

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

September 14, 2021

A Regular Joint Meeting of the El Cajon City Council/Housing Authority/ Successor Agency to the El Cajon Redevelopment Agency, held Tuesday, September 14, 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 present:	Goble, Metschel, and Ortiz
Council/Agencymembers absent:	None
Deputy Mayor/Vice Chair absent:	Kendrick
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

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 10, 2021, and September 8, 2021 Re-Districting Public Hearing meetings and the Agenda of the September 14, 2021, meeting in accordance with State Law and El Cajon City/Housing Authority/Successor Agency to the El Cajon Redevelopment Agency Policy.

PRESENTATIONS:

- Presentation: Emergency Preparedness Month

City Manager Mitchell announced the Commendation for Fire Rescue was re-scheduled to the September 28, 2021, Meeting.

- Commendation for Fire Rescue

AGENDA CHANGES: None

CONSENT ITEMS: (1 – 10)

MOTION BY WELLS, SECOND BY ORTIZ, to APPROVE Consent Items 1 to 10.

MOTION CARRIED BY UNANIMOUS VOTE OF THOSE PRESENT (KENDRICK – Absent).

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

Approves Minutes of the August 10, 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. January – March 2021 and April - June 2021 Quarterly Treasurer's Reports

Receives the Treasurer's Reports for the quarters ending March 31, 2021 and June 30, 2021.

CONSENT ITEMS: (Continued)

5. Summary Vacation of Easement for Sewer Pipeline Purposes

Adopts Resolution No. 065-21 to approve the summary vacation of an existing easement for sewer pipeline purposes granted by Golden Land Properties, Inc., recorded on October 8, 1956, as Document Number 141116.

6. Award of Bid No. 001-22 – Pipeline Lining and Rehabilitation

Adopts Resolution No. 066-21 to Approve Plans and Specifications for Pipeline Lining and Rehabilitation, Bid No. 001-22; Find the protest submitted by Sancon Technologies, Inc., (STI) timely, but without merit; and Adopt Resolution No. 067-21 to award the bid to the lowest responsive, responsible bidder, Southwest Pipeline and Trenchless Corp., in the amount of \$2,349,190.

7. FY 2021 U.S. Department of Justice Byrne Memorial Justice Assistance Grant (JAG) Program Application.

Receives the FY 2021 JAG application as an informational item as required by the grant guidelines. If the Police Department is awarded the FY 2021 JAG Grant funding, City Council action will be needed to accept and appropriate the grant at that time.

8. Body Worn Cameras & Associated Equipment/Services Adjustment

Adopts Resolution No. 068-21 to provide for additional compensation to the contract for Axon Body Worn Cameras and associated equipment/services not to exceed the amount of \$15,000.

9. Lease Agreement with Heartland Communications Facility Authority for Leased Space at Fire Station 6

Adopts Resolution No. 069-21 to approve the Heartland Communications Facility Amended and Restated Lease, allowing Heartland Communications to use a portion of Fire Station 6 to provide regional dispatch and communication services.

CONSENT ITEMS: (Continued)

10. Time Extension of Tentative Subdivision Map (TSM) 670; 2000 and 2075 East Madison Avenue; Engineering Job No. 3562

Grants a one-year time extension for TSM 670 (2000 and 2075 East Madison Avenue) and sets the new expiration date to be September 24, 2022, in accordance with Municipal Code Section 16.12.110.

PUBLIC COMMENT:

Michael Harris spoke of a code compliance issue at his residence and requested assistance from the City Council for a situation he considers unfair.

Discussion ensued amongst Mr. Harris and the City Council. Mayor Wells requested that staff work with Mr. Harris for a possible resolution of the problem.

WRITTEN COMMUNICATIONS: None

PUBLIC HEARINGS: None

ADMINISTRATIVE REPORTS:

11. Opposition to a Proposed San Diego County Ordinance Named "Working Families Ordinance"

RECOMMENDATION:

That the City Council adopts the next Resolution, in order, opposing the proposed San Diego County inappropriately named, "Working Families Ordinance."

