

**MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL  
AND COMMUNITY DEVELOPMENT COMMISSION –  
HOUSING AUTHORITY OF THE CITY OF NATIONAL CITY**

**May 6, 2014**

The Regular Meeting of the City Council and Community Development Commission – Housing Authority of the City of National City was called to order at 6:18 p.m. by Mayor / Chairman Ron Morrison.

**ROLL CALL**

Council / Board members present: Cano, Morrison, Natividad, Rios, Sotelo-Solis.  
Administrative Officials present: Dalla, Deese, Duong, Manganiello, Parra, Raulston, Rodriguez, Silva, Stevenson, Vergara, Williams.  
Others present: Student Representative Kane Gillego.

**PLEDGE OF ALLEGIANCE TO THE FLAG BY MAYOR RON MORRISON**

Item No. 15 was taken up next.

**PUBLIC HEARING**

**CONDITIONAL USE PERMITS 2014 (403-29-1)**

15. Public Hearing – Conditional Use Permit for a Wireless Communications Facility. (Planning)

**RECOMMENDATION:** Staff concurs with the decision of the Planning Commission to deny the CUP.

**TESTIMONY:** None.

**ACTION:** Mayor Morrison stated that the applicant has requested the Hearing be continued to allow time to meet with the neighborhood. Motion by Rios, seconded by Sotelo-Solis, to continue the Public Hearing to August 19, 2014. Carried by unanimous vote.

**PUBLIC ORAL COMMUNICATIONS**

Rubin Guerrero, National City Business Owner, urged the City to consider updating the Animal Control Ordinance relating to keeping chickens and roosters.

William Samm, National City, shared a confusing experience he had while seeking a job with the City.

**PUBLIC ORAL COMMUNICATIONS (cont.)**

Juan Lopez, National City, expressed his concerns about the dangers posed by cell phone towers and urged the City to keep them a safe distance from residences.

**CITY COUNCIL**

**PROCLAMATION**

**PROCLAMATION ADMIN (102-2-1)**

1. Proclaiming the week of May 18, 2014 thru May 24, 2014 as: NATIONAL PUBLIC WORKS WEEK

**PRESENTATION**

**COUNCIL MEETING PRESENTATIONS 2014 (102-10-9)**

2. Presentation and Acknowledgement – 2013-2014 Kimball Elementary School Student Council Officers.

**INTERVIEWS AND APPOINTMENTS**

**BOARDS & COMMISSIONS ADMIN (101-1-1)**

3. Interviews and Appointments: Traffic Safety Committee and Community & Police Relations Commission (CPRC). (City Clerk)  
**ACTION:** Motion by Morrison, seconded by Rios, to conditionally appoint Victor Barajas to the Community & Police Relations Commission. Carried by unanimous vote.  
Motion by Morrison, seconded by Rios, to appoint Ryan Whipple to the Traffic Safety Committee. Carried by unanimous vote.  
Emmanuel Gutierrez appeared for interview.

**CONSENT CALENDAR**

**ADOPTION OF CONSENT CALENDAR.** Item No. 4 (Minutes), Item Nos. 5 and 6 (Resolution Nos. 2014-54 and 2014-55), Item No. 7 (TUP), Item Nos. 8 through 11 (Warrant Registers). Motion by Natividad, seconded by Rios, to pull Item No. 7, and to approve the remainder of the Consent Calendar. Carried by unanimous vote.

**APPROVAL OF MINUTES**

4. APPROVAL OF THE MINUTES OF THE REGULAR MEETINGS OF THE CITY COUNCIL AND COMMUNITY DEVELOPMENT COMMISSION - HOUSING AUTHORITY OF THE CITY OF NATIONAL CITY OF APRIL 1, 2014 AND APRIL 15, 2014. (City Clerk)  
**ACTION:** Approved. See above.

**CONSENT CALENDAR (cont.)**

**SUBDIVISIONS / VARIANCES 2014 (415-1-10)**

5. Resolution No. 2014-54. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY APPROVING AND AUTHORIZING THE MAYOR TO SIGN THE FINAL SUBDIVISION MAP FOR 8 ON C, CASE FILE NUMBER S-2004-6, AN EIGHT LOT SUBDIVISION LOCATED ON THE EAST SIDE OF "C" AVENUE BETWEEN E. 8TH STREET AND E. 9TH STREET IN NATIONAL CITY, CONSISTENT WITH THE PROVISIONS OF THE SUBDIVISION MAP ACT OF THE STATE OF CALIFORNIA AND APPLICABLE LOCAL ORDINANCES OF THE CITY OF NATIONAL CITY. (Engineering/Public Works)

