

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 13, 2016

A Regular Joint Meeting of the El Cajon City Council/Housing Authority/Successor Agency to the Redevelopment Agency of the City of El Cajon, California held Tuesday, September 13, 2016, was called to order by Mayor/Chair Bill Wells at 3:04 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 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 August 9, 2016, meetings and the Agenda of the September 13, 2016, meeting in accordance with State Law and Council/Authority/Successor Agency to the Redevelopment Agency Policy.

PRESENTATIONS:

- **World Series Champions – Emerald Pony League**

As the teams were not present, **Mayor Wells** indicated the Presentation would be rescheduled to October 11, 2016.

AGENDA CHANGES: None

CONSENT ITEMS: (1.1 – 1.21)

Following discussion on Item 1.5, as pulled by the public, MOTION BY BALES, SECOND BY KENDRICK, to APPROVE Consent Items 1.1 through 1.21.

MOTION CARRIED BY UNANIMOUS VOTE.

1.1 MINUTES OF CITY COUNCIL/REDEVELOPMENT AGENCY MEETINGS

Approves Minutes of the August 9, 2016 Meetings of the El Cajon City Council/Housing Authority/Successor Agency to the El Cajon Redevelopment Agency.

1.2 WARRANTS

Approves payment of Warrants as submitted by the Finance Department.

1.3 APPROVAL OF READING BY TITLE AND WAIVER OF READING IN FULL OF ORDINANCES ON AGENDA

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

**1.4 RESOLUTION: CONFLICT OF INTEREST
(Report: Morgan Foley, City Attorney)**

Adopts RESOLUTION NO. 077-16 approving changes to the designated employee and official positions required to be filed under the City's Conflict of Interest Code.

CONSENT ITEMS: (Continued)

PULLED FOR DISCUSSION:

**1.5 SALE OF SURPLUS PROPERTY
(Report: Nahid Razi, Purchasing Agent)**

RECOMMENDATION: That the City Council declares the listed property as surplus in accordance with policy.

DISCUSSION

Stephanie Harper questioned whether the list of vehicles was correct.

Assistant City Manager Al-Ghafry commented on the process for vehicles determined as surplus, and indicated the list was correct.

No further comments were made.

1.6 RENEWAL OF MEMORANDUM OF UNDERSTANDING WITH SAN DIEGO ASSOCIATION OF GOVERNMENTS (SANDAG) FOR USE AND ACCESS OF REGIONAL DATA AUTOMATED REGIONAL JUSTICE INFORMATION SYSTEM (ARJIS) (Report: Jeff Davis, Chief of Police)

Authorizes the City Manager or designee to enter into that certain Memorandum of Understanding with SANDAG for use and access of regional data in ARJIS as presented at this meeting, and to execute any documents and agreements approved by the City Manager necessary for the City's participation in such programs contemplated by, and for the implementation of, the Memorandum of Understanding.

1.7 RESOLUTION: AWARD OF BID NO. 010-17, PUBLICATION OF LEGAL NOTICES (Report: Nahid Razi, Purchasing Agent)

Adopts RESOLUTION NO. 078-16 awarding the bid to the lowest responsive, responsible bidder, East County Gazette, in the estimated amount of \$5,000.00.

**1.8 RESOLUTIONS: ANNUAL INVESTMENT POLICY UPDATE
(Report: Clay Schoen, Director of Finance and Treasurer)**

Adopts RESOLUTION NOS. 079-16, ECHA-22 and SA 004-16 adopting City of El Cajon Investment Policy and delegating investment authority to the Director of Finance/Agency Treasurer.

CONSENT ITEMS: (Continued)

**1.9 RESOLUTION: TERMINATION OF A LOCAL EMERGENCY IN THE CITY OF EL CAJON, WW3592
(Report: Dennis Davies, Deputy Director of Public Works)**

Adopts RESOLUTION NO. 080-16 proclaiming the termination of a local emergency in the City of El Cajon.

**1.10 APPROVE CONTRACT CHANGE ORDER FOR THE TRAFFIC SIGNAL MAINTENANCE & EMERGENCY REPAIR CONTRACT BID NO. 001-16
(Report: Yazmin Arellano, City Engineer)**

Approves the contract Change Order for the Traffic Signal Maintenance & Emergency Repair, Contract Bid No. 001-16, in the amount of \$60,000.00 for CTE, Incorporated for traffic signal maintenance and emergency repair services. The existing contract amount with CTE, Incorporated is \$210,910.00, and the revised amount requested is \$270,910.00.

