

Minutes of a Regular Meeting of the La Mesa City Council
Tuesday, April 23, 2019 at 6:00 p.m.
City Council Chambers, 8130 Allison Avenue, La Mesa, California

The City Council minutes are prepared and ordered to correspond to the City Council Agenda. Agenda Items can be taken out of order during the meeting.

The Agenda Items were considered in the order presented, except for Item 10 which was considered after Item 11.

Mayor Arapostathis called the meeting to order at 6:01 p.m.

ROLL CALL

PRESENT: Mayor Arapostathis; Vice Mayor Parent; Councilmember Baber and Weber.

ABSENT: Councilmember Alessio.

STAFF: City Manager Garrett; City Attorney Sabine; City Clerk Wiegelman; Assistant City Manager Humora.

INVOCATION – COUNCILMEMBER WEBER

PLEDGE OF ALLEGIANCE

REPORT FROM CLOSED SESSION – CITY ATTORNEY

City Attorney Sabine announced there were no reportable actions.

CITY MANAGER COMMENTS

There were no comments.

COMMUNITY BULLETIN REPORTS

The Mayor, Council and staff made announcements and reported on various events taking place in the City. No action was taken.

PRESENTATIONS

PROCLAIMING MAY 1, 2019 AS LAW ENFORCEMENT OFFICERS' MEMORIAL DAY

Mayor Arapostathis presented the proclamation to Police Chief Vasquez.

Police Chief Vasquez thanked the Mayor and City Council for the recognition of Law Enforcement Officers' Memorial Day.

**PROCLAIMING APRIL 2019 AS VOLUNTEER APPRECIATION MONTH AND
MAY 9, 2019 AS VOLUNTEER APPRECIATION DAY**

Mayor Arapostathis presented the proclamation to Community Services Director Richardson.

Community Services Director Richardson extended thanks and appreciation to all La Mesa volunteers.

ADDITIONS AND/OR DELETIONS TO THE AGENDA

There were no additions or deletions to the agenda.

CONFLICT DISCLOSURES

Councilmember Baber announced he had a potential conflict of interest on Items 10 and 12 due to the proximity of his home to Collier Park and would recuse himself for the vote on Items 10 and 12.

PUBLIC COMMENTS – (TOTAL TIME – 15 MINUTES)

John Schmitz, resident, spoke regarding the current La Mesa library and the need for a new La Mesa library.

Carmen Campbell spoke regarding the La Mesa Village Farmers' Market.

Jack Shu, resident, provided an update on the residents group's research into a citizens' oversight commission for the La Mesa Police Department.

Richard Hammett, resident, spoke regarding the La Mesa Police Department's *Life on the Beat* community training event.

David Vega, resident, spoke regarding street lighting, speeding, and crime on Marengo Avenue.

Yuchiao Nancy Wu-Walden, resident, spoke on implementing a Wildlife Watch Program.

Joe Glidden, resident, spoke regarding the City's efforts to find funding for a new La Mesa library.

W. Walton, resident, submitted a written statement regarding street paving, sidewalks, and speeding cars.

BOARD AND COMMISSION INTERVIEWS

1. INTERVIEW OF APPLICANT FOR AN UNSCHEDULED VACANCY ON THE YOUTH ADVISORY COMMISSION

City Clerk Wiegelman stated that the Youth Advisory Commission has an unscheduled vacancy. City Clerk Wiegelman briefly explained the interview process and said the appointment would be made at the May 14th City Council meeting.

Rhys Aiem spoke regarding his qualifications and interest in being appointed to the Youth Advisory Commission.

Following the interview, no action was taken.

2. INTERVIEW OF APPLICANTS FOR THE CITY'S AD HOC CITIZEN COMMITTEE ON HOMELESSNESS

City Clerk Wiegelman stated that Joanne Cattani, Jack Major, Stephanie Murphy, and Kelly Ryan were not able to attend the meeting due to prior commitments but were still interested in being considered for appointment to the Committee. City Clerk Wiegelman stated that Kelly Ryan had submitted a written statement expressing her interest in being considered for appointment to the Committee.

Councilmember Alessio arrived at the meeting at 6:54 p.m.

