



April 2, 2014

Joint Meeting Minutes  
Council, HDB, CDC and OPFA

City Attorney Mullen.

City Attorney Mullen titled the following items to be heard in Closed Session:  
Items 1 and 2A.

[Closed Session and recess were held from 2:03 PM to 4:00 PM]

**CITY COUNCIL, HDB, AND CDC CLOSED SESSION ITEMS**

Closed Session to discuss litigation, property acquisition, labor relations and personnel matters

**1. CONFERENCE WITH LABOR NEGOTIATOR ON STATUS OF NEGOTIATIONS PREVIOUSLY AUTHORIZED IN OPEN SESSION (SECTION 54957.6)**

CONFERENCE WITH LABOR NEGOTIATOR – Negotiator: City Manager; employee organizations: Oceanside Police Officers' Association (OPOA), Oceanside Firefighters' Association (OFA), Oceanside Police Management Association (OPMA), Management Employees of the City of Oceanside (MECO), Oceanside City Employees' Association (OCEA), Oceanside Fire Management Association (OFMA), Western Council of Engineers (WCE), and Unrepresented

**Item discussed (MECO, OFMA); no reportable action**

**2. LITIGATION OR OTHER ADVERSARY PROCEEDING (E.G., ADMINISTRATIVE HEARING, ARBITRATION) (SECTION 54956.9(a))**

A) CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

- i. ANTHONY OLIVER v. LYONS  
Los Angeles Superior Court Case No.: BC517652

**Council voted 5-0 to authorize the City Attorney to provide a legal defense for Cynthia Lyons**

**4:00 PM – ROLL CALL**

**MAYOR WOOD** reconvened the meeting at 4:00 PM. Present were Mayor Wood, Deputy Mayor Sanchez and Councilmembers Kern, Felien and Feller. Also present were City Clerk Beck, Deputy City Manager Lawrence and City Attorney Mullen.

**CONSENT CALENDAR ITEMS** [Items 3-6]

All items listed on the Consent Calendar are considered to be routine matters or formal documents covering previous City Council/HDB/CDC/OPFA instructions. The items listed on the Consent Calendar may be enacted by a single vote. There will be no separate discussion of any Consent Calendar items unless requested by members of the City Council/HDB/CDC/OPFA or the public through submittal of a Request to Speak form prior to the commencement of this agenda item.

The following Consent Calendar items were submitted for approval:

- 3. City Council/Harbor/CDC/OPFA: Approval to waive reading of the text of all ordinances and resolutions considered at this meeting and provide that ordinances shall be introduced after a reading only of the title(s)
- 4. City Council: Adoption of **Resolution No. 14-R0156-1**, "...authorizing an agreement [**Document No. 14-D0157-1**] with the County of San Diego for the 2013 Regional Realignment Response Group (R3G) and approving the expenditure plan and appropriating the necessary funds to the Police Department," [R3G – a program to control and counteract the risks associated with realigned offenders released into San Diego County], in the amount of \$53,995, and authorizing the City Manager, or

designee, to execute the agreement and all required documents

5. City Council: Approval of a grant agreement [**Document No. 14-D0158-1**] with the California Department of Parks and Recreation, Division of Boating and Waterways, in the amount of \$65,000 awarded to the City for the Boating Safety and Enforcement Grant to fund equipment for the Police Department Harbor Unit; approval to appropriate the funds to the Police Department; and authorization for the City Manager, or designee, to execute the agreement and all required documents
6. City Council: Approval of a deferred improvement agreement [**Document No. 14-D0159-1**] and parcel map for 1869 Avocado Road Subdivision, a 3-lot subdivision located at 1869 Avocado Road; and authorization for the City Clerk to record the deferred improvement agreement and parcel map with the San Diego County Recorder

**DEPUTY MAYOR SANCHEZ** moved approval of the balance of the Consent Calendar [Items 3-6].

**COUNCILMEMBER KERN** seconded the motion.

**Motion was approved 5-0.**

#### **GENERAL ITEMS**

General Items are normally heard after any 5:00 p.m. Public Hearing Items. However, if time permits, some General Items may be heard prior to any 5:00 p.m. Public Hearing Items, following the Consent Calendar.

7. **City Council: Introduction of an ordinance amending Oceanside City Code Section 10A.2(a) to prohibit the use of electronic cigarettes in areas wherever smoking is prohibited and amending Chapter 7, Article XI of the Oceanside City Code to modify the definition of Tobacco and Drug Paraphernalia Establishments to prohibit entry by unaccompanied minors; and provide direction to the City Attorney to initiate an amendment to the zoning ordinance to treat certain businesses selling electronic cigarettes as a regulated use subject to a Conditional Use Permit**

**JOHN MULLEN**, City Attorney, stated last December Council discussed potential methods to regulate the use of electronic cigarettes in Oceanside. These electronic smoking devices are battery-operated devices that vaporize liquid that often contains nicotine or other potential substances. During the December meeting, there were a lot of issues raised including the increased use of these devices, especially by youth, the difficulty enforcing the City smoking ban in portions of the City where the smoking ban applies, and the unknown health effects associated with the use of these electronic smoking devices.

Council provided direction for the City Attorney to return in 90 days, after the County of San Diego had considered a potential County-wide ordinance, and to present a framework for the ordinance in Oceanside for Council to consider. The County did take action on March 11<sup>th</sup> to add several types of electronic smoking devices to its tobacco use prevention and cessation policy that applies to County facilities. It directed County staff to begin working on a broader ordinance that would be presented to the County on May 6<sup>th</sup>.

In the meantime, many other cities have taken action to adopt ordinances on the regulation of electronic smoking devices. Last year, Vista and Carlsbad adopted ordinances. Solana Beach and Poway both adopted ordinances in February. El Cajon and the 22<sup>nd</sup> Agricultural District adopted an ordinance in March of this year. Yesterday, Encinitas had the second reading of its ordinance. All of these ordinances basically share a common characteristic. They effectively ban the use of electronic smoking devices in areas where traditional smoking is prohibited. That is one of the features of

the draft ordinance that is before Council today for introduction.

City Attorney Mullen read the proposed amendment to Chapter 10 of the OCC (Oceanside City Code). Its intent is to amend the definition of smoking to include the use of electronic smoking devices. An electronic smoking device for purposes of this section includes an electronic and/or battery-operated device that can be used to deliver an inhaled dose of nicotine or other substances. Electronic smoking devices include any such electronic smoking device, whether manufactured, distributed, marketed or sold as an electronic cigarette, electronic cigar, electronic cigarillo, electronic pipe or an electronic hookah, or any other product name or descriptor. An electronic smoking device does not include any product specifically approved by the United States Food and Drug Administration for use in the mitigation, treatment or prevention of disease.

That was language we have developed, which will amend the definition of the term smoking or smoke in Chapter 10. If this is adopted, smoking will be prohibited in all places in Oceanside where smoking a traditional cigarette is not allowed. It would include beaches, public parks, the Pier, the Civic Center Plaza Complex and public places of employment that are identified in Section 10A.3, except in designated smoking areas that are elsewhere identified in Section 10A.4 of the City Code. That is pretty much the same as what many other cities have done.

There are a couple of other things he is asking Council to consider. At the December meeting, there was some discussion about decreasing the availability of electronic smoking devices to youth. Chapter 7 of the City Code has a definition of the term tobacco and drug paraphernalia establishment. Basically, if an establishment qualifies or meets that definition, then minors are not allowed to enter without a parent or guardian. Under the California State law, it is illegal to sell an electronic smoking device to a minor.

He is proposing to amend the definition of tobacco and drug paraphernalia establishment under Chapter 7 of the City Code to include businesses selling electronic smoking devices. Those who have drug paraphernalia in a four-by-two section would not be covered because the current ordinance does not apply to those businesses. If they do include those products in a four-by-two or greater quantity, then they would meet the definition under this ordinance, and minors would not be allowed to enter.

He's asking for Council's consideration about a potential zone amendment. This is not something Council could do tonight, but Council could give him direction. Our zoning ordinance identifies tobacco and drug paraphernalia establishments as a regulated use. Regulated uses are required to obtain a Conditional Use Permit (CUP) and are subject to strict locational criteria and spacing requirements that are set forth in the Zoning Ordinance. If we amend the definition of tobacco and drug paraphernalia for Chapter 7, it might make sense to do the same in the Zoning Ordinance so that any future business that sells electronic smoking devices that meets the definition would be required to get a CUP and would be subject to those locational criteria. Ultimately the Planning Commission and potentially Council would get to review those applications.

The ordinance is available tonight for introduction. If Council disagrees with portions of it, we could potentially modify it at the dais. He worked closely with the North Coast Prevention Coalition and the Vista Community Clinic. He thanked them for providing suggestions to the language.

Public input

**DEBBIE OBRAGON**, 1737 Fire Mountain Drive, expressed concern that there are no regulations in place to protect Oceanside's youth from vaping activities.

**JOHN BYRON**, 221 El Camino Real, North Coastal Prevention Coalition, said they are concerned about vaporizing devices used with concentrated marijuana using

butane, which is a very explosive gas.

**JOAN BRUBAKER**, 1606 Hackamore Road, is in favor of regulating e-cigarettes like cigarettes and other tobacco products.

**FABIOLA ELIAS RAMSEY**, 1837 South Coast Highway, owns Feels Good Vapor, an electronic cigarette shop in Oceanside. She discussed the benefits of having e-cigarette shops in Oceanside. Electronic cigarettes should not be in the hands of kids. She asked that small businesses not be subjected to having to reapply for business licenses and CUP's.

**MAYOR WOOD** asked the City Attorney to address her comment about relicensing.

**CITY ATTORNEY MULLEN** stated if Council gave direction to do a zone amendment, preexisting businesses would likely meet the definition of a grandfathered use and would not be subject to a CUP. What we're really talking about is getting a handle on future land uses and future businesses. He checked with the business license office today. Right now, there are at least seven of these shops in town and two home-based businesses. If Council does nothing, there's going to be more.

**MS. RAMSEY** stated there is a lot being done with regulations to keep these devices away from children.

**GENA KNUTSON**, 1000 Vale Terrace, Vista, Program Manager for the tobacco control program at Vista Community Clinic, discussed the Vista Community Clinic staff assessment of Oceanside vape shops and other retail businesses that sell electronic smoking devices in relation to youth access to these devices; tobacco companies targeting youth with marketing strategies; studies showing that e-cigarettes are a youth gateway to regular smoking; and information on the harmful ingredients used in the e-cigarette liquid.

**DANNAH HOSFORD**, Smoke-Free North County Project, discussed teen use of e-cigarettes as drug delivery devices and the lack of laws that prohibit teen possession of these devices.

**BARBARA GORDON**, Co-Chair of the Tobacco Control Coalition of San Diego County, shared their commitment to supporting tobacco-free policies, studies on the harmful ingredients found in e-vapor and the negative physical effects of secondhand smoke.

**JANET ASARO**, 33-year resident of Oceanside, commended Council for making Oceanside a family-friendly town and thinks adding this ordinance to the language of the no-smoking policies that already exist would be fabulous.

**AARON BYZAK**, 3644 Harvard Drive, President of the North Coastal Prevention Coalition, discussed various reports on how electronic smoking devices are being marketed towards youth and have not been proven to help people quit smoking.

**DEBRA KELLEY**, with the American Lung Association in California, said these products can place kids on a pathway to putting addictive and dangerous substances into their bodies.

She noted there is a vape shop next to a kids dance academy and a vape kiosk opening in front of a Disney store at the mall. Having a CUP will give the City leverage to protect kids from exposure to these locations.

**JOE KELLEJIAN** served five four-year terms on the Solana Beach City Council. He's on the leadership board of the American Lung Association. The World Health

Organization has identified several carcinogens, two of which are nickel and chromium. The nickel in the vapor of e-cigarettes is worse than regular cigarettes.

Public input concluded

**DEPUTY MAYOR SANCHEZ** stated it was 50 years ago when the warning came out stating that the Surgeon General had determined that cigarette smoking is dangerous to health. It's significant that we're now seeing another form of the same kind of thing with e-cigarettes.

This is a use that should be regulated and treated exactly like tobacco. She thanked the City Attorney for putting together an ordinance based on Council's comments at the last meeting. She wants to move this forward. As to the City Attorney's recommendation that Council direct him to prepare a zone amendment regarding the regulated use of e-cigarettes, she agrees that it should be included as tobacco and drug paraphernalia.

As was presented today, 98 establishments were studied. That is unacceptable because kids go in there. She is concerned about the proliferation of these drug paraphernalia-type use establishments.

She **moved** [introduction of an ordinance amending Oceanside City Code Section 10A.2(a) to prohibit the use of electronic cigarettes in areas where smoking is prohibited and amending Chapter 7, Article XI of the Oceanside City Code to modify the definition of Tobacco and Drug Paraphernalia Establishments to prohibit entry by unaccompanied minors; and provide direction to the City Attorney to initiate an amendment to the Zoning Ordinance to treat certain businesses selling electronic cigarettes as a regulated use subject to a Conditional Use Permit]. She hopes we can save kids from smoking. She would like to help ensure the health and safety of our children and citizens by ensuring that this is treated exactly like tobacco.

**COUNCILMEMBER FELLER seconded** the motion. He asked if we can limit the number of these businesses, such as vape shops.

**CITY ATTORNEY MULLEN** thinks so. He was anticipating coming back with a CUP ordinance, if that's what Council directs. That would include all of the locational restrictions that would apply to any other regulated use. By default, there would be very few new ones. We could look at that.

**COUNCILMEMBER FELLER** stated that's what he would aim for. He, too, thinks that we need the zoning. The shop owner said there was no scientific evidence that it's harmful, but it hasn't been proven that this is a good thing for us. He doesn't know what the appeal is, but if it comes in flavors it's not going to be good for children. The children are what really matter here.

Adults can figure out a way to stop smoking other than using these shops. Making it harder to get would be better. Some regulation has to happen. He's not big on regulation, but this is as serious as smoking in our parks. He's seen vapor pipe smoking at football games. It doesn't make sense that this is okay, but regular smoking isn't. He's happy to support this.

**COUNCILMEMBER KERN** brought this up back in December, not because other cities were doing it, but because he was personally bothered by it. When he was walking to a downtown restaurant and saw 14- and 15-year old kids doing this, he thought it wasn't good for them to go down this path.

He hopes the vape shop owner who spoke is successful and sells to adults, but he also hopes that she talks to other people in the industry to get a handle on this so it doesn't go to the kids. We're here to keep kids from going down that path. Our big

concern as a City and a Council is to keep it out of the hands of youth. There are conflicting reports on both sides saying it's good for you or not good for you. He can't see how inhaling anything is good for you.

As Councilmember Feller said, we need to get some regulation on this to keep it away from youth and discourage it as much as possible. The community supports this, not just in Oceanside, but also the communities of North County.

**COUNCILMEMBER FELIEN** stated we ought to distinguish whether we're talking about tobacco, marijuana or crack cocaine. When he first heard about e-cigarettes, he thought this could be a good thing, to have people be able to handle the nicotine addiction without getting all of the tar and smoke in their lungs. It would be a transition product that would help a lot of people. He hopes that will still be the case. With the evidence that's out there, it seems you're still better off with an e-cigarette than a regular cigarette.

With nicotine being very addictive in its own right, as Councilmember Kern mentioned, people who aren't heavy smokers are suddenly using e-cigarettes and getting that huge nicotine dose that's going to hook them on nicotine. There is too much of an attitude among the younger population that e-cigarettes are a harmless product. We need to stamp out that idea where we can. It's not harmless. It's an issue of what is the worst product? Cigarettes are the worst, but that doesn't make e-cigarettes good. It's just the better of two bad alternatives.

He has a question for the Police Chief because a comment was made about hash oil and Tetrahydrocannabinol (THC) oil being inserted in e-cigarettes. He thought the oil and flavor in the e-cigarette was directly connected to the device. He asked if the oil is separate. Do you buy a flavor and insert it in the device? Are the items separate when you buy them?

**FRANK McCOY**, Police Chief, stated this is a new item. He's never used this item. However, from what he understands, you do purchase oils to put inside the device and smoke it.

**COUNCILMEMBER FELIEN** clarified that they are separate purchased products. Putting oil in the e-cigarette is like putting batteries in a flashlight. He asked how hash oil and THC oil are made. Who creates that?

**CHIEF McCOY** responded those are illegal substances.

**COUNCILMEMBER FELIEN** asked so it's someone with a lab where they're making oil instead of cigarettes?

**CHIEF McCOY** responded that's correct.

**COUNCILMEMBER FELIEN** stated when we weigh all of the evidence, the City is better off going down the path of treating these like cigarettes. For the people who truly need them as a transition product and find it helpful, they need to do that in non-public places. Even if the vapors were harmless, most members of the public would be upset. It would be considered rude in today's environment to have vapors blowing in your face, whether they're medically harmful or not. For our community and the image we want to create, this ordinance is a good idea.

**MAYOR WOOD** also thought this was going to be a new item that would help smokers. We've had a lot of feedback since then. The electronic cigarette shop owner has a business that strictly handles this. If we're going to enforce this, it will cause more regulations for her and everybody else. He's concerned about the other 90+ stores that sell clothing, etc. but also sell e-cigarettes. He asked if we can regulate those stores with this ordinance.

**CITY ATTORNEY MULLEN** responded the ordinance in front of Council does two things. It treats smoking an electronic cigarette as if it were a regular cigarette. That portion has nothing to do with those shops. The shops can continue to sell. We're not stopping them from selling to adults. The second part of the ordinance modifies the definition of a tobacco and drug paraphernalia establishment. If they meet the definition, they are not allowed to have minors enter without a parent or guardian. That's for places that are selling them in larger quantities. For a display section, the ordinance says four feet by two feet by two feet deep. A vape shop is going to meet that definition. Minors can't go in there. The lady who operates the vape shop said she doesn't allow minors in there to begin with, so it wouldn't adversely affect her. If it's a store like AM/PM that's selling in a small section, it would not appear to impact them.

**MAYOR WOOD** stated maybe this needs to come back to Council later to address those stores. He doesn't know if we can. He doesn't want these items being used for anything other than what they're designed for. He also doesn't like saying we'll regulate nine of these stores in town, but then there are another 150 stores that sell them, like AM/PM, etc.

He's going to support this, but he also wants to make sure down the road that they don't have a way to circumvent this by having a two-by-two-by-two or a four-foot section in their store to sell these items. Hopefully, another City has a regulation that tries to address this. We'll probably have to look at that too. We want to be fair.

The woman operating the vape shop has 7-8 stores she's competing with. She'll probably be grandfathered in, but why should another little store across the street be able to sell it if they keep it on a small shelf? We'll need to address that later down the road.

**CITY ATTORNEY MULLEN** stated his sense from all of the discussion is that Council is in favor of providing direction for the zone amendment. That's not part of the ordinance, but we'll begin that preparation and bring it back to Council at a future date.

After titling of the ordinance, the **motion was approved 5-0.**

[Recess was held from 4:56 PM to 5:10 PM]

**INVOCATION** – Zack Beck

**PLEDGE OF ALLEGIANCE** – Green Team with Colleen Foster

**PROCLAMATIONS AND PRESENTATIONS** –

Proclamation – North County Earth Month

Proclamation – Fair Housing Month, April 2014

Presentation – Honoring Oceanside Men's Tennis Team 2014 BB Division Champions

Presentation – "Pet of the Month" presented by Lisa Boelkes, San Diego Humane Society & SPCA

**Presentations were made**

**CLOSED SESSION REPORT**

13. **Closed Session report by City Attorney**

**CITY ATTORNEY MULLEN** reported on the items discussed in Closed Session:  
See Items 1 and 2A above.

**PUBLIC COMMUNICATIONS ON OFF-AGENDA ITEMS**

No action will be taken by the City Council/HDB/CDC/OPFA on matters in this category

unless it is determined that an emergency exists or that there is a need to take action that became known subsequent to the posting of the agenda.

**Advance written request to reserve time to speak:** None

14. **Communications from the public regarding items not on this agenda**

**KRISTIN BROWN**, 2267 Oceanview Road, is a board member with Oceanside National Little League (ONLL). About three years ago the City started to require ONLL to pay for the field lights. At that time we had a surplus in our budget, but the light bill has depleted our funds. We are now in a dire situation. She described efforts to raise money. These ideas haven't proven to raise the \$22,000 needed to make up the difference in our expense and income. We're asking for Council's help. We don't want to let Little League go away.

**COUNCILMEMBER FELLER** spoke with Eileen Turk earlier. She would be happy to help. We will follow-up on this.

**MAYOR WOOD** stated all of the other sports are having issues too. The economy has changed somewhat. Council will be talking about how the money can be spent. There are a lot of issues. He suggested that Ms. Brown talk to staff for more information.

**MS. BROWN** stated all three Oceanside little leagues are in the same situation.

**CAMERON BROWN**, youth, has been playing Little League since he was five years old. Little League has given him the opportunity to grow stronger, improve his skills as a player, be a good sport and be a team player. His goal is to play high school baseball and hopefully get an athletic scholarship to college. Without Little League, none of this would be possible. He asked Council to consider helping their league so that hundreds of kids will get the same great experience that he had.

**5:00 P.M. – PUBLIC HEARING ITEMS** – None

**MAYOR AND/OR COUNCILMEMBER ITEMS** – None

**CITY MANAGER ITEMS**

15. **City Council: Discussion of 2014-15 Budget Priorities**

**MICHELLE LAWRENCE**, Deputy City Manager, presented a summary of the Council workshop held on March 12, 2014. Staff was asked to share these to give Council and the public an opportunity to provide additional input prior to the City putting its Fiscal Year 2014-2015 budget together. Staff is not asking for any action tonight. The first computer graphics displayed the priorities from the workshop discussions as listed in the staff report. She noted they are in priority order. The final computer graphics outlined the items that staff would like the community's and Council's feedback on regarding potential priorities being recommended for Fiscal Year 2014-2015. She discussed the items, the estimated cost attached to each and what that cost covers.

**MAYOR WOOD** noted that money for a city during tough times is not easy. Every action needs money, and every issue raised is deserving. We want to hear public input to let Council and City management know what people are interested in. Council has to make the decision about where the cuts are going to be and where the money will go. Most people want quality of life. However, there are priorities that need to be taken right away. His priority is getting some employees back. We let 160 employees go over the last few years because of the economy.

