



# MINUTES

## Regular Meeting of the San Marcos City Council

**TUESDAY, October 11, 2022**

City Council Chambers  
1 Civic Center Drive, San Marcos, CA 92069

Regular City Council Meeting

Special City of San Marcos as Successor Agency to the San Marcos Redevelopment Agency Meeting

Special City of San Marcos as Successor Housing Agency to the San Marcos Redevelopment Agency Meeting

Regular Fire Protection District Meeting

Special San Marcos Public Financing Authority Meeting

Regular San Marcos Public Facilities Authority Meeting

**CALL TO ORDER:** Mayor Jones called the City Council meeting to order at 6:00 P.M.

**PLEDGE OF ALLEGIANCE:** Led by Mayor Jones

**INVOCATION:** Led by Jim Brown, The Lake Church

**ROLL CALL:**

PRESENT: COUNCILMEMBERS: MUSGROVE, NUÑEZ, WALTON, JENKINS, JONES  
ABSENT: COUNCILMEMBERS: NONE

**ALSO PRESENT:** City Manager Griffin, City Attorney Peak, Deputy City Clerk Moss, and City Clerk Scollick.

### **PROCLAMATIONS AND PRESENTATIONS**

- A. Presentation of certificates of recognition to SMUSD and the San Marcos Prevention Coalition in honor of Red Ribbon Week
- B. Presentation of certificate of recognition to Kenneth Kim

### **CONSENT CALENDAR**

**MOVED BY DEPUTY MAYOR JENKINS, SECONDED BY COUNCILMEMBER MUSGROVE TO APPROVE THE CONSENT CALENDAR.**

AYES: COUNCILMEMBERS: JENKINS, MUSGROVE, WALTON, NUÑEZ, JONES  
NOES: COUNCILMEMBERS: NONE



Regular City Council/Special City of San Marcos As Successor Agency to the San Marcos Redevelopment Agency/Special City of San Marcos As Successor Housing Agency to the San Marcos Redevelopment Agency/Regular Fire Protection District/ Special Public Financing Authority/ Regular San Marcos Public Facilities Authority Meetings

Tuesday, October 11 | Page 2 of 5

---

ABSENT: COUNCILMEMBERS: NONE

- 1) **WAIVER OF TEXT.** This item is to waive the reading of the text of all ordinances and resolutions introduced and adopted at this meeting. Ordinances and resolutions shall be introduced or adopted by title.
- 2) **APPROVAL OF MINUTES.** Approved the minutes of a regular City Council meeting on September 27, 2022.
- 3) **APPROVAL OF WARRANTS.** Approved City Council, Successor Agency, and Fire Protection District warrants dated 10/3/2022.
- 4) **SECOND READING OF ORDINANCE NO. 2022-1523 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN MARCOS, CALIFORNIA, ADDING CHAPTER 2.22 (ELECTRONIC FILING OF STATEMENTS OF ECONOMIC INTERESTS AND CAMPAIGN DISCLOSURE STATEMENTS) TO TITLE 2 (ADMINISTRATION AND PERSONNEL) OF THE SAN MARCOS MUNICIPAL CODE.** Adopted Ordinance 2022-1523 adding Chapter 2.22 (Electronic Filing of Statements of Economic Interests and Campaign Disclosure Statements) to Title 2 (Administration and Personnel) of the San Marcos Municipal Code.
- 5) **SECOND READING OF ORDINANCE NO. 2022-1524 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN MARCOS, CALIFORNIA, AMENDING CHAPTER 2.30 (PURCHASING) OF THE SAN MARCOS MUNICIPAL CODE.** Adopted Ordinance 2022-1524 amending Chapter 2.30 (Purchasing) of the San Marcos Municipal Code.
- 6) **DECLARE VACANCIES ON VARIOUS BOARDS, COMMITTEES AND COMMISSIONS.** Approved the declaration of upcoming vacancies; authorize advertising to accept applications from Wednesday, October 12, 2022 to Friday, December 16, 2022 at 5:00 p.m.; and conduct appointment process at the City Council meeting on Tuesday, January 10, 2023 to the referenced Board, Committee, and Commission vacancies.
- 7) **RESOLUTION NO. 2022-9081 - AUTHORIZING THE AWARD OF CONTRACTS TO AZTEC LANDSCAPE, INC. AND CALIFORNIA TREE MAINTENANCE SERVICE, INC. FOR FULL SERVICE WEED ABATEMENT AND TREE MAINTENANCE SERVICES (AS NEEDED) AND DELEGATING AUTHORITY TO THE CITY MANAGER TO NEGOTIATE, FINALIZE, AND EXECUTE CONTRACTS AND ALL RELATED DOCUMENTS WITH SAID VENDORS.** Adopted a resolution authorizing the award of two contracts for as needed full service weed abatement and tree maintenance services contract and delegating authority to the City Manager to finalize and execute contracts and all related documents thereafter with Aztec Landscaping Inc. and California Tree Services, Inc.
- 8) **RESOLUTION NO. 2022-9082, DECLARING CERTAIN CITY-OWNED REAL PROPERTIES WITHIN THE UNIVERSITY DISTRICT SPECIFIC PLAN AREA EXEMPT FROM THE SURPLUS LAND ACT PURSUANT TO CALIFORNIA GOVERNMENT CODE SECTION 54234(A)(1); AND RESOLUTION NO. 2022-9083, APPROVING AN AGREEMENT BETWEEN THE CITY AND URBAN VILLAGES SAN**



