



MINUTES

Regular Meeting of the San Marcos City Council

TUESDAY, JUNE 12, 2018

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 Desmond called the City Council Meeting to order at 6:00 P.M.

PLEDGE OF ALLEGIANCE: Led by Councilmember Orlando.

INVOCATION: Given by Fire Chaplain Hugh McMenamin.

ROLL CALL:

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

ABSENT: COUNCILMEMBERS: NONE

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

PROCLAMATIONS AND PRESENTATIONS

- A. Fire Department Badge Pinning Ceremony and presented proclamations to Fire Department retirees: Scott Hansen, Tom Spencer, Mark Baldwin, and Bob Scott
- B. MAAC Head Start 2018 Community Needs Assessment given by Oscar Gomez, Assistant Director of Programs Child Development.

CONSENT CALENDAR

MOVED BY VICE MAYOR JONES, SECONDED BY COUNCILMEMBER JABARA TO APPROVE THE CONSENT CALENDAR, EXCEPT ITEM NO. 10.

AYES: COUNCILMEMBERS: JABARA, JONES, JENKINS, 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.** Special Meeting – Public Employee Performance Evaluation for the City Manager and City Attorney, May 22, 2018 3:30 p.m., and a 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, May 22, 2018, at 6:00 p.m.
- 3) **APPROVAL OF WARRANTS.** Approved City Council, Successor Agency, and Fire Protection District warrants dated 6/4/2018.
- 4) **RESOLUTION NOS. 2018-8507 & 2018-8508 - CALLING THE NOVEMBER 6, 2018 GENERAL MUNICIPAL ELECTION AND CONSOLIDATION OF ELECTION WITH THE COUNTY OF SAN DIEGO REGISTRAR OF VOTERS WITH THE STATEWIDE GENERAL ELECTION; AND ESTABLISHING REGULATIONS FOR CANDIDATE STATEMENTS.** Approved resolutions calling the November 6, 2018 General Municipal Election, requesting consolidation with the County of San Diego Registrar of Voters of the City's General Municipal Election with the Statewide General Election; and regulations for candidate statements.
- 5) **RESOLUTION NOS. 2018-8509 & 2018-8510 - AUTHORIZING THE CITY ENGINEER/PUBLIC WORKS DIRECTOR TO EXECUTE PROGRAM SUPPLEMENTAL AGREEMENTS, FUND EXCHANGE AGREEMENTS AND/OR FUND TRANSFER AGREEMENTS FOR ELIGIBLE FEDERAL AND/OR STATE FUNDED PROJECTS WITH THE STATE OF CALIFORNIA, DEPARTMENT OF TRANSPORTATION.** Approved resolutions to authorize the City Engineer/Public Works Director or his/her designee to execute Program Supplement Agreements, Fund Exchange Agreements and/or Fund Transfer Agreements for eligible federal and/or state funded projects with the State of California, Department of Transportation (Caltrans).
- 6) **RESOLUTION NO. 2018-8511- APPROVE USE OF FY 2017-18 GENERAL FUND ONE-TIME REVENUES AND SIGNIFICANT UNANTICIPATED OPERATING REVENUES PER FISCAL MANAGEMENT POLICY.** Approved a resolution to approve the use of FY 2017-18 General Fund one-time revenues and significant unanticipated operating revenues as recommended per Fiscal Management Policy.
- 7) **RESOLUTION NO. 2018-8512 - AUTHORIZING BUDGET AMENDMENTS TO THE FY17-18 GENERAL FUND OPERATING BUDGET FOR FIRE OVERTIME COSTS AND PURCHASE OF ONE (1) TYPE III BRUSH ENGINE.** Approved a resolution to authorize budget amendments to the FY17-



18 General Fund Operating Budget for fire overtime costs, and purchase of one (1) Type III Brush Engine.

- 8) **RESOLUTION NO. 2018-8513 - APPROVAL TO AWARD CONTRACT TO PIERCE MANUFACTURING FOR THE PURCHASE OF ONE (1) TYPE III BRUSH ENGINE.** Approved a resolution awarding a contract to Pierce Manufacturing for the purchase of one (1) Type III Brush Engine.
- 9) **RESOLUTION NO. 2018-8514 - AUTHORIZES THE SUBMITTAL OF APPLICATIONS FOR FUTURE CALIFORNIA DEPARTMENT OF RESOURCES RECYCLING AND RECOVERY OIL PAYMENT PROGRAM GRANT FUNDS AND ACCEPTS FUTURE GRANT FUNDING.** Approved a resolution to authorize the submittal of future California Department of Resources Recycling and Recovery (CalRecycle) Oil Payment Program grant fund applications and accepting the future OPP grant funds.
- 10) **RESOLUTION NO. SA 2018-027 - SALE OF REAL PROPERTY LOCATED AT 567 DEER SPRINGS ROAD, SAN MARCOS (APN 182-270-11) TO THE SAN MARCOS UNIFIED SCHOOL DISTRICT IN ACCORDANCE WITH THE APPROVED LONG RANGE PROPERTY MANAGEMENT PLAN.** Approve a resolution to authorize the sale of real property local at 567 Deer Springs Road, San Marcos, to the San Marcos Unified School District in accordance with the approved Long Range Property management Plan. ***THIS ITEM WAS REMOVED FROM THE CONSENT CALENDAR.***

