



MINUTES

Meeting of the San Marcos City Council

TUESDAY, OCTOBER 8, 2013

City Council Chambers

1 Civic Center Drive, San Marcos, CA 92069

Regular City Council Meeting

Regular San Marcos Public Financing Authority Meeting

Special City of San Marcos as Successor Agency to the San Marcos Redevelopment Agency Meeting

Special City of San Marcos as Successor Housing Agency to the San Marcos Redevelopment Agency Meeting

Special Fire Protection District Meeting

CALL TO ORDER: Mayor Desmond called the meeting to order at 6:01 p.m.

PLEDGE OF ALLEGIANCE: Led by Councilmember Jabara.

INVOCATION: Given by Tanis Brown.

ROLL CALL:

PRESENT:	COUNCILMEMBERS:	JABARA, JENKINS, JONES, ORLANDO, DESMOND
ABSENT:	COUNCILMEMBERS:	NONE

ALSO PRESENT: City Manager Griffin, Deputy City Manager Romero, City Attorney Peak, City Engineer/Public Works Director Edwards, Deputy City Engineer Babaki, Housing & Neighborhood Services Director Schwarm, Associate Civil Engineer Abad, City Clerk Scollick, and Deputy City Clerk Cogle.

PROCLAMATIONS & PRESENTATIONS

Ted Wade Celebrates 100th Birthday: The City Council presented a proclamation to Ted Wade in recognition of his 100th birthday and named him San Marcos Artist Emeritus.

Red Ribbon Week: The City Council presented a proclamation to Mission Hills High School students in recognition of their work with the San Marcos Prevention Coalition to promote drug-free and successful life choices during Red Ribbon week.

San Diego Water Authority Update on Desalination Pipe Project & Realigning of Pipeline 3: Bill Rose, Director of Engineering, San Diego Water Authority, provided a presentation to the City Council regarding Pipeline 3 desalination realigning at San Marcos Boulevard to Twin Oaks Valley Road.



City Council Members requested information be provided on the location of fencing and portals, and recommended that the hotline be staffed, particularly after work hours and weekends, and emphasized providing outreach to the community.

CONSENT CALENDAR

ITEM NOS. 2 AND 7 WERE REMOVED FROM THE CONSENT CALENDAR.

MOVED BY VICE MAYOR JONES, SECONDED BY COUNCILMEMBER JENKINS, TO APPROVE THE CONSENT CALENDAR AS RECOMMENDED BY STAFF, EXCEPT ITEM NOS. 2 AND 7.

AYES: COUNCILMEMBERS: JABARA, JENKINS, JONES, ORLANDO, DESMOND
NOES: COUNCILMEMBERS: NONE
ABSENT: COUNCILMEMBERS: NONE

- 1) **WAIVER OF TEXT.** This item is to waive the reading of the text of all Ordinances and Resolutions introduced or adopted at this meeting. Ordinances and Resolutions shall be introduced or adopted by title.
- 2) **APPROVAL OF MINUTES.** Regular and Special City Council/Regular San Marcos Public Financing Authority/Special City of San Marcos as Successor Agency to the San Marcos Redevelopment Agency/Special City of San Marcos as Successor Housing Agency to the San Marcos Redevelopment Agency/Regular Fire Protection District Meetings, 9/24/2013. *THIS ITEM WAS REMOVED FROM THE CONSENT CALENDAR.*
- 3) **APPROVAL OF WARRANTS.** Approved City Council, Successor Agency, and Fire Protection District warrants.
- 4) **LEGISLATIVE REPORT.** Considered position on various legislative issues.
- 5) **RESOLUTION NO. 2013-7847 – EXPENDITURE OF FUNDS PURSUANT TO COMPENSATION AND REIMBURSEMENT POLICY.** Approved the expenditure of funds for attendance to Palomar College’s Annual Gala.
- 6) **RESOLUTION NO. 2013-7848 – PURCHASE OF FIRE DEPARTMENT SELF CONTAINED BREATHING APPARATUS AIR COMPRESSOR, STORAGE SYSTEM AND FILL STATION.** Approved purchase of Fire Department self contained breathing apparatus air compressor, storage breathing apparatus air compressor, storage system and fill station.



- 7) **FINAL MAP APPROVAL OF SAN ELIJO HILLS PLANNING AREA K-UPPER, TSM, PHASE 5.** Approved the final subdivision map for San Elijo Hills, Planning Area K-Upper, TSM 400, Phase 5, Planning Area 5, Units No. 2, 3, 4 & 5. *THIS ITEM WAS REMOVED FROM THE CONSENT CALENDAR.*

ITEMS REMOVED FROM THE CONSENT CALENDAR

- 2) **APPROVAL OF MINUTES.** Regular and Special City Council/Regular San Marcos Public Financing Authority/Special City of San Marcos as Successor Agency to the San Marcos Redevelopment Agency/Special City of San Marcos as Successor Housing Agency to the San Marcos Redevelopment Agency/Regular Fire Protection District Meetings, 9/24/2013.

