

Minutes

**Santee City Council
CDC Successor Agency
Santee Public Financing Authority**

**Council Chambers
10601 Magnolia Avenue
Santee, California**

March 13, 2013

This Regular Meeting of the Santee City Council, the CDC Successor Agency, and the Santee Public Financing Authority was called to order by Mayor/Chair Randy Voepel at 7:05 p.m.

Council Members present were: Mayor/Chair Randy Voepel; Vice Mayor/Vice Chair John W. Minto; and Council/Authority Members Jack E. Dale and Rob McNelis. Council/Authority Member John Ryan was absent.

Staff present were: City Manager/Authority Secretary Keith Till, City/Authority Attorney Shawn Hagerty, Deputy City Manager/Director of Development Services Pedro Orso-Delgado, Director of Community Services Bill Maertz, Finance Director/Treasurer Tim McDermott, Director of Fire and Life Safety Bob Leigh, Director of Human Resources Jodene Dunphy, Director of Planning Melanie Kush, Assistant to the City Manager Kathy Valverde, Senior Management Analyst Pamela White, Santee Sheriff's Captain Lisa Miller, City Clerk Patsy Bell, and Administrative Secretary Pam Coleman.

(Note: Hereinafter the titles Mayor, Vice Mayor, Council Member, City Manager, and City Attorney shall be used to indicate Mayor/Chair, Vice Mayor/Vice Chair, Council/Authority Member, City Manager/Authority Secretary, and City/Authority Attorney)

LEGISLATIVE INVOCATION: Pastor Phil Herrington, Pathways Community Church

PLEDGE OF ALLEGIANCE: Marine Major Jim Panknin

ADJOURNMENT IN MEMORY: Robert Thomas Vildibill

Council Member Dale said a few words about Mr. Vildibill's involvement with the community and announced that the Adjournment in Memory Certificate will be mailed to the family.

PRESENTATION: Jim Panknin

Mayor Voepel presented Mr. Panknin with a plaque of appreciation for serving as a representative on the San Diego County Regional Airport Authority Board.

ITEMS TO BE ADDED, DELETED OR RE-ORDERED ON AGENDA:

Council Member Dale requested that Item 1(H) be removed for discussion. City Attorney Hagerty requested that Closed Session Items 12(A), 12(B), and 12(C) be continued to the March 27, 2013 City Council Meeting.

1. CONSENT CALENDAR:

- (A) Approval of reading by title only and waiver of reading in full of Ordinances on agenda.
- (B) Approval of Meeting Minutes:
 - Santee City Council 2-27-13 Regular Meeting
 - CDC Successor Agency 2-27-13 Regular Meeting
 - Public Financing Authority 2-27-13 Regular Meeting
- (C) Approval of Payment of Demands as presented.
- (D) Approval of the expenditure of \$47,466.89 for January 2013 legal services and related costs.
- (E) Approval of reimbursable 2012 State Homeland Security grant funds in the amount of \$9,537 for computer and video equipment.
- (F) Adoption of a Resolution authorizing the City Manager to execute a professional services agreement with WalkSanDiego in an amount not to exceed \$150,000 for the citywide Safe Route to School planning project. (Reso 17-2013)
- (G) Authorization for the City Manager to execute a professional services agreement in the amount of \$38,800 with Bucknam Infrastructure Group for the preparation of a Pavement Management System Report and authorization for staff to approve change orders in an amount not to exceed \$3,800.
- (H) Item removed from the Consent Calendar for discussion.

- (I) **Adoption of a Resolution awarding the construction contract to Whillock Contracting, Inc. for a total amount of \$515,339.72 for the Carlton Hills Boulevard Storm Drain Improvements project (CIP 2013-21) and authorization to expend \$51,500 for unforeseen changes orders and additional work. (Reso 18-2013)**

ACTION: On motion of Council Member McNelis, seconded by Vice Mayor Minto, the Agenda and Consent Calendar were approved as amended with all voting aye, except Council Member Ryan who was absent.

Item removed from the Consent Calendar:

- 1(H) Authorization for the City Manager to execute a professional services agreement with RECON Environmental, Inc. in an amount not to exceed \$19,987 for the River Trail Connection project between Walmart and Cuyamaca Street.**

Planning Director Kush answered Council Member Dale's questions regarding the exact location of the project and future development plans for the area between Cuyamaca St. and Magnolia Avenue.

ACTION: On motion of Council Member Dale, seconded by Council Member McNelis, the City Manager was authorized to execute a professional services agreement with RECON Environmental, Inc. in an amount not to exceed \$19,987 for the River Trail Connection project between Walmart and Cuyamaca Street with all voting aye, except Council Member Ryan who was absent.

2. PUBLIC HEARINGS: None

3. ORDINANCES (First Reading): None

4. CITY COUNCIL ITEMS AND REPORTS: None

5. CONTINUED BUSINESS: None

6. NEW BUSINESS:

- (A) Approval of a Santee Public Art Sub-Committee of the Santee Park and Recreation Committee and Public Art Guidelines for Santee parks and recreational facility sites.**

City Attorney Hagerty explained the item had changed slightly becoming more of a report and file item; and, therefore, Council action was no longer required.