It is important to get our quiet zone downtown. That is a priority because it impacts all of the hotels there. All of the coastal cities want to do that. However, you

have to spend \$500,000 on each intersection that crosses the railroad tracks.

Public input

**TIERNEY HOUCK** works for a non-profit in Oceanside and is here with a small group of Master Degree students at the School of Social Work at the University of Southern California. She encouraged Council to hire more military spouses. Somewhere between 70%-90% of spouses indicate they are under-employed or unemployed. Please keep this in mind when looking to recruit.

**KAREN WILLIAMS GRAHAM**, 1669 Avenida Oceano, Chairman of the Arts Commission, reminded Council that the members of the Arts Commission work very hard to enhance the arts in our City. Now that prosperity is back, we would like to have \$25,000 back to enhance our City.

**JONATHAN FOHRMAN**, 1121 Hub Court, El Cajon, Vice-Chair of the Oceanside Arts Commission, asked for restored funding for the arts. There is much research on how arts are beneficial to communities, their economies and their individual members. We are currently engaged in our biennial planning cycle and will soon be presenting to Council our proposed update to the work plan for the Arts Commission.

**DANIEL FOSTER**, 699 Eaton Street, Executive Director of the Oceanside Museum of Art (OMA), is one of the leaders of the Oceanside Cultural Consortium that has pulled together our arts, business and community leaders to vision the future of this community. He discussed last night's panel at the OMA that attracted 60 of the top leaders of arts and culture in North County. The panel discussion was about the State of the Arts in North County. The time is right to invest heavily in economic development strategies that understand the power of arts, and to attract that population of great affluence to spend their money in Oceanside.

The OMA is a great anchor institution, but it cannot stand alone. He appealed to Council to invest, as other communities are starting to, and have Oceanside become the arts and culture hub of North County.

**RUTH JAMESON**, 3940 San Pablo Avenue, first started doing art in Oceanside in 1991. She said Oceanside is a bold City waiting for new ideas.

Public input concluded

**DEPUTY MAYOR SANCHEZ** reviewed the comments we had at the workshop. Starting with the Police Department, what we need are personnel and to give the Police Chief the decision making for where we need our officers. These are the areas we have concerns, but we need to give the Police Chief authority on where to put personnel. We currently have challenges to getting more officers to Oceanside. It has become more competitive with other cities getting back to the level of police officers that they had, so now we are all in competition for good officers. Public safety is definitely of high concern.

Regarding the Fire Department, we had already spoken about the Regional Communications System (RCS) radio replacement program at a previous Council meeting. The information that was given to us is that we have to do this replacement in order to be able to communicate with other cities and other agencies. We are already going through the plan for the apparatus replacement. In fact, the City Manager said not to put any dots here because we are already working on this. That includes addressing our overtime issues with the Fire Department. We do not hire as many firefighters as we need. We hire less and then we work on an overtime system. Fire season this year is going to be very bad. This is something we need for our residents and our City. We need to ensure that we respond to the calls.

With respect to infrastructure, we need to have a sufficient fund to continue to fix our buildings and ensure that they last a long time. We need to address our sub-area plan. This is a plan that was put together by a broad spectrum of the community, including developers, environmentalists, businesses, etc. This was a group effort to put this plan together. The whole idea is that once you have it funded, then you cut down on the process for someone who wants to develop in Oceanside. All of the wildlife agencies have already signed off on it. If we do not do this, we will continue to have these drags in getting development in Oceanside. We were going to do that in 2002. Here it is twelve years later, and we still haven't done it.

In terms of utilities, this is an Enterprise Fund. We had a workshop on water and sewer needs, and it is something we will continue to talk about and get information from staff. Staff was ready to go forward with the City's plan to turn the La Salina treatment plant into a pumping station and allow for more land for a park and other opportunities. There were also two recycling projects: one at El Corazon and one at the San Luis Rey treatment plant. We would realize economies of scale and pump our sewage from La Salina to the San Luis Rey treatment plant. That is in the best interests of our citizens.

Regarding transportation, every year we put money aside from TransNet dollars. We receive \$4,000,000 per year from TransNet. We spend about half of that on fixing our roads. We have gone through the Oceanside Boulevard Vision Plan and the Coast Highway Vision Plan. Our businesses have been asking for improvements and beautification. That is something we need to go forward on. The South Oceanside Merchants Association is definitely interested in a beautification program. We are starting in South Oceanside regarding our Coast Highway implementation. A committee of 20 people has been put together. She hopes that will go forward in a positive way to complete the Coast Highway planning.

For the railroad quiet zones, we were told at the workshop that this would actually cost in the realm of \$7,000,000-\$8,000,000, which is more than what was anticipated. When we were initially talking about how to make this happen financially, we talked about creating a district to see if those people most benefitted would be able to pay for this over time. The response was no. She wondered if we should check again to see if there is a desire. Now that we are moving forward with our downtown vision and development, perhaps there are more people who would be directly affected/benefitted that would be interested in becoming part of making this district happen. She does not see how the City could commit to such a large amount of money.

We have already voted to complete the beach restrooms, and we have to put money aside for sand replenishment for the protection of our public infrastructure. We still have our responsibilities regarding the San Luis Rey maintenance program and getting the project handed over to the City so we can finally address the issues with flood control and flood insurance.

For community services, we want to continue to address any graffiti issues we may have. It is a cyclical thing. When school is out, we have more issues. She would like to see an economic development project like investing in a food truck and working with Oceanside Unified School District and MiraCosta to create a cooking program. A food truck is a great opportunity for teaching kids life skills. They learn to run a business, the art of cooking and how to become chefs. Other cities are doing this. She would like to see some funds go into making this happen. If this were to happen here at the MiraCosta campus on Mission Avenue, we could get Crown Heights and Eastside kids involved in this economic development project. The main employment for Latinos is small businesses. If we could teach kids with hands-on classes, we could really make this work. We have the interest and we have neighborhood associations that would be able to work to make this happen.

She wants to see Marshall Street Pool open for the summer. Last year when we

were talking about this, Council had agreed to allow Ocean's Eleven to have the satellite horse racing, which is bringing in more money to the City and is an excellent way of funding this program for the summer. The difference between our revenue last year and this year is that we have additional funding sources such as new hotel Transient Occupancy Tax (TOT), etc.

We need to create more jobs and enhance sales tax. Our funds are basically property taxes, sales tax and TOT. We have to create or attract to Oceanside the kind of businesses that will increase that revenue. Rather than having a warehouse business, which doesn't increase sales tax, we need to bring in retail shops. That is how we are going to increase our base. We also need to continue building our hotels. The beach resort is something we have all been waiting for. That is within sight and will assist in creating more excitement downtown.

She would like to see the library hours restored, and \$100,000 for the long-term San Luis Rey River maintenance. She is not as excited about the railroad quiet zones because she doesn't know how we could afford that \$7,000,000-\$8,000,000. She would rather revisit the idea of creating a district so that those who actually benefit would be the ones paying for it.

We have to be competitive regarding employees. We should start looking at putting money aside for raises. Employees have not had raises for several years now. Addressing the overtime and the gap in funding, that should have been done before. When the City Manager said we had to cut every department, there is not a lot to cut at a certain point for public safety. Either you are going to answer that 911 call or you are not. The cuts that happened for overtime should never have happened because we are answering those calls. Our firefighters and police officers are going to the scenes, and we set a goal of six minutes for them to arrive. Having that standard is going to cost us, but our residents want that to happen.

Regarding economic development, she just came back from a conference with Councilmembers from other cities. They are really into grabbing businesses to come into their cities. We have a staff person attend, but maybe Councilmembers should go and attract these businesses to Oceanside. Other Councilmembers are doing a lot personally to make sure economic development happens. That is something we can do.

She would like to see the \$25,000 restored to the Arts Commission. She was the Council liaison for a couple of years and really appreciates art. It is exciting to see what is happening in Oceanside with the arts. She would like to hear more about the Consortium and agrees that we need to get more involved to make that happen. It is exciting to see what is going on at the OMA, the Sunshine Brooks Theater and the Star Theater.

**COUNCILMEMBER FELLER** differs with graffiti being cyclical. It is out there all the time. He appreciates our proactive crews. The blight of graffiti in the alleys is probably one of the most deterring factors to people showing up here. Under infrastructure and utilities, there were items that the Deputy City Manager said were tied. One was to implement more energy efficiency options and focus on infrastructure improvements. He did not know how those could be tied.

**DEPUTY CITY MANAGER LAWRENCE** responded they were a tie in terms of a weighted average when Council went through the process.

**COUNCILMEMBER FELLER** would put a heavier weight on focusing on infrastructure improvements. Between implementing Capital Improvement Programs (CIP) and implementing a zero waste plan, the CIP listed projects for the upcoming year. The intersection at El Camino Real and Vista Way should have a higher priority. It is coming before Council the next budget year, but he would like to look at that. There is a widening going on at the bridge, which is part of it. The priorities were listed from

what Council had put on the board at the workshop. He heard the comment about adding City personnel back. We certainly cannot add all of those positions back. He asked how many positions are budgeted but unfilled in the Police Department.

**FRANK McCOY**, Police Chief, stated we lost 31 positions. Of the current positions that are funded but vacant, we have 16 police officer positions that are budgeted. We have five officers in the academy, which brings it down to eleven. We just hired three laterals, which brings the number down to eight. We are working on filling those.

**COUNCILMEMBER FELLER** stated with those positions filled, they will be back up to their normal staffing. For the Police Department, they are talking about adding to their resources for the downtown and homeless outreach. This is a critical part in how the downtown proceeds. He would support the money for that. He asked if the \$300,000 would fund two or three officers.

**CHIEF McCOY** replied the \$300,000 would fund two police officer positions.

**COUNCILMEMBER FELLER** stated additional gang services is a high priority as well, which would be another two officers. With Fire, he thought we agreed it was in place for funding. The amount is \$7,000,000-\$8,000,000.

**DEPUTY CITY MANAGER LAWRENCE** stated that is for the RCS radios. The cost is over the long-term of the project. Council agreed to put \$450,000 into the next budget.

**COUNCILMEMBER FELLER** asked if sand replenishment is in addition to the \$650,000 that we have. Are you showing us ongoing costs?

**DEPUTY CITY MANAGER LAWRENCE** confirmed this is in addition to the \$650,000 set aside for the Whelan sand project.

**COUNCILMEMBER FELLER** stated we should try to fund the potential priorities. Deputy City Manager Lawrence says that additional monies are needed for the Pier maintenance and the San Luis Rey River maintenance. It is interesting that the river and the flood insurance for thousands of people in the Valley would not be an issue if the environmentalists hadn't made us replant the entire river with trees. We are close to the best for this budget. We can rely on the City Manager to come forward with some good recommendations.

He asked if we can put any suggestions forward, such as City employees in the field offering ideas that could conserve, save work, increase productivity, etc. We should take advantage of those people in the field regarding how to make their jobs better. Do we have a suggestion box or some program in place? He would support that. For the Arts Commission, we spent \$1,000,000 for the OMA. We have done some things for the arts community in the past. The Arts Commission is revved up, so he would probably support it since they can't spend any money that we don't approve. They have to have balanced projects come forward.

**COUNCILMEMBER FELIEN** pointed out that this is the start of the process. He encouraged anyone concerned about our priorities to attend meetings and provide input on budget items. He wants to make sure we are funding all of our long-term responsibilities, including our long-term maintenance and expansion of roads. We don't want to end up like other cities where sewer or water lines break due to budget savings and not doing the maintenance required for the long-term integrity of infrastructure projects.

We also need to stay focused on preserving the long-term financial solvency of the City and not repeat the mistake of upwardly spiraling deficit spending that had to be

financed through our reserves. Long-term fiscal solvency is what provides the foundation for economic growth, preserves property values in the City and lays the groundwork to expand slowly and responsibly. He would also emphasize the City having an active economic development program that will attract jobs and businesses to the City. That would be an improvement for the citizens.

Finally, this Council and other councils in the past have agreed to continue with our plan to develop our own long-term, stable supplies of water so that we become more and more independent from the Metropolitan Water District (MWD). Having secure supplies of water will give us a competitive edge against other cities and regions when competing for jobs and businesses to come to Oceanside.

**COUNCILMEMBER KERN** attended the State of Arts in North County last night. He would advocate the \$25,000 for the Arts Commission, but would first like to see a work plan before committing to spending more money. He has talked to the Police Chief and MainStreet about having those hot teams downtown. Homelessness is a chronic problem, and we need more than our current catch-and-release programs for the homeless who commit crimes. We really need to reach out to them. A lot of the homeless are veterans or have other issues, and we need to get them into some type of treatment facility or other social services to help get them off the streets.

As we become more of a tourist town, attracting people for art and our hotels, we have to get on top of this problem. We are spending a lot of time, money and effort to get tourists to come here, and we want them to come back. Part of the strategy for downtown is to make it more attractive so people aren't bothered by homeless people on the street. The homeless have needs, and we have to figure out how to meet those needs to get them into some type of treatment. We will be working on that.

**MAYOR WOOD** stated it isn't easy to decide where to cut. Everyone wants their share of the pot, and they are all good projects. Police should be staffed at least to what it's supposed to be. Then let the Police Chief and the City Manager decide where to put the officers. Regarding financing for additional police, in every election police and fire are always in the top three priorities of the citizens. It takes a lot of manpower to get those things done in a city of our size.

He also has nothing but pride and praise for the Fire Department. Most of the things on their list will be approached by the Fire Department and City Manager. For the emergency radio replacement, radio communications are improving every day, and we have to keep up. Our Police Department is very busy, and the Fire Department responds to 18,000 calls per year. One of the issues on the priority list is to fix overtime. When you cut \$5,000,000 to the Fire Department, you have to give overtime. Overtime is a lot cheaper than hiring a new person. That is how you save money.

It is important to have these things listed, including the apparatus, fire trucks, etc. The North County fire agencies work together in dropping boundaries with surrounding cities. The closest apparatus will respond from Carlsbad, Vista or Oceanside. That saves lives. The only new item from the Fire Chief is an access squad. Do we get smaller vehicles that carry water but aren't as big as the pumper rigs for a quicker team? Mayor Wood likes that concept because it is quicker, and we aren't tearing up our big rigs. Also, we are starting to go high-rise, and our big trucks can't go into the basements. You want a truck that can go into the basements to fight a small fire before it becomes big. Police and fire are our priorities. It is lifesaving equipment.

Regarding economic development, all of the North County mayors and other groups are working on economic development for the North County. Everything is moving from South San Diego County to North County. A lot of mayors and city managers get together with economic development staff to make North County a better place to come build and live. Creating more jobs means making more businesses.

There are streamlining issues. He's had complaints when someone wants to build something in the City. They wanted a smoother path. We have a Development Services Director now who can answer all of their questions. That is a benefit. Nobody has been building for the last 3-4 years because of the economy, so staff had been cut quite a bit. Now the development has started to move again, so we have to address how to man that and get things done more quickly in Oceanside. Restoring the Economic Development Director position is important. They can bring development to our City and help walk them through the process.

Infrastructure is one of the biggest on the priority list. Restoring building maintenance is necessary, as all of the City buildings are getting older. If you don't keep up, there can be a big problem. There is also energy efficiency. All of the cities are looking at solar or wind power.

The most valuable commodity in Southern California is water. We are one of the rare cities that have about 20% of our water taken from downstream of the Colorado River, and we desalinate it. We would like this to be 50%. However, we are concerned that a dump will potentially be built upstream. If Gregory Canyon leaks, all of the millions of dollars we have in infrastructure for water could be destroyed. We are going forward to get away from the Metropolitan Water District. Over the last few years, water and sewer rates have gone up over 100%. That is from MWD in Los Angeles. We get charged to have the water transported down here.

Staff presented studies done on the La Salinas treatment plant by Buccaneer Beach. The difference between a private enterprise and the City doing this is about \$20,000,000. We can do it better and more quickly. That big plant shrinks down to a lot smaller area, leaving about nine acres that we can use for other things such as parks for quality of life. That is something we should do. We have done a good job in water conservation. Zero waste is very important. We have the ability to get close to zero waste, which saves the City and taxpayers a lot of money. He is in support of that.

Regarding transportation, Mayor Wood had one concern over the last few years, and that is pot holes. While they weren't a priority when the economy first decreased, they have become a priority. The maintenance on the streets is at the top of the list. We have a system with cameras that monitors all of the big intersections with traffic lights. If something happens, we can adjust the lights to move the traffic in any direction. We have started on the Oceanside Boulevard corridor maintenance and beautification. Mission Avenue improvements and the Coast Highway plan are in process.

Under Capital Improvement projects, the quiet zone is a priority. Everybody on the coast wants quiet trains. However, it is run by the federal government. The engineers have the right to blow the horn any time they want, and we can't say anything about it. The problem is when they come through town late at night when people are sleeping in one of the multimillion dollar hotels. This is a priority because it is downtown and it affects tourism.

The question is whether we can fix it all at once. It is too expensive, but we can take one intersection at Mission Avenue right next to the hotel and do that one first. If we can get that intersection approved through North County Transit District, it is the one intersection we would have the biggest problem with pedestrian traffic and the train. He hopes we don't have to do them all at once, but could do one at a time.

The beach restrooms need to be upgraded, and we are moving on that. Regarding sand replacement, he asked when we will start the dredging of the harbor.

**DEPUTY CITY MANAGER LAWRENCE** responded the plan is to start on April 15<sup>th</sup>.

**MAYOR WOOD** stated the government dredges the sand in the harbor, and we don't pay for it. They put it on the beaches in Oceanside. They have to do it for free because it is a joint military/civilian harbor. They basically admitted to Congress that they caused our sand problem. Last year we weren't able to pump the sand on the beach because of the grunion. We have \$100,000, plus \$700,000 sitting in reserves that we can use for sand down to Wisconsin.

The San Luis Rey River flood control channel is now a forest. It was never meant to be a forest, but we can't do much about it because it belongs to the Army Corps of Engineers, not Oceanside. Everyone living nearby wants their flood insurance rate to go down. We cannot mow it or take anything out of it without the approval of many different environmental groups. The Army Corps promised us a 200-year flood control plan, and they don't even have it to 100 years. He doesn't want to take this back from the Army Corps only to find out that we cannot take care of it because of constant complaints from outside groups. It is important to everyone living nearby, since the debris will take out bridges and go straight to the harbor. We have gone to the Army Corps of Engineers, Congress and Senate for the last 15 years trying to take care of it. It has always been a money issue. Until the Army Corps gives it to us with the promised guidelines, we are not taking it back.

He wants to see Fire Station 8 built and not be temporary. The developer out there gave us the land for free, which is a lot of the cost. Completion of the beach resort hotel was stopped due to the State ending redevelopment. This is a redevelopment area. We have tried for years to get a large hotel with a big conference room in that area. The company is planning on building the hotel, but not like it was in the beginning. The parking lots downtown are not owned by the City. They are owned by the Southern Ute Indians of Colorado. They will be building in Oceanside. We have a lot of things going for the future. We just have to decide how we spend some of this money before we get the TOT taxes from the hotels that are coming in.

Graffiti is a priority. It makes us look like a second-rate city when we have it all over town. We have people clean it up. Code Enforcement goes out on the petty crimes we complain about in every neighborhood and downtown, so we have to staff those. Having people do that is a priority. We have tried for years, like every other city, but there doesn't seem to be a solution to homelessness. A lot of people come to this City because they are former military. Some are mentally incapable and some are drug addicts. We have a lot of families who are homeless. From the Police Department on down, we are looking for a solution.

Under administration, technology can really help us regarding staffing and what we do. Regarding adding City personnel back, he thought this was a priority. We are a big city, and the citizens expect Council to provide them with services. That is what they pay taxes for. People supply those services, and when you get rid of 160 of those people, you don't get the same services, although you save money. Things are changing upward. He would like to hire those people back that we need to provide the services. He would like to have the Economic Development Director back, as well as a Public Information Officer (PIO). We are the biggest city in the North County, and we don't have a PIO to provide information to the press. That position should be under the control of the City Manager.

The wellness program is important because we get a lot of injured-on-duty (IOD), which costs a lot of money for the City and the taxpayers. The priorities for spending the money will be public safety. Police and fire will always be number one. After that, for a beach community it is quality of life. People move to California and Oceanside for the beaches and the weather. They want clean beaches, clean water and nice hotels. In neighborhoods people want nice places, nice streets, water and sewer, etc.

It is nice to have an art community and performing arts. We have those, but

they could be better. People don't want to live in a town that doesn't have those features along with the beautiful beaches. Hopefully, we will do what is best for the City. From most of the calls he receives, people want him to look at quality of life issues that make it better to live in this community. This is a tourism and military town. Our military neighbors to the north are our heroes and have given a lot. People want us to hire these heroes or their family members, and we already do that. We also have Operation Appreciation. Public safety will always be his priority.

**DEPUTY MAYOR SANCHEZ** stated through our waste management program, we get back \$1,700,000 a year. On top of that, we are getting an extra \$300,000 in profit sharing for recyclables. We could get more. We are close to 65% in recycling. Our goal is 75% by 2020, and we will reach that. We should increase that to a 90% goal. That will have to include a food recycling program. We should put some money back into the program. It is actually making money, so it would be paying for itself. She would like to see that happen. Grocery stores are interested in a food recycling program, as are some of the restaurants. The school district is getting into it. There is already an interest in moving to the next step for zero waste. Oceanside is taking the lead on this.

We had a storefront improvement program once. Some of the businesses have said we need to have this program back. She would like to see money put aside for that. She has also been told that if there were a kitchen at El Corazon, we could get more events there and make more money for the City. If we had a two-year plan to finish the kitchen, we could then bring money back into the program. Traffic calming also needs to come back. It is the biggest complaint that we have. It is a public safety issue. Kids are playing in or near the streets, and cars are speeding. Regarding the wellness program, Council was told that the City spends \$1,000,000 on workers compensation claims in one year. The way to reduce that is to have a wellness program. These will all bring money back into the City's coffers.

**COUNCILMEMBER FELLER** stated the kitchen at El Corazon is listed as one-time money. That is something we had as a possibility. He would support that. He would not support traffic calming. The only thing we realized out of the money Deputy Mayor Sanchez spoke of regarding waste management is the \$300,000 for recycling. The \$1,700,000 is part of the residents' fee. We could reduce their fees by that amount, and the money would still be in their pockets. It is not out of the profits, it is out of the citizens' pockets.

**DEPUTY CITY MANAGER LAWRENCE** appreciates the input, and staff will take a look at it when putting the budget together.