DISCUSSION

City Manager Mitchell provided detailed information of the Item.

Discussion ensued among Council and Staff concerning the following:

- County taking liberties and pushing issues on the City of El Cajon;
- Prevailing wage;
- Companies moving out of town and leaving vacant properties; and
- Political attacks against the City of El Cajon.

ADMINISTRATIVE REPORTS: (Item 11 – Continued)

The following people spoke in opposition of the San Diego County Ordinance Named “Working Families Ordinance”:

1. Jordan Keglovits, representing Taylor Guitars
2. Barry Bardack
3. Rich Bergman, representing Gillespie Pilot Association
4. Denis Breslin, representing Gillespie Pilot Association
5. Robert Tschantz, representing Diversified Properties
6. Lee Chesnut, owner of Chesnut Properties, submitted an online comment

Conversation continued among Council and Staff concerning the following:

- Anger over the draft ordinance prepared and presented by Supervisor Terra Lawson Remer and Chair Nathan Fletcher;
- Policies attacking people of color;
- Losing business such as Amazon because of proposed ordinance; and
- Prevailing wage.

Mayor Wells challenged Supervisor Lawson Remer and Chair Fletcher to a debate regarding the proposed ordinance.

MOTION BY GOBLE, SECOND BY ORTIZ, to ADOPT Resolution No. 070-21, opposing the proposed San Diego County inappropriately named, “Working Families Ordinance.”

**MOTION CARRIED BY UNANIMOUS VOTE
OF THOSE PRESENT (KENDRICK – Absent).**

Recess called at 4:15 p.m.
Meeting called back to order at 4:24 p.m.

12. Establishment of Policy of Voluntary Proof of Residency for Mayor and City Council Member Candidates

RECOMMENDATION:

That the City Council adopts the next Resolution, in order, to establish a policy of voluntary disclosure of proof of residency for candidates seeking to hold the offices of Mayor and Council Member.

DISCUSSION

City Attorney Foley provided detailed information of the Item.

ADMINISTRATIVE REPORTS: (Item 12 – Continued)

Discussion ensued among Council and Staff regarding situations where, for safety reasons a candidate may not want to disclose an address to the public, i.e. a police officer running for City Council. City Attorney clarified that the information released by the City Clerk would be redacted as needed.

No comments were received for the Item.

MOTION BY METSCHEL, SECOND BY ORTIZ, to ADOPT Resolution No. 071-21, to establish a Policy of Voluntary Proof of Residency for Mayor and City Council Member Candidates.

MOTION CARRIED BY UNANIMOUS VOTE OF THOSE PRESENT (KENDRICK – Absent).

13. Update on City Council Priority - Communications, Outreach, and Engagement

RECOMMENDATION:

That the City Council receives the report and provides staff feedback to incorporate into the City's Outreach and Communications Plan.

DISCUSSION

Assistant to the City Manager, David Richards, provided detailed information of the Item.

Discussion ensued among Council and Staff concerning the following:

- Popularity of phone applications to report issues;
- Video updates on City projects; and
- Consideration and risks of using 'Nextdoor' app.

No comments were received for the Item.

14. Flashing Signs and Light Ropes

RECOMMENDATION:

That the City Council:

1. Discusses the subject matter in the report; and
2. Accepts the information provided in the report and takes no further action; or
3. Directs the Planning Commission to prepare amendments to Title 17 of the El Cajon Municipal Code; or
4. Provides alternative policy direction to staff.

ADMINISTRATIVE REPORTS: (Item 14 – Continued)

DISCUSSION

Director of Community Development, Anthony Shute, provided detailed information of the Item.

Discussion ensued among Council and Staff concerning the following:

- Flashing signs and light ropes are not a problem in the City;
- Blinking lights are allowed in the downtown area only;
- Flashing lights allowed during the holiday season;
- Request to have uniformity in the City; and
- No need to make modifications at this time.