MOVED BY MAYOR DESMOND, SECONDED BY VICE MAYOR JONES, TO APPROVE ITEM 2, AS RECOMMENDED BY STAFF.

AYES: COUNCILMEMBERS: JABARA, JENKINS, JONES, DESMOND
NOES: COUNCILMEMBERS: NONE
ABSENT: COUNCILMEMBERS: NONE
ABSTAIN: COUNCILMEMBERS: ORLANDO

- 7) **FINAL MAP APPROVAL OF SAN ELIJO HILLS PLANNING AREA K-UPPER, TSM, PHASE 5.** Approved the final subdivision map for San Elijo Hills, Planning Area K-Upper, TSM 400, Phase 5, Planning Area 5, Units No. 2, 3, 4 & 5.

JEFF O'CONNOR, San Elijo Hills, reported they have received positive feedback about the Town Center development and will conduct a workshop in November.

MOVED BY MAYOR DESMOND, SECONDED BY VICE MAYOR JONES, TO APPROVE ITEM 7, AS RECOMMENDED BY STAFF.

AYES: COUNCILMEMBERS: JABARA, JENKINS, JONES, ORLANDO, DESMOND
NOES: COUNCILMEMBERS: NONE
ABSENT: COUNCILMEMBERS: NONE

ORAL COMMUNICATIONS

RENEE GLOTZBACH, Stand For Children Prevention Coalition, San Marcos, expressed concern regarding alcohol being permitted at events.

JOHN FREEBERG, Freeberg Industrial Fabrication Corporation and Progress Place LLC, Escondido expressed his opposition to the City of Escondido approving a homeless shelter in an Escondido industrial area bordering San Marcos and requested the City Council to urge the City of Escondido to seek an alternative site location.



CAROL SPIZZIRRI, San Marcos Mobilehome Residents Association, representing Palomar Estates West resident Celeste Becker, provided a handout and explained Ms. Becker's situation relating to maintenance of a wall structure and her receipt of an eviction notice for noncompliance to repair the wall. City Manager Griffin reported he has been in contact with Millennium Housing Corporation to find an equitable solution for all involved.

MICHAEL HUNSAKER, representing Property Owners Defense League, Inc. (PODL), provided a letter to the City Council, alleging a violation of the Brown Act regarding the approval of the Climate Action Plan.

PUBLIC HEARING

- 8) **RESOLUTION NO. 2013-7850 – SUBSTANTIAL AMENDMENT TO FISCAL YEAR 2012-2013 ANNUAL ACTION PLAN.** Adopted, approving substantial amendment to the city's Fiscal Year 2012-13 Annual Action Plan.

APPLICANT: City of San Marcos

LOCATION: Citywide

Director Schwarm provided staff report dated 10/8/13. Staff recommended Council approve a substantial amendment to the City's FY 2012-13 Annual Action Plan to shift \$220,000 of Community Development Block Grant funds from the Americans with Disabilities Improvements to Public Facilities project to the Connors Park Improvement project and authorize submission of the amended 2012-13 AAP to the U.S. Department of Housing and Urban Development.

Staff clarified that the fund shift will not delay the ADA project.

MOVED BY MAYOR DESMOND, SECONDED BY COUNCILMEMBER JABARA, TO APPROVE ITEM NO. 8, AS RECOMMENDED BY STAFF.

AYES: COUNCILMEMBERS: JABARA, JENKINS, JONES, ORLANDO, DESMOND

NOES: COUNCILMEMBERS: NONE

ABSENT: COUNCILMEMBERS: NONE

NEW BUSINESS

- 9) **RESOLUTION NO. 2013-7851 – BRADLEY PARK MASTER PLAN.** Consider approving the Bradley Park Master Plan.

Deputy City Engineer Babaki provided staff report dated 10/8/13 and requested Council approve the Bradley Park Master Plan.



Associate Civil Engineer Abad discussed the outreach done with various sports stakeholder organizations and the evolution of the concept plans as a result of the community input.

PATRICK HIRSCH, President of Hirsch and Associates, provided a presentation of the proposed Master Plan and explained that the park will be ADA compliant.

Individual Councilmembers made the following comments: 1) baseball back stops should be made higher; 2) a fence or barrier of trees or shrubs be installed at the play structure area on the lower mesa; and, 3) cost effective energy efficient lighting be researched and used.

MOVED BY COUNCILMEMBER JABARA, SECONDED BY COUNCILMEMBER ORLANDO, TO HAVE THE SPORTS COUNCIL REVIEW THE PROPOSED BRADLEY PARK MASTER PLAN AND PROVIDE COMMENTS/RECOMMENDATIONS FOR CITY COUNCIL CONSIDERATION.

