

ONLINE AGENDA INFORMATION

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CITY OF EL CAJON

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

AGENDA



August 9, 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



August 9, 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 July 26 2016, Meetings and the Agenda of the August 9, 2016, Meetings in accordance to State Law and Council/Authority/Successor Agency to the Redevelopment Agency Policy.
- **PRESENTATIONS:**
 - **PROCLAMATION:** Fire Chief Rick Sitta
 - **PROCLAMATION:** Prostate Cancer Awareness Month
- **AGENDA CHANGES:**

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

CONSENT ITEMS: (1.1 – 1.12)

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 July 26, 2016 Meetings 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 APPROVAL OF FUNDING SOURCE FOR COMMUNITY PARTNERSHIP WITH CAJON VALLEY UNION SCHOOL DISTRICT FOR THE NEIGHBORHOOD REINVESTMENT PROGRAM GRANT (Report: Brett Channing, Deputy Director of Administrative Services)**

RECOMMENDATION: That the City Council appropriates \$35,000 from the City Council Contingency Budget in order to participate as a community partner with the Cajon Valley Union School District for the installment of grass and irrigation at the Madison Elementary School Field.

CONSENT ITEMS: (Continued)

- *1.5 COMMUNITY EVENT IN THE RIGHT-OF-WAY: HAUNTFEST
(Report: Stacy Knight, Recreation Services Manager)**

RECOMMENDATION: That the City Council approves the use of the public right-of-way for the 5th Annual HauntFest.

- *1.6 RESOLUTION: AWARD OF BID NO. 002-17, TRAFFIC SIGNAL SYSTEM MAINTENANCE, EMERGENCY REPAIRS, AND RELATED CONSTRUCTION SERVICES (Report: Nahid Razi, Purchasing Agent)**

RECOMMENDATION: That the City Council:

- Finds the protest submitted by C.T.E., Inc. to be timely, but without merit; and
- Adopts the next RESOLUTION in order awarding the bid to the lowest responsive, responsible bidder, Bear Electrical Solutions, Inc., in the amount of \$286,282.00. The City of El Cajon's portion of the award is \$113,095.50, which includes \$91,095.50 of scheduled work along with an additional amount of \$22,000.00 requested for unforeseen work, such as traffic pole and equipment damage caused by vehicle collisions or vandalism; for a total awarded amount not to exceed \$308,282.00.

- *1.7 DISPOSAL OF SURPLUS FIRE AMBULANCES
(Report: Nahid Razi, Purchasing Agent)**

RECOMMENDATION: That the City Council:

- Declares the listed property surplus in accordance with Administrative Policy E-13 and approves the request to sell the fire ambulances to American Medical Response on an "AS-IS, WHERE-IS" basis, without warranties; and
- Based on the above, authorizes the City Manager to execute a Bill of Sale to include a hold harmless clause.

- *1.8 2016 REGIONAL REALIGNMENT RESPONSE GROUP GRANT (R3G)
(Report: Jeff Davis, Chief of Police)**

RECOMMENDATION: That the City Council takes the following actions:

- Authorizes the City Manager or designee to participate in the R3G grant in the amount of \$36,484.00 and execute any grant documents and agreements necessary for the receipt and use of these funds; and
- Appropriates these funds in the amount of \$36,484.00 for overtime and fringe benefits.

CONSENT ITEMS: (Continued)

- *1.9 RESOLUTION: APPROVAL OF RELEASE OF LIEN CONTRACT FOR PUBLIC IMPROVEMENTS AND RELEASE OF RESTRICTIVE COVENANTS, 878 GARFIELD AVENUE, EL CAJON (Report: Dennis Davies, Deputy Director of Public Works)**

RECOMMENDATION: That the City Council adopts the next RESOLUTION in order to approve the Release of Lien Contract for Improvements in the Public Right-of-Way and the Release of Restrictive Covenants and Agreement for Property Modifications; Accrual of Civil Penalties; Agreement to Suspend Imposition of Civil Penalties for the property at 878 Garfield Avenue, El Cajon.

- *1.10 AWARD PROFESSIONAL SERVICES AGREEMENT FOR TOBACCO RETAIL LICENSE INSPECTIONS TO COMMUNITY, ACTION, SERVICE AND ADVOCACY (CASA) (Report: Anthony Shute, Deputy Director, Community Development)**

RECOMMENDATION: That the City Council:

- Authorizes the City Manager to enter into a Professional Services Agreement between the City of El Cajon and CASA for an amount not to exceed \$38,000.00 per year, for a period of two years with an option for three one-year extensions for Tobacco Retail License compliance inspections; and
- Appropriates \$38,000.00 annually for up to five years from the General Fund and allocates the funds to budget Account No. 170510-8395.

- *1.11 RESOLUTIONS: APPROVAL OF PLANS AND SPECIFICATIONS FOR OVERLAY THOROUGHFARES 2017, PW3576, BID NO. 008-17 (Report: Dennis Davies, Deputy Director of Public Works)**

RECOMMENDATION: That the City Council adopts the next RESOLUTIONS in order to approve Plans and Specifications for Overlay Thoroughfares 2017, PW3576, Bid No. 008-17, and directs a Notice Inviting Sealed Bids to be opened on September 8, 2016.

(Remainder of this page intentionally left blank)

CONSENT ITEMS: (Continued)

***1.12 RESOLUTION: DECLARATION OF EMERGENCY FOR AVOCADO SINK HOLE (Report: Dennis Davies, Deputy Director of Public Works)**

RECOMMENDATION: That the City Council:

- Adopts the next RESOLUTION in order to make a Declaration of Emergency, and determine that the public interest and necessity demand the immediate expenditure of public money to safeguard life, health, or property per Public Contract Code 22050;
- Authorizes the City Manager, or their designee, to enter into any emergency contract(s) to repair storm drain facilities per El Cajon Municipal Code section 2.04.145, and waive the bidding requirement in accordance with El Cajon Municipal Code Section 3.20.010 (C) (6);
- Appropriates Wastewater Funds from the enterprise fund balance in the amount of \$50,000;
- Establishes a project budget of \$50,000 to make emergency repairs; and
- Authorizes the City Manager, or their designee, to approve an emergency contract with SC Valley Engineering to perform the necessary repairs.

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: None

4. ADMINISTRATIVE REPORTS:

***4.1 PURCHASE OF BODY WORN CAMERAS AND ASSOCIATED EQUIPMENT/SERVICES (Report: Nahid Razi, Purchasing Agent)**

RECOMMENDATION: That the City Council authorizes the Purchasing Agent to waive the bidding requirements in accordance with Municipal Code 3.20.010.C.5, and execute a purchase agreement with Taser International, for the purchase of eighty-eight (88) Axon® Body Worn Cameras and associated equipment/services, in the total amount of \$160,032.72.

***4.2 CITY OF EL CAJON RESPONSE TO GRAND JURY REPORT – CITIZEN OVERSIGHT BOARDS ON POLICE BEHAVIOR (Report: Douglas Williford, City Manager)**

RECOMMENDATION: That the City Council transmit the response, under the Mayor’s signature, to the Presiding Judge of the Superior Court.

***4.3 CITY OF EL CAJON RESPONSE TO GRAND JURY REPORT – EAST COUNTY RESPONSE TO HOMELESSNESS (Report: Douglas Williford, City Manager)**

RECOMMENDATION: That the City Council transmit the response, under the Mayor’s signature, to the Presiding Judge of the Superior Court.

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**

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 – No Report

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**

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 ZONE RECLASSIFICATION NO. 2319**

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

AN ORDINANCE APPROVING ZONE RECLASSIFICATION NO. 2319 FOR THE REZONING OF PROPERTY LOCATED ON THE WEST SIDE OF SOUTH MOLLISON AVENUE BETWEEN PORTLAND STREET AND EAST CHASE AVENUE FROM RS-6 (RESIDENTIAL, SINGLE-FAMILY, 6000 SQ. FT.) ZONE TO RM-2200 (RESIDENTIAL, MULTI-FAMILY, 2200 SQ. FT.) ZONE; APN: 493-225-25-00; GENERAL PLAN DESIGNATION: MEDIUM DENSITY RESIDENTIAL (MR)

- **MOTION to adopt Ordinance approving Zone Reclassification No. 2319**

15. CLOSED SESSIONS:

RECOMMENDATION: That the City Council/Housing Authority/Successor Agency to the El Cajon Redevelopment Agency adjourns to Closed Sessions as follows:

15.1 CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION – Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Government Code Section 54956.9:

Number of potential cases: 1

Facts and Circumstances Known to Potential Plaintiffs: On June 13, 2016, a claim was filed with the City of El Cajon on behalf of Duane Mandy, alleging that the claimant suffered personal injuries as a result of a motor vehicle collision involving an El Cajon police officer in a marked patrol vehicle.

16. RECONVENE TO OPEN SESSION:

City Attorney or Representative reports on action taken in Closed Session.

ADJOURNMENT: The Adjourned Regular Joint Meeting of the El Cajon City Council/El Cajon Housing Authority/Successor Agency to the El Cajon Redevelopment Agency held this 9th day of August 2016, is adjourned to Tuesday, August 9, 2016, at 7:00 p.m.

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

Tuesday, August 9, 2016

7:00 p.m.

COUNCIL CHAMBERS
200 Civic Center Way
El Cajon, California

A G E N D A

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

PLEDGE OF ALLEGIANCE TO FLAG AND MOMENT OF SILENCE

- **AGENDA CHANGES:**
- **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 docket 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.

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

PUBLIC HEARINGS:

- *100 172 WELLS REZONING – ZONE RECLASSIFICATION NO. 2321
(Report: Anthony Shute, Deputy Director, Community Development)**

RECOMMENDATION: That the City Council

- Opens the public hearing and receives testimony;
- Closes the public hearing;

THEN

- Moves to INTRODUCE the next ORDINANCE in order APPROVING Zone Reclassification No. 2321.

- *101 CONSIDER PROPOSED BALLOT MEASURE TO AMEND THE CITY
CHARTER TO PROVIDE FOR DISTRICT ELECTIONS
(Report: Morgan Foley, City Attorney)**

RECOMMENDATION: That the City Council:

- Opens the Public Hearing and receives testimony;
- Closes the Public Hearing;

THEN

- Adopts the next RESOLUTIONS, in order as follows:
 1. A Resolution of the City Council of the City of El Cajon, California ordering placement of a measure on the ballot for the November 8, 2016 General Municipal Election to submit an amendment to the Charter of the City of El Cajon to the qualified electorate relating to conducting elections of Councilmembers by districts;
 2. A Resolution of the City Council of the City of El Cajon, California to establish priorities for filing a written argument(s) regarding a measure and authorizing any member or members of the City Council to file a written argument for or against the measure and directing the City Attorney to prepare an impartial analysis to a City measure; and
 3. A Resolution of the City Council of the City of El Cajon, California allowing the submittal of rebuttal arguments to a measure.

102 ITEMS CONTINUED FROM THE 3:00 P.M. MEETING (IF ANY)

ADJOURNMENT: The Adjourned Regular Joint Meeting of the El Cajon City Council/El Cajon Housing Authority/Successor Agency to the El Cajon Redevelopment Agency held this 9th day of August 2016, is adjourned to Tuesday, September 13, 2016, at 3:00 p.m.



Upcoming Events in El Cajon City Council Meeting for August 9, 2016



August 10 - Cajon Classic Cruise Car Show: "Cajon Speedway Family Night!" See classic vehicles and more in the 200-hundred block of East Main Street! You'll find great food, entertainment, and vendors. This weekly car show 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 or www.cajonclassiccruise.org.

August 11 - 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! Please visit www.elcajonfarmersmarket.org for more information.

August 12 - Dinner & a Concert at the Prescott Promenade with the "Three Chord Justice" performing country music! Enjoy great music and dancing Friday nights from 6:00 p.m. to 8:00 p.m. The Promenade is at 201 E. Main Street in Downtown El Cajon. Have dinner downtown or bring your own picnic. Please visit www.downtownelcajon.com for a complete line-up of concerts.

August 12 and 26 - Alternate Friday closures for El Cajon City offices. Please go to www.cityofelcajon.us for a full calendar display of the hours for City offices during 2016.

August 13 – The 39th Annual Haute with Heart Fashion Show & Luncheon, benefiting St. Madeleine Sophie's Center. The theme is "Empowerment Is Golden!" This event is from 10:00 a.m. to 2:00 p.m. at the Hilton San Diego Bayfront, 1 Park Blvd in San Diego. For more information and tickets, please visit www.HauteWithHeart.org or call (619) 442-5129, ext. 115.

August 23 – The City Council meeting has been cancelled due to the summer schedule.

August 25 – It's the 25th Anniversary of Stoney's Kids Legacy, a fundraiser to benefit East County youth programs! This fun event will take place from 5:30 p.m. to 8:30 p.m. at Sycuan Golf Resort, 3007 Dehesa Road, in El Cajon. Tickets are \$25 per person in advance, or \$35 at the door. Enjoy raffle prizes, live and silent auction items, and dinner. Please visit www.stoneyskidslegacy.org for more information.

September 5 – Labor Day - All City offices will be closed in observance.

September 13 and 27 - 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.

Recreation:

The Fall Gateway Newsletter and Recreation Guide will be available in September! See the latest in City news and events, and great recreation classes! The Recreation Guide can be found online at www.elcajonrec.org or pick up a copy at any of the El Cajon recreation centers, local libraries and in the lobbies of City Hall and the El Cajon Police Station. For more information, please call (619) 441-1516.

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



MINUTES

**CITY OF EL CAJON
EL CAJON, CALIFORNIA**

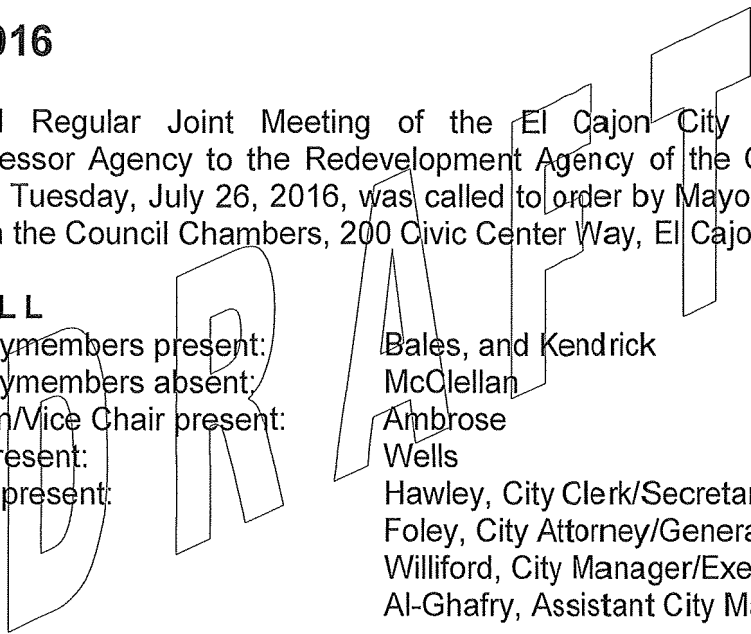
July 26, 2016

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, July 26, 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:
Council/Agencymembers absent:
Mayor Pro Tem/Vice Chair present:
Mayor/Chair present:
Other Officers present:

Bales, and Kendrick
McClellan
Ambrose
Wells
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 and Remembrance for the Passing of Conrad Prebys** (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 July 12, 2016, meeting and the Agenda of the 26, 2016, meetings in accordance with State Law and Council/Authority/Successor Agency to the Redevelopment Agency Policy.

PRESENTATIONS:

- **Waste Management Recycling Champions Awards**
- **Employee Service Awards**

Last Name	First Name	Years	Position
Giron	Cristina	5	Police Records Specialist
Glenister	Lorraine	5	Animal Care Attendant
Hays	Sean	5	Paramedic Firefighter
Knight	Stacy	5	Recreation Services Manager
Lynch, Jr.	James	5	Director of Human Resources
Nevin	Jonathan	5	Fire Engineer
Phillips	Sara	5	Secretary to the Chief of Police
Alvarado	Richard	10	Police Services Officer
Bonner	Craig	10	Code Compliance Officer
Breakall	Steven	10	Police Officer
Durrant	Selena	10	Police Dispatcher
Howard	Travis	10	Police Officer
Lawson	Ronald	10	Property Clerk
Lee	Robert	10	Facilities Technician
McFarland	Timothy	10	Police Officer
Pham	Tai	10	Public Works Maint. Worker II
Sargent	Jason	10	Police Officer
Juns	James	15	Police Officer
Lytle	Tara	15	Forensic Evidence Technician
Merlo	Alfredo	15	Park Maint. Worker
Parkinson II	George	15	Equipment Mechanic
Sandoval, Jr.	Manuel	15	Police Officer

PRESENTATIONS: (Employee Service Awards – Continued)

Last Name	First Name	Years	Position
Aliano	Anthony	20	Fire Captain
Baldwin	Christopher	20	Police Officer
Halligan	Danny	20	Public Works Equipment Operator
Lowe	Teresa	20	Recreation Services Supervisor
Pearsley, Jr.	John	20	Police Officer
Robertson	Gregory	20	Police Sergeant
Shute	Anthony	20	Deputy Director of Community Dev.
Taub	Jason	20	Police Sergeant
Bond	Joan	25	Crime Analyst
George	Theodore	30	Senior Public Works Maint. Worker
Balogh	Matthew	35	Facilities Technician
Brockman	William	35	Operations Manager
Roscamp	Deborah	35	Administrative Secretary

- **RECOGNITION: Crime Free Multi-Housing Program**

AGENDA CHANGES: None

CONSENT ITEMS: (1.1 – 1.9)

MOTION BY WELLS, SECOND BY BALES, to APPROVE Consent Items 1.2 to 1.4, 1.7 and 1.9, pulling items 1.1, 1.5, 1.6 and 1.8 as requested by members of the public.

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

1.1 PULLED FOR DISCUSSION

CONSENT ITEMS: (Continued)

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.

1.4 ACCEPTANCE OF TRUNK SEWER MAIN CLEANING AND INSPECTION, WW3556, BID NO. 013-16 (Report: Dennis Davies, Deputy Director of Public Works)

Accepts the Trunk Sewer Main Cleaning and Inspection, WW3556, Bid No. 013-16 and authorizes the City Clerk to record a Notice of Completion and release the bonds in accordance with the contract terms.

1.5 PULLED FOR DISCUSSION

1.6 PULLED FOR DISCUSSION

1.7 REQUEST FROM MOTHER GOOSE PARADE ASSOCIATION TO PARTICIPATE AS A SPONSOR AND PROVIDE IN-KIND SUPPORT FOR THE 2016 PARADE (Report: Brett Channing, Deputy Director of Administrative Services)

Approves the request from the Mother Goose Parade Association to participate as a sponsor and provide in-kind support for the 2016 Mother Goose Parade.

1.8 PULLED FOR DISCUSSION

CONSENT ITEMS: (Continued)

**1.9 FUNDING REQUEST FOR EL CAJON FIRE HISTORY MUSEUM
(Report: Brett Channing, Deputy Director of Administrative Services)**

Designates \$5,000 from the City Council Contingency Budget for a contribution to the El Cajon Fire History Museum.

CONSENT ITEMS PULLED FOR DISCUSSION:

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

Approve Minutes of the July 12, 2016 Meeting of the El Cajon City Council/Housing Authority/Successor Agency to the El Cajon Redevelopment Agency.

DISCUSSION

Mary Case, representing Crisis House, thanked **Council** for their continued support, and requested clarification on the Minutes from the July 12, 2016 Agenda regarding the lease agreement and the revenue from the cell towers.

City Attorney Foley stated that the Minutes are a summary of the meeting, and he could meet with **Ms. Case** to clarify any concerns she may have over the final RESOLUTION for the lease agreement.

No further comments were offered.

MOTION BY WELLS, SECOND BY AMBROSE, to APPROVE Minutes of the July 12, 2016 Meeting of the El Cajon City Council/Housing Authority/Successor Agency to the El Cajon Redevelopment Agency.

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

CONSENT ITEMS PULLED FOR DISCUSSION: (Continued)

**1.5 RESOLUTION: APPROVAL OF GROUND LEASE AGREEMENT RENEWAL WITH VERIZON WIRELESS
(Report: Majed Al-Ghafry, Assistant City Manager)**

- Adopts the next RESOLUTION in order to approve a renewal Ground Lease Agreement (“Ground Lease”) between the City of El Cajon (“City”) and Verizon Wireless (“Verizon”), in a form substantially as presented, with changes approved by the City Manager;
- Authorizes the City Manager or his designee to execute all documents necessary to implement approved terms and conditions, approving alterations, repairs and subleases; and
- Amends the Fiscal Year 2016-17 budget by increasing the estimated revenues in the amount of \$45,167.00 for rent and execution fee, and appropriate \$18,531.36 contribution to the Crisis House.

DISCUSSION

Mary Case, representing Crisis House, expressed concern about the language used in the Agenda Report regarding the revenue appropriations for Crisis House.

Mayor Wells suggested addressing all her concerns when she meets with City Staff as previously recommended.

No further comments were offered.

MOTION BY WELLS, SECOND BY AMBROSE, to ADOPT RESOLUTION NO. 064-16 to approve a renewal Ground Lease Agreement (“Ground Lease”) between the City of El Cajon (“City”) and Verizon Wireless (“Verizon”), in a form substantially as presented, with changes approved by the City Manager; Authorizes the City Manager or his designee to execute all documents necessary to implement approved terms and conditions, approving alterations, repairs and subleases; and Amends the Fiscal Year 2016-17 budget by increasing the estimated revenues in the amount of \$45,167.00 for rent and execution fee, and appropriate \$18,531.36 contribution to the Crisis House.

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

CONSENT ITEMS PULLED FOR DISCUSSION: (Continued)

1.6 PURCHASE OF STORAGE AREA NETWORK (SAN) EQUIPMENT (Report: Sara Diaz, Information Technology Manager)

Authorizes the City Manager or designee, in accordance with Municipal Code 3.20.010(C)(5), to execute a purchase agreement with VPLS for two (2) Nimble SAN devices, with associated installation and a one-year support agreement in the amount of \$175,431.30.

DISCUSSION

George Glover shared his knowledge regarding Storage Area Network (SAN) Equipment, and asked a few questions on data management and whether the proposed agreement had been fully vetted.

Assistant to the City Manager, Brett Channing, explained that the agreements have been vetted by the I.T. Manager, Sara Diaz. He explained the purchase is needed to replace discontinued equipment.

Councilmember Bales thanked **George Glover** for his service to the Country.

No further comments were offered.

MOTION BY WELLS, SECOND BY BALES, to AUTHORIZE the City Manager or designee, in accordance with Municipal Code 3.20.010(C)(5), to execute a purchase agreement with VPLS for two (2) Nimble SAN devices, with associated installation and a one-year support agreement in the amount of \$175,431.30.

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

1.8 ACCEPTANCE OF EAST COUNTY PERFORMING ARTS CENTER (ECPAC) RE-ROOFING IMPROVEMENTS PROJECT, IFM #3471, BID NO. 033-15 (Report: Majed Al-Ghafry, Assistant City Manager)

Accepts the East County Performing Arts Center (ECPAC) Improvements Re-Roofing Project, IFM3471/Bid No. 033-15, and authorizes the City Clerk to record a Notice of Completion and release the bonds in accordance with the contract terms.

CONSENT ITEMS PULLED FOR DISCUSSION: (Item 1.8 - Continued)

DISCUSSION

Art Ballatyne suggested forming an El Cajon Performing Arts Center (ECPAC) advisory commission to help with the management of the center.

Stephanie Harper expressed her dissatisfaction with the way ECPAC renovations are being handled. She suggested that other projects be put on hold to finish the ECPAC renovations.

Mayor Wells stated the City is in the process of obtaining bids, but that the process to open ECPAC will take some time. Work is steadily being done and the public can expect to see the theatre open in the near future.

No further comments were offered.

MOTION BY WELLS, SECOND BY BALES, to ACCEPT the East County Performing Arts Center (ECPAC) Improvements Re-Roofing Project, IFM3471/Bid No. 033-15, and authorize the City Clerk to record a Notice of Completion and release the bonds in accordance with the contract terms.

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

PUBLIC COMMENT:

Kenneth Kestner spoke about police harassment.

J.D. Loveland, representing El Cajon Transitional Living Center (ECTLC), spoke about the temporary housing services they provide, regardless of their faith.

