

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

April 7, 2015

The Regular Meeting of the City Council and Community Development Commission – Housing Authority of the City of National City was called to order at 6:07 p.m. by Mayor / Chairman Ron Morrison.

ROLL CALL

Council / Board members present: Cano, Mendivil, Morrison, Rios, Sotelo-Solis.
Administrative Officials present: Aguirre, Dalla, Deese, Duong, Muthusamy, Parra, Raulston, Roberts, Rodriguez, Silva, Stevenson, Vergara, Williams, Ybarra.

Others present: Student Representative Isaac Maldonado.

PLEDGE OF ALLEGIANCE TO THE FLAG BY MAYOR RON MORRISON

PUBLIC COMMENTS

Nidya Rivera-Moreno, National City, informed the City Council of several problems she is experiencing in her neighborhood.

Armida Martinez extended an invitation to attend the “Remember our Fallen Heroes” event on May 4th at the Chula Vista Library.

CITY COUNCIL

PROCLAMATIONS

PROCLAMATION ADMIN (102-2-1)

1. Proclaiming April 2015 as: “FAIR HOUSING MONTH”

PRESENTATIONS

COUNCIL MEETING PRESENTATIONS 2015 (102-10-10)

2. Vision Plan Presentation. (Cindy Gompper-Graves, South County Economic Development Council) ** Continued from City Council Meeting of March 3, 2015 **

CONSENT CALENDAR

ADOPTION OF CONSENT CALENDAR. Item No. 3 (Minutes), Item Nos. 4 through 9 (Resolution Nos. 2015-37 through 2015-42), Item Nos. 10 and 11 (Warrant Registers). Motion by Cano, seconded by Sotelo-Solis, to approve the Consent Calendar. Carried by unanimous vote.

APPROVAL OF MINUTES

3. APPROVAL OF THE MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AND COMMUNITY DEVELOPMENT COMMISSION – HOUSING AUTHORITY OF THE CITY OF NATIONAL CITY OF MARCH 17, 2015. (City Clerk)
ACTION: Approved. See above.

FINANCIAL MANAGEMENT 2014-2015 (204-1-30)

4. Resolution No. 2015-37. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AUTHORIZING AN APPROPRIATION INCREASE AND CORRESPONDING REVENUE BUDGET INCREASE IN THE AMOUNT OF \$100,000 TO THE PLAN CHECK REVOLVING FUND FOR BUILDING PLAN CHECK SERVICES. (Fire)
ACTION: Adopted. See above.

CONTRACT (C2013-49)

5. Resolution No. 2015-38. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY: 1) ACCEPTING THE WORK OF EC CONSTRUCTORS, INC. 2) APPROVING THE FINAL CONTRACT AMOUNT OF \$1,213,189.16, AND 3) RATIFYING THE FILING OF A NOTICE OF COMPLETION FOR THE 1726 WILSON AVENUE TENANT AND SITE IMPROVEMENTS, CIP NO. 13-06. (Funded by WI-TOD Site Infrastructure Agreement) (Engineering/Public Works)
ACTION: Adopted. See above.

CONTRACT (C2013-36)

6. Resolution No. 2015-39. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY: 1) ACCEPTING THE WORK OF RAMONA PAVING AND CONSTRUCTION CORP., 2) APPROVING THE FINAL CONTRACT AMOUNT OF \$1,245,809.68, AND 3) RATIFYING THE FILING OF A NOTICE OF COMPLETION FOR THE 8TH STREET SAFETY ENHANCEMENTS PROJECT, CIP NO. 12-15. (Funded by HSIP Grant and Prop A) (Engineering/Public Works)
ACTION: Adopted. See above.

CONSENT CALENDAR (cont.)

LABOR RELATIONS EXEC / MID MGMT EMPLOYEES (605-2-1)

7. Resolution No. 2015-40. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY APPROVING AN AMENDMENT TO THE SALARY SCHEDULE FOR THE EXECUTIVE EMPLOYEE GROUP TO INCLUDE A SALARY BAND FOR THE NEWLY CREATED DIRECTOR OF NEIGHBORHOOD SERVICES CLASSIFICATION AT \$5,363.60 - \$10,429.87, MONTHLY. (Human Resources)

ACTION: Adopted. See above.