ITEMS REMOVED FROM THE CONSENT CALENDAR

- 10) **RESOLUTION NO. SA 2018-027 - SALE OF REAL PROPERTY LOCATED AT 567 DEER SPRINGS ROAD, SAN MARCOS (APN 182-270-11) TO THE SAN MARCOS UNIFIED SCHOOL DISTRICT IN ACCORDANCE WITH THE APPROVED LONG RANGE PROPERTY MANAGEMENT PLAN.** Approved a resolution to authorize the sale of real property local at 567 Deer Springs Road, San Marcos, to the San Marcos Unified School District in accordance with the approved Long Range Property management Plan. ***THIS ITEM WAS REMOVED FROM THE CONSENT CALENDAR.***

MICHAEL HUNSAKER, President, Twin Oaks Valley Property Owners Association, spoke in opposition of the sale of real property to the San Marcos Unified School District.

COUNCILMEMBER DISCUSSION INCLUDED: requested further explanation of the sale of real property on 567 Deer Springs Road to the San Marcos Unified School District (SMUSD).

CITY MANAGER GRIFFIN explained that the real property located at 567 Deer Springs Road is owned by the former San Marcos Redevelopment Agency, and is required by the Department of Finance (DOF) to dispose of the property. Meetings with the City, SMUSD staff, and the San Marcos Unified School District Joint Working Group indicated that SMUSD was interested in purchasing the property. The property was appraised at market value and the sale will be contingent upon the approval of the Board of Directors of the School District.



MOVED BY VICE MAYOR JONES SECONDED BY COUNCILMEMBER JABARA TO APPROVE ITEM NO. 10, AS RECOMMENDED BY STAFF.

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

ORAL COMMUNICATIONS

MICHAEL HUNSAKER, Resident, spoke about his concerns with current legislation regarding water conservation.

NEW BUSINESS

- 11) **RESOLUTION NOS. 2018-8515, 2018-8516, 2018-8517 - PROPOSED OPERATIONS & MAINTENANCE BUDGET FOR FISCAL YEAR (FY) 2018-19 AND CAPITAL IMPROVEMENT PROJECTS BUDGET FOR FISCAL YEAR (FY) 2018-19 THROUGH FY 2022-23 FOR THE CITY OF SAN MARCOS.** Approved the following three resolutions:
- 1) Resolution 2018-8515 – approved the Operation & Maintenance Budget for FY 2018-19 and Capital Improvement Projects Budget for FY 2018-19 through FY 2022-23 and authorized the appropriation of the funds from the City Treasury. Additionally, this resolution approves the FY 2018-19 classification and compensation schedule.
 - 2) Resolution 2018-8516 – approved the appropriation and transfer of funds for the establishment of an appropriated reserve fund for future expenditures and/or contingencies for FY 2018-19.
 - 3) Resolution 2018-8517 - approved setting the tax rate for FY 2018-19.

BUDGET REVIEW COMMITTEE CHAIR CHARLES ZAHL presented a review of the City's balance budget.

FINANCE AND IT DIRECTOR LAURA ROCHA presented the Operation & Maintenance budget.

PUBLIC WORKS MANAGER LISA FOWLER presented the Capital Improvement Project Budget.

COUNCILMEMBER DISCUSSION INCLUDED: property and sales tax increases; Ad Volarem & Real Property Transfer Tax Funds (RPTTF); Proposition 13 tax implications; re-assessment of property values; vehicle fleet replacement; new full-time positions (Leasing Analyst and Fire Mechanic); facilities replacement/rehabilitation fund; future budget concerns; future economic downturns; timeline on the East Mission Fiber Optic Project; San Marcos Sheriff's contract; general fund utility savings; road maintenance and accountability fund; homelessness problem; additional Resource Service Officer (RSO); Historical Pink House preservation; and Senate Bill 1 (SB1) repeal implications.



CITY STAFF RESPONDED: Property tax increases are a combination of growth in the city and redevelopment dissolution pass-thru dollars added to the general fund; sales tax increases are a result of the building industry and construction; the increases to the Ad Valorem tax is 2-4% every year based on the assessed valuation; Proposition 13 property tax rate is 8 cents on the dollar; and the Fire Mechanic position in Public Works will specifically service fire vehicles to enable a faster repair time.

CITY MANAGER GRIFFIN responded that Proposition 13 allowed cities to choose their property tax rate; the SMUSD requested a need for an additional Resource Service Officer (RSO) to be placed at a school site; San Marcos Unified School District Superintendant, Melisa Hunt, agreed to split the cost of the RSO position 50/50, and will increase their percentage every year until SMUSD fully funds the position; and Senate Bill 1 (SB1), if repealed, will initiate budget funding changes for City Council approval.

CITY ATTORNEY PEAK stated that a change to property taxes, at the very least, would require a vote of the people.