The following applicants spoke regarding their qualifications and interest in being appointed:

Wayne Anderson
Bonnie Baranoff
Earl G. Carpenter Jr.
Sean Connacher
Megan Dunn
Richard L. Hammett
Gary F. Hubbard
Aaron Landau
Todd McCully
Brenda Miller
Mary Kate Miller
Delores "Anita" Paredes
Ladonna Piper
Tyler Rogers
Lindsey Tarr

City Clerk Wiegelman stated that the appointments to the City's Ad Hoc Citizen Committee on Homelessness would be made at the May 14th City Council meeting.

Following the interviews, no action was taken.

CONSENT CALENDAR

(Items 3 through 6)

- 3. **APPROVAL OF MOTION TO WAIVE THE READING OF THE TEXT OF ALL ORDINANCES AND RESOLUTIONS AT THIS MEETING**

Approved.

- 4. **APPROVAL OF THE MINUTES FOR THE CITY COUNCIL REGULAR MEETING HELD TUESDAY, APRIL 9, 2019**

Approved.

- 5. **RESOLUTION APPROVING THE NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM SAN DIEGO REGIONAL STORMWATER COPERMITTEES MEMORANDUM OF UNDERSTANDING**

Resolution No. 2019-033 was adopted.

- 6. **RESOLUTION ADOPTING A LIST OF PROJECTS FOR FISCAL YEAR 2019-2020 FUNDED BY SB 1: THE ROAD REPAIR AND ACCOUNTABILITY ACT OF 2017**

Resolution No. 2019-034 was adopted.

ACTION: Motioned by Councilmember Baber and seconded by Vice Mayor Parent to approve Consent Calendar Items 3 through 6.

Vote: 5-0

Yes: Mayor Arapostathis, Vice Mayor Parent, Councilmember Alessio, Councilmember Baber, and Councilmember Weber

No: None

Abstained: None

Absent: None

Motion passed.

STAFF REPORTS

- 7. **CONSIDERATION OF THE APPLICATION FOR A SPECIAL EVENT PERMIT FOR THE 2019 LA MESA CLASSIC CAR SHOW AND RESOLUTION TEMPORARILY CLOSING A PORTION OF LA MESA CITY STREETS FOR THE 2019 LA MESA CLASSIC CAR SHOW**

City Clerk Wiegelman provided a detailed overview of the proposed 2019 La Mesa Classic Car Show event and explained the enhancements for this year's event.

Pam Rader, resident, submitted a written statement in support of approving the special event permit for the 2019 La Mesa Classic Car Show.

A discussion ensued between Council regarding the applicant's efforts to work with the Downtown Village businesses, how organizations or individuals may apply for a special event permit, the promotion of the 2019 La Mesa Classic Car Show, the possibility of having promotional offers on event nights, and whether relocating the La Mesa Classic Car Show to the Civic Center parking lot has ever been considered.

ACTION: Motioned by Vice Mayor Parent and seconded by Mayor Arapostathis to authorize the issuance of a special event permit with conditions and approve the Resolution temporarily closing a portion of La Mesa City streets for the 2019 La Mesa Classic Car Show.

Vote: 5-0

Yes: Mayor Arapostathis, Vice Mayor Parent, Councilmember Alessio, Councilmember Baber, and Councilmember Weber

No: None

Abstained: None

Absent: None

Motion passed. Resolution No. 2019-035 was adopted.

8. REPORT ON THE LA MESA POLICE DEPARTMENT'S USE OF FORCE POLICY

City Attorney Sabine stated that per Government Code 38630, the Chief of Police is in charge of the operations of the Police Department, and the City Council and/or the City Manager are not authorized to direct the Chief of Police on the operations of the Police Department. City Attorney Sabine said the presentation was for informational purposes.

Chief Vasquez provided a PowerPoint presentation on the La Mesa Police Department's Use of Force Policy, additional training La Mesa Police Officers receive, and the State of California Commission on Peace Officer Standards and Training (POST) mandated training for POST approved academies.

A discussion ensued between Council and staff regarding how often the La Mesa Police Department's Use of Force Policy is reviewed and revised, the areas of the La Mesa Use of Force Policy that could use updating, the potential of a countywide use of force policy, the use of new technologies to assist police officer's in getting a sense of a situation before arriving at the scene, the use of body-worn cameras and how body-worn cameras will impact the La Mesa Police Department's Use of Force Policy, the instructors of the arrest and control and de-escalation trainings.

Christie Hill, Deputy Advocacy Director of American Civil Liberties Union San Diego and Imperial Counties, spoke regarding the best practices in relation to use of force policies and requested that the La Mesa Police Department consider updating the Department's Use of Force Policy.

