**Minutes**

**Santee City Council**
**Community Development Commission**
**Santee Public Financing Authority**

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

**March 9, 2011**

This Regular Meeting of the Santee City Council, Community Development Commission and the Santee Public Financing Authority was called to order by Mayor/Chairperson/ Chair Randy Voepel at 7:04 p.m.

Council Members present were: Mayor/Chairperson/Chair Randy Voepel; Vice Mayor/Vice Chairperson/Vice Chair John W. Minto; and Council/Commission/Authority Members Rob McNelis and John Ryan. Council/Commission/Authority Member Jack E. Dale entered at 7:13 p.m.

Staff present were: City Manager/Executive Director/Secretary Keith Till, City/Commission/Authority Attorney Shawn Hagerty, Deputy City Manager/Director of Development Services Pedro Orso-Delgado, Director of Community Services Bill Maertz, Director of Fire and Life Safety Bob Leigh, Director of Human Resources Jodene Dunphy, Assistant to the City Manager Kathy Valverde, Assistant to the Executive Director Pamela White, Santee Sheriff's Captain Edward Musgrove, City Clerk/ Commission Secretary Patsy Bell, and Administrative Secretary Pam Coleman.

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

**LEGISLATIVE INVOCATION: Pastor Cliff Witte, New Heights Community Church**

**PLEDGE OF ALLEGIANCE: Zach Cabading, President of the Santana High School Peace Council**

**PROCLAMATION: Arbor Day Designation and Recognition of City of Santee as Tree City USA for 2010**

City Manager Till asked Annette Saul and Thomas Shoots, CalFire Urban Forester, to join him. Mr. Shoots presented the City with a Tree City plaque and congratulated the City on being a Tree City USA for nine consecutive years.

**ITEMS TO BE ADDED, DELETED OR RE-ORDERED ON AGENDA:**
Vice Mayor Minto requested Item 1(D) be removed for discussion.

**1. CONSENT CALENDAR:**

**(A) Approval of reading by title only and waiver of reading in full of Ordinances on agenda.**

**(B) Approval of Payment of Demands as presented.**

**(C) Rejection of two Claims Against the City by Andrew M. Gilmore and Mateusz Klak per Government Code Section 913.**

**(D) Item removed for discussion.**

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

**Item removed from the Consent Calendar:**

**(D) Adoption of a Resolution designating the City Manager, Director of Finance and Director of Development Services as authorized agents to execute required documents for Federal and State Disaster assistance. (Reso 19-2011)**

City Manager Till explained that the City is eligible for Federal and State Disaster assistance for the cost of the repair of the sink hole on Pebble Beach Drive due to the heavy rains in December 2010.

**ACTION:** On motion of Vice Mayor Minto, seconded by Council Member McNelis, the Resolution designating the City Manager, Director of Finance and Director of Development Services as authorized agents to execute required documents for Federal and State Disaster assistance was adopted with all voting aye.

## 2. PUBLIC HEARINGS:

### (A) Continued Public Hearing and First Reading of an Ordinance for a General Plan Amendment (GPA09-04), Zone Reclassification (R09-02) to change the land use and zone designations from Light Industrial (IL) to Medium High Residential (R-14), and a Conditional Use Permit (P09-05) for a 44-unit affordable housing development (Forester Square Apartments) located at 8820 Olive Lane, and 9554 and 9560 Via Zapador. Applicant: Wakeland Housing and Development Corp. (Continued from 5/26/10) (Reso 20-2011 – GPA and 21-2011 – CUP)

The Public Hearing opened at 7:14 p.m. Director of Planning Kush introduced the item. Senior Planner Mark Brunette presented the staff report utilizing a PowerPoint presentation. During discussion, Director of Planning Kush, City Attorney Hagerty, and Senior Management Analyst Tom Romstad answered Council's questions. City Manager Till answered Council Member Dale's questions regarding alternative affordable housing projects and the process on how projects come before Council. Council Member Dale would have liked to have seen other potential projects brought forward.