The following people spoke in support of the services provided at ECTLC:

**Lavada Jennings
Harmony Jennings
Michael Marchetti
Jenna Marchetti
Crystal Scott**

PUBLIC COMMENT: (Continued)

Alexis Frost spoke about the 2016 Mother Goose Parade, stating this year's theme is 'Home Grown'. **Ms. Frost** thanked **Council** for their continued support. The Mother Goose Parade will be on Sunday, November 20th at 1:00 p.m. and will go back to its original downtown – Main Street route.

Chuck Hanson, representing the Board of Directors for the Mother Goose Parade, spoke about the 2016 tree lighting event.

Mayor Pro Tem Ambrose complimented the 2015 tree lighting event.

City Manager Williford stated there are a couple speaker cards regarding district elections, and since Item 4.1 is on the Agenda, he suggested the comments be made during that time.

2. WRITTEN COMMUNICATIONS: None

3. PUBLIC HEARINGS:

3.1 RESOLUTION: HOME FUNDING AGREEMENT WITH SAN DIEGO HABITAT FOR HUMANITY - Amendment to the FY 2016-2017 One Year Action Plan (Report: Anthony Shute, Deputy Director of Community Development)

RECOMMENDATION: That the City Council:

- Opens the public hearing and accepts public testimony;
- Closes the public hearing;
- Adopts the next resolution in order APPROVING the proposed amendment to the FY 2016-2017 One Year Action Plan in order to:
 - a) Allocate and appropriate available HOME/CHDO Funds to San Diego Habitat for Humanity in the amount of \$1.0 million for property acquisition and development of homeownership housing at 585 Ballantyne Street.
 - b) Allocate \$15,000 of available HOME funds to the 585 Ballantyne Street project for legal and other professional services as needed for the project.
 - c) Authorize the City Manager or designee to execute a HOME Funding Agreement (Agreement), including any supplemental documents or amendments, with San Diego Habitat for Humanity, substantially in the form as presented at this meeting, consistent with terms and conditions as set forth in this report, conditional upon all environmental clearances and any other City development requirements.

PUBLIC HEARINGS: (Item 3.1 – Continued)

- d) Pending Council action, authorize the City Manager, or designee, to make the necessary changes to the One Year Action Plan, and submit all required documentation to the U.S. Department of Housing and Urban Development.

DISCUSSION

Deputy Director of Community Development, Anthony Shute, gave a summary of the Item.

Mayor Wells opened the public hearing.

Lori Pfeiler, representing San Diego Habitat for Humanity, spoke in support of the proposed project.

No further comments were offered.

MOTION BY WELLS, SECOND BY AMBROSE, to CLOSE the Public Hearing.

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

MOTION BY AMBROSE, SECOND BY KENDRICK, to ADOPT RESOLUTION NO. 065-16 APPROVING the proposed amendment to the FY 2016-2017 One Year Action Plan in order to: Allocate and appropriate available HOME/CHDO Funds to San Diego Habitat for Humanity in the amount of \$1.0 million for property acquisition and development of homeownership housing at 585 Ballantyne Street; Allocate \$15,000 of available HOME funds to the 585 Ballantyne Street project for legal and other professional services as needed for the project; Authorize the City Manager or designee to execute a HOME Funding Agreement (Agreement), including any supplemental documents or amendments, with San Diego Habitat for Humanity, substantially in the form as presented at this meeting, consistent with terms and conditions as set forth in this report, conditional upon all environmental clearances and any other City development requirements; Authorize the City Manager, or designee, to make the necessary changes to the One Year Action Plan, and submit all required documentation to the U.S. Department of Housing and Urban Development.

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

4. ADMINISTRATIVE REPORTS:

4.1 STATUS REPORT ON DISTRICT ELECTION PROCESS
(Report: Douglas Williford, City Manager)

RECOMMENDATION: No Action Required.

DISCUSSION

City Manager Williford gave a status report on the Item.

Mejgan Afshan, representing the Partnership for the Advancement of New Americans (PANA), encouraged Council to create an independent commission for the districting process, which should include the following criteria: Geographic, racial, language, and economic diversity to better represent the citizens of El Cajon.

Wedad Schlotte, representing the American Iraqi Community, suggested language to be included in the ballot for the proposed districting process. Ms. Schlotte suggested that the independent commission should be chosen by three (3) retired Superior Court Judges.

In answer to a question by Stephanie Harper, City Manager Williford clarified that the August 4th Educational Workshop is open to the public. Mayor Wells added that there will be several of these workshops in the upcoming months for those who cannot make the upcoming date.

Robert Clark stated he has concerns about the amount of money being spent on consultants for the District Election Process, the time frame for the workshops to give the public information, and how a final decision will be taken at the August 9th meeting.

City Manager Williford clarified that the high cost of the consulting agency is due to the polling process, which can be a useful tool.

Mayor Wells added that the City is trying to avoid costly legal battles by being proactive in moving to district elections.

Antoine Bennett spoke in support of the District Election Process.

Councilmember Bales expressed her support for the process.

**4.2 EL CAJON ANIMAL CARE FACILITY PROGRESS REPORT
(Report: Majed Al-Ghafry, Assistant City Manager)**

RECOMMENDATION: Informational Report Only.

DISCUSSION

Assistant City Manager, Majed Al-Ghafry gave information on the Item.

In answer to a question by **Mayor Pro Tem Ambrose, Assistant City Manager Al- Ghafry** stated that the work will be done in one phase to minimize the disturbance of the animals onsite.

Conversation ensued between members of the **Council** and **Staff** in regards to the size of the facility, which they found adequate, and found the building design aesthetically pleasing.

No further comments were offered.

Recess called at 4:39pm

Meeting called back to order at 4:46pm

**4.3 PROPOSED ADJUSTMENT TO THE CITY'S FIRST TIME HOMEBUYER PROGRAM CRITERIA FOR POTENTIALLY QUALIFIED BUYERS OF THE FOUNDATION LANE PHASE II PROJECT
(Report: Majed Al-Ghafry, Assistant City Manager)**

RECOMMENDATION: That the City Council:

- Approves an adjustment to the First-Time Homebuyer Program Guidelines aligning the maximum allowable loan amounts with the maximum amounts allowed by Housing and Urban Development (HUD), for potentially qualified homebuyers of the Foundation Lane Phase II project; and
- Authorizes the City Manager or designee to execute all loan documents necessary to loan funds, implement approved terms and conditions, and institute ongoing program changes to comply with state and federal regulations and changing market conditions as may be necessary and appropriate.

ADMINISTRATIVE REPORTS: (Item 4.3 – Continued)

DISCUSSION

Deputy Director of Community Development, Anthony Shute gave a summary of the Item.

Lori Pfeiler, representing San Diego Habitat for Humanity, spoke in support of the project.

MOTION BY WELLS, SECOND BY BALES, to CLOSE the Public Hearing.

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

MOTION BY AMBROSE, SECOND BY KENDRICK, to APPROVE an adjustment to the First-Time Homebuyer Program Guidelines aligning the maximum allowable loan amounts with the maximum amounts allowed by Housing and Urban Development (HUD), for potentially qualified homebuyers of the Foundation Lane Phase II project; and Authorize the City Manager or designee to execute all loan documents necessary to loan funds, implement approved terms and conditions, and institute ongoing program changes to comply with state and federal regulations and changing market conditions as may be necessary and appropriate.

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

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

In addition to the submitted report, **Mayor Wells** stated he attended a luncheon with the NAACP.

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

REPORT AS STATED.

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

No Report.

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

REPORT AS STATED.

Councilmember Bales extended her condolences to the family of **Conrad Prebys**.

11. JOINT COUNCILMEMBER REPORTS: None

12. GENERAL INFORMATION ITEMS FOR DISCUSSION: None

13. ORDINANCES: FIRST READING - None

14. ORDINANCES: SECOND READING AND ADOPTION - None

15. CLOSED SESSIONS - None

Adjournment: Mayor Wells adjourned the Adjourned Regular Joint Meeting of the City Council/Housing Authority/Successor Agency to the Redevelopment Agency held this 26th day of July 2016, at 4:53 p.m. to Tuesday, July 26, 2016, at 7:00 p.m.

BELINDA A. HAWLEY, CMC
City Clerk/Secretary

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



MINUTES

CITY OF EL CAJON EL CAJON, CALIFORNIA

July 26, 2016

An Adjourned Regular Joint Meeting of the City Council/Housing Authority/Successor Agency to the Redevelopment Agency of the City of El Cajon, California, held Tuesday, July 26, 2016, was called to order by Mayor/Chair Bill Wells at 7:01 p.m., in the Council Chambers, 200 Civic Center Way, El Cajon, California. This meeting was adjourned from the Adjourned Regular Joint Meeting held at 3:00 p.m., Tuesday July 26, 2016, by order of the City Council and Redevelopment Agency.

ROLL CALL

Council/Agencymembers present:	Bales and Kendrick
Council/Agencymembers absent:	McClellan
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 and MOMENT OF SILENCE, and Remembrance for the Passing of Conrad Prebys. (The Courts have concluded that sectarian prayer as part of City Council meetings is not permitted under the Constitution)

AGENDA CHANGES: None

PUBLIC COMMENT: None

PUBLIC HEARINGS:

100 RESOLUTIONS: SKYRIDGE – ZONE RECLASSIFICATION NO. 2319, PLANNED UNIT DEVELOPMENT NO. 345, AND TENTATIVE SUBDIVISION MAP NO. 666 (Report: Anthony Shute, Deputy Director of Community Development)

RECOMMENDATION: That the City Council

- Opens the Public Hearing and receives testimony;
- Closes the Public Hearing;
- Moves to ADOPT the next RESOLUTION in order approving the CEQA exemption;
- Moves to INTRODUCE the next ORDINANCE in order approving Zone Reclassification No. 2319;
- Moves to ADOPT the next RESOLUTION in order approving Planned Unit Development No. 345; and
- Moves to ADOPT the next RESOLUTION in order approving Tentative Subdivision Map No. 666.

DISCUSSION

Deputy Director of Community Development, Anthony Shute provided a summary of the Item.

Discussion ensued amongst **Council** and **Staff** in regards to:

- Storm water being directed to bio retention areas with trees planted;
- Car garage allowance;
- CC&R's, to be implemented by HOA;
- Surface parking.

Mayor Wells opened the Public Hearing.

Asher Burke made himself available to answer any question from **Council**.

Councilmember Kendrick inquired about the type of roof being used on the project. **Mr. Burke** answered concrete shingles would be used, and added that visitor parking is available onsite.

No further comments were offered.

PUBLIC HEARINGS: (Item 100 – Continued)

MOTION BY WELLS, SECOND BY KENDRICK, to CLOSE the Public Hearing.

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

Councilmembers spoke in support of the project.

MOTION BY KENDRICK, SECOND BY BALES, to ADOPT RESOLUTION NO. 066-16, approving the CEQA exemption; INTRODUCE the ORDINANCE to approve Zone Reclassification No. 2319; ADOPT RESOLUTION NO. 067-16 approving Planned Unit Development No. 345; and ADOPT RESOLUTION NO. 068-16 approving Tentative Subdivision Map No. 666.

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

City clerk recited the title for the ordinance.

AN ORDINANCE APPROVING ZONE RECLASSIFICATION NO. 2319 FOR THE REZONING OF PROPERTY LOCATED ON THE WEST SIDE OF SOUTH MOLLISON AVENUE BETWEEN PORTLAND STREET AND EAST CHASE AVENUE FROM RS-6 (RESIDENTIAL, SINGLE-FAMILY, 6000 SQ. FT.) ZONE TO RM-2200 (RESIDENTIAL, MULTI-FAMILY, 2200 SQ. FT.) ZONE; APN: 493-225-25-00; GENERAL PLAN DESIGNATION: MEDIUM DENSITY RESIDENTIAL (MR).

ADJOURNMENT: Mayor Wells adjourned the Adjourned Regular Joint Meeting of the City Council/Housing Authority/Successor Agency to the Redevelopment Agency held this 26th day of July 2016, at 7:12 p.m. to Tuesday August 9, 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

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City of El Cajon Agenda Report

MEETING: Aug. 9, 2016

ITEM NO: 1.4



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

FROM: Brett Channing, Deputy Director of Administrative Services

SUBJECT: Approval of Funding Source for Community Partnership with Cajon Valley Union School District for the Neighborhood Reinvestment Program Grant

RECOMMENDATION: That the City Council appropriate \$35,000 from the City Council Contingency Budget in order to participate as a community partner with the Cajon Valley Union School District for the installment of grass and irrigation at the Madison Elementary School Field.

BACKGROUND: At its September 22, 2015 meeting, the City Council approved a community partnership with the Cajon Valley Union School District on the submittal of funds for the Neighborhood Reinvestment Program Grant, offered through the County of San Diego. The grant will be used for the installment of grass and irrigation at the Madison Elementary School Field.

At the time, the City Council requested that a funding source be determined at a later date if the School District was successful in obtaining the Neighborhood Reinvestment Program Grant. Since that time, the School District was awarded the grant. Therefore, the City Council needs to approve a funding source for its share of the partnership.

With this project, the School District is willing to enter into an agreement that will enable the City to use the renovated field for recreation programs. The space will be allocated through the Recreation Council to the local El Cajon youth leagues and made available to the general public. It is anticipated that this renovation will be completed this fall and available for use to the City of El Cajon programs in the spring of 2017.

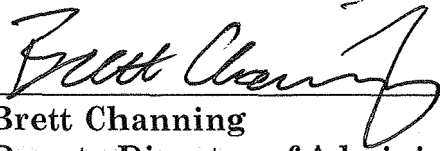
There may be some use of Community Block Development Grant (CDBG) funds allocated towards this project, as was done for the Anza Elementary School field.

FISCAL IMPACT: As part of the partnership, the City shall contribute \$35,000. These funds are budgeted and available from the City Council Contingency Budget (Activity #104000). Staff anticipated using Community Development Block Grant funds, however it was determined that this project would not qualify.

The School District has agreed to provide all future maintenance of the area. Thus, there will not be any maintenance or ongoing costs on this field to be incurred by the City.

PREPARED BY:

APPROVED BY:



Brett Channing
Deputy Director of Administrative
Services



Douglas Williford
City Manager

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City of El Cajon Agenda Report

MEETING: 9/22/15

ITEM NO: 4.1



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

FROM: Brett Channing, Assistant to the City Manager

SUBJECT: Request for Funding Partnership with Cajon Valley Union School District for County of San Diego's Neighborhood Reinvestment Program Grant

RECOMMENDATION: That the City Council appropriate \$35,000 as a community partner to the Cajon Valley Union School District for the installment of grass and irrigation at the Madison Elementary School Field.

BACKGROUND: The Cajon Valley Union School District has once again invited the City of El Cajon to be a community partner on the submittal of funds for the Neighborhood Reinvestment Program Grant, offered through the County of San Diego. The grant will be used for the installment of grass and irrigation at the Madison Elementary School Field.

The City recently partnered with the Cajon Valley Unified School District to renovate the field at Anza Elementary School through the same grant program offered by the County. The grant application was successful and the field is scheduled to be completed by the end of October.

Just like what was agreed upon with the Anza Elementary School field, the School District is willing to enter into an agreement that will enable the City to use the renovated field for Recreation programs. It is anticipated that this renovation will take place during the summer of 2016.

The School District will be submitting the required application, sign all required County documents, and be responsible for the expenditure of any allocated funds.


If the project is approved for the grant by the County of San Diego, this will be brought back to the City Council for approval of a funding source. There may be some use of Community Block Development Grant (CDBG) funds allocated towards this project, as was done for the Anza Elementary School field.

FISCAL IMPACT: The Cajon Valley Unified School District has requested \$35,000 as part of the partnership. This is the same amount that was allocated for the new field at Anza Elementary School. As stated, the funding source will be determined and approved by the City Council at a future time.

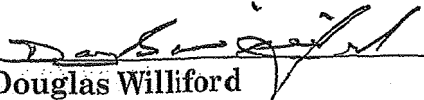
The School District has agreed to provide all future maintenance of the area. Thus, there will not be any maintenance or ongoing costs on this field to be incurred by the City.

PREPARED BY:

APPROVED BY:



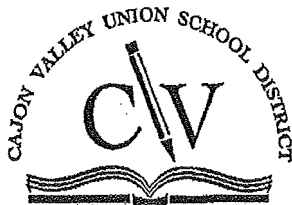
Brett Channing
Assistant to the City Manager



Douglas Williford
City Manager

Scott A. Buxbaum

Assistant Superintendent,
Business Services
Phone: (619) 588-3060
Fax: (619) 401-5954
E-mail: buxbaums@cajonvalley.net



Children Are First

Office Address:
710 E. Main Street, El Cajon, CA 92020
Mailing Address:
PO Box 1007, El Cajon, CA 92022-1007
www.cajonvalley.net

September 4, 2015

Doug Williford, City Manager
City of El Cajon
200 Civic Center Way
El Cajon, CA 92020

Dear Doug,

The Cajon Valley Union School District wishes to thank you and the City Council for your generous support of a new grass field at Anza Elementary School that will benefit both the children during the school day as well as the community after school hours. The field is nearly complete and will hopefully be ready for use by the end of October once the new sod has a chance to take a strong foothold.

The District has only one remaining school with no existing grass field and that is Madison Elementary. We would like to apply for another grant with the County of San Diego's Neighborhood Reinvestment Program Grant. County Supervisor, Diane Jacobs, wishes to see collaboration between entities besides the County of San Diego. The City of El Cajon would be a great partner.

Would the City of El Cajon be willing to contribute \$35,000 as you did for Anza as a partner in this project? We would be willing to establish a joint use agreement so that the Recreation Department would have another field to allocate to youth sports leagues for after house use. We anticipate going to bid for the project in the spring 2016 with installation to occur over the summer 2016.

Thank you for your consideration. We will be submitting the grant in the next few weeks and if you can provide a confirmation of support then I will include this in our narrative.

Sincerely,

Scott A. Buxbaum
Assistant Superintendent Business Services

c: David Miyashiro, Superintendent

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City of El Cajon Agenda Report

MEETING: 08/09/16

ITEM NO: 1.5



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

FROM: Stacy Knight, Recreation Services Manager

SUBJECT: Community Event in the Right-of-Way: **HauntFest**

RECOMMENDATION: That the City Council approve the use of the public right-of-way for the 5th Annual Haunt Fest.

BACKGROUND: To continue developing Downtown El Cajon as a major, regional outdoor event center, City staff, in conjunction with Downtown El Cajon Business Partners, will coordinate the fifth annual HauntFest on Friday, October 21, 2016, from 5:00 – 10:00 p.m. HauntFest will feature live entertainment, a costume contest, a haunted car show, carnival rides, games, vendor booths and outdoor movies. Recreation Department staff will oversee kids' crafts and interactive games.

HauntFest is a family friendly event, open to the public and is expected to draw over 30,000 attendees. Provisions for on-site trash, recycling and portable restroom facilities have been made. Also, vendors and exhibit booth operators are required to retain liability insurance and a business license. A signed petition from a majority of the affected businesses and residents, to include reference to the hours of requested road closures, will be attained.

In accordance with El Cajon Municipal Code, Chapter 12.24, staff recommends that the City Council approve the use of the public right-of-way for the proposed event as it provides a venue for community participation and creates community awareness for the City, which is in the public interest. The event is not for the sole purpose of advertising products, goods or for private profit.

CEQA: The proposed project is categorically exempt from the provisions of the California Environmental Quality Act (CEQA) according to Section 15061 (b)(3) the "General Rule," which states that CEQA applies only to projects which have the potential for causing a significant effect on the environment. The temporary use of the City's right-of-way for a community event and the detouring of other modes of transportation within City streets will not have a significant effect on the environment.

.....

Traffic management has been approved by the City's Traffic Engineer, which will be coordinated with Public Works staff and Police to ensure a safe and healthy event. The effective movement of vehicles and pedestrians in and around the event will be assisted by Police without compromising service to the broader community.

Approval for phased street closures, from Friday, October, 21, 2016, starting at 6:00 a.m. through Saturday, October 22 at 12:00 a.m., is requested. Closures include:

Friday, October 21, 2016

- 10:00 a.m. Main Street (West Bound Lane Only) from Ballantyne Street to Claydelle Avenue
- 11:00 a.m. Rea Avenue, Sulzfeld Way, Alley South of Rea and Alley at Prescott Promenade
- 1:00 p.m. WD Hall Drive (NO Public Parking)
- 1:00 p.m. Main Street (both directions) from Magnolia Avenue to Ballantyne Street
- 1:00 p.m. Claydelle Avenue at extended Promenade Alley, Arts Alley and Promenade Parking Lot

Saturday, October 22, 2016

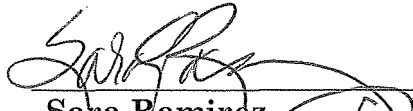
- 12:00 a.m. Re-open all streets

FISCAL IMPACT: Funding for HauntFest is included in the Community Services and Events Budget Activity Fiscal Year 2016/2017. Indirect staff costs for the event will be absorbed within the respective department budgets.

PREPARED BY:


Stacy Knight
Recreation Services
Manager

REVIEWED BY:


Sara Ramirez
Director of Recreation

APPROVED BY:


Douglas Williford
CITY MANAGER

GENERAL NOTES

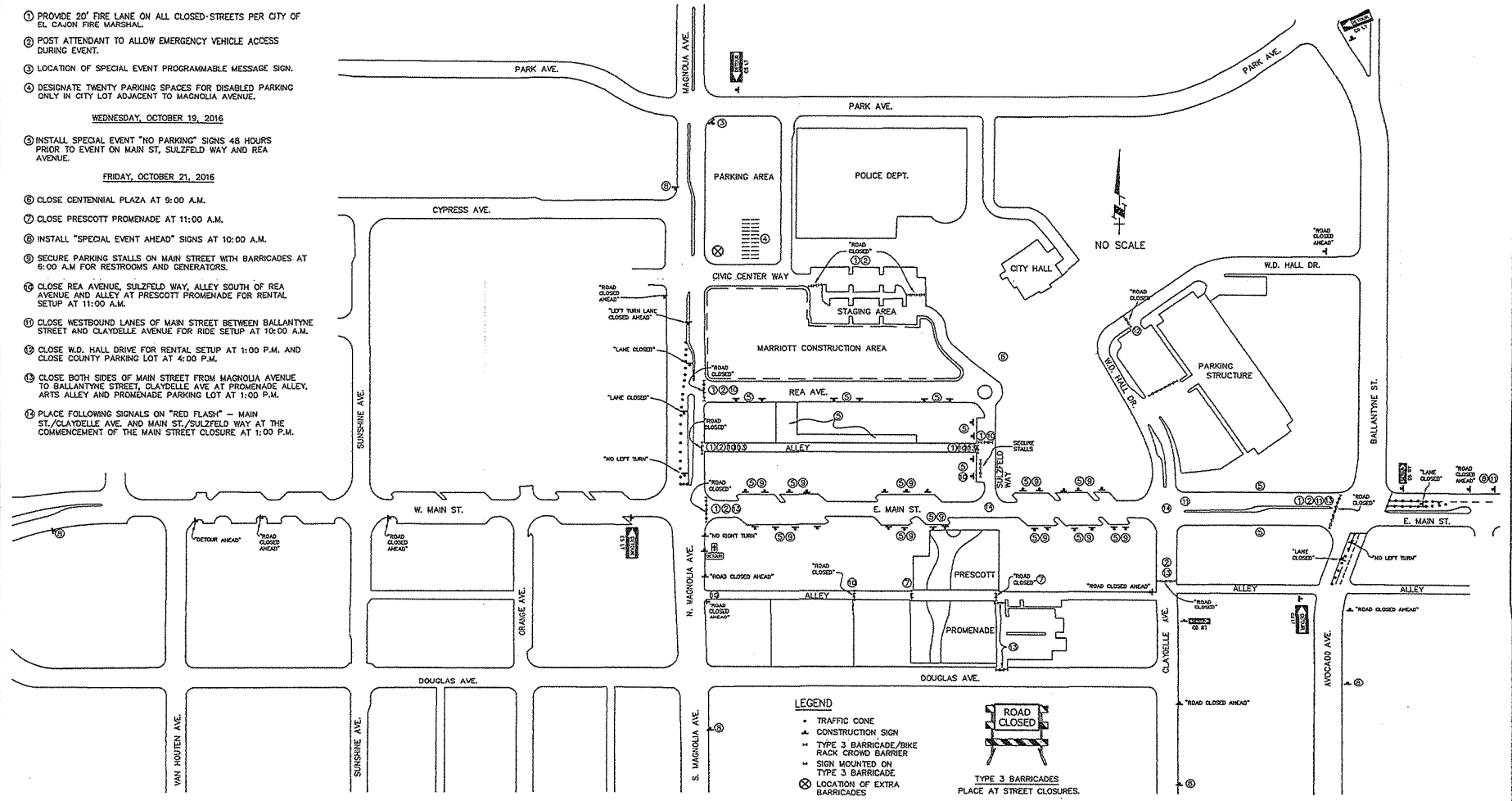
- ① PROVIDE 20' FIRE LANE ON ALL CLOSED-STREETS PER CITY OF ST. CLAYTON FIRE MARSHAL.
- ② POST ATTENDANT TO ALLOW EMERGENCY VEHICLE ACCESS DURING EVENT.
- ③ LOCATION OF SPECIAL EVENT PROGRAMMABLE MESSAGE SIGN.
- ④ DESIGNATE TWENTY PARKING SPACES FOR DISABLED PARKING ONLY IN CITY LOT ADJACENT TO MAGNOLIA AVENUE.

