

**Minutes
Santee City Council
Council Chamber – Building 2
10601 Magnolia Avenue
Santee, California
January 13, 2021**

This Regular Meeting of the Santee City Council was called to order by Vice Mayor McNelis at 6:30 p.m.

ROLL CALL: Present: Vice Mayor Rob McNelis and Council Members Ronn Hall, Laura Koval and Dustin Trotter– 4. Absent: Mayor John W. Minto – 1.

Officers present: City Manager Marlene Best, City Attorney Shawn Hagerty, and City Clerk Annette Ortiz

INVOCATION was given by Reverend Andreas Walker-Thode – Carlton Hills Evangelical Lutheran Church

PLEDGE OF ALLEGIANCE was led by Vice Mayor McNelis

ADJOURNMENT IN MEMORY of Rich Setzer

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

The City Manager requested Items 14 and 15 be pulled and brought back at a future meeting, due to the absence of Mayor Minto.

CONSENT CALENDAR:

- (1) **Approval of Reading by Title Only and Waiver of Reading in Full of Ordinances and Resolutions on the Agenda. (City Clerk – Ortiz)**
- (2) **Approval of Meeting Minutes of the Santee City Council for the November 18, 2020, and December 9, 2020, Regular Meetings. (City Clerk – Ortiz)**
- (3) **Approval of Payment of Demands as Presented. (Finance – McDermott)**
- (4) **Adoption of a Resolution Authorizing the Appropriation and Expenditure of Fiscal Year 2019 State Homeland Security Grant Funds in Accordance with all Program Requirements and Approving the Purchase of Seven Panasonic Toughbook CF-33 Computers and Related Equipment from CDCE, Inc., Utilizing National Association of State Procurement Officials (NASPO) Master Agreement MNWNC-124,**

in an Amount Not to Exceed \$35,848.17. (Fire – Garlow) (Reso 001-2021)

- (5) **Adoption of a Resolution Authorizing the City Manager to Execute a Public Right-of-Way Improvement Agreement for Public Improvements Associated with the Cuyamaca Service Station Located at 8617 Cuyamaca Street. Related Case Files: P2017-2, MR2019-1, VME2019-1. (Development Services – Kush) (Reso 002-2021)**

ACTION: Council Member Hall moved approval of the Consent Calendar, and the removal of Items 14 and 15.

Council Member Koval seconded the motion, which carried by the following roll call vote: Vice Mayor McNelis: Aye; and Council Members Hall: Aye; Koval: Aye; and Trotter: Aye. Ayes: 4. Noes: 0. Absent: Mayor Minto – 1.

NON-AGENDA PUBLIC COMMENT (15 minutes):

- (A) Mary Hyder expressed concerns regarding the importance of complying with the Governor's orders regarding the pandemic.
- (B) Joel Lehrer expressed concerns regarding the Waste Management rates for commercial properties.
- (C) Danielle Wilkerson expressed concerns regarding the State Capitol protests and urged all elected officials to denounce the actions.
- (D) Dee Weinfurter stated she would like to see more people of color in leadership roles in the City, and black and indigenous owned businesses in the City.
- (E) Lynda Marrokal stated the City is moving in the right direction and commended the banner across Mission Gorge Road depicting unity.

PUBLIC HEARING:

- (6) **Continued Public Hearing Considering a Disposition and Development Agreement (DDA) Between the City of Santee and Excel Acquisitions, LLC, for Development of Real Property Known as Parcel 4 of Parcel Map 18857 Located in Trolley Square. (City Manager – Best)**

The Public Hearing was opened at 6:44 p.m. The City Manager presented the Item.

ACTION: Council Member Hall moved approval of staff recommendation.

Council Member Trotter seconded the motion, which carried by the following roll call vote: Vice Mayor McNelis: Aye; and Council Members Hall: Aye; Koval: Aye; and Trotter: Aye. Ayes: 4. Noes: 0. Absent: Mayor Minto – 1.

The Public Hearing was continued to March 24, 2021.

CONTINUED BUSINESS:

- (7) **Termination of Local Emergency Proclaimed Due to Fire Risk in Mast Park West and Mast Park East. (City Manager – Best) (Reso 003-2021)**

Council Member Koval registered an abstention, muted her microphone and turned off her camera.

