3,370.32
Maintex, Inc.	Section III (Accessories)	\$ 1,926.80
		<u>\$16,294.35</u>

3. The Purchasing Agent is hereby authorized to issue purchase orders for said materials.

10/11/16 (Item 1.9)

Bid 011-17 – Janitorial Supplies (P&R Paper + Maintex) awd 100516



# City of El Cajon Agenda Report

MEETING: Oct. 11, 2016

ITEM NO: 1.10



**TO:** Mayor Wells, Mayor Pro Tem Ambrose  
Councilmembers Bales, Kendrick, McClellan

**FROM:** Nahid Razi, Purchasing Agent

**SUBJECT:** Rejection of Bid No. 006-17, Car Wash Services

**RECOMMENDATION:** That the City Council adopts the next resolution in order to:

1. Reject all bids; and
2. Authorize re-bidding the project with revised specifications.

**BACKGROUND:** On June 28, 2016, the City Council approved the budget for maintenance and repairs of vehicles. The bid was posted on the City’s website and 276 registered vendors received e-mail notification of the notice to bid. Eleven bidders obtained bid packages and three responses were received and opened at 2:00 p.m. on September 13, 2016.

The first and third low bidders did not submit required documentation to comprise a complete bid. The first low bidder, Happy Investments LP dba Happy Car Wash, did not submit a signed bid page and the third low bidder, Superior Car Wash, failed to submit the Non-Collusion Declaration and the Bidders Statement Regarding Insurance. Therefore, both the first and low bidders are non-responsive to the bid specifications.

Upon further evaluation by City staff, it was determined that staff will revisit the scope of work and explore other options to better suit the operational needs of the City.

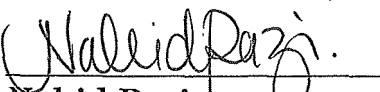
Purchasing, in concurrence with the Assistant City Manager, recommends rejecting the bid and re-bidding this project with a modified scope of work to adapt to the City’s changing needs. The summary of bids is attached and complete proposals are on file in Purchasing.

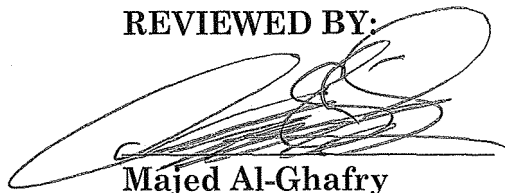
**FISCAL IMPACT:** Staff’s time in revising the scope of work and re-bidding the project will have a minimal monetary impact.

**PREPARED BY:**

**REVIEWED BY:**

**APPROVED BY:**

  
Nahid Razi  
PURCHASING AGENT

  
Majed Al-Ghafry  
ASSISTANT  
CITY MANAGER

  
Douglas Williford  
CITY MANAGER

**BID SUMMARY - BID NO. 006-17**

**BIDDER**

**TOTAL BID AMOUNT**

Happy Investments LP dba Happy Car Wash (El Cajon)

Non-Responsive

Crystal Clean Car Wash, Inc. (El Cajon)

\$15,800.00

Superior Car Wash (El Cajon)

Non-Responsive

**ESTIMATED COST** \$7,000.00 (Base year)



RESOLUTION NO. -16

RESOLUTION REJECTING BID FOR  
CAR WASH SERVICES  
(Bid No. 006-17)

WHEREAS, on June 28, 2016, the City Council approved the budget for maintenance and repairs of City vehicles (the "Project"), and two hundred seventy-six (276) registered vendors received e-mail notification of the notice to bid; and

WHEREAS, eleven (11) bidders obtained bid packages and three (3) responses to the Invitation to Bid for the Project were received and publicly opened at 2:00 p.m. on September 13, 2016; and

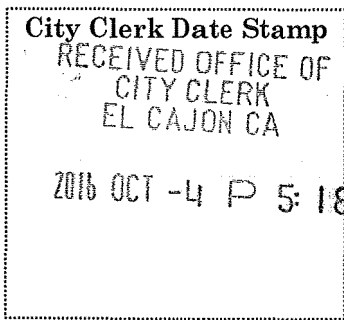
WHEREAS, the first low bidder, Happy Investments LP dba Happy Car Wash, did not submit a signed bid page, and the third low bidder, Superior Car Wash, failed to submit the Non-Collusion Declaration and the Bidders Statement Regarding Insurance, and therefore, both the first and third low bidders are deemed non-responsive to the bid specifications; and

WHEREAS, upon further evaluation by City staff, it was determined that it is in the public's best interest to modify the scope of work being solicited in order to better suit the operational needs of the City; and

WHEREAS, Purchasing, in concurrence with the Assistant City Manager, recommends rejecting the bid and re-bidding this project with a modified scope of work to adapt to the City's changing needs.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL CAJON AS FOLLOWS:

1. The foregoing recitals are true and correct and are hereby made findings of the City Council.
2. The City Council hereby rejects all bids received for the reasons stated above.
3. The City Council further directs staff to rebid the project with revised specifications, as approved by the City Manager.
4. The City Manager is hereby authorized to approve the final plans and specifications prior to rebidding for and on behalf of the City of El Cajon.



