

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



## MINUTES

### CITY OF EL CAJON EL CAJON, CALIFORNIA

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**May 28, 2019**

An Adjourned Regular Joint Meeting of the El Cajon City Council/Housing Authority/Successor Agency to the El Cajon Redevelopment Agency, held Tuesday, May 28, 2019, 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:	Kendrick, McClellan and Ortiz
Council/Agencymembers absent:	None
Deputy Mayor/Vice Chair present:	Goble
Mayor/Chair present:	Wells
Other Officers present:	Mitchell, City Manager/Executive Director DiMaggio, Assistant City Manager Foley, City Attorney/General Counsel Cortez, City Clerk/Secretary

**Mayor Wells invited Tamara Otero, President of the Cajon Valley Union School District Board of Trustees, to lead the PLEDGE OF ALLEGIANCE TO THE FLAG 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 May 14, 2019, meetings and the Agenda of the May 28, 2019, meeting in accordance with State Law and El Cajon City/Housing Authority/Successor Agency to the El Cajon Redevelopment Agency Policy.

**PRESENTATIONS:**

- Proclamation: San Ysidro Health Day and 50th Anniversary
- Recognition: Crime Free Motel/Hotel Program
- Presentation: Update - America on Main Street Event
- Presentation: America on Main Street - Poster Winner

**AGENDA CHANGES: None**

**CONSENT ITEMS: (1 – 7)**

**MOTION BY WELLS, SECOND BY McCLELLAN, to APPROVE Consent Items 1 to 7.**

**MOTION CARRIED BY UNANIMOUS VOTE.**

1. Minutes of El Cajon City Council/Housing Authority/Successor Agency to the El Cajon Redevelopment Agency Policy

Approves Minutes of the May 14, 2019, meetings of the El Cajon City Council/ Housing Authority/Successor Agency to the El Cajon Redevelopment Agency Policy.

2. Warrants

Approves payment of Warrants as submitted by the Finance Department.

3. Approval of Reading Ordinances by Title only

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

4. Transit Facility Improvements 2019 Project Acceptance

Accepts the Transit Facility Improvements 2019 Project, Bid Number 017-19; and Authorizes the City Clerk to record a Notice of Completion and release the bonds in accordance with the contract terms.

## CONSENT ITEMS: (Continued)

5. 2018 Office of Emergency Services (CalOES) - Coverdell Forensic Science Improvement Grant
  1. Authorizes the City Manager or designee to accept the 2018 CalOES – Coverdell Forensic Science Improvement Grant in the amount of \$53,258, and to execute any grant documents and agreements necessary for the receipt and use of these funds; and
  2. Appropriates funds in the amount of \$53,258 to purchase the following items:
    - 1) A Foster & Freeman DCS5 VIS/IR Tilt and Shift Lens to improve the quality of Latent Print processing (\$2,458); and 2) Forensic Lab Compliance Software to be used by the Lab to assist with organizing and maintaining laboratory documents (\$50,800).
  
6. Tentative Agreement with the El Cajon Municipal Employees' Association (ECMEA)

Adopts Resolution No. 048-19, approving the tentative agreement reached with the El Cajon Municipal Employees' Association (ECMEA), authorizes the City Manager to execute the final Memorandum of Understanding implementing the terms outlined.

7. Tentative Agreement with the El Cajon Mid-Management and Professional Employees' Group (MMPEG)

Adopts Resolution No. 049-29, approving the tentative agreement reached with the El Cajon Mid-Management and Professional Employees' Group (MMPEG), authorizes the City Manager to execute the final Memorandum of Understanding implementing the terms outlined.

## PUBLIC COMMENT:

**Louisa LLanis**, on behalf of Larry Wilske, a retired Master Chief with the Navy SEAL and candidate of the 50<sup>th</sup> Congressional District, offered support to City Council.

**Luis Valdivia**, representing Del Mar Fairgrounds, extended an invitation for everyone to attend the San Diego County Fair.

**Jim Cirigliano** complimented the America on Main Street event. Mr. Cirigliano thanked **City Manager Mitchell** for meeting with him, and congratulated **Councilmember Ortiz** on his appointment.

**PUBLIC COMMENT: (Continued)**

Conversation ensued amongst Mr. Cirigliano and Councilmembers in reference to the rent mediation process, and how El Cajon compares to neighboring cities, regarding leases.

**WRITTEN COMMUNICATIONS: None**

**PUBLIC HEARINGS: None**

**ADMINISTRATIVE REPORTS:**

8. Planning Commission Vacancy

**RECOMMENDATION:**

That the City Council provides direction on filling a Planning Commission vacancy.

