

Minutes of a Regular Meeting of the La Mesa City Council  
Tuesday, June 28, 2016 at 6:00 p.m.  
City Council Chambers, 8130 Allison Avenue, La Mesa, California

---

Mayor Arapostathis called the meeting to order at 6:02 p.m.

ROLL CALL

PRESENT: Mayor Arapostathis; Vice Mayor Baber; Councilmembers Alessio, McWhirter and Sterling.

ABSENT: None.

STAFF: City Manager Witt; City Attorney Sabine; Assistant City Manager/Community Services Director Garrett; City Clerk Kennedy.

INVOCATION – VICE MAYOR BABER

PLEDGE OF ALLEGIANCE

CITY MANAGER COMMENTS

City Manager Witt announced his retirement from the City after more than 30 years. City Manager Witt thanked the Council for the opportunity to serve as City Manager and recounted the many different projects he worked on over the years. He also commended the staff for their support and predicted many exciting years ahead for the City.

Mayor Arapostathis, on behalf of the Council, thanked City Manager Witt for his many years of service to La Mesa, commended him for all he had accomplished for the community.

REPORT FROM CLOSED SESSION – CITY ATTORNEY

City Attorney Sabine said the first item dealt with Public Employee Appointment – City Manager, and announced Assistant City Manager/Community Services Director, Yvonne Garrett, had been appointed to City Manager upon Mr. Witt's departure contingent upon successful negotiation of an employment contract reflecting the terms and conditions of the appointment. Mayor Arapostathis and Vice Mayor Baber will serve as an Ad Hoc Subcommittee to negotiate the terms and conditions and bring back to Council a proposed contract between the City of La Mesa and Ms. Garret for approval.

City Attorney Sabine said the second item was Conference with Labor Negotiators and the bargaining groups were the La Mesa Police Officers Association, the La Mesa Firefighters Local #4759, La Mesa City Employees Association and unrepresented employees. City Attorney Sabine announced the action by unanimous vote of the Council was to move forward in bringing tentative agreements back to Council in the form of Memorandums of Understanding (MOU) in open session for possible approval of all bargaining groups, with the exception of the La Mesa Firefighters Local #4759.

## COMMUNITY BULLETIN REPORTS

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

## ADDITIONS AND/OR DELETIONS TO THE AGENDA

There were no additions or deletions to the agenda.

## PUBLIC COMMENTS

Ms. Cynara Velasquez, La Mesa, representing Citizens for Patient's Rights, spoke in support of the proposed initiative petition for Medical Marijuana activity zoning in the city that had just been submitted and explained the various provisions of the ordinance.

Mr. Roger Wolf, La Mesa, reported a tree at the southwest corner of La Mesa Boulevard and Palm Avenue obscured the stop sign, particularly at night, and said the tree needed to be trimmed.

Ms. Jean Costa, La Mesa, complained about people throwing recyclable items in the trash and also throwing trash on city streets, sidewalks and in plants and flowers. Ms. Costa suggested an educational campaign, led by the city's youth, to help keep the city clean.

Mr. Dexter Levy, La Mesa, spoke regarding the in-lieu parking option for non-residential uses in the Downtown Commercial CD zone, and said the option should not be applied to the new Boulevard Noodles restaurant.

## CONSENT CALENDAR

(Items 1 through 10)

Councilmember Alessio requested item 10 be pulled for separate consideration.

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

Approved.

2. APPROVAL OF MINUTES OF A SPECIAL MEETING AND A REGULAR MEETING HELD MAY 10, 2016

Approved.

3. RESOLUTION AWARDED A CONTRACT TO AMERICAN ASPHALT SOUTH, INC. FOR BID 16-08, 2016 SLURRY PROJECT AND ADDITIONAL FUNDS UP TO THE ENGINEERS ESTIMATE

Resolution No. 2016-040 was adopted.

CONSENT CALENDAR – Continued

4. RESOLUTION TO APPROVE THE THIRD AMENDMENT TO RENEW THE ANNUAL CONTRACT FOR STREET SWEEPING SERVICES WITH CLEANSTREET

Resolution No. 2016-041 was adopted.