1.11 APPROVE CONTRACT CHANGE ORDER FOR THE STREET LIGHT MAINTENANCE & EMERGENCY REPAIR SERVICES CONTRACT BID NO. 022-13 (Report: Yazmin Arellano, City Engineer)

Approves a 2.4 % Consumer Price Index (CPI) Contract Change Order for Street Light Maintenance and Emergency Repair Services, Contract Bid No. 022-13 by \$1,911.94 for Fiscal Year 2016-2017, and an additional amount of \$10,000.00 for unanticipated emergency works such as street light pole knockdowns caused by vehicle collisions. The existing contract amount with CTE, Incorporated is \$79,664.19, and the revised amount requested is \$91,576.13.

**1.12 ACCEPTANCE OF INSTALLATION OF PEDESTRIAN CURB RAMPS AND TRAFFIC SAFETY CALMING DEVICES 2016, PW3491, BID NO. 022-16
(Report: Dennis Davies, Deputy Director of Public Works)**

Accepts the Installation of Pedestrian Curb Ramps and Traffic Safety Calming Devices 2016, PW3491, Bid Number 022-16, and authorizes the City Clerk to record a Notice of Completion and release the bonds in accordance with the contract terms.

CONSENT ITEMS: (Continued)

1.13 RESOLUTIONS: APPROVAL OF PLANS AND SPECIFICATIONS FOR FEDERAL-AID PROJECT, UPGRADE TRAFFIC SIGNALS – FLETCHER PARKWAY /BROADWAY, HSIPL 5211 (031), PW3516, BID NO. 013-17 (Report: Dennis Davies, Deputy Director of Public Works)

Adopts RESOLUTION NO. 081-16 to approve Plans and Specifications for the Upgrade Traffic Signals – Fletcher Parkway/Broadway project, and RESOLUTION NO. 082-16 to direct a Notice Inviting Sealed Bids to be opened on October 25, 2016.

1.14 RESOLUTION: SUMMARY VACATION OF A ROADWAY EASEMENT, ON KENNEY STREET, ESTABLISHED BY H.B. LOCKWOOD’S SUBDIVISION MAP NUMBER 328, FILED JUNE 2, 1886. (Report: Dennis Davies, Deputy Director of Public Works)

Adopts RESOLUTION NO. 083-16 to approve the Summary Vacation of a roadway easement, on Kenney Street, established by H.B. Lockwood’s Subdivision Map Number 328, filed June 2, 1886.

1.15 RESOLUTIONS: JOHNSON AVENUE SEWER RELIEF PROJECT PHASE II, WW3250-2, SECOND AMENDMENT TO THE MOU WITH SUNTERRA, ACQUISITION OF NEW SEWER EASEMENTS AND SUMMARY VACATION OF OBSOLETE SEWER EASEMENTS (Report: Majed Al-Ghafry, Assistant City Manager)

- Adopts RESOLUTION NO. 084-16 approving the second amendment to the Memorandum of Understanding (MOU) with Sunterra Home Owners Association (HOA), which itemizes the terms for the acquisition of new sewer easements, and the vacation of easements granted and recorded in 2014;
- Authorizes the City Manager to execute the second amended MOU with Sunterra HOA;
- Authorizes the Finance Department to compensate the Sunterra HOA an amount of \$50,000.00 as valuable consideration for easement grants, and for inconvenience and loss of property use during construction; and
- Adopts RESOLUTION NO. 085-16 approving the Summary Vacation of obsolete sewer easements granted in 2014, the subject of the first amendment to the MOU approved by the City Council and executed by the City Manager on July 15, 2014.

CONSENT ITEMS: (Continued)

**1.16 SUBDIVISION AGREEMENT AND FINAL MAP FOR TENTATIVE SUBDIVISION MAP (TSM) 645, 1075 EAST WASHINGTON AVENUE, ENGINEERING JOB NO. 3190.
(Report: Yazmin Arellano, City Engineer)**

Approves the Subdivision Agreement and Final Map for Tentative Subdivision Map (TSM) 645, 1075 East Washington Avenue, Engineering Job No. 3190.

**1.17 UNITED STATES DEPARTMENT OF JUSTICE EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT AWARD 2016
(Report: Jeff Davis, Chief of Police)**

- Authorizes the City Manager or designee to accept the 2016 United States Department of Justice Assistance Grant in the total amount of \$28,759.00 and to execute any grant documents and agreements necessary for the receipt and use of these funds.
- Appropriates \$28,759.00 for the 2016 United States Department of Justice Assistance Grant to purchase a vehicle speed recorder, night vision, a smart board, and narcotic scales.