### **CITY COUNCIL REPORTS**

#### **8. Mayor Jim Wood**

**MAYOR WOOD** had a wonderful time interacting with our Sister City representatives from Fuji, Japan. They treated us well in Japan, and we made sure they had a great time in Oceanside. He attended the graduation ceremony for the Oceanside Fire Department last Friday. He announced the Council workshop on April 8<sup>th</sup> at 2:00 PM. He announced that people can drop off unused prescription drugs at Oceanside Tri-City Medical Center on April 26<sup>th</sup>. The Police Department lobby will also take unused prescription drugs.

#### **9. Deputy Mayor Esther Sanchez**

**DEPUTY MAYOR SANCHEZ** shared a Facebook post she received stating that March of 2014 was the first month in over a decade to have zero U.S. combat deaths. She attended a conference on water in Sacramento, which included a tour of the bay delta. Some parts of the bay delta are 30 feet below sea level. 50% of the water has

been pumped and goes into the ocean. There is a proposal to underground some pipes to try to capture the water up higher from the mountains. It would stabilize the supply of water, not increase it.

There were different perspectives from the bay delta, the Nature Conservancy and the Metropolitan Water District. It gave her hope that they will have some kind of compromise on the project. This not something that will come to a vote. It's not a bond, but the water districts are involved, including the Metropolitan Water District.

There were about 20 speakers having to do with the water issues for the entire state, including the bond. There are seven different versions/proposals of the bond. The one that is already being supported by the League of California Cities is Assembly Bill (AB) 1339, which is Assemblymember Anthony Rendon's bill. It is trying to capture a lot, but they left out money for storage, which is a huge issue for all of us.

10. **Councilmember Gary Felien**

**COUNCILMEMBER FELIEN** attended the Denny's ribbon cutting ceremony; the Chamber mixer at the Fire Department training facility; the Vista Chamber event to meet regional and local leaders; the North County Transit District Board retreat; and the annual Crystal Apple Teacher Recognition awards ceremony.

He visited Nitto Denko Corporation and Hydranautics with our Sister City delegation from Fuji, Japan. These two companies represent the high-tech and green jobs that we want to attract to this State. They are facing difficulties with the environmental extremism they encounter when trying to do anything in the State of California. Hydranautics specializes in the membranes for reverse osmosis for desalination plants. They build plants all over the world, except in California. Nitto Denko had to face the environmental extremism of the Water Quality Board.

Our City is committed to trying to help these projects move forward. We'll be going to bat for them to fight the State bureaucracy. This is hurting job creation in our State, and it hurts our efforts in this City to attract jobs.

11. **Councilmember Jack Feller**

**COUNCILMEMBER FELLER** attended the Crystal Apple Teacher Recognition awards ceremony; the REACH open house; and the Mission Branch Library reopening. He announced the Women's Resource Center fundraiser at Outback Steakhouse.

12. **Councilmember Jerome Kern**

**COUNCILMEMBER KERN** reminded people not to put their prescription drugs down the toilet. It gets into our wastewater stream, and we cannot get it out. On Saturday he presented a certificate to Travis Ashton for Eagle Scouts. He attended the Ironman Triathlon race; the State of the Arts in North County event; the Crystal Apple Teacher Recognition awards ceremony; and the Mission Branch Library reopening. He congratulated Dr. Duane Coleman as the new Superintendent of Oceanside Unified School District.

Last week he attended his first meeting of the Community Engagement Panel for the decommissioning of San Onofre. We had 40 speakers talking about what we're going to do with San Onofre. He insisted that the Commissioners have at least one meeting a year in San Diego. The meeting in Oceanside will be in August for people who want to address the panel about the decommissioning of San Onofre. It's a long-range problem. We have 60 years to solve it.

**INTRODUCTION AND ADOPTION OF ORDINANCES** - None

April 2, 2014

Joint Meeting Minutes  
Council, HDB, CDC and OPFA

**ADJOURNMENT**

**MAYOR WOOD** adjourned this joint meeting of the Oceanside City Council, Community Development Commission, Small Craft Harbor District Board of Directors and Oceanside Public Finance Authority at 7:34 PM on April 2, 2014 to a workshop at 2:00 PM on Tuesday, April 8, 2014. [The next regular meeting is scheduled for 2:00 PM on Wednesday, April 16, 2014].

**ACCEPTED BY COUNCIL/HDB/CDC/OPFA:**

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Zack Beck  
City Clerk, City of Oceanside



California

# CITY OF OCEANSIDE

## MAYOR AND COUNCIL WORKSHOP

APRIL 8, 2014

ADJOURNED MEETING                      2:00 PM                      COUNCIL CHAMBERS

2:00 PM - OCEANSIDE CITY COUNCIL  
- WORKSHOP

**Mayor**

Jim Wood

**Deputy Mayor**

Esther Sanchez

**Councilmembers**

Jack Feller  
Jerry Kern  
Gary Felien

**City Clerk**

Zack Beck

**Treasurer**

Gary Ernst

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**City Manager**

Steve Jepsen

**City Attorney**

John Mullen

The adjourned meeting of the Oceanside City Council was called to order at 2:02 PM, Tuesday, April 8, 2014.

**2:00 PM - ROLL CALL**

Present were Councilmembers Feller, Felien and Kern. Mayor Wood was absent due to attending an economic development meeting with the North County mayors. Deputy Mayor Sanchez arrived at 2:07 PM. Also present were City Manager Jepsen, City Attorney Mullen and City Clerk Beck. Councilmember Feller led the Pledge of Allegiance.

**WORKSHOP ITEMS:**

1. **Planning Commissioner applicant interviews and Council appointment of three Commissioners**

**ZACK BECK**, City Clerk, stated we will have the candidates for the Planning Commission come forward in the following order: David Zernik, Laura Zahn, Claudia Troisi, Louise Balma and Dennis Martinek. Each candidate will be given questions, three from the City Clerk and one from each Councilmember. They will also be given an introductory minute for each candidate to give their description of why they should be on the Planning Commission, and one minute for a closing statement.

**David Zernik**, 1220 South Ditmar Street, stated on average, two more people exist in Oceanside each day. We all want to maintain a high quality of life in Oceanside. We must take action to provide the needed amenities and accommodate these new needs. As Planning Commissioner, he would propose streamlining City processes; creating more City standard plans; a value-based permitting fee structure; providing design resources at the Building Department counter; and an enhanced plan review

**NOT OFFICIAL  
UNTIL APPROVED AT SUBSEQUENT  
MEETING BY CITY COUNCIL**

process that allows for more positive feedback.

He would like to lubricate this relationship between those who would like to invest in our City and the planning process. He would like to preserve our existing neighborhoods and allow for the inevitable growth.

Standard Question 1: Why do you want to be a Planning Commissioner?

Mr. Zernik would like to improve the City. We have so many wonderful things here. There are great opportunities to do some wonderful things in Oceanside.

Standard Question 2: Describe the background and experiences that make you a desirable candidate.

Mr. Zernik was in the class of 1993 at San Diego State. His Dad was a carpenter/furniture maker. Mr. Zernik has been building things for the last 20 years as a licensed Civil Engineer.

Standard Question 3: Are you related to, employed by or affiliated in any way to any current member of the Planning Commission?

Mr. Zernik responded no.

Councilmember Feller's Question: What is the most important thing to you for the development of Oceanside for the next four years?

Mr. Zernik believes the most important thing is that we have two new people coming to our City every day. There's a real housing crunch. For Oceanside, it's about affordable housing. We don't want people sleeping on benches in the harbor. We want people to have a place to live.

Councilmember Felien's Question: When you look around the City, what kinds of projects would you like to see repeated and what are the eyesores that you want to make sure never happens again. As a Planning Commissioner, what are you looking to create in this City?

Mr. Zernik responded for the high-end people who have millions of dollars, there's a house for them to buy. For the people that are medium-income or the working poor, they're driving in from Temecula or out in the County. We don't want that. We want there to be affordable housing here in Oceanside.

There are not a lot of examples. People are moving away from Oceanside because of the high rent. He's proposing an affordable way for someone who works at McDonalds to live. That's the goal.

Deputy Mayor Sanchez's Question: What is your vision of a sustainable Oceanside?

Mr. Zernik responded there are a lot of layers to that question. For one, it's the commute time. If we can get the housing here in Oceanside instead of people commuting away for cheaper rent, that would be one layer of being sustainable; to cut that time in your car and just walk from work to your housing.

Councilmember Kern's Question: The appointment for the Planning Commission is four years. Could you please identify what you feel are the key issues facing Oceanside in those next four years?

Mr. Zernik responded the key issues are transportation and affordable housing. Some of the goals that he has for Oceanside are to streamline the City processes and provide design resources at the Building Department counter. Basically, it's to make it simpler and encourage people to do the kinds of projects that benefit the community.

The status quo is that it's very challenging to get a permit. A lot of projects are not going through. You have the needs of too many people per day and the traffic needs that are accruing day-by-day. It's about more of the amenities that are needed for the people.

In closing, Mr. Zernik thanked everyone. He's proud to be here to have an opportunity to serve the public. We have 170,000 people in this City. There are a lot of different and conflicting needs. There's a way to preserve our existing neighborhoods and also allow for the growth that we are experiencing.

**Laura Zahn**, 1759 Oceanside Boulevard, grew up in Redondo Beach. Her father was a City Councilman for a term. She was able to understand a little of what was going on with the work that he did and the forethought that he had that prepared that city for the next 40-50 years down the road. She eventually migrated further down the coast to Long Beach, Seal Beach, Huntington Beach, Coronado and now Oceanside.

She has always kept near the water. It's a great asset and resource for any community to have. She has a lot of education in planning. She has worked for many cities and municipalities in various capacities, always dabbling in the planning endeavors.

She has raised two sons. She is hoping to bring Oceanside the assets and skills that she has.

Standard Question 1: Why do you want to be a Planning Commissioner?

Ms. Zahn is a linear thinker in theory. In reality, it's called results-oriented. She likes to see a project, work on that project, see the project through to completion and then go on to the next project. There are people who like to do the same repetitive thing over-and-over again, but she likes to see a job, work the job, finish the job and move on, knowing that she had a hand in helping to assist the community/citizens to a mutually beneficial agreement.

Standard Question 2: Describe the background and experiences that make you a desirable candidate.

Ms. Zahn has a Bachelor of Science in landscape architecture. She earned the equivalent of a Master's degree in urban and regional planning. She has worked for the City of Palos Verdes Estates as their Planning Secretary. She was able to prepare all of their agendas, motions and ordinances and file them away. That helped her behind the scenes, working in the planning departments at L.A. County and the City of San Diego, which she has worked for in the past.

She enjoys being in a team effort where we're all working together to do mutually beneficial things to have the highest use of a project, property or development.

Standard Question 3: Are you related to, employed by or affiliated in any way to any current member of the Planning Commission?

Ms. Zahn responded no.

**COUNCILMEMBER FELLER** noticed on her address that there are no homes at 1759 Oceanside Boulevard.

**MS. ZAHN** responded correct.

**COUNCILMEMBER FELLER** asked if she has a home.

**MS. ZAHN** responded not at this time.

**COUNCILMEMBER FELLER** asked how is this a residence?

**MS. ZAHN** responded it is a mailing address. Currently, she is waiting to see what the outcome is with her son getting his truck driving license. Hopefully, if he gets picked up in the next month or two he will be on the road, which will free her up to go into an over 55 community if she chooses.

**COUNCILMEMBER FELLER** stated the problem is that you have to be a resident living in Oceanside to apply for this position.

**MS. ZAHN** responded she does reside in Oceanside.

**COUNCILMEMBER FELLER** asked where is that? You have to have an address. This is not an address.

**MS. ZAHN** will tell Councilmember Feller the answer if he is going to be prepared for the answer. She is homeless and lives in her car at the Aliso Creek rest stop across the highway from Camp Pendleton.

**COUNCILMEMBER FELLER** understands that. We need clarification because all of the people who apply for our committees and commissions must be a resident. Unfortunately, this doesn't qualify.

**DEPUTY MAYOR SANCHEZ** stated Councilmember Feller does bring up a good point. Ms. Zahn would have to establish some kind of residency here. The address that was provided would have to be a residential address. Councilmember Feller had the information that there is not a residential home there. She asked if Ms. Zahn has a residence.

**MS. ZAHN** responded not at this time.

**DEPUTY MAYOR SANCHEZ** stated that will probably go towards our decision. It'll weigh into who we decide will be the three candidates. She suggested that Ms. Zahn go ahead with answering the questions.

Councilmember Feller's Question: What is the most important thing to you for the development of Oceanside for the next four years?

Ms. Zahn responded to help create jobs. Obviously, lack of jobs all over the nation is one of the mainstays of why people are homeless. The priority is creating good, stable jobs that pay a decent wage. She would like to see jobs where people can live and work in the same city. A lot of the cities that she has had experience with import their labor and export their talent, meaning the rents are so high that the people at under \$10 an hour who are janitors, secretaries, etc. all have to be imported into the city to do their work. All of the higher paid, degreed residents go outside the city for their employment.

Councilmember Felien's Question: When you look around the City, what kinds of projects would you like to see repeated and what are the eyesores that you want to make sure never happens again. As a Planning Commissioner, what are you looking to create in this City?

Ms. Zahn responded when she was going for her degree, mixed-use was the term of the day. It's still right there on the cusp. That's a theory-based decision. In reality, it doesn't really pan out because once you do the brick-and-mortar expense of a brand new building the leases are so high that the little mom-and-pop shops on the first floor can't afford to stay afloat. You have shops that are boarded up, closed out or always revolving every three or four months with a new person. We have to bring that in line. Either we drop the prices on what it costs to develop those properties or we

take the older properties and bring them up so that the expense isn't as great as a brand new brick-and-mortar. It always runs into the same thing. She's seen it up and down the coast.

Deputy Mayor Sanchez's Question: What is your vision of a sustainable Oceanside?

Ms. Zahn responded that, even though there are pockets of development that are pretty and pristine, we also have to bring those lower economic communities up so there's no eyesore of degraded areas. That always tends to spiral down. We could try to improve this with community work hours, where we have people out making sure that the sidewalks are clean, there are no shopping carts around, the trash is picked up and there is no furniture on the curbs. Everybody works to keep their part of the community clean, fresh and vibrant.

Councilmember Kern's Question: The appointment for the Planning Commission is four years. Could you please identify what you feel are the key issues facing Oceanside in those next four years?

Ms. Zahn responded one issue is jobs. Another issue is the military with veterans. We really have to do a much better job of assisting the families and veterans as they come back. Even though she hates to address it, it's also the gangs. We really have to get a handle on areas where there's a stigma. If people believe there are gangs and it's going to be a rough evening, they won't go out in the evening. They won't go to the shops and theaters.

Speaking from experience, it's also the homeless issue. She is the face of the new homeless generation/society. She's not a drug addict or an alcoholic, but is homeless due to economic situations, which we all could fall into. We have to start addressing that segment of the population as well.

In closing, Ms. Zahn has not lived in Oceanside for very long, but has traveled through Oceanside. She has lived in California for at least 50 years of her life. At one time she lived in Coronado. She thought Oceanside was a rough military town that was on the fringes. She is now totally wowed by what she has seen. It's lovely. The beaches are gorgeous. There's lots of development and potential. There is growth and ground to grow. The sky is the limit with what Oceanside can become.

**Claudia Troisi**, 224 South Ditmar, is applying for her third term. She has been very active on the Planning Commission for the last two terms. She brings a lot of continuity to the Planning Commission. She is well versed in the water, downtown and street issues. She doesn't need to be brought up to speed. There is a certain value in having that continuity and knowledge base when you are reviewing issues that come before the commission on a fairly regular basis.

In the last two years, she has been very involved in downtown activities, both in bringing development to downtown and understanding the downtown practical issues of actually making something happen in our redevelopment area and the areas close to that.

Standard Question 1: Why do you want to be a Planning Commissioner?

Ms. Troisi is particularly interested in this term because of her activities in the downtown area. We're at a point with financing and the economy where our downtown has an opportunity to really blossom. In this particular term, she would get an opportunity to help direct that through the Planning Commission. She would really look forward to that.

Standard Question 2: Describe the background and experiences that make you a desirable candidate.

Ms. Troisi was a project manager for the largest residential developer in the United States for five years. Prior to that, she was a project manager for the largest developer in Florida and a project manager for the largest developer in California. All of those projects revolved around master-planned communities which required knowledge of residential, commercial and public facilities. She was responsible for the profit and loss of each of those projects. In three cases, they were the size of full cities, one of which was the project known as the Otay Ranch in San Diego. The other was known as Weston, in what's now known as the City of Weston in Florida.

She brings a lot of planning experience to the table. She understands a lot of the issues of utilities and other resources.

Standard Question 3: Are you related to, employed by or affiliated in any way to any current member of the Planning Commission?

Ms. Troisi has no relationships with anyone in the City.

Councilmember Feller's Question: What is the most important thing to you for the development of Oceanside for the next four years?

Ms. Troisi responded the most important thing that she could do is to help bring economic stimulation to the City. Land use planning and resources are the most viable way to bring development here because designating something as income-producing doesn't necessarily generate the income. There are City rules and development constraints that can preclude that development from ever actually coming out of the ground. It's to what extent that we on the Planning Commission can work around that to make a project actually viable.

Councilmember Felien's Question: When you look around the City, what kinds of projects would you like to see repeated and what are the eyesores that you want to make sure never happens again. As a Planning Commissioner, what are you looking to create in this City?

Ms. Troisi responded the new hotel was not only well done for a variety of reasons, but it's also the right use in the right place. That is a good example of something that's been done recently. El Corazon is a great project. She hopes the future issues that come before us related to that project help drive it to become more viable sooner. Hopefully, economic stimulus can be generated by the uses that are allowed to go there early on, like the soccer fields.

Deputy Mayor Sanchez's Question: What is your vision of a sustainable Oceanside?

Ms. Troisi responded these days, sustainable is predominantly all about resources such as water/sewer, sewer capacity and recycled water. On the Planning Commission, she has spoken on more than one occasion about the need for infrastructure for recycled water in any development that comes before us. With the requirement for that piping to be put in, even though we don't have the facilities in place yet to actually utilize those, some day we will.

As it relates to all of the water issues, it's about the availability of water and the ability to sustain our City as a place that will continue to have resources available to us, so we don't become a city that cannot allow any further growth because we don't have the resources. To the extent that we can stop or slow that down, we need to be proactive about it.

Councilmember Kern's Question: The appointment for the Planning Commission is four years. Could you please identify what you feel are the key issues facing Oceanside in those next four years?

Ms. Troisi responded one of the key issues would include downtown

redevelopment as it relates to the hotels and supporting other retailers to bring in the tourists who visit and spend their money. The City is currently working on a recycling plant and making a decision about the sewer treatment plant. Those are critical items for the viability and sustainability of the City. With the whole issue of traffic and roads, is the City going to commit to Transit-Oriented Development (TOD) or are we going to commit our funds to widening roads that a lot of the public is not really interested in seeing widened?

In closing, Ms. Troisi stated yesterday we had a workshop with developers coming before us seeking a direction on general plans and possible general plan amendments. Part of what that tells her is that we as a City need to be looking at our development in a different way than was put in place 20-30 years ago. As a Planning Commission, we need to be more flexible and in a position to look at a lot more of not only resources, but uses and how those uses are actually going to be applied in the marketplace so that everything that comes out of the ground is successful, which attracts more success.

**Louise Balma**, 745 Sleeping Indian Road, wants to share what she was most proud of at the last design review hearing we had in the City. Our new Planning Director has set up the design review process again, which is something that's really valuable to the applicant and the City. In one particular incident, the City staff had a problem because the project was designed not in keeping with the neighborhood. They had a problem trying to push that forward, even though the applicant had designed it exactly the way it was supposed to be designed by the codes and regulations. They brought it to the Design and Review Committee. Ms. Balma was asked to see if she could help out.

Looking through the plans, etc. she came up with some ideas. She offered them to the City staff and to the applicant. The City staff said her ideas totally made the project compatible with the neighborhood. The applicant said it was great, and it saved him money. She was proud to be able to give her skills as an architect to help the City and an applicant in a win-win situation. That's one of the reasons she is hoping to get reappointed.

Standard Question 1: Why do you want to be a Planning Commissioner?

Ms. Balma responded besides her passion for Oceanside, where she has lived for 20 years, it's giving back with her skill set as an architect. This would be the best place for her to do something for the City. She was on the Economic Development Commission for eight years. It was a wonderful experience, but when the Planning Commission position came up she grabbed that. That's the place for her. If Council feels that she is still good to go, she would love to continue on.

On the Planning Commission, we have issues that come up that an architect can influence. She offers experience, architecture and passion.

Standard Question 2: Describe the background and experiences that make you a desirable candidate.

Ms. Balma responded it's the experience with what she has been doing so far. She now understands so much more of the City regulations: the zoning, what happened in the past, what developer came in and wasn't accepted versus what developer was accepted, how the neighborhood responds, etc. Now that she has met most of the neighborhood activists, although they're not all her friends, they are at least talking on a communication-type basis. That experience is good.

Standard Question 3: Are you related to, employed by or affiliated in any way to any current member of the Planning Commission?

Ms. Balma is a neighbor of Commissioner Dennis Martinek. That is her only

affiliation.

Councilmember Feller's Question: What is the most important thing to you for the development of Oceanside for the next four years?

Ms. Balma hopes to do whatever she can to strengthen our downtown. That's the catalyst for the rest of the City. Even though it may only affect one area and one neighborhood, if you make that vibrant and have young people excited about it, it's going to stimulate Rancho Del Oro to build more bio-tech companies that hire young people.

The downtown is happening. Our Surf Museum is trying to do their gala at the new SpringHill Suites. It's getting people to support different organizations to make it grow and make it lively. She goes to Hello Betty Fish House as much as she can. She hopes to encourage the downtown area and do what she can to make it the first catalyst to making the rest of it fall into place.

Councilmember Felien's Question: When you look around the City, what kinds of projects would you like to see repeated and what are the eyesores that you want to make sure never happens again. As a Planning Commissioner, what are you looking to create in this City?

Ms. Balma is very proud of the downtown projects and hopes they continue. She loves the breweries, the new BMW shop, Linksoul, etc. It's going to be a cool vibe. There's also the strip mall on College and North River Road. It has a Starbucks, Fresh & Easy, etc. It was done nicely. She wishes we could get more people to put in a nice strip mall like that. It doesn't really look like a strip mall, but it satisfies the neighborhood with the little market, etc. Hopefully, we can do more of those.

