

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

February 5, 2019

The Regular Meeting of the City Council and Community Development Commission – Housing Authority of the City of National City was called to order at 6:03 p.m. by Mayor / Chairwoman Alejandra Sotelo-Solis.

ROLL CALL

Council / Board members present: Cano, Morrison, Rios, Sotelo-Solis.

Administrative Officials present: Dalla, Deese, Denham, Manganiello, Morris-Jones, Mosley, Olson, Parra, Pe, Roberts, Rodriguez, Smith, Vergara, Williams, Yano, Ybarra.

Others present: City Treasurer Mitch Beauchamp, Student Representative Danielle Cruz.

**PLEDGE OF ALLEGIANCE TO THE FLAG BY CENTRAL ELEMENTARY
SCHOOL STUDENT COUNCIL**

PUBLIC COMMENTS

Stephen Delacruz, National City, spoke on the loss of the Band Program at the middle school.

Pablo Caballero, National City, spoke about ongoing issues with vehicle vandalism and theft in his neighborhood and requested City Council, Police, and Code Enforcement involvement.

PROCLAMATIONS AND CERTIFICATES

PROCLAMATION AND CERTIFICATE ADMIN (102-2-1)

1. National City Celebrates Black History Month
2. Scott Ellis Recognized for his Compassion for the Homeless

AWARDS AND RECOGNITIONS

**COUNCIL MEETING PRESENTATIONS / AWARDS & RECOGNITIONS 2019
(102-10-14)**

3. Fire Department Lifesaving Award to Captain Derek Jones and Firefighter Nick Black. (Fire)

PRESENTATIONS

COUNCIL MEETING PRESENTATIONS / AWARDS & RECOGNITIONS 2019 (102-10-14)

4. San Diego Gas & Electric (SDG&E) Updates: Supporting and Partnering with National City - Dinah Willier, Public Affairs Manager, San Diego Gas & Electric (SDG&E). (City Manager)
5. Update on Recent "Competitive" Grant Awards. (Engineering/Public Works)

INTERVIEWS / APPOINTMENTS

CITY COUNCIL VACANCY (102-15-02)

6. Continuations of the Selection Process for the Appointment to Fill City Council Vacancy. (City Attorney)

RECOMMENDATION: Fill the vacancy by appointment to prevent a cost prohibitive special election by choosing one of the following alternatives: 1) Nominate an individual from the List of Eleven Applicants; or 2) Nominate a National City Registered Voter willing to accept the appointment. If a majority (3 votes) of the City Council votes for the nominee, that person is appointed and sworn in.

TESTIMONY: The following individuals spoke in support of Ditas Yamane: Wilfredo Racelis, San Diego, Joel Tubao, National City, Cynthia CK Suero Gabler, National City, Mitchell Thompson, National City, Jacob Veritas, National City, Colin Rice, Mae Arca, National City, Maria Fontimayor, National City, Lt. Cdr. Clint Ceralde, Florfina Arce, National City, Jess Hizon, National City, Tony Olaes, National City, Rafael Flores, National City, Emmy Ramirez, Robert Calloway, National City, and Sam Calvano.

Several unnamed speakers read statements on behalf of individuals who were not present at the meeting: Faith Bautista, National Diversity Coalition and Dr. Estela Matriano, World Council, Dr. Benjamin Camacho, and Nancy Estolano.

The following individuals spoke in support of Robert (Dukie) Valderrama: Marissa Acierto, San Diego, Gloria Jean Nieto, National City, Eddie Perez, National City, and Marisol Natividad, National City.

Dr. Gonzalo Quintero, National City, spoke in support of the appointment process.

Stephen Delacruz, National City, recommended that the nine City Council applicants that weren't appointed should vote for the vacant seat.

Sherry Gogue, National City, asked that she be reconsideration for appointment to the vacant seat.

INTERVIEWS / APPOINTMENTS (cont.)