LABOR RELATIONS MEA MOU 2014-2016 (605-4-12)

8. Resolution No. 2015-41. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY APPROVING AN AMENDMENT TO THE SALARY SCHEDULE FOR THE MUNICIPAL EMPLOYEES' ASSOCIATION EMPLOYEE GROUP TO INCLUDE SALARY BANDS FOR THE NEWLY CREATED CLASSIFICATIONS OF ANIMAL REGULATIONS OFFICER AT \$3,363.53 - \$4,088.35, MONTHLY (RANGE 098), AND PLANS EXAMINER AT \$4,892.27 - \$5,946.57 (RANGE 139); AND ADJUSTING THE SALARY BAND FOR SENIOR LIBRARIAN FROM \$4,300.14 - \$5,226.80, MONTHLY (RANGE 125) TO \$4,671.94 - \$5,678.81, MONTHLY (RANGE 134). (Human Resources)

ACTION: Adopted. See above.

CONTRACT (C2011-3)

GRANT / PUBLIC SAFETY (206-4-27)

9. Resolution No. 2015-42. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AUTHORIZING THE ACCEPTANCE OF FY 2014 OPERATION STONEGARDEN GRANT IN THE AMOUNT OF \$68,945, AND AUTHORIZING THE CHIEF OF POLICE TO EXECUTE THE AGREEMENT FOR THE AWARD OF THE GRAND FUNDS, AND AUTHORIZING THE ESTABLISHMENT OF FUND APPROPRIATIONS AND A CORRESPONDING REVENUE AND EXPENDITURE BUDGET, IN THE AMOUNT OF THE GRANT FOR REIMBURSEMENT OF OVERTIME, FRINGE BENEFITS AND MILEAGE FOR PROGRAMMATIC OPERATIONS AND THE PURCHASE OF APPROVED EQUIPMENT. (Police)

ACTION: Adopted. See above.

WARRANT REGISTER JULY 2014 – JUNE 2015 (202-1-29)

10. Warrant Register #34 for the period of 02/11/15 through 02/17/15 in the amount of \$1,450,898.92. (Finance)

ACTION: Ratified. See above.

CONSENT CALENDAR (cont.)

WARRANT REGISTER JULY 2014 – JUNE 2015 (202-1-29)

11. Warrant Register #35 for the period of 02/18/15 through 02/24/15 in the amount of \$257,979.83. (Finance)
ACTION: Ratified. See above.

PUBLIC HEARINGS

**BUILDING PERMIT APPEALS / DENIALS ADMIN (405-2-2)
SPECIFIC PLAN – DOWNTOWN (417-1-9)**

12. Public Hearing – Appeal of Planning Commission Interpretation of allowed uses in the Downtown Specific Plan Area for a business located at 540 National City Blvd. (Case File No.: 2015-04 I) (Planning)

RECOMMENDATION: Staff concurs with the interpretation of the Planning Commission that the proposed use is not an allowed use in the Downtown Specific Plan Area.

TESTIMONY: Mr. Sami Jihad, El Cajon and an un-named speaker responded to questions and spoke in favor.

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

Motion by Cano, seconded by Morrison, to disaffirm Planning Commission interpretation and find that an adult day healthcare facility is consistent with the Downtown Specific Plan. Carried by the following vote, to-wit: Ayes: Cano, Morrison, Rios. Nays: Mendivil, Sotelo-Solis. Abstain: None. Absent: None.

TRANSPORTATION DEVELOPMENT PLANNING ADMIN (802-3-1)

13. Public Hearing of the City Council of the City of National City to consider the annual adjustment to the Transportation Development Impact Fee (TDIF), pursuant to NCMC Section 4.52.100 and consistent with Government Code Section 66017, proposing to increase the TDIF by 2.5%, as required by SANDAG, resulting in the fee adjusting from \$2,254 per new residential dwelling unit to \$2,310 per unit beginning July 1, 2015. (Engineering/Public Works)

RECOMMENDATION: Hold the Public Hearing.

TESTIMONY: None.

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

NON CONSENT RESOLUTIONS

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

14. Resolution No. 2015-43. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AUTHORIZING AN APPLICATION FOR THE AFFORDABLE HOUSING AND SUSTAINABLE COMMUNITIES PROGRAM IN AN AMOUNT NOT TO EXCEED \$9,240,888 FOR THE TRANSIT ORIENTED INFILL HOUSING AND PARADISE CREEK ENHANCEMENT PROJECT. (Housing, Grants, and Asset Management)
RECOMMENDATION: Adopt the Resolution.

TESTIMONY: None.

ACTION: Motion by Sotelo-Solis, seconded by Cano, to adopt the Resolution. Carried by unanimous vote.