She doesn't like the higher-density Oceanside Transit Station on North River Road. She drives by it a lot. Along with the apartments there, it has too much density. She wishes it were more spread out because you're right along the river. It's a great piece of property.

Deputy Mayor Sanchez's Question: What is your vision of a sustainable Oceanside?

Ms. Balma responded it has to work economically. That's the main thing. Making the downtown viable will stimulate the Transient Occupancy Taxes (TOT) and all of the money that we need to actually pay for our police, fire and all of our services. That's important. Our farming area is a cool thing if we decide to go with agricultural tourism. That's another thing she hopes we can work together on, although she sometimes feels like she's a cat on a chalkboard scratching her way down with the water situation. She doesn't know if that's going to work.

Sustainability of water is hopefully going to be the new project for transferring La Salina water to the San Luis Rey area and El Corazon and getting us more on recycled water. She hopes that goes in.

Councilmember Kern's Question: The appointment for the Planning Commission is four years. Could you please identify what you feel are the key issues facing Oceanside in those next four years?

Ms. Balma responded we have some key land use changes coming up. We don't know which way is going to be the best. We talk about jobs-to-housing all the time, but then we don't take into account all of the jobs that are at Camp Pendleton. When all of the guys come back from deployment, they need a place to live too. There's all of that to think about.

Transferring more commercial land into housing doesn't seem right, but there are certain plots of land that we're going to have to start thinking about. The land on

Melrose is another one. We just reviewed those at our workshop. There's also the Nagata property. It makes total sense to convert that from light industrial to housing. The largest plot of land for industrial has to be no more than 200 acres. It's less than 200 acres in that one area, so that should be converted to housing.

It's about working on land use changes, trying to get those small pieces of land that are going to have to be converted and making sure that we make the right choices.

In closing, Ms. Balma brings her passion for what she likes to do. She found it here. Giving back to the city that you love is important. That's what everybody should do. To give back to her neighborhood and community is big for her. The best place for her to give back would be the Planning Commission.

**Dennis Martinek**, 1537 Sleeping Indian Road, stated the Planning Commission has been a lot of fun. We work well together. He has lived in Oceanside for 35 years. He enjoys farming. He lives in the farming community. He and his wife have volunteered on several different groups. One of his was the regional task force on the homeless. He did that for twelve years and chaired it for a couple of years. They're also members of the Oceanside Charitable Foundation. They also volunteer at Brother Benno's.

He loves bicycling and farming. Oceanside has so many things. We're taking advantage of those things related to the agricultural area. We've both been involved in education and enjoy teaching. We enjoy community service.

Standard Question 1: Why do you want to be a Planning Commissioner?

Mr. Martinek responded he's at the stage of his life where he wants to give back with community service. It's the idea of using the skills and knowledge he has to help the City or at least have the input that he thinks will help the City. It's a situation where we have the time to do it. It's very satisfying to make contributions for the betterment of the City.

Standard Question 2: Describe the background and experiences that make you a desirable candidate.

Mr. Martinek has a Bachelor's degree in business finance, a Master's degree in economics, a Master's degree in architecture and urban planning and a PhD in urban planning. He has interned with the Coastal Commission. He's been involved in education, some of it related to planning. He taught planning at the University of California, San Diego. At the University of San Diego he taught finance. He retired from Palomar College as a business and cooperative education teacher. Most recently, he's been employed on a part-time basis at Cal State San Marcos in economics.

In terms of the problems that we deal with on the Planning Commission, his perspective is as a generalist. He analyzes. He tends to be from a business approach. Dollars do make a difference, but that's not the only thing. Economics is much broader than that. It teaches you to evaluate things, not only in terms of finance, but also other costs and benefits.

Standard Question 3: Are you related to, employed by or affiliated in any way to any current member of the Planning Commission?

Mr. Martinek responded not that he knows of.

Councilmember Feller's Question: What is the most important thing to you for the development of Oceanside for the next four years?

Mr. Martinek responded probably it is to be a guide of a general nature, evaluating each project with consistency, smart growth (which he's a strong supporter

of) and also sustainability, which means economics, finance and environmental aspects. It is to see the City develop as it should. We have to take all of these things into consideration. He knows we have cycles when some investments are better than others. Right now, there's going to be a surge for apartment buildings. That's the economics. However, long term, that could have a negative impact on the City. It's something we've got to watch.

We want to make sure that any developments along that line are consistent with our long-term plans, not just the short-term financial benefits to individual investors. The pressure is on the City because those are the projects they're going to get.

Councilmember Felien's Question: When you look around the City, what kinds of projects would you like to see repeated and what are the eyesores that you want to make sure never happens again. As a Planning Commissioner, what are you looking to create in this City?

Mr. Martinek responded the one that we weren't involved with, but that we strongly support and that received City-wide support was the Wyndham resort. The City needs more good quality downtown development. That's a good example of it. As far as what's a good or bad project, it depends on what your goal is and what you're trying to accomplish. La Mision on Mission near the airport is a really good project. It is affordable housing. The people in there really benefit from it, and the developer is benefitting from it. They have a waiting list that's three years long.

Another good project on a smaller scale is the little shopping center at the end of College, where you have a Fresh & Easy, Starbucks, etc. It was well done. At one time it was proposed as an auto repair place. That would have had such negative impacts on the whole area. Now you've got something really nice there.

Deputy Mayor Sanchez's Question: What is your vision of a sustainable Oceanside?

Mr. Martinek responded sustainability has to be more than economics. It also has to be the finance. Economics is a broader view. It should also be environmentally sound. Global warming is more than a concept. You've got to consider re-creation. Sustainability is about getting all of these things to work together and to have a balance. The jobs-to-housing balance is significant. The more housing we put in without having the jobs, the more negative impacts you'll have on the City.

Councilmember Kern's Question: The appointment for the Planning Commission is four years. Could you please identify what you feel are the key issues facing Oceanside in those next four years?

Mr. Martinek responded it is sustainability, the jobs-to-housing balance and economic development. Economic development has been a concern of the City, and it should continue to be. He hopes that when we evaluate projects, we're thinking longer term, not in the immediate business cycle because ten years from now the criteria that we would use to evaluate things may well be different. Looking at long-term goals is really important.

With sustainability, it's the idea of using smart growth. There are good, solid, planning ways of thinking about projects. We should do that.

In closing, Mr. Martinek stated the Planning Commission is a very pleasant experience. It's neat when you get a group of people who share different ideas. We have a diverse group. It's really good to see the way we think about things. Sometimes we don't agree, but we accept the person's point of view. We agree to disagree. It's been a very good experience, and he hopes it continues. We work well together. It has been a pleasure working on the Planning Commission.

**COUNCILMEMBER FELLER** stated we heard from Mr. Zernik about streamlining.

We're all trying to fall into that mode. Our system has been pretty hard on developers and even small business people who are trying to make a difference in their community. We are probably the most affordable City already, whether it's housing or doing business here. Oceanside is in the affordable range for most people. We have to create an environment that allows that.

Ms. Zahn had a great answer about her four years and creating jobs. That is a goal for all of us as well. Essentially, what he thought he heard Ms. Troisi say was that you can ask the general public how we can help as a group or as an individual to realize their dream or development. Transportation is important. Not everybody wants transportation or road widening, but people have to get somewhere. We're in a community that is never going to get out of their cars, whether it's bike riding, etc.

He heard all three of the existing commissioners talk about pushing to get the downtown done. We've got more to come, but we definitely need to do something. We all hope our decisions are thoughtful. He's not going to be on the same page with all people all of the time, and neither are the commissioners.

With sustainability, it's all a balance of how you develop your community. He's not a user of the word sustainability, he prefers the word balance. Every faction has to be balanced, whether it's economic, etc. Everything costs much more money just because of environmental constraints. Frankly, he's not a believer in manmade global warming. It's been here millions of years and will be here millions of years from now.

He's very impressed with Ms. Zahn, but can't support her because a commissioner needs to be a resident of Oceanside. That is unfortunate, but at some point she will make a great commissioner. He has many differences with Mr. Zernik, but many agreements as well.

He **moved** to reappoint Claudia Troisi, Louise Balma and Dennis Martinek. Oceanside is heading in the right direction. We've heard from the commissioners as they get appointed through the years. Everybody is really trying to put their best foot forward, but Oceanside is going to be much better with the three reappointees.

**COUNCILMEMBER KERN** seconded the motion.

**COUNCILMEMBER FELIEN** stated it's always very difficult when you hear a group of excellent people come forward with excellent credentials and passionate plans for the City. We'd love to have a slot for everyone. We have five good people and three choices to make. Right now, the current Planning Commission is working together as a team. In the time that he's been elected to Council, there was only one vote that he was upset with.

Overall, things are going well. We have a good team. He supports the motion to reappoint the three incumbents.

**COUNCILMEMBER KERN** appreciates everybody coming. The only thing that Council asks is for the Planning Commissioners to be thoughtful. We don't ask them to agree with us as long as they can come up with a thoughtful conclusion and a reasoning of why they voted the way they voted. In the last two years, there haven't been any projects that Council has brought up to appeal to the Commission. We're on the same page.

When we talk about sustainability, there are more aspects than ecological. There's environmental, financial, etc. His goal is the long-term viability and vitality of Oceanside. Everybody up here wants a better Oceanside. The problem is, we don't always agree with what better is. He's sure the Planning Commission has the same discussions. All we can ask is that the Commissioners are thoughtful and come forward with ideas that are helpful.

April 8, 2014

Mayor and Council  
Workshop

**DEPUTY MAYOR SANCHEZ** thanked Mr. Zernik and Ms. Zahn for their applications. She is very impressed by these two candidates, but feels that we have three people who have been serving the City very well on our Planning Commission. Experience is critical in going forward. Ms. Balma mentioned that she has gotten to know some of the people in the neighborhoods. They may not be her friends, but she is beginning to understand and listen in coming up with a balance.

Deputy Mayor Sanchez also has a vision of sustainability for Oceanside. We live in paradise, but paradise is a delicate balance to keep. This is where she parts with her colleagues. Besides economic development, which means jobs in Oceanside, it includes environmental. When you do not address environmental concerns, you tend to lose that balance. We're blessed with this coastline that we don't get to charge for. It is one of the reasons people come here. We can take advantage of that by expanding on our tourism and the fact that this is a great place to live, work and retire.

**Motion was approved 4-0, Wood absent.**

2. **Public Communications on City Council Matters (Off-Agenda Items) – None**

**ADJOURNMENT:**

**DEPUTY MAYOR SANCHEZ** adjourned this meeting to Wednesday, April 16, 2014 at 2:00 PM. This adjourned meeting of the Oceanside City Council was adjourned at 3:13 PM, Tuesday, April 8, 2014.

**ACCEPTED BY COUNCIL:**

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Zack Beck  
City Clerk, City of Oceanside



and City Attorney Mullen.

City Attorney Mullen titled the following items to be heard in Closed Session:  
Items 2A and 3A. [Item 1 was not heard]

[Closed Session and recess were held from 2:04 PM to 4:03 PM]

**CITY COUNCIL, HDB, AND CDC CLOSED SESSION ITEMS**

Closed Session to discuss litigation, property acquisition, labor relations and personnel matters

**1. [CONFERENCE WITH LABOR NEGOTIATOR ON STATUS OF NEGOTIATIONS PREVIOUSLY AUTHORIZED IN OPEN SESSION (SECTION 54957.6)]**

CONFERENCE WITH LABOR NEGOTIATOR – Negotiator: City Manager; employee organizations: Oceanside Police Officers’ Association (OPOA), Oceanside Firefighters’ Association (OFA), Oceanside Police Management Association (OPMA), Management Employees of the City of Oceanside (MECO), Oceanside City Employees’ Association (OCEA), Oceanside Fire Management Association (OFMA), Western Council of Engineers (WCE), and Unrepresented]

**No closed session was held**

**2. CONFERENCE WITH REAL ESTATE NEGOTIATOR**

A) CONFERENCE WITH REAL PROPERTY NEGOTIATOR – Property: 76-acre Center City Golf Course (APN 151-011-11); Negotiating Parties: City of Oceanside and Goat Hill Partners, LLC; Negotiator for the City: Douglas Eddow, Real Estate Manager; Under Negotiations: Price and terms for the lease of real property

**Item discussed; direction given; no reportable action**

**3. LITIGATION OR OTHER ADVERSARY PROCEEDING (E.G., ADMINISTRATIVE HEARING, ARBITRATION) (SECTION 54956.9(a))**

A) CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

i. CITY OF EL CENTRO ET AL. v. DAVID LANIER ET AL.  
Superior Court Case No.: 37-2014-00003824-CU-WM-CTL

**Item discussed; no reportable action**

ii. DUNEX, INC., CAVALIER MOBILE ESTATES v. CITY OF OCEANSIDE  
Superior Court Case No.: 37-2012-00055503-CU-EI-NC

**Council received briefing; no reportable action**

**4:00 PM – ROLL CALL**

**MAYOR WOOD** reconvened the meeting at 4:03 PM. Present were Mayor Wood, Deputy Mayor Sanchez and Councilmembers Kern, Felien and Feller. Also present were City Clerk Beck, City Manager Jepsen and City Attorney Mullen.

**CONSENT CALENDAR ITEMS** [Items 4-9]

All items listed on the Consent Calendar are considered to be routine matters or formal documents covering previous City Council/HDB/CDC/OPFA instructions. The items listed on the Consent Calendar may be enacted by a single vote. There will be no separate discussion of any Consent Calendar items unless requested by members of the City Council/HDB/CDC/OPFA or the public through submittal of a Request to Speak form prior to the commencement of this agenda item.

**COUNCILMEMBER FELLER** pulled Item 8 for discussion.

The following Consent Calendar items were submitted for approval:

- 4. City Council/Harbor/CDC/OPFA: Acceptance of Joint Minutes of the Small Craft Harbor District Board of Directors, Community Development Commission, City Council, and Oceanside Public Financing Authority of the following meetings:
 

February 20, 2013	2:00 p.m.	Adjourned Meeting
February 27, 2013	2:00 p.m.	Regular Meeting
- 5. City Council/Harbor/CDC/OPFA: Approval to waive reading of the text of all ordinances and resolutions considered at this meeting and provide that ordinances shall be introduced after a reading only of the title(s)
- 6. City Council: Approval of a purchase order in an amount not to exceed \$43,115 to Miramar Bobcat of San Diego for the purchase of one S590 skid-steer loader for the Public Works Department; and authorization for the Financial Services Director, or designee, to execute the purchase order
- 7. City Council: Approval of three purchase orders, one in an amount not to exceed \$106,848 to Downtown Ford of Sacramento for three Ford Interceptor utility police vehicles; one in an amount not to exceed \$39,100 to Wondries Fleet Group of Alhambra for one Chevrolet Tahoe SSV police vehicle; and one in an amount not to exceed \$79,092 to BMW of Long Beach for three police motorcycles for a total of seven vehicles in the total amount not to exceed \$225,040 for the Police Department; and authorization for the Financial Services Director, or designee, to execute the purchase orders
- 8. **Removed from the Consent Calendar for discussion – Council**
- 9. City Council: Approval of a Professional Services Agreement [**Document No. 14-D0188-1**] with IMS Infrastructure Management Services, LLC, of Tempe, Arizona, in the amount of \$285,000 for providing professional consulting services for the Citywide Pavement and Right-of-Way Asset Management Program; and authorization for the City Manager to execute the agreement

**DEPUTY MAYOR SANCHEZ** moved approval of the balance of the Consent Calendar [Items 4-7, and 9].

**COUNCILMEMBER KERN** seconded the motion.

**Motion was approved 5-0.**

**Items removed from the Consent Calendar for discussion**

- 8. **City Council: Approval of a Professional Services Agreement with RBF Consulting of Carlsbad in the amount of \$191,955 to produce a hydrologic/hydraulic study, design feasibility study and applicable environmental technical studies for the First Phase of the Pilgrim Creek Vector Habitat Remediation Project; and authorization for the City Manager to execute the agreement**

**COUNCILMEMBER FELLER** stated in 2012 we received a grant. It was part of how we're paying for this work to be done. He thanked the individual on staff for accomplishing the \$500,000 grant. He asked if there's a possibility for any future grants because the neighborhood in South Oceanside that borders the lagoon is killed by mosquitos. He's sure it happens in Carlsbad as well, but he's more worried about Oceanside.

**GARY SMITH**, Associate Engineer, stated there is a window to apply for different projects. The funds for this specific project are entirely allotted to this project alone. The window for submitting projects is in May.

**COUNCILMEMBER FELLER** suggested that Mr. Smith keep his eyes open for any opportunities.

**MR. SMITH** responded absolutely.

**COUNCILMEMBER FELLER** moved approval of [a Professional Services Agreement **[Document No. 14-DO187-1]** with RBF Consulting of Carlsbad in the amount of \$191,955 to produce a hydrologic/hydraulic study, design feasibility study and applicable environmental technical studies for the First Phase of the Pilgrim Creek Vector Habitat Remediation Project; and authorization for the City Manager to execute the agreement].

**DEPUTY MAYOR SANCHEZ** seconded the motion.

**Motion was approved 5-0.**

#### **GENERAL ITEMS**

General Items are normally heard after any 5:00 p.m. Public Hearing Items. However, if time permits, some General Items may be heard prior to any 5:00 p.m. Public Hearing Items, following the Consent Calendar.

10. **City Council: Adoption of resolutions initiating the proceedings for the FY 2014-15 annual renewal of the Oceanside Lighting District, Assessment District No. 2-1991; and setting a public hearing for June 4, 2014 at 5:00 p.m. to confirm the assessments**

**DOUGLAS EDDOW**, Real Estate Manager, stated the resolutions to be adopted are for the annual renewal of the Lighting District. It has to be done every year in order to levy the assessments to the members of the Lighting District. The 1972 Landscape and Lighting Act requires this to happen. This comes before Council to get it set for a public hearing in June of 2014. The assessments have not changed. The expenses are covered by those assessments. There will be no change to the citizens of Oceanside.

**COUNCILMEMBER KERN** moved approval of [adoption of **Resolution No. 14-R0189-1**, "...directing the City Engineer to prepare a report on the Fiscal Year 2014-2015 renewal of the Oceanside Lighting District, Assessment District No. 2-1991", **Resolution No. 14-R0190-1**, "...approving the City Engineer's report regarding the 2014-2015 Fiscal Year renewal of the Oceanside Lighting District, Assessment District No. 2-1991", and **Resolution No. 14-R0191-1**, "...declaring its intention to levy and collect assessments within the Oceanside Lighting District, Assessment District No. 2-1991, for Fiscal Year 2014-2015 and setting a public hearing on the proposed assessments"], **with the modification** to change the public hearing date to June 11, 2014 at 5:00 PM to confirm the assessments.

**DEPUTY MAYOR SANCHEZ** seconded the motion.

**Motion was approved 5-0.**

11. **City Council: Adoption of resolutions initiating the proceedings for the FY 2014-15 annual renewal of the City's eleven Landscape Maintenance Assessment Districts; and setting a public hearing for June 4, 2014, at 5:00 p.m. for the Del Oro Hills, Douglas Park, Guajome Ridge, Mar Lado Highlands, Mission Meadows, Peacock Hills, Rancho Hermosa, Santa Fe Mesa, Sunburst Homes, Sunset Hills, and Vista Del Rio Landscape Maintenance Districts**

**DOUGLAS EDDOW**, Real Estate Manager, stated the adoption of these resolutions is necessary to renew the eleven Landscape Maintenance District budgets in order to levy the assessments to pay for the costs associated with maintaining the districts. The assessments have not been increased except for those that have a built-in Consumer Price Index (CPI). They're enough to cover the costs associated with the eleven districts.