CITY COUNCIL VACANCY (102-15-02)

6. Continuations of the Selection Process for the Appointment to Fill City Council Vacancy. (City Attorney) (continued)

TESTIMONY (cont.): The following individuals spoke in opposition to Ditas Yamane: Edna Concepcion, Bonita, and Lydia Loristo, El Cajon.

Col. Richard Shigley, National City, spoke regarding a former mentor of his and recommended that an unbiased person be selected.

The following individuals spoke in support of Sherry Gogue: Joan Rincon, National City, Ellie Galvan Pantoja, National City.

The following individuals spoke in support of Jose Rodriguez: Michelle Krug and Irvin Martinez.

Daniel Perez spoke on behalf of his appointment to the vacant seat.

Ted Godshalk spoke on behalf of himself and asked that he be considered for appointment; he provided handouts that listed his answers to the Council's previous applicant questions from the January 29th meeting.

ACTION: The City Council proceeded to vote using Alternative One: Motion by Cano, seconded by Morrison, to appoint Ditas Yamane to the vacant City Council seat. Motion failed by the following vote, to-wit: Ayes: Cano, Morrison. Nays: Rios, Sotelo-Solis. Abstain: None. Absent: None.

Motion by Rios, seconded by Sotelo-Solis, to appoint Robert (Dukie) Valderrama to the vacant City Council seat. Motion failed by the following vote, to-wit: Ayes: Rios, Sotelo-Solis. Nays: Cano, Morrison. Abstain: None. Absent: None.

Motion by Morrison, to appoint Dr. Gonzalo Quintero to the City Council vacant seat. Motion died for lack of a second.

The Council proceeded to vote using Alternative Two.

ACTION: Motion by Cano, to appoint Natalie Limbaga to the vacant City Council seat. Motion died for lack of a second.

Motion by Morrison, to appoint Sherry Gogue to the vacant City Council seat. Motion died for lack of a second.

Motion by Sotelo-Solis, seconded by Rios, to appoint Vilavanh Singharath to the vacant City Council seat. Motion failed by the following vote, to-wit: Ayes: Rios, Sotelo-Solis. Nays: Cano, Morrison. Abstain: None. Absent: None.

Motion by Rios, seconded by Sotelo-Solis, to appoint Alma Sarmiento to the vacant City Council seat. Motion failed by the following vote, to-wit: Ayes: Rios, Sotelo-Solis. Nays: Cano, Morrison. Abstain: None. Absent: None.

INTERVIEWS / APPOINTMENTS (cont.)

CITY COUNCIL VACANCY (102-15-02)

6. Continuations of the Selection Process for the Appointment to Fill City Council Vacancy. (City Attorney) (continued)

Mayor Sotelo-Solis said that she would call a Special Meeting to be held on February 12, 2019 at 6:00 p.m., to continue the appointment process.

RECESS

A five-minute recess was called at 8:13 p.m.

The meeting reconvened at 8:20 p.m. All members were present.

CITY COUNCIL

CONSENT CALENDAR

ADOPTION OF CONSENT CALENDAR. Item No. 7 (NCCMC), Item Nos. 8 through 11 (Resolution Nos. 2019-11 through 2019-14), Item No. 12 (Temporary Use Permit), Item Nos. 13 through 15 (Warrant Registers). Motion by Cano, seconded by Rios, to approve the Consent Calendar, except for Item No. 11. Carried by unanimous vote.

MUNICIPAL CODE 2019 (506-2-34)

7. 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.

HOUSING & ECONOMIC DEVELOPMENT (206-4-28)

8. Resolution No. 2019-11. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AMENDING THE SIGNAGE AND FACADE IMPROVEMENT PROGRAM MAINTENANCE AGREEMENT TO STREAMLINE AND INCORPORATE AN IRREVOCABLE LICENSE, A DEED OF TRUST AND A PROMISSORY NOTE IN SAID AGREEMENT. (Housing & Economic Development)

ACTION: Adopted. See above.