Jack Shu, resident, spoke regarding the role of the Chief of Police and the discretion of officers in how they implement the use of force policy.

Janet Castaños, resident, spoke regarding the November 2018 Briefing Report by the United States Commission on Civil Rights and recommended additional training topics for police officers.

Following Council questions and comments, no action was taken.

ORDINANCE: SECOND READING

9. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LA MESA ADDING CHAPTER 10.19 TO THE LA MESA MUNICIPAL CODE REGARDING SHARED MICROMOBILITY PROGRAM

City Attorney Sabine read the title of the Ordinance.

ACTION: Motioned by Mayor Arapostathis and seconded by Vice Mayor Parent to approve the second reading and adoption of the Ordinance adding Chapter 10.19 to the La Mesa Municipal Code regarding Shared Micromobility Program.

Vote: 5-0

Yes: Mayor Arapostathis, Vice Mayor Parent, Councilmember Alessio, Councilmember Baber, and Councilmember Weber

No: None

Abstained: None

Absent: None

Motion passed. Ordinance No. 2019-2867 was adopted.

HEARINGS

10. CONSIDERATION AND APPROVAL OF THE FISCAL YEAR 2019-2020 ANNUAL ACTION PLAN FOR COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM, AUTHORIZING THE ALLOCATION OF 2019-2020 CDBG GRANT FUNDS AND PROGRAM INCOME TO THE ACTIVITIES PROPOSED FOR FISCAL YEAR 2019-2020, AND AUTHORIZING SUBMITTAL TO THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD)

Item 10 was considered following Item 11.

Notice of the hearing was given in accordance with legal requirements, and the hearing was held on the date and at the time specified in the notice.

Councilmember Baber left the meeting at 8:02 p.m.

Mayor Arapostathis opened the hearing for Item 10 at 8:04 p.m.

Associate Planner Kinnard discussed the allocation of funding for the CDBG Program.

A discussion ensued between Council and staff regarding the increase of CDBG Grant funds, how often the CDBG Program Eligible Areas Map is updated, the CDBG funding priorities, and the interested parties that receive notifications of the CDBG Program public hearings.

ACTION: Motioned by Mayor Arapostathis and seconded by Vice Mayor Parent to close the hearing since there was no one in the audience who wished to speak.

Vote: 4-0

Yes: Mayor Arapostathis, Vice Mayor Parent, Councilmember Alessio, and Councilmember Weber

No: None

Abstained: None

Absent: Councilmember Baber

Motion passed.

ACTION: Motioned by Mayor Arapostathis and seconded by Councilmember Alessio to adopt the Resolution approving the Fiscal Year 2019-2020 Annual Action Plan for the Community Development Block Grant (CDBG) Program, authorizing allocation of 2019-2020 CDBG grant funds and program income to the activities proposed for Fiscal Year 2019-2020, and authorizing submittal to the United States Department of Housing and Urban Development (HUD).

Vote: 4-0

Yes: Mayor Arapostathis, Vice Mayor Parent, Councilmember Alessio, and Councilmember Weber

No: None

Abstained: None

Absent: Councilmember Baber

Motion passed. Resolution No. 2019-038 was adopted.

11. A. CONSIDERATION OF ADOPTING THE FEE SCHEDULE FOR FISCAL YEAR 2019-2020; AND

B. CONSIDERATION OF ADOPTING THE SAN DIEGO ASSOCIATION OF GOVERNMENTS ANNUAL ADJUSTMENT TO THE REGIONAL TRANSPORTATION CONGESTION IMPROVEMENT PROGRAM DEVELOPMENT IMPACT FEE FOR FISCAL YEAR 2019-2020

Notice of the hearing was given in accordance with legal requirements, and the hearing was held on the date and at the time specified in the notice.

Mayor Arapostathis opened the hearing for Item 11 at 7:57 p.m.

Senior Management Analyst Dedmon provided background on the City's Cost Allocation and User Fee Study. Mr. Dedmon discussed the annual update of the fees and explained the new and adjusted fees. Senior Management Analyst Dedmon provided an overview of the annual adjustment to the Regional Transportation Congestion Improvement Program (RTCIP)

Development Impact Fee.

Councilmember Alessio commented on the proposed new and adjusted fees.

ACTION: Motioned by Mayor Arapostathis and seconded by Vice Mayor Parent to close the hearing since there was no one in the audience who wished to speak.