**DEPUTY MAYOR SANCHEZ** moved approval of [adoption of the following resolutions initiating the proceedings for the FY 2014-15 annual renewal of the City's eleven Landscape Maintenance Assessment Districts"], **with the modification** to change the public hearing dates to June 11, 2014:

**Del Oro Hills**

**Resolution No. 14-R0192-1**, "...directing the City Engineer to prepare a report on the Fiscal Year 2014-2015 renewal of the Del Oro Hills Landscape Maintenance District, Assessment District 1-1987"

**Resolution No. 14-R0193-1**, "...approving the City Engineer's 2014-2015 Fiscal Year report on the Del Oro Hills Landscape Maintenance District, Assessment District 1-1987"

**Resolution No. 14-R0194-1**, "...declaring its intention to levy and collect assessments for Fiscal Year 2014-2015 within the Del Oro Hills Landscape Maintenance District, Assessment District No. 1-1987 and setting a public hearing on the proposed assessments"

**Douglas Park**

**Resolution No. 14-R0195-1**, "...directing the City Engineer to prepare a report on the Fiscal Year 2014-2015 renewal of the Douglas Park Landscape Maintenance District, Assessment District 5-1981"

**Resolution No. 14-R0196-1**, "...approving the City Engineer's 2014-2015 Fiscal Year report on the Douglas Park Landscape Maintenance District, Assessment District 5-1981"

**Resolution No. 14-R0197-1**, "...declaring its intention to levy and collect assessments for Fiscal Year 2014-2015 within the Douglas Park Landscape Maintenance District, Assessment District No. 5-1981 and setting a public hearing on the proposed assessments"

**Guajome Ridge**

**Resolution No. 14-R0198-1**, "...directing the City Engineer to prepare a report on the Fiscal Year 2014-2015 renewal of the Guajome Ridge Landscape Maintenance District, Assessment District 1-1989"

**Resolution No. 14-R0199-1**, "...approving the City Engineer's 2014-2015 Fiscal Year report on the Guajome Ridge Landscape Maintenance District, Assessment District 1-1989"

**Resolution No. 14-R0200-1**, "...declaring its intention to levy and collect assessments for Fiscal Year 2014-2015 within the Guajome Ridge Landscape Maintenance District, Assessment District No. 1-1989 and setting a public hearing on the proposed assessments"

**Mar Lado Highlands**

**Resolution No. 14-R0201-1**, "...directing the City Engineer to prepare a report on the Fiscal Year 2014-2015 renewal of the Mar Lado Highlands Landscape Maintenance

District, Assessment District 1-1988”

**Resolution No. 14-R0202-1**, “...approving the City Engineer’s 2014-2015 Fiscal Year report on the Mar Lado Highlands Landscape Maintenance District, Assessment District 1-1988”

**Resolution No. 14-R0203-1**, “...declaring its intention to levy and collect assessments within the Mar Lado Highlands Landscape Maintenance District, Assessment District 1-1988, for Fiscal Year 2014-2015 and setting a public hearing on the proposed assessments”

**Mission Meadows**

**Resolution No. 14-R0204-1**, “...directing the City Engineer to prepare a report on the Fiscal Year 2014-2015 renewal of the Mission Meadows Landscape Maintenance District, Assessment District 2-1979”

**Resolution No. 14-R0205-1**, “...approving the City Engineer’s 2014-2015 Fiscal Year report on the Mission Meadows Landscape Maintenance District, Assessment District 2-1979”

**Resolution No. 14-R0206-1**, “...declaring its intention to levy and collect assessments within the Mission Meadows Landscape Maintenance District, Assessment District 2-1979, for Fiscal Year 2014-2015 and setting a public hearing on the proposed assessments”

**Peacock Hills**

**Resolution No. 14-R0207-1**, “...directing the City Engineer to prepare a report on the Fiscal Year 2014-2015 renewal of the Peacock Hills Landscape Maintenance District, Assessment District 1-1977”

**Resolution No. 14-R0208-1**, “...approving the City Engineer’s 2014-2015 Fiscal Year report on the Peacock Hills Landscape Maintenance District, Assessment District 1-1977”

**Resolution No. 14-R0209-1**, “...declaring its intention to levy and collect assessments within the Peacock Hills Landscape Maintenance District, Assessment District 1-1977, for Fiscal Year 2014-2015 and setting a public hearing on the proposed assessments”

**Rancho Hermosa**

**Resolution No. 14-R0210-1**, “...directing the City Engineer to prepare a report on the Fiscal Year 2014-2015 renewal of the Rancho Hermosa Landscape Maintenance District, Assessment District 3-1982”

**Resolution No. 14-R0211-1**, “...approving the City Engineer’s 2014-2015 Fiscal Year report on the Rancho Hermosa Landscape Maintenance District, Assessment District No. 3-1982”

**Resolution No. 14-R0212-1**, “...declaring its intention to levy and collect assessments within the Rancho Hermosa Landscape Maintenance District, Assessment District No. 3-1982, for Fiscal Year 2014-2015 and setting a public hearing on the proposed assessments”

**Santa Fe Mesa**

**Resolution No. 14-R0213-1**, “...directing the City Engineer to prepare a report on the Fiscal Year 2014-2015 renewal of the Santa Fe Mesa Landscape Maintenance District, Assessment District 2-1987”

**Resolution No. 14-R0214-1**, "...approving the City Engineer's 2014-2015 Fiscal Year report on the Santa Fe Mesa Landscape Maintenance District, Assessment District 2-1987"

**Resolution No. 14-R0215-1**, "...declaring its intention to levy and collect assessments within the Santa Fe Mesa Landscape Maintenance District, Assessment District No. 2-1987, for Fiscal Year 2014-2015 and setting a public hearing on the proposed assessments"

**Sunburst Homes**

**Resolution No. 14-R0216-1**, "...directing the City Engineer to prepare a report on the Fiscal Year 2014-2015 renewal of the Sunburst Homes Landscape Maintenance District, Assessment District No. 1-1980"

**Resolution No. 14-R0217-1**, "...approving the City Engineer's 2014-2015 Fiscal Year report on the Sunburst Homes Landscape Maintenance District, Assessment District No. 1-1980"

**Resolution No. 14-R0218-1**, "...declaring its intention to levy and collect assessments within the Sunburst Homes Landscape Maintenance District, Assessment District 1-1980, for Fiscal Year 2014-2015 and setting a public hearing on the proposed assessments"

**Sunset Hills**

**Resolution No. 14-R0219-1**, "...directing the City Engineer to prepare a report on the Fiscal Year 2014-2015 renewal of the Sunset Hills Landscape Maintenance District, Assessment District 2-1982"

**Resolution No. 14-R0220-1**, "...approving the City Engineer's 2014-2015 Fiscal Year report on the Sunset Hills Landscape Maintenance District, Assessment District No. 2-1982"

**Resolution No. 14-R0221-1**, "...declaring its intention to levy and collect assessments within the Sunset Hills Landscape Maintenance District, Assessment District No. 2-1982, for Fiscal Year 2014-2015 and setting a public hearing on the proposed assessments"

**Vista Del Rio**

**Resolution No. 14-R0222-1**, "...directing the City Engineer to prepare a report on the Fiscal Year 2014-2015 renewal of the Vista Del Rio Landscape Maintenance District, Assessment District 1-2001"

**Resolution No. 14-R0223-1**, "...approving the City Engineer's 2014-2015 Fiscal Year report on the Vista Del Rio Landscape Maintenance District, Assessment District No. 1-2001"

**Resolution No. 14-R0224-1**, "...declaring its intention to levy and collect assessments within the Vista Del Rio Landscape Maintenance District, Assessment District 1-2001, for Fiscal Year 2014-2015 and setting a public hearing on the proposed assessments"

**COUNCILMEMBER KERN seconded** the motion.

**Motion was approved 5-0.**

**INTRODUCTION AND ADOPTION OF ORDINANCES**

The following items are ordinances for introduction or adoption by the City Council/HDB/CDC/OPFA. Ordinances are laws of the City of Oceanside and require

introduction and adoption at two separate City Council meetings (urgency ordinances are an exception, and may be introduced and adopted at one meeting as an emergency measure). The City Council/HDB/CDC/OPFA has adopted a policy that it is sufficient to read the title of ordinances at the time of introduction and adoption, and that full reading of ordinances may be waived. After the City Attorney has read the titles, the City Council/HDB/CDC/OPFA may introduce or adopt the ordinances below in a single vote. There will be no discussion of the items unless requested by members of the City Council/HDB/CDC/OPFA or the public through submittal of a Request to Speak form prior to the commencement of this agenda item.

19. **City Council: Adoption of an ordinance amending Oceanside City Code Section 10A.2(a) to prohibit the use of electronic cigarettes in areas wherever smoking is prohibited and amending Chapter 7, Article XI of the Oceanside City Code to modify the definition of Tobacco and Drug Paraphernalia Establishments to prohibit entry by unaccompanied minors (introduced on 4/2/14, 5-0 vote)**

**CITY ATTORNEY MULLEN** stated we've already conducted the initial meeting on this where the item was introduced. Earlier this week, we received correspondence from a few of the liquor stores in town that sell these cigarettes. He wanted to make sure they're included in the record with the City Clerk.

After titling of the ordinance, **DEPUTY MAYOR SANCHEZ** moved approval of [adoption of **Ordinance No. 14-OR0225-1**, "...amending Section 10A.2(a) of Chapter 10A of the Oceanside City Code to prohibit the use of electronic smoking devices wherever smoking is prohibited and amending Chapter 7, Article XI, of the Oceanside City Code to modify the definition of Drug and Tobacco Establishments to prohibit unaccompanied minors from entering said establishments"].

**COUNCILMEMBER KERN** seconded the motion.

**COUNCILMEMBER FELLER** wanted to make sure it's crystal clear about how 7-Eleven stores, Mohsen's gas stations and liquor stores are treated. He wants businesses to know that we're not going to restrict children from going in unless they fall out of the parameters that we've outlined.

**CITY ATTORNEY MULLEN** stated in response to the question that Councilmember Feller raised and that was also posed in some of the letters, as discussed at the last meeting, this ordinance accomplishes two things. First, it treats the use of electronic cigarettes no differently than regular cigarettes in areas where the City Code prohibits smoking. That's the same as has been done in Carlsbad, Vista and many other cities throughout San Diego County.

The second thing that this ordinance does is to amend the definition of drug and tobacco establishments and paraphernalia establishments to include businesses that sell electronic cigarettes within that definition. Businesses that currently sell pipes that can be used for smoking tobacco or other substances, or drug paraphernalia establishments that sell bong, roach clips, etc. are defined as a tobacco and drug paraphernalia establishment under Chapter 7 of the Code. Under that section, minors are not allowed to enter those facilities unless accompanied by a parent or guardian.

For stores selling those types of products that have them on public display in a four foot-by-two foot-by-two foot deep public display area, if they're selling more than that amount, they will meet the definition. A store like 7-Eleven could not sell more than that amount or have that amount of public display area or they will be characterized under the new definition and children wouldn't be able to go in. As long as they keep it to no more than four feet-by-two feet-by-two feet deep, they won't fall within the definition.

If those stores were to maintain supplies in areas that are not available for public viewing such as storing them in the back, that doesn't count towards the public display area. If they're under the four foot-by-two foot-by-two foot definition that we have in the City Code, then they would not meet the definition and wouldn't be subject to the restrictions in Chapter 7. If they exceed it, they will be. The whole intent is to treat these businesses as head shops. If you're selling more than that, we would consider you a head shop, and certain operational restrictions will apply.

**DEPUTY MAYOR SANCHEZ** clarified this is not a change from what we agreed to and moved to approve. This is just a clarification.

**CITY ATTORNEY MULLEN** responded from what was introduced, there haven't been any wording changes whatsoever.

**Motion was approved 5-0.**

### **CITY COUNCIL REPORTS**

#### **12. Mayor Jim Wood**

**MAYOR WOOD** attended the North County Economic Development Collaboration meeting with all of the North County mayors, city managers and Economic Development Commission (EDC) staff. We're moving forward to try to represent all of North San Diego County in a positive way for economic development and bringing more businesses here. We're branding ourselves and look forward to having a lot more input through the San Diego EDC.

He attended the grand opening for Sparsha Pharma USA, Inc. It's an East Indian company supported by Japanese investors. They do five different forms of pain patches. It's a very large company moving to Oceanside. Not only is it a great business, but they do a lot worldwide to reduce pain.

He attended the Oceanside Unified School District "Road to Zero Waste" event put on by Palmquist Elementary School. He gave kudos to Colleen Foster for coordinating the project. We're the first city, school and school district in California that's going towards zero waste, with reclaimed waste, etc. We're proud of the school, school district and the City for trying to bring down not only the waste going to the dumps, but also saving the school district about \$100,000 a year. It's impressive when you have an elementary school taking the lead in the State by doing this.

He attended the cycling event for Sergeant Rob Jones, a retired USMC Marine. This double amputee cycled from Maine all the way to Camp Pendleton, arriving last Saturday. He wanted to do something for the military to bring attention to the other wounded warriors.

He announced the City's Easter egg hunt at 10:00 AM on April 19<sup>th</sup> at Buddy Todd Park and other locations.

#### **13. Deputy Mayor Esther Sanchez**

**DEPUTY MAYOR SANCHEZ** attended the Oceanside Unified School District "Road to Zero Waste" event put on by Palmquist Elementary School. She is proud that they decided to do something about the planet, their community and their school by adopting a zero waste goal of 75%. They inspired other schools and the school district to be the first school district in the State to have adopted a zero waste goal. She is proud of the partnership the City has with the Green Oceanside team. They're talking about doing a school garden to provide food for the kids, as well as recycling the food waste.

She announced the Easter egg hunt at Balderrama Park at 9:30 AM and at Buddy Todd Park at 10:00 AM.

14. **Councilmember Gary Felien**

**COUNCILMEMBER FELIEN** attended the opening for the coastal bike trail between Wisconsin Street and Oceanside Boulevard. The long-term goal is to be able to ride from Camp Pendleton down to the border. He attended the grand opening for Sparsha Pharma USA, Inc. It's wonderful to have another bio-tech company come to Oceanside. It's exactly the kind of business development and jobs we want to attract to the City.

15. **Councilmember Jack Feller**

**COUNCILMEMBER FELLER** attended the Regional Tribal Summit for the San Diego Association of Governments (SANDAG) last Friday. There are 18 tribes in the County of San Diego. They are each a sovereign nation. They're always looking for solutions for the future on how to use their land for some of the natural resource needs that we have. They talked about wind farming and solar on their land in trying to deal with San Diego Gas & Electric (SDG&E) and getting them to the table to purchase some of that land.

He attended the Oceanside Rotary 90<sup>th</sup> birthday celebration. He announced the Oceanside Police Department (OPD) swearing-in event today; the "Trains for Kids" opening at Heritage Park at 12:00 PM on Saturday; the New Venture Church "Sunrise on the Shore" event on Sunday; and that the Oceanside Chief's rugby team is asking for sponsorship to go to the final games in Texas and Wisconsin.

16. **Councilmember Jerome Kern**

**COUNCILMEMBER KERN** attended the Friends of the Library volunteer appreciation reception. The total of 26,059 volunteer hours has a dollar value of \$630,000. That's the equivalent of almost 13 employees. We appreciate all of the work the volunteers do throughout the City. Three volunteers were honored: Betty Bertelson, Betty Kitchin and Betty Groves.

Yesterday he took a tour of San Onofre Nuclear Power Station. He's on the community engagement panel for the decommissioning. He was impressed by what they're doing there. He will be reporting on how the decommissioning process is going.

He attended the grand opening for Sparsha Pharma USA, Inc. The founder is from India, and the major investors are Japanese. It was interesting to see how many different nationalities were coming together to invest in a company in Oceanside. He attended the Coastal Rail Trail event; the open house for Assemblymember Rocky Chavez; and the Oceanside Unified School District "Road to Zero Waste" event put on by Palmquist Elementary School. They actually have a community garden, which was part of the impetus for starting this because they recycled a lot through their garden.

He announced that the Easter egg hunts will be sorted by age.

**PUBLIC COMMUNICATIONS ON OFF-AGENDA ITEMS**

No action will be taken by the City Council/HDB/CDC/OPFA on matters in this category unless it is determined that an emergency exists or that there is a need to take action that became known subsequent to the posting of the agenda.

**Advance written request to reserve time to speak:** None

18. **Communications from the public regarding items not on this agenda**

**TERRI WYATT**, 1804 Garnet Avenue, San Diego, is running for District Attorney. It is a County-wide office. The election is in June. Truth, justice, fairness, equal protections of the law, integrity and a high standard of ethics are the principles and values we should all demand of our District Attorney. Those are the principles and values she will bring to the District Attorney's office.

She was a Deputy District Attorney in this County-wide office for nearly 27 years. She retired at the end of September to run for office. She wants the change in leadership in the District Attorney's office to be the right change of leadership. She is a career prosecutor, not a politician. She wanted voters to get a chance to elect a prosecutor, not a politician for the District Attorney.

She described her education, family and career as a Deputy District Attorney. Having been a career prosecutor in this office, she knows what positive changes we need to make. She wants to create a County-wide elder abuse task force. She also wants to put more resources into the juvenile justice system, to turn juveniles before they become hardcore gang members.

#### **CLOSED SESSION REPORT**

##### **17. Closed Session report by City Attorney**

**CITY ATTORNEY MULLEN** reported on the items discussed in Closed Session: See Items 2A and 3A above. [Item 1 was not discussed]

[Recess was held from 4:22 PM to 5:00 PM]

**INVOCATION** – Zack Beck

**PLEDGE OF ALLEGIANCE** – Ceci Haas and David Nydegger

#### **PROCLAMATIONS AND PRESENTATIONS** –

Presentation – Mayor's Business Member Spotlight  
Presentation – Employee Service Awards  
Presentation – Urban Lift Grant to the City of Oceanside and Mission Cove

**Presentations were made**

#### **PUBLIC COMMUNICATIONS ON OFF-AGENDA ITEMS** – Continued

**JOHN ALTMAN**, 1050 Grand Avenue, Carlsbad, is seeking a City-wide removal and ban of all wood burning fire pits/rings. Wood fires create toxic and noxious gases and smoke that release heat and carcinogens into our atmosphere, creating both a health and environmental risk. Breathing these particles interferes with lung development, increases the chance of bronchitis and pneumonia, and even alters deoxyribonucleic acid (DNA).

He's sure he's not the only one who experiences respiratory problems associated with the smoke around our beaches, harbor and the pier. The City ordinances aren't doing enough. He asked for a City-wide removal of all wood fire pits and rings, specifically along our beaches and harbors.

**KEVIN BROWN**, 2716 Norma Street, is here on behalf of himself and Scenic San Diego. Ocean's Eleven Casino is making their play to get a digital sign. Judging by the latest *Union Tribune* article, it appears the majority of this Council is still of the opinion that it's a good idea. He differs with this opinion, feeling that digital signs and billboards are an extremely bad idea for Oceanside. Apparently, so do a lot of other people.

The opposition to digital billboards and signs has grown substantially over the last couple of years as people have become aware of this issue. Well over 100 written comments have been submitted to the Planning Department and Council from individuals expressing valid reasons for why the Ocean's Eleven sign should not be allowed. Back in 2012, many individuals and groups had also signed petitions, sent emails and spoke in front of Council to say they didn't want digital signs and billboards in Oceanside, including the Ocean's Eleven sign.

Vista and Carlsbad changed course and rejected digital billboards and signs. They did so because of strong community opposition and for some of the same reasons that were brought to Council's attention in 2012. Namely, digital billboards and signs are not in keeping with the image and feel of our cities and communities. There is the potential for sign and billboard proliferation due to First Amendment issues. If you don't treat everyone equally on First Amendment rights, the potential for costly litigation for this City is a possibility.

Sign companies love to sue towns and cities to get their way. Once a city opens the Pandora's box of digital signs, the lid cannot be put back on. The San Diego County Supervisors have unanimously rejected digital billboards for the unincorporated parts of the County, in part due to strong opposition from the public. People just don't want the digital billboards here.

Just because the technology is available, doesn't mean it's appropriate. Please listen to the community. Don't allow digital billboards. They are not appropriate for Oceanside. Please don't let digital billboards be Council's legacy to our City and community.

**KENNETH LEON**, 2073 Columbus Way, Vista, speaks for himself, the South Vista Communities organization and for Scenic San Diego. In 2013, we opposed the erection of two large digital billboards on State Route 78. We did so on the basis of the visual blight and poor aesthetics that those billboards would have brought to our community. He feels the same way about the Ocean's Eleven sign. The visual blight and aesthetics is a significant issue. Advertising content for alcohol or other adverse products is possible and would not be appropriate. It would set a poor precedent.

Vista voted digital billboards down in their jurisdiction. Carlsbad has also voted them down. He recommends and hopes that Oceanside will do the same. North County residents don't need or want such aesthetic blight in our vicinity. Please preserve the natural beauty of our outdoor spaces. Don't cave in to corporate economic wishes.

**5:00 P.M. – PUBLIC HEARING ITEMS** – None

**MAYOR AND/OR COUNCILMEMBER ITEMS** – None

**ADJOURNMENT**

**MAYOR WOOD** adjourned this joint meeting of the Oceanside City Council, Community Development Commission, Small Craft Harbor District Board of Directors and Oceanside Public Finance Authority at 5:33 PM on April 16, 2014. [The next regular meeting is scheduled for 2:00 PM on Wednesday, April 30, 2014].

**ACCEPTED BY COUNCIL/HDB/CDC/OPFA:**

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Zack Beck  
City Clerk, City of Oceanside



California

# CITY OF OCEANSIDE

## JOINT MINUTES OF THE CITY COUNCIL SMALL CRAFT HARBOR DISTRICT BOARD OF DIRECTORS COMMUNITY DEVELOPMENT COMMISSION OCEANSIDE PUBLIC FINANCE AUTHORITY

APRIL 30, 2014

REGULAR MEETING                      2:00 PM                      COUNCIL CHAMBERS

2:00 PM - OCEANSIDE CITY COUNCIL (COUNCIL),  
HARBOR DISTRICT BOARD OF DIRECTORS (HDB)  
COMMUNITY DEVELOPMENT COMMISSION (CDC), AND  
OCEANSIDE PUBLIC FINANCE AUTHORITY (OPFA)  
- REGULAR BUSINESS

**Mayor**  
**HDB President**  
**CDC Chair**  
**OPFA Chair**  
Jim Wood

**Deputy Mayor**  
**HDB Vice President**  
**CDC Vice Chair**  
**OPFA Vice Chair**  
Esther Sanchez

**Councilmembers**  
**HDB Directors**  
**CDC Commissioners**  
**OPFA Directors**  
Gary Felien  
Jack Feller  
Jerome Kern

**City Clerk**  
**HDB Secretary**  
**CDC Secretary**  
**OPFA Secretary**  
Zack Beck

**Treasurer**  
Gary Ernst

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**City Manager**  
**HDB Chief Executive Officer**  
**CDC Executive Director**  
**OPFA Executive Director**  
Steve Jepsen

**City Attorney**  
**HDB General Counsel**  
**CDC General Counsel**  
**OPFA Legal Counsel**  
John Mullen

For this regular and joint meeting, the Council sat as all 4 governing bodies [Council, HDB, CDC and OPFA] simultaneously but took action as the respective agency for the jurisdiction covered by each item. Council titles only will be used for brevity throughout the entire meeting.

The regular and joint meeting of the Oceanside City Council (Council), Small Craft Harbor District Board of Directors (HDB), Community Development Commission (CDC) and Oceanside Public Finance Authority (OPFA) was called to order by Assistant City Clerk Trobaugh at 2:00 PM, April 30, 2014.

### 2:00 PM - ROLL CALL

Assistant City Clerk Trobaugh announced that due to advance notice of the cancellation of closed session and no general items scheduled until 5:00 PM, there was

**NOT OFFICIAL  
UNTIL APPROVED AT SUBSEQUENT  
MEETING BY CITY COUNCIL**

April 30, 2014

Joint Meeting Minutes  
Council, HDB, CDC and OPFA

no quorum present. Therefore, the meeting was recessed until that time.

[Recess was held from 2:01 PM to 5:00 PM]

**CITY COUNCIL, HDB, and CDC CLOSED SESSION ITEMS** – None

**4:00 PM – ROLL CALL** - Due to advance notice, no quorum present

**CONSENT CALENDAR ITEMS** – None

**CITY COUNCIL REPORTS** – None

**5:00 – ROLL CALL**

Mayor Wood reconvened the meeting at 5:00 PM. Present were Mayor Wood, Deputy Mayor Sanchez and Councilmembers Kern, Feller and Felien. Also present were City Clerk Beck, City Manager Jepsen and City Attorney Mullen.

