



City of Lemon Grove
City Council Regular Meeting Agenda

Tuesday, May 2, 2017, 6:00 p.m.
Lemon Grove Community Center
3146 School Lane, Lemon Grove, CA

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 Board

Call to Order

Pledge of Allegiance - Lemon Grove Cub Scout Pack 108 Flag Presentation

Changes to the Agenda

Public Comment

(Note: In accordance with State Law, the general public may bring forward an item not scheduled on the agenda; however, the City Council may not take any action at this meeting. If appropriate, the item will be referred to staff or placed on a future agenda.)

1. Consent Calendar

(Note: The items listed on the Consent Calendar will be enacted in one motion unless removed from the Consent Calendar by Council, staff, or the public. Items that are pulled will be considered at the end of the agenda.)

A. Approval of Meeting Minutes

April 18, 2017 – Regular Meeting

Members present: Vasquez, Arambula, Jones, J. Mendoza, and M. Mendoza

B. City of Lemon Grove Payment Demands

Reference: Gilbert Rojas, Interim Finance Director

Recommendation: Ratify Demands

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

Reference: James P. Lough, City Attorney

Recommendation: Waive the full text reading of all ordinances included in this agenda; Ordinances shall be introduced and adopted by title

D. Rejection of Claim

The City Council will consider rejecting a claim submitted by D. Hatchett.

Reference: Mike James, Assistant City Manager/Public Works Director

Recommendation: Reject Claim

E. Resolution Approving Limitations on the Two-Year EDCO Corporation Rate Schedule

The City Council will consider a resolution regarding EDCO Waste and Recycling Services cost adjustment. The increase will not exceed 3.3 percent for residential and 4.8 percent for commercial businesses commencing July 1, 2017 through June 30, 2019.

Reference: Malik Tamimi, Management Analyst

Recommendation: Adopt Resolution

F. Parks Make Life Better!® Branding Campaign

The City Council will consider a resolution for the Parks Make Life Better!® Branding Campaign to raise awareness of the benefits of parks and recreation throughout California and to raise the status of parks and recreation as an essential community services.

Reference: Mike James, Assistant City Manager/Public Works Director
Recommendation: Adopt Resolution

G. Rejection of Claim

The City Council will consider rejecting a claim submitted by J. Norman.

Reference: Mike James, Assistant City Manager/Public Works Director
Recommendation: Reject Claim

H. Resolution in Support of the San Diego Water Authority

The City Council will consider a resolution of support of the San Diego Water Authority's long term water supply and litigation against Metropolitan Water District of Southern California.

Reference: Lydia Romero, City Manager
Recommendation: Adopt Resolution

2. Wastewater Rate Case

The Lemon Grove Sanitation District will consider Ordinance No. 28 regarding the proposed rate increase.

Reference: Mike James, Assistant City Manager/Public Works Director
Recommendation: Conduct Second Reading and Adopt Ordinance

3. Community Advisory Commission

The City Council will discuss the Community Advisory Commission interview process for selection of members.

Reference: Lydia Romero, City Manager
Recommendation: Discuss and Provide Direction to Staff

City Council Oral Comments and Reports on Meetings Attended at the Expense of the City.

(GC 53232.3 (d) states that members of a legislative body shall provide brief reports on meetings attended at the expense of the local agency at the next regular meeting of the legislative body.)

Department Director Reports (Non-Action Items)

Adjournment

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

April 18, 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 Racquel Vasquez, Councilmember David Arambula, Councilmember Jerry Jones, Mayor Pro Tem Jennifer Mendoza, and Councilmember Matt Mendoza

City Council Members Absent:

None.

City Staff Present:

Lydia Romero, City Manager, Lt. Scott Amos, Sheriff's Department; Stephanie Boyce, Management Analyst; David De Vries, Development Services Director; Greg McAlpine Deputy Fire Chief; Miranda Evans, Management Analyst; Mike James, Assistant City Manager/Public Works Director; and James P. Lough, City Attorney.

Pledge of Allegiance

Changes to the Agenda

Lydia Romero added introduction of the City's new Finance Manager.

Presentations

Mayor Vasquez conducted the swearing in of two members of the NAACP Youth Council.

Lydia Romero introduced Auggie Matt, Finance Manager.

Maureen Stapleton, San Diego County Water Authority General Manager, provided a presentation of water issues, water reliability, and overview of their operations.

Public Comment

Paul Stuart commented on the City's property dedication requirement in order to remodel his residence.

Mark Grayck, Helix Water District Board Member, reported on potential funds related to the Metropolitan Water District of Southern California.

Mark Horton expressed concern related to activity in the parks, skate park, and suggested reopening the Recreation Center for the City's youth.

Brian Bernier commented on the condition of Palm Avenue and he suggested a stop sign be installed.

Lani Stacks commented on the condition of animals in Lemon Grove Pet Store.

John L. Wood commented on the number of times he has spoken to the City Council on the speed of vehicles on his street, suggested methods of slowing the vehicles, and the Sheriff's Department response to incidents.

Cynthia Bernier expressed appreciation for the equipment at the Berry Street dog park. She commented on the vehicle speeds on Palm Avenue.

1. Consent Calendar

A. Approval of City Council Minutes

April 4, 2017 Regular Meeting

B. Ratification of Payment Demands

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

D. Preparation and Submittal of the Urban Greening Grant Program Application

E. Legislative Update

F. Financial Audit Services Agreement

G. Rejection of Claim

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

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

Resolution No. 2017- 3501: Resolution of the Lemon Grove City Council Approving the Application for Grant Funds for the California Climate Investments Urban Greening Program

Resolution No. 2017- 3502: Resolution of the Lemon Grove City Council Authorizing Execution of an Agreement between the City of Lemon Grove and Van Lant & Fankhanel, LLP to Provide Financial Auditing Services

2. Wastewater Rate Study

Mike James reported that the Lemon Grove Sanitation District (District) is considering a rate increase, establishing new reserve funds and establishing funding goals for each reserve fund is due to the acceleration of the City of San Diego's Pure Water Program. With the recent unilateral actions taken by the City of San Diego, all participating agencies in Metro Wastewater Commission/Joint Powers Authority are realizing significant cost increases.

NBS Governmental Finance Group (NBS) according to Proposition 218, created and mailed a public notice on March 3, 2017 which was distributed at least 45 days prior to the public hearing date. The notice was sent to all district users in English and Spanish.

Mr. James noted that the District would need a majority (50% +1) 3412 written protests to prevent the rate increase. Presently, 66 written protests have been received out of a total of 70; 4 were not valid, one was a duplicate, one was had no parcel or address identification, and two were submitted via email or fax which are invalid forms to submit a protest.

Kim Boehler, NBS Governmental Finance Group, provided an overview presentation of the following:

- Financial Plan Funding Priorities,
- Operations & Maintenance
- Sewer Revenue Requirements vs. Revenue Under Existing and Increased Rates
- Capital Improvement Program
- Sewer Main Maintenance Projects
- Capital Improvement Program with \$75,000 in FY 2021/22 for a new Rate Study

- Revenue Requirements
- Projected Cash Balance without adjustment to Rates
- Reserve Fund Target
 - Operating Reserve
 - Capital Reserve Fund
 - Rate Stabilization Reserve
 - Pure Water Reserve
 - Connection Fee Reserve
- Proposed Rate Adjustments
- Projected Cash Balance vs. Reserve Target

Mayor Vasquez stated that if anyone had written protests to submit, City staff members Miranda Evans and Stephanie Boyce are in the audience available to receive protests.

Mayor Vasquez opened the public hearing.

The following citizens spoke in opposition to the rate increase:

Carl Finster
 Kimberly McMurray-Cathcant
 Dino Resler
 Angles Nelson
 Mark Gracyk, Helix Water District Board Member
 Cynthia Bernier
 Richard Sells

Action: Motion by Councilmember Jones, seconded by Councilmember Arambula, to close the public hearing passed, by the following vote:

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

James Lough stated that there are 6822 parcels in the City within the District and 3412 protest votes of would be necessary to stop the process. As of 2 minutes ago, 74 protests have been received; also received was one was a duplicate, one was had no parcel or address identification, and two were submitted via email or fax which are invalid forms to submit a protest.

Action: Motion by Councilmember Jones, seconded by Councilmember J. Mendoza, to accept the results of the protest count passed, by the following vote:

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

Action: Motion by Councilmember Jones, seconded by Councilmember J. Mendoza, to waive further reading and introduce Ordinance No. 28 passed, by the following vote:

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

Noes: M. Mendoza

Ordinance No. 28: An Ordinance Amending Ordinance No. 27 of the Lemon Grove Sanitation District Describing Methods for Calculating Sewer Use Charges

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

Councilmember Jones attended and reported on a Regional Water Quality Board and SANDAG meetings.

Councilmember Arambula attended and reported on a MTS Board meeting.

Councilmember M. Mendoza had no reports.

Mayor Pro Tem J. Mendoza attended and reported on Heartland Fire Training Facility and Heal Zone meetings. She attended the Lemon Grove Cross Walk and the Lemon Grove Soroptimist Awards dinner.

Mayor Vasquez attended and reported on the Lemon Grove Soroptimist Awards dinner and an East County Regional Mayors meeting with discussion of resolving the homeless issues in the East County. She reported on special meeting on the Downtown Village Specific Plan Expansion.