**ACTION:** Adopted. See above.

**CONTRACT (C2014-17)**

**GRANT / HOUSING, GRANTS & ASSET MANAGEMENT (206-4-28)**

6. Resolution No. 2014-55. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY ACCEPTING A GRANT, AUTHORIZING THE MAYOR TO EXECUTE A GRANT AGREEMENT FOR \$50,000 WITH THE COUNTY OF SAN DIEGO, AND AUTHORIZING THE ESTABLISHMENT OF APPROPRIATIONS AND THE CORRESPONDING REVENUE BUDGET TO ASSIST WITH COSTS ASSOCIATED WITH A CAPITAL IMPROVEMENT PROJECT TO REPLACE THE ROOF HVAC EQUIPMENT AND WALK-IN REFRIGERATOR AT THE GEORGE H. WATERS NUTRITION CENTER LOCATED AT 1415 D AVENUE IN NATIONAL CITY. (Housing, Grants, & Asset Management)

**ACTION:** Adopted. See above.

**TEMPORARY USE PERMITS 2014 (203-1-30)**

7. Temporary Use Permit – Movies in the Park on June 13th, July 11th, August 8th and September 12th, 2014 at various City locations from 6pm to 9:30pm. This is a National City sponsored event per Council Policy #804. (Neighborhood Services)

**ACTION:** Motion by Natividad, seconded by Rios, to approve the Temporary Use Permit. Carried by unanimous vote.

Council Member Sotelo-Solis requested that the food truck item be brought back.

**WARRANT REGISTER JULY 2013 – JUNE 2014 (202-1-28)**

8. Warrant Register #39 for the period of 03/19/14 through 03/25/14 in the amount of \$349,917.70. (Finance)

**ACTION:** Ratified. See above.

**CONSENT CALENDAR (cont.)**

**WARRANT REGISTER JULY 2013 – JUNE 2014 (202-1-28)**

9. Warrant Register #40 for the period of 03/26/14 through 04/01/14 in the amount of \$2,546,789.35. (Finance)  
**ACTION:** Ratified. See above.

**WARRANT REGISTER JULY 2013 – JUNE 2014 (202-1-28)**

10. Warrant Register #41 for the period of 04/02/14 through 04/08/14 in the amount of \$888,666.65. (Finance)  
**ACTION:** Ratified. See above.

**WARRANT REGISTER JULY 2013 – JUNE 2014 (202-1-28)**

11. Warrant Register #42 for the period of 04/09/14 through 04/15/14 in the amount of \$1,612,706.33. (Finance)  
**ACTION:** Ratified. See above.

**PUBLIC HEARINGS**

**PARKING DISTRICT ADMIN (801-1-1)**

12. Continued Public Hearing of the City Council of the City of National City to consider establishment of Residential Permit Parking District "K" on both sides of E. 26th Street between "B" Avenue and "D" Avenue and on the east side of the 2500 block of "B" Avenue pursuant to City Council Policy 710 "Residential Permit Parking Program." (TSC 2013-25)  
(Engineering/Public Works)

**RECOMMENDATION:** Consider establishment of Residential Permit Parking District "K."

**TESTIMONY:** Omar Negash, National City, spoke in opposition to establishment of the parking district.

Maria Erickson, National City, spoke in support.

Maria Castaneda, National City, spoke in opposition.

Alma Fernandez, National City, spoke in support.

**ACTION:** Motion by Sotelo-Solis, seconded by Rios, to close the Public Hearing. Carried by unanimous vote.

Motion by Sotelo-Solis, seconded by Natividad, to deny establishment of the district and return in six months with data.

Failed by the following vote, to-wit: Ayes: Natividad, Sotelo-Solis.

Nays: Cano, Morrison, Rios. Abstain: None. Absent: None.

Motion by Natividad, to deny establishing the district. Motion died for lack of a second.

Motion by Rios, seconded by Cano, to re-open the Public Hearing.

Carried by the following vote, to-wit: Ayes: Cano, Morrison, Natividad, Rios. Nays: Sotelo-Solis. Abstain: None. Absent: None.

**PUBLIC HEARINGS (cont.)**

**PARKING DISTRICT ADMIN (801-1-1)**

12. Continued Public Hearing of the City Council of the City of National City to consider establishment of Residential Permit Parking District "K" (continued).

