



MINUTES

Regular Meeting of the San Marcos City Council

TUESDAY, MAY 25, 2021

City Council Chambers

1 Civic Center Drive, San Marcos, CA 92069

Regular City Council 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

Regular Fire Protection District Meeting

Special San Marcos Public Financing Authority Meeting

Regular San Marcos Public Facilities Authority Meeting

CALL TO ORDER: Mayor Jones called the City Council meeting to order at 6:00 P.M.

PLEDGE OF ALLEGIANCE: Led by Mayor Jones.

INVOCATION: Given by Mayor Jones.

ROLL CALL:

PRESENT: COUNCILMEMBERS: JENKINS, MUSGROVE, NUÑEZ, WALTON, JONES

ABSENT: COUNCILMEMBERS: NONE

ALSO PRESENT: City Manager Griffin, City Attorney Peak, and City Clerk Scollick.

PROCLAMATIONS AND PRESENTATIONS

- A. PROMISES2KIDS PROCLAMATION was presented by the City Council to Faye Luepton, PR and Marketing Manager for Promises2Kids.

CONSENT CALENDAR

MOVED BY MAYOR PRO TEM JENKINS, SECONDED BY COUNCILMEMBER MUSGROVE TO APPROVE THE CONSENT CALENDAR.

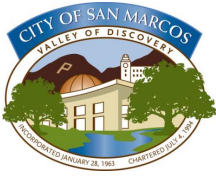
AYES: COUNCILMEMBERS: JENKINS, MUSGROVE, NUÑEZ, WALTON, JONES

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 and adopted at this meeting. Ordinances and resolutions shall be introduced or adopted by title.
- 2) **APPROVAL OF MINUTES.** Approved APPROVE the minutes of a special and regular city council meeting on May 11, 2021 and a special city council meeting on May 18, 2021.
- 3) **APPROVAL OF WARRANTS.** Approved City Council, Successor Agency, and Fire Protection District warrants dated 05/17/2021.
- 4) **ORDINANCE NO. 2021-1496 - SECOND READING OF ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN MARCOS, CALIFORNIA, ADDING CHAPTER 10.52 TO THE SAN MARCOS MUNICIPAL CODE PERTAINING TO TARGETED RESIDENTIAL PICKETING.** Adopted second reading of Ordinance 2021-1496, an Ordinance adding Chapter 10.52 to the San Marcos Municipal Code Pertaining to Targeted Residential Picketing.
- 5) **RESOLUTION NO. 2021-8878 - ORDER THE PREPARATION OF AN ENGINEER'S REPORT FOR LANDSCAPING AND LIGHTING DISTRICT NO. 1 FOR FISCAL YEAR 2021 22.** Adopted a resolution ordering the preparation of an Engineer's Report for the Landscaping and Lighting District No. 1 for Fiscal Year 2021 22.
- 6) **RESOLUTION NO. 2021-8879 - ORDER THE PREPARATION OF AN ENGINEER'S REPORT FOR THE VALLECITOS TOWN CENTER STREET MAINTENANCE DISTRICT FOR THE FISCAL YEAR 2021-22.** Adopted a resolution ordering the preparation of an Engineer's Report for the Vallecitos Town Center Street Maintenance District for the Fiscal Year 2021-22.
- 7) **RESOLUTION NO. 2021-8882 - LEGISLATIVE REPORT.** Adopted updates to legislation with an official City position.
- 8) **RESOLUTION NO. 2021-8880 - APPROVING THE MASTER LICENSE AGREEMENT FOR SMALL WIRELESS TELECOMMUNICATION FACILITIES TEMPLATE AND DELEGATING THE CITY MANAGER AND CITY ATTORNEY AUTHORITY TO NEGOTIATE, MODIFY, AMEND, AND EXECUTE AGREEMENTS AS NEEDED.** Adopted a resolution approving the Master License Agreement (MLA) for small wireless facilities template and authorizing the City Manager, or the City Manager's designee, to negotiate and execute agreements based on the form and material terms provided in the MLA template or as appropriate for compliance with applicable laws.
- 9) **SUBSTITUTE APPOINTMENT TO GENERAL PLAN ADVISORY COMMITTEE.** Adopted the appointment of Jay Petrek to the General Plan Advisory Committee.