City Manager and Department Director Reports

David De Vries reported that the Community Cleanup to be held on Earth Day, April 22 registration begins at Civic Center Park at 8:30 a.m.

Deputy Chief McApline reported on recent changes to Heartland Fire and Rescue medical aid response processes and added that San Miguel Fire has joined the Heartland Communications JPA.

Lydia Romero reported on the Lemon Grove Soroptimist meeting and noted that April 29th is the grand reopening of the skate park.

Mike James reported that the spring curbside collection for Lemon Grove seniors and disabled residents will be held on April 26 and 27th.

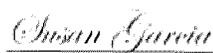
Closed Session

Conference with Legal Counsel – Anticipated Litigation Significant exposure to litigation pursuant to paragraph (2) or (3) of subdivision (d) of Section 54956.9:
Two Cases

Closed Session Report: No reportable action was taken.

Adjournment

There being no further business to come before the City Council, Housing Authority, Sanitation District Board, Lemon Grove Roadway Lighting District Board, and the Lemon Grove Successor Agency the meeting was adjourned at 8:58 p.m.



Susan Garcia, City Clerk

City of Lemon Grove Demands Summary

Approved as Submitted:

Auggie Matt, Finance Manager

For Council Meeting: 05/02/17

ACH/AP Checks 04/11/17-04/19/17

311,398.44

Payroll - 04/11/17

145,610.10

Total Demands

457,008.54

Check No	Vendor No	Vendor Name	Check Date	Vendor Name	Check Amount	
CHECK NO	INVOICE NO	VENDOR NAME	DATE	Description	INVOICE AMOUNT	CHECK AMOUNT
ACH	Mar1-28	California Public Empl Retirement System	04/11/2017	Pers Retirement 3/1/17-3/28/17	65,870.57	65,870.57
ACH	4154920380	SDG&E	04/11/2017	Electric Usage:St Light - 2/28/17-3/31/17	1,860.22	1,860.22
ACH	Mar17	Wells Fargo Bank	04/11/2017	Bank Service Charge - Mar'17	926.18	926.18
ACH	Refill 4/11/17	Pitney Bowes Global Financial Services	04/12/2017	Postage Usage 4/11/17	250.00	250.00
ACH	Apr11 17	Employment Development Department	04/13/2017	State Taxes 4/11/17	584.92	584.92
ACH	Mar17	Home Depot Credit Services	04/13/2017	Home Depot Purchases - Mar'17	815.68	815.68
ACH	Apr11 17	US Treasury	04/18/2017	Federal Taxes 4/11/17	29,677.12	29,677.12
ACH	Refill 4/17/17	Pitney Bowes Global Financial Services	04/18/2017	Postage Usage 4/17/17	250.00	250.00
ACH	Apr6-Apr19	Wage Works	04/19/2017	FSA Disbursement 4/6/17-4/19/17	905.39	905.39
7464	5641 5642 5643 5644	Aguirre & Associates	04/12/2017	3206 Citrus - Street Dedication - Mar '17 7580 Hughes - Street Dedication - Mar '17 8084 Lemon Grove Way - Map Review - Mar '17 8501 Ildica - Map Review - Mar '17	235.00 275.00 575.00 57.50	1,142.50
7465	1704025	California Aquatics	04/12/2017	Fountain Repair Service - Mar '17 Fountain Emergency Service Call - 3/24/17	140.00 65.00	205.00
7466	694330412	Cintas Corporation #694	04/12/2017	Janitorial Supplies - 4/6/17	187.36	187.36
7467	235-5	Circulate San Diego	04/12/2017	Caltrans SSARP Project- 3/1/17-3/31/17	2,642.49	2,642.49
7468	AR137134	City of Chula Vista	04/12/2017	Animal Control Services- Feb '17	15,734.00	15,734.00
7469	Cortez	Cortez, Diane	04/12/2017	Refund/Cortez, Diane/Cancellation-Deposit - LBH- 7/1/17	200.00	200.00
7470	4/1/2017 3/30/2017 4/1/2017 3/30/2017	Cox Communications	04/12/2017	Main Phone/Fire- 4/1/17-4/30/17 Internet/Community Ctr- 3/30/17-4/29/17 B/U Phone/Fire /7853 Central- 4/1/17-4/30/17 Peg Circuit Svc - 3/30/17-4/29/17	438.36 75.00 34.67 2,888.46	3,436.49
7471	040417560	DAR Contractor	04/12/2017	Animal Disposal- Mar '17	162.00	162.00
7472	4/3-6/17	Esgil Corporation	04/12/2017	75% Building Fees- 4/3/17-4/6/17	2,712.74	2,712.74
7473	25216	Excell Security, Inc.	04/12/2017	Senior Center Security Guard - 4/1/17	459.08	459.08
7474	101141	Fire Etc	04/12/2017	F-500 Encapsulator Suppression Agent	689.60	689.60
7475	00042827	Hudson Safe-T- Lite Rentals	04/12/2017	No Ped Crossing Use Crosswalk Signs/Do Not Enter Signs	452.55	452.55
7476	28885Revised	KTU+A Planning+Landscape Architecture	04/12/2017	Prof Serv: Main St Promenade Phase 2 - Oct 1 - 31, 2016	4,472.60	4,472.60
7477	31700345	NBS Govt Finance Group	04/12/2017	Develop Add'l Rate Alternatives & Consulting Svcs - thru 3/31/17	2,387.64	2,387.64

7478	9333656498	Personnel Concepts	04/12/2017	CA Required Personnel Posters	54.28	54.28
7479	Apr2017	PLIC- SBD Grand Island	04/12/2017	Dental Insurance -Apr17	4,644.32	4,644.32
7480	31080979 31089113	RCP Block & Brick, Inc.	04/12/2017	Bulk Fertilized Soil - Skate Park Concrete Mix/Repair Sidewalk Storm Drain/1357 69th St	116.37 37.07	153.44
7481	17546B(10) 17546B(10) 17546B(10) 17546B(10)	Rick Engineering Company	04/12/2017	Prof Svc: LGA Realignment & 20A UG Dist Projs 1/28-2/24/17 Prof Svc: City Eng. Svcs/Field Surveying/Berry St Pk 1/28-2/24/17 Prof Svc: Sanitation District Services 1/28/17-2/24/17 Prof Svc: Metro Wastewater Comm/JPA Proj Mgmt 1/28/17-2/24/17 Prof Svc: Connect Main St/Phase I - 1/28/17-2/24/17	42,767.52 19,216.36 470.00 2,892.50 940.00	66,286.38
7482	Spears	Spears, Larry	04/12/2017	Refund/Spears, Larry/Deposit - Rec Ctr- 3/26/17	200.00	200.00
7483	8497 8589	Spring Valley Lawn Mower Shop	04/12/2017	Echo Blower/Tune Up Trimmer Line	77.70 9.15	86.85
7484	Apr-17	Standard Insurance Company	04/12/2017	Long Term Disability Insurance - Apr17	1,827.72	1,827.72
7485	1500-4	The Sherwin-Williams Co	04/12/2017	Graffiti Cleanup Supplies	14.82	14.82
7486	320170384	Underground Service Alert	04/12/2017	47 New Ticket Charges - Mar '17	70.50	70.50
7487	STMT 3/22/17	US Bank Corporate Payment Systems	04/12/2017	Cell Phone Screen Repair & Case Lodging/EMS Conference/Salt Lake City 2/22-24/17- Hayward Digital Voice Recorder Lunch/CPR Training Mar7,9,13,22 - Fire Stn Basic ACA Reporting Service - Russell Job Posting/Finance Manager-3/2/17 Liquid Absorbent/Drip Tray-Fire Engines Stair Treads & Cleaners - AMR Quarters Document Copies Rental Car/CSAC Legislative Comm Mtg/Sacramento 3/9/17-James Parking/Circulate SD Mtg 3/15/17-James Shuttle & Prkg/CPRS Conf/Sacramento 2/27-3/2/17 Huey,Gonzalez Meals/CPRS Conf/Sacramento 2/27-3/2/17 Huey & Gonzalez Lodging/CPRS Conf/Sacramento 2/27-3/2/17 Huey Lodging/CPRS Conf/Sacramento 2/27-3/2/17 Gonzalez Spring Daycamp Flyer Photo Desk/Mayor Vasquez Radio Holder/Lined Belt - Park Ranger SCBA Supplies Supplies/Hanger for Long Tools/Fire Station MMASC 2017 Winter Forum/3/9/17-Evans Supplies/Trays/Cert Holders/Notary Labels/Certificates Parking/LCW Meeting/SD 3/13/17-Romero Lunch/City Council Teambuilding Goal Workshop 3/16/17 2017 Planning & Zoning Laws City SD Parking for Mtg- 2/22/17-Drum Supplies/Padlock/Doorstop/Velcro/Bucket - Fire Stn Lodging/JPA Training/Las Vegas 2/26-3/2/17-Drum Oil Change & Front Brakes/'04 Ford Exp Projector Lamp - Fire Stn VGA Cable/Adapter/Portable Hard Drive Refreshments for Class/Hosted at Fire Station Power Converter for E10	162.73 564.12 86.59 701.60 999.00 150.00 61.52 75.65 17.02 137.06 15.00 96.00 116.48 618.90 618.90 9.96 210.11 175.52 6.45 15.09 75.00 232.94 14.00 174.79 32.64 1.75 60.50 139.79 257.52 64.83 82.94 39.96 172.75	6,187.21
7488	3078649-CA 3078649-CA 3078649-CA	US HealthWorks Medical Group,PC	04/12/2017	Annual DMV Medical Exam - 2/14/17 Annual DMV BAT Medical Exam - 2/14/17 Medical Exam - 2/24/17	99.00 104.00 125.00	328.00
7489	Apr11 17	Vantage Point Transfer Agents-457	04/12/2017	ICMA Deferred Compensation Pay Period Ending 4/11/17	580.77	580.77
7490	71406855 71413050	Vulcan Materials Company	04/12/2017	Asphalt/SS1H 4 5 Gal Bucket Asphalt	173.07 324.28	497.35
7491	Walters	Walters, Ena	04/12/2017	Refund/Walters, Ena/Deposit - CommCtr 3/28/17	200.00	200.00
7492	11437	AAA Imaging	04/19/2017	5000 #10 Window Envelopes	431.00	431.00
7493	15274L-IN 30267-IN	Aztec Landscaping Inc.	04/19/2017	Mainline Repair - Berry Street Park - 3/28/17 Landscape Mgmt Svc Mar '17	250.00 9,429.00	9,679.00
7494	82463059	Boundtree Medical LLC	04/19/2017	Medical Supplies-Nitrile Gloves/Filterline/Tubing/EKG Paper	1,643.87	1,643.87