The City Manager introduced the Item and responded to Council questions.

ACTION: Council Member Trotter moved approval of staff recommendation.

Council Member Hall seconded the motion, which carried by the following roll call vote: Vice Mayor McNelis: Aye; and Council Members Hall: Aye and Trotter: Aye. Ayes: 3. Noes: 0. Abstain: Council Member Koval – 1. Absent: Mayor Minto – 1.

Council Member Koval rejoined the meeting.

- (8) **Resolution Continuing the Local Emergency Proclaimed Due to the Failure of a Corrugated Metal Pipe (CMP) Between 9351 and 9359 Carlton Hills Boulevard. (City Manager – Best) (Reso 004-2021)**

The City Manager presented the Item.

ACTION: Council Member Trotter moved approval of staff recommendation.

Council Member Koval seconded the motion, which carried by the following roll call vote: Vice Mayor McNelis: Aye; and Council Members Hall: Aye; Koval: Aye; and Trotter: Aye. Ayes: 4. Noes: 0. Absent: Mayor Minto – 1.

- (9) **Extension of Rent Payment Adjustment – Sportsplex USA. (City Manager – Best)**

The City Manager introduced the Item and responded to Council questions.

ACTION: Council Member Hall moved approval of staff recommendation.

Council Member Trotter seconded the motion, which carried by the following roll call vote: Vice Mayor McNelis: Aye; and Council Members Hall: Aye; Koval: Aye; and Trotter: Aye. Ayes: 4. Noes: 0. Absent: Mayor Minto – 1.

- (10) **Resolution Approving and Adopting a Side Letter to the Memorandum of Understanding Between the City and the Santee Firefighters' Association, Approving COVID-19 Administrative Leave for General Employees, and Approving the Extension of Limited Pandemic Leave. (Human Resources – Hardy) (Reso 005-2021)**

The Director of Human Resources introduced the Item and responded to Council questions.

ACTION: Council Member Koval moved approval of staff recommendation.

Council Member Trotter seconded the motion, which carried by the following roll call vote: Vice Mayor McNelis: Aye; and Council Members Hall: Aye; Koval: Aye; and Trotter: Aye. Ayes: 4. Noes: 0. Absent: Mayor Minto – 1.

NEW BUSINESS:

- (11) **Report of Community Oriented Policing Committee on Diversity, Equity and Inclusion Program. (City Manager – Best)**

The City Manager introduced the Item and members of the Community Oriented Policing Committee (COMPOC) subcommittee provided a PowerPoint presentation and responded to Council questions.

PUBLIC SPEAKERS:

- Mary Hyder
- Karen Schroeder
- Janet Garvin
- Tasha Cassidy
- Patty LaBouff
- Mary Hall
- Danielle Wilkerson

Subcommittee member, Steve Stelman, spoke to comments regarding more diverse representation on the subcommittee.

The City Manager clarified that the banners in question were put up by the Santee Collaborative, not the City of Santee.

ACTION: Council Member Hall moved approval of staff recommendation.

Council Member Trotter seconded the motion, which carried by the following roll call vote: Vice Mayor McNelis: Aye; and Council Members Hall: Aye; Koval: Aye; and Trotter: Aye. Ayes: 4. Noes: 0. Absent: Mayor Minto – 1.

- (12) **Acceptance of Certificate of Sufficiency for the Referendum Against a Resolution Passed by the City Council of the City of Santee (Resolution No. 094-2020) and Request for Further Direction from City Council Pursuant to Elections Code 9241. (City Clerk – Ortiz) (Reso 006-2021)**

The City Clerk and the City Attorney introduced the Item and responded to Council questions.

PUBLIC SPEAKER:

- Mary Hyder
- Van Collinsworth
- Daniel Bickford
- Lynda Marrokal
- Michele Perchez
- Janet Garvin
- Nichole Weinman
- Justin Schlaefli

ACTION: Council Member Trotter moved approval of Option 3.

Council Member Koval seconded the motion, which carried by the following roll call vote: Vice Mayor McNelis: Aye; and Council Members Hall: Aye; Koval: Aye; and Trotter: Aye. Ayes: 4. Noes: 0. Absent: Mayor Minto – 1.