DEPUTY CITY MANAGER MATT LITTLE stated that the city is working on a plan to update, paint and preserve the Historical Pink House by December 2018; and the fiber optic project to connect the signals to the fiber optic lines is 75% completed.

CAPTAIN DAVE BROWN, San Marcos Sheriff Department, explained that the Sheriff's Department did a security assessment of every school in the San Marcos Unified School District, and agreed that having an additional third Resource Service Officer on site at one of the schools would be beneficial to the safety of students and the community.

MOVED BY COUNCILMEMBER ORLANDO, SECOND BY COUNCILMEMBER JARARA TO ADD A THIRD SCHOOL RESOURCE SERVICE OFFICER TO THE CONTRACT WITH THE SAN DIEGO COUNTY SHERIFF'S DEPARTMENT IN THE LAW ENFORCEMENT BUDGET AT A COST OF \$102,000.

MOVED BY MAYOR DESMOND, SECONDED BY VICE MAYOR JONES AND CARRIED UNANIMOUSLY TO INCREASE HOUSING SUPPORT FROM THE CITY'S AFFORDABLE HOUSING FUND FROM \$67,700 TO \$125,000 FOR THE ALLIANCE FOR REGIONAL SOLUTIONS.

MOVED BY VICE MAYOR JONES, SECONDED BY COUNCILMEMBER JABARA TO APPROVE ITEM NO. 11, AS RECOMMENDED BY STAFF.

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

NOES: COUNCILMEMBERS: NONE

ABSENT: COUNCILMEMBERS: NONE

PUBLIC HEARINGS



- 12) **RESOLUTION NO. 2018-8518 - ADOPTING THE CITY'S 2018 REGIONAL TRANSPORTATION IMPROVEMENT PROGRAM PROJECTS FOR FISCAL YEAR 2019 TO FISCAL YEAR 2023.** Approved a resolution to approve the City's 2018 Regional Transportation Improvement Program list of projects for Fiscal Year 2019 to Fiscal Year 2023.

CITY MANAGER GRIFFIN presented the staff report.

MOVED BY VICE MAYOR JONES, SECONDED BY COUNCILMEMBER JABARA TO CLOSE THE PUBLIC HEARING.

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

NOES: COUNCILMEMBERS: NONE

ABSENT: COUNCILMEMBERS: NONE

MOVED BY VICE MAYOR JONES, SECONDED BY COUNCILMEMBER JABARA TO APPROVE ITEM NO. 12, AS RECOMMENDED BY STAFF.

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

NOES: COUNCILMEMBERS: NONE

ABSENT: COUNCILMEMBERS: NONE

ORAL COMMUNICATIONS

There were no requests to speak.

REPORTS (Including AB 1234 Reporting Requirements)

- 13) **SAN DIEGO ASSOCIATION OF GOVERNMENTS REPORT** – MAYOR DESMOND. Report given with no action taken.
- 14) **NORTH COUNTY TRANSIT DISTRICT REPORT** - VICE MAYOR JONES. Report given with no action taken.
- 15) **LEAGUE OF CALIFORNIA CITIES REPORT** - COUNCILMEMBER JABARA. Report given with no action taken.
- 16) **NORTH COUNTY DISPATCH JOINT POWERS AUTHORITY REPORT** - COUNCILMEMBER JENKINS. Report given with no action taken.
- 17) **SAN MARCOS UNIFIED SCHOOL DISTRICT JOINT WORKING GROUP** - COUNCILMEMBER JENKINS. No report given.

COUNCIL COMMENTARY



MAYOR DESMOND announced a business site visit with Vice Mayor Jones to Polito Eppich in San Marcos.

VICE MAYOR JONES announced a business site visit with Councilmember Jenkins to Silvergate Bank in San Marcos.

MAYOR DESMOND announced he attended an Innovate78 meeting in Escondido on Tuesday, June 12, 2018.

VICE MAYOR JONES encouraged residents and businesses to make donations for the 4th of July Fireworks event through the GoFundMeAccount. More information can be found on the City's website: www.san-marcos.net or www.gofundme.com/SM2018FIREWORKS

CLOSED SESSION

The City Council adjourned to closed session at 8:51 p.m.

- 18) **CONFERENCE WITH LEGAL COUNSEL - PENDING LITIGATION [GC 54956.9(d)(1)]**. City of San Marcos v. San Marcos Collective, Vladimir Trosic, et al., San Diego Superior Court, North County Division, Case No. 37-00027107-CU-MC-NC.

The City Council reconvened from closed session at 9:09 p.m.

CITY ATTORNEY PEAK reported that Item No. 18 was discussed with the City Attorney and provided direction on several procedural elements and primarily provided authorization for the City Attorney's office to file a motion to place a receiver on the property at which the illegal use is currently operating and there are no other reportable actions taken.

ADJOURNMENT

MAYOR DESMOND adjourned the meeting at 9:10 p.m.

JAMES M. DESMOND, MAYOR
CITY OF SAN MARCOS



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

Tuesday, June 12, 2018 | Page 8 of 8

ATTEST:

PHILLIP SCOLLICK, CITY CLERK
CITY OF SAN MARCOS