7495	3439000080	California Accounts Service	04/19/2017	Cost Recovery Fee - Mar'17	344.32	344.32
7496	17165088 17211480	Canon Financial Services Inc.	04/19/2017	Canon Copier Contract Charge Apr '17 Basement Canon Copier Contract Charge 5/1/17	81.35 642.60	723.95
7497	694332938	Cintas Corporation #694	04/19/2017	Janitorial Supplies - 4/13/17	1,337.56	1,337.56
7498	HC00000229	City of El Cajon	04/19/2017	HCFA Assessments - QTR 1-2-3 FY16/17 Pass Through	792.45	792.45
7499	81793143	Corelogic Solutions, LLC.	04/19/2017	RealQuest Graphics Package- Mar '17	300.00	300.00
7500	201700174	County of San Diego/Assessor/Recorder	04/19/2017	Recording Services- 3/30/17	138.00	138.00
7501	4/9/2017 4/1/2017 4/4/2017	Cox Communications	04/19/2017	Calsense Modem Line:8235 Mt Vernon- 4/9/17-5/8/17 Phone/City Hall- 4/1/17-4/30/17 Phone/Rec Ctr/ 3131 School Ln - 4/4/17-5/3/17	94.39 972.88 138.15	1,205.42
7502	204472	Dell Awards	04/19/2017	Nameplate & Desk Slide- Mayor Vasquez	21.55	21.55
7503	Jan-Mar 17	Division of the State Architect	04/19/2017	State CASP Fee-1/1/17-3/31/17	285.00	285.00
7504	0407172305	Domestic Linen- California Inc.	04/19/2017	Shop Towels & Safety Mats 4/7/17	102.20	102.20
7505	4/10-13/17	Esgil Corporation	04/19/2017	75% Building Fees- 4/10/17-4/13/17	2,018.54	2,018.54
7506	INV1011775	George Hills Company	04/19/2017	TPA Claims Svc - Mar'17	1,245.00	1,245.00
7507	AR008522	Grossmont Union High School District	04/19/2017	Spring Day Camp & Egg Hunt Flyers	820.70	820.70
7508	120522 120523	Knott's Pest Control, Inc.	04/19/2017	Monthly Bait Stations- Civic Ctr Park - Apr 17 Monthly Bait Stations- Sheriff - Apr 17	60.00 45.00	105.00
7509	Mar 17 Mar 17 Mar 17 Mar 17 Mar 17 Mar 17 Mar 17 Mar 17 Mar 17	Lounsbery Ferguson Altona & Peak LLP	04/19/2017	General 01163-00002 - Mar '17 Code Enforcement 01163-00003 - Mar '17 Cost-Share Agreement 01163-00023 - Mar '17 7309 Broadway 01163-00024 - Mar '17 7741 Broadway 01163-00028 - Mar '17 1440 San Altos Pl 01163-00033 - Mar '17 Lane, minor v LG 01163-00034 - Mar '17 Sanitation District 01163-00036 - Mar '17 City v USTDS 01163-00037 - Mar '17	15,552.36 2,567.25 249.00 498.00 462.50 365.20 863.20 1,344.60 3,087.60	24,989.71
7510	217030705	MHZ Communications Ent.	04/19/2017	Tech Services Repairs - GPH Portable Radio - Fire Dept	265.81	265.81
7511	102416-27	MJC Construction	04/19/2017	Emergency Storm Drain Repair on New Jersey @ San Miguel	15,875.00	15,875.00
7512	0117950-IN	Municipal Maintenance Equipment Inc.	04/19/2017	Abrasion Resistant Suction Hose - LGPW#24 Vaccon	483.31	483.31
7513	145540	Pacific Sweeping	04/19/2017	Street Sweeping/Power Washing/Parking Lot/Bus Shelters-Mar '17	6,655.15	6,655.15
7514	29338	Penske Ford	04/19/2017	LGPW #31- Routine Maintenance- '14 Ford Escape	94.90	94.90
7515	INV013159	RapidScale Inc	04/19/2017	Virtual Hosting 3/31/17	2,715.03	2,715.03
7516	Mar17	SDG&E	04/19/2017	Gas & Electric 2/21/17-3/20/17	19,386.31	19,386.31
7517	8122101072	Shred-It USA	04/19/2017	Shredding Services 3/8/17	56.42	56.42
7518	482981 483922	South Coast Emergency Vehicle Services	04/19/2017	Housing Switch/ABS Rocker - E210 Road Service Call - Pump Gov Relay Module Glitch- E10	62.86 190.00	252.86
7519	226032	State of California- Department of Justice	04/19/2017	Fingerprint Apps - Mar '17	736.00	736.00
7520	00050535 00050732	The East County Californian	04/19/2017	2017 CDBG Golden Ave Street Rehab Bid Notice 3/30/17 Notice Public Hearing - Sewer Rates 4/6/17	189.00 346.50	535.50
7521	0132754-IN	Vavrinek, Trine, Day & Co , LLP	04/19/2017	Accounting Svc- Sanitation Fixed Asset Recon-Feb'17	600.00	600.00
7522	9783235895	Verizon Wireless	04/19/2017	Models- Cardiac Monitors - 3/4/17-4/3/17	14.08	14.08
7523	71417409 71417410 71418906	Vulcan Materials Company	04/19/2017	Asphalt Asphalt Asphalt/SS1H 4.5 Gallon Bucket	129.01 94.96 165.06	389.03
					311,398.44	311,398.44

**LEMON GROVE CITY COUNCIL
AGENDA ITEM SUMMARY**

Item No. 1.D
Mtg. Date May 2, 2017
Dept. Public Works

Item Title: **Rejection of Claim**

Staff Contact: Mike James, Assistant City Manager / Public Works Director

Recommendation:

Reject a claim submitted by Donald Hatchett.

Item Summary:

On March 27, 2017, the City of Lemon Grove received a timely submitted claim from Donald Hatchett. After reviewing the claim, staff recommends its rejection.

Fiscal Impact:

None.

Environmental Review:

- | | |
|---|---|
| <input checked="" type="checkbox"/> Not subject to review | <input type="checkbox"/> Negative Declaration |
| <input type="checkbox"/> Categorical Exemption, Section | <input type="checkbox"/> Mitigated Negative Declaration |

Public Information:

- | | | |
|--|---|---|
| <input checked="" type="checkbox"/> None | <input type="checkbox"/> Newsletter article | <input type="checkbox"/> Notice to property owners within 300 ft. |
| <input type="checkbox"/> Notice published in local newspaper | <input type="checkbox"/> Neighborhood meeting | |

Attachments:

None.

**LEMON GROVE CITY COUNCIL
AGENDA ITEM SUMMARY**

Item No. 1.E
Mtg. Date May 2, 2017
Dept. Development Services Department

Item Title: **Resolution Approving Limitations on the Two-Year EDCO Corporation Rate Schedule**

Staff Contact: Malik Tamimi, Management Analyst
David De Vries, Development Services Director

Recommendation:

Adopt a resolution (**Attachment B**) approving a maximum two-year EDCO rate limitation.

Item Summary:

EDCO provides solid waste disposal services for City residents under a franchise granted by the City Council. Staff presents a resolution for City Council consideration that limits the maximum rate that can be charged for Fiscal Years 2017-18 and 2018-19 by the franchise holder. The staff report (**Attachment A**) provides an analysis regarding the proposed resolution and fee limitation amendment.

Fiscal Impact:

Nominal increase in revenue from EDCO franchise fees.