**1.18 COOPERATIVE AGREEMENT BETWEEN THE CITY OF EL CAJON AND THE GROSSMONT UNION HIGH SCHOOL DISTRICT
(Report: Jeff Davis, Chief of Police)**

- Authorizes the City Manager or designee to enter into a Cooperative Agreement between the City of El Cajon and the Grossmont Union High School District (GUHSD) for the placement of School Resource Officers (SROs) on the campuses of Grossmont High School, El Cajon Valley High School, Granite Hills High School, Chaparral/IDEA High School, and necessary immediate response at Merit Academy with reimbursement from GUHSD, and to execute any documents and agreements necessary.
- Increase the Police Department's FY2016-17 budgeted revenue by \$20,188.00, based upon the amount GUHSD has agreed to pay the City for regular duty hours.

**1.19 APRIL – JUNE 2016 QUARTERLY TREASURER'S REPORT
(Report: Clay Schoen, Director of Finance and Treasurer)**

Receives the Treasurer's Report for the quarter ending June 30, 2016.

CONSENT ITEMS: (Continued)

1.20 FIRST QUARTER BUDGET AMENDMENTS FOR FISCAL YEAR 2016-17 (Report: Clay Schoen, Director of Finance)

Appropriates carry-over funding of \$3,588,566.00 from Fiscal Year 2015-16 approved Capital Improvement Projects, capital outlay requests, and programs, to be expended in Fiscal Year 2016-17 (Table 1).

1.21 FINANCING OF NEXT GENERATION REGIONAL COMMUNICATION SYSTEM (Report: Clay Schoen, Director of Finance)

- Adopts Resolution No. 086-16 approving as to form the draft Agreement between the County of San Diego and the City of El Cajon for Payment of NextGen RCS Infrastructure Costs and authorize City Manager, or designee, to enter into said agreement.
- Authorizes the appropriation of \$235,000.00 of Local Public Safety Fund (224280) equity for first installment of NextGen RCS Infrastructure Costs in Fiscal Year 2016-17.

PUBLIC COMMENT:

Lena Dewey stated that due to an explosion, her house was condemned, and that fines owed to the City previously totaling \$28,000.00, are now at \$52,000.00. She requested assistance from the City, as her property will appear on an auction list.

City Manager Williford recommended that **Ms. Dewey** work with **Assistant City Manager Al-Ghafry** on this issue. Staff can report back on the status on a future City Council agenda.

Nick Liadis indicated he is a model citizen and decorated Army veteran. He commented on the lack of police morality, bloated salaries of police officers, and complaints filed against the police. He indicated the public is not privy to any settlements made.

Stephanie Harper commented on past articles that appeared in the San Diego Union Tribune. She urged Council to represent the people and to start building the new Animal Shelter.

PUBLIC COMMENT: (Continued)

Sunshine Horton noted safety concerns at Chase School and mentioned parents should set the example by following rules. She invited everyone to her birthday celebration on September 29 from 5 to 10 p.m. at the Downtown Café. Proceeds will support Children's Hospital in honor of her late daughter.

Monica Zech, Public Information Officer, spoke about upcoming workshops for the District Elections Measure S, indicating that Spanish and Arabic translators will be offered. The fall edition of the El Cajon Gateway, the City's newsletter, is out and features the latest news about great recreation programs and information on District Elections.

2. WRITTEN COMMUNICATIONS: None

3. PUBLIC HEARINGS: None

4. ADMINISTRATIVE REPORTS:

4.1 RESOLUTIONS: APPROVE THE PLANS AND SPECIFICATIONS, ACCEPTANCE OF THE GUARANTEED MAXIMUM PRICE (GMP) PROPOSAL AND AWARD OF A CONSTRUCTION CONTRACT TO SC VALLEY ENGINEERING, INC. (SCVE) FOR THE CONSTRUCTION OF THE JOHNSON AVENUE SEWER RELIEF PROJECT-PHASE II (JASRP-II) (Report: Dennis Davies, Deputy Director of Public Works)

RECOMMENDATION: That the City Council:

- Adopts the next RESOLUTION in order to approve Plans and Specifications for the Johnson Avenue Sewer Relief Project-Phase II (JASRP-II); and
- Adopts the next RESOLUTION in order accepting the Guaranteed Maximum Price (GMP) proposal from SC Valley Engineering, Inc. (SCVE), in the amount of \$8,751,903.00 and awarding a construction contract to SCVE to construct JASRP-II.

ITEM 4.1 (Continued)

DISCUSSION

Assistant City Manager Al-Ghafry presented the Item, and responded to questions from **Council** regarding repayment of the loan from the State Water Board.

Councilmember McClellan commented that it appears SC Valley Engineering has done an excellent job for the City.

Councilmember Bales spoke about the successful completion of Phase I of the project without having received any complaints from the public.

No further comments were made.

