

**Agenda Of A Regular Meeting - National City City Council /  
Community Development Commission of the City of National City**

**Council Chambers  
Civic Center  
1243 National City Boulevard  
National City, California  
Regular Meeting - Tuesday – May 5, 2009 – 6:00 P.M.**

**Open To The Public**

**Please complete a request to speak form prior to the commencement of the meeting and submit it to the City Clerk.**

It is the intention of your City Council and Community Development Commission (CDC) to be receptive to your concerns in this community. Your participation in local government will assure a responsible and efficient City of National City. We invite you to bring to the attention of the City Manager/Executive Director any matter that you desire the City Council or Community Development Commission Board to consider. We thank you for your presence and wish you to know that we appreciate your involvement.

**ROLL CALL**

**Pledge of Allegiance to the Flag by Mayor Ron Morrison**

**Public Oral Communications (Three-Minute Time Limit)**

NOTE: Pursuant to state law, items requiring Council or Community Development Commission action must be brought back on a subsequent Council or Community Development Commission Agenda unless they are of a demonstrated emergency or urgent nature.

Upon request, this agenda can be made available in appropriate alternative formats to persons with a disability in compliance with the Americans with Disabilities Act. Please contact the City Clerk's Office at (619) 336-4228 to request a disability-related modification or accommodation. Notification 24-hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting.

*Spanish audio interpretation is provided during Council and Community Development Commission Meetings. Audio headphones are available in the lobby at the beginning of the meetings.*

*Audio interpretación en español se proporciona durante sesiones del Consejo Municipal. Los audiófonos están disponibles en el pasillo al principio de la junta.*

**Council Requests That All Cell Phones  
And Pagers Be Turned Off During City Council Meetings**

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COPIES OF THE CITY COUNCIL OR COMMUNITY DEVELOPMENT COMMISSION MEETING AGENDAS AND MINUTES MAY BE OBTAINED THROUGH OUR WEBSITE AT [www.nationalcityca.gov](http://www.nationalcityca.gov)

## **PROCLAMATION**

1. Proclaiming Friday, May 15, 2009 as: **“BIKE TO WORK DAY”**

## **PRESENTATIONS**

2. 211 San Diego Update (San Diego's primary source for community, health and disaster information) – Lourdes Jimenez, Director of External Affairs
3. Fire Truck Replacement Proposal (Fire)

## **INTERVIEWS AND APPOINTMENTS**

4. Interviews and Appointments: Various Boards & Commissions

## **CITY COUNCIL**

### **CONSENT CALENDAR**

Consent Calendar: Consent calendar items involve matters, which are of a routine or noncontroversial nature. All consent calendar items are adopted by approval of a single motion by the City Council. Prior to such approval, any item may be removed from the consent portion of the agenda and separately considered, upon request of a Councilmember, a staff member, or a member of the public.

5. Approval of the Minutes of the Adjourned Regular City Council/Community Development Commission Meeting of March 21, 2009. (City Clerk)
6. Approval of a motion to waive reading of the text of the Ordinances considered at this meeting and provides that such Ordinances shall be introduced and/or adopted after a reading of the title only. (City Clerk)
7. Resolution of the City Council of the City of National City awarding a contract to G.A. Dominquez in the amount of \$54,491 to provide improvements to the National City Kimball House Museum, which would make this historical building ADA compliant. (Funded through Tax Increment Funds). (Engineering)

**CONSENT CALENDAR (Cont.)**

8. Resolution of the City Council of the City of National City approving an Amendment to existing Agreement with Wade & Associates in the amount not-to-exceed \$20,016 for Highland Avenue Resurfacing Project and authorizing the Mayor to execute the Agreement. (Funded by Tax Increment Funds). (Engineering)
  