Environmental Review:

- | | |
|---|---|
| <input checked="" type="checkbox"/> Not subject to review | <input type="checkbox"/> Negative Declaration |
| <input type="checkbox"/> Categorical Exemption, Section | <input type="checkbox"/> Mitigated Negative Declaration |

Public Information:

- | | | |
|--|---|---|
| <input checked="" type="checkbox"/> None | <input type="checkbox"/> Newsletter article | <input type="checkbox"/> Notice to property owners within 300 ft. |
| <input type="checkbox"/> Notice published in local newspaper | <input type="checkbox"/> Neighborhood meeting | |

Attachments:

- A. Staff Report
- B. Resolution

LEMON GROVE CITY COUNCIL STAFF REPORT

Item No. 1.E

Mtg. Date May 2, 2017

Item Title: **Resolution Approving Limitations on the Two-Year EDCO Corporation Rate Schedule**

Staff Contact: Malik Tamimi, Management Analyst
David De Vries, Development Services Director

Discussion:

EDCO, a local company headquartered in Lemon Grove, is a regional company with solid waste operations throughout Southern California. EDCO provides solid waste disposal services for City residents under a franchise granted by the City Council. EDCO has been operating under the same City Council-approved rate ceiling since 2015. The purpose of this agenda item is to present a resolution that approves a new two-year EDCO Rate Ceiling for Fiscal Years 2017-18 and 2018-19.

Earlier this year, staff met with EDCO staff regarding a request to increase the maximum waste collection and recycling rates from July 1, 2017 through June 30, 2019. In summary, EDCO requests that the basic residential service rate increases from \$21.10 to \$21.80 per month and basic commercial service rate increases from \$106.28 to \$111.36 per month. The following table identifies the proposed EDCO rates for the next two years for all EDCO services:

Service	Current Rate	Proposed Rate	Actual Increase	Percent Increase
Basic Residential Service (recycling, green waste, & refuse)	\$21.10	\$21.80	\$0.70	3.3%
Additional Cart Service	\$3.14	\$3.14	0.00	0.0%
Senior Residential Service (seniors 62+ with income under \$17,196)	\$16.88	\$17.44	\$0.56	3.3%
Silver Bag Service (seniors 62+)	\$3.33	\$3.44	\$0.11	3.3%
3-yard bin once per week	\$106.28	\$111.36	\$5.08	4.8%
3-yard bin twice per week	\$179.44	\$188.02	\$8.58	4.8%
3-yard bin three times per week	\$252.62	\$264.70	\$12.08	4.8%
3-yard bin four times per week	\$325.77	\$341.35	\$15.58	4.8%
3-yard bin five times per week	\$398.95	\$418.02	\$19.07	4.8%
3-yard bin six times per week	\$472.10	\$494.67	\$22.57	4.8%

Since 2009, the City and EDCO have utilized a two-year rate structure. This model continues to help even out expenses for residential and commercial customers. The current rate schedule, established by resolution, sunsets on June 30, 2017.

The City Council, having granted EDCO its exclusive franchise, can place limitations on EDCO's rates so that the public is charged a competitive rate. The Resolution establishes the maximum rate that EDCO can charge during the two fiscal years. EDCO has the right to charge up to the maximum rate, but cannot exceed that rate. Under its franchise, EDCO has the right to set rates within the limits set out by the City Council.

Attachment A

Various cost factors have impacted the solid waste industry, including EDCO. These costs include landfill tipping fees, cost of fuel and labor, and the loss in offsetting revenue from the sale of recycled materials. EDCO requests that the City Council raise the ceiling placed on its solid waste rates. However because the City has granted a franchise to EDCO to collect solid waste, recycled goods and other green waste within the City of Lemon Grove, the City Council has the right to set the maximum rate that the private contractor can charge for its services.

The proposed rate schedule reflects both the increase in service costs, as well as the anticipated revenue from recyclable materials diverted through the City's AB 939 programs. That revenue absorbs a portion of the cost increases, keeping fees lower than they would be without the resale of the recycled materials. In addition to collection service costs, the fees also include tipping fees, AB 939 fees, and the franchise fee.

Conclusion:

Staff recommends that the City Council adopt the resolution (**Attachment B**) approving the two-year Rate Limitation for Fiscal Years 2017-18 and 2018-19.

RESOLUTION NO. 2017-_____

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LEMON GROVE, CALIFORNIA
AUTHORIZING AN AMENDMENT TO THE FRANCHISE AGREEMENT WITH EDCO
CORPORATION TO GRANT AN AMENDED MAXIMUM RATE LIMITATION**

WHEREAS, on May 5, 2015, the City Council adopted Resolution No. 2015-3329, a Resolution of the Lemon Grove City Council Approving a Two-Year Service Rate Schedule for EDCO Disposal to Provide Residential and Commercial Waste Collection and Recycling Services; and

WHEREAS, EDCO Corporation is the City of Lemon Grove’s franchisee for solid waste collection; and

WHEREAS, a franchise agreement exists between the City of Lemon Grove (City) and EDCO Disposal for providing waste collection and recycling services; and

WHEREAS, under the franchise agreement, the City Council has the right to set the maximum rate that EDCO may charge for its services; and

WHEREAS, EDCO has been operating under the same City Council-approved rate ceiling since 2015; and

WHEREAS, EDCO has provided the City with a proposed service rate schedule for the upcoming two fiscal years.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Lemon Grove, California hereby:

1. Foregoing recitals are true and correct; and
2. Establishes a maximum two-year Rate Schedule for Fiscal Years 2017-18 and 2018-19:

Residential and Commercial Waste Collection and Recycling Services	Maximum Monthly Rates 7/01/2016-6/30/2019
Basic Residential Cart Service (One each – recycling, green waste, & refuse)	\$21.80
Additional Cart Service	\$3.14
Senior Rate Residential Cart Service (For seniors 62+ with income under \$17,196)	\$17.44
Silver Bag Service (For seniors 62+)	\$3.44
3-yard bin once per week	\$111.36
3-yard bin twice per week	\$188.02
3-yard bin three times per week	\$264.70
3-yard bin four times per week	\$341.35
3-yard bin five times per week	\$418.02
3-yard bin six times per week	\$494.67

3. Repeals any previously adopted resolutions in conflict with the terms of this resolution.

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**LEMON GROVE CITY COUNCIL
AGENDA ITEM SUMMARY**

Item No. 1.F
Mtg. Date May 2, 2017
Dept. Public Works

Item Title: **Parks Make Life Better!® Branding Campaign**

Staff Contact: Mike James, Assistant City Manager / Public Works Director

Recommendation:

Adopt a resolution (**Attachment B**) approving the City's participation in the Parks Make Life Better!® Branding Campaign.

Item Summary:

The California Parks & Recreation Society (CPRS) created the Parks Make Life Better!® branding campaign to raise awareness of the benefits of parks and recreation throughout California and to raise the status of parks and recreation as an essential community services.

In February 2017, city staff attended the CPRS Annual Conference held in Sacramento. One of the many take-aways that staff noticed from the conference was the benefit that cities realize by participating in the branding campaign.

The staff report (**Attachment A**) outlines those benefits as well as details the benefits that the City may realize by participating in the campaign.

Fiscal Impact:

None.

Environmental Review:

- | | |
|---|---|
| <input checked="" type="checkbox"/> Not subject to review | <input type="checkbox"/> Negative Declaration |
| <input type="checkbox"/> Categorical Exemption, Section | <input type="checkbox"/> Mitigated Negative Declaration |

Public Information:

- | | | |
|--|---|---|
| <input checked="" type="checkbox"/> None | <input type="checkbox"/> Newsletter article | <input type="checkbox"/> Notice to property owners within 300 ft. |
| <input type="checkbox"/> Notice published in local newspaper | <input type="checkbox"/> Neighborhood meeting | |

Attachments:

- A. Staff Report
- B. Resolution

LEMON GROVE CITY COUNCIL STAFF REPORT

Item No. 1.F

Mtg. Date May 2, 2017

Item Title: **Parks Make Life Better!® Branding Campaign**

Staff Contact: Mike James, Assistant City Manager / Public Works Director

Discussion:

In February 2017, two city staff members attended the California Parks & Recreation Society (CPRS) Annual Conference held in Sacramento. During the four-day conference, there were many positive take-aways that staff took note of that could bring value to the City. Most notably was the benefits that the PMLB brand could add to the City's community services program.

CPRS created the Parks Make Life Better!® (PMLB) branding campaign to raise awareness of the benefits of parks and recreation throughout California and to raise the status of parks and recreation as an essential community services. PMLB logo can be used on individual, agency, letterhead, promotional displays, materials or products, clothing, signs, banners or vehicles.

Other notable benefits of opting into the branding campaign include:

- Build loyalty for parks and recreation services,
- Heighten the profession's bargaining power and independence,
- Stimulate growth of programs and services,
- Attract talented people to the profession,
- Involve the public, and
- Achieve greater resources and support.

In order to participate in the PMLB campaign, CPRS requests that the entity review and sign the Policy / Agreement (**Attachment B – Exhibit 1**) signed by a CPRS member. Currently, there are three positions in the City that are CPRS members: Assistant City Manager / Public Works Director, Community Services Superintendent and Community Services Assistant. If the resolution is approved, the only expense that will be a requirement to participate in the PMLB campaign is an annual CPRS membership fee of \$145. The agreement will remain in effect if the logo is used per the agreement and the agency or individual maintains a CPRS membership.

Conclusion:

That the City Council adopts a resolution (**Attachment B**) approving the City's participation in the Parks Make Life Better!® Branding Campaign.