# City of El Cajon Agenda Report

MEETING: 10/11/16

ITEM NO: 6.1



**TO:** Mayor Pro Tem Ambrose  
Councilmembers Bales, Kendrick and McClellan

**FROM:** Mayor Wells

**SUBJECT:** Council Activities Report

**RECOMMENDATION:** That the City Council accept and file the following report of Council/Mayor activities attended during the current agenda period.

**BACKGROUND:**

Government Code Section 53232.3(d) requires members of a legislative body to provide brief reports on meetings attended at the expense of the local agency at the next regular meeting of the legislative body.

**REPORT:**

Since the last City Council meeting, I have attended the following events on behalf of the City of El Cajon:

- September 28, 2016 - Mayor's Press Conference Re: Incident
- September 28-30, 2016 - Interviews with KOGO Radio, KFMB Radio, KNX Radio
- September 29, 2016 - Interviews w/ Channel 10 and KPBS
- September 30, 2016 - Interview with San Diego Union Tribune
- September 30, 2016 - Press Conference at ECPD Re: Incident
- September 30, 2016 - Interviews with Association Press and Reuters Press
- October 4, 2016 - Interview w/ KUSI, AM1170, and AM600
- October 5, 2016 - Meeting w/ City Manager
- October 5-7, 2016 - League of California Cities Conference-Long Beach
- October 11, 2016 - City Council Meeting at 3:00 p.m.

I will be happy to answer any questions you may have.

**SUBMITTED BY,**

**Bill Wells**  
Mayor



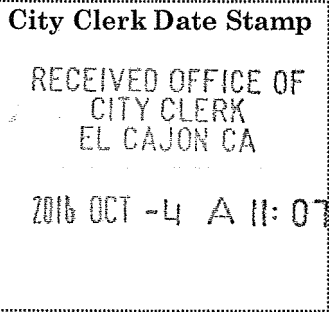
# LEGISLATIVE REPORT 2015-2016



6.2

BILL	NO.	SPONSOR	SUBJECT	COUNCIL DATE	POSITION	COMMITTEE	BILL STATUS / LAST ACTION DATE
AB	1554	Irwin	Powdered Alcohol (Amended: 4/14/16)	1/26/2016	Support	Assembly	9/28/2016-Chaptered by Secretary of State - Chapter 742, Statutes of 2016.
AB	2121	Gonzalez	Alcoholic beverage control: Responsible Interventions for Beverage Servers Training Act of 2016. (Amended: 4/12/2016)	2/23/2016	Watch	Assembly	9/28/2016-Vetoed by the Governor
SB	819	Huff	Powdered Alcohol (Amended: 3/15/2016)	1/26/2016	Support	Senate	9/28/2016-Chaptered by Secretary of State - Chapter 778, Statutes of 2016.
SB	885	Wolk	Contracts: design professionals: indemnity. (Amended: 6/16/2016)	6/14/2016	Watch	Senate	7/1/2016-Failed Deadline pursuant to Joint Rule 61(b)(13). (Last location was JUD. on 6/16/2016) Dead.
SB	1046	Hill	Driving under the influence: ignition interlock device. (Amended: 4/13/2016)	2/23/2016	Support	Senate	9/28/2016-Chaptered by Secretary of State - Chapter 783, Statutes of 2016.

The Legislative Report tracks bills for the 2015-2016 Session of the California Legislature that the El Cajon City Council/Housing Authority/Successor Agency to the Redevelopment Agency has voted to monitor/watch, support or oppose. Updated October 5, 2016 at 11:45 a.m. for the October 11, 2016 City Council Meeting.



# City of El Cajon

## Agenda Report

MEETING: 10/11/16

ITEM NO: 7.1



**TO:** Mayor Wells, Mayor Pro Tem Ambrose  
Councilmembers Bales and McClellan

**FROM:** Councilmember Kendrick

**SUBJECT:** Council Activities Report

**RECOMMENDATION:** That the City Council accept and file the following report of Council/Mayor activities attended during the current agenda period.

**BACKGROUND:**

Government Code Section 53232.3(d) requires members of a legislative body to provide brief reports on meetings attended at the expense of the local agency at the next regular meeting of the legislative body.

**REPORT:**

Since the last City Council meeting, I have attended the following events on behalf of the City of El Cajon:

October 11, 2016 - City Council Meeting at 3:00 p.m.

I will be happy to answer any questions you may have.