**PUBLIC SPEAKERS:**
In Support:

- Ken Sander, Wakeland Housing and Development Corporation, was available for questions.

**ACTION:** After lengthy discussion, on motion of Vice Mayor Minto, seconded by Council Member McNelis, the Public Hearing was closed at 8:13 p.m., the Negative Declaration was approved as complete and in compliance with the provisions of CEQA, the Resolution approving the General Plan Amendment GPA09-04 and the amended Resolution approving Conditional Use Permit P09-05 were adopted, and the Zone Reclassification R09-02 Ordinance was approved for First Reading with all voting aye except Council Member Dale who voted no.

## 3. ORDINANCES (First Reading):

### (A) Urgency Ordinance authorizing the use of design-build delivery methods for improvements to Prospect Avenue. (ORD 503)

During a brief discussion, Director of Development Services Orso-Delgado answered Council's questions.

**ACTION:** On motion of Council Member Dale, seconded by Vice Mayor Minto, the Urgency Ordinance was adopted and the City Manager was authorized to execute a design-build contract not to exceed $25,000,000 for improvements to Prospect Avenue with the entity selected through the Request for Proposals process with all voting aye.

## 3. ORDINANCES (First Reading):

**Also see Item 2(A)**

## 4. CITY COUNCIL ITEMS AND REPORTS:

### (A) Appointment of member to the Community Oriented Policing Committee. (Voepel)

Mayor Voepel introduced the Item. Vice Mayor Minto reported that there is currently a vacancy on the Community Oriented Policing Committee due to Council Member McNelis' resignation after he was elected to City Council.

**ACTION:** On motion of Council Member Dale, seconded by Council Member Ryan, Gabriel Pina was appointed as member to the Community Oriented Policing Committee with all voting aye.

## 4. CITY COUNCIL REPORTS:

Council Member Dale reported that the ribbon cutting for the new SR52 would be held on March 19, 2011.

## 5. CONTINUED BUSINESS: None

## 6. NEW BUSINESS:

### (A) Authorization to reject bid protest and award the contract for Citywide Sidewalk Repairs per RFB 10/11-8 (Re-Bid).

Director of Community Services Maertz presented the staff report. City Attorney Hagerty answered Council's questions.

**ACTION:** On motion of Council Member Dale, seconded by Vice Mayor Minto, the formal bid protest received from Keystone Enterprises PCC Incorporated was rejected, the minor bid irregularity was waived and the contract for Citywide Sidewalk Repairs was awarded to BPR Incorporated DBA Channel Islands Sidewalk Grinding for an amount not to exceed $60,000 through June 30, 2012, the City Manager was authorized to approve three additional 12-month options to renew, and the City Manager was authorized to approve annual change orders up to 10% of the then current contract amount with all voting aye.

**7. COMMUNICATION FROM THE PUBLIC:** None

**8. CITY MANAGER REPORTS:**
City Manager Till updated Council on the Governor's proposed redevelopment legislation and the latest Census count.

**9. COMMUNITY DEVELOPMENT COMMISSION:**
(Note: Minutes appear as Item 1B)

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

**11. CITY ATTORNEY REPORTS:** None

Council Members recessed at 8:25 p.m. and convened in Closed Session at 8:35 p.m. with all Members present.

**12. CLOSED SESSION:**

**(A) CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION**
Government Code Section 54956.9(a)
Name of Case: City of Santee v. City of San Diego
Case No. 37-2008-0097666 -CU-WM-CTL

Council Members reconvened in Open Session at 9:24 p.m. with all Members present. Mayor Voepel reported that direction was given to staff.

**13. ADJOURNMENT:**
There being no further business, the meeting was adjourned at 9:24 p.m.

Date Approved: April 13, 2011

/s/Patsy Bell
Patsy Bell, City Clerk/Commission Secretary
and for Authority Secretary Keith Till