TRANSPORTATION DEVELOPMENT PLANNING ADMIN (802-3-1)

15. Resolution No. 2015-44. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AMENDING THE PREVIOUSLY ADOPTED TRANSPORTATION DEVELOPMENT IMPACT FEE (TDIF) SCHEDULE AND ANNUAL ADJUSTMENT TO THE TDIF, PURSUANT TO NCMC SECTION 4.52.100 AND CONSISTENT WITH GOVERNMENT CODE SECTION 66017, APPROVING AN INCREASE IN THE TDIF BY 2.5%, AS REQUIRED BY SANDAG, RESULTING IN THE FEE ADJUSTING FROM \$2,254 PER NEW RESIDENTIAL DWELLING UNIT TO \$2,310 PER UNIT BEGINNING JULY 1, 2015. (Fees deposited into TIF Fund) (Engineering/Public Works)

RECOMMENDATION: Adopt the Resolution.

TESTIMONY: None.

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

Item No. 17 was taken up next.

NEW BUSINESS

CONDITIONAL USE PERMITS 2015 (403-30-1)

17. Notice of Decision – Planning Commission approval of a Conditional Use Permit for expansion of a nonconforming use and a reduction in off-street parking requirements at the southwest corner of Hoover Avenue and West 11th Street. (Applicant: Captain B. Ltd. Partnership) (Case File 2014-22 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 Sotelo-Solis, seconded by Cano, to approve staff recommendation. Carried by unanimous vote.

NON CONSENT RESOLUTIONS

ENCROACHMENT AGREEMENT ADMIN 2015 (903-14-9)

16. Resolution No. 2015-45. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY APPROVING AND AUTHORIZING THE MAYOR TO SIGN AN ENCROACHMENT PERMIT AND AGREEMENT WITH CAPTAIN B. LTD FOR THE CONSTRUCTION, MAINTENANCE AND USE OF TWO ADA COMPLIANT PEDESTRIAN ACCESS RAMPS AS PART OF THE CONVERSION OF THE BUILDING LOCATED AT 1106 HOOVER AVENUE FROM AUTOMOTIVE REPAIR TO WAREHOUSE AND OFFICE SPACE. (**Companion Item** – to follow "New Business" item Notice of Decision) (Engineering/Public Works)

RECOMMENDATION: Adopt the Resolution.

TESTIMONY: None.

ACTION: Motion by Sotelo-Solis, seconded by Cano, to adopt the Resolution. Carried by unanimous vote.

NEW BUSINESS

CONDITIONAL USE PERMITS 2015 (403-30-1)

17. Notice of Decision – Planning Commission approval of a Conditional Use Permit for expansion of a nonconforming use and a reduction in off-street parking requirements at the southwest corner of Hoover Avenue and West 11th Street. (Applicant: Captain B. Ltd. Partnership) (Case File 2014-22 CUP) (Planning)

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

TESTIMONY: None.

ACTION: Taken up after Item No. 15. See above.

TEMPORARY USE PERMITS 2015 (203-1-31)

18. Temporary Use Permit – The 7th Annual Classic GranFondo San Diego Bicycle Ride sponsored by the Little Italy Association on Sunday, April 12, 2015 from 7:15 a.m. to 5 p.m. with no waiver of fees. (Neighborhood Services)

RECOMMENDATION: Approve the Application for a Temporary Use Permit subject to compliance with all conditions of approval with no waiver of fees.

TESTIMONY: Wally Zediker, San Diego, spoke in favor and responded to questions.

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

NEW BUSINESS (cont.)

TEMPORARY USE PERMITS 2015 (203-1-31)

19. Temporary Use Permit – Halloween retail tent store hosted by Halloween Tyme LLC at Westfield Plaza Bonita Mall from August 15, 2015 thru November 10, 2015 with no waiver of fees. (Neighborhood Services)

RECOMMENDATION: Approve the Application for a Temporary Use Permit subject to compliance with all conditions of approval with no waiver of fees.

TESTIMONY: None.

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

CITY WIDE HOUSING ADMIN (303-4-1)

20. 2014 Annual Progress Report on the Implementation of the Housing Element of the General Plan. (Planning)

RECOMMENDATION: Accept and file the report.

TESTIMONY: None.

ACTION: Motion by Cano, seconded by Rios, to accept and file the report. Carried by unanimous vote.

CITY WIDE HOUSING ADMIN (303-4-1)

21. San Diego Association of Governments (SANDAG) Regional Housing Progress Report 2003 – 2013. (Planning)

RECOMMENDATION: Accept and file the report.

TESTIMONY: None.

ACTION: Motion by Sotelo-Solis, seconded by Cano, to accept and file the report. Carried by unanimous vote.

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

PUBLIC HEARINGS – HOUSING AUTHORITY

HOUSING AUTHORITY 2015 (404-1-4)

22. Public Hearing: Community Development Commission – Housing Authority of the City of National City, Five Year and Annual Plan for Public Housing Agency Plan (PHA) for Fiscal Year 2015-2020 and the Section 8 Administrative Plan; authorizing the submittal of the PHA Plan and Administrative Plan to the U.S. Department of Housing and Urban Development. (Housing, Grants & Asset Management)

RECOMMENDATION: Conduct the Public Hearing.