PARKING & TRAFFIC CONTROL ADMIN 2019 (801-2-41)

9. Resolution No. 2019-12. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AUTHORIZING THE INSTALLATION OF BLUE CURB DISABLED PERSONS PARKING SPACE WITH SIGNAGE IN FRONT OF THE RESIDENCE LOCATED ON 117 E. 5TH STREET (TSC No. 2018-36). (Engineering/Public Works)

ACTION: Adopted. See above.

CONSENT CALENDAR (cont.)

PARKING & TRAFFIC CONTROL ADMIN 2019 (801-2-41)

10. Resolution No. 2019-13. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AUTHORIZING THE INSTALLATION OF BLUE CURB DISABLED PERSONS PARKING SPACE WITH SIGNAGE IN FRONT OF THE RESIDENCE LOCATED ON 918 DELTA STREET (TSC No. 2018-37). (Engineering/Public Works)

ACTION: Adopted. See above.

PARKING & TRAFFIC CONTROL ADMIN 2019 (801-2-41)

11. Resolution No. 2019-14. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AUTHORIZING THE INSTALLATION OF A RED CURB "NO PARKING" AT THE INTERSECTION OF MANCHESTER STREET AND ELEANOR PLACE TO IMPROVE VISIBILITY AT THE INTERSECTION (TSC No. 2018-39). (Engineering/Public Works)

ACTION: Motion by Rios, seconded by Sotelo-Solis, to adopt the Resolution. Motion failed by the following vote, to-wit: Ayes: Rios, Sotelo-Solis. Nays: Cano, Morrison. Abstain: None. Absent: None. Motion by Morrison, seconded by Rios, to adopt the Resolution with amended language recommending 22 feet, versus 40 feet of red curb. Carried by the following vote, to-wit: Ayes: Morrison, Rios, Sotelo-Solis. Nays: Cano. Abstain: None. Absent: None.

TEMPORARY USE PERMITS 2019 (203-1-35)

12. Temporary Use Permit – Circus Vargas event sponsored by Circus Vargas from February 21, 2019 to March 4, 2019 at the Westfield Plaza Bonita Mall with no waiver of fees. (Neighborhood Services)

ACTION: Adopted. See above.

WARRANT REGISTER JULY 2018 - JUNE 2019 (202-1-33)

13. Warrant Register #25 for the period of 12/12/18 through 12/18/18 in the amount of \$3,654,318.83. (Finance)

ACTION: Ratified. See above.

WARRANT REGISTER JULY 2018 - JUNE 2019 (202-1-33)

14. Warrant Register #26 for the period of 12/19/18 through 12/25/18 in the amount of \$254,690.25. (Finance)

ACTION: Ratified. See above.

WARRANT REGISTER JULY 2018 - JUNE 2019 (202-1-33)

15. Warrant Register #27 for the period of 12/26/18 through 01/01/19 in the amount of \$2,061,417.86. (Finance)

ACTION: Ratified. See above.

PUBLIC HEARINGS: ORDINANCES AND RESOLUTIONS

PLANNING & BUILDING DEPT ADMIN (1104-1-10)

16. Resolution No. 2019-15. CONTINUED PUBLIC HEARING AND ADOPTION OF A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY, CALIFORNIA, APPROVING A GENERAL PLAN AMENDMENT AND TENTATIVE SUBDIVISION MAP FOR THE REZONING OF PROPERTY AT EAST 16TH STREET AND "M" AVENUE FROM SMALL LOT RESIDENTIAL (RS-2) TO MEDIUM-DENSITY MULTI-UNIT RESIDENTIAL (RM-1) IN ORDER TO CONSTRUCT A 29-UNIT RESIDENTIAL DEVELOPMENT. (Applicant: Ralph Gonzales) (Case File No. 2017-04 GPA, S) (Planning) (Continued from the January 22, 2019 City Council Meeting)

RECOMMENDATION: Approve the General Plan Amendment, Zone Change, and Tentative Subdivision Map.