Regular City Council/Special City of San Marcos As Successor Agency to the San Marcos Redevelopment Agency/Special City of San Marcos As Successor Housing Agency to the San Marcos Redevelopment Agency/Regular Fire Protection District/ Special Public Financing Authority/ Regular San Marcos Public Facilities Authority Meetings

Tuesday, October 11 | Page 3 of 5

---

**MARCOS, LLC FOR THE SALE OF CERTAIN CITY-OWNED REAL PROPERTIES WITHIN THE UNIVERSITY DISTRICT SPECIFIC PLAN AREA, AND AUTHORIZING THE CITY MANAGER AND THE CITY ATTORNEY TO NEGOTIATE, FINALIZE, AND EXECUTE A PURCHASE AND SALE AGREEMENT WITH RESPECT TO THE SAME.** Adopted Resolution No. 2022-9082 declaring certain City-owned real properties within the University District Specific Plan area exempt from the Surplus Land Act pursuant to California Government Code Section 54234(a)(1); and adopted Resolution No. 2022-9083 approving an agreement between the City and Urban Villages San Marcos, LLC for the sale of certain City-owned real properties within the University District Specific Plan area, and authorizing the City Manager and the City Attorney to negotiate, finalize, and execute a purchase and sale agreement with respect to the same.

#### **ORAL COMMUNICATIONS**

None.

#### **ORDINANCES**

9) **ORDINANCE NO. 2022-1525 - AMENDING SAN MARCOS MUNICIPAL CODE CHAPTER 17.64 TO ADOPT THE 2022 CALIFORNIA FIRE CODE, AND DECLARING LOCAL CONDITIONS TO AMEND CERTAIN PROVISIONS OF THE SAME.** Introduced the first reading of an ordinance amending San Marcos Municipal Code Chapter 17.64 to adopt the 2022 California Fire Code, and declaring local conditions to amend certain provisions of the same.

**HELEN PEAK, CITY ATTORNEY**, presented the staff report.

**MOVED BY MAYOR JONES, SECONDED BY COUNCILMEMBER WALTON TO INTRODUCE THE ORDINANCE.**

AYES: COUNCILMEMBERS: JENKINS, MUSGROVE, WALTON, NUÑEZ, JONES

NOES: COUNCILMEMBERS: NONE

ABSENT: COUNCILMEMBERS: NONE

10) **ORDINANCE NO. 2022-1526 - AMENDING SAN MARCOS MUNICIPAL CODE TITLE 17 (BUILDINGS, CONSTRUCTION, AND RELATED ACTIVITIES) AND ADOPTING LOCAL AMENDMENTS TO THE CALIFORNIA BUILDING CODE.** Introduced the first reading of the Ordinance amending the San Marcos Municipal Code Title 17 (Buildings, Construction, and Related Activities), and adopting local amendments to the California Building Code