Vote: 5-0

Yes: Mayor Arapostathis, Vice Mayor Parent, Councilmember Alessio, Councilmember Baber, and Councilmember Weber

No: None

Abstained: None

Absent: None

Motion passed.

ACTION: Motioned by Mayor Arapostathis and seconded by Vice Mayor Parent to adopt the Resolution adopting a fee schedule to be charged by various City departments for Fiscal Year 2019-2020.

Vote: 5-0

Yes: Mayor Arapostathis, Vice Mayor Parent, Councilmember Alessio, Councilmember Baber, and Councilmember Weber

No: None

Abstained: None

Absent: None

Motion passed. Resolution No. 2019-036 was adopted.

ACTION: Motioned by Mayor Arapostathis and seconded by Vice Mayor Parent to adopt the Resolution adopting the San Diego Association of Governments (SANDAG) annual adjustment to the Regional Transportation Congestion Improvement Program (RTCIP) Development Impact Fee to comply with the requirements of SANDAG Commission Ordinance 04-01 and Transnet Extension Ordinance and Expenditure Plan.

Vote: 5-0

Yes: Mayor Arapostathis, Vice Mayor Parent, Councilmember Alessio, Councilmember Baber, and Councilmember Weber

No: None

Abstained: None

Absent: None

Motion passed. Resolution No. 2019-037 was adopted.

12. CONSIDERATION OF RESOLUTION SUPPORTING THE FINDINGS FOR PARK IN-LIEU AND IMPACT FEES AS REQUIRED BY CALIFORNIA GOVERNMENT CODE 66001 AND APPROPRIATING FUNDS TO PARK PROJECTS

Notice of the hearing was given in accordance with legal requirements, and the hearing was

held on the date and at the time specified in the notice.

Mayor Arapostathis opened the hearing for Item 12 at 8:10 p.m.

Senior Management Analyst Dedmon provided background on the park in-lieu and impact fees and discussed the allocation of funds to park projects based on the Park Master Plan.

ACTION: Motioned by Councilmember Alessio and seconded by Mayor Arapostathis to close the hearing since there was no one in the audience who wished to speak.

Vote: 4-0

Yes: Mayor Arapostathis, Vice Mayor Parent, Councilmember Alessio, and Councilmember Weber

No: None

Abstained: None

Absent: Councilmember Baber

Motion passed.

ACTION: Motioned by Mayor Arapostathis and seconded by Vice Mayor Parent to adopt the Resolution supporting the findings as required by California Government Code 66001 and appropriate Park In-Lieu and Impact Fees toward the completion of the Collier Park Master Plan for projects as outlined in the Parks Master Plan.

Vote: 4-0

Yes: Mayor Arapostathis, Vice Mayor Parent, Councilmember Alessio, and Councilmember Weber

No: None

Abstained: None

Absent: Councilmember Baber

Motion passed. Resolution No. 2019-039 was adopted.

COUNCIL COMMITTEE REPORTS (3 MINUTE LIMIT)

The Mayor and Council reported on various outside boards, commissions and committee meetings they attended. No action was taken.

AB 1234 REPORTS (GC 53232.3(d))

There were no reports.

COUNCIL INITIATED

13. CONSIDERATION OF A NOTICE OF SUPPORT LETTER FOR AB 1730 (GONZALEZ) – REGIONAL TRANSPORTATION PLANS: SAN DIEGO ASSOCIATION OF GOVERNMENTS: HOUSING – COUNCILMEMBER ALESSIO

Councilmember Alessio requested the Council support AB 1730 (Gonzalez) by submitting a letter of support to Assembly Member Lorena Gonzalez.

ACTION: Motioned by Councilmember Alessio and seconded by Vice Mayor Parent to submit a notice of support letter for AB 1730 (Gonzalez) to Assembly Member Lorena Gonzalez.

Vote: 4-0

Yes: Mayor Arapostathis, Vice Mayor Parent, Councilmember Alessio, and Councilmember Weber

No: None

Abstained: None

Absent: Councilmember Baber

Motion passed.

CITY ATTORNEY REMARKS

There were no remarks.

ADJOURNMENT

At 8:17 p.m., Mayor Arapostathis adjourned the meeting in memory of former City of La Mesa Environmental Sustainability Commissioner Stephen Guiland.

Megan Wiegelman, CMC
City Clerk