Attachment B

RESOLUTION NO. 2017 -

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LEMON GROVE, CALIFORNIA APPROVING THE CITY'S PARTICIPATION IN THE PARKS MAKE LIFE BETTER!® BRANDING CAMPAIGN

WHEREAS, the California Parks & Recreation Society created the Parks Make Life Better!® (PMLB) branding campaign to raise awareness of the benefits of the parks and recreation; and

WHEREAS, some of the benefits that may directly impact the City's community services program include building loyalty for parks and recreation services, stimulate growth of programs and services, attract talented people to the profession, involving the public, and achieving greater resources and support; and

WHEREAS, the PMLB logo can be used on individual, agency, letterhead, promotional displays, materials or products, clothing, signs, banners or vehicles; and

WHEREAS, any entity that wishes to participate in the PMLB campaign must review the policy / agreement (**Exhibit 1**) and a CPRS member shall execute the agreement on behalf of the entity; and

WHEREAS, staff believes that the benefits of participating in the PMLB will promote and support the City's community services efforts. ;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Lemon Grove, California hereby:

1. Approves the City's participation in the Park Make Life Better!® Branding Campaign; and
2. Directs the City Manager or her designee to sign the agreement.

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Attachment B – Exhibit 1



Policy / Agreement for the Use of Parks Make Life Better!® Logo



The Parks Make Life Better!® is a service mark and is the property of the California Park & Recreation Society (CPRS). CPRS grants use of the Parks Make Life Better!® logo to individual and agency members (colleges and universities, therapeutic recreation facilities and hospitals, nonprofit organizations, and companies) upon return of this Policy/Agreement signed by a CPRS member. This agreement is in effect as long as the logo is used per this agreement and the agency or individual maintains CPRS membership.

The Parks Make Life Better!® logo is intended to develop greater awareness of the importance of parks and recreation with the general public, further the visibility of parks and recreation with the general public, and build positive brand awareness of parks and recreation in California.

For sustaining (company) members, the Parks Make Life Better!® logo may not be used in any manner to imply that the company is an agent of CPRS or that CPRS in any way warrants, approves, or endorses any product or service provided by the company member.

The Parks Make Life Better!® logo can be used on individual, agency, college/university, hospital, company business cards, letterhead, promotional displays, materials or products, clothing, signs, banners, or vehicles. Any other use of the Parks Make Life Better!® logo not specifically enumerated must be approved in advance by CPRS. *The logo may not be used with alcohol or tobacco products.*

Consistent use of the logo and its color application is a major factor in brand recognition. The logotype is the single most identifiable element of a brand. The Parks Make Life Better!® logo should not be altered or modified. It must be printed in 4 color (PMS 369, 166, 2726, and 2995) or, if necessary, a one-color application is permitted. For one color application, it is recommended the Parks Make Life Better!® logo is placed against a white or black background. The Parks Make Life Better!® logo should not be placed inside a box, circle, rectangle, or other shape.

The symbol ® must be displayed as superscript font (®) each time the Parks Make Life Better!® logo is used.

**Parks Make Life Better!® is a branding campaign created by the
California Park & Recreation Society
Visit www.cprs.org**

Attachment B – Exhibit 1

Return This Form to CPRS
ATTN: John Glaeser, Director of Communications



Agreement for Use of the Parks Make Life Better!® Logo

PLEASE PRINT CLEARLY:

Member Name: _____

Agency¹ Name: _____

Address _____

City, State, Zip _____

Phone: _____ Email: _____

- I have the authority to approve use of the Parks Make Life Better!®
- I have read the Policy / Agreement for Use of the Parks Make Life Better!® logo and agree to abide by this policy.

Both boxes must be checked in order to receive the logo graphics and style guide.

Upon return of this form, the representative will receive an email containing the logo file and the Parks Make Life Better!® Style Guide.

RETURN THIS FORM TO:

John Glaeser, Director of Communications
California Park & Recreation Society
7971 Freepoint Blvd., Sacramento, CA 95832
916.665.9149 (fax) 916.665.2777 (phone) john@cprs.org (email)

¹ Agency means Cities, Counties, Special Districts, Therapeutic Recreation Facilities & Hospitals, Colleges and Universities, or Nonprofit Organization

**LEMON GROVE CITY COUNCIL
AGENDA ITEM SUMMARY**

Item No. 1.G
Mtg. Date May 2, 2017
Dept. Public Works

Item Title: Rejection of Claim

Staff Contact: Mike James, Assistant City Manager / Public Works Director

Recommendation:

Reject a claim submitted by John Norman.

Item Summary:

On March 27, 2017, the City of Lemon Grove received a timely submitted claim from John Norman. After reviewing the claim, staff recommends its rejection.

Fiscal Impact:

None.

Environmental Review:

- | | |
|---|---|
| <input checked="" type="checkbox"/> Not subject to review | <input type="checkbox"/> Negative Declaration |
| <input type="checkbox"/> Categorical Exemption, Section | <input type="checkbox"/> Mitigated Negative Declaration |

Public Information:

- | | | |
|--|---|---|
| <input checked="" type="checkbox"/> None | <input type="checkbox"/> Newsletter article | <input type="checkbox"/> Notice to property owners within 300 ft. |
| <input type="checkbox"/> Notice published in local newspaper | <input type="checkbox"/> Neighborhood meeting | |

Attachments:

None.

**LEMON GROVE CITY COUNCIL
AGENDA ITEM SUMMARY**

Item No. 1.H
Mtg. Date May 2, 2017
Dept. City Manager's Office

Item Title: Resolution in Support of the San Diego Water Authority

Staff Contact: Lydia Romero, City Manager

Recommendation:

Consider a request to adopt a resolution (**Attachment A**) in support of the San Diego Water Authority's long term water supply and litigation against Metropolitan Water District of Southern California.

Item Summary:

At the April 18, 2017, City Council meeting, Maureen Stapleton, General Manager of the San Diego Water Authority gave a presentation regarding the Authority's long range water supply plan, as well as an update on the continuing litigation against the Metropolitan Water District of Southern California (MWD.) The City Council directed staff to prepare a Resolution (**Attachment A**) expressing support for the Water Authority's efforts on the litigation against MWD and the long term water supply plan for San Diego County.

Fiscal Impact:

None.

Environmental Review:

- | | |
|---|---|
| <input checked="" type="checkbox"/> Not subject to review | <input type="checkbox"/> Negative Declaration |
| <input type="checkbox"/> Categorical Exemption, Section | <input type="checkbox"/> Mitigated Negative Declaration |

Public Information:

- | | | |
|--|---|---|
| <input checked="" type="checkbox"/> None | <input type="checkbox"/> Newsletter article | <input type="checkbox"/> Notice to property owners within 300 ft. |
| <input type="checkbox"/> Notice published in local newspaper | <input type="checkbox"/> Neighborhood meeting | |

Attachments:

A. Resolution

RESOLUTION NO. 2017-_____

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LEMON GROVE, CALIFORNIA
SUPPORTING THE SAN DIEGO COUNTY WATER AUTHORITY'S LONG TERM WATER
SUPPLY PLAN AND LITIGATION AGAINST THE METROPOLITAN WATER DISTRICT OF
SOUTHERN CALIFORNIA**

WHEREAS, San Diego County's \$222 billion economy and 3.3 million people depend on the San Diego County Water Authority ("Water Authority") and its member agencies to provide a reliable water supply at a reasonable cost; and

WHEREAS, the Water Authority is a member agency of the Los Angeles based Metropolitan Water District of Southern California ("MWD"), which has historically supplied the Water Authority with water imported from the Colorado River and through the State Water Project; and

WHEREAS, following a severe drought in which San Diego County experienced 31% cutbacks in 1991 and was threatened with 50% water supply cutbacks by MWD, a Declaration of Water Independence and Reliability was declared on July 3, 1996, by San Diego civic and business leaders; and

WHEREAS, over the past 20 years, the Water Authority and its member agencies have successfully transformed the San Diego region from being 95% dependent on MWD in 1990, to approximately 20% by 2020; and

WHEREAS, MWD has fought against the actions the Water Authority has taken to reduce its MWD water purchases including, among other things, establishing rates and charges intended to penalize San Diego and its diversification efforts; and

WHEREAS, these overcharges could cumulatively total more than \$7 billion by 2040; and

WHEREAS, the Water Authority has filed four separate lawsuits against MWD, challenging these rates; and

WHEREAS, a San Francisco Superior Court judge has already ruled in the first two cases that MWD's rates are illegal and awarded the Water Authority more than \$243 million in damages, costs, pre-judgment interest, attorneys' fees and directed MWD by writ of mandate to set lawful rates; and

WHEREAS, MWD has appealed the Court's ruling, denies that it is required to limit its rates to no more than the cost of the services it provides and has not changed its rates in response to the Court's ruling; and

WHEREAS, MWD has engaged and is continuing to engage in a number of highly questionable financial practices, including overcharging ratepayers \$847 million from 2012-2015 (of which, \$189 million was collected from ratepayers in San Diego County, with \$12,618,000 being overcharged to residents and business in the Helix Water District which serves the City of Lemon Grove); spending more than \$1.2 billion outside of its adopted budgets from 2013-2016;

Attachment A

and making plans to spend billions more without having any plan for how it will allocate these costs; and

WHEREAS, MWD's current financial practices present a grave risk to the people and economy of Southern California; and

WHEREAS, a reliable, cost-certain and diverse water supply is vital to the sustained prosperity of all San Diego County residents and business enterprises.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Lemon Grove supports fully the Water Authority's rate litigation against MWD that is necessary to recover illegal rates and charges that may be assessed by MWD, now and in the future; and

BE IT FURTHER RESOLVED, that the City of Lemon Grove, supports fully the programs of the San Diego County Water Authority and its member agencies, on behalf of San Diego County, as a free and independent community, to continue to diversify San Diego County's water supply, free of any program or influence by, or subordination to MWD.