WEDNESDAY, OCTOBER 19, 2016

- ⑤ INSTALL SPECIAL EVENT "NO PARKING" SIGNS 48 HOURS PRIOR TO EVENT ON MAIN ST, SULZFELD WAY AND REA AVENUE.

FRIDAY, OCTOBER 21, 2016

- ⑥ CLOSE CENTENNIAL PLAZA AT 9:00 A.M.
- ⑦ CLOSE PRESCOTT PROMENADE AT 11:00 A.M.
- ⑧ INSTALL "SPECIAL EVENT AHEAD" SIGNS AT 10:00 A.M.
- ⑨ SECURE PARKING STALLS ON MAIN STREET WITH BARRICADES AT 6:00 A.M. FOR RESTROOMS AND GENERATORS.
- ⑩ CLOSE REA AVENUE, SULZFELD WAY, ALLEY SOUTH OF REA AVENUE AND ALLEY AT PRESCOTT PROMENADE FOR RENTAL SETUP AT 11:00 A.M.
- ⑪ CLOSE WESTBOUND LANES OF MAIN STREET BETWEEN BALLANTYNE STREET AND CLAYDELLE AVENUE FOR RIDE SETUP AT 10:00 A.M.
- ⑫ CLOSE W.D. HALL DRIVE FOR RENTAL SETUP AT 1:00 P.M. AND CLOSE COUNTY PARKING LOT AT 4:00 P.M.
- ⑬ CLOSE BOTH SIDES OF MAIN STREET FROM MAGNOLIA AVENUE TO BALLANTYNE STREET, CLAYDELLE AVE AT PROMENADE ALLEY, ARTS ALLEY AND PROMENADE PARKING LOT AT 1:00 P.M.
- ⑭ PLACE FOLLOWING SIGNALS ON "RED FLASH" - MAIN ST./CLAYDELLE AVE. AND MAIN ST./SULZFELD WAY AT THE COMMENCEMENT OF THE MAIN STREET CLOSURE AT 1:00 P.M.



Mr. Smith
7/28/16

HAUNT FEST ON MAIN STREET - 2016

This plan has street closures on E. Main St, Sulzfeld Way, Rea Ave, Alley south of Rea Ave and the Prescott Promenade Alley. Use this plan for event on Friday, October 21, 2016.

TRAFFIC CONTROL PLAN

H:\TRAFFIC\Projects\Special Events\Haunt Fest\HauntFest_2016.dwg

City Clerk Date Stamp

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City of El Cajon Agenda Report

MEETING: Aug. 9, 2016

ITEM NO: 1.6



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

FROM: Nahid Razi, Purchasing Agent

SUBJECT: Award of Bid No. 002-17, Traffic Signal System Maintenance, Emergency Repairs, and Related Construction Services

RECOMMENDATION: That the City Council:

- 1) Finds the protest submitted by C.T.E., Inc. to be timely, but without merit; and
- 2) Adopts the next resolution in order awarding the bid to the lowest responsive, responsible bidder, Bear Electrical Solutions, Inc., in the amount of \$286,282.00. The City of El Cajon's portion of the award is \$113,095.50, which includes \$91,095.50 of scheduled work along with an additional amount of \$22,000.00 requested for unforeseen work, such as traffic pole and equipment damage caused by vehicle collisions or vandalism; for a total awarded amount not to exceed \$308,282.00.

BACKGROUND: On May 24, 2016, the City Council approved a project for maintenance and emergency repair of traffic signal systems for the Cities of El Cajon, La Mesa, Lemon Grove, and Santee. Twenty-two bidders obtained bid packages and four responses were received and opened at 2:00 p.m. on July 12, 2016. The initial contract period is for Fiscal Year 2016-2017 and the contract may be renewed for four additional one-year periods. Each entity is responsible for its own contractual arrangement and payment.

C.T.E., Inc. was awarded Bid No. 001-16 for the Traffic Signal System Maintenance, Emergency Repairs, and Related Construction Services for the Cities of El Cajon, La Mesa, Lemon Grove, Santee, and Poway. Although C.T.E., Inc. did not submit a bid for the current Bid No. 002-17, the vendor did submit a written protest dated July 15, 2016. The protest was received within the timeframe provided and is deemed to be timely. C.T.E., Inc.'s protest stated that Bear Electrical Solutions, Inc. is not able to fulfill the minimum experience requirement referenced in the bid specifications. Upon review of the protest, Bear Electrical Solutions, Inc.'s bid submission indicated its ability to exceed the minimum experience requirement. Therefore, City staff considers C.T.E., Inc.'s protest timely, but without merit.


Purchasing, in concurrence with the Assistant City Manager and participating cities, recommends award of the bid to the lowest responsive, responsible bidder, Bear Electrical Solutions, Inc. in the amount of \$286,282.00 with an additional amount of \$22,000.00 for contingencies related solely to

work performed for the City of El Cajon. The summary of bids is attached and complete proposals are on file in Purchasing.

FISCAL IMPACT:


The initial fiscal impact for the City of El Cajon's portion of this purchase is \$113,095.50 and 5-year costs are estimated to be \$595,000.00. Sufficient funds are available for this project in the Public Works Traffic Engineering (152310-8576) budget.

PREPARED BY:



Nahid Razi
PURCHASING AGENT

REVIEWED BY:



Majed Al-Ghafry
ASSISTANT CITY
MANAGER

APPROVED BY:



Douglas Williford
CITY MANAGER

BID SUMMARY – BID NO. 002-17

BIDDER

BID AMOUNT

Bear Electrical Solutions, Inc. (Alviso, CA)	\$286,282.00*
Siemens Industry, Inc. (El Cajon, CA)	\$299,616.50
Southwest Traffic Signal Service (El Cajon, CA)	\$371,400.00
St. Francis Electric (Riverside, CA)	\$437,396.00
ENGINEER'S ESTIMATE (BASE BID)	\$325,000.00

*** RECOMMEND AWARD**

PARTICIPATING CITIES' PORTIONS

El Cajon	\$91,095.50
La Mesa	\$78,286.50
Lemon Grove	\$35,849.00
Santee	\$81,051.00

RESOLUTION NO. -16

RESOLUTION AWARDING BID FOR
TRAFFIC SIGNAL MAINTENANCE, EMERGENCY REPAIRS,
AND RELATED CONSTRUCTION SERVICES FOR THE CITIES OF
EL CAJON, LA MESA, LEMON GROVE, AND SANTEE
(Bid No. 002-17)

WHEREAS, on May 24, 2016, the City Council approved a budget for maintenance and emergency repair of traffic signal systems for work to be performed for the City of El Cajon, in cooperation with work on behalf of the Cities of La Mesa, Lemon Grove and Santee; and

WHEREAS, the initial contract period is from July 1, 2016 through June 30, 2017, with the option to renew for four (4) additional one-year periods, and

WHEREAS, each participating entity is responsible for its own contractual arrangement and payment; and

WHEREAS, twenty-two (22) prospective bidders obtained bid packages, and four (4) responses to the Invitation to Bid for Traffic Signal System Maintenance, Emergency Repairs, and Related Construction Services were received and publicly opened at 2:00 p.m. on July 12, 2016; and

WHEREAS, all of the bids submitted met the necessary requirements, and Bear Electrical Solutions, Inc. ("Bear Electrical") is the apparent low bidder; and

WHEREAS, although C.T.E., Inc. ("CTE") did not submit a bid for this contract, the contractor was awarded a contract for maintenance and emergency repair of traffic signal systems in 2015, and submitted a timely written protest dated July 15, 2016, stating that Bear Electrical is not able to fulfill the minimum experience requirement referenced in the bid specifications; and

WHEREAS, after review of the protest submitted by CTE and the bid documents by City staff and the City Attorney, it was determined that Bear Electrical has indicated its ability to exceed the minimum experience requirement; and

WHEREAS, based on the foregoing evidence and determinations, City staff finds the protest submitted by CTE to be timely, but without merit; and

WHEREAS, Purchasing, in concurrence with the Assistant City Manager and participating cities, recommends award of the bid to the lowest responsive, responsible bidder; and

WHEREAS, the City Council believes it to be in the best interests of the City to award the contract to the lowest responsive, responsible bidder.

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 hereby further finds the protest submitted by C.T.E., Inc. to be timely but without merit, based on the evidence contained in the record of this proceeding, and for the reasons set forth in the recitals, above.

3. The City Council does hereby reject all other bids and proposals except that herein mentioned, and the bid for the Traffic Signal System Maintenance, Emergency Repairs, and Related Construction Services for the City of El Cajon, in cooperation with work on behalf of the Cities of La Mesa, Lemon Grove and Santee, is hereby awarded to:

Bear Electrical Solutions, Inc.

in the total, not to exceed, amount of \$308,282.00 for the combined work for the cities of El Cajon, La Mesa, Lemon Grove and Santee, with the City of El Cajon's portion of said award to be \$113,095.50, which includes \$91,095.50 of scheduled work, along with an additional amount of \$22,000.00 requested for unforeseen work, such as traffic pole and equipment damage caused by vehicle collisions or vandalism.

4. The Mayor and City Clerk are authorized and directed to execute a contract for said project on behalf of the City of El Cajon.

08/09/16 (Item 1.6)

Bid 002-17 – Traffic Signal Maint, Emerg Repairs etc (w-LM-LG-Santee) awd 080216

City Clerk Date Stamp

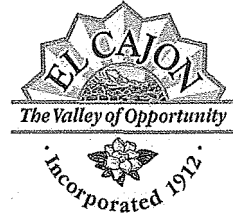
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City of El Cajon Agenda Report

MEETING: Aug. 9, 2016

ITEM NO: 1.7



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

FROM: Nahid Razi, Purchasing Agent

SUBJECT: Disposal of Surplus Fire Ambulances

RECOMMENDATION: That the City Council:

1. Declares the below listed property surplus in accordance with Administrative Policy E-13 and approve the attached request to sell the fire ambulances to American Medical Response on an "AS-IS, WHERE-IS" basis, without warranties.
2. Based on the above, authorizes the City Manager to execute a Bill of Sale to include a hold harmless clause.

PROPERTY: 2006 Ford E450, VIN#1FDXE45P46DA19788
2006 Ford E450, VIN#1FDXE45P66DA19789
2006 Ford E450, VIN#1FDXE45P76DA31613

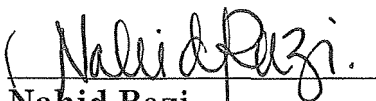
BACKGROUND: The above fire ambulances are high mileage vehicles and are no longer in use by the El Cajon Fire Department. Therefore, the items listed are recommended for disposal as City surplus property. American Medical Response (AMR) has submitted a request to purchase the three (3) fire ambulances in order to provide 9-1-1 ambulance transportation in the community. AMR has offered to purchase the three (3) fire ambulances for a total of \$18,000.00, which is approximately \$3,000.00 above fair market value.

The Purchasing Agent, in concurrence with the Fire Division Chief, recommends sale of the above listed fire ambulances to AMR in accordance with Municipal Code 3.16.090.

FISCAL IMPACT: Revenue of \$18,000.00 to the General Fund.

PREPARED BY:

APPROVED BY:


Nahid Razi

PURCHASING AGENT


Douglas Williford

CITY MANAGER

BILL OF SALE

On this ____ day of _____, 2016, the City of El Cajon, a charter city and municipal corporation (hereinafter referred to as "Seller"), for good and valuable consideration, including the purchase price of Eighteen Thousand and No Dollars \$18,000.00 and covenants contained in the execution of its acceptance, below, hereby sells without warranty or guarantee, either expressed or implied, and transfers all rights and responsibility of title and ownership of the following equipment, at the stated amount, to American Medical Response, a _____ corporation (hereinafter referred to as "Buyer"), the following equipment or other personal property owned by Seller:

- 2006 Ford E450, VIN#1FDXE45P46DA19788
- 2006 Ford E450, VIN#1FDXE45P66DA19789
- 2006 Ford E450, VIN#1FDXE45P76DA31613

As authorized by the signature below, the above equipment is hereby released to Buyer, pursuant to the conditions of this Bill of Sale.

Seller
City of El Cajon, California

Date _____

Douglas Williford, City Manager
City of El Cajon

ACCEPTANCE

The equipment above has been received, in agreed to "as-is/where-is-/like-is" condition, and upon full payment is henceforth the personal property of Buyer. Seller, and its elected and appointed boards, officials, officers, agents, employees and volunteers (individually and collectively, "Indemnitees") shall have no liability to Buyer or any other person for, and Buyer shall indemnify, protect and hold harmless Indemnitees from and against, any and all liabilities, claims, actions, causes of action, proceedings, suits, damages, judgments, liens, levies, costs and expenses, including reasonable attorneys' fees and disbursements (collectively "Claims"), which Indemnitees may suffer or incur or to which Indemnitees may become subject by reason of or arising out of any injury to or death of any person(s), damage to property, loss of use of property, economic loss or otherwise occurring as a result of Buyer's use of the equipment. The foregoing obligations of Buyer shall not apply to the extent that the Claims arise from the negligence or willful misconduct of the Indemnitees.

Buyer
American Medical Response

Date _____

By:
Its:



July 11, 2016

Ms. Nahid Razi, CGW
Purchasing Agent
City of El Cajon
200 Civic Center Way
El Cajon, CA 92020

RE: REVISED Offer to Purchase; (3) Used Ambulances / AMR -- City of El Cajon, CA

Ms. Razi:

Please accept this revised Letter of Intent to purchase three (3) ambulances vehicles from the City of El Cajon for subsequent use in providing EMS services by AMR staff.

Our offer per vehicle is \$6,000.00 (USD). Offer is subject to presentation of clear transferrable title(s).

Vehicles are to be provided to AMR with all installed equipment and accessories, and loose items such as spare keys, spare tire(s), and/or maintenance records as available. All medical waste / bio-hazard material is to be removed from the vehicles at time of transfer. AMR would take possession of the vehicles within the City of El Cajon.

2006 Ford E450	fleet #50392	VIN 1FDXE45P46DA19788	mileage 115,018
2006 Ford E450	fleet #50394	VIN 1FDXE45P66DA19789	mileage 122,436
2006 Ford E450	fleet #50399	VIN 1FDXE45P76DA31613	mileage 119,700

If this offer is acceptable to the City, please invoice AMR as below individually for these vehicles. (Please send via e-mail.) Payment can be made directly via check.

Please feel free to contact me with any questions or concerns.

Respectfully,

James H. Philips, EMT
Vice President, Fleet Resources (jim.philips@amr.net)

CITY OF EL CAJON



FIRE DEPARTMENT MEMORANDUM

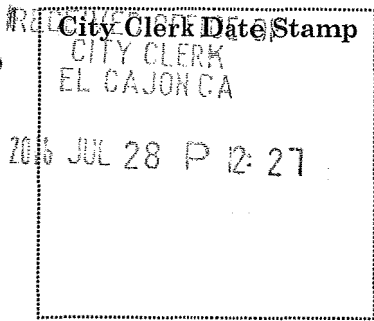
DATE: July 7, 2016
TO: Nahid Razi, Purchasing Agent
FROM: Mike Chasin, Fire Division Chief
SUBJECT: Sale of Surplus Ambulances

I am aware that American Medical Response (AMR) has provided a letter of interest to purchase three (3) 1996 Ford Ambulances, all of the associated installed equipment, accessories and loose items. The Vehicle Identification Numbers for these units are as follows: 1FDXE45P46DA19788, 1FDXE45P66DA19789 and 1FDXE45P76DA31613.

Based upon research by City of El Cajon Fleet Supervisor Mike Ashwill, it is my opinion that the proposed purchase price of \$18,000 is fair.

The surplus ambulances identified have been well maintained by the City of El Cajon and have some serviceable life remaining. These vehicles will meet the short term needs of AMR, as AMR is in the early phases of providing 9-1-1 ambulance transportation in our community. Making these ambulances available for purchase will benefit both the City of El Cajon and AMR.

Mike Chasin
Fire Division Chief



City of El Cajon Agenda Report

MEETING: 8/9/2016

ITEM NO: 1.8



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

FROM: Chief of Police Jeff Davis

SUBJECT: 2016 Regional Realignment Response Group Grant (R3G)

RECOMMENDATION: That the City Council takes the following actions:

1. Authorizes the City Manager or designee to participate in the R3G grant in the amount of \$36,484 and execute any grant documents and agreements necessary for the receipt and use of these funds; and
2. Appropriates these funds in the amount of \$36,484 for overtime and fringe benefits.


BACKGROUND:

The Regional Realignment Response Group grant, which is awarded by the Community Corrections Partnership, was applied for and received by San Diego County and will be administered by the Sheriff's Department. The R3G group is divided into three regional sub-groups covering the Northern, Central and Southern areas of San Diego County. El Cajon and its surrounding region are covered by the Central sub-group. The regional sub-groups are responsible for the planning and coordination of targeted, proactive, intelligence-based regional operations, designed to counteract the risks associated with realigned offenders released into the area as a result of AB109. Funding has been allocated by the County for each of the regional sub-groups; and participating agencies are eligible to request reimbursement for overtime incurred as a result of participating in the regional details. The City of El Cajon has been allocated \$36,484 for its participation in these regional details.

FISCAL IMPACT:


The City of El Cajon is eligible to receive \$36,484 as part of the allocation for the 2016 Regional Realignment Response Group Grant funds. Upon approval, these funds will be budgeted in 225900, Miscellaneous Grants. There will be no impact to the General Fund.

PREPARED BY:



 Jeff Davis
 CHIEF OF POLICE

APPROVED BY:



 Douglas Williford
 CITY MANAGER

City Clerk Date
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EL CAJON CA
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City of El Cajon Agenda Report

MEETING: Aug. 9, 2016

ITEM NO: 1.9



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

FROM: Dennis Davies, Deputy Director of Public Works

SUBJECT: Approval of Release of Lien Contract for Public Improvements and
Release of Restrictive Covenants, 878 Garfield Avenue, El Cajon

RECOMMENDATION: That the City Council adopts the next RESOLUTION in order to approve the Release of Lien Contract for Improvements in the Public Right-of-Way and the Release of Restrictive Covenants and Agreement for Property Modifications; Accrual of Civil Penalties; Agreement to Suspend Imposition of Civil Penalties for the property at 878 Garfield Avenue, El Cajon.

BACKGROUND: On October 24, 2006, the City Council approved Tentative Parcel Map 631, subject to conditions. The Tentative Parcel Map expired on October 25, 2015. The property owner is selling the property and has informed the City that he does not intend to subdivide or otherwise improve the property prior to the sale.

On July 14, 2016, Brian Sesko, the property owner, requested the City release the Lien and the Restrictive Covenant. The Lien Contract for Improvements in the Public Rights-of-Way was recorded on May 22, 2007, Document No. 2007-0344973. The Restrictive Covenants and Agreement for Property Modifications; Accrual of Civil Penalties; Agreement to Suspend Imposition of Civil Penalties was recorded on October 3, 2014. Public Works staff has reviewed the request and determined that because Tentative Parcel Map 631 has expired, the Lien Contract and the Restrictive Covenant are not necessary and may be released.

FISCAL IMPACT: None.

PREPARED BY:

REVIEWED BY:

APPROVED BY:



Dennis Davies
DEPUTY DIRECTOR
OF PUBLIC WORKS



Majed Al-Ghafry
ASSISTANT
CITY MANAGER



Douglas Williford
CITY MANAGER

RESOLUTION NO. -16

RESOLUTION OF THE CITY OF EL CAJON
APPROVING RELEASES OF THE LIEN FOR THE
LIEN CONTRACT FOR IMPROVEMENTS IN
THE PUBLIC RIGHTS-OF-WAY, AND THE
RESTRICTIVE COVENANTS AND AGREEMENT
FOR PROPERTY MODIFICATIONS;
ACCRUAL OF CIVIL PENALTIES;
AGREEMENT TO SUSPEND IMPOSITION CIVIL PENALTIES
FOR THE PROPERTY ADDRESSED AS
878 GARFIELD AVENUE, EL CAJON, CALIFORNIA

WHEREAS, on April 28, 2006, the property owners of 878 Garfield Avenue ("Property Owners") submitted an application for a tentative parcel map to split an existing parcel into two legal parcels to allow construction of a single-family residence on the second parcel ("Parcel 2") while retaining a single-family residence (with modifications) on the first parcel ("Parcel 1") (collectively the "Project"); and

WHEREAS, as a condition of approval of Parcel Map 631 ("TPM 631"), the City of El Cajon (the "City") required that certain modifications to the existing improvements on Parcel 1 be undertaken (the "Conditions") prior to issuance of a certificate of occupancy for the new residence to be constructed on Parcel 2; and

WHEREAS, on June 19, 2006, the City of El Cajon Planning Commission adopted Planning Commission Resolution No. 10330 recommending approval of Tentative Parcel Map 631 ("TPM 631") for a two-lot subdivision in the R-S-9-H (Residential Suburban 9,000 Square Feet Hillside Overlay) Zone, APN 481-110-06, General Plan Designation: Low Density Residential; and

WHEREAS, on October 24, 2006, City Council adopted Resolution 171-06, to approve Planning Commission Resolution No. 10330 recommending approval of TPM 631 for the Project; and

WHEREAS, on May 22, 2007, a Lien Contract for Improvements in Public Rights-of-Way was recorded in the Official Records of San Diego County, California, as Document No. 2007-0344973 (the "Lien"); and

WHEREAS, Property Owners subsequently experienced difficulties in obtaining financing in order to complete the Conditions, and requested that the City defer some or all of the Conditions in order to allow Property Owners to obtain final approval of TPM 631, and City was willing to do so with an agreement from Property Owners that all conditions would be completed within 548 days of the recording date of TPM 631; and

WHEREAS, in order to assure the completion of modifications to the Project and the Conditions, and to allow Property Owners to secure financing for the work of improvement, a Restrictive Covenants and Agreement for Property Modifications; Accrual

of Civil Penalties; Agreement to Suspend Imposition Civil Penalties was recorded in the Official Records of San Diego County, California, as Document No. 2014-0431026 (the "Restrictive Covenant") on October 3, 2014; and

WHEREAS, TPM 631 expired on October 25, 2015, and on July 14, 2016, the Property Owners advised the City that they no longer intended to subdivide or otherwise improve the Property, and the Property is currently in escrow; and

WHEREAS, the Public Works Department has reviewed the Property Owners' request for a Release of the Lien and determined that the parcel map has in fact expired and the lien contract is no longer necessary, and further, that the Restrictive Covenant can also be released at this time.

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

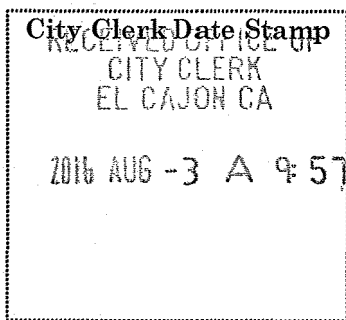
1. The City Council hereby approves the release of the Lien Contract for Improvements in Public Right of Way on the property located at 878 Garfield Avenue, El Cajon, California.

2. The City Council hereby further approves the release of the Restrictive Covenants and Agreement for Property Modifications; Accrual of Civil Penalties; Agreement to Suspend Imposition Civil Penalties.

3. The City Council hereby authorizes the City Clerk, or designee, to execute Releases of the Lien and the Restrictive Covenant on behalf of the City Council and approves recordation of the documents with the County Recorder in the Official Records of San Diego County, California.

