

**MINUTES OF A MEETING OF
THE LEMON GROVE CITY COUNCIL**

October 3, 2017

The City Council also sits as the Lemon Grove Housing Authority, Lemon Grove Sanitation District Board, Lemon Grove Roadway Lighting District Board, and Lemon Grove Successor Agency

Call to Order

City Councilmembers present: Mayor Pro Tem Jennifer Mendoza, Councilmember David Arambula, Councilmember Jerry Jones, and Councilmember Matt Mendoza.

City Councilmembers absent: Mayor Racquel Vasquez.

City Staff present: City Manager, Lydia Romero; Sheriff's Department Sergeant, Scott Amos; Development Services Director, David De Vries; Assistant City Manager/Public Works Director; Mike James, City Attorney, James Lough; Fire Chief, Colin Stowell; and Management Analyst, Malik Tamimi.

Pledge of Allegiance

The Pledge of Allegiance was led by Mayor Pro Tem Mendoza.

Mayor Pro Tem J. Mendoza asked for a moment of silence to recognize the recent tragedy in Las Vegas.

Presentations

Mayor Pro Tem Mendoza read a proclamation that recognized Patti Peterson's retirement and 18 ½ years of service to the City.

The Lemon Grove History Minute #5 video was presented that featured RCP Block & Brick.

Mayor Pro Tem Mendoza read a proclamation honoring RCP Block & Brick, a Lemon Grove Home Grown 40 year business.

Chief Stowell introduced Frankie Rodriguez, Fire Inspector.

Dave Huey introduced Edgar Soto, Park Ranger.

Mayor Pro Tem Mendoza read a proclamation for Fire Prevention Week October 8th-14th.

Carisa Workman, Deputy Fire Marshall, provided a presentation of Heartland Fire & Rescue's fire prevention services.

Public Comment

Elijah Gorden, Victor Vega, and Roberto Nelson, Lemon Grove Heal Zone Youth Group members, expressed appreciation for their opportunities to work on City projects, with special thanks that the water fountain was repaired.

Dave (no last name provided) commented on locations of proposed medical marijuana dispensaries and expressed concern with impacts to the City.

Valerie Dailey commented on the street lighting along Roy Street, the absence of speed limit signage, and the current Hepatitis A outbreak.

1. Consent Calendar

A. Approval of City Council Minutes

September 19, 2017 Regular Meeting

B. Ratification of Payment Demands

C. Waive Full Text Reading of All Ordinances and Resolutions on the Agenda

D. Resolution Reversing Director Decision- Appeal for MMD - 6915 North

E. Acceptance of the FY 2016-2017 Sewer Capital Improvements Project: Upsizing, Replacement and Maintenance

F. Calle Norte Storm Drain Installation and Repair Project (Contract No. 2018-05)

Action: Motion by Councilmember Jones seconded by Councilmember Arambula, to approve the Consent Calendar passed, by the following vote:

Ayes: J. Mendoza, Arambula, Jones, M. Mendoza

Abstain: M. Mendoza - from Item 1. D

Absent: Vasquez

Resolution No. 2017- 3539: Resolution of the City Council of the City of Lemon Grove Approving an Appeal of a Zoning Clearance Denial Allowing the Applicant to Apply for a Conditional Use Permit Seeking to Establish a Medical Marijuana Dispensary at 6915 North Avenue (ZC1-700-0016), Lemon Grove, California

Resolution No. 2017-289: Resolution of the Lemon Grove Sanitation District Board Accepting the FY 2016-2017 Sewer Capital Improvement Project: Upsizing, Replacement, and Maintenance (Contract 2016-24) as Complete

Resolution No. 2017 – 3540: Resolution of the Lemon Grove City Council Awarding a Contract for Calle Norte Storm Drain Installation and Repair Project (Contract No. 2018-05)

2. City of Lemon Grove ADA Transition Plan Update

Malik Tamimi reported that the Americans with Disabilities Act (ADA) of 1990 is a civil rights statute that prohibits discrimination against people who have disabilities. ADA Transition Plans present how jurisdictions transition toward compliance with the Act and are intended to be updated periodically. The City of Lemon Grove applied and received grant funding through SANDAG Active Transportation Grant Program (ATGP) to update the City's ADA Transition Plan.