**DAVID YORBA, INTERIM BUILDING OFFICANT**, presented the staff report.

**MOVED BY COUNCILMEMBER MUSGROVE, SECONDED BY MAYOR JONES TO INTRODUCE THE ORDINANCE.**

AYES: COUNCILMEMBERS: JENKINS, MUSGROVE, WALTON, NUÑEZ, JONES



Regular City Council/Special City of San Marcos As Successor Agency to the San Marcos Redevelopment Agency/Special City of San Marcos As Successor Housing Agency to the San Marcos Redevelopment Agency/Regular Fire Protection District/ Special Public Financing Authority/ Regular San Marcos Public Facilities Authority Meetings

Tuesday, October 11 | Page 4 of 5

---

NOES: COUNCILMEMBERS: NONE

ABSENT: COUNCILMEMBERS: NONE

#### **PUBLIC HEARINGS**

11) **ORDINANCE NO. 2022-1527 - AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SAN MARCOS, CALIFORNIA, AMENDING TITLE 20 OF THE SAN MARCOS MUNICIPAL CODE RELATING TO IMPLEMENTATION OF THE 2021-2029 HOUSING ELEMENT.** Introduced the first reading of an ordinance amending certain provisions under Title 20 of the San Marcos Municipal Code to implement the 2021-2029 Housing Element consistent with the requirements of State Housing Law. The project will rely on the Addendum to the General Plan Final Environmental Impact Report that was prepared as part of adoption of the 2021-2029 Housing Element, which found that no new significant impacts would result from the amendments to the Zoning Ordinance needed to implement the 2021-2029 Housing Element.

**JOSEPH FARACE, PLANNING DIRECTOR**, presented the report.

**MOVED BY MAYOR JONES, SECONDED BY COUNCILMEMBER MUSGROVE TO CLOSE THE PUBLIC HEARING.**

AYES: COUNCILMEMBERS: JENKINS, MUSGROVE, WALTON, NUÑEZ, JONES

NOES: COUNCILMEMBERS: NONE

ABSENT: COUNCILMEMBERS: NONE

**MOVED BY MAYOR JONES, SECONDED BY COUNCILMEMBER MUSGROVE TO INTRODUCE THE ORDINANCE.**

AYES: COUNCILMEMBERS: JENKINS, MUSGROVE, WALTON, NUÑEZ, JONES

NOES: COUNCILMEMBERS: NONE

ABSENT: COUNCILMEMBERS: NONE

#### **REPORTS (Including AB 1234 Reporting Requirements)**

12) **SAN DIEGO ASSOCIATION OF GOVERNMENTS REPORT** – MAYOR JONES. No report.

13) **LEAGUE OF CALIFORNIA CITIES REPORT** – COUNCILMEMBER NUÑEZ. Report given with no action taken.

14) **NORTH COUNTY TRANSIT DISTRICT REPORT** – DEPUTY MAYOR JENKINS. No report.

15) **NORTH COUNTY DISPATCH JOINT POWERS AUTHORITY REPORT** - COUNCILMEMBER WALTON. No report.

16) **CLEAN ENERGY ALLIANCE REPORT** – COUNCILMEMBER MUSGROVE. No report.



Regular City Council/Special City of San Marcos As Successor Agency to the San Marcos Redevelopment Agency/Special City of San Marcos As Successor Housing Agency to the San Marcos Redevelopment Agency/Regular Fire Protection District/ Special Public Financing Authority/ Regular San Marcos Public Facilities Authority Meetings

Tuesday, October 11 | Page 5 of 5

---

17) **CITY COUNCIL BUSINESS VISITS** – Mayor Jones and Councilmember Musgrove visited Avoya Travel. Report given with no action taken.

18) **SAN MARCOS CREEK PROJECT UPDATE** – CITY MANAGER GRIFFIN. Report given with no action taken.

#### **COUNCIL COMMENTARY**

None.

#### **ADJOURNMENT**

**MAYOR JONES** adjourned the meeting at 7:05 PM.

---

REBECCA D. JONES, MAYOR  
CITY OF SAN MARCOS

ATTEST:

---

PHILLIP SCOLICK, CITY CLERK  
CITY OF SAN MARCOS