08/09/16 (Item 1.9)

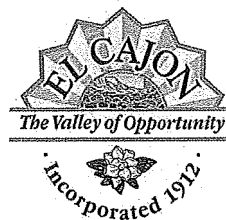
Approve Releases of Lien & Rest Covenant TPM 631 - 878 Garfield (Sesko-Mincks) 080316



City of El Cajon Agenda Report

MEETING: 08-09-16

ITEM NO: 1.10



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

FROM: Anthony Shute, Deputy Director of Community Development

SUBJECT: Award Professional Services Agreement for Tobacco Retail License Inspections to Community, Action, Service, and Advocacy (CASA)

RECOMMENDATION: That the City Council:

1. Authorizes the City Manager to enter into a Professional Services Agreement between the City of El Cajon and CASA for an amount not to exceed \$38,000 per year, for a period of two years with an option for three one-year extensions for Tobacco Retail License compliance inspections; and
2. Appropriates \$38,000 annually for up to five years from the General Fund and allocates the funds to budget Account No. 170510-8395.

BACKGROUND:


The purpose of the Tobacco Retail License Inspection (TRL) program is to reduce access to tobacco and associated substances, including electronic/vapor substance inhalation products by minors. El Cajon Municipal Code section 8.33.080 requires annual inspections of all licensed tobacco retailers. These inspection services have historically been contracted out and performed by CASA. TRL inspections are necessary for the general welfare and safety of El Cajon's youth and to ensure retailers are in full compliance with local, state and federal tobacco and electronic inhalation product laws.

Last year, the City entered into an agreement with CASA for 2015 TRL Compliance Monitoring for \$38,000 with no options to renew. For the past eight years (no inspections in 2014), CASA has performed field audits on behalf of the City to test whether businesses selling tobacco and associated products are selling these products to minors in violation of the City's tobacco ordinance. Since CASA has provided this service for a number of years on an annual contract basis, the staff believes this is an opportunity to streamline the program by approving a two-year agreement with an option for three one-year extensions.

FISCAL IMPACT:


CASA proposes a cost per retailer of \$311, or approximately \$38,000. Sufficient funding is allocated for these services in Activity/Account No. 170510-8395 (Community Development – Other Professional/Technical Services). The source of funds is derived from the Tobacco License Fee collected annually from retailers (Account No. 170510-4430).

PREPARED BY:



**Anthony Shute
DEPUTY
DIRECTOR OF
COMMUNITY
DEVELOPMENT**

REVIEWED BY:



**Majed Al-Ghafry
ASSISTANT
CITY MANAGER**

APPROVED BY:



**Douglas Williford
CITY MANAGER**

ATTACHMENTS

1. El Cajon Municipal Code Section 8.33.080
2. CASA proposed scope of work

8.33.080 License violation and compliance monitoring.

A. Violation of Tobacco-Related Laws. It shall be a violation of a tobacco retailer's license for a licensee or his or her agent or employee to violate any local, state or federal tobacco-related law.

B. License Compliance Monitoring.

1. Compliance with this chapter shall be monitored by the department. Any peace officer or code enforcement official also may enforce this chapter.

2. The department shall check the compliance of each tobacco retailer at least one time per twelve month period and shall conduct additional compliance checks within that period as warranted. The compliance checks shall be conducted to determine, at a minimum, if the tobacco retailer is complying with tobacco laws regulating underage sales. The department, or the police department, in assisting the department in performing compliance checks, shall use youth decoys and comply with protocols for the compliance checks developed in consultation with the San Diego County Department of Health and Human Services and the San Diego County District Attorney. When appropriate, the compliance checks shall determine compliance with other tobacco-related laws.

3. The city shall not enforce any tobacco-related minimum-age law against a person who otherwise might be in violation of such law because of the person's age (hereinafter "youth decoy") if the potential violation occurs when:

a. The youth decoy is participating in a compliance check supervised by a peace officer or a code enforcement official; or

b. The youth decoy is participating in a compliance check funded in part by the San Diego County Department of Health and Human Services or funded in part, either directly or indirectly through sub-contracting, by the California Department of Health Services.

(Ord. 4789 § 3, 2004.)

View the [mobile version](#).



May 5, 2016 (Revised as requested 7/8/2016)

To: Tony Shute, AICP
Deputy Director
Community Development, City of El Cajon

Re: Scope of Work Proposal for Tobacco/Electronic Vapor Device Inspection Services

Program Services

CASA proposes to provide a comprehensive tobacco retailer compliance monitoring program utilizing trained and supervised young adults (<20years old) representative of the El Cajon population (culturally and linguistically). The volunteer young people will be accompanied by trained adult supervisors. Compliance monitoring will be conducted at 100% of licensed retailers within the City of El Cajon (currently approximately 122 stores). The program will include; recruitment and training of adult supervisors, underage youth who attempt to purchase traditional cigarettes and electronic vaping devices. We will provide appropriate secure storage of evidence and documentation to withstand legal scrutiny in the event that any violations result in an ALJ hearing. In addition, because of the recently adopted changes to the State laws for minimum legal age to purchase tobacco, hookah, and electronic smoking devices, the program will include a retailer education component. We would also like to provide retailer information materials for the city to use on their website should you choose. In addition, we will maintain an accurate database of tobacco retailers in El Cajon.

The workplan below details activities over the 12-month course of the project. Please note, there are strategic advantages to conducting the inspections over the shortest time-frame possible, however, we will notify you and the City Attorney staff in a timely manner if a sale is made. Once that retailer receives the letter from the City, other retailers will become aware and change behavior. Therefore we will attempt to reach 100% saturation in the shortest timeframe possible, so the process can be completed before a violator receives notification from City Attorney. This would produce the most accurate reflection of retailer behavior.

Progress reports will be provided to City staff bi-annually.

Activity	Staff Responsible
PRE-INSPECTION: To be completed within the first 60 days of contract	
Review inspection protocol with city attorney staff and Tobacco Control Resource Program, revise as needed	Executive Director, D. Stevens
Prepare/update data collections forms: these are the forms that the youth will use for each establishment visited. (Changes to protocol often result in changes to the forms.)	Executive Director, D. Stevens
License data cleaning and preparation: CASA staff will compare El Cajon licensee data with the California Board of Equalization data for name/ownership changes. Investigate any inconsistencies. Create a master database for FY2016/17 & FY2017/18. Database includes the following fields: licensee (owner) name, address,	Director, Tobacco Program & Policies, L. Higley, MSW

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business name (as it appears on the location) and City of El Cajon license number	
<u>OPTIONAL</u> : Assemble sample retailer education packet for approval by City staff	L. Higley
<u>OPTIONAL</u> : Mail retailer education materials to retailers (100%)	L. Gonzalez
Secure letter of immunity from DA's Office	D. Stevens
Draft and send inspection notification letter to ECPD advising of dates for compliance monitoring in the field.	D. Stevens
Route mapping based on the number of stores assigned /driver and team for each outing	Youth Coordinator, L. Gonzalez
Recruit youth volunteers and adult drivers/chaperones	L. Gonzalez (youth) D. Stevens (adults)
Logistics planning includes purchasing incentives for youth and chaperones, food for youth decoys and adult chaperones during training session and operations	L. Gonzalez
Secure and arrange cash for making buys, includes cash distribution and tracking documentation	D. Stevens
<u>DAY OF INSPECTION/S</u>: To be completed within first 6 months of contract. Will entail multiple inspection teams operating on multiple days. We anticipate 5 teams of 2 youth +1 adult completing a minimum of 5 stores/event x 5 events = 125 stores.	
Assist with youth transportation to training/operation site as needed	L. Gonzalez D. Stevens
Youth documentation is a three part process: 1) collected and record parent permission slips. These are sent home in advance along with information regarding youth tobacco use, laws regarding tobacco sales to minors and parent acknowledgement that youth will be riding with a volunteers driver and participating in an activity that otherwise would be illegal, 2) Photograph each youth holding the day's newspaper to document youth appearance on day of purchase providing necessary evidence if case goes to court, 3) scan each youth ID that would be shown if asked by retail clerk (required for evidence in court case).	L. Higley or D. Stevens
Conduct surveyor and witness training session prior to conducting operations	L. Higley or D. Stevens
Conduct compliance monitoring operations.	All

Return to office to document sales, manage chain of custody documentation of products sold (evidence if case goes to court), check and double-check data collection forms for accuracy.	L. Higley or D. Stevens
Group debrief.	L. Gonzalez
Document and distribute participant incentives	D. Stevens
Prepare and submit bi-annual report to City staff. Report to include: pre-inspection efforts & quantitative inspection results.	D. Stevens
Post-inspection (after all inspections are completed): To be completed over the final 6 months of contract period	
Prepare for potential ALJ hearings, includes securing appropriate youth and/or adult volunteers as needed, compiling evidence and meeting with City Attorney staff as needed, attending hearing.	L. Higley
Review and refine protocol based on hearing outcomes.	L. Higley
Collect California Healthy Kids Survey data, compare specific data (easy to obtain, and 30-day past use) for El Cajon youth (7 th , 9 th , and 11 th grade) compared to other youth in region. Document changes in youth access and use over time, correlate to sales to minors rates.	D. Stevens
Prepare and submit Final Report to City Staff to include: summary of first report, post inspection activity, and addition related activities.	D. Stevens

Youth Development Benefits to the City

These youth (typically 15-20) are majority El Cajon residents. They volunteer in support of ECPD DUI check points, volunteer to the maximum allowed (10/event) in KaBoom (design & build), volunteer at prescription drug take back with ECPD, volunteered this year at American on Main Street. They gain Leadership confidence, civic engagement, improve English skills, build cultural bridges across the divide of all the ethnic populations in El Cajon. They gain confidence, learn how to work together and problem solve. They are more likely to graduate high school, pursue higher education, gain employment, and contribute to society as El Cajon residents.

The level of skill that these young people bring to the tobacco retailer inspections saves the city money because their work stands up to legal scrutiny to the point that retailers no longer contest their citation.

The budget below reflects staff time and program costs along with costs per inspection based on the current 122 retailers.

Tobacco Compliance Monitoring El Cajon				
Program Costs				
Cost category	Unit cost	Total units	Cost	Notes
<u>Personnel</u>				
Executive Director	30	312	\$ 9,360	.15 FTE
ED fringe	15%		\$ 1,404	
Youth Coordinator	15	1040	\$ 15,600	.50 FTE
YC fringe	15%		\$ 2,340	
<u>Program</u>				
Mileage	.50	1500	\$ 750	
Facility	11300	0.2	\$ 2,192	
Food	20	40	\$ 800	
(Optional) Retailer education: CDPH-prepared educational handout that we will duplicate, mail to retailers.	1.00	125	\$ 125	
Supplies	25	35	\$ 875	
insurance (liability +)	7500	0.2	\$ 1,500	
audit & taxes	5500	0.2	\$ 1,100	
			\$ 2,200	
Total			\$ 38,000	
Cost per retailer including youth leaders			\$ 311	

City Clerk Date
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2016 AUG -4 A 8:53

City of El Cajon Agenda Report

MEETING: Aug. 9, 2016

ITEM NO: 1.11



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

FROM: Dennis Davies, Deputy Director of Public Works

SUBJECT: Approval of Plans and Specifications for Overlay Thoroughfares 2017,
PW3576, Bid Number 008 -17.

RECOMMENDATION: That the City Council adopts the next RESOLUTIONS in order to approve Plans and Specifications for Overlay Thoroughfares 2017, PW3576, Bid Number 008-17, and directs a Notice Inviting Sealed Bids to be opened on September 8, 2016.

BACKGROUND: This project will overlay approximately 4 miles of residential streets with Tire Rubber Modified Asphalt Concrete, replace about 3,200 square feet of sidewalk, replace 280 linear feet of damaged curb and gutter, install 46 new ADA compliant curb ramps and upgrade 38 curb ramps to comply with ADA standards. The project will also include the installation of Video Image Detection Cameras at three intersections: Fletcher Parkway at Medford Street, Valley Lake Road at Fanita Road and Wagner Drive at North Marshall Avenue. Plans and specifications are available for review at the City Clerk's office.

This project is part of the City's comprehensive pavement management program. Over the last 10 years, the City has invested over \$28 million to preserve the integrity of the City's streets. The entire City has about 450 lane-miles of streets, and our ten-year effort has repaired over 50% of street pavements. The City's Pavement Condition Index (PCI) remains above 80 citywide and is one of the top ratings of PCI's of all cities in the region.

CEQA: The proposed new pavement overlay project is categorically exempt from the provisions of the California Environmental Quality Act (CEQA) according to Section 15301 (Class 1) (c) of the CEQA Guidelines. Section 15301 provides an exemption for the maintenance of public streets.

FISCAL IMPACT: Funding for this project is included in the adopted Fiscal Year 2016-2017 Budget (550000-9065-PW3576), with funding from TransNet (EL03) and RTCIP. The Engineer's estimate for this work is \$1.3 million. General Funds will not be expended for this project.

PREPARED BY:

REVIEWED BY:

APPROVED BY:

Dennis Davies
DEPUTY DIRECTOR
OF PUBLIC WORKS

Majed Al-Ghafry
ASSISTANT
CITY MANAGER

Douglas Williford
CITY MANAGER

RESOLUTION NO. -16

RESOLUTION APPROVING PLANS AND SPECIFICATIONS FOR
OVERLAY THOROUGHFARES 2017
(Bid No. 008-17, Job No. PW3576)

WHEREAS, the City Engineer has submitted plans and specifications for the Overlay Thoroughfares 2017 project; and

WHEREAS, it appears to be in the best interests of the City of El Cajon that the plans and specifications for said project should be approved.

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

1. That the plans and specifications submitted by the Deputy Director of Public Works for the Overlay Thoroughfares 2017 project are hereby approved and adopted as the official plans and specifications for said project.
2. Said plans and specifications are directed to be filed in the office of the Deputy Director of Public Works of the City of El Cajon.

08/09/16 (Item 1.11)

Bid 008-17 – Overlay Thoroughfares 2017 - apr 080116

RESOLUTION NO. ___-16

RESOLUTION ORDERING THE WORK AND DIRECTING
PUBLICATION OF NOTICE INVITING BIDS FOR
OVERLAY THOROUGHFARES 2017
(Bid No. 008-17, Job No. PW3576)

WHEREAS, plans and specifications have been submitted for the Overlay Thoroughfares 2017 project; and

WHEREAS, it appears to be in the best interests of the City that said work should be performed.

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

1. That the City Council does hereby order that the Overlay Thoroughfares 2017 project shall be performed.
2. That September 8, 2016, at 2:00 P.M., in the office designated by the Purchasing Agent of the City of El Cajon, 200 Civic Center Way, El Cajon, California, is hereby fixed as the time and place for the opening of bids for said project.
3. The Purchasing Agent of the City of El Cajon is hereby directed to cause a Notice to Bidders to be published in the newspaper, in accordance with the provisions of law.

08/09/16 (Item 1.11)

Bid 008-17 – Overlay Thoroughfares 2017 - ntc 080116

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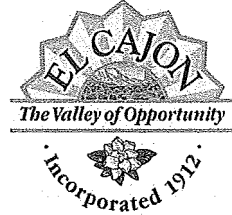
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City of El Cajon

Agenda Report

MEETING: Aug. 9, 2016

ITEM NO: 1.12



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

FROM: Dennis Davies, Deputy Director of Public Works

SUBJECT: Declaration of Emergency for Avocado Sink Hole

RECOMMENDATION: That the City Council:

1. Adopts the next **RESOLUTION** in order to make a Declaration of Emergency, and determine that the public interest and necessity demand the immediate expenditure of public money to safeguard life, health, or property per Public Contract Code 22050;
2. Authorizes the City Manager, or their designee, to enter into any emergency contract(s) to repair storm drain facilities per El Cajon Municipal Code section 2.04.145, and waive the bidding requirement in accordance with El Cajon Municipal Code Section 3.20.010 (C) (6);
3. Appropriates Wastewater Funds from the enterprise fund balance in the amount of \$50,000;
4. Establishes a project budget of \$50,000 to make emergency repairs; and
5. Authorizes the City Manager, or their designee, to approve an emergency contract with SC Valley Engineering to perform the necessary repairs.

BACKGROUND: On August 3, 2016, Public Works Maintenance received a trouble call concerning a deep sink hole at the northeast corner of Avocado Boulevard and Avenida Abajo. This was the site of emergency repairs made earlier this year. The repairs previously completed did not discover this additional void under the street area adjacent to an additional corrugated metal pipe. The soil conditions surrounding the site are deemed unstable and are in need of immediate repairs.

SC Valley Engineering is working on an existing City contract and has the skills and equipment needed to make the emergency repairs.

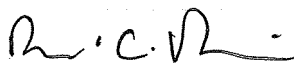
FISCAL IMPACT: Staff requests that the City Council appropriate \$50,000 of unallocated Waste Water Funds for emergency repairs.

FISCAL IMPACT: Staff requests that the City Council appropriate \$50,000 of unallocated Waste Water Funds for emergency repairs.

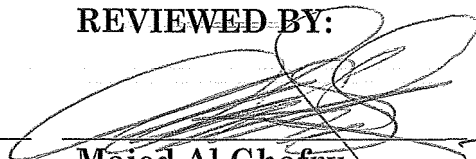
PREPARED BY:

REVIEWED BY:

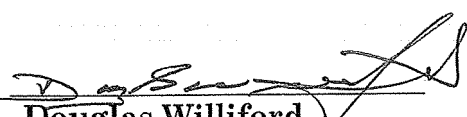
APPROVED BY:



Dennis C. Davies
DEPUTY DIRECTOR
OF PUBLIC WORKS



Majed Al-Ghafry
ASSISTANT CITY
MANAGER



Douglas Williford
CITY MANAGER

RESOLUTION NO. -16

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EL CAJON
PROCLAIMING THE EXISTENCE OF A LOCAL EMERGENCY; AND
APPROPRIATION OF MONEYS FOR EMERGENCY REPAIRS

WHEREAS, the El Cajon City Council ("City Council") is authorized under section 8630 of the California Government Code to proclaim the existence of a local emergency when conditions exist within the jurisdiction of the City which pose an extreme peril to public health and life; and

WHEREAS, section 8.08.060 of the El Cajon Municipal Code empowers the City Council to proclaim a local emergency when the City of El Cajon is affected or likely to be affected by a public calamity; and

WHEREAS, on August 3, 2016, the Public Works Department was advised of a deep sinkhole at the northeast corner of Avocado Boulevard and Avenida Abajo, which is the site of emergency repairs made earlier in the year; and

WHEREAS, SC Valley Engineering is working on an existing City contract and possesses the skills and equipment needed to make the emergency repairs; and

WHEREAS, the City Council has been requested by the City Manager as the Director of Emergency Services of the City to proclaim the existence of a local emergency therein, and to appropriate moneys sufficient to pay the costs necessarily incurred in addressing the local emergency; and

WHEREAS, such conditions of extreme peril warrant and necessitate the proclamation of the existence of a local emergency.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of El Cajon that it hereby proclaims that a local emergency now exists within the City.

BE IT FURTHER RESOLVED that during the existence of said local emergency, the powers, functions, and duties of the Director of Emergency Services and the Disaster Council of this City shall be those prescribed by state law, ordinances, and resolutions of this City and by the City of El Cajon Emergency Plan.

BE IT FURTHER RESOLVED that unallocated Waste Water Funds in the amount of \$50,000 are hereby appropriated for Project PW3515, and a project budget of \$50,000 is hereby established to make any necessary emergency repairs as determined by the City Manager to address the local emergency.

BE IT FURTHER RESOLVED that the local emergency shall be deemed to continue to exist until its termination is proclaimed by the City Council of the City of El Cajon.

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City of El Cajon Agenda Report

MEETING: Aug. 9, 2016

ITEM NO: 4.1



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

FROM: Nahid Razi, Purchasing Agent

SUBJECT: Purchase of Body Worn Cameras and Associated
Equipment/Services

RECOMMENDATION: That the City Council authorizes the Purchasing Agent to waive the bidding requirements in accordance with Municipal Code 3.20.010.C.5, and execute a purchase agreement with Taser International, for the purchase of eighty-eight (88) Axon® Body Worn Cameras and associated equipment/services, in the total amount of \$160,032.72.

BACKGROUND: In December 2014, the City Council directed the City Manager to fully investigate the possible acquisition and implementation of body worn camera (BWC) technology for the El Cajon Police Department. In January 2015, a committee was formed to research existing BWC technology, identify minimum requirements, and evaluate solutions.

Eleven BWC products were reviewed, and three companies were selected to participate in a field evaluation. Of the three companies, Taser International's Axon® BWC scored the highest in end user evaluations based on a series of criteria.

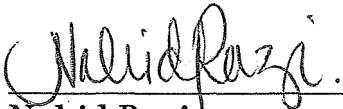
The Chief of Police submitted the attached memorandum dated April 25, 2016, with justification to purchase the Taser Axon® BWC and associated equipment/services as it is the only product that is able to meet all of the El Cajon Police Department's needs. The sole source request has been reviewed by Purchasing and determined to be in the best interest of the City. Purchase of these BWCs must be conducted through Taser International, as it is the sole distributor for the Axon® BWC.

As a result, this purchase is recommended as an exception to the City's competitive bidding requirement pursuant to Municipal Code 3.20.010.C.5. Purchasing, in concurrence with the Chief of Police, recommends this purchase be made from Taser International.

For the City Council's and public information, attached is the General Orders for use of body worn cameras as approved by the City Manager and Chief of Police. This General Order is an administrative policy that can be amended in the future by order of the City Manager, as needed.


FISCAL IMPACT: The initial fiscal impact of this purchase is \$160,032.72 and 5-year costs are estimated to be \$490,000.00. Sufficient funds are available for the initial purchase in Activity 225900 – Police Misc. Grants. Ongoing costs will be funded through future grant monies, to the extent available, or the General Fund.

PREPARED BY:



Nahid Razi
PURCHASING AGENT

REVIEWED BY:



Jeff Davis
CHIEF OF POLICE

APPROVED BY:



Douglas Williford
CITY MANAGER

9.11.1 PORTABLE AUDIO/VIDEO RECORDERS

A. PURPOSE AND SCOPE

This policy provides guidelines for the use of El Cajon Police Department (“Department”) issued portable audio/video recording devices by members of this Department (“Members”) while in the performance of their duties. The Department recognizes that the best law enforcement practices include transparency, accountability, safety for Members and the public, and the effective performance of the duties of those within the Department. The proper use of portable audio/video recording devices, and compliance with operational standards in their use, assists in the successful implementation of such practices and creates invaluable investigatory and law enforcement tools for the Department. Evidence recorded by portable audio/video recording devices are subject to all state and federal laws related to the collection, retention, custodial care, and distribution of evidence in law enforcement investigations. Portable audio/video recording devices include all recording systems whether it is body worn, handheld or integrated into portable equipment. This policy does not apply to lawful surreptitious audio/video recording or legally permitted interception of communications for authorized investigative purposes. This policy is not intended to supplant sound officer safety practices in an emergency situation, such as self-defense or the protection of the public.

B. POLICY

The El Cajon Police Department may provide members with access to, either audio or video or both, for use during the performance of their duties. Use of recorders is intended to enhance the mission of the Department by accurately capturing contacts between members of the Department and the public, in order to ensure recording of events during such contacts are captured from the Member’s perspective, and to enhance the accuracy of officer reports and testimony in court.

C. PRIVACY EXPECTATION

All recordings made by members acting in their official capacity or while in the course and scope of their employment shall remain the property of the Department regardless of whether those recordings were made with Department issued or personally owned recorders. Members shall have no expectation of privacy or ownership interest in the content of those recordings.

Private citizens do not have a reasonable expectation of privacy when talking with police officers during the scope of an officer’s official duties, even when the contact is in a private residence. When officers are lawfully present in a home (warrant, consent, or exigent circumstances) in the course of official duties, there is no reasonable expectation of privacy.

Therefore, members are not always required to give notice they are recording. However, if asked, the member must advise citizens that they are being recorded.

D. TRAINING

Police personnel who are assigned body worn cameras must complete an agency approved and/or provided training program to ensure proper use and operation. Additional training may be required at periodic intervals to ensure the continued effective use and operation of the equipment, proper calibration and performance, and to incorporate changes, updates, or other revisions in laws, policies and equipment.

E. MEMBER RESPONSIBILITIES

Prior to going into service, each member will be responsible for making sure that he/she is equipped with a portable recorder, when it is issued by the Department, and that the recorder is in good working order. Equipment malfunctions shall be brought to the attention of the officer's supervisor as soon as possible so that a replacement unit may be substituted. Uniformed members shall wear the recorder in a conspicuous manner above the midline of their torso.