TESTIMONY: None.

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

NON CONSENT RESOLUTIONS – HOUSING AUTHORITY

HOUSING AUTHORITY 2015 (404-1-4)

23. Resolution No. 2015-28. Resolution of the Community Development Commission – Housing Authority of the City of National City, approving the Five Year and Annual Public Housing Agency (PHA) Plan for Fiscal Year 2015 – 2020, and authorizing the submittal of the Plan to the U.S. Department of Housing and Urban Development. (Housing, Grants & Asset Management)

RECOMMENDATION: Adopt the Resolution.

TESTIMONY: None.

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

HOUSING AUTHORITY 2015 (404-1-4)

24. Resolution No. 2015-29. Resolution of the Community Development Commission – Housing Authority of the City of National City, approving the revisions to the Section 8 Administrative Plan, and authorizing submittal of the Plan to the U.S. Department of Housing and Urban Development. (Housing, Grants & Asset Management)

RECOMMENDATION: Adopt the Resolution.

TESTIMONY: None.

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

STAFF REPORTS

Kuna Muthusamy, Assistant Director of Engineering/Public Works, advised that staff would be bringing back a report on the new drought restrictions announced by the Governor.

Brad Raulston, Executive Director, reported on the status and plans for the Community Service Day on April 25th.

MAYOR AND CITY COUNCIL

Member Mendivil reported that he attended an event in Imperial Beach and complimented the improvements he sees in that City and said he would like to see the South Bay cities working together to promote all cities in the South Bay. Mr. Mendivil noted that the I-5 / SR 54 interchange is starting to look bad and needs some attention; that drought and water issue are very sensitive topics; said he is looking forward to the Homeless Workshop and he believes homelessness is a regional issue and we don't need to re-invent the wheel.

Member Sotelo-Solis expressed her willingness to work with staff to explore ways to assist a brewery business to locate in the City and extended a belated Easter Greeting to everyone.

MAYOR AND CITY COUNCIL (cont.)

Member Rice reported on the invaluable experience she had participating in the Police Department's 'Use of Force' event and thanked the Police Department for bringing two police canines to the Rotary Club that honored a young girl who donated \$2 for canine vests.

Member Cano announced that Mayor Morrison recently had a birthday and at one event, members of the community sang Las Mananitas.

Mayor Morrison discussed the growing difficulties confronting the City and State resulting from the unprecedented drought in California; reported on the status of the trash contract with Regional Solid Waste Authority (RSWA) and provided information on AB 1186 mandating organic waste recycling.

CLOSED SESSION REPORT

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

ADJOURNMENT

Motion by Rios, seconded by Cano, to adjourn the meeting to the next Adjourned Regular Meeting of the City Council and Community Development Commission – Housing Authority of the City of National City – Homelessness Workshop to be held Tuesday, April 21, 2015 at 4:30 p.m. at the Council Chambers, National City, California. Carried by unanimous vote.

Regular Meeting of the City Council and Community Development Commission – Housing Authority of the City of National City to be held Tuesday, April 21, 2015 at 6:00pm at the Council Chambers, National City, California.

The meeting closed at 8:32 p.m.



City Clerk

The foregoing minutes were approved at the Regular Meeting of April 21, 2015.



Mayor

Upcoming City Council Workshops:

- FY 16 Budget Workshop, April 28, 2015 @ 5:00 pm – City Council Chambers
- FY 16 Budget Workshop, May 26, 2015 @ 5:00 pm – City Council Chambers

EXHIBIT 'L'



AGENDA OF A SPECIAL MEETING

**CITY COUNCIL OF THE CITY OF NATIONAL CITY
AND
SUCCESSOR AGENCY TO THE COMMUNITY DEVELOPMENT
COMMISSION AS THE NATIONAL CITY REDEVELOPMENT AGENCY**

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

Special Meeting – Tuesday, April 7, 2015 – 5:00 p.m.

ROLL CALL

CLOSED SESSION

CITY COUNCIL

1. Conference with Legal Counsel – Existing Litigation
Government Code Section 54956.9(a)
City of National City and CDC v. Rosenow Spevacek Group
Arbitration Matter

SUCCESSOR AGENCY

2. Conference with Legal Counsel – Existing Litigation
Government Code Section 54956.9(a)
City of National City and CDC v. Rosenow Spevacek Group
Arbitration Matter

ADJOURNMENT

Next Regular City Council and Successor Agency Meetings: Tuesday, April 7, 2015,
6:00 p.m., Council Chambers, Civic Center