TESTIMONY: Lorna B. Ratone, owner of the George Kimball House, expressed various concerns regarding the proposed development.

Miguel Araiza, National City, expressed concerns regarding traffic.

Ralph Gonzales, Applicant, clarified project details and spoke in support.

Chris Cohen-Richards, Project Architect, clarified that all units will have three-bedrooms.

Noel Meza, Renova Properties, stated for clarification, that the market determines what units will sell for but that he is open to affordable units and will conduct further research.

ACTION: Motion by Cano, to continue the Public Hearing and table to discuss the topic of affordable housing units. Motion died for lack of a second.

Motion by Cano, seconded by Sotelo-Solis, to continue the Public Hearing to February 19th at 6:00 p.m., to get more information from the City Engineer regarding the ingress and egress addressing visibility and access to the site.

STAFF COMMENT: City Engineer Steve Manganiello provided the following statement for the record: "Typically with a small development project like this, if there was concerns brought up at the Public Hearing, or by Council, or even at the Staff level as far as the visibility and whether or not there needs to be a left turn pocket or what type of analysis needs to be done on 16th Street, again, that can be formed as a condition of approval that that be studied to the satisfaction of the City Engineer, and it can be done through the plan submittal process...I do not know if it would be possible for the Applicant to perform the type of traffic analysis that's necessary to come back in two weeks and provide any meaningful information back to the Council. So I will just leave that out there in response to the questions and concerns about access."

PUBLIC HEARINGS: ORDINANCES AND RESOLUTIONS (cont.)

PLANNING & BUILDING DEPT ADMIN (1104-1-10)

16. Resolution No. 2019-15 (continued).

ACTION (cont.): (continuation from Member Cano's motion above). Motion failed by the following vote, to-wit: Ayes: Cano, Sotelo-Solis. Nays: Morrison, Rios. Abstain: None. Absent: None.

Motion by Morrison, seconded by Rios, to close the Public Hearing. Carried by unanimous vote.

Motion by Rios, seconded by Morrison, to adopt the Resolution as amended to include the City Engineer's language. Carried by the following vote, to-wit: Ayes: Morrison, Rios, Sotelo-Solis. Nays: Cano. Abstain: None. Absent: None.

MUNICIPAL CODE 2019 (506-2-34)

17. Ordinance No. 2019-2456. PUBLIC HEARING AND ADOPTION OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY, CALIFORNIA, APPROVING A ZONE CHANGE FROM SMALL LOT RESIDENTIAL (RS-2) TO MEDIUM-DENSITY MULTI-UNIT RESIDENTIAL (RM-1) FOR A 29-UNIT RESIDENTIAL DEVELOPMENT PROPERTY LOCATED AT EAST 16TH STREET AND "M" AVENUE. (Applicant: Ralph Gonzales) (Case File No. 2017-04 ZC) (Planning)

RECOMMENDATION: Adopt the Ordinance approving the Zone Change.

TESTIMONY: None.

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

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

NON CONSENT RESOLUTIONS

FIRE DEPT ADMIN (305-1-1)

18. Resolution No. 2019-16. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY APPROVING THE TRANSFER OF \$54,223 FROM THE DEVELOPMENT IMPACT FEE FUND TO THE GENERAL FUND AND THE ESTABLISHMENT OF A CORRESPONDING GENERAL FUND APPROPRIATION FOR THE PURCHASE OF THE EXISTING SQUAD MOBILE HOME TRAILER FOR THE NATIONAL CITY FIRE DEPARTMENT. (Fire)

RECOMMENDATION: Adopt the Resolution.

TESTIMONY: None.

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

NEW BUSINESS

ENGINEERING / PUBLIC WORKS DEPT - GRANTS / REPORTS ADMIN (1104-1-1)

19. Report regarding Capital Improvement Projects completed under the limits set forth by the Uniform Public Construction Cost Accounting Act ("Act"). (Engineering/Public Works)

RECOMMENDATION: Accept and File report.