All members issued a portable recorder are required to wear and use their portable recorder while working in any uniformed assignment. This applies to overtime assignments as well as special events. Any member assigned to a non-uniformed position may carry an approved portable recorder at any time the member believes that such a device may be useful if there is a reasonable expectation of an enforcement action and upon approval of his/her supervisor.

F. USE OF TEMPORARILY ISSUED EQUIPMENT

When using a temporarily assigned recording device, the member shall record his/her name, employee ID number and the current date and time at the beginning and at the end of the shift or other period of use, regardless of whether any activity was recorded. This procedure is not required when the recording device and related software are assigned to the member and the software is programmed to capture the member's unique identification number and the date and time of each recording.

Except in situations in which the safety of a member or a member of the public may be jeopardized, the expectation is that members should activate recorders in anticipation of an enforcement action in a reasonable effort to comply with this policy. Members shall document the existence of a recording in all reports or other official records of the contact (Field Interview, Citation, Arrest Report, etc.), including any instances where the recorder malfunctioned or the member deactivated the recording during a period in which it should normally have been activated. In such instances, members shall indicate the reason for the deactivation or the malfunction.

G. ACTIVATION OF THE PORTABLE RECORDER

This policy is not intended to describe every possible situation in which the portable recorder should be used, although there are many situations where its use is appropriate. Except as otherwise described in this policy, it is the expectation that members will activate the recorder anytime the member believes it would be appropriate or valuable to record an incident. Members are strongly encouraged to inform citizens they are being recorded in an effort to de-escalate potential conflicts.

It is the expectation that the portable recorder will be activated in any of the following situations:

1. All anticipated enforcement actions and investigative contacts to include field interviews and traffic stops. Generally, members do not need to record routine report calls where there is no anticipated enforcement action.
2. When practical, when obtaining statements from a suspect, victim, and witness.
3. When conducting prisoner or passenger transports, regardless of gender of the prisoner or passenger. The entire transport should be recorded. Two officer units will be required to record with at least one portable recorder during transports.
4. Any other contact that is or may become adversarial after the initial contact in a situation that would not otherwise require recording or in the event the member believes the recording would protect the interests of the member or the Department.

Members are not expected to activate records when encountering special circumstances such as the following:

1. Except where incident to public contact when conducting law enforcement activities, Members are not to record other public safety personnel without their consent or notification.
2. Non-enforcement contacts, such as citizen flag downs for directions or for non-enforcement related contacts with the public.
3. Victims of child abuse or molestation generally should not be video-recorded; however, audio recording of such victim's statement is encouraged.
4. Victims of sexual assault generally should not be video recorded without consent; however, audio recording of such victim's statements is encouraged.
5. Victims who are partially unclothed or nude shall generally not be video recorded; however, audio recording is appropriate.
6. Suspects who are nude or partially unclothed shall be covered as soon as reasonably possible to prior to deactivating the video recording, and when safe, to protect their personal privacy and dignity.
7. Members should generally not record victims or suspects in hospital or emergency room settings. In the event a member elects to make a recording, whether audio or video, the member shall take all reasonable steps in consideration of the HIPAA rights of patients and the privacy of hospital staff. Members may video or audio record a

suspect if the suspect's conduct is violent or threatening to hospital staff, law enforcement members or to the public.

8. Members should use care when recording pre-planned tactical operations such as the serving of search warrants, to avoid unnecessary public disclosure of current law enforcement entry tactics.
9. Members should use care and avoid recording in any location where individuals have a reasonable expectation of privacy, such as a restroom or a locker room.
10. Members are not allowed to record Department shift meetings or investigative briefings or other internal Department meetings or functions without prior consent from the Police Chief or his/her designee.

Members shall remain sensitive to the dignity of all individuals being recorded and exercise sound discretion to respect privacy by discontinuing recording whenever it reasonably appears to the member that such privacy may outweigh any legitimate law enforcement interest in recording. This concern also applies when members enter a home in a non-warrant or non-exigent circumstance.

Members should notify other public safety personnel, such as firefighters, paramedics, or other law enforcement officers as soon as practical when they are being recorded during an incident. Requests by citizens to stop recording shall be evaluated similarly, balancing the request for privacy with the legitimate law enforcement interest in recording. Recording should resume when privacy is no longer at issue unless the circumstances no longer fit the criteria for recording under this policy.

The recommendation for obtaining prior consent or giving notification is unnecessary if impractical under the circumstances or if it may endanger the safety or well-being of the public safety personnel.

At no time is a member expected to jeopardize his/her safety or that of others in order to activate or deactivate a portable recorder or change the recording media. However, the recorder shall be activated or deactivated in situations described above as soon as practicable.

H. SURREPTITIOUS USE OF THE PORTABLE RECORDER

Members may surreptitiously record any conversation during the course of a criminal investigation in which the member reasonably believes that such a recording will be lawful and beneficial to the investigation (Penal Code section 633).

Members shall not surreptitiously record another member without a court order unless lawfully authorized by the Chief of Police or his/her designee.

I. STOPPING A RECORDING

Once activated, the portable recorder shall remain continuously activated until the member's direct participation in the incident is complete, the Member has determined that privacy

concerns as described in “ACTIVATION OF THE PORTABLE RECORDERS,” above; justify deactivation, or the situation no longer fits the criteria for activation. Recording may be stopped during significant periods of inactivity such as report writing or other breaks from direct participation in the incident, such as sidebar discussions with other members or a supervisor about strategies, tactics or how to handle the contact.

J. EXPLOSIVE DEVICE

Many portable recorders, including body worn cameras and audio/video transmitters, emit radio waves that could trigger an explosive device. Therefore, these devices shall not be used where an explosive device may be present.

K. PROHIBITED USE OF THE PORTABLE RECORDERS

Members are prohibited from using Department issued portable recorders and recording media for personal use and are prohibited from making personal copies of recordings created while on duty or while acting in their official capacity. Members are also prohibited from retaining recordings of activities or information obtained while on-duty, whether the recording was created with Department issued or personally owned recorders. Member shall not duplicate or distribute such recordings, except for authorized legitimate Department business purposes, such as training and with watch commander approval. All such recordings shall be retained at the Department. Members are prohibited from tampering with or dismantling the device.

Members are prohibited from using personally owned recording devices for Department related activities while on duty without the express consent of the Watch Commander. Any member who uses a personally owned recorder for Department related activities shall comply with the provisions of this policy, including retention and release requirements.

Recordings shall not be used by any member for the purpose of embarrassment, intimidation or ridicule. As part of the investigative record, recordings shall not be shared with others without a legitimate professional interest in the case, and should be considered “need to know” content.

Members without the “need to know” about the investigation or event shall be prohibited from viewing the video without the express permission of the Watch Commander.

L. RETENTION OF RECORDINGS

Anytime a member records any portion of a contact that is required by this or any other Departmental policy, the member shall categorize the video, record the related incident number and case number when issued and transfer the file in accordance with current procedures for storing digital files. The member shall also document the existence of the recording in the related case report. Transfer shall occur at the end of the member’s shift or any time the storage capacity is nearing its limit or as otherwise directed by a supervisor.

While using body worn cameras in conjunction with data storage software (“DSS”), members shall use the categorization and notation functions of the DSS to make notes within the system on cases where enforcement action was taken or for videos which should be retained. Notes such as case numbers, suspect names, and citation numbers will facilitate flagging videos for review, discovery and retention.

Members need not make notes on every recording, only recordings which are required to be retained according to the categorization schedule. Members using the device in conjunction with DSS shall designate retention of their videos in the DSS according to the nature of the incident (felony, misdemeanor, traffic stop, field interview, etc.) by using the categorization feature. Uncategorized videos will be deleted after one year so it is critical that videos are appropriately categorized.

Any time a member reasonably believes a recorded contact may be beneficial in a non-criminal matter (e.g., a hostile contact, civil litigation or citizen’s complaint, commonly known as a “threshold incident”); the member shall promptly notify a supervisor of the existence of the recording. Supervisors, managers or evidence administrators may re-categorize recordings as they deem necessary.

The Department shall take all reasonable measures to ensure the security of stored recordings, whether audio or video, in an effort to prevent unauthorized access to the stored recordings.

M. RETENTION REQUIREMENTS

It is the responsibility of the member making the recording to affirmatively categorize recordings in the DSS based on the circumstances of the incident. All recordings shall be retained for a period consistent with the requirements of the organization’s records retention schedule.

While it is critical to retain recordings of evidentiary value, it is almost as important that files of insignificant incidents are deleted in a timely fashion according to the City’s record retention schedule. The following retention schedule should serve as a guide; however, the camera program supervisor or any other supervisor or manager may extend the retention schedule of a recording based upon the significance of a case:

1. Homicides - permanent retention in Evidence.com and all videos shall be recorded to a backup media such as DVDs and logged into evidence in the property room.
2. Cases involving potential civil liability to the city – five year retention if no claims; when no longer needed plus five years if claim filed or litigation initiated.
3. Felony contacts - three-year retention.
4. All instances involving use of force, to include muscling techniques – five year retention if no claims; when no longer needed plus five years if claim filed or litigation initiated.

5. Misdemeanor contacts (including traffic related misdemeanors) – one year retention.
6. Citations – one year retention.
7. Field interviews - one year retention.
8. Uncategorized (NO ACTION REQUIRED) - routine incidents with no apparent investigative value - one-year retention.

N. REVIEW OF RECORDINGS

Audio and video recordings are designated by the Department as investigative records and are not subject to routine release through requests via the California Public Records Request Act (CPRA), the Freedom of Information Act (FOIA), or other non-court ordered requests for audio or video records.

In the DSS, members will have unrestricted access to review their own recordings. When preparing written reports, members should review their own recordings as a resource. However, members should not use the fact that a recording was made as a reason to write a less detailed report. With the exception of a timely public safety statement, members who are involved in a critical incident shall be allowed to review their own recording of the incident prior to giving a voluntary or compelled statement.

When a Member is asked to give a voluntary or compelled statement about a recorded incident while at or immediately after a critical incident, the Member will be allowed to view the recording prior to giving the statement. In the event that the Member's recording is damaged, destroyed, of poor quality or other Members' recording(s) offers a better perspective of the critical incident, the Chief of Police may authorize the Member to view recording(s) from other Members' devices.

Supervisors are authorized to review relevant recordings anytime they are investigating alleged misconduct, reports of meritorious conduct or whenever such recordings would be beneficial in reviewing the member's performance. Recordings may also be randomly audited by the Internal Affairs Lieutenant or body worn camera program supervisor for quality control purposes.

Recorded files may also be reviewed:

1. Upon approval by a supervisor, by any member of the Department who is participating in an official investigation such as a personnel complaint, citizen's complaint, administrative investigation, potential civil litigation or criminal investigation.
2. Pursuant to lawful process or by court personnel who are otherwise authorized to review evidence in a related case.
3. By media personnel with permission of the City Manager when he/she determines such release is in the public's interest and the release will not compromise the integrity of an ongoing investigation.
4. For purposes of training law enforcement personnel once the case has been adjudicated. Such training use shall not be disparaging or demeaning to members of the Department

or the subjects of the recording. Examples of useful recordings may include contact and cover, pursuits, tactics or de-escalation techniques.

The City Manager shall have final Departmental authority in determining the release of recordings when not otherwise required by court order, statutory authority or other lawful authority.

All recordings shall be reviewed by the Department's Custodian of Records prior to public release. Recordings that unreasonably violate a person's privacy or sense of dignity should not be publicly released unless disclosure is required by law or order of the court.

O. EDITING, TAMPERING OR COPYING

All audio and video recordings are part of the investigative record and shall be preserved in their original format without deletion, editing or tampering according to the retention schedule, as well as state and federal laws applicable to criminal evidence.

Members may not edit, alter, delete, copy, photograph, video record, or otherwise tamper with Department recordings without the express permission of the primary body worn camera system administrator. Unauthorized tampering, editing, deletion, copying, or recording of a video may result in discipline, up to and including termination.

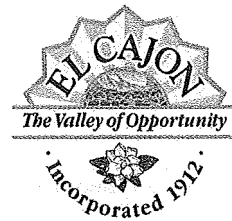
The DSS has editing features which may be used to redact or obscure portions of recordings which may be sensitive. These editing features do not modify or alter the original recording; rather they create a second edited version for special circumstances. Only designated program personnel will have access to editing features and permitted to utilize these editing features.

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City of El Cajon Agenda Report

MEETING: 8/9/16

ITEM NO: 4.2



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

FROM: Douglas Williford, City Manager

SUBJECT: City of El Cajon Response to Grand Jury Report – Citizen Oversight
Boards on Police Behavior

RECOMMENDATION: That the City Council transmit the attached response, under the Mayor's signature, to the Presiding Judge of the Superior Court.

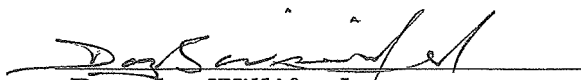
BACKGROUND:

On June 8, 2016, the 2015/2016 San Diego Grand Jury transmitted a report to the City of El Cajon regarding citizen oversight boards on police behavior. The City has a responsibility to respond to this report within 90 days, or by September 7, 2016. The instructions from the Grand Jury indicate that each "Finding" and each "Recommendation" shall be responded to in a particular manner, such as with a conclusion of "Agree" or "Disagree Partially", or "Disagree Wholly", or whether or not their recommendations will be implemented, followed by an explanation, if need be. The full Grand Jury report is available in the City Clerk's Office.

City staff and the City Attorney have fully reviewed the report and provide, for the City Council's consideration, the attached response.

FISCAL IMPACT: Not applicable.

PREPARED BY:


Douglas Williford
CITY MANAGER

Grand Jury Report – Citizen Oversight Boards on Police Behavior

Finding 05: *Cities without a citizens' oversight board do not have public review of complaints of police behavior and risk losing the trust of their citizens.*

Response: Disagree in part. The City of El Cajon agrees that cities without a citizens' oversight board do not have public review of complaints of police behavior; the City disagrees, however, that the lack of such an oversight board creates a risk that the City will lose the trust of its citizens.

The State of California legislature has adopted guidelines and rules for review of citizen complaints regarding police. The City of El Cajon fully supports State law and our procedures regarding citizen complaints are fully consistent with this legislation, as well as the Public Safety Officers Procedural Bill of Rights. As a result, the citizen complaint process of the El Cajon Police Department is clear, fair and impartial. The final review and approval authority of all such investigations ultimately rests with the City Manager who, in addition, has the option of requesting additional review by the City Attorney's Office and the Human Resources Department if felt warranted. The City Manager, City Attorney and Department of Human Resources are entirely independent of the Police Department.

Finding 06: *A review board shaped with citizen input will promote confidence in actions taken by the board.*

Response: Disagree wholly.

Explanation: Finding 06 assumes that a review board would be entirely objective and unbiased in its conduct and findings and that all individuals on the board would possess a high level of expertise and experience in public safety tactics, requirements, procedures, laws, training and history. This has often, if not universally, proven not to be possible. The assumption that members of such a board would be completely without bias simply disregards human nature. Further, the danger of such a board essentially acting as a political body, rather than an objective public safety body, is more likely than not. In those situations of bias or political agendas, such a board would have no positive affect on either improving police procedures or in furthering the confidence of the public.

What establishes and sustains confidence in a local police department is its on-going conduct and relationships within the community. The El Cajon Police Department has been diligent in establishing outstanding community relationships and lines of

communication. The Department has established a number of innovative community policing-based programs and encourages and promotes open channels of communication between the community and the police department. This strategy has proven highly successful in El Cajon.

Recommendation 16-30: *Establish independent citizen commissions for oversight of police behavior.*

Response: The recommendation will not be implemented due to its being not warranted and not reasonable.

Explanation: There are very few formal citizens' complaints received by the City of El Cajon regarding the Police Department. In 2013, of a total of 95,000 contacts with citizens, 8 resulted in citizen complaints. In 2014, out of nearly 89,000 citizen contacts, only 2 resulted in complaints. For the entire year of 2015, with 93,000 citizen contacts, only one citizen complaint was received. It is apparent given the size of the community and the large number of regular contacts with citizens, that the extremely low number of complaints filed with the City is an indication that the El Cajon Police Department has an outstanding track record of appropriate professionalism and behavior in regard to the citizens and a citizen's oversight board would have literally nothing to do the vast majority of the time and would have no apparently positive effect on either the community or the Police Department.

Recommendation 16-31: *Determine the specific commission model with community input to ensure acceptance, independence, and accountability.*

Response: The recommendation will not be implemented due to its being not warranted and not reasonable.

Explanation: See explanation to Recommendation 16-30 above.

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City of El Cajon Agenda Report

MEETING: 8/9/16

ITEM NO: 4.3



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

FROM: Douglas Williford, City Manager

SUBJECT: City of El Cajon Response to Grand Jury Report – East County
Response to Homelessness

RECOMMENDATION: That the City Council transmit the attached response, under the Mayor's signature, to the Presiding Judge of the Superior Court.

BACKGROUND:

On June 8, 2016, the 2015/2016 San Diego Grand Jury transmitted a report to the City of El Cajon regarding the east county cities' response to homelessness. The City has a responsibility to respond to this report within 90 days, or by September 7, 2016. The instructions from the Grand Jury indicate that each "Finding" and each "Recommendation" shall be responded to in a particular manner, such as with a conclusion of "Agree" or "Disagree Partially", or "Disagree Wholly", or whether or not their recommendations will be implemented, followed by an explanation, if need be. The full Grand Jury report is available in the City Clerk's Office.

City staff and the City Attorney have fully reviewed the report and provide, for the City Council's consideration, the attached response.

FISCAL IMPACT: Not applicable.

PREPARED BY:


Douglas Williford
CITY MANAGER

Grand Jury Report – East County Response to Homeless Issues

Finding 01: *East County emergency and transitional housing is available only in El Cajon and exists primarily for families and children, victims of domestic violence, veterans, the mentally ill, and those willing to join a one-year Christian discipleship program.*

Response: Partially agree.

Explanation: The Volunteers of America also houses 45 individuals per night within their facility and while they do not technically describe themselves as a homeless shelter, their program addresses at risk individuals who easily would end up homeless without the VOA program. In that sense, they are an acknowledged homeless prevention organization, which is every bit as important to this issue as servicing those who are already homeless.

Finding 02: *East County cities have marginal involvement in homeless issues.*

Response: The City of El Cajon will only respond to this particular community's involvement and not the remainder of the east county. As such, the City wholly disagrees with this Finding.

Explanation: The Grand Jury report significantly downplays the extent and depth of homeless services that are located within the City of El Cajon. The City has consciously and steadfastly permitted, provided for, and often funded the location of all of these services within El Cajon, in many cases, for decades. It is inconceivable that the Grand Jury could reach a conclusion that El Cajon has "marginal involvement in homeless issues", given the extensive nature of this list of services. It is likely, particularly given the modest size of this community, that other than within downtown San Diego, the City of El Cajon provides a greater concentration of homeless services than any other community within the region.

The following represents a list of some of the homeless services within the City of El Cajon:

City of El Cajon Veterans Commission Related

El Cajon Veterans Commission

Currently planning to be a part of the ECPD HOT Team in the near future to help with informing homeless vets about services afforded to them.

AMVETS El Cajon

Coordinated through El Cajon Veterans Commissioner Donn Dunlap, he secures short term housing for any veteran seeking immediate assistance.

211 San Diego

Resources can be accessed on the web or over the phone. A person can sign-up for Cal Fresh (food stamps) over the phone. The City provides assistance for any veteran asking for help at City Hall. Homeless resources are also available over the phone for assistance.

El Cajon Community-wide Agencies/Services

Crisis House

Has short term food and shelter assistance, including case management and housing placement. They served nearly 3,000 individuals last year. The City recently renewed its contract for Crisis House to remain for another five years, at no cost, in a City owned commercial building and to also to be given funds accruing from the lease of space for a cell tower on-site. Total City funding to Crisis House is now estimated to be \$110,000 per year. Over the past ten years, the City's funding toward Crisis House is almost \$1 million.

Project Homeless Outreach

An event hosted by Crisis House at the Ronald Reagan Community Center annually, with County of San Diego Health and Human Services support, to offer a wide array of services to the homeless population.

Downtown El Cajon Business Partners

In 2011, the City of El Cajon approved and facilitated the most recent Property Based Improvement District (PBID) with El Cajon's downtown and remains as the largest single financial contributor to this organization at approximately \$80,000 per year. As part of the Downtown El Cajon Business Partners efforts, they annually hire sheltered homeless individuals from East County Transitional Living Center in the successful "Clean and Safe Program", in which those individuals are able to work by providing cleaning services to the downtown areas.

Interfaith Shelter Network of San Diego

Coordinates through Crisis House in El Cajon to temporarily feed, clothe and house homeless.

El Cajon Collaborative – Homeless Subcommittee

The City of El Cajon serves as a member of the El Cajon Collaborative on the Core Team and Executive committees. We coordinate with the Homeless Subcommittee within the El Cajon Collaborative.

East County Transitional Living Center (ECTLC)

One of the largest and most successful homeless and transitional living centers anywhere in San Diego County, the center was fully supported and approved by the El Cajon City Council despite significant local opposition many years ago. Annually receives CDBG funds from the City of El Cajon for its homeless shelter program. ECTLC was awarded \$100,000 this fiscal year and over the last ten years, the City of El Cajon has provided \$735,000 of funding for this organization's work.

Last year, they served approximately 230 individuals. ECTLC provides short term food and shelter assistance. ECTLC offers the Clean & Safe program through PBID to maintain Downtown El Cajon sidewalks and other paths of travel.

Homeless Outreach Team (HOT)

The El Cajon City Council recently approved a cooperation agreement among El Cajon Police Department and the County of San Diego Sheriff's Department and Health and Human Services Department to provide resource information to unsheltered homeless in El Cajon, for the specific purpose of getting them off the street.

East County Chamber of Commerce

The East County Chamber, based in El Cajon has recently begun a homeless outreach sub-committee of which the City of El Cajon is to become of member of. Its purpose is to coordinate homeless issues and solutions within the El Cajon business community.

El Cajon Branch Library

The County Library in downtown El Cajon provides space to legal assistance services and other homeless outreach programs.

Salvation Army – El Cajon

The Salvation Army offers an all-encompassing “Adult Rehabilitation Program” for drug and alcohol abuse at no cost to the participants to include the homeless population. Additional services include classes on meal planning and proper nutrition, adult school, life skills, and food assistance. The City of El Cajon recently approved entitlements for an expanded and improved Salvation Army Center that will include a food service component.

Volunteers of America

A nationwide organization that includes a local facility in El Cajon, the Carlton G. Luhman Center for Supportive Living. The VOA currently has 45 beds for adult males. Six of those beds are for transitional patients from East County Mental Health. VOA provides counseling services to their resident clients. The average stay at VOA is 2-3 years. While not classified as a homeless shelter, they house individuals to prevent them from becoming homeless. Many of the clients do not have alternative housing options

Meals on Wheels

Provides low cost home-delivered food and safety checks to seniors. This effort allows low income seniors to allocate limited resources to housing cost and prevents homelessness. This organization was awarded \$15,000 in CDBG funds this fiscal. They act as a homeless prevention organization.

Mobile Home Rehabilitation Program

This program provides a no interest loan to low income seniors for needed repairs. There is no payback required until the mobile home is sold. This approach helps keep seniors in their home.

Home of Guiding Hands

Home of Guiding Hands was awarded \$38,000 by the City of El Cajon for improvements to single-family homes in order to provide housing for developmentally disabled adults. This program prevents homelessness.

Church Community

El Cajon’s church community provides food service and other services for homeless on a regular basis. Included in this effort is:

Warriors of God Ministries – El Cajon

Homeless Outreach Ministries – El Cajon

First Baptist Church – Prescott Promenade

The Rock East

East County Rock Disciples of Christ Evangelism

The Welcome Church of El Cajon

Recommendation 16-58: *Initiate coordinated homelessness-related efforts to increase prevention, shelter, and transitional housing service in East County.*

Response: The recommendation has been implemented.

Explanation: The City of El Cajon has already accomplished this recommendation, as reflected in the response to Finding 02. The City of El Cajon is perhaps the only suburban community within San Diego County to have funded and supported such a wide array of services and provided such attention to the homeless community.

Homelessness is fundamentally a regional issue, not a local one. There is a significant lack of homeless transitional housing and treatment and prevention programs throughout the region and attention needs to be paid to increasing such programs regionally, in locations that both make sense and are fair to all communities. The recommendation that El Cajon take on an even greater burden regarding this issue than it already has is inappropriate and fails to recognize the regional nature of this problem.