AYES:	COUNCILMEMBERS:	JABARA, JENKINS, JONES, ORLANDO, DESMOND
NOES:	COUNCILMEMBERS:	NONE
ABSENT:	COUNCILMEMBERS:	NONE

ORAL COMMUNICATIONS

BARBARA JORDAN, Casitas del Amigos Mobilehome Park, spoke in opposition of the City of Escondido permitting a homeless shelter in an industrial area bordering San Marcos, presented signed petitions in opposition (on file in the City Clerk's Office), and requested the City of San Marcos assist to persuade the City of Escondido to find substitute or alternative sites more appropriate for the use as emergency shelters.

ROBERT HAAS, Escondido, property owner in Nordahl business complex, expressed opposition to the City of Escondido rezoning and allowing the homeless shelter in an industrial area.

TIM SHEEHAN, San Marcos Mobilehome Residents Association, Golden State Manufactured-Home Owners League, Villa Vista Estates, expressed his appreciation for the Council's support of SB 510.

MARY LINDQUIST, San Marcos, requested the City Council oppose the City of Escondido's zoning overlay and request that the City of Escondido move forward with the rezone layer on a temporary basis and to find a better zoned area for substitute locations for the homeless shelter within 6 months. Ms. Lindquist requested that representatives from the San Marcos Homeowners Associations be updated with the new proposed location(s).

REPORTS

- 10) **REDEVELOPMENT AGENCY REPORT – CITY MANAGER.** No report provided.
- 11) **REGIONAL ECONOMIC REPORT – MAYOR DESMOND.** Update provided with no action taken.
- 12) **SAN DIEGO ASSOCIATION OF GOVERNMENTS REPORT – MAYOR DESMOND** attended in COUNCILMEMBER ORLANDO'S absence and provided a report with no action taken.



- 13) **NORTH COUNTY TRANSIT DISTRICT REPORT – VICE MAYOR JONES.** No report provided.
- 14) **LEAGUE OF CALIFORNIA CITIES REPORT – COUNCILMEMBER JABARA.** No report provided.
- 15) **NORTH COUNTY DISPATCH JOINT POWERS AUTHORITY REPORT – COUNCILMEMBER JENKINS.**
No report provided.

COUNCIL COMMENTARY

Mayor Desmond reported he received complaints relating to the ingress and egress to Sonic and staff confirmed the road lane modification was temporary for the first few days of Sonic's opening.

Mayor Desmond reported a Joint City Council and Vallecitos Water District meeting was held and that the Education Forum is schedule for Thursday, October 10th with Cal State San Marcos, Palomar College and San Marcos Unified School District.

Vice Mayor Jones announced an Open House is scheduled at Fire Station No. 1 on October 13th from 10 a.m. to 2 p.m., as well as, a Health Fair at the Senior Center on the same date and time.

Mayor Desmond reported a complaint was received from residents regarding the use and staging of paving/overlay equipment behind the Veterans of Foreign Wars building.

CLOSED SESSION

The City Council, City Manager, and City Attorney adjourned to closed session at 8:00 p.m.

The City Council reconvened to regular session at 8:55 p.m.

16) **CONFERENCE WITH REAL PROPERTY NEGOTIATORS, CITY MANAGER AND CITY ATTORNEY (GC §54956.8).** Confer with negotiators regarding City-owned property parcel 220-210-10 on Mission Road.

17) **SUCCESSOR AGENCY CONFERENCE WITH REAL PROPERTY NEGOTIATORS, CITY MANAGER AND CITY ATTORNEY (GC §54956.8).** Confer with negotiators regarding Successor Agency-owned real properties located at 931 and 939 Grand Avenue.

18) **CONFERENCE WITH REAL PROPERTY NEGOTIATORS, CITY MANAGER AND CITY ATTORNEY (GC §54956.8).** Confer with negotiators regarding City-owned real property located at 938 Grand Avenue.

19) **SUCCESSOR AGENCY CONFERENCE WITH LEGAL COUNSEL – POTENTIAL LITIGATION [GC §54956.9(c)].** One potential action regarding Successor Agency-owned real property located at 931 Grand Avenue.



CITY ATTORNEY PEAK REPORTED THAT ITEM NOS. 16 AND 17 WERE DISCUSSED, DIRECTION PROVIDED, AND NO ACTION TAKEN; ITEM NOS. 18 AND 19 WERE DISCUSSED WITH NO ACTION TAKEN.

ADJOURNMENT: Mayor Desmond adjourned the meeting at 8:56 p.m.

JAMES M. DESMOND, MAYOR
CITY OF SAN MARCOS

ATTEST:

PHILLIP SCOLLICK, CITY CLERK
CITY OF SAN MARCOS