5. RESOLUTION AWARDED A CONTRACT TO COMPASS ROSE GIS FOR AS-NEEDED MAPPING AND GEOGRAPHICAL INFORMATION SERVICES

Resolution No. 2016-042 was adopted.

6. RESOLUTION TO AWARD THE SECOND RENEWAL OPTION OF THE ANNUAL CONTRACT FOR JANITORIAL AND CUSTODIAL SERVICES AT CITY FACILITIES TO COMMERCIAL CLEANING SYSTEMS

Resolution No. 2016-043 was adopted.

7. RESOLUTION TO AWARD SECOND RENEWAL OPTION OF BID 14-13, TYPE B ASPHALT CONCRETE, FOR THE CITIES OF LA MESA, CARLSBAD, NATIONAL CITY AND SANTEE, TO SUPERIOR READY MIX CONCRETE AND VULCAN MATERIALS COMPANY

Resolution No. 2016-044 was adopted.

8. RESOLUTION AWARDED A PROFESSIONAL SERVICES CONTRACT TO BUREAU VERITAS NORTH AMERICA, INC. FOR BUILDING INSPECTION SERVICES

Resolution No. 2016-045 was adopted.

9. A. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA MESA, CALIFORNIA, CALLING AND GIVING NOTICE OF THE HOLDING OF A GENERAL MUNICIPAL ELECTION TO BE HELD IN THE CITY ON TUESDAY, NOVEMBER 8, 2016, FOR THE ELECTION OF CERTAIN OFFICERS OF THE CITY AS REQUIRED BY THE PROVISIONS OF THE LAWS OF THE STATE OF CALIFORNIA RELATING TO GENERAL LAW CITIES;

Resolution No. 2016-046 was adopted.

- B. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA MESA, CALIFORNIA, REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO TO CONDUCT THE GENERAL MUNICIPAL ELECTION OF THE CITY OF LA MESA TO BE HELD ON TUESDAY, NOVEMBER 8, 2016 AND TO CONSOLIDATE THAT ELECTION, WITH THE STATEWIDE GENERAL ELECTION TO BE HELD ON THE DATE PURSUANT TO SECTION 10403 OF THE ELECTIONS CODE; AND

Resolution No. 2016-047 was adopted.

CONSENT CALENDAR – Continued

C. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA MESA, CALIFORNIA, ADOPTING REGULATIONS FOR CANDIDATES FOR ELECTIVE OFFICE PERTAINING TO CANDIDATES' STATEMENTS SUBMITTED TO THE VOTERS AT AN ELECTION TO BE HELD ON TUESDAY, NOVEMBER 8, 2016

Resolution No. 2016-048 was adopted.

ACTION: Motioned by Councilmember Alessio and seconded by Councilmember Sterling to approve Consent Calendar items 1 through 9.

Vote: 5-0 on items 1 through 6, and 8 and 9.

Yes: Mayor Arapostathis, Vice Mayor Baber, Councilmember Alessio, Councilmember McWhirter and Councilmember Sterling  
No: None  
Abstained: None  
Absent: None

Motion passed.

Vote: 4-0-1 on item 7

Yes: Mayor Arapostathis, Councilmember Alessio, Councilmember McWhirter and Councilmember Sterling  
No: None  
Abstained: Vice Mayor Baber  
Absent: None

Motion passed.

10. RESOLUTION AUTHORIZING TRANSFER AND APPROPRIATION OF FUNDS FROM THE RISK LIABILITY FUND RESERVES ACCOUNT TO THE CITY ATTORNEY'S PROFESSIONAL AND SPECIALIZED SERVICES ACCOUNT FOR UNEXPECTED LEGAL EXPENSES

Councilmember Alessio asked for clarification on the additional legal expenses.

City Manager Witt responded the funds were for several high profile code enforcement cases and for pursuing the landlords and tenants of the illegal medical marijuana dispensaries.