TESTIMONY: None.

ACTION: Accepted and filed.

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

20. City Council discussion and direction on National City's participation in the 2020 U.S. Census. (City Manager)

RECOMMENDATION: City Council direction requested.

TESTIMONY: None.

ACTION: Motion by Morrison, seconded by Cano, to move forward with a draft Resolution by March 5th based upon the first sample Resolution to Support Participation in the 2020 Census. Carried by unanimous vote.

CITY ATTORNEY REPORTS (509-1-3)

21. Community Town Hall Workshop to Discuss Functionality of and Proposed Procedure for Small Cell Deployment. (City Attorney)

RECOMMENDATION: Choose one of the following dates to hold the Community Town Hall Workshop: February 25th, 28th, March 12th, or March 14th.

TESTIMONY: None.

ACTION: Motion by Rios, seconded by Sotelo-Solis, to hold a Community Town Hall workshop on March 12th, to include the six (6) items for discussion. Carried by unanimous vote.

C. REPORTS

STAFF REPORTS

City Manager Deese reported that we are in the final rotation of the department heads who chose to participate in the Deputy City Manager rotations; announced that the new Acting Deputy City Manager is Armando Vergara, and Joe Olson is Acting Director of Neighborhood Services. She thanked Director of Public Works/City Engineer Steve Manganiello and his department for earning the gold star because it's such a large department. She also reminded the Council that the new Human Resources Director, Robert Meteau, starts on Monday, February 11th.

MAYOR, CITY COUNCIL, AND OTHER ELECTED OFFICIAL COMMENTS

City Treasurer Mitch Beauchamp suggested the City look for innovative ways to take advantage of the new digital network that's coming.

Mayor Sotelo-Solis thanked the Public Works and Public Safety staff for working through the rainy weather, clearing out the storm drains and preparing the community. As part of budget planning, Mayor Sotelo-Solis requested a report be prepared for future discussion on the pros and cons of the cannabis industry as a possible revenue generator.

CLOSED SESSION REPORT

There was nothing to report.

ADJOURNMENT

Motion by Morrison, seconded by Rios, 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 - Tuesday – February 19, 2019 - 6:00 p.m. - Council Chambers - National City, California. Carried by unanimous vote.

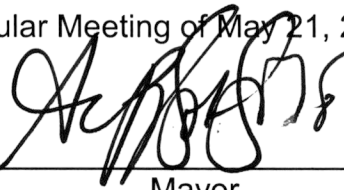
Special Meeting to Conduct Interviews and Fill a City Council Vacancy to be held on Tuesday, February 12, 2019 - 6:00 p.m. - Council Chambers - National City, California.

The meeting closed at 10:18 p.m.



For City Clerk

The foregoing minutes were approved at the Regular Meeting of May 21, 2019.



Mayor

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, February 5, 2019 – 5:00 p.m.

ROLL CALL

CITY COUNCIL

OPEN SESSION

CALL TO ORDER

ROLL CALL

CLOSED SESSION

1. Conference with Legal Counsel – Pending Litigation
Existing Litigation under Government Code Section 54956.9(d)(1)
Elizabeth Lopez v. City of National City, et al.
SDSC Case No. 37-2018-00056986-CU-OR-CTL
2. Conference with Legal Counsel – Pending Litigation
Existing Litigation under Government Code Section 54956.9(d)(1)
Carlsbad Police Officers Association, et al., v. City of Carlsbad, et al.
SDSC Case No. 37-2019-00005450-CU-PO-CTL
3. Conference with Legal Counsel – Potential Litigation: One case
Potential Litigation Pursuant to Government Code Section 54956.9(e)(1)

ADJOURNMENT

Next Regular City Council Meeting: Tuesday, February 5, 2019, 6:00 p.m., City Council Chambers, Civic Center – National City, California.