**INVOCATION** – Zack Beck

**PLEDGE OF ALLEGIANCE** – Young Marines

**PROCLAMATIONS AND PRESENTATIONS** –

Proclamation – Poppy Month  
Proclamation – MiraCosta College 80<sup>th</sup> Anniversary  
Proclamation – Oceanside Unified School District “Day of the Teacher”  
Proclamation – Oceanside Unified School District “Classified Employee Appreciation Week”  
Proclamation – National Bike Month

**Presentations were made**

**CLOSED SESSION REPORT** – None

**PUBLIC COMMUNICATIONS ON OFF-AGENDA ITEMS**

No action will be taken by the City Council/HDB/CDC/OPFA on matters in this category unless it is determined that an emergency exists or that there is a need to take action that became known subsequent to the posting of the agenda.

**Advance written request to reserve time to speak:** None

3. **Communications from the public regarding items not on this agenda**

**JIMMY KNOTT**, 127 Sherri Lane, stated last week we had a successful Earth Green Week. One participant who was just released from Pelican Bay State Prison pointed out that he and others were being dropped off in Oceanside without adequate social, cultural or physical preparation. They seemed to be abandoned without an adequate support system. This sets up a condition for failure and the potential for criminal behavior.

The City of Oceanside needs to talk to the State prison director to inquire about their processes/procedures to make sure they are adequately preparing these former felons for successful transitioning into everyday life. They should be assigned to more appropriate supportive communities where their families can assist them, and not just dump them on the streets of Oceanside.

**DONNA HANSON** is protesting Oceanside Puppy Store. She has lived in Oceanside for years. Recently, she saw something that was appalling. A semi-truck from Missouri came in with puppies. The puppies were howling. They live in despicable

cages. The main puppy mill in the United States is in Missouri. She is appalled that Oceanside would allow a person to do business when he doesn't tell the truth when a customer comes in to buy puppies. She loves Oceanside, but that was unbelievable.

She hopes to shut them down because she does not like them being untruthful to the public. We will remember that Councilmembers Felien and Kern were for this Oceanside puppy mill store.

**UNIDENTIFIED FEMALE** stated there is an election coming up in November. We are going to remember how Councilmembers Felien and Kern voted to allow this store to continue to do business in our City.

**JC PLAYFORD** stated the people of Oceanside would like to know what's going on with their police chief. One person at City Hall told him that Frank McCoy is not going to be the new police chief, but Oceanside Police Departments' Public Information Officer (PIO) said that Mr. McCoy is our new police chief and that he signed a new contract. Which is it? The people have a right to know.

### **GENERAL ITEMS**

General Items are normally heard after any 5:00 p.m. Public Hearing Items. However, if time permits, some General Items may be heard prior to any 5:00 p.m. Public Hearing Items, following the Consent Calendar.

1. **City Council/Harbor/CDC/OPFA: Approval to waive reading of the text of all ordinances and resolutions considered at this meeting and provide that ordinances shall be introduced after a reading only of the title(s)**

**JOHN MULLEN**, City Attorney, stated since we don't have a Consent Calendar, we'll need Council's waiver of the reading of the resolution.

**COUNCILMEMBER KERN** moved approval [to waive reading of the text of all ordinances and resolutions considered at this meeting and provide that ordinances shall be introduced after a reading only of the title(s)].

**DEPUTY MAYOR SANCHEZ** seconded the motion.

**Motion was approved 5-0.**

2. **City Council/OPFA: Adoption of a resolution, acting as the legislative body of Community Facilities District No. 2000-1(Ocean Ranch Corporate Centre), authorizing the issuance of Special Tax Refunding Bonds Series 2014A in a principal amount not to exceed \$13,000,000; and approving certain documents and taking certain other actions in connection therewith**

**MICHELLE LUND**, Treasury Manager, requested authorization to issue special tax bonds to refund the 2004 Ocean Ranch Corporate Center Community Facilities District (CFD) bonds. The 2004 bonds have an all-in interest rate of 6%. Therefore, by refinancing the bonds in today's low interest rate environment, debt service payments will decline, providing tax savings for property owners within the district. Based on an analysis that was run on April 7<sup>th</sup>, we anticipate issuing approximately \$12,000,000 in bonds at an all-in interest rate of 4.7%. If we were to issue those bonds at this level, approximately \$1,000,000 or 8% net present value savings will be generated over the life of the bonds.

The estimated annual debt service savings would range from \$110,000-372,000 a year. The savings will be finalized at bond pricing. The bonds will be sold on a public offering basis by Stifel, Nicolaus & Company, Inc, the City's underwriter, with an anticipated pricing to occur the week of May 12<sup>th</sup> and closing the week of June 2<sup>nd</sup>. We

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Council, HDB, CDC and OPFA

asked Council to hear this tonight, so that we could get it into the market and get ahead of other agencies that are potentially issuing CFD bonds.

Tonight's approval of the resolution provides authorization to issue the bonds and to execute the related documents in connection with the refunding.

**DEPUTY MAYOR SANCHEZ** stated this is the Mello Roos Ocean Ranch project. It is going to save the property owners \$1,000,000. She **moved** approval of [adoption of **Resolution No. 14-R0235-1**, "...acting as the legislative body of Community Facilities District No. 2000-1 of the City of Oceanside (Ocean Ranch Corporate Centre) authorizing the issuance of its Special Tax Refunding Bonds Series 2014A in a principal amount not to exceed thirteen million dollars (\$13,000,000) and approving certain documents [**Document No. 14-D0236-1 (Preliminary Official Statement); Document No. 14-D0237-1 (Continuing Disclosure Agreement); Document No. 14-D0238-1 (Third Supplemental Bond Indenture); Document No. 14-D0239-1 (Purchase Contract); and Document No. 14-D0240-1 2004 (Escrow Agreement)**] and taking certain other actions in connection therewith"].

**COUNCILMEMBER FELLER** seconded the motion.

**Motion was approved 5-0.**

**5:00 P.M. – PUBLIC HEARING ITEMS** – None

**MAYOR AND/OR COUNCILMEMBER ITEMS** – None

**INTRODUCTION AND ADOPTION OF ORDINANCES** – None

**ADJOURNMENT**

**MAYOR WOOD** adjourned this joint meeting of the Oceanside City Council, Community Development Commission, Small Craft Harbor District Board of Directors and Oceanside Public Finance Authority at 5:45 PM on April 30, 2014. [The next regular meeting is scheduled for 2:00 PM on Wednesday, May 7, 2014].

**ACCEPTED BY COUNCIL/HDB/CDC/OPFA:**

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Zack Beck  
City Clerk, City of Oceanside



California

# CITY OF OCEANSIDE

## JOINT MINUTES OF THE CITY COUNCIL SMALL CRAFT HARBOR DISTRICT BOARD OF DIRECTORS COMMUNITY DEVELOPMENT COMMISSION OCEANSIDE PUBLIC FINANCE AUTHORITY

MAY 7, 2014

**REGULAR MEETING                      2:00 PM                      COUNCIL CHAMBERS**

2:00 PM - **OCEANSIDE CITY COUNCIL (COUNCIL),  
HARBOR DISTRICT BOARD OF DIRECTORS (HDB)  
COMMUNITY DEVELOPMENT COMMISSION (CDC), AND  
OCEANSIDE PUBLIC FINANCE AUTHORITY (OPFA)  
- REGULAR BUSINESS**

**Mayor  
HDB President  
CDC Chair  
OPFA Chair**  
Jim Wood

**Deputy Mayor  
HDB Vice President  
CDC Vice Chair  
OPFA Vice Chair**  
Esther Sanchez

**Councilmembers  
HDB Directors  
CDC Commissioners  
OPFA Directors**  
Gary Felien  
Jack Feller  
Jerome Kern

**City Clerk  
HDB Secretary  
CDC Secretary  
OPFA Secretary**  
Zack Beck

**Treasurer**  
Gary Ernst

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**City Manager  
HDB Chief Executive Officer  
CDC Executive Director  
OPFA Executive Director**  
Steve Jepsen

**City Attorney  
HDB General Counsel  
CDC General Counsel  
OPFA Legal Counsel**  
John Mullen

For this regular and joint meeting, the Council sat as all 4 governing bodies [Council, HDB, CDC and OPFA] simultaneously but took action as the respective agency for the jurisdiction covered by each item. Council titles only will be used for brevity throughout the entire meeting.

The regular and joint meeting of the Oceanside City Council (Council), Small Craft Harbor District Board of Directors (HDB), Community Development Commission (CDC) and Oceanside Public Finance Authority (OPFA) was called to order by Mayor Wood at 2:01 PM, May 7, 2014.

### **2:00 PM - ROLL CALL**

Present were Mayor Wood, Deputy Mayor Sanchez and Councilmembers Kern, Felien and Feller. Also present were Assistant City Clerk Trobaugh, City Manager Jepsen

**NOT OFFICIAL  
UNTIL APPROVED AT SUBSEQUENT  
MEETING BY CITY COUNCIL**

and City Attorney Mullen.

City Attorney Mullen titled the following items to be heard in Closed Session:  
Items 1, 2A, 2B, 2C and 3A.

[Closed Session and recess were held from 2:04 PM to 4:00 PM]

**CITY COUNCIL, HDB, AND CDC CLOSED SESSION ITEMS**

Closed Session to discuss litigation, property acquisition, labor relations and personnel matters

**1. CONFERENCE WITH LABOR NEGOTIATOR ON STATUS OF NEGOTIATIONS PREVIOUSLY AUTHORIZED IN OPEN SESSION (SECTION 54957.6)**

CONFERENCE WITH LABOR NEGOTIATOR – Negotiator: City Manager; employee organizations: Oceanside Police Officers' Association (OPOA), Oceanside Firefighters' Association (OFA), Oceanside Police Management Association (OPMA), Management Employees of the City of Oceanside (MECO), Oceanside City Employees' Association (OCEA), Oceanside Fire Management Association (OFMA), Western Council of Engineers (WCE), and Unrepresented

**Discussed (OFA, OFMA, OPOA non-sworn, MECO, WCE); no reportable action**

**2. CONFERENCE WITH REAL ESTATE NEGOTIATOR**

A) CONFERENCE WITH REAL PROPERTY NEGOTIATOR – Property: Property bounded by Pacific Street, Myers Street, Seagaze Drive, and Civic Center Drive (APN 147-261-01 through 12; 147-076-1, 2, 3, 10, 11, 12); Negotiating Parties: SD Malkin Properties; Negotiator for the City: Peter Weiss, Consulting Assistant and John Mullen, City Attorney; Under Negotiations: Terms of Disposition Agreement and Lease

B) CONFERENCE WITH REAL PROPERTY NEGOTIATOR – Property: Parcel 11 of Parcel Map No. 20306 (APN 161-512-09); Negotiating Parties: City of Oceanside and Prologis; Negotiator for the City: Douglas Eddow, Real Estate Manager; Under Negotiations: Price and terms for the exchange of real property

C) CONFERENCE WITH REAL PROPERTY NEGOTIATOR – Property: 300 Block of North Cleveland Street (APN 147-161-11); Negotiating Parties: City of Oceanside, Successor Agency of the City of Oceanside, and Pelican Properties; Negotiator for the City/Agency: George Buell, Development Services Department Director and Douglas Eddow, Real Estate Manager; Under Negotiations: Price and terms for the sale of real property by the Agency and acquisition of parking easement by the City

**Items discussed; no reportable action**

**3. LITIGATION OR OTHER ADVERSARY PROCEEDING (E.G., ADMINISTRATIVE HEARING, ARBITRATION) (SECTION 54956.9(a))**

**A) CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION**

- i. DUNEX, INC., CAVALIER MOBILE ESTATES, v. CITY OF OCEANSIDE  
Superior Court Case No.: 37-2012-00055503-CU-EI-NC
- ii. CITY OF EL CENTRO ET AL v. DAVID LANIER ET AL  
Superior Court Case No.: 37-2014-00003824-CU-WM-CTL
- iii. FRIENDS OF LOMA ALTA CREEK v. CITY OF OCEANSIDE  
Superior Court Case No.: 37-2013-00046532-CU-WM-NC

**Items discussed; no reportable action**

**4:00 PM – ROLL CALL**

**MAYOR WOOD** reconvened the meeting at 4:00 PM. Present were Mayor Wood, Deputy Mayor Sanchez and Councilmembers Kern, Felien and Feller. Also present were City Clerk Beck, City Manager Jepsen and City Attorney Mullen.

**CLOSED SESSION REPORT**

25. **Closed Session report by City Attorney**

**CITY ATTORNEY MULLEN** reported on the items discussed in Closed Session: See Items 1, 2A, 2B, 2C and 3A above.

**GENERAL ITEMS**

General Items are normally heard after any 5:00 p.m. Public Hearing Items. However, if time permits, some General Items may be heard prior to any 5:00 p.m. Public Hearing Items, following the Consent Calendar.

19. **City Council: Adoption of a resolution approving an employment agreement between the City of Oceanside and Frank McCoy, Police Chief**

**STEVEN R. JEPSEN**, City Manager, asked Council to concur with his recommendation to approve a contract with Frank McCoy, extending his employment as the Police Chief for two additional years. The timeframe of two years was at City Manager Jepsen's request. In the course of doing the recruitment, he had an opportunity to talk with the Chief, asking what his retirement plans were. Chief McCoy indicated that he didn't have retirement plans. They talked about the possibility of Chief McCoy staying on and doing some succession planning and staffing development with the hope that they would do an in-house recruitment at the end of his tenure.

Chief McCoy has agreed. The agreement would give him a slight increase in his retirement, providing him with a 6.5% increase for each of the two years and a small adjustment for the Consumer Price Index (CPI).

Public input

**LARRY BARRY**, 3973 Brown Street, wants to know how much it costs the City to go on a nationwide search for a candidate to be the new police chief. Frank McCoy has given this City so much. He wants to retire and move on with his life. The City shouldn't be asking him to stay because we're ill-prepared. Chief McCoy has done a rotation of captains sitting in as the Chief. He has been training them for five years.

Steve Jepsen hired Frank McCoy. He wasn't a chief before he came here. He was a captain at the Long Beach Police Department. We have qualified people to do this job. He wants to know how much more money the City is going to be paying for this. Aren't we bringing back people who are retreads? Can't we cut the cord and let them move on to another job?

We have qualified people. He knows of a candidate who has been great in the City. This person is more than qualified to do the job. Make a decision, and we'll live with it.

Public input concluded

**COUNCILMEMBER KERN** agrees that we have a lot of people on staff who are very qualified and capable of doing the job. One of those people was brought onboard by Frank McCoy. He **moved** approval of [adoption of **Resolution No. 14-R0268-1**,

"...approving an employment agreement [**Document No. 14-D0269-1**] between the City and Frank McCoy"]. We brought Mr. Jepsen back to make these decisions. This is what he's recommending to Council. Councilmember Kern is going with Mr. Jepsen's recommendation.

**COUNCILMEMBER FELLER seconded** the motion. He agrees that we have very qualified people in the department. Frank McCoy has done an exemplary job. Everyone has issues in their background. We found that in our search. The decisions made by the Police Chief are critical to how the City moves forward. We are making great strides in reducing crime. No one is going anywhere over this decision, especially since Mr. Jepsen said he would like to see the next chief hired from within. That's a promotion for everybody in a couple of years.

This is a solid decision. We have to think about the progress the department has made. He hopes that with this additional couple of years, Chief McCoy will be able to make even greater strides.

**DEPUTY MAYOR SANCHEZ** was surprised that the national search did not yield a good fit for Oceanside. There are a couple of internal candidates. Perhaps they're not ready yet. She had hoped this would be accomplished before Chief McCoy tendered his resignation and that there would be a natural progression within the department with someone we could all support.

She has some concerns. This is a two-year contract for 13%. We have been telling our employees, both management and rank and file, that we cannot afford any kind of a salary increase. It's been six years, and no one has seen an increase at all. What they've seen is an increase in cost of healthcare, living, etc. Management has gone through losing over 100 employees. They're working a lot harder for a lot less. They're taking home less than 6-7 years ago. That's hard for her.

This could be paired with something much more acceptable, such as a 3-4% increase where we would also be doing the same thing for the rest of our employees. They have stuck by us during these tough economic times, knowing that our residents looked to the City for help when they lost their jobs, savings and homes. Our employees were there. Our volunteers kept things open such as the library, after school programs, senior center, etc.

It's tough for her to vote for a 13% increase. Chief McCoy has done a tremendous job in terms of community policing. He is the reason that our crime rate went down.

We have talent within the Police Department. She can think of one person who could this job right now. If this was a one-year contract, she would consider it. It's really difficult because we're starting to see good employees in management leave. We don't have a path for rewarding our management and rank and file for the tough work they have been doing for us. Instead, there has been an onslaught of being highly critical of our employees. They live and work here. They are our ambassadors. They make us look good.

It's time to look at having a plan for increasing the salaries of our employees and management staff.

**COUNCILMEMBER FELIEN** can understand how someone looking at this process would be frustrated by not having it come to fruition as expected, which was to pick a new police chief. We also have to understand that there are a lot of moving parts to this that Council and the public don't get to see in operation. That includes an extensive search and interview process by a panel of police chiefs, citizen panel, etc. Based on that whole process going forward, the City Manager looked at all of the candidate reviews and determined that the best approach for the City was to offer our

existing Police Chief an additional two years to allow for internal development of our management staff. We should defer to that decision.

He has no information that would contradict the reasonableness of the decision by the City Manager. He shares his colleague's frustration with having an additional expense. We should look at that in the global sense of it being part of the price of having the opportunity for internal staff development so we can hire from within when we have an opening during the next two years. He will vote according to the recommendation of the City Manager.

On the larger issues of salary pressures and City expenses, it's important to always remember that while salaries are flat or even in some cases declining, overall employee expenses on a per-employee basis are going up because of pension and medical expenses. Everyone deals with medical expenses, whether they're a government or a private sector entity. The pension crisis is entirely government caused. Everyone is getting more compensation; it's just not in the form of direct wages. It's in the form of pension expense that the City pays. That is going up astronomically.

Wage pressure isn't going to change. We're going to have to make tough decisions for the next ten years. This decision is a small decision within the large picture. The City Manager deserves our support on his decision.

**COUNCILMEMBER FELLER** asked how much the Police Chief position was advertised for.

**CITY MANAGER JEPSEN** responded the salary range was at the top of the existing chief's range at \$194,000.

**COUNCILMEMBER FELLER** stated there are a lot of people who are making less money. It has not been easy for us to be spending the citizens' money on salaries. There is hope of helping our employees as we go forward. You can't promise anything if you don't know the numbers. We need to always be aware of how much we're spending and determine if it's a fair wage. We'll continue to evaluate those things as we go forward.

**MAYOR WOOD** has worked very closely with Frank McCoy. He considers him a personal friend. He's happy that Chief McCoy is staying. We've had a good run with the Chief and Police Department in bringing our crime down. The speaker said we need to make a decision. We're going to make a decision tonight. He was disappointed in the backgrounds for some of the top candidates. It sent us a message that we would have to look harder and longer or do something else. With that in mind, he's happy that Chief McCoy is staying and will be training people.

He agrees with Deputy Mayor Sanchez that it's been many years since our employees have gotten some sort of benefit or raise. We're going to approve having this Chief of Police continue for a couple of years. The City Manager makes all of the hiring decisions. Council can only hire or fire the City Attorney and the City Manager. He's also going to talk to the City Manager to address some of our employee needs. He's tired of seeing employees go somewhere else just because of the pay after all of the years they've been here. Hopefully, we can get the attention of the City Manager to think about all of the other employees that have been here a long time.

**Motion was approved 4-1; Sanchez – no.**

**CONSENT CALENDAR ITEMS** [Items 4-15]

All items listed on the Consent Calendar are considered to be routine matters or formal documents covering previous City Council/HDB/CDC/OPFA instructions. The items listed on the Consent Calendar may be enacted by a single vote. There will be no separate discussion of any Consent Calendar items unless requested by members of the City

Council/HDB/CDC/OPFA or the public through submittal of a Request to Speak form prior to the commencement of this agenda item.