The City of El Cajon is very concerned that, given the preponderance of homeless services already provided in this community, this circumstance is now acting to attract even more homeless individuals from throughout the region. There is strong evidence over recent years that this has, in fact, happened.

The City of El Cajon fully agrees with the County Board of Supervisors Comprehensive Homeless Policy, which states, "The County supports the equitable distribution of facilities and services throughout the Region so that no one jurisdiction or community is impacted by providing more than its fair share of facilities and services."

This policy, unfortunately, has not been implemented. The City of El Cajon calls upon the Grand Jury to recommend that this Board of Supervisor's Policy be effectively implemented throughout the region.

Recommendation 16-59:

Join the Regional Continuum of Care Council and participate in its work.

Response:

The City of El Cajon has worked with the Regional Continuum of Care Council in the past and will formally join the organization within the next year.

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City of El Cajon Agenda Report

MEETING: 8/9/16

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:

- July 29, 2016 - Refugee Back to School Night – Meridian School
- August 3, 2016 - Meeting w/ Ramzi Murad
- August 4, 2016 - District Election Workshop
- August 9, 2016 - City Council Meetings at 3:00 and 7:00 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	8/2/2016-Read second time. Ordered to third reading.
AB	2121	Gonzalez	Alcoholic beverage control: Responsible Interventions for Beverage Servers Training Act of 2016. (Amended: 4/12/2016)	2/23/2016	Watch	Assembly	8/1/2016-In committee: Referred to APPR. suspense file.
SB	819	Huff	Powdered Alcohol (Amended: 3/15/2016)	1/26/2016	Support	Senate	6/28/2016-From committee with author's amendments. Read second time and amended. Re-referred to Com. on APPR.
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)
SB	1046	Hill	Driving under the influence: ignition interlock device. (Amended: 4/13/2016)	2/23/2016	Support	Senate	8/1/2016-From committee with author's amendments. Read second time and amended. Re-referred to Com. on APPR.

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 August 3, 2016 at 10:00 a.m. for the August 3, 2016 City Council Meeting.

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2016 AUG -1 P 3: 28

City of El Cajon Agenda Report

MEETING: 8/1/16

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:

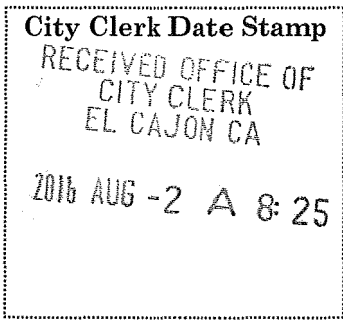
Since the last City Council meeting, I have attended the following events on behalf of the City of El Cajon:

- August 4, 2016 - Meeting w/ City Manager
- August 9, 2016 - City Council Meetings at 3:00 and 7:00 p.m.

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

SUBMITTED BY,


Gary Kendrick
Gary Kendrick
Councilmember 



City of El Cajon Agenda Report

MEETING: 8/9/16

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:

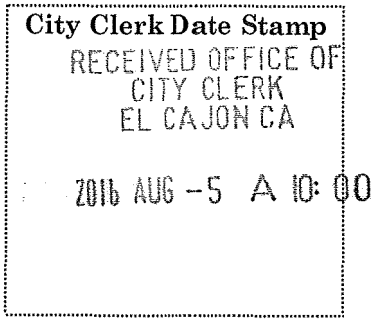
- July 28, 2016 - MTS Board Meeting
- August 5, 2016 - Meeting with City Manager
- August 9, 2016 - City Council Meetings at 3:00 and 7:00 p.m.

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

SUBMITTED BY,

Tony Ambrose
 Tony Ambrose
 Mayor Pro Tem





City of El Cajon Agenda Report

MEETING: 8/9/16

ITEM NO: 10.1



TO: Mayor Wells, Mayor Pro Tem Ambrose
Councilmembers Kendrick and McClellan

FROM: Councilmember Bales

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:

- August 4, 2016 - District Election Ballot Initiative Educational Workshop
- August 5, 2016 - Services for Fallen SDPD Officer – Shadow Mountain Church
- August 9, 2016 - Meeting with City Manager
- August 9, 2016 - City Council Meetings at 3:00 and 7:00 p.m.

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

SUBMITTED BY,

Star Bales
Councilmember

ORDINANCE NO. ___-16

AN ORDINANCE APPROVING ZONE RECLASSIFICATION NO. 2319 FOR THE REZONING OF PROPERTY LOCATED ON THE WEST SIDE OF SOUTH MOLLISON AVENUE BETWEEN PORTLAND STREET AND EAST CHASE AVENUE FROM RS-6 (RESIDENTIAL, SINGLE-FAMILY, 6000 SQ. FT.) ZONE TO RM-2200 (RESIDENTIAL, MULTI-FAMILY, 2200 SQ. FT.) ZONE; APN: 493-225-25-00; GENERAL PLAN DESIGNATION: MEDIUM DENSITY RESIDENTIAL (MR)

WHEREAS, the El Cajon Planning Commission held a duly advertised public hearing on June 7, 2016, to consider Zone Reclassification No. 2319, for a change in the zoning designation of the subject property from the RS-6 zone to the RM-2200 zone, as submitted by Skyridge Partners, LLC for the property on the west side of South Mollison Avenue, and addressed 1044 South Mollison Avenue; and

WHEREAS, in accordance with CEQA Guidelines section 15061(b)(2), and prior to making a recommendation to the City Council, the Planning Commission reviewed and considered the information contained in the project staff report; and

WHEREAS, the El Cajon Planning Commission adopted Resolution No. 10851 recommending to the El Cajon City Council approval of the proposed categorical exemption for the project under section 15332 (*In-fill Development*) of CEQA Guidelines, which allows for in-fill development in urbanized areas, as the record of proceedings contains evidence to support the determination of the Class 32 Categorical Exemption applies; and

WHEREAS, the El Cajon Planning Commission adopted Resolution No. 10852 recommending City Council approval of Zone Reclassification No. 2319, for a change in the zoning designation from the RS-6 to the RM-2200 zone for property located on the west side of South Mollison Avenue, and addressed 1044 South Mollison Avenue; and

WHEREAS, at the public hearing the City Council received evidence through public testimony and comment, in the form of verbal and written communications and reports prepared and presented to the City Council, including (but not limited to) evidence such as the following:

- A. The proposed rezoning to the RM-2200 zone is consistent with the Medium Density Residential land use designation as indicated in the General Plan Zoning Consistency Chart. Furthermore, the RM-2200 zone would provide for residential uses and development standards compatible with the surrounding neighborhood. The rezone would facilitate the development of the site for residential uses in conformance with Housing Element policies to increase the number of housing units available to all income levels.
- B. There are no applicable specific plans governing the subject property.

- C. The proposed zone change will facilitate the development of an underutilized property with housing, which will also assist the City in meeting its share of regional housing needs. The creation of additional housing units for various age and income groups is in the interest of public necessity, convenience, and general welfare.

WHEREAS, after considering such evidence and facts the El Cajon City Council did consider Zone Reclassification No. 2319 as presented at its meeting.

NOW, THEREFORE, the City Council of the City of El Cajon does ordain as follows:

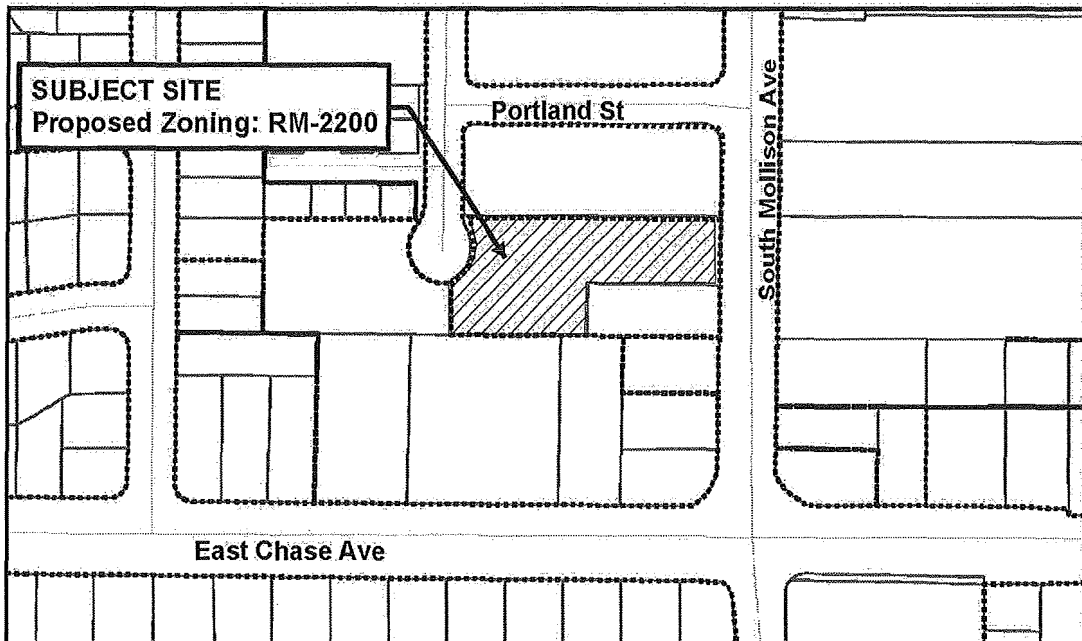
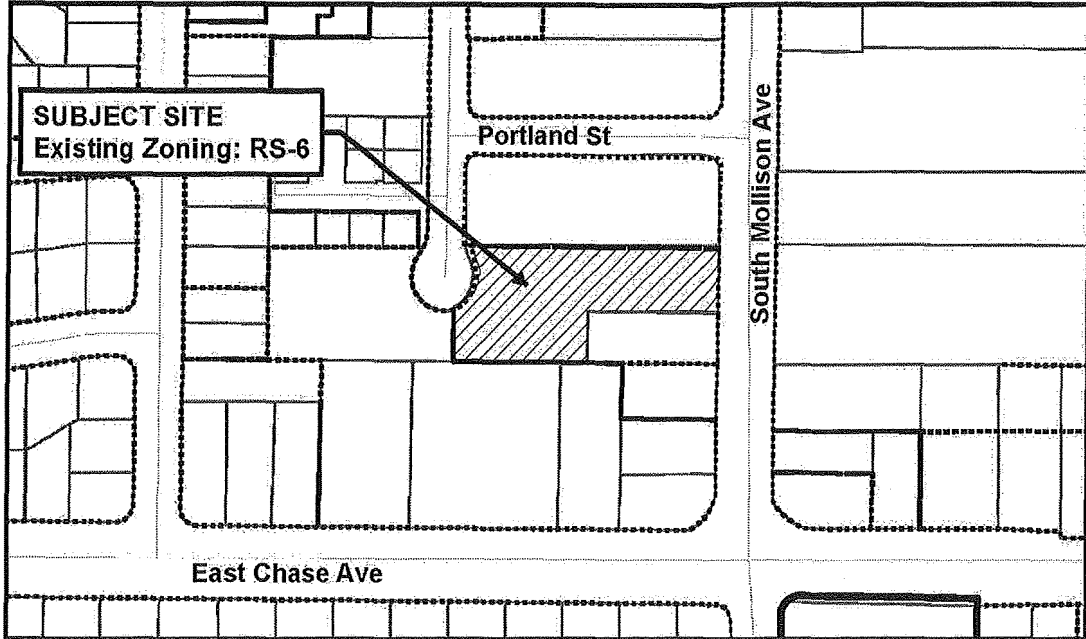
Section 1. That the foregoing recitals are true and correct, and are findings of fact of the El Cajon City Council in regard to Zone Reclassification No. 2319.

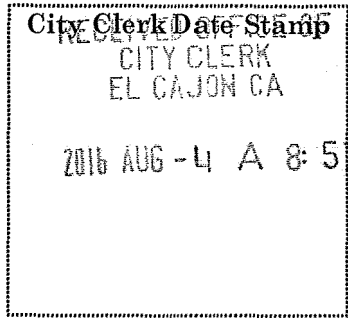
Section 2. That based upon said findings of fact, the El Cajon City Council hereby approves Zone Reclassification No. 2319 to rezone the subject property from the RS-6 zone to the RM-2200 zone, located on the west side of South Mollison Avenue, and addressed 1044 South Mollison Avenue, in accordance with attached Exhibit "A."

07/26/16 (Item 100) – First Reading
08/09/16 (Item 14.1) – Second Reading

Skyridge ZR 2319 Ord 062216

Exhibit "A"
Zone Reclassification No. 2319





City of El Cajon Agenda Report

MEETING: 08-09-16

ITEM NO: 100



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

FROM: Anthony Shute, Deputy Director of Community Development

SUBJECT: 172 WELLS REZONING – ZONE RECLASSIFICATION NO. 2321

RECOMMENDATION: That the City Council

1. Opens the public hearing and receives testimony;
2. Closes the public hearing;
3. Moves to INTRODUCE the next ORDINANCE in order APPROVING Zone Reclassification No. 2321.

PROJECT DESCRIPTION

The project consists of a request to rezone the subject site from the O-P (Office-Professional) to the RM-1450 (Residential, Multi-Family, 1,450 square feet) zone. El Cajon Municipal Code section 17.20.020.A. permits the property owner to initiate this rezoning request which would align the site’s zoning with the City’s General Plan. State law requires zoning to be consistent with the General Plan. There is no companion item with this request.

BACKGROUND

General Plan:	High Density Residential (HR)
Specific Plan:	Downtown Master Plan (SP No. 182)
Zone:	Office-Professional (O-P)
Other City Plan(s):	None
Regional and State Plan(s):	None
Notable State Law(s):	None

Project Site & Constraints

The subject property occupies the northwest corner of Wells and Graves Avenues with frontage on both streets. The site area is 10,170 square feet, generally flat, and is currently vacant. There is a driveway off Wells Avenue. Curbside parking is available along both street frontages.

Surrounding Context

Properties surrounding the project site are developed and zoned as follows:

Direction	Zones	Land Uses
North	RM-2200	Apartments
South	C-R	Restaurant, retail and offices
East	RM-1450	Apartments
West	C-G, RM-1450	Commercial office and apartments

General Plan

The current land use designation of the subject property is High Density Residential (HR) according to the General Plan Land Use Map. The HR designation is intended to accommodate residential development in the density range of 20 to 30 dwellings units per acre.

The attached General Plan Zoning Consistency Chart lists the individual zone districts which are compatible within the various land use designations of the General Plan. According to the chart, the proposed RM-1450 zone is compatible with the proposed HR General Plan designation so rezoning the property to the RM-1450 zone would bring the property's zoning into conformance with the General Plan.

Specific Plan No. 182

SP No. 182 is intended to create a mixed-use urban village in downtown El Cajon. It includes special development standards and design requirements for new developments and external building renovations while emphasizing a pedestrian friendly environment. Furthermore, SP No. 182 provides for the reduction in standard parking requirements for mixed-use projects composed of retail, office, and/or residential development by conditional use permit (CUP). The proposed rezone does not eliminate the opportunity to apply SP No. 182 standards.

Municipal Code

The Zoning Code provides the minimum lot requirements for properties within residential zone categories. The proposed RM-1450 zone is intended for residential development in the high density range which is between 20 to 30 units per acre and requires a minimum lot area of 7,000 square feet, a minimum lot width of 70 feet, and a minimum lot depth of 90 feet. The lot is 95.05 feet in width and 107 feet in depth.

DISCUSSION

Zone Change

The proposal to change the zoning designation of the subject property from O-P to RM-1450 is consistent with the goals and policies of the General Plan, which call for a broad range of housing types, and the fulfillment of regional housing needs. Furthermore, the proposed zone is consistent with the General Plan land use designation and brings the property's zone into conformance with the General Plan. Moreover, the area and dimensions of the subject property exceed the minimum lot requirements of the proposed RM-1450 zone.

Development Standards

If and when the subject site is developed, the property would be subject to the following development standards of the RM-1450 zone:

Development Standard	RM-1450 Zone
Density	1 unit/1,450 square feet of total lot area Max 7 units per acre
Setbacks	10 feet (min) – front and exterior 5 feet (min) – interior 10 feet (min) – rear
Building Height	45 feet (max)
Lot Coverage	60% (including parking areas and driveway aisles)
Parking	2 parking spaces per studio or 1 bedroom unit or 2.25 parking spaces per unit with 2 or more bedrooms

Any subsequent residential development proposal would be subject to satisfying the RM-1450 development standards, SP No. 182 regulations, and architectural requirements. An applicant would have the ability to propose a common interest development or for rent project. In either scenario, the site yield is approximately seven units.

PLANNING COMMISSION DECISION

On July 19, 2016, the Planning Commission voted 5-0 and adopted Resolution No. 10857 recommending City Council approval of the proposed project. Staff noted that actions such as this to rezone properties to be consistent with the General Plan are consistent with state law which requires zoning to be aligned with the general plan, and with the City’s efforts to meet regional housing needs by creating options for new housing. There was no public opposition voiced at the Planning Commission hearing.

FINDINGS

Zone Reclassification

A. *The proposed zoning amendment, including any changes proposed in the various land uses to be authorized, is compatible with the objectives, policies, general land uses, and programs specified in the general plan.*

The proposed RM-1450 zone is consistent with the General Plan Land Use designation of HR as indicated in the General Plan Zoning Consistency Chart. Furthermore, the proposed RM-1450 zone provides an opportunity to add units to the City’s housing stock and provide housing options.

B. *The proposed zoning amendment is consistent with any applicable specific plan governing development of the subject property.*

The proposed RM-1450 is consistent with Downtown Specific Plan No. 182 which provides development standards and design requirements for new developments.

C. It is in the public necessity and convenience and/or general welfare that the zoning regulations governing the property be changed.

The RM-1450 zone makes the subject property consistent with the High Density Residential General Plan designation for the site. The rezone of the site creates more housing opportunities.

CALIFORNIA ENVIRONMENTAL QUALITY ACT

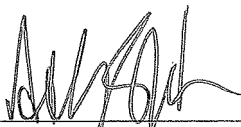
This request is exempt from CEQA under the general rule that CEQA applies only to projects that have the potential for causing a significant effect on the environment [Guidelines Section 15061(b)(3)]. The CEQA Guidelines define a "significant effect on the environment" as "a substantial adverse change in the physical conditions which exist in the area affected by the proposed project including land, air, water, minerals, flora, fauna, ambient noise, and objects of historic or aesthetic significance." The requested zone change is consistent with the El Cajon General Plan and it will not directly result in any physical changes or any expansion of use of the site at this time.

PUBLIC NOTICE & INPUT

Notice of this public hearing was published in the East County Gazette and mailed on July 28, 2016, to all property owners within 300 feet of the project site and to anyone who requested such notice in writing, in compliance with Government Code Sections 65090, 65091, and 65092, as applicable. Additionally, as a public service, the notice was posted in the kiosk at City Hall and on the City's website. The notice was also mailed to the two public libraries in the City of El Cajon, located at 201 East Douglas Avenue and 576 Garfield Avenue.

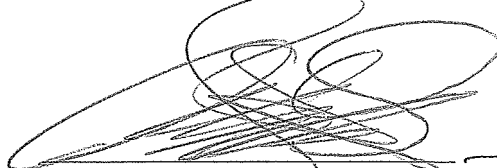
FISCAL IMPACT: None.

PREPARED BY:



Anthony Shute
DEPUTY DIRECTOR
OF COMMUNITY
DEVELOPMENT

REVIEWED BY:



Majed Al-Ghafry
ASSISTANT
CITY MANAGER

APPROVED BY:



Douglas Williford
CITY MANAGER

ATTACHMENTS

1. Public Hearing Notice/Location Map
2. Proposed Ordinance APPROVING Zone Reclassification No. 2321
3. Planning Commission Resolution No. 10857 without attachments
4. Planning Commission excerpt draft minutes dated 07-19-16
5. Aerial Photograph of Subject Site
6. General Plan Zoning Consistency Chart
7. Application & Disclosure statement
8. Reduced site plan

RM-2200

RS-6

C-G

RS-6

All property owners within this line shall receive notification

E MADISON AV

RS-6

GRAVES AV

RM-4300

RS-6

R

RM-1450

Subject Site

N MAGNOLIA AV

C-G

RM-1450

C-G

RM-2200

RM-6000

RM-1450

C-G

O-P

RS-6

WELLS AV

C-G

RS-6

C-R

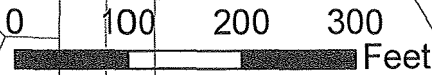
PENNSYLVANIA AV

PRD-LOW-MED

C-G

VERMONT CT

N



CONNECTICUT AV

NOTICE OF PROPOSED
ZONE RECLASSIFICATION

NOTICE IS HEREBY GIVEN that the El Cajon City Council will hold a public hearing at **7:00 p.m., Tuesday, August 9, 2016**, in the City Council Chambers, 200 Civic Center Way, El Cajon, CA, to consider: **ZONE RECLASSIFICATION NO. 2321**, as submitted by Faisal Yacoub, requesting to rezone property from Office Professional (O-P) to Residential Multi-family (RM-1450). The subject property is addressed as 172 Wells Avenue. This project is exempt from the California Environmental Quality Act (CEQA).

The public is invited to attend and participate in this public hearing. The agenda report for this project will be available 72 hours prior to the meeting at <http://www.cityofelcajon.us/your-government/calendar-meetings-list>. In an effort to reduce the City's carbon footprint, paper copies will not be provided at the public hearing, but will be available at the City Clerk counter upon request.

If you challenge the matter in court, you may be limited to raising only those issues you or someone else raised at the public hearings described in this notice or in written correspondence delivered to the Commission or Council at, or prior to, the public hearings. The City of El Cajon encourages the participation of disabled individuals in the services, activities, and programs provided by the City. Individuals with disabilities who require reasonable accommodation in order to participate in the public hearing should contact Planning at 619.441.1742. More information about planning and zoning in El Cajon is available at <http://www.cityofelcajon.us/your-government/departments/community-development/planning-division>.

If you have any questions, or wish any additional information, please contact **LORENA CORDOVA** at 619.441.1539 or via email at lcordova@cityofelcajon.us and reference "172 Wells" in the subject line.

ORDINANCE NO. -16

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)

WHEREAS, the El Cajon Planning Commission held a duly advertised public hearing on July 19, 2016, to consider Zone Reclassification No. 2321, for a change in the zoning designation of the subject property from the O-P zone to the RM-1450 zone, as submitted by Faisal Yacoub for the property on the northwest corner of Wells and Graves Avenues, and addressed 172 Wells Avenue; and

WHEREAS, in accordance with CEQA Guidelines Section 15061(b)(2), and prior to making a recommendation to the City Council, the Planning Commission reviewed and considered the information contained in the project staff report; and

WHEREAS, the El Cajon Planning Commission adopted Resolution No. 10857 recommending City Council approval of Zone Reclassification No. 2321, for a change in the zoning designation from the O-P to the RM-1450 zone for property located on the northwest corner of Wells and Graves Avenue, and addressed 172 Wells Avenue; and

WHEREAS, it is proposed that the rezoning of the subject property is exempt from CEQA under section 15061(b)(3)(General Rule) of CEQA Guidelines where it can be seen with certainty the rezoning does not have the potential to cause a significant effect on the environment; and

WHEREAS, at the public hearing the City Council received evidence through public testimony and comment, in the form of verbal and written communications and reports prepared and presented to the City Council, including (but not limited to) evidence such as the following:

- A. The proposed RM-1450 zone is consistent with the General Plan Land Use designation of HR as indicated in the General Plan Zoning Consistency Chart. Furthermore, the proposed RM-1450 zone provides an opportunity to add units to the City's housing stock and provide housing options.
- B. The proposed RM-1450 is consistent with Downtown Specific Plan No. 182 which provides development standards and design requirements for new developments.
- C. The RM-1450 zone makes the subject property consistent with the High Density Residential General Plan designation for the site. The rezone of the site creates more housing opportunities.

WHEREAS, after considering such evidence and facts, the El Cajon City Council did consider Zone Reclassification No. 2321 as presented at its meeting.