**ACTION:** Motion by Rios, seconded by Cano, to continue the Public Hearing to June 17, 2014 with the understanding that there be heightened enforcement. Carried by the following vote, to-wit: Ayes: Cano, Morrison, Natividad, Rios. Nays: Sotelo-Solis. Abstain: None. Absent: None.

Council Members Cano and Rios disclosed that they live in the neighborhood within 500 feet of the traffic controls that are being considered in Item No. 13. For that reason they would be abstaining on the matter.

Member Cano and Rios left the Chamber at 8:54 pm

**PARKING & TRAFFIC CONTROL ADMIN 2014 (801-2-35)**

13. Public Hearing of the City Council of the City of National City to consider the installation of Red Flashing Beacons, Stop Ahead Warning Signs with Pavement Markings and installation of Raised Pavement Markers to reduce speeding and Stop Sign Violations on Manchester Street, between Plaza Boulevard and Ethel Place. (TSC 2014-05) (Engineering/Public Works)

**RECOMMENDATION:** Consider the installation of Red Flashing Beacons, Stop Ahead Warning Signs with Pavement Markings and installation of Raised Pavement Markers to reduce speeding and stop sign violations on Manchester Street between Plaza Blvd. and Ethel Place.

**TESTIMONY:** Two letters were submitted to the City Clerk; one in support and one in opposition to the proposed actions. (Copies on file in the Office of the City Clerk)

**ACTION:** Motion by Natividad, seconded by Cano, to close the Public Hearing. Carried by the following vote, to-wit: Ayes: Morrison, Natividad, Sotelo-Solis. Nays: None. Abstain: Cano, Rios. Absent: None.

Motion by Sotelo-Solis, to install Red Flashing Beacons only. Motion died for lack of a second.

Motion by Morrison, seconded by Sotelo-Solis, to approve installation of Signage and Markers. Carried by the following vote, to-wit: Ayes: Morrison, Natividad, Sotelo-Solis. Nays: None. Abstain: Cano, Rios. Absent: None.

Council Members Cano and Rios returned to the Chamber at 9:15 pm

**PUBLIC HEARINGS (cont.)**

**STREET VACATION ADMIN 2011 – 2020 (902-26-6)**

14. Public Hearing – Proposed Street Vacation of 205 feet of alleyway between West 16th & West 18th Streets in the coastal zone. (Applicant: Randal Ehm for YYK Industries, Inc.) (Case File 2013-30 CDP) (Planning)

**RECOMMENDATION:** Staff concurs with the Planning Commission determination and recommends approval of the street vacation.

**TESTIMONY:** The applicants were present and responded to questions

**ACTION:** Motion by Natividad, seconded by Sotelo-Solis, to close the Public Hearing. Carried by unanimous vote.

**CONDITIONAL USE PERMITS 2014 (403-29-1)**

15. Public Hearing – Conditional Use Permit for a Wireless Communications Facility at Sweetwater Heights Park at 3820 Cagle Street. (Applicant: Plancom, Inc. for Verizon Wireless) (Case File 2014-01 CUP) (Applicant has requested a continuance to a date in August) (Planning)

**ACTION:** Item taken up earlier. See above.

**BLOCK GRANT PROGRAM ADMIN 2014 – 2015 (406-1-29)**

16. Public Hearing No. 2 of 2 on the allocation of U.S. Department of Housing and Urban Development (HUD) Program Year 2014 entitlement grant funds, program income, and funds remaining from completed projects to Community Development Block Grant (CDBG) and HOME Investment Partnerships (HOME) Program activities proposed for the 2014-2015 Action Plan. (Housing, Grants & Asset Management)

**RECOMMENDATION:** Conduct the Public Hearing.

**TESTIMONY:** None.

**ACTION:** Motion by Sotelo-Solis, seconded by Rios, to close the Public Hearing. Carried by the following vote, to-wit: Ayes: Cano, Morrison, Rios, Sotelo-Solis. Nays: None. Abstain: None. Absent: Natividad.

