



Amended May 2, 2014

**CITY COUNCIL REGULAR MEETING
AGENDA
May 6, 2014 – 7:00 P.M.**

City Council Chambers
13325 Civic Center Drive, Poway, CA 92064

*THE CITY COUNCIL ALSO SITS AS THE CITY OF POWAY PLANNING COMMISSION, POWAY HOUSING AUTHORITY,
PUBLIC FINANCING AUTHORITY AND SUCCESSOR AGENCY TO THE POWAY REDEVELOPMENT AGENCY*

CALL TO ORDER

ROLL CALL

Cunningham, Vaus, Mullin, Grosch, Higginson

PLEDGE OF ALLEGIANCE

Deputy Mayor Grosch

PRESENTATION

Presentation from Representatives of the San Diego County Fair.

PUBLIC ORAL COMMUNICATIONS

Persons speaking during Public Oral Communications may address the Council on any subject matter within the Council's jurisdiction that is not listed as an item on the agenda. State law generally prohibits the Council from taking action on any issue not included on the agenda. Your concerns will be referred to staff. **Comments are limited to three (3) minutes.**

NOTE: The agenda is posted and provided 11 days prior to the City Council meeting. By State law, items can be added up to 72 hours prior to the meeting. Items with a “#” symbol are in preparation. If items are added after original agenda is posted, new items will be listed on an Amended Agenda posted the Friday prior to the meeting.

For your convenience, a complete Agenda Packet is available for public review at City Hall and on the City's website at www.poway.org.

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1. CONSENT CALENDAR (Approved By Roll Call Vote)

The Consent Calendar may be enacted in one motion by the Council without discussion unless a Councilmember, a member of the public, or City staff requests that an item be removed for discussion.

- 1.1 Approval of Reading by Title only and Waiver of Reading in full of Ordinances on Agenda.
- 1.2 Ratification/Approval of Warrant Registers for the periods March 17 through March 21, 2014, March 24 through March 28, 2014, and March 31 through April 4, 2014.
- 1.3 Approval of the April 15, 2014 Regular City Council Minutes.
- 1.4 Acceptance of the Sheriff Station Emergency Generator Project, Bid No. 14-004, from Industrial Power & Automation, as complete; Authorize the City Clerk to file and record the Notice of Completion; Authorize the release of the retention in the amount of \$2,350.00, if unencumbered, 45 days after City Council acceptance; Release the Bond for Material and Labor in the amount of \$47,000.00 and retain the Bond for Faithful Performance for a period of one year.

2. ORDINANCE (Ordinance(s) that do not require a Public Hearing)

- 2.1 None.

3. PUBLIC HEARING

- 3.1 First Reading of an Ordinance approving Specific Plan Amendment 13-005; Tech Business Center Ventures LP, Property Owner/Applicant: A request to change the Land Use Designation on 16 properties from Industrial Park to Light Industrial.

City Manager's Recommendation: Take public input; close the public hearing and introduce the Ordinance for first reading by title only, waiving further reading, and schedule adoption of the Ordinance for May 20, 2014.

4. STAFF REPORT

- 4.1 Approval of the City's revised Statement of Investment Policy.

City Manager's Recommendation: Rescind Resolution No. 13-007 and adopt a resolution entitled, "A Resolution of the City Council of the City of Poway, California, Amending Investment Policy for Public Funds and Rescinding Resolution No. 13-007."

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4.2 Acceptance of the City's Investment Report as of March 31, 2014.

City Manager's Recommendation: Accept and file the March 31, 2014, Investment Report.

5. WORKSHOP

5.1 Discussion on Amateur Radio Antenna Regulations.

City Manager's Recommendation: Provide direction to staff on the regulations and direct staff to return to the City Council with an Ordinance amending the PMC with updated amateur radio antenna regulations and a resolution amending the City's Master Fee Schedule, if appropriate.

6. CITY MANAGER ITEMS

7. CITY ATTORNEY ITEMS

7.1 CLOSED SESSION

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Government Code Section 54956.9.

One (1) potential case

The City of Poway is a participating agency in the City of San Diego Metropolitan Wastewater System (the "Metro System") along with a number of other agencies, including Padre Dam Municipal Water District. In 2010, Padre Dam performed a review of its billings as a participating agency in the Metro System and discovered that it had been overcharged by the City of San Diego since fiscal year ending June 30, 1998, which necessarily means that Poway and the other participating agencies were likely undercharged during that time. By a joint letter dated February 5, 2013, Padre Dam and the City of San Diego have presented their recommendation for resolving the overbillings by the City of San Diego, the overpayments by Padre Dam, and their contentions that the City of Poway along with all other participating agencies should contribute toward a resolution of Padre Dam's claims. Following the receipt of the joint letter, the City of San Diego informed the participating agencies, including the City of Poway, that there is another area where San Diego has committed errors in calculating charges related to the Metro System, specifically in charges for San Diego's operation of its North City Water Recycling facility. The parties have undertaken negotiations in an effort to resolve these claims.

8. MAYOR AND CITY COUNCIL-INITIATED ITEMS

JIM CUNNINGHAM

8.1 “Hike, Bike and Ride across Poway” - (verbal report).

STEVE VAUS

JOHN MULLIN

DAVE GROSCH

DON HIGGINSON

ADJOURNMENT

The Poway City Council welcomes you and encourages your continued interest and involvement in the City’s decision-making process.

The City of Poway complies with the Americans with Disabilities Act. Upon request this agenda will be made available in appropriate alternative formats to persons with disabilities as required by section 202 of the American with Disabilities Act of 1990. Any person with a disability who requires a modification or accommodation in order to participate in a meeting should direct such request to the City Clerk’s Office at 858-668-4530 at least 24 hours before the meeting, if possible.

State of California)

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AFFIDAVIT OF POSTING

County of San Diego)

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I, Sheila R. Cobian, City Clerk of the City of Poway, hereby declare under penalty of perjury that this notice of a Regular Meeting as called by the City Council of the City of Poway was posted and provided on May 2, 2014, at 3:30 p.m. Said meeting to be held at 7:00 p.m., May 6, 2014, in the Poway City Council Chambers, 13325 Civic Center Drive, Poway, California. Said notice was posted on the Bulletin Board at the entrance to City Hall.

Sheila R. Cobian

Sheila R. Cobian, CMC, City Clerk