

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

September 1, 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 6:00 p.m. by Mayor / Chairman Ron Morrison.

ROLL CALL

Council / Board members present: Cano, Mendivil, Morrison, Rios.

Council / Board members absent: Sotelo-Solis.

Mayor Morrison reported that Member Sotelo-Solis was out of town on business.

Administrative Officials present: Dalla, Deese, Denham, Duong, Manganiello, Parra, Raulston, Roberts, Rodriguez, Silva, Stevenson, Vergara, Williams.

Others present: Student Representative Reah Sahagun.

PLEDGE OF ALLEGIANCE TO THE FLAG BY MAYOR RON MORRISON

PUBLIC COMMENTS

Sunshine Horton, El Cajon, shared some inspirational comments and advise with the Mayor and Council.

PROCLAMATIONS

PROCLAMATION ADMIN (102-2-1)

1. Proclaiming the month of September 2015 as: "National Preparedness Month"

CITY COUNCIL

PRESENTATIONS

COUNCIL MEETING PRESENTATIONS 2015 (102-10-10)

2. School Supply Giveaway Program Presentation and Donor Recognitions. (Police)

INTERVIEWS / APPOINTMENTS

BOARDS & COMMISSIONS ADMIN (101-1-1)

3. Interviews and Appointments: Various Boards and Commissions. (City Clerk)

John Bailey and Melanie Cole appeared for interview.

CONSENT CALENDAR

ADOPTION OF CONSENT CALENDAR. Item No. 4 (NCCMC), Item No. 5 (Minutes), Item Nos. 6 through 16 (Resolution Nos. 2015-124 through 2015-134), Item Nos. 17 and 18 (Warrant Registers). Motion by Cano, seconded by Mendivil, to pull Item Nos. 12 and 16, and to approve the remainder of the Consent Calendar. It was noted for the record that the correct amount for Item No. 18, Warrant Register #3 is \$2,270,493.15. Carried by the following vote, to-wit: Ayes: Cano, Mendivil, Morrison, Rios. Nays: None. Abstain: None. Absent: Sotelo-Solis.

MUNICIPAL CODE 2015 (506-2-30)

4. MOTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY APPROVING THE WAIVING OF THE READING OF THE TEXT OF THE ORDINANCES CONSIDERED AT THIS MEETING AND PROVIDING THAT SUCH ORDINANCES SHALL BE INTRODUCED AND/OR ADOPTED AFTER A READING OF THE TITLE ONLY. (City Clerk)

ACTION: Approved. See above.

APPROVAL OF MINUTES

5. APPROVAL OF THE MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL AND COMMUNITY DEVELOPMENT COMMISSION - HOUSING AUTHORITY OF THE CITY OF NATIONAL CITY OF AUGUST 18, 2015. (City Clerk)

ACTION: Approved. See above.

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

6. Resolution No. 2015-124. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AMENDING THE EXECUTIVE COMPENSATION PLAN BY ADJUSTING THE TOP OF SALARY BANDS UPWARDLY BY TEN PERCENT (10%). (Human Resources)

ACTION: Adopted. See above.

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

7. Resolution No. 2015-125. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AMENDING THE MANAGEMENT COMPENSATION PLAN BY ADJUSTING THE TOP OF SALARY BANDS UPWARDLY BY TEN PERCENT (10%). (Human Resources)

ACTION: Adopted. See above.

CONSENT CALENDAR (cont.)

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

8. Resolution No. 2015-126. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AUTHORIZING A ONE-TIME COMPENSATION STIPEND FOR MEMBERS OF THE EXECUTIVE AND MANAGEMENT OCCUPATION GROUPS IN THE FORM OF A \$2,400 DEPOSIT TO THE INDIVIDUAL CITY OF NATIONAL CITY-ADMINISTERED DEFERRED COMPENSATION PLAN ACCOUNTS OF EACH INCUMBENT OF SAID GROUPS; AND ESTABLISHING APPROPRIATIONS FOR DEFERRED COMPENSATION TOTALING \$86,400 TO ACCOUNT FOR THIS EXPENSE. (Human Resources)

ACTION: Adopted. See above.

