

# 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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#### February 23, 2021

An Adjourned Regular Joint Meeting of the El Cajon City Council/Housing Authority/ Successor Agency to the El Cajon Redevelopment Agency, held Tuesday, February 23, 2021, was called to order by Mayor/Chair Bill Wells at 3:00 p.m., in the Council Chambers, 200 Civic Center Way, El Cajon, California.

#### ROLL CALL

Council/Agencymembers via virtual platform: Goble, Metschel and Ortiz  
Council/Agencymembers absent: None  
Deputy Mayor/Vice Chair via virtual platform: Kendrick  
Mayor/Chair present via virtual platform: Wells  
Other Officers present via virtual platform: Mitchell, City Manager/Executive Director  
DiMaggio, Assistant City Manager  
Foley, City Attorney/General Counsel  
Cortez, City Clerk/Secretary

**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 February 9, 2021, Meeting and the Agenda of the February 23 2021, Meetings in accordance with State Law and El Cajon City/Housing Authority/Successor Agency to the El Cajon Redevelopment Agency Policy.

**PRESENTATIONS:** None

**AGENDA CHANGES:** None

**CONSENT ITEMS: (1 – 5)**

**MOTION BY WELLS, SECOND BY KENDRICK, to APPROVE Consent Items 1 to 5.**

**MOTION CARRIED BY UNANIMOUS VOTE.**

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

Approves Minutes of the February 9, 2021, Meeting of the El Cajon City Council/Housing Authority/Successor Agency to the El Cajon Redevelopment Agency.

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 waives the reading in full of all Ordinances on the Agenda.

4. Contract Amendment to Proximity Access Upgrades

Adopts Resolution No. 017-21 to increase the contract for proximity access upgrades in the not-to-exceed amount of \$34,689.82.

5. Disposal of Retired Property

That the City Council declares the listed property retired and authorizes disposal in accordance with policy.

**PUBLIC COMMENT:**

Aimal Omer submitted an online comment to state that the volleyball group he belongs to, is not allowed to play at Kennedy Park.

Mayor Wells requested that a staff member reach out to Mr. Omer to clarify the issue.

**WRITTEN COMMUNICATIONS:** None

**PUBLIC HEARINGS:** None

**ADMINISTRATIVE REPORTS:**

6. Permanent Stage in Prescott Promenade

**RECOMMENDATION:**

That the City Council authorizes the placement of a permanent stage in Prescott Promenade to be constructed by the Downtown Business Partnership with no cost to the City.

**DISCUSSION**

City Manager Mitchell provided detailed information of the Item.

Darryl Priest and Cathy Zeman from the Downtown Business Partnership were available for questions from the Council.

Council expressed support of the proposed project.

No comments were submitted for the Item.

**MOTION BY KENDRICK, SECOND BY GOBLE, to AUTHORIZE the placement of a permanent stage in Prescott Promenade to be constructed by the Downtown Business Partnership with no cost to the City.**

**MOTION CARRIED BY UNANIMOUS VOTE.**

**ADMINISTRATIVE REPORTS: (Continued)**

7. Extend Application Period for City Commissions/Committee

**RECOMMENDATION:**

That the City Council directs staff on the timeline to accept applications for the vacancies on the City's Personnel Commission, Planning Commission, and Public Safety Facility Financing Oversight Committee. Once a new application period has been approved, an interview date can be scheduled.

**DISCUSSION**

City Manager Mitchell stated only one application was submitted for the Personnel Commission and that no applications had been received for the Planning Commission or the Public Safety Facility Oversight Committee. He recommended that the interviews for the Personnel Commission are held on the originally scheduled Council meeting of March 9, 2021, and that the application period for the Planning Commission and the Public Safety Facility Oversight Committee be extended until applications are received, at which time interviews would be scheduled.

No comments were submitted for the Item.

**MOTION BY WELLS, SECOND BY KENDRICK, to EXTEND application period for the Planning Commission and for the Public Safety Facility Oversight Committee until applications are received.**

**MOTION CARRIED BY UNANIMOUS VOTE.**

8. COVID-19 Status Report

**RECOMMENDATION:** No action required.

City Manager Mitchell provided detailed information of the Item.

No comments were submitted for the Item.

**COMMISSION REPORTS:** None

## ACTIVITIES REPORTS/COMMENTS OF MAYOR WELLS:

SANDAG (San Diego Association of Governments) Board of Directors; SANDAG – Audit Committee; LAFCO.