- (13) **Resolution for Local Control of Land Use Issues. (Council Member Koval) (Reso 007-2021)**

PUBLIC SPEAKER:

- Mary Hyder
- Patti LaBouff

Council Member Koval provided background on the Item.

ACTION: Council Member Trotter moved approval of staff recommendation.

Vice Mayor McNelis seconded the motion, which carried by the following roll call vote: Vice Mayor McNelis: Aye; and Council Members Hall: Aye; Koval: Aye; and Trotter: Aye. Ayes: 4. Noes: 0. Absent: Mayor Minto – 1.

- (14) **Item Pulled from the agenda.**

- (15) **Item Pulled from the agenda.**

- (16) **Resolution Authorizing the City Manager to Execute Amendments to the Professional Services Agreement with Ebbin, Moser & Skaggs, LLP, for Services Associated with Preparation of the City's Subarea Plan that are Developer or Grant Funded. (Development Services – Kush) (Reso 008-2021)**

The Director of Development Services Director presented the Item.

ACTION: Council Member Hall moved approval of staff recommendation.

Council Member Koval seconded the motion, which carried by the following roll call vote: Vice Mayor McNelis: Aye; and Council Members Hall: Aye; Koval: Aye; and Trotter: Aye. Ayes: 4. Noes: 0. Absent: Mayor Minto – 1.

NON-AGENDA PUBLIC COMMENT: (Continued)

- (A) Patti LaBouff spoke regarding the Inclusionary Housing Workshop on January 7, 2021.
- (B) Bob Glaser spoke regarding the signatures gathered by his company.
- (C) Alana Ethridge spoke regarding the Defend East County group.

CDC SUCCESSOR AGENCY:

- (17) **Resolution of the Community Development Commission Successor Agency Approving the Recognized Obligation Payment Schedule for the Period from July 1, 2021 to June 30, 2022 (“ROPS 21-22”). (CDCSA Reso 001-2021)**

The Finance Director presented the Item.

ACTION: Council Member Hall moved approval of staff recommendation.

Council Member Koval seconded the motion, which carried by the following roll call vote: Vice Mayor McNelis: Aye; and Council Members Hall: Aye; Koval: Aye; and Trotter: Aye. Ayes: 4. Noes: 0. Absent: Mayor Minto – 1.

CITY COUNCIL REPORTS:

Vice Mayor Hall reported that Metropolitan Transit Systems (MTS) hired a new security officer; he stated Girl Scout Cookies are on sale online this year.

CITY MANAGER REPORTS:

The City Manager commended the Fire Department for receiving the Class 1 Public Protection Classification (PPC) for superior fire protection as of March 1, 2021; she stated there will be COVID-19 testing at City Hall on January 14 and January 26, 2021.

CITY ATTORNEY REPORTS:

None.

CLOSED SESSION:

Council Members adjourned to Closed Session at 8:46 p.m.

(18) CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

(Government Code section 54956.9(d)(1))

Name of case: Santee Trolley Square 991, LLP v. City of Santee et al.

Case Number: 37-2020-00007895-CU-WM-CTL

(19) CONFERENCE WITH REAL PROPERTY NEGOTIATORS

(Government Code section 54956.8)

Property: Parcel 4 of Parcel Map 18857 located in Trolley Square (Library site)

City Negotiator: City Manager

Negotiating Parties: Excel Hotel Group and Vestar Kimco Santee, LP

Under Negotiation: Price and terms of payment

(20) CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

(Gov. Code section 54956.9(d)(1))

Name of Case: Daniel Bickford v. Van Collinsworth, Preserve Wild Santee, Stephen Houlahan, et al.

Case Number: 37-2020-00044988-CU-MC-CTL

Council Members reconvened in Open Session at 9:05 p.m. with all members present. Vice Mayor McNelis reported direction was given to staff on Items 18 and 19; Council voted unanimously to decline the request to defend former Council Member Stephen Houlahan in the litigation.

ADJOURNMENT:

There being no further business, the meeting was adjourned at 9:05 p.m.

Date Approved: January 27, 2021



Annette Ortiz, CMC, City Clerk