ITEM REMOVED FROM THE CONSENT CALENDAR

- 4) **ORDINANCE NO. 2021-1496 - SECOND READING OF ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN MARCOS, CALIFORNIA, ADDING CHAPTER 10.52 TO THE SAN MARCOS MUNICIPAL CODE PERTAINING TO TARGETED RESIDENTIAL PICKETING.** Adopted second reading of Ordinance 2021 1496, an Ordinance adding Chapter 10.52 to the San Marcos Municipal Code Pertaining to Targeted Residential Picketing. REMOVED FROM THE CONSENT CALENDAR.

COUNCILMEMBER NUÑEZ pulled the item for further discussion and express concern for limiting the rights of community members to protest in residential areas.

CITY COUNCIL DISCUSSION INCLUDED: clarification of the health and safety impacts, rights of privacy, definition of targeted residential picketing, clarification of violations, court challenges and constitutionality of the proposed ordinance, public and private resident protections, impact to local organizers and expression, and equality of enforcement.

Public comments in opposition to the proposed ordinance included:

Danielle Polson
Gloria Conejo
Ann Force

Gloriani Weiss
Arcela Nunez-Alvarez

Natalie Aguilar
Erin Tsurumoto Grassi

MOVED BY COUNCILMEMBER MUSGROVE, SECONDED BY MAYOR JONES TO APPROVE RECOMMENDED ACTION.

AYES: COUNCILMEMBERS: JENKINS, MUSGROVE, WALTON, JONES
NOES: COUNCILMEMBERS: NUÑEZ
ABSENT: COUNCILMEMBERS: NONE

ORAL COMMUNICATIONS

Marlene Walder, resident, spoke in support of parking enforcement and increase parking spaces along on Barham and La Moree.

NEW BUSINESS

- 10) **RESOLUTION NO. 2021-8881 - NAMING OF THE SAN MARCOS CREEK PROJECT PARK.** Adopted Paseo Del Arroyo as the name for the park located in the San Marcos Creek Project.

PARKS AND RECREATION ASSISTANT DIRECTOR GONZALES AND CHAIR FRANKLIN presented the staff report.

CITY COUNCIL DISCUSSION INCLUDED: clarification of the park naming process, outreach to surrounding agencies and cultural stakeholders, naming of the bridges over the creek.



Public comments included: Gayle Martin, resident, spoke in support of city parks and honoring the city's history.

MOVED BY MAYOR PRO TEM JENKINS TO APPROVE THE NAME CREEKSIDE PARK. MOTION DIED FOR LACK OF A SECOND.

MOVED BY COUNCILMEMBER MUSGROVE, SECONDED BY MAYOR JONES TO APPROVE THE NAME PASEO DEL ARROYO AS RECOMMENDED.

AYES: COUNCILMEMBERS: JENKINS, MUSGROVE, NUÑEZ, WALTON, JONES
NOES: COUNCILMEMBERS: NONE
ABSENT: COUNCILMEMBERS: NONE

ORAL COMMUNICATIONS

There were no public comments.

REPORTS (Including AB 1234 Reporting Requirements)

- 11) **SAN DIEGO ASSOCIATION OF GOVERNMENTS REPORT** – MAYOR JONES AND COUNCILMEMBER MUSGROVE. Report given with no action taken.
- 12) **LEAGUE OF CALIFORNIA CITIES REPORT** – COUNCILMEMBER NUÑEZ. No report.
- 13) **NORTH COUNTY TRANSIT DISTRICT REPORT** – MAYOR PRO TEM JENKINS. Report given with no action
- 14) **NORTH COUNTY DISPATCH JOINT POWERS AUTHORITY REPORT** - COUNCILMEMBER WALTON. No report.
- 15) **SAN MARCOS CREEK PROJECT UPDATE** – CITY MANAGER GRIFFIN. Report given with no action taken.

COUNCIL COMMENTARY

MAYOR JONES announced the top beam of the Kaiser hospital will be installed in the next few weeks, July 4th fireworks show is seeking donations, tentative State of the Community event to happen sometime this Fall.

ADJOURNMENT

MAYOR JONES adjourned the meeting at 7:15 p.m.



Regular City Council/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/ Special Public Financing Authority/ Regular San Marcos Public Facilities Authority Meetings

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REBECCA D. JONES, MAYOR
CITY OF SAN MARCOS

ATTEST:

PHILLIP SCOLICK, CITY CLERK
CITY OF SAN MARCOS