**DISCUSSION**

**City Manager Mitchell**, provided detailed information of the Item.

**Councilmember Kendrick** spoke in support of Staff's recommendation to reopen the application process.

**MOTION BY KENDRICK, SECOND BY McCLELLAN, to OPEN a full recruitment with the intention to make an appointment on July 9, 2019.**

**MOTION CARRIED BY UNANIMOUS VOTE.**

9. City Council Meeting Schedule

**RECOMMENDATION:**

That the City Council considers canceling one of the mid-summer meetings, as it has in past years. Staff recommends that the City Council discuss and consider canceling the August 27, 2019 meeting.

**DISCUSSION**

**City Manager Mitchell** provided a summary of the Item.

**ADMINISTRATIVE REPORTS: (Item 9 - Continued)**

Discussion ensued among **Council** and **Staff** regarding any urgent projects that would determine if a meeting is necessary.

**MOTION BY KENDRICK, SECOND BY McCLELLAN, to CANCEL the August 27, 2019 meeting.**

**MOTION CARRIED BY UNANIMOUS VOTE.**

**COMMISSION REPORTS: None**

**ACTIVITIES REPORTS/COMMENTS OF MAYOR WELLS:**

SANDAG (San Diego Association of Governments); SANDAG Public Relations Selection Committee; League of California Cities, San Diego Division; Heartland Fire Training JPA – Alternate; LAFCO.

10. Council Activities Report/Comments

Report as stated.

11. Legislative Report

**Assistant City Manager DiMaggio**, provided information on the following bills:

AB 1332 - Sanctuary State Contracting and Investment Act. Bill held under submission.

SB 50 - Proposes certain changes to the current density bonus law. Bill held under submission.

AB 516 - Authority to remove vehicles. Bill approved.

AB 1356 - Retail commercial cannabis activity. Bill ordered to third reading.

The City will continue to monitor and provide updates in the future.

In a response to a question by **Mayor Wells** regarding the threshold for the adult cannabis sales bill, **Assistant City Manager DiMaggio**, advised that the City reviewed the vote percentages, and determined that almost every precinct in the city had at least a 50 vote in favor of the measure.

**ACTIVITIES REPORTS/COMMENTS OF MAYOR WELLS: (Item 11 - Continued)**

In response to a question by **Councilmember Kendrick** in reference to dispensary ratios to liquor store allowance in the city, **Assistant City Manager DiMaggio**, stated that there seems to be a tie with the number of liquor stores per census track.

12. City Council Assignments

**RECOMMENDATION:**

That the City Council approves City Council assignments (as identified in table below) to various boards and commissions representing El Cajon.

**DISCUSSION**

**City Manager Mitchell** provided a summary of the Item.

**Mayor Wells** removed himself from the League of California Cities, San Diego Division; and **Deputy Mayor Goble** removed himself from the East County Economic Development Council, which will be represented by **Councilmember Ortiz**.

**MOTION BY WELLS, SECOND BY McCLELLAN, to APPROVE City Council assignments to various boards and commissions representing El Cajon.**

**MOTION CARRIED BY UNANIMOUS VOTE.**

**ACTIVITIES REPORTS OF COUNCILMEMBERS:**

13. COUNCILMEMBER GARY KENDRICK  
METRO Commission/Wastewater JPA; Heartland Communications; Heartland Fire Training JPA.

Council Activities Report/Comments.

Report as stated.

14. COUNCILMEMBER BOB MCCLELLAN  
MTS (Metropolitan Transit System Board); Harry Griffen Park Joint Steering Committee; Heartland Communications – Alternate.

Council Activities Report/Comments.

Report as stated.

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

15. DEPUTY MAYOR STEVE GOBLE  
SANDAG – Board of Directors – Alternate; SANDAG Public Safety Committee – Alternate; METRO Commission/Wastewater JPA – Alternate; Chamber of Commerce – Government Affairs Committee; MTS (Metropolitan Transit System Board) – Alternate; East County Economic Development Council.

Council Activities Report/Comments.

Report as stated.

16. COUNCILMEMBER PHIL ORTIZ

Council Activities Report/Comments.

Report as stated.

**JOINT COUNCILMEMBER REPORTS: None**

**GENERAL INFORMATION ITEMS FOR DISCUSSION: None**

**ORDINANCES: FIRST READING - None**

**ORDINANCES: SECOND READING AND ADOPTION**

17. Zoning Code Omnibus for 2019 by Amendments to Title 17

RECOMMENDATION:

That **Mayor Wells** request the City Clerk to recite the title.

An Ordinance Implementing the Zoning Code Omnibus for 2019 by Amendments to Title 17.