**SUBMITTED BY,**

  
Gary Kendrick  
Councilmember

City Clerk Date Stamp  
RECEIVED OFFICE OF  
CITY CLERK  
EL CAJON CA  
2016 OCT -4 P 2: 28

# City of El Cajon Agenda Report

MEETING: 10/11/16

ITEM NO: 8.1



**TO:** Mayor Wells, Councilmembers Bales,  
Kendrick and McClellan

**FROM:** Mayor Pro Tem Ambrose

**SUBJECT:** Council Activities Report

**RECOMMENDATION:** That the City Council accept and file the following report of Council/Mayor activities attended during the current agenda period.

**BACKGROUND:**

Government Code Section 53232.3(d) requires members of a legislative body to provide brief reports on meetings attended at the expense of the local agency at the next regular meeting of the legislative body.


**REPORT:**

Since the last City Council meeting, I have attended the following events on behalf of the City of El Cajon:

September 28, 2016 -	Frank Verbeke, Alturair @ Gillespie Field
October 4, 2016 -	Manufacturing Expo @ Gillespie Field
October 6, 2016 -	JPA Metro
October 6, 2016 -	Meeting w/ City Manager
October 11, 2016 -	City Council Meeting

I will be happy to answer any questions you may have.

**SUBMITTED BY,**

  
**Tony Ambrose**  
Mayor Pro Tem

City Clerk Date Stamp

RECEIVED OFFICE OF  
CITY CLERK  
EL CAJON CA

2016 OCT -4 A 11:07

# City of El Cajon Agenda Report

MEETING: 10/11/16

ITEM NO: 9.1



**TO:** Mayor Wells, Mayor Pro Tem Ambrose,  
Councilmembers Bales and Kendrick

**FROM:** Councilmember McClellan

**SUBJECT:** Council Activities Report

**RECOMMENDATION:** That the City Council accept and file the following report of Council/Mayor activities attended during the current agenda period.

**BACKGROUND:**

Government Code Section 53232.3(d) requires members of a legislative body to provide brief reports on meetings attended at the expense of the local agency at the next regular meeting of the legislative body.

**REPORT:**

Since the last City Council meeting, I have attended the following events on behalf of the City of El Cajon:

October 11, 2016 - City Council Meeting at 3:00 p.m.

I will be happy to answer any questions you may have.

**SUBMITTED BY,**

A handwritten signature in cursive script that reads "Bob McClellan".

**Bob McClellan**  
Councilmember

A small handwritten mark or signature, possibly initials, located below the printed name of Bob McClellan.

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE BY THE CITY COUNCIL OF THE  
CITY OF EL CAJON, CALIFORNIA, ADDING CHAPTER 9.33  
TO TITLE 9 TO THE EL CAJON MUNICIPAL CODE  
TO PROHIBIT PUBLIC NUDITY

WHEREAS, the El Cajon Municipal Code currently does not prohibit nudity in public areas; and

WHEREAS, the El Cajon Municipal Code currently prohibits nudity only in establishments selling alcohol; and

WHEREAS, State law currently prohibits public nudity, but only nudity of a lewd and/or sexually motivated nature under Penal Code section 314; and

WHEREAS, the City Council believes that public nudity lacking serious literary, artistic, or political value is harmful to the decency, health, and welfare of the general public, and may lead to increasingly harmful secondary effects such as sexually-related crimes; and

WHEREAS, the City Council wishes to make it either a misdemeanor or an infraction, in the discretion of the prosecutor, for any individual to expose him or herself on public land where the intent of the nudity lacks any serious literary, artistic, or political value.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF EL CAJON DOES ORDAIN AS FOLLOWS:

SECTION 1. Chapter 9.33 is hereby added to Division III of Title 9 of the El Cajon Municipal Code to read as follows:

**Chapter 9.33**

**NUDITY IN PUBLIC PLACES**

**9.33.010 Nudity prohibited in any public place.**

**9.33.020 Exceptions.**

**9.33.010 Nudity prohibited in any public place.**

It shall be either a misdemeanor or an infraction, in the discretion of the prosecutor, for any person from intentionally or recklessly appearing nude in any place open to the public or any place visible from a place open to the public. "Nude" within the meaning of this section means the absence of an opaque covering which covers the genitals, pubic hair, buttocks, perineum, anus or anal region of any person or any portion of the breast at or below the areola thereof of any female person.

**9.33.020 Exceptions.**

The provisions of this chapter shall not apply to:

- A. Any person five years old or younger.
- B. Any female exposing her breast to the extent such exposure is necessary to breast-feed a child.
- C. Performers who are engaged in live theatrical performances performed in a theater, concert hall or other such establishment which is primarily devoted to theatrical performances.

SECTION 2. This ordinance shall take effect thirty days following its passage and adoption.

Public Nudity Ordinance 092116

09/27/16 (Item No. 13.1) – 1<sup>st</sup> Reading  
10/11/16 (Item No. 14.1) – 2<sup>nd</sup> Reading