The City's ADA Transition Plan was developed by in-house staff and identifies the City's Engineering Division as being responsible for the program, which is implemented through the City's Capital Improvement Program (CIP). The City's ADA Transition Plan also describes the program's implementation procedures that includes data gathering, evaluation, and ranking required to develop an inventory. Furthermore, it touches on accessibility of public rights-of-way, buildings, programs and services, communications, parking, accessible route and entry, and lastly a grievance procedure. The ADA Transition Plan is required to be updated periodically, until all accessibility barriers have been removed.

On March 3, 2015, the City Council approved the submittal of an application for ATGP funds through SANDAG, for the preparation of an ADA Transition Plan. The City's grant application fell under the Non-Capital Planning category with a requested project funding amount of \$150,000, including an in-kind contribution of \$10,000. The grant was not awarded to the City of Lemon Grove for the ADA Transition Plan project.

The City was compelled to move forward with the development of its own in-house ADA Transition Plan, for a number of reasons, including it being a prerequisite to receiving federal transportation funding.

In late 2016, SANDAG reallocated available grant funding under the ATGP. A partial funding of \$50,000 became available through this program. SANDAG approached the City regarding the available funding referencing the 2015 ADA Transition Plan project. The City had already completed an ADA Transition Plan in August 2015, however, the existing plan would benefit from additional updates. The available grant funding would be used to hire a consultant with technical expertise in ADA to enhance and update the existing ADA Transition Plan while meeting the requirements of the ATGP.

Mr. Tamimi provided a summary of the proposed scope of work and requested deliverables that will be released in a Request for Proposal:

Summary Report - Collect existing information and records to develop a summary report. This may include interviewing City staff to gain institutional knowledge, reviewing the City's ADA Transition Plan, and past Capital Improvement Project (CIP) lists.

Field Inspections - Conduct field inspections of existing facilities. This includes generating a field inspection form, conducting field reconnaissance, and coordinating inspections with facility managers.

Existing Conditions Report - Summarize the findings of the field inspections. This includes providing a summary of the existing conditions, for City facilities as it pertains to ADA accessibility, and including cost estimates for implementation into the CIP.

Draft/Final Plan - Prepare a draft and final plan, with updates to the existing ADA Transition Plan including cost estimates per facility.

The ATGP agreement requires that the project be completed within a 24 month period, no later than July 2019.

Councilmember Arambula asked if compliance would be modifying something that is grandfather in and would that risk grant funding.

Lydia Romero stated that risk is that the City could get sued. The City has a greater responsibility to people with disabilities.

Mayor Pro Tem Mendoza asked if this would include the Historical Society buildings.

Malik Tamimi answered that those buildings and the Civic Center Park would be included ADA assessment.

Mayor Pro Tem Mendoza asked Mr. Tamimi if he received adequate direction.

Mr. Tamimi stated that he received adequate direction to move forward.

Public Speaker(s)

There were no requests from the public to speak.

Public Comment (continued)

Matt Pendleton, Lemon Grove Little League, reported on their current financial state and desire to provide baseball year round, and repair of the slope failure adjacent to the baseball fields.

Councilmember Arambula asked if staff could provide the City Council with an update on the field repair.

Stephen Browne commented on the water issue at the Little League fields due to broken water pipes.

Mayor Pro Tem Mendoza suggested that the Little League contact Helix Water District.

City Council Oral Comments and Reports on Meetings Attended at the Expense of the City. (GC 53232.3 (d))

Councilmember Jones reported on recent SANDAG and Metro Wastewater meetings.

Councilmember Arambula reported on a recent MTS Board meeting.

Councilmember M. Mendoza had no reports this evening.

Lydia Romero commented on the City's kindness counts campaign.

Mayor Pro Tem J. Mendoza reported on a recent SANDAG meeting. She reported on the upcoming Fire Department breakfast and the Lemon Grove Soroptimist chill cook-off fundraising event.

City Manager and Department Director Reports

Mike James reported on the Hepatitis A outbreak including the measures in place throughout the County and the City, to combat the spread of the disease.

Closed Session

Conference with Legal Counsel – Existing Litigation Government Code Section 54956.9
Janice L McKenhnie v Susan Garcia Case No. 37-2017-00035975 CU-WM-CTL

Closed Session Report: No reportable action was taken.

Adjournment

There being no further business the meeting was adjourned at 7:35 p.m.