9. Resolution of the City Council of the City of National City authorizing the filing of a grant application for Transportation Development Act (TDA)/TransNet Bicycle and Pedestrian Projects funds for the Sweetwater Bikeway Gap Closure Project along Plaza Bonita Road in the City of National City and authorizing the City of National City to act as the sponsor for the project. (Funding through TDA grant; local match not required). (Engineering)
  
10. Resolution of the City Council of the City of National City authorizing the Mayor to execute an Amendment to Agreement with Mayer Hoffman McCann P.C. for independent auditing services for Fiscal Year ending June 30, 2009. (Finance)
  
11. Resolution of the City Council of the City of National City authorizing the Mayor to execute a Governmental Affairs Consulting Agreement between the City and Bustamante & Associates. (City Attorney)
  
12. Resolution of the City Council of the City of National City ratifying a side letter to the Memorandum of Understanding between the City and the National City Municipal Employees' Association, amending the Agreement to allocate \$25,000 towards the refurbishment (i.e. paint, appliances and cabinet repair/replacement) of the City Hall employee lounge to include the Public Works employee lounge. (Human Resources)
  
13. WARRANT REGISTER #41  
  
Warrant Register #41 for the period of 04/01/09 through 04/07/09 in the amount of \$2,324,960.49. (Finance)
  
14. WARRANT REGISTER #42  
  
Warrant Register #42 for the period of 04/08/09 through 04/14/09 in the amount of \$497,414.20. (Finance)

**CONSENT CALENDAR (Cont.)**

15. Investment Report for quarter ended March 31, 2009. (Finance)

**PUBLIC HEARING**

16. Public Hearing – Public Hearing and Negative Declaration for a proposed 7 Lot Residential Tentative Subdivision Map, including requests for exceptions for lot size, lot width and street frontage, a variance request for three story units, setbacks, and a request to waive undergrounding of utilities fronting on Prospect Street on 0.71-acre site at 2121 Grove Street. (Applicant: Arnold Schmidt) (Case File No. 2007-59 S, IS, Z) (Planning)

**ORDINANCES FOR INTRODUCTION**

17. An Ordinance of the City Council of the City of National City adding Chapter 9.37 to the National City Municipal Code to prohibit smoking in open air dining areas. (City Attorney)
18. An Ordinance of the City Council of the City of National City amending the National City Municipal Code Chapter 18.62 and Local Coastal Program Implementation Document Section XII pertaining to signs and outdoor advertising. (Applicant: City initiated) (Case File No. 2007-41 A, LCP) (Planning)
19. An Ordinance of the City Council of the City of National City amending the Harbor District Specific Area Plan of the Local Coastal Program pertaining to signs. (Case File No. 2009-2 LCPA) (Planning)

**NON CONSENT RESOLUTIONS**

20. Resolution of the City Council of the City of National City accepting the donation of a James Hubbell's art piece to the Library for a value of \$8,404 from the Friends of the Library consistent with City Council's Donation Policy #204. (Library).
21. Resolution of the City Council of the City of National City authorizing the allocation of funds in the amount of \$291,000 from Parks and Recreation Capital Outlay Fund to the Kimball Park Soccer Project. (Engineering/Community Services) \*\*Companion Item #27\*\*

**NON CONSENT RESOLUTIONS (Cont.)**

22. Resolution of the City Council of the City of National City approving a Memorandum of Understanding by and among the City of Chula Vista, the City of National City, the Community Development Commission of the City of National City and NCSDI No. 1 L.L.C. related to plans processing, environmental impacts analysis, taxation and cooperation for a proposed commercial project on 26.57 acres currently known as the Harbor Drive In, which is located both in the City of National City and the City of Chula Vista. (Community Development) \*\*Companion Item #37\*\*
  
23. Resolution of the City Council of the City of National City reducing the City's Employer Paid Member Contribution (EPMC) to the Public Employee Retirement System by two percent for the Management Group and three percent for the Executive Group, further reducing the City's EPMC by one percent for a total of three percent for the City Attorney; and establishing an Effective Date of July 1, 2009. (Human Resources)
  