MOTION BY BALES, SECOND BY KENDRICK, to ADOPT RESOLUTION NO. 087-16 to approve Plans and Specifications for the Johnson Avenue Sewer Relief Project-Phase II (JASRP-II).

MOTION CARRIED BY UNANIMOUS VOTE.

MOTION BY BALES, SECOND BY MCCLELLAN, to ADOPT RESOLUTION NO. 088-16 to accept the Guaranteed Maximum Price (GMP) proposal from SC Valley Engineering, Inc. (SCVE), in the amount of \$8,751,903.00 and awarding a construction contract to SCVE to construct JASRP-II.

MOTION CARRIED BY UNANIMOUS VOTE.

4.2 REPORT ON MEASURE S (Report: Morgan Foley, City Attorney and Brett Channing, Deputy Director, Administrative Services)

RECOMMENDATION: That the **City Council** receives and files the report of Staff.

DISCUSSION

City Attorney Foley gave a summary of the Item.

Stephanie Harper asked how citizens were notified about the proposed ballot measure and if they were given an opportunity to comment on the language in the measure. She suggested that notes regarding the measure be sent home from the schools to parents.

ITEM 4.2 (Continued)

City Manager Williford replied that information is on the City's website and in the City's newsletter that was distributed to over 35,000 households. In addition, meetings were held with invited civic and community leaders.

City Attorney Foley also noted there was a public hearing on August 9th, and there were no changes to the ballot measure language.

Robert Clark commented on the attendance at the educational workshops. He asked questions about the fees paid to ILG and National Demographics, and number of hours spent on the workshops.

Mayor Wells indicated that **Mr. Clark** is welcome to submit his questions. He is happy with the progress made in making the public aware of the ballot measure.

Councilmember Bales added that some community leaders are also getting the word out about the measure; however, not all the people can attend the workshops.

No one else came forward to speak.

(INFORMATIONAL ITEM - NO ACTION REQUIRED BY COUNCIL)

4.3 PROPOSED CHANGE TO THE CITY COUNCIL MEETING SCHEDULE (Report: Douglas Williford, City Manager)

RECOMMENDATION: That the City Council reschedules the November 8, 2016 City Council meeting to November 15, 2016.

DISCUSSION

City Manager Williford presented the Item.

No one came forward to speak.

MOTION BY MCCLELLAN, SECOND BY AMBROSE, to RESCHEDULE the November 8, 2016 City Council meeting to November 15, 2016.

MOTION CARRIED BY UNANIMOUS VOTE.

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.

6.2 LEGISLATIVE REPORT

NO RECOMMENDED ACTION.

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

REPORT AS STATED.

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

REPORT AS STATED.

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** commended Senator Joel Anderson for the 9/11 Remembrance Ceremony and thanked County Supervisor Dianne Jacob for helping to coordinate funding for the \$200,000.00 improvements at Renette Park. She also commended the City's Recreation and Public Works Departments for their assistance with the project.

11. JOINT COUNCILMEMBER REPORTS: None

12. GENERAL INFORMATION ITEMS FOR DISCUSSION: None

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13. ORDINANCES: FIRST READING

13.1 SPEED LIMIT ZONE – WINDMILL VIEW DRIVE (Report: Yazmin Arellano, City Engineer)

RECOMMENDATION: That the **City Council** conducts the first reading of an ordinance amending Section 10.20.130 of Chapter 10.20 of the Municipal Code to include updating the existing speed limit for Windmill View Drive from Hacienda Drive to Valley Lake Drive.

- Makes a MOTION, and SECOND to INTRODUCE the Ordinance
- Discussion
- Vote
- If approved, the Mayor requests the City Clerk to recite the title

DISCUSSION

Mario Sanchez, City Traffic Engineer, introduced the Item.

No one else came forward to speak.

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 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.

14. ORDINANCES: SECOND READING AND ADOPTION

14.1 ZONE RECLASSIFICATION NO. 2321 (172 WELLS REZONING)

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 Approving Zone Reclassification No. 2321 for the Rezoning of Property Located on the Northwest Corner of Wells and Graves Avenues from O-P (Office Professional) Zone to RM-1450 (Residential, Multi-Family, 1450 SQ. FT.) Zone; APN: 488-010-13-00; General Plan Designation: High Density Residential (HR)

MOTION BY WELLS, SECOND BY MCCLELLAN, to ADOPT Ordinance No. 5042

MOTION CARRIED BY UNANIMOUS VOTE.

15. CLOSED SESSIONS: None

Adjournment: Mayor Wells adjourned the Regular Joint Meeting of the City Council/Housing Authority/Successor Agency to the Redevelopment Agency held this 13th day of September 2016, at 3:56 p.m. to Tuesday, September 27, 2016, at 3:00 p.m.

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