### 9. Council Activities Report/Comments

Report as stated.

### 10. Legislative Report

Assistant City Manager DiMaggio provided a comprehensive report on the Legislative Bills of interest to the City.

Council and staff discussed the following bills:

- AB 329 (Bonta-D) Requires bail to be set at \$0 for all offenses, except serious or violent felonies, violations of specified protective orders, spousal battery, sex offenses, and DUI. (Status: Committee on Public Safety).
- AB 333 (Kamlager-D) Proposes to remove burglary, looting, felony vandalism, and identify fraud from crimes that define a pattern of criminal gang activity. (Status: Committee on Public Safety). (Status: Committee on Public Safety).
- AB 48 (Gonzalez-D) Prohibits use of kinetic energy projectiles, nor CN or CS gas to disperse as assembly, protest, or demonstration.
- SB 358 (Jones – R) Bill would prohibit a person from entering the curtilage of a residential dwelling, as defined, with the intent to commit theft of a package shipped through the mail or delivered by a public or private carrier. The bill would make a violation of that prohibition punishable as a misdemeanor by imprisonment in a county jail for a term not exceeding one year. For a 3rd or subsequent violation within a 36-month period, the bill would make the crime punishable as a misdemeanor by imprisonment in a county jail for a term not exceeding one year or as a felony by imprisonment in a county jail for 16 months, or 2 or 3 years. By creating a new crime, the bill would impose a state-mandated local program. (Status: Awaiting Committee referral).

Council directed staff to write a letter of support on AB 329, AB 333 and AB 48.

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**ACTIVITIES REPORTS OF COUNCILMEMBERS:**

11. MAYOR PRO TEM GARY KENDRICK  
METRO Commission/Wastewater JPA; Heartland Communications; Heartland Fire Training JPA.

Council Activities Report/Comments.

Report as stated.

12. COUNCILMEMBER MICHELLE METSCHEL  
Harry Griffen Park Joint Steering Committee; Heartland Communications – Alternate; Heartland Fire Training JPA – Alternate.

Council Activities Report/Comments.

Report as stated.

13. COUNCILMEMBER STEVE GOBLE  
MTS (Metropolitan Transit System Board); East County Advanced Water Purification Joint Powers Authority Board; Chamber of Commerce – Government Affairs Committee; SANDAG – Board of Directors – Alternate; SANDAG Public Safety Committee – Alternate; METRO Commission/Wastewater JPA – Alternate.

Council Activities Report/Comments.

In addition to the submitted report, Councilmember Goble stated that he will attend an event at MTS Bus Yard, on Friday February 26, 2021, where the last diesel bus will be retired and replaced with a new electric bus.

14. COUNCILMEMBER PHIL ORTIZ  
League of California Cities, San Diego Division; East County Economic Development Council; MTS (Metropolitan Transit System Board) – Alternate; East County Advanced Water Purification Joint Powers Authority Board – Alternate; Chamber of Commerce – Government Affairs Committee – Alternate.

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**

15. Add Chapter 9.41 to the El Cajon Municipal Code Prohibiting Demonstrations that Target Residences

**RECOMMENDATION:**

That Mayor Wells requests the City Clerk to recite the title.

**DISCUSSION**

The following submitted a comment in opposition of the Item:

- Madeleine Morales
- Kayle
- Dante
- Matt
- Tareq Asfour
- Savannah Fortney
- Akiko Mims
- Danielle Sheri
- Leland Samuel Griffith
- Kelly Ports
- Jennifer Vargas

Discussion ensued amongst Council and Staff regarding:

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

**AN ORDINANCE ADDING CHAPTER 9.41 TO TITLE 9 OF THE EL CAJON MUNICIPAL CODE TO PROHIBIT DEMONSTRATIONS THAT TARGET RESIDENCES.**

**MOTION BY WELLS, SECOND BY KENDRICK, to Adopt Ordinance No. 5107, ADDING Chapter 9.41 to Title 9 of the El Cajon Municipal Code to prohibit demonstrations that target residences.**

**MOTION CARRIED BY UNANIMOUS VOTE.**

**CLOSED SESSIONS:** None

**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 23rd day of February, 2021, at 3:46 p.m., to Tuesday, February 23, 2021, at 7:00 p.m.

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ANGELA L. CORTEZ, CMC  
City Clerk/Secretary