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**LEMON GROVE SANITATION DISTRICT
AGENDA ITEM SUMMARY**

Item No. 2
 Mtg. Date May 2, 2017
 Dept. Public Works

Item Title: Wastewater Rate Increase

Staff Contact: Mike James, Assistant City Manager / Public Works Director

Recommendation:

Staff recommends that the District Board:

1. Conducts the second reading, by title only, of Ordinance No. 28 (**Attachment B**), and
2. Adopts Ordinance No. 28.

Item Summary:

On April 18, 2017, the District Board (Board) introduced and conducted the first reading of Ordinance No. 28 (**Attachment A**), which will establish a rate increase not to exceed 5.75 percent for a five-year period as shown in the table below:

Annual Sewer Use Charges	Current Rates	Proposed Sewer Rates				
		FY 2017/18	FY 2018/19	FY 2019/20	FY 2020/21	FY 2021/22
		5.75%	5.75%	5.75%	5.75%	5.75%
Rate Per EDU (240 gpd)	\$553.17	\$584.98	\$618.61	\$654.18	\$691.80	\$731.58

Staff prepared this report to continue the ordinance adoption process by recommending the second reading, by title only, of Ordinance No. 28. If adopted, the new rates for Fiscal Year 2017-2018 will take effect July 1, 2017.

Fiscal Impact:

In Fiscal Year 2017-2018, a 5.75 percent increase will increase the cost per equivalent dwelling unit from \$553.17 to \$584.98 per year.

Environmental Review:

- | | |
|---|---|
| <input checked="" type="checkbox"/> Not subject to review | <input type="checkbox"/> Negative Declaration |
| <input type="checkbox"/> Categorical Exemption, Section | <input type="checkbox"/> Mitigated Negative Declaration |

Public Information:

- | | | |
|--|---|---|
| <input checked="" type="checkbox"/> None | <input type="checkbox"/> Newsletter article | <input type="checkbox"/> Notice to property owners within 300 ft. |
| <input type="checkbox"/> Notice published in local newspaper | <input type="checkbox"/> Neighborhood meeting | |

Attachments:

- A. Ordinance No. 28

ORDINANCE NO. 28

AN ORDINANCE AMENDING ORDINANCE NO. 27 OF THE LEMON GROVE SANITATION DISTRICT DESCRIBING METHODS FOR CALCULATING SEWER USE CHARGES

The Board of Directors of the Lemon Grove Sanitation District does ordain as follows:

SECTION 1. Ordinance No. 27, Article III shall be amended to read as follows:

ARTICLE III

SEWER SERVICE CHARGES

SECTION 30. ESTABLISHMENT OF SEWER SERVICE CHARGE. There is hereby levied and assessed upon each premise within the district that discharges sewage into the sewer lines of the District and upon each person owning, letting or occupying such premises an annual sewer service charge.

The annual sewer service charge is made up of two components. The first component is generally based on the District's annual cost to collect and transport wastewater, and is equally divided among the number of equivalent dwelling units (EDUs) connected to the District's system. The second component is generally the District's cost for wastewater treatment and disposal as fees paid to the City of San Diego for capacity and use of the San Diego Metropolitan Sewer System, and is allocated to users of the District's system based on the users generation of annual wastewater flow, biochemical oxygen demand, and suspended solids discharged into the District's system.

For the purpose of this ordinance, the discharge characteristics of an average single family user is one EDU and shall be composed of wastewater flow of 240 gallons per day for 365 days per year and constituent levels of sewage strength of 200 milligrams per liter (mg/l) biochemical oxygen demand (BOD) and 200 milligrams per liter (mg/l) suspended solids (SS).

For the purpose of this ordinance, the discharge characteristics of commercial/industrial users is a minimum sewer capacity of 1.2 EDU for each business unit with flow quantity and strength as measured by BOD and SS as set forth in the current edition of the California State Water Resources Control Board (State) publication "*Policy For Implementing The State Revolving Fund For Construction Of Wastewater Treatment Facilities*", or comparable industry standards acceptable to the State and approved by the District's Engineer. Minimum sewage strength capacity per commercial/industrial EDU is 200 mg/l BOD and mg/l SS.

The flow and strength rate EDUs are determined for individual business units as set forth herein in Section 30.3 and are applicable to each of the various District's users under the jurisdiction of this Ordinance. The District's Engineer shall assign flow rates, BOD, and SS based upon the estimated amount of and strength of wastewater that is typically generated for each business unit. The EDUs, flow rates, BOD, and SS so assigned shall be used in computing the sewer service charges.

If potable water delivered through the water meter is used by the District to estimate the volume of wastewater discharged over a period of time, then 90% of water meter flow is estimated to be discharged into the sewer unless the discharger or legal owner presents evidence to the contrary and this evidence is satisfactory to the District's Engineer. The District's Engineer may adjust the charges for wastewater treatment and disposal in proportion to the estimated volume of wastewater discharged to the sewer.

Attachment A

SECTION 30.1 Annual Sewer Service charges shall be determined by the following formula (rounded to the nearest dollar):

$$SSC = (n/N \times D) + (f/F \times M_F) + (s/S \times M_S) + (b/B \times M_b)$$

In the above formula, the following terms have the meanings and definitions as shown:

n = Number of EDUs assigned to a particular user. EDUs are assigned as follows: 1.0 EDU each for single family dwellings, condominiums, each living unit of a multi-family dwelling, and each space for a mobile home park. Commercial/Industrial users are assigned a minimum of 1.2 EDUs, and additional EDUs may be assigned based upon Section 30.3 of this ordinance.

f = Flow of a particular user in million gallons per year, based either upon assigned EDUs or water meter records.

s = Suspended Solids of a particular user in pounds per year, based either upon State standards or comparable industry standards approved by the State.

b = Biochemical Oxygen Demand of a particular user in pounds per year, based either upon State standards or comparable industry standards approved by the State.

N = Total number of EDUs in the District. This is a summation of the EDUs assigned to all users.

D = District budgeted costs for the fiscal year in dollars, to collect and transport wastewater. This is a net cost for District customers after non-operating revenues have been subtracted from the total District budget costs. Such budgeted costs shall include, but not be limited to operation and maintenance costs of pipelines, pump stations, and meter stations; design and construction cost of replacement facilities; and administration costs including fee collection, accounting, record maintenance, planning and code enforcement.

M = Total District budgeted cost for the fiscal year in dollars, for treatment and disposal of wastewater. Such cost shall include, but not necessarily be limited to, fees paid to the City of San Diego for capacity in and use of the Metro System. The Metro treatment and disposal costs are further divided into cost categories as determined by the City of San Diego and allocated as follows: Flow Cost = M_F (43.7% costs); BOD Cost = M_b (30.1% of costs) and SS Cost = M_S (26.2% of costs).

F = Total flow in the District in million gallons per year from a summation of users' flows, based either upon assigned EDUs or potable water meter records.

S = Total Suspended Solids in the District impounds per year, from a summation of users' SS loading, based either upon State standards, or comparable industry standards approved by the State.

B = Total Biochemical Oxygen Demand in the District impounds per year from a summation of users' BOD loading, based either upon State standards, or comparable industry standards approved by the State.

Attachment A

SECTION 30.2 The SSC for the Lemon Grove Sanitation District for residential units are as follows:

FISCAL YEAR 2017-2018:

<u>Type</u>	<u>EDU Capacity</u>	<u>Estimated Flow</u>	<u>Annual SSC</u>
Single Family	1	240 gpd	\$584.98
Condominium	1	240 gpd	\$584.98
Multi-Family	1	240 gpd*	\$584.98
Mobile Home	1	240 gpd*	\$584.98

FISCAL YEAR 2018-2019:

<u>Type</u>	<u>EDU Capacity</u>	<u>Estimated Flow</u>	<u>Annual SSC</u>
Single Family	1	240 gpd	\$618.61
Condominium	1	240 gpd	\$618.61
Multi-Family	1	240 gpd*	\$618.61
Mobile Home	1	240 gpd*	\$618.61

FISCAL YEAR 2019-2020:

<u>Type</u>	<u>EDU Capacity</u>	<u>Estimated Flow</u>	<u>Annual SSC</u>
Single Family	1	240 gpd	\$654.18
Condominium	1	240 gpd	\$654.18
Multi-Family	1	240 gpd*	\$654.18
Mobile Home	1	240 gpd*	\$654.18

FISCAL YEAR 2020-2021:

<u>Type</u>	<u>EDU Capacity</u>	<u>Estimated Flow</u>	<u>Annual SSC</u>
Single Family	1	240 gpd	\$691.79
Condominium	1	240 gpd	\$691.79
Multi-Family	1	240 gpd*	\$691.79
Mobile Home	1	240 gpd*	\$691.79

FISCAL YEAR 2021-2022:

<u>Type</u>	<u>EDU Capacity</u>	<u>Estimated Flow</u>	<u>Annual SSC</u>
Single Family	1	240 gpd	\$731.57
Condominium	1	240 gpd	\$731.57
Multi-Family	1	240 gpd*	\$731.57
Mobile Home	1	240 gpd*	\$731.57

*Note that rates may be adjusted to reflect flow based upon potable water records.