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

9. Resolution No. 2015-127. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AMENDING THE EXECUTIVE COMPENSATION PLAN BY REVISING A POSITION TITLE FROM CITY ENGINEER TO DIRECTOR OF PUBLIC WORKS/CITY ENGINEER IN RECOGNITION OF THE FULL SCOPE OF THE POSITION. (Human Resources)

ACTION: Adopted. See above.

EMPLOYMENT CONTRACT – LESLIE DEESE (604-6-5)

10. Resolution No. 2015-128. RESOLUTION OF THE CITY COUNCIL APPROVING THE AMENDED AND RESTATED EMPLOYMENT AGREEMENT BETWEEN THE CITY OF NATIONAL CITY AND LESLIE DEESE CONTINUING HER EMPLOYMENT THROUGH JANUARY 27, 2019, INCREASING THE SALARY, AND AUTHORIZING THE MAYOR TO EXECUTE THE SAME. (City Attorney)

ACTION: Adopted. See above.

GRANT / PUBLIC SAFETY (206-4-27)

11. Resolution No. 2015-129. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AUTHORIZING THE 30-DAY REVIEW AND PUBLIC COMMENT OF THE NATIONAL CITY POLICE DEPARTMENT'S GRANT APPLICATION IN THE AMOUNT OF \$26,042 TO THE 2015 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) PROGRAM TO PURCHASE (2) PANASONIC TOUGHBOOKS, (2) MOTOROLA HANDHELD RADIOS, AND (1) CRISIS RESPONSE MODULE HOSTAGE THROW PHONE, AND AUTHORIZING THE ACCEPTANCE OF THE GRANT AWARD, AND AUTHORIZING THE EXPENDITURE OF GRANT FUNDS. (Police)

ACTION: Adopted. See above.

CONSENT CALENDAR (cont.)

DEED (D2015-1)

12. Resolution No. 2015-130. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY ACCEPTING AN EASEMENT FOR VEHICULAR ACCESS FOR INGRESS AND EGRESS, ALONG AND ACROSS ALL REAL PROPERTY SITUATED AT 242 NORTON AVENUE IN THE CITY OF NATIONAL CITY. (Engineering/Public Works)

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

CONTRACT (C2015-1)

13. Resolution No. 2015-131. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY: 1) ACCEPTING THE WORK OF DOWNSTREAM SERVICES, INC. FOR THE NATIONAL CITY CULVERT BARRIER PROJECT, CIP NO. 14-06; 2) APPROVING THE FINAL CONTRACT AMOUNT OF \$88,995.00; 3) AUTHORIZING RELEASE OF RETENTION IN THE AMOUNT OF \$4,449.75; AND 4) AUTHORIZING THE MAYOR TO SIGN THE NOTICE OF COMPLETION FOR THE PROJECT. (Engineering/Public Works)

ACTION: Adopted. See above.

CONTRACT (C2015-12)

14. Resolution No. 2015-132. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY: 1) ACCEPTING THE WORK OF CREST EQUIPMENT, INC. FOR THE GROVE STREET DRAINAGE ENHANCEMENTS PROJECT, CIP NO. 14-07; 2) APPROVING THE FINAL CONTRACT AMOUNT OF \$46,171.89; 3) AUTHORIZING RELEASE OF RETENTION IN THE AMOUNT OF \$2,308.59; AND 4) AUTHORIZING THE MAYOR TO SIGN THE NOTICE OF COMPLETION FOR THE PROJECT. (Engineering/Public Works)

ACTION: Adopted. See above.

CONTRACT (C2014-53)

15. Resolution No. 2015-133. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY: 1) ACCEPTING THE WORK OF FORDYCE CONSTRUCTION, INC. FOR THE NATIONAL CITY MORGAN TOWER REPAIRS AND CITY HALL REMODEL PROJECT, CIP NO. 14-04; 2) APPROVING THE FINAL CONTRACT AMOUNT OF \$144,189.18; 3) AUTHORIZING RELEASE OF RETENTION IN THE AMOUNT OF \$7,209.46; AND 4) AUTHORIZING THE MAYOR TO SIGN THE NOTICE OF COMPLETION FOR PROJECT. (Engineering/Public Works)

ACTION: Adopted. See above.

CONSENT CALENDAR (cont.)