NOW, THEREFORE, the City Council of the City of El Cajon does ordain as follows:

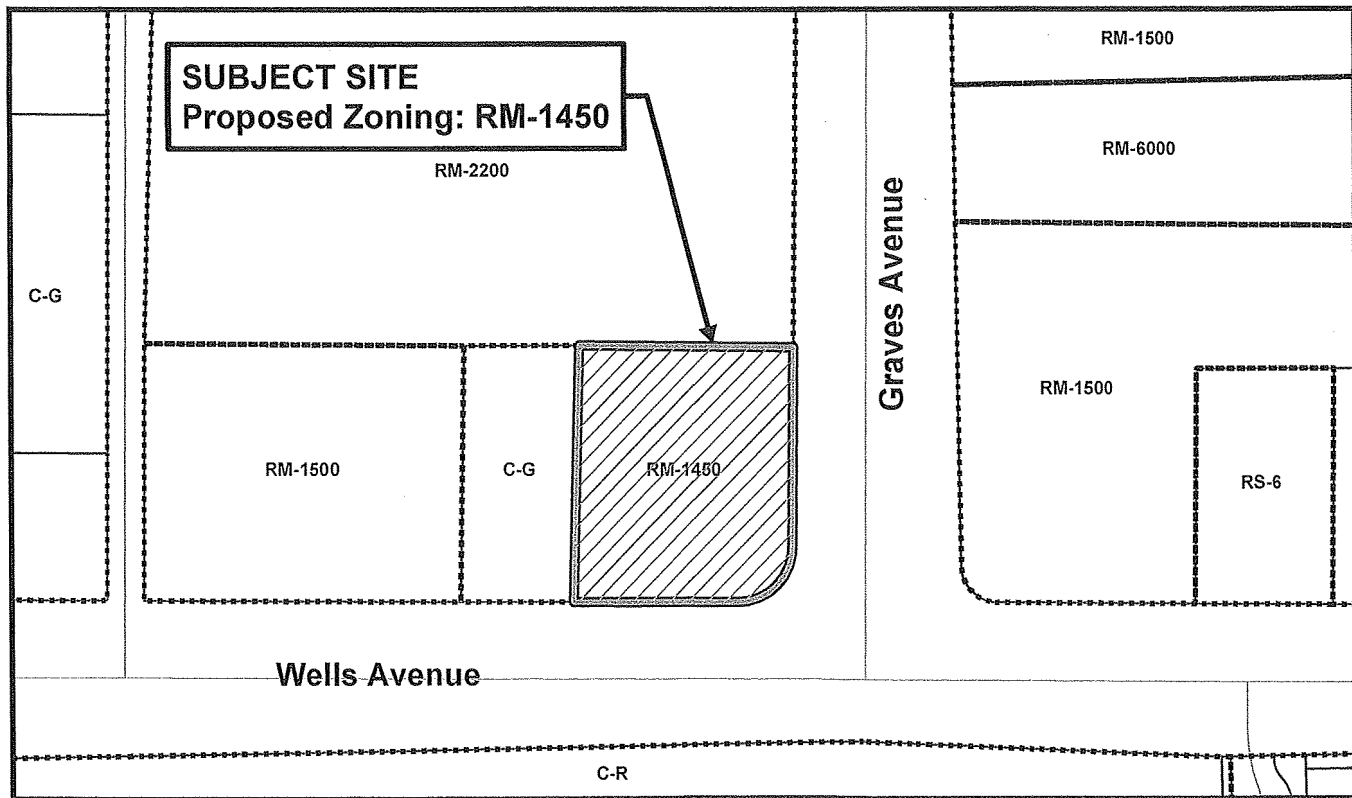
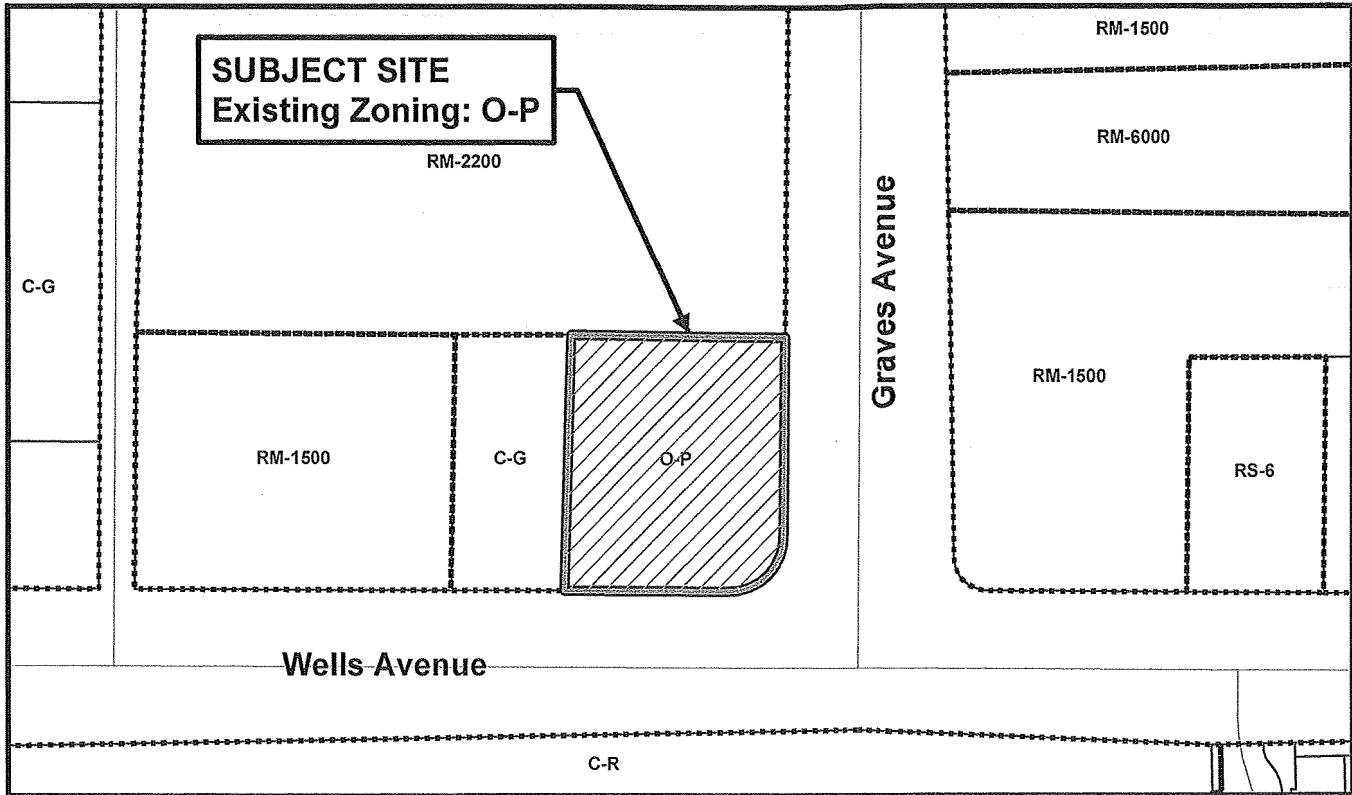
Section 1. That the foregoing recitals are true and correct, and are findings of fact of the El Cajon City Council in regard to Zone Reclassification No. 2321.

Section 2. That based upon said findings of fact, the El Cajon City Council hereby approves Zone Reclassification No. 2321 to rezone the subject property from the O-P zone to the RM-1450 zone, located on the northwest corner of Wells and Graves Avenue, and addressed 172 Wells Avenue, in accordance with attached Exhibit "A."

08/09/16 (Item 100) – First Reading
09/13/16 (Item 14.1) – Second Reading

ZR 2321 – 172 Wells 080216

Exhibit "A"
CC Ordinance No. -16
Zone Reclassification No. 2321



PLANNING COMMISSION RESOLUTION NO. 10857

A RESOLUTION RECOMMENDING CITY COUNCIL APPROVAL OF ZONE RECLASSIFICATION NO. 2321 FOR THE REZONING OF PROPERTY LOCATED AT THE NORTHWEST CORNER OF WELLS AND GRAVES AVENUES FROM O-P (OFFICE-PROFESSIONAL) TO RM-1450 (RESIDENTIAL, MULTI-FAMILY, 1,450 SQUARE FEET) ZONE; APN: 488-010-13; GENERAL PLAN DESIGNATION: HIGH DENSITY RESIDENTIAL (HR).

WHEREAS, the El Cajon Planning Commission held a duly advertised public hearing on July 19, 2016, to consider Zone Reclassification No. 2321, to consider a change in the zoning designation from the O-P to the RM-1450 zone, as submitted by Faisal Yacoub, for the property at the northwest corner of Wells Avenue and Graves Avenue, and addressed as 172 Wells Avenue; APN: 488-010-13; and

WHEREAS, in accordance with CEQA Guidelines Section 15061(b)(3), and prior to making a recommendation to the City Council, the Planning Commission reviewed and considered the information contained in the project staff report; and

WHEREAS, at the public hearing the Planning Commission received evidence through public testimony and comment, in the form of verbal and written communications and reports prepared and presented to the Planning Commission, including (but not limited to) evidence such as the following:

- A. The proposed RM-1450 zone is consistent with the General Plan Land Use designation of HR as indicated in the General Plan Zoning Consistency Chart. Furthermore, the proposed RM-1450 zone provides an opportunity to add units to the City's housing stock and provide housing options.
- B. The proposed RM-1450 is consistent with Downtown Specific Plan No. 182 which provides development standards and design requirements for new developments.
- C. The RM-1450 zone makes the subject property consistent with the High Density Residential General Plan designation for the site. The rezone of the site creates more housing opportunities.

WHEREAS, after considering such evidence and facts the Planning Commission did consider Zone Reclassification No. 2321 as presented at its meeting.

Planning Commission Resolution No. 10857

NOW, THEREFORE, BE IT RESOLVED by the El Cajon Planning Commission as follows:

Section 1. That the foregoing recitals are true and correct, and are findings of fact of the El Cajon Planning Commission in regard to Zone Reclassification No. 2321.

Section 2. That based upon said findings of fact, the El Cajon Planning Commission hereby RECOMMENDS City Council APPROVAL of Zone Reclassification No. 2321 to rezone property from the O-P to the RM-1450 zone, located at the northwest corner of Graves Avenue and Graves Avenue, in accordance with the attached Exhibit "A".

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PASSED AND ADOPTED by the El Cajon Planning Commission at a regular meeting held July 19, 2016 by the following vote:

AYES:	CIRCO, LONGORIA, MROZ, SOTTILE, TURCHIN
NOES:	NONE
ABSENT:	NONE



Anthony SOTTILE, Chairman

ATTEST:



Anthony SHUTE, AICP, Secretary

DRAFT EXCERPT FROM THE MINUTES OF THE EL CAJON PLANNING COMMISSION MEETING

July 19, 2016

Agenda Item:	2
Project Name:	172 Wells Rezoning
Request:	Rezone property from Office Professional (O-P) to Residential Multi-family (RM-1450)
CEQA Recommendation:	Exempt
STAFF RECOMMENDATION:	APPROVE
Project Number(s):	Zone Reclassification (ZF) No. 2321
Location:	172 Wells Avenue
Applicant:	Faisal Yacoub; faghka_2777@yahoo.com; 858.735.8074
Project Planner:	Lorena Cordova; lcordova@cityofelcajon.us; 619.441.1539
City Council Hearing Required?	Yes August 9, 2016
Recommended Actions:	<ol style="list-style-type: none"> 1. Conduct the public hearing; and 2. MOVE to adopt the next resolution in order recommending City Council approval of proposed Zone Reclassification No. 2321, subject to conditions.

SHUTE summarized the agenda report in a PowerPoint presentation.

LONGORIA noted that this is another project that encourages residential development.

SOTTILE opened the public hearing.

Faisal YACOUB addressed the Commission. He noted finding reasonably priced units for rent is difficult. Commissioners encouraged owner-occupied units and thanked him for efforts.

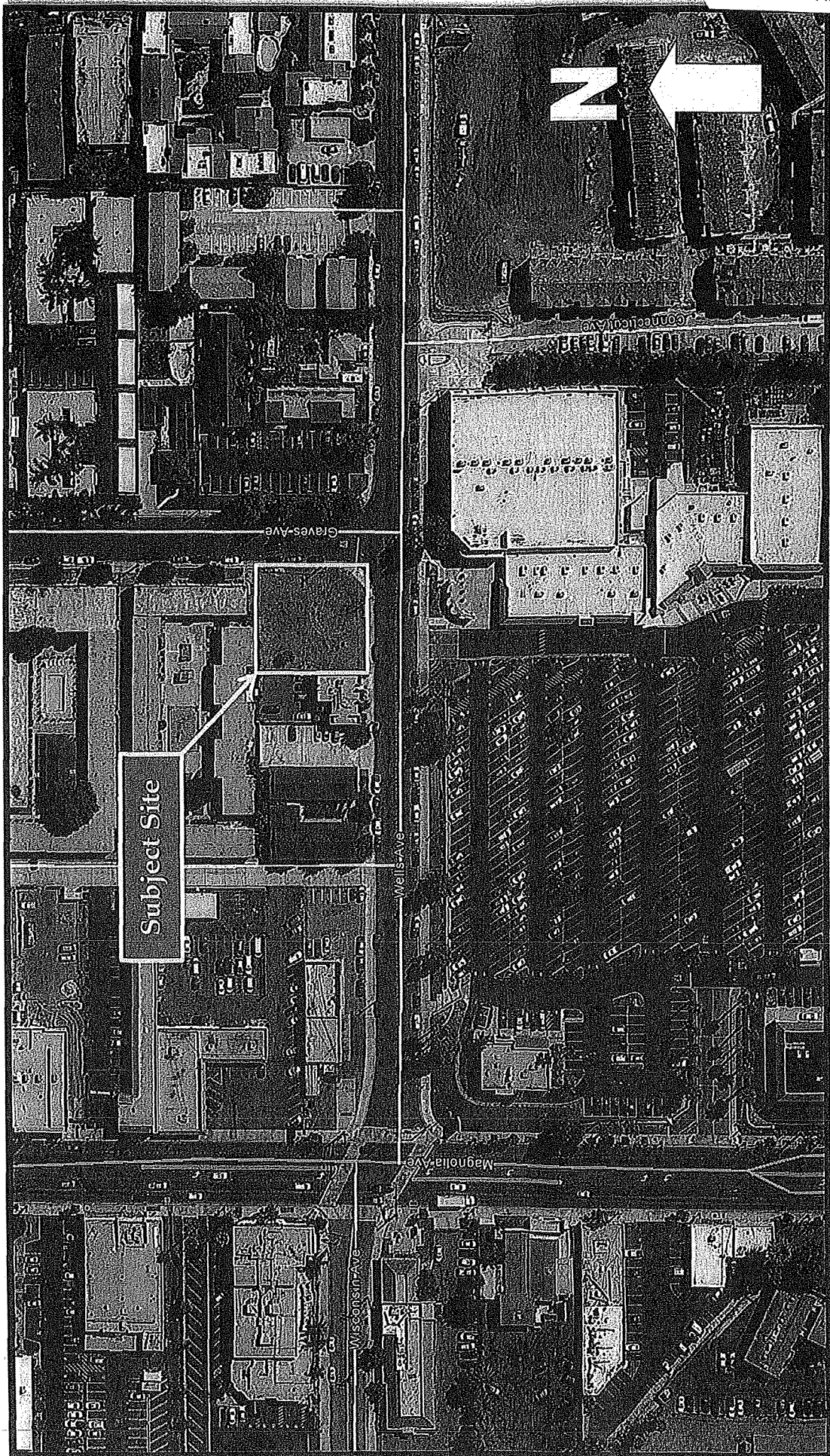
In response to Chairman SOTTILE, the property owner replied that he did not read conditions of approval. SOTTILE recommended that he read them.

Rabie MIKHA, designer, approached the podium. He noted that the property is very small and residential use is more functional. Commissioners reiterated support of owner-occupied use of property.

Motion was made by CIRCO, seconded by MROZ, to close the public hearing; carried 5-0.

Motion was made by MROZ, seconded by SOTTILE, to adopt the next resolution in order recommending City Council approval of proposed Zone Reclassification No. 2321, subject to conditions; carried 5-0.

Aerial Image
172 Wells Avenue



City of El Cajon
Zoning Consistency Chart – Adopted by City Council on July 13, 2010 – Resolution No. 94-10

	O-S	PRD	RS-40	RS-20	RS-14	RS-9	RS-6	RM-6000	RM-4300	RM-2500	RM-2200	RM-1500	M-HR	M-U	O-P	P	C-N	C-G	C-R	C-M	M	H ^A
Industrial Park																X				■	X	■
Light Industrial																X				X	■ ^C	■
Regional Commercial														X		X	■		X			■
General Commercial														X		X	■	X				■
Neighborhood Commercial														X	X	X	X	■				■
Office/Non-Retail														■	X	X						■
Low Low Residential	■ ^B	X	X	X	■																	■
Low Residential		X		■ ^B	X	X	X	■	■													■
Low Medium Residential		X					■ ^B	■	X	X												■
Medium Residential		■							■ ^B	■ ^B	X			■								■
High Residential		■								■ ^B	■ ^B	X	■	X								■
Open Space	X	■	■																			■

LEGEND: X – Consistent with General Plan
 ■ – May be found consistent with applicable general plan land use designation

- Footnotes:**
- A. Rezoning to add hillside overlay may be found consistent, if at least 50% of the lot has an average natural slope of 10% or more.
 - B. May be found consistent with applicable General Plan land use designation, if property owner makes such a request and there is no public purpose in requiring a more intense use.
 - C. May be found consistent with Light Industrial land use designation under unique and unusual circumstances – such finding enables the property to be used for all purposes and uses authorized by the M zoning district.

- General Notes:**
- 1. All zones may be found consistent with General Plan public institution, school, and park land use designations.
 - 2. All zones may be found consistent with special development areas, if found to further the provisions of the particular special development area.

HISTORICAL NOTES

Originally adopted 12/26/79, pursuant to Resolution No. 640-79.

Amended on 12/20/80, pursuant to Resolution No. 509-83 to show "M" zone consistent with "Light Industrial" under unique and unusual circumstances.

Amended on 12/18/84, pursuant to Resolution No. 519-84 to show "R-P" zone consistent with "Medium Density Residential" under unique and unusual circumstances; also added language to the symbol for consistency under unique and unusual circumstances as follows:

"The finding of 'unique and unusual circumstances' which enables a property to conform to the General Plan and to retain the property's existing zoning, enables the property to be used for all purposes and uses authorized by the existing zoning and does not in any way limit the uses of the property to the specific uses engaged in at the time of the finding of unique and unusual circumstances."

Amended on 1/8/91, pursuant to Resolution No. 10-91 to add the "Low Medium Residential" designation and to revise zoning consistency for residential zones to reflect lower density ranges resulting from Ordinance No. 4212 (12/89) and GPA 1990-01. Also amended to show PRD Low Low zone consistent with the "Open Space" designation under unique and unusual circumstances, and to remove the "General Industrial" classification and the G-M zone from the matrix.

Amended on 3/17/92, pursuant to Resolution No. 96-92 to show R-2 consistent with the "Low Residential" designation under unique and unusual circumstances.

Amended on 8/10/93, pursuant to Resolution No. 300-93 to add the "General Industrial" classification, and show that it is consistent with the P, M, and G-M zones, and consistent under unique and unusual circumstances with the H zone.

Amended on 2/28/95, pursuant to Resolution No. 75-95 to delete the "General Industrial" classification and the L-M and G-M zones.

Project Location

Parcel Number (APN): 488-010-13-00

Address: 172 N. Wells Ave, El Cajon CA 92020

Nearest Intersection: Magnolia Ave.

Project Description (or attach separate narrative)

Re-zoning from a mixed used zone (office & Residential)
to a Residential zone only (apartments & condominiums)
Zone HR to RM-1450

Hazardous Waste and Substances Statement

Section 65962.5(f) of the State of California Government Code requires that before the City of El Cajon accepts as complete an application for any discretionary project, the applicant submit a signed statement indicating whether or not the project site is identified on the State of California Hazardous Waste and Substances Sites List. This list identifies known sites that have been subject to releases of hazardous chemicals, and is available at <http://www.calepa.ca.gov/sitecleanup/corteselist/>. Check the appropriate box and if applicable, provide the necessary information:

The development project and any alternatives proposed in this application:

is/are NOT contained on the lists compiled pursuant to Government Code Section 65962.5.

is/are contained on the lists compiled pursuant to Government Code Section 65962.5.

If yes, provide Regulatory Identification Number: _____ Date of List: _____

Authorization

Applicant Signature¹: _____ Date: _____

Property Owner Signature²: Farrid _____ Date: 04/19/16

1. **Applicant's Signature:** I certify that I have read this application and state that the above information is correct, and that I am the property owner, authorized agent of the property owner, or other person having a legal right, interest, or entitlement to the use of the property that is the subject of this application. I understand that the applicant is responsible for knowing and complying with the governing policies and regulations applicable to the proposed development or permit. The City is not liable for any damages or loss resulting from the actual or alleged failure to inform the applicant of any applicable laws or regulations, including before or during final inspections. City approval of a permit application, including all related plans and documents, is not a grant of approval to violate any applicable policy or regulation, nor does it constitute a waiver by the City to pursue any remedy, which may be available to enforce and correct violations of the applicable policies and regulations. I authorize representatives of the City to enter the subject property for inspection purposes.
2. **Property Owner's Signature:** If not the same as the applicant, property owner must also sign. A signed, expressed letter of consent to this application may be provided separately instead of signing this application form. By signing, property owner acknowledges and consents to all authorizations, requirements, conditions and notices described in this application. Notice of Restriction: property owner further acknowledges and consents to a Notice of Restriction being recorded on the title to their property related to approval of the requested permit. A Notice of Restriction runs with the land and binds any successors in interest.



Disclosure Statement

This statement is intended to identify and avoid potential conflicts of interest that may exist between the project proponents and the decision makers; including City staff, Planning Commissioners, and City Council members.

The following information must be disclosed:

1. List the names and addresses of all persons having a financial interest in the application.

<u>Faisal Yacoub</u>	<u>12142 Via SERVANO, El Cajon CA 92019</u>
_____	_____

List the names and address of all persons having any ownership interest in the property involved.

_____	_____
_____	_____

2. If any person identified pursuant to (1) above is a corporation or partnership, list the names and addresses of all individuals owning more than 10% of the shares in the corporation or owning any partnership interest in the partnership.

_____	_____
_____	_____

3. If any person identified pursuant to (1) above is a trust, list the name and address of any person serving as trustee or beneficiary or trustor of the trust.

_____	_____
_____	_____

4. Have you or your agents transacted more than \$500.00 worth of business with any member of City staff, Boards, Commissions, Committees and Council within the past 12 months or \$1,000.00 with the spouse of any such person? Yes _____ No X

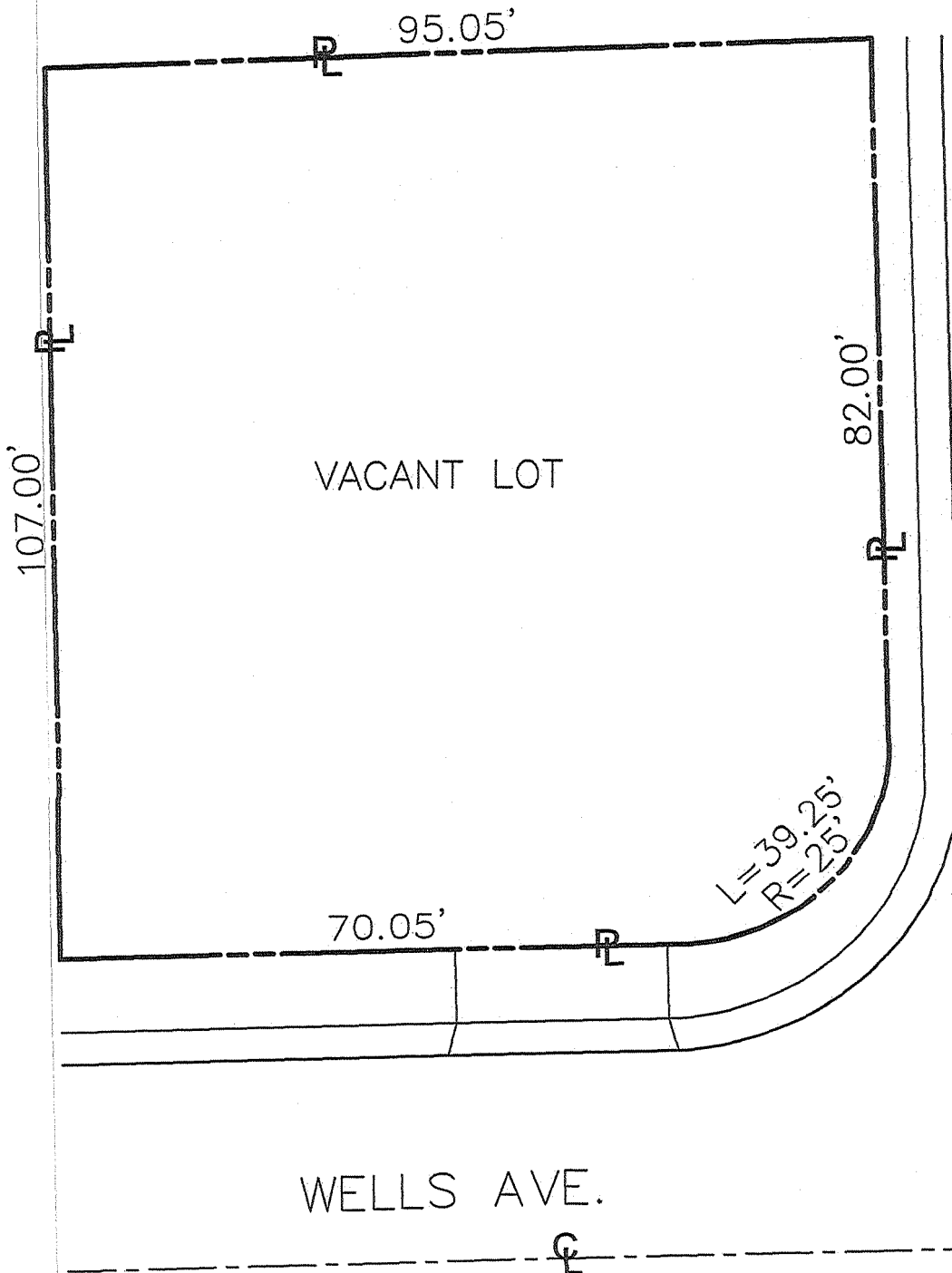
If yes, please indicate person(s), dates, and amounts of such transactions or gifts.