SECTION 30.3 Assignment of sewer capacity for Commercial/ Industrial business units shall be assigned in terms of EDUs. The minimum charge per commercial unit shall be 1.2 EDUs or \$701.97 per annum during FY 17/18, \$742.33 per annum during FY 18/19, \$785.01 per annum during FY 19/20, \$830.16 per annum during FY 20/21, and \$877.89 per annum during FY 21/22. Higher charges will be assessed for commercial/industrial EDU's with sewage strength higher than combined 400 mg/l BOD and SS. Flow based sewer capacity to business units shall be assigned as described in Section 50.3.

Attachment A

SECTION 50.3 COMMERCIAL/INDUSTRIAL FACILITIES

Sewer capacity for Commercial/Industrial business units shall be assigned in terms of Equivalent Dwelling Units as follows:

a. Food Service Establishments	<u>EDUs</u>
1) Take-out Restaurants with disposable Utensils, no dishwasher, and no public rest rooms.	3.0
2) Miscellaneous food establishments-ice-cream/yogurt shops, bakeries (sales on premises only).	3.0
3) (I) Take-out/eat in restaurants with disposable utensils, but with seating and public rest rooms.	3.0 minimum
(II) Restaurants with re-usable utensils, seating and public rest rooms.	3.0 minimum

One EDU is assigned for each 6-seat unit as follows:

0 – 18 seats=	3.0 minimum
Each additional 6-seat unit will be assigned	1.0

b. Hotels and Motels	
1) Per living unit without kitchen	0.38
2) Per living unit with kitchen	0.60
c. Commercial, Professional, Industrial Buildings, Establishments not specifically listed herein.	
1) Any office, store, or industrial condominium or establishment. First 1,000 sq. ft.	1.20
Each additional 1,000 sq. ft. or portion thereof	0.70
2) Where occupancy type or usage is unknown at the time of application for service, the following EDUs shall apply. This shall include but not be limited to shopping centers, industrial parks, and professional office buildings.	
First 1,000 square feet of gross building floor area.	1.20
Each additional 1,000 square feet of gross	0.70

Attachment A

Building floor area. Portions less than 1,000 square feet will be prorated.

- d. Self-service laundry per washer 1.00

- e. Churches, theaters and auditoriums per each 150 person seating capacity, or any fraction thereof. (Does not include office spaces school rooms, day care facilities, food preparation areas, etc. Additional EDUs will be assigned for these supplementary uses.) 1.50

- f. Schools
 - Elementary schools for 50 pupils or fewer 1.00

 - Junior High Schools for 40 pupils or fewer values 1.00

 - High School for 24 pupils or fewer 1.00

Additional EDUs will be prorated based upon the above values.

The number of pupils shall be based on the average daily attendance of pupils at the school during the preceding fiscal year, computed in accordance with the education code of the State of California. However, where the school has had no attendance during the preceding fiscal year, the Director shall estimate the average daily attendance for the fiscal year for which the fee is to be paid and compute the fee based on such estimate.

SECTION 2. DATE OF LEVY OF NEW CHARGES. The Charges referenced above shall take effect on July 1, 2017 in the manner allowed by law.

**LEMON GROVE CITY COUNCIL
AGENDA ITEM SUMMARY**

Item No. 3
Mtg. Date May 2, 2017
Dept. City Manager's Office

Item Title: **Community Advisory Commission**

Staff Contact: Lydia Romero, City Manager

Recommendation:

City Council discussion to give direction to on Community Advisory Commission and the interview process

Item Summary:

In September 2015, the City Council established the Community Advisory Commission ("CAC"). This Agenda item asks the City Council to give direction on the Community Advisory Commission and the interview process to select the permanent advisory commission members.

Fiscal Impact:

None

Environmental Review:

- | | |
|---|---|
| <input checked="" type="checkbox"/> Not subject to review | <input type="checkbox"/> Negative Declaration |
| <input type="checkbox"/> Categorical Exemption, Section | <input type="checkbox"/> Mitigated Negative Declaration |

Public Information:

- | | | |
|--|---|---|
| <input checked="" type="checkbox"/> None | <input type="checkbox"/> Newsletter article | <input type="checkbox"/> Notice to property owners within 500 ft. |
| <input type="checkbox"/> Notice published in local newspaper | <input type="checkbox"/> Neighborhood meeting | |

Attachments:

- A. Staff Report
- B. September 1, 2015 Staff Report establishing the Community Advisory Commission

Attachment A

LEMON GROVE CITY COUNCIL STAFF REPORT

Item No. 3

Mtg. Date May 2, 2017

Item Title: **Community Advisory Commission**

Staff Contact: Lydia Romero, City Manager

Background:

On September 1, 2015, the City Council introduced Ordinance No.431, eliminating the Planning Commission and establishing the Community Advisory Commission ("CAC"). The staff report of that meeting is attached for reference (**Attachment B**). The CAC is made up of three permanent and a variable number of temporary members. The number and makeup of the temporary membership would change based upon the need for resident-members as determined on an issue-to-issue basis by the City Council. The CAC would serve the role as either a Committee or Focus Group with the permanent members serving in the leadership positions for the Committee (*i.e.* Chair and Vice Chair of the overall committee or focus group and chairs of any sub-groups formed). The purpose would be to provide more stability to the Committee/Group with less reliance on staff to assume a leadership role.

Permanent positions on the Commission shall be appointed by the City Council and shall serve for a period of three years, or until reappointment or appointment of a successor. Temporary members of the Commission shall be appointed for a limited duration by resolution of the City Council that establishes the task to be studied by the Commission or by subsequent resolution. The temporary Commission members shall serve for the length of time designated in the Resolution of the City Council establishing the matter to be studied or as amended by subsequent resolution of the City Council.

At the City Council Meeting of April 19, 2016, the City Council authorized the recruitment of the three permanent members for the CAC, directing staff to first elicit applications from former planning commission members, if none apply then open to all residents of Lemon Grove. A total of 16 applications were submitted by residents for the three permanent positions on the CAC.

Discussion:

Direction was not given to staff as the preferred method to conduct interviews for CAC members. In the past, the City Council has used a variety of methods. City Council Members have held interviews of each candidate at the end of a City Council meeting or each City Council Member chooses two individuals to interview at a City Council meeting. The City Council can also appoint a sub-committee of two members to interview candidates and recommend candidates to the full body of the City Council.

Conclusion:

Staff seeks direction on the interview process for the CAC. .

LEMON GROVE CITY COUNCIL STAFF REPORT

Item No. 5

Mtg. Date September 1, 2015

Item Title: **Ordinance No. 431 - Lemon Grove Community Advisory Commission)**

Staff Contact: James P. Lough, City Attorney

Discussion:

Background

On January 20, 2015 and during the goal-setting workshop, Councilmembers weighed in on expanded roles of former members of the Planning Commission in the future. The ideas shared achieve goals of increasing community involvement and obtaining more input on policy issues. The ideas also continue support for the focus group concept.

The matter returned to the City Council on May 5, 2015. The City Council approved a proposal to re-task the Planning Commission by adopting the format laid out on page 5 of the Staff Report as follows:

Analysis:

The attached Ordinance eliminates the Planning Commission. In the absence of a specific authorization in a local municipal code, state law assumes that the City Council will serve as the City's Planning Agency. However, staff will need to bring back further ordinance changes to reflect the change in governance for the various duties held by the Planning Commission.

The Ordinance sets up a Community Advisory Commission ("CAC"). The CAC is made up of three permanent and a variable number of temporary members. The number and makeup of the temporary membership would change based upon the need of citizen-members as determined on an issue-to-issue basis by the City Council.

The CAC would serve the role as either a Committee or Focus Group with the permanent members serving in the leadership positions for the Committee (*i.e.* Chair and Vice Chair of the overall committee or focus group and chairs of any sub-groups formed). The purpose would be to provide more stability to the Committee/Group with less reliance on staff to assume a leadership role.

The Community Advisory Commission consists of three permanent members who shall be residents of the City. By resolution, the City Council can appoint additional members that serve for a limited duration (temporary) to assist the permanent members in the study of issues assigned to the Community Advisory Commission by the City Council. Limited duration members can be residents, business owners or property owners within the City.

Permanent members of the Commission shall be appointed by the City Council and shall serve for a period of three years, or until reappointment or appointment of a successor. Temporary members of the Commission shall be appointed for a limited duration by resolution of the City Council that establishes the task to be studied by the Commission or by subsequent resolution. The temporary Commission members shall serve for the length of time designated in the Resolution of the City Council establishing the matter to be studied or as amended by subsequent resolution of the City Council.