**ORDINANCES: SECOND READING AND ADOPTION: (Continued)**

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

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF EL CAJON IMPLEMENTING THE ZONING CODE OMNIBUS FOR 2019 BY AMENDMENTS TO TITLE 17 OF THE EL CAJON MUNICIPAL CODE AS FOLLOWS: CHAPTER 17.10 - *ADMINISTRATION, INTERPRETATION, AND ENFORCEMENT*, SECTION 17.10.010 (ADMINISTRATION, INTERPRETATION, AND ENFORCEMENT); CHAPTER 17.115 - *GENERAL LAND USE REGULATIONS AND PERFORMANCE STANDARDS*, SECTION 17.115.130 (PERFORMANCE STANDARDS); CHAPTER 17.140 - *RESIDENTIAL ZONES*, SECTIONS 17.140.060 (RESIDENTIAL LOT REQUIREMENTS), 17.140.120 (ACCESSORY STRUCTURES), 17.140.170 (SINGLE-FAMILY DWELLING REVIEW PROCEDURES), 17.140.180 (ACCESSORY AND JUNIOR ACCESSORY DWELLING UNITS), AND 17.140.210 (RESIDENTIAL LAND USE TABLE); CHAPTER 17.145 - *COMMERCIAL ZONES*, SECTION 17.145.150 (COMMERCIAL LAND USE TABLE); CHAPTER 17.185 - *PARKING STANDARDS*, SECTIONS 17.185.140 (JOINT USE DRIVEWAYS) AND 17.185.190 (COMMERCIAL ZONE PARKING REQUIREMENTS); CHAPTER 17.205 - *AGRICULTURE AND ANIMALS*, SECTION 17.205.030 (ORDINARY HOUSEHOLD PETS); CHAPTER 17.210 - *ALCOHOL SALES AND DEEMED APPROVED ALCOHOL SALES REGULATIONS*, SECTIONS 17.210.080 (CONDITIONAL USE PERMIT REQUIRED), 17.210.100 (OPERATIONAL STANDARDS), 17.210.130 (NEW AND MODIFIED ON-SALE ESTABLISHMENT STANDARDS), 17.210.140 (DISTANCE REQUIREMENTS – NEW AND MODIFIED ON-SALE ALCOHOL ESTABLISHMENT STANDARDS), AND 17.210.160 (REQUIRED FINDINGS – NEW AND MODIFIED ON-SALE ALCOHOL ESTABLISHMENT STANDARDS); CHAPTER 17.225 - *MISCELLANEOUS SPECIAL USES AND REGULATIONS*, SECTION 17.225.090 (OUTDOOR DINING AREAS); AND CHAPTER 17.245 - *WIRELESS COMMUNICATIONS FACILITIES*, SECTIONS 17.245.080 (PERMIT REQUIRED) AND 17.245.080 (DEVELOPMENT AND DESIGN STANDARDS)

**MOTION BY KENDRICK, SECOND BY McCLELLAN, to ADOPT Ordinance No. 5081.**

**MOTION CARRIED BY UNANIMOUS VOTE.**



**CLOSED SESSIONS:**

18. Closed Session - Conference with Legal Counsel - Anticipated Litigation - pursuant to paragraph (4) of subdivision (d) of Government Code section 54956.9: One (1) potential case
  
19. Closed Session - Conference with Labor Negotiators pursuant to Government Code section 54957.6:

Agency Designated Representatives:

Graham Mitchell, City Manager  
Vince DiMaggio, Assistant City Manager  
Clay Schoen, Director of Finance  
Marisol Thorn, Director of Human Resources

Employee Organizations:

El Cajon Police Officers Association  
El Cajon Professional Firefighters Association - Local 4603 (ECPFF)  
El Cajon Police Officers' Association Management Group  
Executive, Unrepresented and Confidential Employees

20. Closed Session - Public Employee Performance Evaluation: City Manager

**MOTION BY WELLS, SECOND BY McCLELLAN, to ADJOURN to Closed Session at 4:02 p.m.**

**MOTION CARRIED BY UNANIMOUS VOTE.**

RECONVENE TO OPEN SESSION AT 5:36 P.M.

**City Attorney Foley** reported the following actions:

Item #18: Direction given to legal counsel.

Item #19: Direction given to labor negotiators on all five employee organizations.

Item #20: City Council performed an evaluation of the City Manager.

**Adjournment: Mayor Wells adjourned the Adjourned Regular Joint Meeting of the El Cajon City Council/Housing Authority/Successor Agency to the El Cajon Redevelopment Agency held this 28th day of May, 2019, at 5:37 p.m., to Tuesday, June 11, 2019, at 3:00 p.m.**

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**ANGELA CORTEZ, CMC  
City Clerk/Secretary**