"Person" is defined as "Any individual, proprietorship, firm, partnership, joint venture, syndicate, business trust, company, corporation, association, committee, and any other organization or group of persons acting in concert." Gov't Code §82047.

Faisal 04/19/16
Signature of applicant / date

Faisal Yacoub
Print or type name of applicant

NOTE: Attach appropriate names on additional pages as necessary.



SITE PLAN
SCALE: 1"=20'-0"

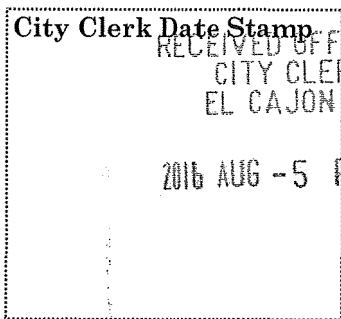
GRAVES AVE.

WELLS AVE.

CITY OF EL CAJON	
PERMIT NO. _____	
APPLICANT: <u>FAISAL YACOUB</u>	
ASSESSOR PARCEL NO(S): <u>488-010-13-00</u>	
REQUEST: _____	
RE-ZONING FROM A MIXED-USE ZONE (RM-HR) (OFFICE & RES TO A RESIDENTIAL ZONE (RM-1500) (APARTMENTS & CONDO)	
PC RESOLUTION No. _____	APPROVED BY: _____
CC RESOLUTION No. _____	_____
ORDINANCE No. _____	_____

ZR 2321
172 N Wells Ave
Rec'd 04-25-16

Wells Rezoning
Attachment 8
Reduced site plan



City of El Cajon Agenda Report

MEETING: Aug. 9, 2016

ITEM NO: 101



TO: Mayor Wells, Mayor Pro Tem Ambrose
Council Members Bales, Kendrick, McClellan

FROM: Morgan Foley, City Attorney

SUBJECT: Consider Proposed Ballot Measure to Amend the City Charter
to Provide for District Elections

RECOMMENDATION: That the City Council

- **Opens the Public Hearing and receives testimony;**
- **Closes the Public Hearing;**
- **Adopts the next RESOLUTIONS, in order, as follows:**

1. A Resolution of the City Council of the City of El Cajon, California ordering placement of a measure on the ballot for the November 8, 2016 General Municipal Election to submit an amendment to the Charter of the City of El Cajon to the qualified electorate relating to conducting elections of Council Members by districts;
2. A Resolution of the City Council of the City of El Cajon, California to establish priorities for filing a written argument(s) regarding a measure and authorizing any member or members of the City Council to file a written argument for or against the measure and directing the City Attorney to prepare an impartial analysis to a City measure; and
3. A Resolution of the City Council of the City of El Cajon, California allowing the submittal of rebuttal arguments to a measure.

BACKGROUND:

At its meeting of July 14, 2015, the City Council, based on a recommendation by Mayor Wells (see attached July 14, 2015 staff report), directed staff to investigate options for creating a Council sponsored ballot measure to be placed on the November 2016 ballot amending the Charter of the City of El Cajon ("Charter") in order to establish district elections in the City of El Cajon.

On March 8, 2016, the City Council selected National Demographics Corporation to provide mapping and demographic services and on July 12, 2016, the Council selected the Institute for Local Government to provide public relations and outreach services.

At its July 26, 2016 meeting (see attached July 26, 2016 staff report), the City Council further directed that the City Attorney, in consultation with the City Manager and the City's consultant team to prepare a recommended title and language for the proposed measure for the City Council's consideration.

Prior to the City Council meeting of this date, City staff and the consultant team invited key community leaders and representatives of organizations who operate within the City of El Cajon to a series of information meetings on August 3rd and 4th. Further a general public information meeting was held on the evening of Thursday, August 4th. Input from these meetings is being provided at this meeting form the City Council's consideration.

DISCUSSION:

The City of El Cajon is a charter city. The Charter of the City of El Cajon, Article 8, Section 800 provides that the Charter may be amended by a majority vote of the electorate voting on a question. An amendment to the Charter may be proposed by the governing body of the City.

Accordingly, the City Council is sponsoring a measure, (see attached proposed resolutions) developed in consultation with the City Attorney, the City Manager and the City's consultant team and taking community feedback into account, to amend Section 201 of the Charter to provide for election of Council Members by the voters in each of four (4) districts to be established, and (if necessary) modified from time to time according to the federal decennial census, beginning with the census of 2010. (Other circumstances may warrant redistricting efforts in between each federal decennial census; for example, a significant annexation, changed circumstances, court order, etc.) The district elections would apply beginning the general municipal election in 2018.

The districts will be as nearly equal in population as may be according to the census, taking into consideration such matters including topography, geography, cohesiveness, contiguity, integrity and compactness of territories, as well as communities of interest. The stated purpose of this type of voting method is to offer improved opportunities for representation of minority voters in electing Council Members.

A General Municipal Election has been called and ordered to be held on November 8, 2016 by Resolution No. 046-16. If the language of the proposed amendment to the Charter is approved by the City Council, the measure will be placed on the ballot and submitted to the voters to approve or disapprove by majority vote at the November 8, 2016 General Municipal Election. Further, if the proposal to amend the Charter is approved by the City Council, it is required that the City Council take certain actions with respect to placing the amendment before the voters,

setting the priorities for filing written arguments, directing the City Attorney to prepare an impartial analysis, and providing for the filing of rebuttal arguments for the ballot measure.

Under consideration would be the following questions:

Does the City Council wish to allow its members to submit an argument in favor or against the measure?

The law allows the City Council to authorize Council Members to author arguments in favor of, or against, the measure. It is not necessary to identify which Council Members will make such arguments, and it is not necessary that Council Members should be limited to one side or the other of the measure.

Whether Council Members are authorized to file written arguments, the City Council must also consider if rebuttal arguments are to be allowed. If so, staff recommends the Council authorize the same individual or group writing the argument in favor of or against the measure, also be authorized to write the rebuttal.

Arguments in favor or against are not to exceed 300 words in length. (Elections Code section 9282.)

Does the City Council wish to allow rebuttals to the arguments in favor of or against the measure?

Rebuttal arguments are only allowed if the City Council approves having them in the election materials. If rebuttal arguments are allowed they may not exceed 250 words in length (Elections Code section 9285). Arguments and rebuttals may not be signed by more than five persons.

Since the City will be consolidating the election with San Diego County Registrar of Voters for the statewide General Election, the deadlines for the submittal of arguments and rebuttals will be the same deadlines as set by the Registrar of Voters as follows:

August 24 Arguments in favor of OR against a ballot measure are due at the City Clerk's office. (Elections Code section 9286(b).)

August 25 City Clerk to "trade" direct arguments with author from each side for preparation of rebuttals.


September 1 Rebuttal arguments due at the City Clerk's office.

FINDINGS:

No special findings are required for the adoption of these resolutions.

FISCAL IMPACT: According to the San Diego County Registrar of Voters office, the estimated cost of placing a ballot measure on the November 8, 2016 General Municipal Election would be between \$20,000 and \$30,000. The appropriation of \$110,000 for this expenditure (as well as council member elections) is already included in the FY 2016-17 Budget (Account No. 107000-8535).

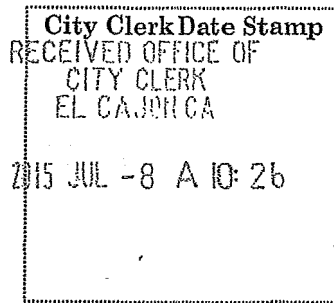
PREPARED BY:



Morgan L. Foley
CITY ATTORNEY

Attachments:

1. July 14, 2015 staff report.
2. July 26, 2016 staff report.
3. Resolution ordering submission of measure to voters.
4. Resolution setting priorities for arguments; requesting impartial analysis.
5. Resolution providing for the filing of rebuttal arguments.



City of El Cajon Agenda Report

MEETING: 7/14/15

ITEM NO: 6.3



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

SUBJECT: Proposal for a Ballot Initiative to Amend the El Cajon City Charter to Establish District Elections

RECOMMENDATION: That the City Council direct the City Manager and City Attorney to investigate the options involved in creating a City-sponsored measure for the November 2016 general municipal election amending the charter in order to establish district elections within the City of El Cajon and report back to the City Council in a timely manner.

BACKGROUND:

Since the California Voting Rights Act of 2001 was adopted, there has been a growing movement among cities and other governmental jurisdictions toward district elections throughout the State, particularly in communities with large diverse populations such as El Cajon. At present, El Cajon has "at large" elections, wherein the voters of the entire City elect the Mayor and all Councilmembers. With district elections, while the Mayor continues to be elected by all the City's voters, the four Councilmembers are each elected from four separate districts in the City. Typically only the voters in each particular district may vote for candidates who live in and seek to represent that district. The stated purpose of this type of voting method is to offer improved opportunities for representation of minority voters in electing Councilmembers.

For many communities, this has become a controversial and expensive issue, with much litigation and legal fees. Understandably, given that district elections represent a significant change in the traditional method of voting for Councilmembers, there has been opposition from many cities in moving to this form of voting. However, it must be recognized that virtually all cases that have been litigated have resulted in the city or special district in question being required by a court to move to district elections. Along with such an order comes an award of attorneys' fees, which must be paid by the governmental agency, and are normally in the \$500,000 to \$1,500,000 range. There are some cases that have resulted in much higher fees. There are no known exceptions to this result anywhere in the State.

This legislative year, the City has been closely monitoring multiple proposed bills (AB 277, AB 278 and SB 493) that all deal with various proposals to more specifically require more and more cities to establish district elections. While El Cajon's status as a charter

city may technically exempt our City from the provisions of some of these bills, it is nevertheless clear that despite our charter city status, El Cajon will soon need to move to district elections in order to be in the best position to defend against any claims that the City's method of selecting members of the City Council violates the Voting Rights Act. Evidence of this is the litigation involving the City of Palmdale, also a charter city, which was recently required by a court to establish district elections.

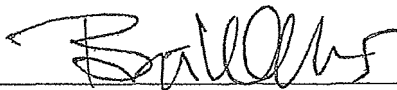
In examining the experience of other cities from around the State, we have two choices. Either wait until the City is legally challenged on this issue or proactively pursue district elections ourselves. To wait until we are legally challenged will likely result in significant legal fees, an uncertain process and community confusion. Rather than accept this path, I am recommending that the City Council take control of our City's future and consider placing the matter of district elections before the voters in 2016, with a goal of establishing such elections beginning in 2018. The City Council does not have the authority to establish district elections itself. It must be accomplished through a vote of the people.

I am, therefore, recommending that the City Council direct the City Manager and City Attorney to investigate the options involved with creating a City-sponsored measure for the November 2016 general municipal election amending the charter in order to establish district elections within the City of El Cajon and report back to the City Council in a timely manner.

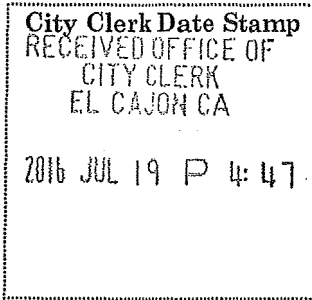
FISCAL IMPACT:

There will be costs to the City in placing a voter initiative on the ballot. In addition, the creation of district elections will incur costs to the City due to the process to create the districts and the full implementation of district elections themselves. Staff will present these cost estimates as part of their report back to the City Council.

PREPARED BY:



Bill Wells
Mayor



City of El Cajon Agenda Report

MEETING: 7/26/16

ITEM NO: 4.1



TO: Mayor Wells, Mayor Pro Tem Ambrose
 Councilmembers Bales, Kendrick, McClellan
 FROM: Douglas Williford, City Manager *DW*

SUBJECT: Status Report on District Election Process

RECOMMENDATION: No Action required.

BACKGROUND:

At its meeting of July 14, 2015, the City Council, based on a recommendation by Mayor Wells (see attached staff report), directed staff to investigate the options involved with creating a City-sponsored ballot measure for the November 2016 general municipal election amending the charter in order to establish district elections within the City of El Cajon. On November 10, 2015, the City Council appointed Mayor Wells and Councilmember Kendrick to participate on an interview board for potential consultants to assist the City of El Cajon with the district election process. This interview board also included City Manager Douglas Williford, City Attorney Morgan Foley, and Assistant to the City Manager, Brett Channing.

On March 8, 2016, the City Council selected National Demographics Corporation (NDC) to provide mapping and demographic services and then on July 12, 2016, the Council selected the Institute for Local Government (ILG) to provide public relations and outreach services.

NEXT STEPS

If the proposed measure is to appear on this November's ballot, the City Council will need to approve specific language for the ballot at its next regularly scheduled meeting of August 9, 2016. The City Attorney, in consultation with the City Manager and the City's consultant team, will prepare a recommended title and language for the proposed measure for the City Council's consideration.

At this point, the direction that is being considered for the proposed language is that the measure should be as brief and clear as possible, so as to avoid voter confusion and to ensure that a clear choice is presented to voters. City staff has learned from other's experiences that overly complex or detailed ballot measures tend to create opposition over details and can unnecessarily confuse the public.


Beyond the basic question of whether the City Charter should be amended to provide for district elections or not, the proposed language is likely to include a limited number of provisions regarding the process and manner of how the public is to be engaged in the process and how the districts will be created for final City Council decision, in preparation for the first anticipated district election in November 2018.

Prior to August 9th, City staff and the consultant team will be inviting known key community leaders and representatives of organizations who operate within the City of El Cajon to a series of informational meetings on August 3rd and 4th. Further, a general public information meeting is planned for the evening of Thursday, August 4th and flyers and other forms of publicizing of this meeting are now being prepared. The input from these initial public meetings will be presented to the City Council at its meeting of August 9th.

Assuming the City Council votes to approve language for the ballot measure at that meeting, then additional public meetings and informational strategies, including use of the City website and the September issue of the City Newsletter, will be utilized to inform the public of the ballot measure.

It is important to note that, based on State law; the City can use public funds to factually inform the public of the upcoming measure, but cannot use such funds to advocate for the measure.

PREPARED BY:



Douglas Williford
CITY MANAGER

RESOLUTION NO. ___ -16

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EL CAJON,
ORDERING THE SUBMISSION TO THE QUALIFIED ELECTORS OF
THE CITY OF EL CAJON A CERTAIN MEASURE RELATING AN
AMENDMENT TO EL CAJON CHARTER SECTION 201 TO
PROVIDE FOR DISTRICT ELECTIONS AT THE GENERAL
ELECTION TO BE HELD ON TUESDAY, NOVEMBER 8, 2016

WHEREAS, a General Municipal Election on Tuesday, November 8, 2016 has been called by Resolution Nos. 046-16 and 047-16, both adopted on June 14, 2016; and

WHEREAS, the City Council also desires to submit to the voters at the election a question proposing an Amendment to the El Cajon City Charter to provide for district elections.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of El Cajon, California, as follows:

Section 1. That the City Council, pursuant to its right and authority, does order submitted to the voters at the General Municipal Election the following question:

Do you approve amending Section 201 of the City of El Cajon Charter to require election of City Council members by geographic districts in which they reside beginning with the general municipal election to be held in 2018?	YES
	NO

Section 2. That the proposed measure submitted to the voters is attached as Exhibit "A."

Section 3. That the vote requirement for the measure to pass is a majority (50 percent+1) of the votes cast.

Section 4. That in all particulars not recited in this resolution, the election shall be held and conducted as provided by law for holding municipal elections.

Section 5. That notice of the time and place of holding the election is given and the City Clerk is authorized, instructed and directed to give further or additional notice of the election, in time, form and manner as required by law.

Section 6. That the City Clerk shall certify to the passage and adoption of this resolution and enter it into the book of original resolutions.

08/09/16 (Item No. 101)

Amend Charter for District Elections – Submitting Measure 080216

Article 2

Form of Government

Section 201. Legislative Body; Composition, Elections and Terms

The legislative body of the City shall consist of a Mayor, who shall be elected directly, and four persons elected ~~at large~~ by districts. This legislative body shall be known as the City Council, and each of its members shall be known as "Council Members."

No person shall be eligible to hold the office of Mayor, or to be elected or appointed to the office of Mayor, unless such person is a resident and registered voter of the City or territory annexed to the City at the time of filing the nomination papers or at the time of appointment to such office. To be eligible to seek election or appointment to the office of Council Member, a person must be a registered voter of the City and resident of the Council district, which that person seeks to represent at the time of filing the nomination papers for such office, or at the time of appointment to such office. The Mayor and Council Members must continue to reside as set out herein during his or her incumbency, and shall be removed from office upon ceasing to be such a resident.

The Mayor shall be elected by the qualified voters of the City directly and the each of the four Council Members shall be elected by district by the qualified voters of one of four (4) districts designated by number within the City at a general municipal election to be held on the first Tuesday after the first Monday of November of every even-numbered year. The term "by districts" shall mean the election of eligible persons, as defined herein, to the office of Council Member by voters of each district alone.

For the purpose of electing Council Members, excepting the Mayor, the City shall be divided into four (4) numbered districts before December 31, 2017. The boundaries of the four districts shall be set by ordinance of the City Council and established initially by reference to the federal decennial census of 2010. Thereafter the boundaries of such districts shall be subject to alteration and change following each federal decennial census commencing with the 2020 census, and following any annexation of territory to the City, which the Council finds results in a significant deviation from an equal number of people in each district. No later than December 31st of the year following the year in which each decennial federal census is taken, the City Council shall adopt an ordinance to divide the City into four Council districts. Any such redistricting shall become effective at the expiration of the term of the Member from the district at the time of redistricting. Prior to establishing or modifying boundaries the City shall conduct a series of public meetings throughout the community, in such locations and at such times determined by the City Council that allows residents the opportunity for reasonable participation in the mapping of districts.

The establishment of initial districts, and any subsequent boundary adjustments during a Council Member's term, shall not result in a disqualification for membership on the Council during such term.

Their terms of the Mayor and Council Members shall be staggered in the manner as existing at the time of the adoption of this Charter. They shall hold office for the period of four years from and after the date of certification of election results by the City Council and until their successors are elected, and qualified.

The members of the City Council shall not be eligible to any other office or employment with the City during the period of their incumbency, and for a period of one year following the termination of their position on the City Council.

RESOLUTION NO. ___-16

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EL CAJON,
 SETTING PRIORITIES FOR FILING WRITTEN ARGUMENTS REGARDING
 A CITY MEASURE PERTAINING TO AN AMENDMENT TO EL CAJON CHARTER
 SECTION 201 TO PROVIDE FOR DISTRICT ELECTIONS AND DIRECTING THE
CITY ATTORNEY TO PREPARE AN IMPARTIAL ANALYSIS

WHEREAS, a General Municipal Election is to be held in the City of El Cajon, California, on November 8, 2016, at which there will be submitted to the voters the following measure:

Do you approve amending Section 201 of the City of El Cajon Charter to eliminate at large elections and require election of City Council members by geographic districts in which they reside beginning with the general municipal election to be held in 2018?	YES
	NO

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of El Cajon, California as follows:

Section 1. The City Council authorizes its members to file written arguments, not to exceed 300 words, in favor of or against the measure described above. All written arguments filed by any person in favor of or against the measure shall be accompanied by the printed names and signatures of the persons submitting the arguments in accordance with Article 4, Chapter 3, Division 9 of the Elections Code of the State of California. The arguments may be changed or withdrawn until and including the date fixed by the City Clerk after which no arguments for or against the City measure may be submitted to the City Clerk.

The arguments shall be filed with the City Clerk, signed, with the printed name(s) and signature(s) of the author(s) submitting it, or if submitted on behalf of an organization, the name of the organization, and the printed name and signature of at least one of its principal officers who is the author of the argument. The arguments shall be accompanied by the Form of Statement to Be Filed by Author(s) of Argument.

Section 2. That the City Council directs the City Clerk to transmit a copy of the measure to the City Attorney, unless the organization or salaries of the office of the City Attorney are affected. The City Attorney shall prepare an impartial analysis of the measure not exceeding 500 words showing the effect of the measure on the existing law and the operation of the measure. If the measure affects the organization or salaries of the office of the City Attorney, the City Clerk shall prepare the impartial analysis. The analysis shall include a statement indicating whether the measure was placed on the ballot by a petition signed by the requisite number of voters or by the governing body of the city. The impartial analysis shall be filed by the date set by the City Clerk for the filing of primary arguments.

Section 3. That the City Clerk shall certify to the passage and adoption of this resolution.

08/09/16 (Item No. 101)

Amend Charter for District Elections - Authorize Arguments & Analysis 080216

RESOLUTION NO. ___-16

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF EL CAJON,
PROVIDING FOR THE FILING OF REBUTTAL ARGUMENTS FOR A
BALLOT MEASURE, PERTAINING AN AMENDMENT TO EL CAJON
CHARTER SECTION 201 TO PROVIDE FOR DISTRICT ELECTIONS
THAT WILL BE SUBMITTED AT THE NOVEMBER 8, 2016 GENERAL
MUNICIPAL ELECTION

WHEREAS, section 9285 of the Elections Code of the State of California authorizes the City Council, by majority vote, to adopt provisions to provide for the filing of rebuttal arguments for City measures submitted at municipal elections.

NOW, THEREFORE, the City Council of the City of El Cajon, California, does resolve, declare, determine and order as follows:

SECTION 1. That pursuant to section 9285 of the Elections Code of the State of California, when the elections official has selected the arguments for and against the measure which will be printed and distributed to the voters, the elections official shall send a copy of an argument in favor of the proposition to the authors of any argument against the measure and a copy of an argument against the measure to the authors of any argument in favor of the measure immediately upon receiving the arguments.

The author or a majority of the authors of an argument relating to a City measure may prepare and submit a rebuttal argument not exceeding 250 words or may authorize in writing any other person or persons to prepare, submit, or sign the rebuttal argument.

A rebuttal argument may not be signed by more than five authors.

The rebuttal arguments shall be filed with the City Clerk, signed, with the printed name(s) and signature(s) of the author(s) submitting it, or if submitted on behalf of an organization, the name of the organization, and the printed name and signature of at least one of its principal officers, not more than 10 days after the final date for filing direct arguments. The rebuttal arguments shall be accompanied by the Form of Statement To Be Filed By Author(s) of Argument.

Rebuttal arguments shall be printed in the same manner as the direct arguments. Each rebuttal argument shall immediately follow the direct argument which it seeks to rebut.

SECTION 2. That the provisions of Section 1 shall apply only to the election to be held on November 8, 2016, and shall then be repealed.

SECTION 3. That the City Clerk shall certify to the passage and adoption of this Resolution.

08/09/16 (Item No. 101)

Amend Charter for District Elections - Authorize Rebuttal Arguments 080216