**CITY WIDE HOUSING ADMIN (303-4-1)**

17. Public Hearing for the amended Public Participation Plan for the U.S. Department of Housing and Urban Development Consolidated Plan. (Housing, Grants & Asset Management)

**RECOMMENDATION:** Conduct the Public Hearing.

**TESTIMONY:** None.

**ACTION:** Motion by Sotelo-Solis, seconded by Rios, to close the Public Hearing. Carried by unanimous vote.

**NON CONSENT RESOLUTIONS**

**CONTRACT (C2013-49)**

18. Resolution No. 2014-56. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY, 1) APPROVING AN INCREASE OF \$280,000 TO THE CONTRACT WITH EC CONSTRUCTORS, INC. FOR THE 1726 WILSON AVENUE TENANT AND SITE IMPROVEMENTS PROJECT (SPECIFICATION NO. 13-06) TO COVER THE COST OF ADDITIONAL IMPROVEMENTS FOR NEW PUBLIC WORKS FACILITIES, AND 2) AUTHORIZING THE MAYOR TO EXECUTE FUTURE CHANGE ORDERS IN EXCESS OF \$50,000 ASSOCIATED WITH, AND NOT TO EXCEED IN TOTAL, SAID INCREASE IN CONTRACT AMOUNT. (Engineering/Public Works)

**RECOMMENDATION:** Adopt the Resolution.

**TESTIMONY:** None.

**ACTION:** Motion by Natividad, seconded by Morrison, to adopt the Resolution. Carried by the following vote, to-wit: Ayes: Morrison, Natividad, Rios. Nays: Cano, Sotelo-Solis. Abstain: None. Absent: None.

**STREET VACATION ADMIN 2011 – 2020 (902-26-6)**

19. Resolution No. 2014-57. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY – AUTHORIZATION OF EXECUTION OF AN ORDER OF VACATION OF 205 FEET OF ALLEYWAY BETWEEN WEST 16TH & WEST 18TH STREETS IN THE COASTAL ZONE. (Applicant: Randal Ehm for YYK Industries, Inc.) (Case File 2013-30 CDP) (Planning)

**RECOMMENDATION:** Adopt the Resolution.

**TESTIMONY:** None.

**ACTION:** Motion by Rios, seconded by Cano, to adopt the Resolution. Carried by unanimous vote.

**BLOCK GRANT PROGRAM ADMIN 2014 – 2015 (406-1-29)**

20. Resolution No. 2014-58. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AUTHORIZING THE ALLOCATION OF COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) AND HOME INVESTMENT PARTNERSHIPS (HOME) PROGRAM ENTITLEMENT FUNDS APPROPRIATED FOR FY 2014-2015, ACCRUED PROGRAM INCOME, AND FUNDS REMAINING FROM COMPLETED PROJECTS TO CDBG AND HOME ACTIVITIES RECOMMENDED FOR INCLUSION IN THE FY 2014-2015 ANNUAL ACTION PLAN AND AUTHORIZING THE SUBMISSION OF SAID PLAN TO THE UNITED STATES DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT. (Housing, Grants & Asset Management)

**NON CONSENT RESOLUTIONS (cont.)**

**BLOCK GRANT PROGRAM ADMIN 2014 – 2015 (406-1-29)**

20. Resolution No. 2014-58 (continued).

**RECOMMENDATION:** Adopt the Resolution.

**TESTIMONY:** None.

**ACTION:** Motion by Rios, seconded by Cano, to adopt the Resolution. Carried by unanimous vote.

**CITY WIDE HOUSING ADMIN (303-4-1)**

21. Resolution No. 2014-59. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY ADOPTING THE AMENDED PUBLIC PARTICIPATION PLAN (PPP) REQUIRED FOR THE CONSOLIDATED PLAN TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT. (Housing, Grants and Asset Management)

**RECOMMENDATION:** Adopt the Resolution.

**TESTIMONY:** None.

**ACTION:** Motion by Rios, seconded by Natividad, to adopt the Resolution. Carried by unanimous vote.

**NEW BUSINESS**

**CONDITIONAL USE PERMITS 2014 (403-29-1)**

22. Notice of Decision – Planning Commission approval of a Conditional Use Permit for the expansion of an existing auto body shop located at 2013 Haffley Avenue. (Applicant: Michael Bates, P.E. for Caliber Collision Centers) (Case File 2014-03 CUP) (Planning)

**RECOMMENDATION:** Staff concurs with the decision of the Planning Commission and recommends that the Notice of Decision be filed.

**TESTIMONY:** None.

**ACTION:** Motion by Natividad, seconded by Morrison, to approve staff recommendation. Carried by unanimous vote

**LOCAL COASTAL PROGRAM ADMIN (405-5-1)**

23. Notice of Decision – Planning Commission approval of a Coastal Development Permit for the vacation of a portion of alleyway between West 16th & West 18th Streets in the coastal zone. (Applicant: Randal Ehm for YYK Industries, Inc.) (Case File 2013-30 CDP) (Planning)

**RECOMMENDATION:** Staff concurs with the decision of the Planning Commission and recommends that the Notice of Decision be filed.