GRANT / LIBRARY (206-4-10)

16. Resolution No. 2015-134. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY RATIFYING THE ACCEPTANCE OF \$18,000 GRANT FROM THE CALIFORNIA LIBRARY LITERACY SERVICES (CLLS) TO FUND THE LIBRARY'S LITERACY SERVICES FOR FY2015-16; AND AUTHORIZING THE ESTABLISHMENT OF FUND APPROPRIATIONS AND A CORRESPONDING REVENUE BUDGET. (Library)

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

WARRANT REGISTER JULY 2015 – JUNE 2016 (202-1-30)

17. Warrant Register #2 for the period of 07/08/15 through 07/14/15 in the amount of \$428,750.20. (Finance)

ACTION: Ratified. See above.

WARRANT REGISTER JULY 2015 – JUNE 2016 (202-1-30)

18. Warrant Register #3 for the period of 07/15/15 through 07/21/15 in the amount of \$2,270,493.15. (Finance)

ACTION: Ratified (as corrected). See above.

PUBLIC HEARINGS

SUBDIVISIONS / VARIANCES 2015 (415-1-11)

19. Public Hearing – Zone Variance to allow a parking space in the front yard setback for a single-family home located at 1926 "E" Avenue. (Applicant: Victor Castillo) (Case File 2015-05 Z) (Planning)

RECOMMENDATION: Staff concurs with the decision of the Planning Commission.

TESTIMONY: Lorena Cendejas, National City, the applicant, responded to questions.

ACTION: Motion by Cano, seconded by Mendivil, to approve zone change with findings and added conditions. Carried by the following vote, to-wit: Ayes: Cano, Mendivil, Morrison, Rios. Nays: None. Abstain: None. Absent: Sotelo-Solis.

ORDINANCES FOR INTRODUCTION

MUNICIPAL CODE 2015 (506-2-30)

20. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AMENDING TITLE 2 OF THE NATIONAL CITY MUNICIPAL CODE TO ESTABLISH THE CITY MANAGER'S AUTHORITY TO APPROVE, SETTLE OR COMPROMISE WORKERS' COMPENSATION CLAIMS UNDER CHAPTER 2.01.020. (Human Resources)

ORDINANCES FOR ADOPTION

MUNICIPAL CODE 2015 (506-2-30)

21. Ordinance No. 2015-2405. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AMENDING TITLE 15 OF THE NATIONAL CITY MUNICIPAL CODE BY ADDING CHAPTER 15.81 TO PROVIDE AN EXPEDITED, STREAMLINED PERMITTING PROCESS FOR SMALL RESIDENTIAL ROOFTOP SOLAR SYSTEMS. (Fire)

RECOMMENDATION: Staff recommends adoption of the Ordinance.

TESTIMONY: None.

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

NON CONSENT RESOLUTIONS

CONDITIONAL USE PERMITS 2015 (403-30-1)

22. Resolution No. 2015-135. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY APPROVING A CONDITIONAL USE PERMIT FOR A DRIVE-THROUGH FAST FOOD RESTAURANT (FREDDY'S FROZEN CUSTARD) TO BE LOCATED ADJACENT TO 401 MILE OF CARS WAY. (Applicant: Rodger Baker) (Case File 2015-01 CUP) (Planning)

RECOMMENDATION: Adopt the Resolution.

TESTIMONY: None.

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

NON CONSENT RESOLUTIONS (cont.)

CONTRACT (C2015-40)

23. Resolution No. 2015-136. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY: 1) AWARDING A CONTRACT TO WESTERN RIM CONSTRUCTORS, INC. IN THE NOT-TO-EXCEED AMOUNT OF \$3,452,342.98, WHICH INCLUDES A COMBINED BASE BID IN THE AMOUNT OF \$2,716,331.98, KIMBALL SKATE PARK ADDITIVE BID IN THE AMOUNT OF \$80,061.76, EL TOYON PARK ADDITIVE BID IN THE AMOUNT OF \$529,164.36, AND EL TOYON PARK ADDITIVE BID #2 IN THE AMOUNT OF \$126,784.88, FOR THE KIMBALL PARK, EL TOYON PARK, AND KIMBALL SKATE PARK IMPROVEMENTS PROJECT, CIP NO. 15-04; 2) AUTHORIZING A 15% CONTINGENCY IN THE AMOUNT OF \$517,851.45 FOR ANY UNFORESEEN CHANGES; AND 3) AUTHORIZING THE MAYOR TO EXECUTE THE CONTRACT. (Engineering/Public Works)

RECOMMENDATION: Adopt the Resolution.