The following Consent Calendar items were submitted for approval:

4. City Council/Harbor/CDC/OPFA: Acceptance of Joint Minutes of the Small Craft Harbor District Board of Directors, Community Development Commission, City Council, and Oceanside Public Financing Authority of the following meetings:

March 13, 2013	2:00 p.m.	Regular Meeting
March 19, 2013	2:00 p.m.	Adjourned Meeting
5. City Council/Harbor/CDC/OPFA: Approval to waive reading of the text of all ordinances and resolutions considered at this meeting and provide that ordinances shall be introduced after a reading only of the title(s)
6. City Council/HDB: Approval of Amendment 4 [**Document No. 14-D0252-1**] in the amount of \$160,084 for a two-year period (\$80,042 annually) to the Professional Services Agreement [**Document No. 14-D0253-2**] with The Ferguson Group of Washington, DC, for federal legislative support services, extending the term of the agreement from June 30, 2014, to June 30, 2016; and authorization for the City Manager to execute the amendment
7. City Council: Approval of Amendment 2 [**Document No. 14-D0254-1**] to the Professional Services Agreement with Maris Imaging Solutions, LLC in an amount not to exceed \$148,687, extending the term of the agreement for three years to June 30, 2017, for the City's Document Imaging System technical support, software licensing, scanner maintenance, and upgrades of the Document Imaging System; and authorization for the City Manager to execute the amendment
8. City Council: Approval of Amendment 2 [**Document No. 14-D0255-1**] in an amount not to exceed \$342,000 to the Professional Services Agreement with Infosend Inc., for the printing and distribution of utility bills and business licenses, extending the agreement by one year from May 18, 2014 to May 18, 2015 and applying a 2.7 percent Consumer price Index (CPI) increase; and authorization for the City Manager to execute the amendment
9. City Council: Approval of Amendment 2 [**Document No. 14-D0256-1**] in the amount of \$486,943 to the Professional Services Agreement with Enterprise Technology Services, LLC, for Oracle JD Edwards software programs and support; approval of a budget appropriation in the amount of \$139,410 from Unassigned General Funds to various accounts for cash management system upgrades; and authorization for the City Manager to execute the amendment
10. City Council: Approval of Amendment 2 [**Document No. 14-D0257-1**] to the Property Use Agreement with Sprint PCS Assets, LLC, for non-exclusive use of a portion of Martin Luther King, Jr. Park at 4500 Mesa Drive for a telecommunication facility, extending the term of the agreement retroactively from September 1, 2013, to August 31, 2018, with minimum total revenue to the City in the amount of \$241,740; and authorization for the City Manager to execute the amendment
11. City Council: Approval of Amendment 1 [**Document No. 14-D0258-1**] in an amount not to exceed \$40,000 to the Professional Services Agreement with Engineering Partners, Inc., for design services for the consolidation of electrical meters and services at the San Luis Rey Wastewater Treatment Plant; and authorization for the City Manager to execute the amendment
12. City Council: Approval of plans and specifications for the Lake Boulevard Sewer Improvements Project; and authorization for the City Engineer to call for bids

13. City Council: Approval of a five-year Lease Agreement [**Document No. 14-D0259-1**] with Interfaith Community Services, for minimum total revenue of \$7,956 per year, for use and occupation of the premises at Libby Lake Resource Center for employment assistance services to the public; and authorization for the City Manager to execute the agreement
14. City Council: Approval of Closing Change Order 3 [**Document No. 14-D0260-1**] in the amount of \$14,185 to Synagro-WWT, Inc. for the Digester Cleaning and Repair Project located at the San Luis Rey Wastewater Treatment Plant; approval of Amendment 1 [**Document No. 14-D0261-1**] in the amount of \$7,520 to the Professional Services Agreement with Carollo Engineers, Inc., for engineering support and inspection services during construction; authorization for the City Manager to execute the amendment; acceptance of improvements constructed by Synagro-WWT, Inc., for the Digester Cleaning and Repair Project located at the San Luis Rey Wastewater Treatment Plant; and authorization for the City Clerk to file a Notice of Completion [**Document No. 14-D0262-1**] with the San Diego County Recorder
15. City Council/HDB/CDC/OPFA: Adoption of the following four resolutions deleting June 4 and June 18, 2014, and adding June 11 and June 25, 2014, to the regular meeting schedule dates and times for regular meetings: (City Council) **Resolution No. 14-R0263-1**, "...revising the dates and times of regular meetings and establishing the regular meeting schedule for calendar year 2014", (Small Craft Harbor District Board of Directors) **Resolution No. 14-R0264-2**, "...revising the dates and times of regular meetings and establishing the regular meeting schedule for calendar year 2014", (Community Development Commission) **Resolution No. 14-R0265-3**, "...revising the dates and times of regular meetings and establishing the regular meeting schedule for calendar year 2014", and (Oceanside Public Financing Authority) **Resolution No. 14-R0266-OPFA**, "...revising the dates and times of regular meetings and establishing the regular meeting schedule for calendar year 2014"

**DEPUTY MAYOR SANCHEZ** moved approval of the balance of the Consent Calendar [Items 4-15]. She wanted to underscore that one of the items we voted on had to do with the calendar. She wanted to make sure that the public understood that we've changed the dates for June. We have deleted June 4<sup>th</sup> and June 18<sup>th</sup>. Instead, we will be meeting on June 11<sup>th</sup> and June 25<sup>th</sup>.

**COUNCILMEMBER KERN** seconded the motion.

**Motion was approved 5-0.**

[City Attorney Mullen left the meeting. Assistant City Attorney Hamilton took his seat.]

**GENERAL ITEMS** - Continued

16. **City Council: Direction to staff concerning the opening of the Marshall Street Pool from June 1 through September 1, 2014; approval of a budget appropriation in the amount of \$24,000 from the Unallocated General Fund Reserve to Marshall Street Pool account 935950101 for FY 2013-14; and direction to staff to budget \$40,000 in FY 2014-15 to cover the costs associated to open the pool**

**MARGERY PIERCE**, Housing and Neighborhood Services Director, stated \$24,000 is needed to open Marshall Street Pool this year. There are some repairs that need to be done at Brooks Street Pool. By opening Marshall Street Pool earlier this year, we'll be able to accommodate getting those repairs done. In the budget for Fiscal Year 2014-2015, we will budget for the full year and won't have to come back for a mid-year appropriation in the future.

**COUNCILMEMBER FELLER moved** approval of [direction to staff concerning the opening of the Marshall Street Pool from June 1 through September 1, 2014; approval of a budget appropriation in the amount of \$24,000 from the Unallocated General Fund Reserve to Marshall Street Pool account 935950101 for FY 2013-14; and direction to staff to budget \$40,000 in FY 2014-15 to cover the costs associated to open the pool].

**COUNCILMEMBER KERN seconded** the motion.

**DEPUTY MAYOR SANCHEZ** stated this is something that she has been pushing for. It's a shame that when she was going to high school there was only one swimming pool. That was the Brooks Street Pool for 30,000 people. Now we have 180,000 people and still only have one fulltime operational pool. Brooks Street Pool is in sore need of repairs.

Regarding funding, there was an application from Ocean's Eleven Casino, which has been a good community partner. They were requesting satellite horse racing, which was going to increase the contributions to the City by about \$40,000-\$60,000. She thought this was a good trade. This is something that we could use to further open Marshall Street Pool, knowing that we have additional income.

Last year, Marshall Street Pool opened for the first time in three years, and the neighborhood came out. This is for our kids and adults who love to get into the pool. She is happy to support this.

**COUNCILMEMBER FELIEN** asked how many people use the pool during the summer on a daily basis.

**MS. PIERCE** responded it's literally hundreds. We have a lot of programming, camps, synchronized swimming, etc. Hundreds of kids and adults use our pools.

**COUNCILMEMBER FELIEN** thinks it's great that we have an opportunity to open the pool. He asked how long Brooks Street Pool will be closed.

**MS. PIERCE** responded it's not certain, but we're hoping only until the end of May. It will take about 1-2 weeks to get the repairs done.

**COUNCILMEMBER FELIEN** enjoyed the grand opening we had. We were able to add the pool opening to the budget. It was the only change we made in the budget that year. He was glad to see that we had that opportunity and is glad to provide it again this year.

**CITY MANAGER JEPSEN** stated it was important to get this pool open in advance of the swim season. There's a lot that needs to be done to set up the staffing and get the pool ready. He appreciates the support.

**Motion was approved 5-0.**

17. **City Council: Adoption of the FY 2014-2015 Community Development Block Grant program budget; approval to allocate funding for various housing and community development activities, planning, and program administration; approval of the grant funding allocation for various public services and homeless programs; and authorization for the City Manager to execute all related grant documents**

**MARGERY PIERCE**, Housing and Neighborhood Services Director, stated this item was before Council on March 19<sup>th</sup> this year. That evening we provided Council the dollar amounts verbally because we didn't have them until that day. That's why we put it on as a general item today. Council has already taken action to approve the

\$1,200,000 to provide social services to Lifeline Community Services, Vista Community Clinic and the Oceanside Senior Citizens Association. The only other money to fund a social program is the Alliance for Regional Solutions to cover the cost of the winter sheltering program for next year.

**DEPUTY MAYOR SANCHEZ moved** approval of [adoption of the FY 2014-2015 Community Development Block Grant program budget; approval to allocate funding for various housing and community development activities, planning, and program administration; approval of the grant funding allocation for various public services and homeless programs; and authorization for the City Manager to execute all related grant documents].

**COUNCILMEMBER FELLER seconded** the motion.

**Motion was approved 5-0.**

18. **City Council: Approval of a Professional Services Agreement with RBF Consulting of Carlsbad in the amount of \$49,705 to update the environmental technical studies for the Rancho Del Oro Detention Basin Flood Control Improvement Project; and authorization for the City Manager to execute the agreement**

**GARY SMITH**, Associate Engineer, stated the background section of the staff report indicates that the Garrison Creek Detention Basin is located at the southeast corner of Mesa Drive and Oceanside Boulevard. It's actually located at the southeast corner of Mesa Drive and El Camino Real. The item before Council is a professional services agreement for environmental consulting services for the Rancho Del Oro Detention Basin project located at the southeast corner of Rancho Del Oro Drive and Oceanside Boulevard.

The Rancho Del Oro Detention Basin is the last in a series of three detention basins planned to reduce flooding along Loma Alta Creek. The other two detention basins include the Garrison Creek Detention Basin, which is located at the southeast corner of El Camino Real and Mesa Drive, and the El Camino Real Detention Basin located just south of the intersection of Oceanside Boulevard and El Camino Real.

The southern walls of both the El Camino Real Detention Basin and the Rancho Del Oro Detention Basin were built with the Sprinter rail project. The Rancho Del Oro Detention Basin will be constructed with new walls to complete that basin. All three detention basins were included in the Final Subsequent Environmental Impact Report (EIR) completed in 1999 as part of a comprehensive flood control improvement project. We'll be updating that original report with this professional services agreement.

The Professional Services Agreement is in the amount of \$49,705. It includes a delineation of the jurisdictional waters, a biological technical report, time-sensitive biological focused surveys, an addendum to the original EIR, habitat mitigation and monitoring plan, and the preparation and processing of regulatory permits.

**MAYOR WOOD** believed this is the general area where we had the hill slippage that caused damage to the Sprinter train. He asked if this is the same area.

**SCOTT SMITH**, City Engineer, does not recall that incident.

**MAYOR WOOD** stated we had some slippage that bent the tracks of the Sprinter. He didn't know if there would be an impact because of the basin.

**DEPUTY MAYOR SANCHEZ moved** approval of [a Professional Services Agreement (**Document No. 14-D0267-1**) with RBF Consulting of Carlsbad in the amount of \$49,705 to update the environmental technical studies for the Rancho Del

Oro Detention Basin Flood Control Improvement Project; and authorization for the City Manager to execute the agreement].

**COUNCILMEMBER KERN** seconded the motion.

**COUNCILMEMBER FELLER** stated the slippage that the Mayor is referring to did happen, but it is west, past Evergreen Nursery.

**MAYOR WOOD** doesn't want to have any more problems with slippage in the basin.

**COUNCILMEMBER FELLER** stated the main reason we keep going with this is because of all of the businesses in the industrial park that need relief from flood insurance. If we can't drive down that ditch with a bulldozer and make it a clear path to the ocean, then we need to at least slow down the water. The sooner we can get this built the better.

**COUNCILMEMBER FELIEN** asked if this will stop the flooding on Industry Street once the project is complete.

**MR. SMITH** responded the short answer is no. They're in a flood hazard area. Even the construction in the basins will not completely remove that flood hazard. It helps in how many properties are impacted, but it does not eliminate that.

**COUNCILMEMBER FELIEN** assumes that the basin is to allow a certain water flow to leave that point from the basin, so you guarantee it and have a backup until the rain stops. After it stops it still flows out at a certain rate. He asked if it is still going to flow out at a rate that could flood Industry Street, or is it because of water entering the creek below the project that there would be flooding of Industry Street.

**MR. SMITH** responded there are a lot of different factors involved, but the physical site layout of Industry Street and how low it actually sits relative to the flow line of the creek is the major factor. As Councilmember Feller put it, unless the portion that's right behind Industry Street is cleared out, it is very difficult for the flow to go through there without impacting those adjacent properties.

**COUNCILMEMBER FELIEN** asked what is the holdup to digging out the creek to handle the water flow and prevent flooding on Industry Street?

**MR. SMITH** responded there are environmental constraints along that portion. Staff is working with North County Transit District (NCTD) staff. That creek is privately owned. Half of it is NCTD adjacent to their rail, and the rest is the private owner. We've been trying to work with NCTD, as the primary stakeholder, to develop a vegetation management program so that there can be continual maintenance to improve that situation.

**COUNCILMEMBER FELIEN** asked if NCTD is cooperating with the City in that endeavor.

**MR. SMITH** responded they're working with us at this time. It's getting a group of people together to agree on something that makes it difficult.

**COUNCILMEMBER FELIEN** asked if at the end of the process we'll get to a point where the capacity of the creek can be done in a way where it's not environmentally harmful. Can we accomplish both goals of protecting the environment and increasing the water flow?

**MR. SMITH** responded you have two different issues. With this action we're talking about the environmental studies for the construction of the Rancho Del Oro

Basin, whereas Industry Street is quite a bit further downstream.

**COUNCILMEMBER FELIEN** understands that this project isn't specifically related to that problem, only in the sense that it controls the water flow there. He's just trying to get reeducated on that issue and see what progress we've made.

**MR. SMITH** responded the El Camino Real Basin is completed. That's the biggest impact to that area. It is assisting with what's going on. However, it's still a flood hazard area. That's because it's so low-line relative to the flow line of the creek. It's his professional opinion that unless the creek was concrete-lined, it makes it very difficult for those industrial properties not to see any flooding at all.

**Motion was approved 5-0.**

**MAYOR AND/OR COUNCILMEMBER ITEMS**

27. **Request by Councilmember Feller for consideration of electrical lighting use for youth sports leagues, equity of electrical use and incentive opportunities to save electrical use and cost, and direction to staff**

**COUNCILMEMBER FELLER** stated Council was approached about this at the last Council meeting. We've had meetings through the City Manager's office regarding the issue with lighting in the sports parks, especially for youth sports. The idea is to try to have equity, incentive opportunities and maybe rethink how this all works for each individual league.

All of the youth sports are affected. Some of the leagues have much larger lighting structures. Martin Luther King, Jr. (MLK) Park has seven poles with twelve lights on each pole, one pole with ten lights and two or three poles with three lights. No other park has anything considerable to that. Melba Bishop Park only has three poles with eight lights. Brooks Street field has very different lighting because it's a much older facility.

**MARGERY PIERCE**, Housing and Neighborhood Services Director, gave background information on how fields are allocated and the process for how the lights are set up. Most of the leagues are represented by the Oceanside Athletic Federation. The organizations are required to be a member if they want to use our fields and get fields allocated. The organizations provide their requests to staff, telling us how many fields they need, the days, times, hours, etc.

After they've had fields assigned, every month they send us what times they want their lights turned on. Staff programs turning on the lights in the designated period of time for each of the leagues. We use a service called Musco Lighting Service, which basically charges the City \$2,000 per field. They're the service we use to turn the lights on and off. The control of turning the lights off is with the league. If they are done using the field and want to turn the lights off, they have the ability to do that.

The organizations pay for the actual hours of lighting used. Musco Lighting provides us that information on a monthly basis. The leagues control the number of fields they use, the number of lit fields they use and the days/hours they use the fields. They have the ability to add or delete the time needed for the lit fields.

We met with the representatives of the three Little Leagues that operate in Oceanside. We brainstormed different ways that we could help in reducing the amount of money they're spending on electricity. One of the ways the organizations can save on their lighting costs is to control the game and practice times. Right now, some of them start games at 6:00 PM. They could move it up an hour to 5:00 PM and save money that way. Also, they could only request what's absolutely necessary. They could be more diligent about when the field lights get turned on. More importantly, staff has

gone by parks and found that the lights haven't been turned off and no one is on the fields. It's up to the league to determine who should have the information to be able to turn off the lights. They need to make sure that all of their personnel are trained on how to contact Musco Lighting to turn the field lights off early.

We also recommended consolidating some of the practices to use fewer fields and to think about increasing their fees. All of them charge about \$105 a season to participate. They indicated that they've been looking at increasing their fees. They can also fundraise and do so through their snack bar.

The other item that we might want to consider is to ask Little League National, or Williamsport, to relook at districting in Oceanside. One Little League has 400 players, and one has 200. It could be more equitable and help to reduce their costs if there were only two leagues operating in Oceanside.

In 2012, Council approved a full cost recovery plan for field lighting. In 2013, the City's cost for lights was \$125,100. We billed the leagues \$96,575 of that. The City has been providing a subsidy of a little over \$28,000 to the various leagues. Melba Bishop Park and Ron Ortega Park are baseball parks. Martin Luther King, Jr. Park is a multi-purpose field park. That's why different lights are there. Little League only pays for the lights they're using to light their fields. They're not paying for the peripheral lighting. In baseball, there are actually requirements for higher illumination as the kids get older and the velocity of the ball is greater.

In 2014, we looked at what other cities were charging for lighting. Oceanside, based on our full cost recovery formula, was charging \$26 an hour for the actual hours that Musco Lighting had the lights on for the individual leagues. Vista is charging \$17 an hour. At one point in time, Vista charged \$17 plus a \$5 per player fee. They have eliminated that \$5 per player fee. Carlsbad charges \$10 an hour, and San Marcos charges \$21 an hour.

Staff recommends that the City work with the leagues and organizations to minimize their need for lights; conduct an energy audit to determine if there are available efficiency measures for lights, including use of light-emitting diodes (LED's) when appropriate; work with the organizations to modify practice and game times and/or access the number of fields actually needed to reduce costs; ensure that all light users are trained to modify their light needs via Musco Lighting; and should Council wish to increase the City's subsidy, to reduce the hourly rate charge from \$26 an hour to \$20 an hour, which is approximately a 25% reduction. This would cost the City approximately \$23,000 in additional subsidies for youth sports.

#### Public input

**LARRY BARRY**, 3973 Brown Street, has spent 20 years in youth sports. In the last 5-10 years, everything has been geared towards tournament play. We're starting earlier and earlier in the year. Daylight savings time isn't saving us much. The fields have been closed to organized sports on Sundays. We should talk about having the recreation facilities open on Sundays.

This is a cost that the City is going to have to come up with. He doesn't see the City subsidizing stuff like this to pay it down. Obviously, the costs are higher. It takes twenty minutes to turn on the lights and twenty minutes to turn them off because they have to cool down. A lot of times people don't have the Musco phone number.

There's a lot of room for savings. The regression is that we're starting earlier. We used to start in March. Now in February kids are starting the games. Recreational sports are over by the middle of April. Everything is geared for the kids to go into tournaments. Maybe they'll have to step up and pay. Lake Park is creating a lot of money with soccer, girls' softball, etc. If there's a demand for these sports, we've got to

pay for it.

**COUNCILMEMBER FELLER** asked each of the presidents to make a three minute pitch.

**MIKE McNEILL**, President of the Oceanside National Little League, stated this is his first year as president. We are responsible for the budget of the league. We identified that we were short on money and were going to leave the league in a very vulnerable state. On average, we pay anywhere from \$16,000-\$20,000 a year, and it has been increasing. We're in trouble.

We have revised our snack bar by revising our cost of goods as far as what we buy and sell them for. We had a goal of raising \$10,000. At the halfway point we were at \$5,000. We've fundraised another \$7,000, whereas in the last two previous years we raised \$4,000 and \$5,000. We're doing our part, but it's still not enough.

We think that \$20 an hour is a great start, but we're still worried that it's not enough. Little league is about building sportsmanship and leadership. It's about giving kids a place to go during the afternoons when their parents are working so that they can be involved in a team and something bigger than themselves. It builds character. To be responsible for 400 children and 800 sets of parents is a huge responsibility, and we take it very seriously.

We're asking that some type of assistance be given to the leagues. It's not just Little League that we're concerned about. It's all youth sports.

**STEVE FRITZSCH**, President of Oceanside Valley Little League, stated their concerns are much the same regarding the cost of the lights for our youth sports organization. One of the areas that Ms. Pierce recommended, of trying to reduce the usage by adjusting the game start times is something that our league has done a lot of this season. We've moved our game times up to 5:30 PM to help reduce the length of time that the lights need to be on into the evening. Moving the time up any more would cause a great inconvenience to the families that participate, since they already have a difficult time getting their kids to the fields on time due to their work schedules, getting meals ready for the kids, etc.

By trying to start games earlier, we've reduced the number of games in the season, particularly mid-week games, by trying to move more games over to Saturdays during daylight. For the past several seasons, our league has actually started our season at the beginning of March, as opposed to February. This is to further reduce the lights usage. A lot of adjustments have been made already by the League in order to reduce the time that the lights are needed to be on.

With regard to shutting the lights off, we're very strict in our league about shutting the lights off immediately after everyone has had time to put equipment away and get to their vehicles safely. All team managers are instructed to turn the lights off in good time so there is no wasting of electricity. We are able to access Musco Lighting's control center. As a league, we monitor exactly when the lights are turned off. If we see any instances where the lights are left on, we take the necessary steps with those teams so that the light usage can be reduced.

Another area that we have taken a close look is the \$26 per hour fee that the City is charging us. Carlsbad charges \$10 and Vista charges \$17. Our request would be that Council consider adjusting the fee to one that is similar to those other cities. This would help our families since there is not much room to increase the fees we are charging.

**CEASER DIAZ**, President of the Oceanside American Little League, stated we do everything we can to reduce costs. Last year the league gave away four scholarships.

This year we gave away twenty-seven. Frankly, the residents around this area have no money. We probably have the poorest population in our league, so we try to do as much as we can.

We do fundraising. We also charge \$85 for the T-ballers and \$115 for the juniors and triple-A players. We charge an additional \$75 for the fundraising, and \$60 for the snack bar. Their fees come to about \$230. We can't raise the fees. They can't pay for it. All we're asking for is a little help. We're not asking for the City to pay for everything. We know that if they want to play, they have to pay. However, when we're giving out twenty seven scholarships to the citizens of Oceanside, there's something wrong.

Public input concluded

**COUNCILMEMBER FELLER** stated one of the issues they brought up was scholarships. That means they are paying out of their savings for a number of people to be able to play youth sports. That goes for soccer as well. The leagues are not all equal. American Little League has a centralized snack bar, as does Melba Bishop Park. It's a little disjointed at National Little League, but they benefit from the skate park and roller hockey.

We could look at starting earlier. 5:30 PM is not unreasonable. Last night the lights came on at 7:30 PM at National Little League. They were out by 8:20 PM on at least two of the fields because they adjusted and paid attention. That's what they have to do every night. There could also be the sharing of fields, especially for junior players. Some fields are across town, but there are additional fields that they could practice on.

It's the idea of getting together with the leagues to go over ideas that we can use. The large field at National Little League is divided into two banks of lights. One covers a field on the east and another on the west. At any one time there are these larger banks of lights on. That is an issue for National. It would behoove them to try to figure out some earlier starts, other uses, etc. Maybe \$20 an hour is a fair start for them. If they have bills that have accumulated, we could figure something out with staff regarding that. He'll leave that up to the City Manager and his staff.

As for exit lighting, when the lights do go out it's dark. We have some low-intensity lighting, but sometimes that's not enough for kids to go out and find their shoes, mitts, etc. on the fields. Maybe we could add more low-intensity lighting out there.

The Pop Warner football players have the same issues. They're required to use more lights because they play during a darker time of the year with their football season. They never play under the lights during their football games, but they do play under the lights for practicing five nights a week.