**TESTIMONY:** None.

**ACTION:** Motion by Rios, seconded by Cano, to approve staff recommendation. Carried by unanimous vote.



**COMMUNITY DEVELOPMENT COMMISSION –**  
**HOUSING AUTHORITY OF THE CITY OF NATIONAL CITY**

**NO AGENDA ITEMS**

**STAFF REPORTS**

**CITY MANAGER / REPORTS ADMIN (1104-1-12)**

24. War Memorial Ad Hoc Committee Update. (City Manager)

**RECOMMENDATION:** None.

**TESTIMONY:** City Manager Deese provided a brief update on formation of the Ad Hoc Committee and stated that a formal report with recommendations will be on the next agenda.

**ACTION:** None.

**MAYOR AND CITY COUNCIL**

Vice Mayor Natividad spoke about the importance of the Cinco De Mayo Holiday.

Council Member Sotelo-Solis thanked staff and said the City's social media efforts are to be complimented.

Council Member Rios reminded everyone about the bocce ball fund raising event on May 10<sup>th</sup>.

Mayor Morrison complimented the San Diego State University Sage Project program and participants and highlighted the program benefits to the City.

A recess was called at 10:09 p.m.

The meeting reconvened at 10:12 p.m.

Members retired into Closed Session at 10:12 p.m.

Members returned to the Council Chambers at 10:43 p.m.

Members present: Cano, Morrison, Natividad, Rios, Sotelo-Solis.

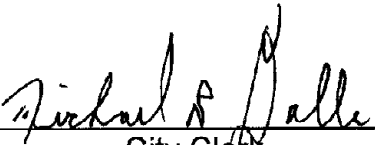
**CLOSED SESSION REPORT**

City Attorney Claudia Silva stated there was nothing to report from the Closed Session. (See attached Exhibit 'L')

**ADJOURNMENT**

Motion by Sotelo-Solis, seconded by Cano, to adjourn the meeting to the next Regular Meeting of the City Council and Community Development Commission – Housing Authority of the City of National City to be held Tuesday, May 20, 2014 at 6:00 p.m. at the Council Chambers, National City, California. Carried by unanimous vote.

The meeting closed at 10:44 p.m.

  
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City Clerk

The foregoing minutes were approved at the Regular Meeting of May 20, 2014.

  
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Mayor

On March 18<sup>th</sup>, the City Council voted to schedule its 2014 Summer Recess for the month of July. As a result of that action, the meeting schedule for the period June through August 2014 will be as follows:

- June 03      City Council Meeting
- June 17      City Council Meeting / Budget Hearing
- July 01      City Council Meeting **Suspended**
- July 15      City Council & Parking Authority Meeting **Suspended**
- August 05    Adjourned City Council Meeting (Start at 5:00pm due to National Night Out)
- August 19    City Council, Parking Authority & JPFA Meeting

## EXHIBIT 'L'



### AGENDA OF A SPECIAL MEETING

#### CITY COUNCIL OF THE CITY OF NATIONAL CITY

Main Conference Room  
Civic Center  
1243 National City Boulevard  
National City, California

Special Meeting – Tuesday, May 6, 2014 – 4:30 p.m.

#### ROLL CALL

#### CLOSED SESSION

#### CITY COUNCIL

1. Conference with Labor Negotiators – Government Code Section 54957.6  
Agency Designated Representatives: Stacey Stevenson, Claudia Silva, Mark Roberts, Tim Davis, and Jose Tellez  
Employee Organization: Police Officers' Association
2. Conference with Labor Negotiators – Government Code Section 54957.6  
Agency Designated Representatives: Stacey Stevenson, Claudia Silva, Tim Davis, Mark Roberts, and Kunabalan "Kuna" Muthusamy  
Employee Organization: Municipal Employees' Association
3. Conference with Legal Counsel – Existing Litigation  
Government Code Section 54956.9(a)  
*Frank Lindsay v. City of National City*  
United States District Court Case No. 2:14-cv-2574
4. Conference with Legal Counsel – Anticipated Litigation  
Significant Exposure to Litigation Pursuant to Government Code Section 54956.9(d) (2)  
One Potential Case [City of San Diego Regional Wastewater Disposal Agreement: Padre Dam Overcharge Issue]
5. Liability Claims – Government Code Section 54956.95  
Workers' Compensation Claim  
Agency Claimed Against: City of National City  
Number of Claim: Three

#### ADJOURNMENT

Next Regular City Council Meeting – Tuesday, May 6, 2014, 6:00 p.m., Council Chambers, Civic Center