No comments were received for the Item.

MOTION BY GOBLE, SECOND BY METSCHEL, to REQUEST the Planning Commission to discuss, evaluate and recommend changes to Title 17 of the El Cajon Municipal Code.

**MOTION FAILED BY A TIED VOTE,
(GOBLE, METSCHEL – YES, WELLS, ORTIS – NO.)**

City Attorney Foley stated the Item will be brought back to City Council to allow the absent member to break the tie.

15. Administration of Naloxone (Narcan) by City of El Cajon Staff

RECOMMENDATION:

That the City Council receives the report.

DISCUSSION

City Manager Mitchell provided detailed information of the Item.

Discussion ensued among Council and Staff concerning the following:

- Request for data of those who use this product; and
- Public education campaign.

No comments were received for the Item.

ADMINISTRATIVE REPORTS: (Continued)

16. Legislative Update

DISCUSSION

Assistant City Manager DiMaggio provided detailed information of the current Assembly and Senate bills of interest to the City.

No comments were received 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.

17. Council Activities Report/Comments

Report as stated.

ACTIVITIES REPORTS OF COUNCILMEMBERS:

18. 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.

Report as stated.

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

Council Activities Report/Comments.

Report as stated.

ACTIVITIES REPORTS OF COUNCILMEMBERS: (Continued)

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

Council Activities Report/Comments.

Report as stated.

21. 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:

22. Veterans Memorial

RECOMMENDATION:

That the City Council provides feedback and directs staff to bring back a report on possible Veterans Memorial development options.

DISCUSSION

Councilmember Ortiz provided detailed information of the Item.

Discussion ensued among Council and Staff regarding the current Veterans' Memorial location and consideration for a more appropriate monument, cost and funding for the proposed project.

No comments were received for the Item.

MOTION BY ORTIZ, SECOND BY METSCHEL, to DIRECT staff to bring back a report on possible Veterans Memorial development options.

MOTION CARRIED BY UNANIMOUS VOTE OF THOSE PRESENT (KENDRICK – Absent).

GENERAL INFORMATION ITEMS FOR DISCUSSION: None

ORDINANCES: FIRST READING - None

ORDINANCES: SECOND READING AND ADOPTION - None

CLOSED SESSIONS:

23. Closed Session - Conference with Legal Counsel - Anticipated Litigation - Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Government Code section 54956.9: One (1) potential case - Mercury Insurance Company as Subrogee of Colleen Murphy, has submitted a Claim for Damages alleging losses suffered following a rear-end collision involving a City vehicle and the claimant's insured

24. Closed Session - Conference with Legal Counsel - Anticipated Litigation – Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Government Code section 54956.9: One (1) potential case - Colleen R. Murphy has submitted a Claim for Damages alleging losses suffered following a rear-end collision involving a City vehicle

25. Closed Session - Conference with Real Property Negotiators - pursuant to Government Code section 54956.8:

Properties

See attached list

Negotiating Party

County of San Diego

City Negotiators

City Manager

Assistant City Manager

City Attorney

Under negotiation: Price and terms for acquisition

MOTION BY GOBLE, SECOND BY ORTIZ, to ADJOURN to Closed Session at 5:28 p.m.

MOTION CARRIED BY UNANIMOUS VOTE OF THOSE PRESENT (KENDRICK – Absent).

CLOSED SESSIONS: (Continued)

RECONVENE TO OPEN SESSION AT 5:44 p.m.

City Attorney Foley reported the following actions:

23. Direction given to Legal Counsel
24. Direction given to the City's Legal Counsel
25. Direction given to City's negotiator

Adjournment: Mayor Wells adjourned the Regular Joint Meeting of the El Cajon City Council/Housing Authority/Successor Agency to the El Cajon Redevelopment Agency held this 14th day of September, 2021, at 5:45 p.m., to Tuesday, September 28, 2021, at 3:00 p.m.

ANGELA L. CORTEZ, CMC
City Clerk/Secretary