**MAYOR WOOD** asked if Councilmember Feller is making a motion or referring to the City Manager and staff.

**COUNCILMEMBER FELLER** responded these are his suggestions, along with any others that might pop up. How our young people are trained defines us as a community. There are a lot of volunteers on these leagues. He **moved** approval [to support staff's recommendations, including reduction of fee to \$20, retroactive to last quarter].

**MAYOR WOOD seconded** the motion. He stated the Neighborhood Services Director said we could get everyone together to get educated on how to do this. As for a rate decrease, he would look to the City Manager, but he would be willing to go along with that and see how it goes. He doesn't want to open Pandora's Box for everybody.

**DEPUTY MAYOR SANCHEZ** supports Councilmember Fellers motion to approve staff's recommendations as they were listed. All of the folks involved with Little League put in a lot of time and effort. She thanked them for their commitment in working with youth to establish character, responsibility, respect and everything that goes along with youth sports. It gives them the opportunity to have something to do after school. The whole country has been moving towards this notion of healthy cities. Little League has been an Oceanside tradition from the beginning.

All of the things recommended by Ms. Pierce seem reasonable. Deputy Mayor Sanchez wants to see staff work with each of the leagues to come up with an agreement to help with the cost of the field lighting. They already work hard with the concessions and fundraisers. It's evident in what we see out there. We've had some great successes. To have our kids talk about their successes is wonderful to see. They learn how to play the game. Hopefully they win, but they also understand losing.

She supports staff's recommendations. She is especially interested in looking to see how we can get more efficient lighting. It's possible that the cost could go down if we finally replace our old lighting and use less energy. Energy efficiency is something that we as a City need to be looking towards anyway. It's one of the recommendations that staff made.

**CITY MANAGER JEPSEN** clarified the motion made included all of the recommendations, including a recommendation to reduce the rates by 25%, which would take it down to the \$20 an hour rate. He asked what the billing cycle would be on the electrical services. Is it monthly?

**MS. PIERCE** responded we've billed them quarterly, but we can do it monthly.

**CITY MANAGER JEPSEN** suggested that we go retroactive for the last quarter, which would include all of the baseball season. We can also allow the account to run over for the balance of this year, and we will bring back an adjustment on a go-forward basis so that we've taken this into account for the next fiscal year.

**COUNCILMEMBER FELIEN** asked based on the different charges that were being made by the other cities, are San Marcos and Vista claiming to recover full costs or are they just deliberately only doing partial recovery.

**MS. PIERCE** responded they are not claiming full cost recovery.

**COUNCILMEMBER FELIEN** assumes that at \$10 an hour, Carlsbad is not claiming full cost recovery either. He asked if the cost computation includes anything other than electricity, such as the labor for the company that goes around to make sure the lights are turned off.

**MS. PIERCE** responded no. The City assumes the cost for Musco Lighting and also the cost for replacing the light bulbs.

**COUNCILMEMBER FELIEN** asked if it's a pure electricity charge.

**MS. PIERCE** responded it's purely the electricity.

**COUNCILMEMBER KERN** responded to Mr. Barry's question, stating Little League doesn't allow you to play on Sundays. It is in their charter. That option is not on the table. He agrees with Deputy Mayor Sanchez about having more efficient lighting. We're starting to convert everything over to LED's, but he doesn't know if LED's put out sufficient light to be safe. We'll have to ask the people proposing to put in LED's whether they work for baseball fields. He asked why we pay \$2,000 to hire a company to turn lights on and off. He's trying to get his brain wrapped around that.

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**MS. PIERCE** responded it's an internationally recognized company that we utilize to turn the lights on. It's more cost efficient than having staff run around to every field to turn the lights on and off. It's efficient for us.

**Motion was approved 5-0.**

[Recess was held from 5:14 PM to 5:23 PM]

**INVOCATION** – Zack Beck

**PLEDGE OF ALLEGIANCE** – City Clerk staff

**PROCLAMATIONS AND PRESENTATIONS** –

Proclamation – Municipal Clerks Week

Off agenda – California Water Environment Association - San Diego Section "Plant of the Year" Award

Presentation – "Pet of the Month" presented by Elkie Wills, San Diego Humane Society & SPCA

Off agenda – Presentation of Oceanside Elks Lodge Youth Recreation Program Grant

Proclamation – Building Safety Month

Off agenda – Presentation of 2014 Miss Teenage California/Miss Fire Prevention USA  
Alexxa Morgan

**Presentations were made**

**PUBLIC COMMUNICATIONS ON OFF-AGENDA ITEMS**

No action will be taken by the City Council/HDB/CDC/OPFA on matters in this category unless it is determined that an emergency exists or that there is a need to take action that became known subsequent to the posting of the agenda.

**Advance written request to reserve time to speak:** None

26. **Communications from the public regarding items not on this agenda**

**JIM THOMSON**, 1492 Dover Street, lives in the Pilgrim Creek Estates senior community. On March 6<sup>th</sup> our community held a cardiopulmonary resuscitation (CPR) class given by the Oceanside Fire Department. There were seven firemen instructors and twenty-six seniors in the class. The firemen put on an outstanding class. They were friendly, patient and professional. It's comforting to know that we have people like Jeremy Brandt and his firefighters who gave their time on their day off to teach us CPR.

**KIM TREIBER**, 301 West Mission Avenue, is appalled and saddened that the City allowed Oceanside Puppy to open in our community. They've been run out of San Diego. There is a nationwide trend of puppy mill stores being shut down. That's being progressive. Oceanside seems to be going backwards. With all of the efforts being put into Oceanside to bring up our reputation and beautify our City, we're supporting the deplorable conditions of these animals. Then they come into our shelters and we're paying to take care of them after Mr. Salinas has made his money in the puppy mill store.

We have enough of an issue with our own strays. Why do we need out-of-state, puppy mill for-profit animals coming into our City and flooding our shelters? We depend on our lawmakers to protect us from certain things.

**UNIDENTIFIED FEMALE** showed a poster of photographs taken from the United States Department of Agriculture (USDA) inspection report of the parents of the puppies who are in Mr. Salinas' store.

**SCOTT STERLING**, 194 Avenida Descanso, is a homeowner and business owner in Oceanside. He's not here to lecture Council on the morality of the puppy mill issue. He is part of the Buena Vista Lagoon Foundation. This issue isn't going away.

For the sake of community harmony, the betterment of our community, the salvation of our animals and the end of cruelty, let's reconsider our position on whether or not we want to stand behind the kind of businesses that perform cruel acts.

**TONY DAVIS**, 423 Mainsail Road, is a local citizen. He has a son who plays water polo and also swims for El Camino High School. He also has a daughter who swims in the local club. Brooks Street Pool is so old that it's hard to get an exact date on when it was built. Between Brooks Street Pool and Marshall Street Pool, we lack a solid swimming facility for a coastal city of our size.

Council approved opening Marshall Street Pool for the summer, which is good, but it's time to look at something more serious. Being a part of water polo and swim clubs, you see other city's programs, and they are amazing. All of this is at the core of having a decent facility that's not 50 years old and is the right size for swimming. The Brooks Street facility is the wrong size. When an El Camino student swims there for California Interscholastic Federation (CIF), they can't count the time because the size of the pool is wrong.

There needs to be some consideration for a new facility. This is a coastal city. We really need something new and improved. Whether it's at El Corazon or just improving Brooks Street Pool, we need something more. It's an issue that's worth pursuing. These swim programs are very strong. They bring about great young citizens.

**GARRETT RUTZ**, 503 South Tremont Street, is the head coach of the boys and girls water polo program at El Camino High School. He also runs the Oceanside Water Polo Club. Brooks Street Pool has never been up to any competition code. It's 33-1/3 yards long, which is eight yards too long for a competition pool. Because of this we can't host any sanctioned events or have any outside tournaments that could bring the City revenue. CIF doesn't recognize it for water polo, and we can't play our home playoff games there.

The existing buildings, pool deck and pool filtration systems are decades outdated. The original lifeguard building has been infested with termites. The storage area for the clubs has become moldy and is overcrowded because our programs are growing. The pool's filtration and heating systems have not been replaced and are a continued waste of money for a relatively small body of water.

The City would benefit from renovating the pool in several ways. First, it will show the residents how important our facilities are in Oceanside. It will create the image needed to show how strong the City is as new businesses start coming here. It's also a better use of space to have a 16-lane competition pool to allow for multiple programs to practice at once, creating a better stream of revenue for the City with no added staff. Rather than a five-hour swim block devoted to high school swim season, both teams would have the potential to practice side-by-side, saving the City money. In addition to saving money by combining practices, you'll also open up more hours in the evening to rent the pool, which will increase the revenue.

The new filtration and heating system will save the City money from month-to-month, while increasing the body of water size for more programs. The club and high school programs will benefit in several ways. With an expansion and more water available, Oceanside's swim and water polo clubs will grow. In the past six months, he's turned down 30 parents who want their 5-13-year old kids to join our water polo club. He can't do it. He can only run a high school-level program. With more programs comes more revenue for the City.

We need to look at the cost of the current filtration and heating system compared to how much a new filtration system will cost. If we have a bigger pool and it's still saving money month-to-month, why wouldn't we expand it? He hopes this can become part of the Council agenda.

**MIDORI HATAKEYAMA-SIMOVICH**, 335 Del Flora Street, has a high school son who plays water polo and swims. She created a non-profit organization to support youth aquatic programs. We need a decent aquatic center. El Camino High School has the most students in San Diego County, but the aquatic programs aren't doing very well. They don't have a swimming pool on campus. There isn't a decent swimming pool for them to practice and to invite other teams for competition. Any home competition is not counted. It is sad when other school teams from San Diego County come to swim in Oceanside. The two high school programs have a tiny pool to compete in.

Please consider the expansion of a new aquatic center.

**WAYNE BOWE-McLEOD**, 194 Plumosa Street, is an Oceanside citizen, veteran and father of four children. He is the vice-president of Oceanside Swim Club. We're a non-profit club. We're trying to make a lot of good changes. We try to be good stewards of our members' money. We try to get as many kids swimming as we possibly can. Beyond learning to swim, we want our kids to be proficient and competitive swimmers. We want to elevate them to become competitive at the high school level so that we can make Oceanside High School and El Camino High School proud.

His daughter is a swimmer and water polo player at El Camino High School. We have a need for a decent, clean, safe swimming facility. He is very appreciative of Brooks Street Pool, but it's sad when we grow good swimmers in our program and as soon as they get to the high school level, they go to Carlsbad or some other city.

We have great swim and water polo coaches, both in the club and in the high schools. They are training the kids and getting them to a high level of competitiveness, only to see them go to other schools. Brooks Street Pool is not the proper size. It's not something to be proud of.

It will benefit the City in the long-run and make it more attractive for both citizens and businesses to have a decent pool and competitive facility.

**MAYOR WOOD** stated at every Council meeting there is someone within the City asking for money for something. It's been some tough years for everybody, including the school district. However, pools for high school sports usually comes from the school districts. They should supply the things necessary for sports, not necessarily the City.

He understands that the two pools in the City are old. In the past, we've been contacted by Oceanside Unified School District and MiraCosta College to have a joint facility. That means everybody would have to kick in the money. With the economy, we don't see that happening right now. We've had people here recently wanting to put in a national aquatic center and maybe a hotel with it. They've been looking at different locations in Oceanside. It would have swimming, diving, etc. It comes back to the money. We've talked to people about it. We haven't forgotten, but with people wanting to partner with us and spend a lot of money, we're just not at that point right now.

Earlier we were talking about the reopening of the two pools, one being refurbished and the other one that is going to be refurbished. That's all we have at this time.

The best approach would be to talk to the school district, the MiraCosta College District Board, etc. to try to come up with something that we could all get involved with.

El Corazon has always been the place we thought about for something like this. It all comes down to money, but we hope to have a partnership sometime in the future.

**DEPUTY MAYOR SANCHEZ** asked what the regulation pool size is for competition.

**MR. RUTZ** responded it's 25 yards for high school and college and 50 meters for international. Between 25-40 yards would be ideal. You could also put in a bullpen so that kids can't get into the deep end.

**DEPUTY MAYOR SANCHEZ** knows we're doing some renovations at Brooks Street Pool. She asked if that would be possible there. Is the site too small?

**MR. RUTZ** responded Brooks Street Pool is huge, but it's an L-shape right now. We'd have to take out the empty section to make it square.

**DEPUTY MAYOR SANCHEZ** knows we have a wish list of capital improvement projects. We were talking about what we would want to do in Oceanside. This was not even brought up at the time. She is interested in this and would like to know what the costs would be.

She directed staff to add this item to the discussion about our capital improvement projects.

#### **CITY MANAGER ITEMS**

##### **28. City Council: Quarterly Budget Update**

**JAMES R. RILEY**, Financial Services Director, presented the financial status report for the third quarter ending March 31, 2014. The action requested is for Council to approve the recommended revenue and expenditure adjustments noted in Attachment A in the memorandum and as presented. We're looking at a positive third quarter. The revenues on our amended budget are \$129,930,000. What we've received to date is actually \$80,800,000, which is about 64% of our amended budget. The next big item we'll be receiving in revenue will be the property taxes that come in at the end of May and early June. That should bring us up to our number on the revenues.

On the expenditure side, we're showing the amended budget of \$124,896,000, with an actual year-to-date of \$93,200,000. We're at 75% of our amended budget at this point. A computer graphic was used to show a summary of Attachment A for the General Fund. It shows an increase of \$1,400,000 in revenues for the third quarter. We're looking for a \$96,000 increase in expenditures, which shows a net increase of \$1,300,000 in revenues.

Our recommendation is to increase the General Fund by \$1,480,000 and increase expenditures by \$96,000, for a net increase of \$1,380,000.

**CITY MANAGER JEPSEN** stated we're more robust on the revenue side, but we're in the third quarter, and we've already added \$3,800,000 to the budget that Council approved last July. At this point he doesn't know how much that will be because we have to reconcile everything projected towards the end of the year. He's more optimistic about where we are than he would have been last year.

**DEPUTY MAYOR SANCHEZ moved** approval of [the quarterly budget update as presented].

**COUNCILMEMBER KERN seconded** the motion. He stated obviously things are going fairly well. He asked if our out-year projections are still rosy. Are there any warning signs on the horizon? Some of the property values have flattened out in the

last 4-5 months. This is a year-over-year projection. It seems like sales tax is coming back a little stronger than he expected.

**MR. RILEY** responded yes. It's coming back very well.

**COUNCILMEMBER FELLER** stated it seems like there are fewer and fewer vacancies within the City. He asked if the property taxes coming in are semi-annual. Is that how it works?

**MR. RILEY** responded yes. We normally get property taxes twice a year. We get them in December-January and then the rest of it in May. However, throughout the year we also get supplemental revenue that comes in related to property taxes. If there's a change of ownership and the appraised value has gone up, they send out supplemental bills. We get that information throughout the year.

**COUNCILMEMBER FELLER** asked if Mr. Riley expects more money in December or in late May.

**MR. RILEY** responded it's normally about the same. Basically, you can make two payments on your property tax bill, one in December and one in April. The total is split in half, so that's how it comes in.

**COUNCILMEMBER FELLER** asked how much property tax we received for the year.

**MR. RILEY** responded year-to-date we've received \$28,600,000.

**Motion was approved 5-0.**

#### **CITY COUNCIL REPORTS**

20. **Mayor Jim Wood**

**MAYOR WOOD** announced Heritage Park Day on May 10<sup>th</sup>. This is a Parks and Recreation fundraiser for the up-and-coming summer concerts. The Model Train Railroad Association is also now at Heritage Park.

21. **Deputy Mayor Esther Sanchez**

**DEPUTY MAYOR SANCHEZ** attended Día Del Niño, or Day of the Child. It's in its 10<sup>th</sup> or 11<sup>th</sup> year at Balderrama Park. The Eastside Neighborhood Association has been able to partner with several of our non-profit organizations in Oceanside. She attended the Earth Month event. The largest Earth Day fair in North County was in Oceanside.

She attended the Harbor and Beaches Advisory Committee meeting. The City is looking at hiring a new harbor master. The advisory committee recommended that they be included on the interview panel. We're looking forward to new leadership in the harbor and beaches and working together with all of the people who make up the harbor. The slip fees account for 75% of the income going to the harbor. These people are intricately involved in the harbor in wanting to make it the best harbor all around.

22. **Councilmember Gary Felien**

**COUNCILMEMBER FELIEN** attended the reopening of the Chabad Jewish Center in honor of Moshe and Lillian Tabacinic. He announced the opening of the Model Railroad Association at Heritage Park. This is a win-win situation for both the park and the railroad club. Heritage Park is the most unknown jewel in the City.

He attended the Easter egg hunts at Buddy Todd Park and Balderrama Park; the MainStreet mixer at SpringHill Suites; the annual Congressional Lunch held by the San Diego regional Chamber of Commerce; and the Employee Recognition event with the Oceanside Police Department.

23. **Councilmember Jack Feller**

**COUNCILMEMBER FELLER** attended the Eagle Scout award ceremony for Cameron Malalulu. He announced the Tourism Summit at SpringHill Suites tomorrow morning and the pancake breakfast for the Boys and Girls Club on May 10<sup>th</sup>. He commended George Buell for the terrific job he did for the City as Director of Development Services.

We had a great Green Week celebration downtown, but there were complaints by some of the businesses on Sunday, including Dorothy's Military. That's their busiest day and we shut down access to them. Maybe we didn't notify them of the inconvenience, but we should check on that in the future.

24. **Councilmember Jerome Kern**

**COUNCILMEMBER KERN** attended the Día Del Niño event; the annual Congressional Lunch held by the San Diego regional Chamber of Commerce; and the Veteran's Association of North County (VANC) Health and Wellness Fair. The fair was well attended. We have more veterans in North County than any other region of the nation. We need to work on getting that VANC building completed and help them to serve all of those veterans. It's a sorely needed service. Veterans Affairs, CalVet and some of the other outreach communities were there to help the veterans. Every day since the VANC building opened, they've had a lot of walk-in veterans looking for food, housing, etc. assistance. It's very important to reach out and help veterans to keep them off the street.

He attended the MINGAFEST fundraising event and the High Tea with the Friends of the Oceanside Public Library. They gave the library about \$118,000 last year.

Today he went out to El Corazon to look at what's going on. He was amazed at how much they have done. The reservoir is in. They said next month they will release half of it to the City. In July the other half will be released. He commended Abe Chen for being out there almost every day making sure things get done in the proper manner.

**5:00 P.M. – PUBLIC HEARING ITEMS** – None

**INTRODUCTION AND ADOPTION OF ORDINANCES** - None

**ADJOURNMENT**

**MAYOR WOOD** adjourned this joint meeting of the Oceanside City Council, Community Development Commission, Small Craft Harbor District Board of Directors and Oceanside Public Finance Authority at 6:52 PM on May 7, 2014 to a workshop at 2:00 PM on Wednesday, May 14, 2014. [The next regular meeting is scheduled for 2:00 PM on Wednesday, May 28, 2014].

**ACCEPTED BY COUNCIL/HDB/CDC/OPFA:**

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Zack Beck  
City Clerk, City of Oceanside



California

# CITY OF OCEANSIDE

## MINUTES OF THE CITY COUNCIL

MAY 21, 2014

**SPECIAL MEETING**                      **10:00 AM**                      **COUNCIL CHAMBERS**

**10:00 AM - OCEANSIDE CITY COUNCIL**

**Mayor**

Jim Wood

**Deputy Mayor**

Esther Sanchez

**Councilmembers**

Jack Feller  
Jerome M. Kern  
Gary Felien

**City Clerk**

Zack Beck

**Treasurer**

Gary Ernst

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**City Manager**

Steve Jepsen

**City Attorney**

John Mullen

The special meeting of the Oceanside City Council was called to order by Mayor Wood at 10:00 AM, May 21, 2014.

**10:00 AM - ROLL CALL**

Present were Mayor Wood, Deputy Mayor Sanchez and Councilmembers Kern, Felien and Feller. Also present were City Clerk Beck, City Manager Jepsen and City Attorney Mullen. The Pledge of Allegiance was led by City Clerk Zack Beck.

**GENERAL ITEM:**

- 1. Adoption of a resolution ratifying a Proclamation of Local Emergency by the Director of Emergency Services due to fires burning in the City**

**STEVE JEPSEN**, City Manager, stated this is a required action of Council to seek reimbursement through the State. Our response to this situation was stellar. Our police and fire departments did a tremendous job, not only in our community, but assisting the communities around us. We also had assistance from Water Utilities and Public Works with bulldozers in the river. We had assistance from the school district for placing displaced people as well. Overall, it went as well as one could expect for a situation that was threatening a lot of residents of Oceanside. He is proud of our first responders.

Hopefully, Council will approved this action as a requirement to seek reimbursement for emergency services.

**DEPUTY MAYOR SANCHEZ** moved approval of [adoption of **Resolution No. 14-R0281-1**, "...ratifying Proclamation of Local Emergency by the Director of Emergency Services"], due to fires burning in the City.

**NOT OFFICIAL  
UNTIL APPROVED AT SUBSEQUENT  
MEETING BY CITY COUNCIL**

May 21, 2014

Joint Meeting Minutes  
Council, HDB, CDC and OPFA

**COUNCILMEMBER FELLER** seconded the motion. He asked regarding containment, did we keep the bulldozer in the river long enough to really accomplish something?

**CITY MANAGER JEPSEN** responded we had two bulldozers in the river.

**COUNCILMEMBER FELLER** asked if they made it to the coast.

**CITY MANAGER JEPSEN** responded they didn't make it south of the fire, which was somewhere to the east of the College Boulevard bridge. They were effective in providing a break and probably saved some damage to houses in the Morro Hills area.

**COUCILMEMBER FELIEN** asked in terms of what we're requesting reimbursement for, is it primarily salaries and overtime or is it additional equipment usage? If we're approved for what we're requesting, what's the timeline on when we get that and how do we factor that into our budget?

**CITY MANAGER JEPSEN** responded we're requesting reimbursement for all out-of-pocket expenses. He doesn't know the timeline for reimbursement. He guesses it would be based on a lot of factors, including availability of funds.

**Motion was approved 5-0.**

2. **Public Communications on City Council Matters (off-agenda items) - None**

#### **ADJOURNMENT**

**MAYOR WOOD** adjourned this special meeting of the Oceanside City Council at 10:06 AM on May 21, 2014. [The next regular meeting is scheduled for Wednesday, May 28, 2014, at 2:00 PM].

**ACCEPTED BY COUNCIL:**

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Zack Beck  
City Clerk, City of Oceanside