PUBLIC SPEAKER:

- James Dreisbach-Towle, Santee Park and Recreation Committee Member, spoke in support.

With Council consensus, the report was noted and filed.

- (B) Resolution rescinding the award of the construction contract for the Citywide CMP Replacement Program and directing staff to rebid the project (CIP 2013-22) and file a claim. (Reso 19-2013)**

Director of Development Services Orso-Delgado answered Council's questions regarding the procedure for filing a claim against the bid bond.

ACTION: On motion of Council Member Dale, seconded by Council Member McNelis, the Resolution rescinding the award of contract to Bert W. Salas, Inc., directing staff to rebid the project, and authorizing the filing of a claim against the Bid Bond in the amount not to exceed \$25,246.40 was adopted with all voting aye, except Council Member Ryan who was absent.

7. COMMUNICATION FROM THE PUBLIC:

- (A) Harley Wallace, Santee Firefighters Association, distributed a letter to Council and discussed the Firefighters Association's response to the proposed organizational changes presented to Council at the February 27, 2013 Council meeting.
- (B) Warren Savage, Santee Chamber of Commerce and Heartland Fire Training Facility Commission, announced a joint mixer on March 28 at the Heartland Fire Training Facility.

8. CITY MANAGER REPORTS:

(A) Employee Service Awards.

City Manager Till recognized City employees for their years of service to the City and the community.

(B) Sheriff's Staffing Report.

City Manager Till introduced the item. Captain Miller presented the staff report utilizing a PowerPoint presentation and answered Council's questions. After further discussion, the report was noted and filed.

(C) Report on strategies for addressing problems related to the transient population.

City Manager Till presented the staff report. He explained that representatives from the Sheriff's Department, City Attorney's Office, Community Services Department, and the City Manager's Office met and provided input on different strategies that might be helpful in addressing the issues related to the transient population. The following five measures are a result of that meeting:

1. Expand the Mast Park weekday alcohol ban to all City Parks;
2. Ban smoking in City Parks;
3. Amend the soliciting ordinance to prohibit aggressive conduct;
4. Implement public information efforts and additional community oriented policing strategies as outlined in the attached staff report; and,
5. Enact an ordinance prohibiting "single sale" beverages on any new businesses with ABC licenses.

PUBLIC SPEAKERS:

- Dawn Gibbs
- Jean Emmons
- John Olsen, Santee Chamber of Commerce
- Dennis Conners
- Clifva Budke

During further discussion, City Manager Till and City Attorney Hagerty answered Council's questions.

ACTION: On motion of Mayor Voepel, seconded by Council Member McNelis, staff was directed to return with options for measure #1 expanding the alcohol ban to parks along the river; move forward with measures #3 and #4; and remove measures #2 and #5 with all voting aye, except Council Member Ryan who was absent.

(D) Resolution approving expansion of the South San Diego Recycling Market Development Zone.

City Manager Till presented the staff report. During a brief discussion, City Manager Till and Senior Management Analyst Pam White answered Council's questions regarding project details and the role of the Zone Administrator.

FAILED MOTION: It was moved by Council Member Dale, and seconded by Council Member McNelis, to adopt the Resolution approving expansion of the South San Diego Recycling Market Development Zone and authorizing the City of Chula Vista as the Zone Administrator. The motion failed with 2 aye votes, Mayor Voepel and Vice Mayor Minto voting no, and Council Member Ryan absent.

9. CDC SUCCESSOR AGENCY:
(Note: Minutes appear as Item 1B)

10. SANTEE PUBLIC FINANCING AUTHORITY:
(Note: Minutes appear as Item 1B)

11. CITY ATTORNEY REPORTS: None

The following Items were continued to the March 27, 2013 Council meeting:

12. CLOSED SESSION:

(A) CONFERENCE WITH LEGAL COUNSEL--EXISTING LITIGATION

Government Code Section 54956.9

Name of Case: Equity Lifestyle Properties, Inc. and MHC Financing Limited Partnership Two v. City of Santee, SDSC Case No. 37-2012-00065477.

(B) CONFERENCE WITH LEGAL COUNSEL--EXISTING LITIGATION

Government Code Section 54956.9

Name of Case: MHC Financing Limited Partnership Two v. City of Santee, USDC Case No. 12 CV 253 W-POR.

(C) CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

Government Code Section 54956.9

Name of Case: Cameron's Mobile Estates, LLC v. City of Santee
Case No. 37-2012-00069606-CU-WM-EC

13. ADJOURNMENT:

There being no further business, the meeting was adjourned at 9:41 p.m. in Memory of Robert Thomas Vildibill.

Date Approved: March 27, 2013

/s/Patsy Bell

Patsy Bell, City Clerk and for
Authority Secretary Keith Till