TESTIMONY: None.

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

CONTRACT (C2015-41)

24. Resolution No. 2015-137. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY: 1) AWARDING A CONTRACT IN THE NOT-TO-EXCEED AMOUNT OF \$1,660,922.33 TO WEST-TECH CONTRACTING, INC. FOR THE PARADISE CREEK RESTORATION PROJECT, CIP NO. 15-05; 2) AUTHORIZING A 15% CONTINGENCY IN THE AMOUNT OF \$249,138.35 FOR ANY UNFORESEEN CHANGES; AND 3) AUTHORIZING THE MAYOR TO EXECUTE THE CONTRACT. (Engineering/Public Works)

RECOMMENDATION: Adopt the Resolution.

TESTIMONY: None.

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

NEW BUSINESS

PERSONNEL RECOGNITION / APPRECIATION ADMIN (604-2-1)

25. Seeking input and direction from City Council to establish a formal National City Volunteer Recognition Program. (Community Services)

RECOMMENDATION: See staff report.

TESTIMONY: None.

ACTION: Following discussion, the consensus was for staff to look into the cost of establishing a certificate program for volunteers leaving office as well as the cost of a picnic style BBQ or luncheon event in the park. There was no vote.

COUNCIL WORKSHOP NOTICES / ADMIN (102-6-1)

26. Sign Ordinance Workshop and Brown Act Presentation: Seeking City Council direction regarding a proposed workshop date of September 22, 2015. (City Attorney)

RECOMMENDATION: Move to calendar the workshop for September 22, 2015 at 5:00 p.m.

TESTIMONY: None.

ACTION: Motion by Rios, seconded by Mendivil, to approve staff recommendation. Carried by the following vote, to-wit: Ayes: Cano, Mendivil, Morrison, Rios. Nays: None. Abstain: None. Absent: Sotelo-Solis.

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

NO AGENDA ITEMS

STAFF REPORTS

PERSONNEL RECOGNITION / APPRECIATION ADMIN (604-2-1)

27. Recognizing Outgoing Stanford Fellow, Connie Huynh. (City Manager)

MAYOR AND CITY COUNCIL

Member Memdivil shared his concerns about the problems of shopping carts, how they make the City look and the message we are sending out children regarding stolen property. Member Mendivil said he is confident that with everyone working together we can solve the problem.

MAYOR AND CITY COUNCIL (cont.)

Member Rios said it is important to get input from the Police Department for projects such as the skate park to better balance liability and safety concerns. Member Rios asked if it was possible for the City Attorney to provide information on mass mailing items paid for with public funds.

Vice Mayor Cano expressed thanks to Engineering/Public Works, the Graffiti crew and Parking enforcement for the great response and awesome job they have been doing. Member Cano said he received several complimentary calls from residents and businesses and thanked City Manager Deese for having such a great team.

Mayor Morrison highlighted the upcoming pilot project with EDCO Disposal to address scavenging and gave a preliminary report on new increased water rates approved by the Sweetwater Authority Board which reward high water users and penalize low water users. The Mayor said he would be giving a more in-depth report at the next meeting.

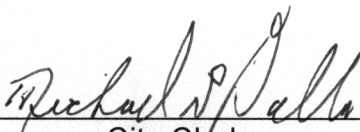
CLOSED SESSION REPORT

City Attorney Claudia Silva stated there was no Closed Session.

ADJOURNMENT

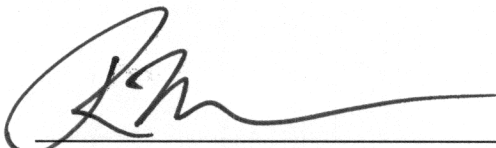
Motion by Mendivil, seconded by Cano, to adjourn the meeting to the next Regular Meeting of the City Council and Community Development Commission – Housing Authority of the City of National City to be held Tuesday, September 15, 2015 at 6:00 p.m. at the Council Chambers, National City, California. Carried by the following vote, to-wit: Ayes: Cano, Mendivil, Morrison, Rios. Nays: None. Abstain: None. Absent: Sotelo-Solis.

The meeting closed at 8:19 p.m.



City Clerk

The foregoing minutes were approved at the Regular Meeting of September 15, 2015.



Mayor