ACTION: Motioned by Councilmember Alessio and seconded by Councilmember Sterling to approve Consent Calendar item 10.

Vote: 5-0

Yes: Mayor Arapostathis, Vice Mayor Baber, Councilmember Alessio, Councilmember McWhirter and Councilmember Sterling  
No: None  
Abstained: None  
Absent: None

Motion passed. Resolution No. 2016-049 was adopted.

## STAFF REPORT

### 11. CONSIDERATION OF AN AGREEMENT FOR THE OPERATION OF OKTOBERFEST 2016

Assistant City Manager/Community Services Director Garrett spoke about the Council's direction to staff that the City be more involved in the downtown events and promotions until such time as a new partner emerged. Ms. Garrett discussed the selection process for a professional special event producer and promoter to partner with the City to assure a successful event, and said EventWerks, LLC had been selected. Ms. Garrett also reviewed the goals of the event, the responsibilities of EventWerks, and the key points of the agreement. Ms. Garrett said staff recommended the Council approve the use of city resources for event production, and approve in substantive form the Professional Services Agreement between the City of La Mesa and EventWerks, LLC, subject to final negotiation and review by the City Manager and final review and approval by the City Attorney. Ms. Garrett said staff would come back to the Council with a Special Event Permit with event conditions following coordination between the producer and City staff.

Council comments and discussion ensued.

David Smiley, La Mesa, spoke regarding the value of the event to the community, asked questions regarding street signs and k-rail barricades, and requested a copy of the profit and loss statement after the event.

ACTION: Motioned by Councilmember Sterling and seconded by Councilmember Alessio to approve staff's recommendations and approve of the use of city resources for the event production, and adopt the resolution approving an agreement between the City of La Mesa and EventWerks, LLC for event management services for the 2016 Oktoberfest.

Vote: 5-0

Yes: Mayor Arapostathis, Vice Mayor Baber, Councilmember Alessio, Councilmember McWhirter and Councilmember Sterling

No: None

Abstained: None

Absent: None

Motion passed. Resolution No. 2016-050 was adopted.

6:30 P.M.

## BOARD AND COMMISSION INTERVIEWS

### 12. ANNUAL INTERVIEW OF APPLICANTS FOR OPENINGS ON THE CITY'S BOARDS AND COMMISSIONS

City Clerk Kennedy briefly explained the interview process and announced Ms. Mary Jane Bailey had withdrawn her application for the Environmental Sustainability Commission.

## BOARD AND COMMISSION INTERVIEWS – Continued

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

Ms. Ginger Radenheimer, Community Services Commission  
Mr. Christopher Langdon, Design Review Board and Planning Commission  
Mr. Stosh Podeswik, Design Review Board  
Mr. Peter Soutowood, Design Review Board  
Mr. Erik Verkaaik, Design Review Board and Planning Commission  
Mr. Laurence Guiland, Environmental Sustainability Commission  
Ms. Maria Hesse, Environmental Sustainability Commission  
Mr. Scott Kidwell, Environmental Sustainability Commission  
Mr. Ken D'Angelo, Historic Preservation Commission  
Mr. Robert Dieringer, Historic Preservation Commission  
Mr. Mickey Moreau, Historic Preservation Commission  
Ms. Melissa McCune, La Mesa Community Parking Commission  
Ms. Polly Kanavel, Planning Commission  
Mr. Andrew Torpey, Planning Commission  
Mr. Tony Ortega, Traffic Commission

City Clerk Kennedy said the appointments would be made at the July 12th Council meeting.

Following the interviews, no action was taken.

## COUNCIL COMMITTEE REPORTS (3 MINUTE LIMIT)

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

## AB 1234 REPORTS (GC 53232.3(d))

There were no reports.

## CITY ATTORNEY REMARKS

There were no remarks.

## ADJOURNMENT

Mayor Arapostathis adjourned the meeting at 7:18 p.m.

Mary J. Kennedy, CMC  
City Clerk