24. Resolution of the City Council of the City of National City approving the upward adjustment in the salary bands for classifications within the Executive and Management Groups of up to six percent. (Human Resources)
  
25. Resolution of the City Council of the City of National City approving a compensation plan for members of the Executive and Management Groups, authorizing the City Manager to provide housing or housing differential payments, and one-time performance based payments to Executives in the City Manager's Office in lieu of ongoing salary increases, and authorizing the City Manager to establish a one-time deferred compensation program for Executives and Managers not in the City Manager's Office. (Human Resources)
  
26. Resolution of the City Council of the City of National City authorizing the Mayor to execute a Fifth Amendment to Employment Agreement with City Manager, Chris Zapata to extend the term of the Agreement to February 8, 2012, to provide that the City Manager shall pay 3% of the employer-paid CalPers member contribution, and granting a one-time performance based payment of \$17,500. (Human Resources)

**NEW BUSINESS (Cont.)**

27. Update on Kimball Park Soccer Field project and request Council to accept landscape design concept. (Engineering/Community Services) \*\*Companion Item #21\*\*
28. Report on temporary roll back of City fees - Council initiated. (Planning & Building)
29. Temporary Use Permit – National City Public Library’s 23rd Annual Chili & Salsa Cook-Off at 1401 National City Blvd. on May 16, 2009 from 10 a.m. to 3 p.m. This is a National City sponsored event. (Neighborhood Services)
30. Temporary Use Permit – St. Anthony of Padua Festival, May 16-17, 2009 from 10:00 a.m. to 6:30 p.m. daily at 1816 Harding Avenue with no waiver of fees. (Neighborhood Services)
31. Temporary Use Permit - Old Town National City 5<sup>th</sup> Reunion at Casa De Salud on June 27, 2009 from 2 p.m. to 5:30 p.m. with no waiver of fees. (Neighborhood Services)
32. Temporary Use Permit - Lions Club Annual Independence Day Carnival hosted by the City and the Lions Club at Kimball Park from July 1, 2009 to July 5, 2009. This is a City sponsored event eligible for a maximum fee reduction of \$1,500 per day. (Neighborhood Services)
33. Temporary Use Permit – National City Certified Farmers’ Market request for a temporary waiver of fees and vendor business licenses for May 13, 20, and 27<sup>th</sup>, 2009. (Neighborhood Services)

**COMMUNITY DEVELOPMENT COMMISSION**

**CONSENT CALENDAR**

34. Authorize the reimbursement of Community Development Commission expenditures in the amount of \$842,834.75 to the City of National City for the period of 04/01/09 through 04/07/09. (Finance)

**CONSENT CALENDAR (Cont.)**

35. Authorize the reimbursement of Community Development Commission expenditures in the amount of \$104,369.83 to the City of National City for the period of 04/08/09 through 04/14/09. (Finance)
  
36. Investment Report for quarter ended March 31, 2009. (Finance)
  
37. Resolution of the Community Development Commission (CDC) of the City of National City by and among the City of Chula Vista, the City of National City, the Community Development Commission of the City of National City, and NCSDI No. 1 L.L.C. related to plans processing, environmental impacts analysis, taxation and cooperation for a proposed commercial project on 26.57 acres currently known as the Harbor Drive In, which is located both in the City of National City and the City of Chula Vista. (Community Development)  
\*\*Companion Item #22\*\*

**NEW BUSINESS**

**STAFF REPORTS**

38. Diesel Emission Replacement Grant update. (Public Works)
  
39. Swine Flu update. (Homeland Security)
  
40. National City's partnership with the San Diego Regional Climate Protection Initiative. (Community Development)

**MAYOR AND CITY COUNCIL**

**ADJOURNMENT**

Next Regular City Council and Community Development Commission Meeting -  
Tuesday – May 19, 2009 - 6:00 p.m. – Council Chamber - National City.