ATTACHMENT B

ORDINANCE NO. 431

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LEMON GROVE, CALIFORNIA AMENDING AND RENAMING CHAPTER 2.08 TO ELIMINATE THE PLANNING COMMISSION AND ESTABLISH THE COMMUNITY ADVISORY COMMISSION IN CHAPTER 2.08 OF THE LEMON GROVE MUNICIPAL CODE

WHEREAS, on January 20, 2015, the City Council of the City of Lemon Grove considered various options related to the need for a Planning Commission and possible alternatives for community input; and

WHEREAS, on May 5, 2015, the City Council determined to assume the role of the planning agency of the City of Lemon Grove and begin the process to eliminate the Planning Commission and create the Community Advisory Commission as well as other changes in public noticing; and

WHEREAS, the Community Advisory Commission would consist of three permanent members and temporary members that are to be appointed on a case-by-case basis by subsequent Resolution; and

WHEREAS, the City Council desires to assume the role of planning agency as authorized by the California Government Code;

NOW THEREFORE, the City Council of the City of Lemon Grove does ordain as follows;

1. Lemon Grove Municipal Code Chapter 2.08 is amended to read as shown in Exhibit A (Attachment C), which is attached hereto and incorporated herein by reference.

INTRODUCED by the City Council on September 1, 2015. **PASSED AND ADOPTED** by the City Council of the City of Lemon Grove, State of California, on September 15, 2015 by the following vote:

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ATTACHMENT C

EXHIBIT A

PROPOSED LANGUAGE: (STRIKE OUT/REDLINE)

Chapter 2.08 ~~COMMUNITY ADVISORY COMMISSION~~ **PLANNING COMMISSION**

2.08.010 Creation.

~~—The Community Advisory Commission (“Commission”) is created to advise the City Council on issues of community importance, under the terms and conditions established by resolution of the City Council. There is created in the city a planning commission referred to in this chapter as the commission. (Ord. 431 § 1, 2015; Ord. 52 § 1, 1980; Ord. 23 § 1, 1978)~~

2.08.020 Membership.

~~The ~~commission~~ Community Advisory Commission shall consist of ~~five~~ three permanent members who shall be residents of the ~~city~~ City. By resolution, the City Council shall appoint additional members that serve for a limited duration (temporary) to assist the permanent members in the study of issues assigned to the Community Advisory Commission by the City Council. Limited duration members shall be residents, business owners and/or property owners within the City. (Ord. 431 § 1, 2015; Ord. 190, 1991)~~

2.08.030 Votes.

~~Each member of the ~~commission~~ Commission, temporary and permanent, shall have one vote. (Ord. 431 § 1, 2015; Ord. 52 § 3, 1980; Ord. 23 § 3, 1978)~~

2.08.040 Terms.

~~Permanent m~~Members of the ~~commission~~ Commission shall be appointed by the City ~~council~~ Council and shall serve for a period of three years, or until reappointment or appointment of a successor. ~~Temporary members of the Commission shall be appointed for a limited duration by resolution of the City Council that establishes the task to be studied by the Commission or by subsequent resolution. The temporary Commission members shall serve for the length of time designated in the Resolution of the City Council establishing the matter to be studied or as amended by subsequent resolution of the City Council. (Ord. 431 § 1, 2015; Ord. 294, 1999; Ord. 190, 1991)~~

2.08.050 Vacancies.

~~Vacancies in the permanent members of the Commission~~ ~~commission~~ occurring other than by expiration of the term shall be filled by appointment by the ~~council~~ Council upon recommendation by the Mayor. ~~Vacancies of temporary members may be filled by subsequent Resolution of the City Council. (Ord. 431 § 1, 2015; Ord. 52 § 7, 1980; Ord. 23 § 7, 1978)~~

2.08.060 Resignation ~~ti~~ ~~re~~ment upon unexcused absence.

~~Absence from three consecutive regular meetings of the Commission shall ~~may~~ be deemed by the city ~~council~~ to constitute a ~~resignation~~ ~~ti~~ ~~re~~ment of such member unless excused by the City Council. Unless an absence is excused, and the position shall be declared vacant. (Ord. 431 § 1, 2015; Ord. 52 § 8, 1980; Ord. 23 § 8, 1978)~~

Attachment C

2.08.070 Quorum.

~~A majority of voting members~~~~Three voting members~~ shall constitute a quorum at any meeting. (Ord. 431 § 1, 2015; Ord. 52 § 9, 1980; Ord. 23 § 9, 1978)

2.08.080 Compensation.

Members ~~may~~~~will~~ be compensated at a rate established by the ~~city~~~~City Council~~~~Council~~. (Ord. 431 § 1, 2015; Ord. 191, 1991)

2.08.090 Powers and duties.

~~The Commission~~~~commission~~ shall have all of the powers and duties established by state law, ~~and by ordinances and resolutions,~~ which the Council may enact. ~~The City Council, acting as the~~ planning body under State law, ~~may delegate to the Commission advisory functions on a case-by-case basis by Resolution.~~ (Ord. 431 § 1, 2015; Ord. 52 § 11, 1980; Ord. 23 § 10, 1978)

2.08.100 Rules and regulations.

~~In absence of rules and regulations adopted by the City Council by Resolution,~~ ~~The Commission~~~~commission~~ may prepare and adopt rules and regulations for the internal government of its business and designate the time and place for holding meetings. (Ord. 431 § 1, 2015; Ord. 52 § 12, 1980; Ord. 23 § 11, 1978)

2.08.110 Plans.

~~It is the duty of the Commission~~~~commission~~ to ~~advise the City Council upon the amendment or revision of the General Plan when requested by the City Council.~~ ~~adopt a general plan, as defined by state law, for the physical development of the city and to make such other plans, studies and recommendations as it may deem necessary to insure an orderly and beneficial development of the city.~~ (Ord. 431 § 1, 2015; Ord. 52 § 13, 1980; Ord. 23 § 12, 1978)

PROPOSED LANGUAGE: (CLEAN VERSION)

Chapter 2.08 COMMUNITY ADVISORY COMMISSION

2.08.010 Creation.

The Community Advisory Commission ("Commission") is created to advise the City Council on issues of community importance, under the terms and conditions established by resolution of the City Council. (Ord. 431 § 1, 2015; Ord. 52 § 1, 1980; Ord. 23 § 1, 1978)

2.08.020 Membership.

The Community Advisory Commission shall consist of three permanent members who shall be residents of the City. By resolution, the City Council shall appoint additional members that serve for a limited duration (temporary) to assist the permanent members in the study of issues assigned to the Community Advisory Commission by the City Council. Limited duration members shall be residents, business owners and/or property owners within the City. (Ord. 431 § 1, 2015; Ord. 190, 1991)

ATTACHMENT C

2.08.030 Votes.

Each member of the Commission, temporary and permanent, shall have one vote. (Ord. 431§ 1, 2015; Ord. 52 § 3, 1980; Ord. 23 § 3, 1978)

2.08.040 Terms.

Permanent members of the Commission shall be appointed by the City Council and shall serve for a period of three years, or until reappointment or appointment of a successor. Temporary members of the Commission shall be appointed for a limited duration by resolution of the City Council that establishes the task to be studied by the Commission or by subsequent resolution. The temporary Commission members shall serve for the length of time designated in the Resolution of the City Council establishing the matter to be studied or as amended by subsequent resolution of the City Council. (Ord. 431 § 1, 2015; Ord. 294, 1999; Ord. 190, 1991)

2.08.050 Vacancies.

Vacancies in the permanent members of the Commission occurring other than by expiration of the term shall be filled by appointment by the Council upon recommendation by the mayor. Vacancies of temporary members may be filled by subsequent Resolution of the City Council. (Ord. 431 § 1, 2015; Ord. 52 § 7, 1980; Ord. 23 § 7, 1978)

2.08.060 Resignation upon unexcused absence.

Absence from three consecutive regular meetings of the Commission shall be deemed City Council to constitute a resignation of such member unless excused by the City Council. Unless an absence is excused, the position shall be vacant. (Ord. 431§ 1, 2015; Ord. 52 § 8, 1980; Ord. 23 § 8, 1978)

2.08.070 Quorum.

A majority of voting members shall constitute a quorum at any meeting. (Ord. 431§ 1, 2015; Ord. 52 § 9, 1980; Ord. 23 § 9, 1978)

2.08.080 Compensation.

Members may be compensated at a rate established by the City Council. (Ord. 431 § 1, 2015; Ord. 191, 1991)

2.08.090 Powers and duties.

The Commission shall have all of the powers and duties established by state law, ordinances and resolutions, which the Council may enact. The City Council, acting as the planning body under State law, may delegate to the Commission advisory functions on a case-by-case basis by Resolution. (Ord. 431 § 1, 2015; Ord. 52 § 11, 1980; Ord. 23 § 10, 1978)

2.08.100 Rules and regulations.

In absence of rules and regulations adopted by the City Council by Resolution, the Commission may prepare and adopt rules and regulations for the internal government of its business and designate the time and place for holding meetings. (Ord. 431 § 1, 2015; Ord. 52 § 12, 1980; Ord. 23 § 11, 1978)

Attachment C

2.08.110 Plans.

It is the duty of the Commission to advise the City Council upon the amendment or revision of the General Plan when requested by the City Council. (Ord. 431 § 1, 2015; Ord. 52 § 13, 1980; Ord. 23 § 12, 1978)