



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

April 20, 2021

This meeting was conducted utilizing teleconferencing and electronic means consistent with State of California Executive Order N-29-20 dated March 17, 2020, regarding the COVID-19 pandemic.

The City Council minutes are prepared and ordered to correspond to the City Council Agenda. Agenda Items can be taken out of order during the meeting. The Agenda Items were considered in the order presented.

A. CITY COUNCIL

CALL TO ORDER

The meeting was called to order at 6:28 p.m. by Mayor Sotelo-Solis.

ROLL CALL

Councilmembers present: Bush, Morrison, Rios, Rodriguez, Sotelo-Solis

Other Elected Officials present: Beauchamp, Molina

Administrative Officials present: Raulston, Winney, Bell, Chapel, Gilman, Williams, Davis, Meteau, Denham, Duong, Vergara, Aguirre, Yano, Parra, Barrera, Valdez, and Tellez.

Interpretation in Spanish provided by Carlos Diaz and Luisa Diaz de Leon.

PLEDGE OF ALLEGIANCE TO THE FLAG

City Attorney Bell led the Pledge of Allegiance.

PUBLIC COMMENTS

Mayor Sotelo-Solis introduced City Clerk Molina who summarized the process for acceptance of live public comment.

Four (4) spoken public comments were heard: Peggy Walker (opposition to marijuana businesses), Clair Carter's grandmother Judy Strang (inequities in relation to marijuana business), Barbara Gordon (opposition to vaping marijuana), Kelly McCormick (concern for driving under the influence of marijuana).

No written public comments received.

PROCLAMATIONS AND CERTIFICATES

1. Earthquake Preparedness Month Proclamation.

Mayor Sotelo-Solis presented the Proclamation to Chief Parra and Management Analyst III, Walter Amedee who represent the National City Fire Department.

AWARDS AND RECOGNITIONS – No agenda items.

PRESENTATIONS – No agenda items.

INTERVIEWS / APPOINTMENTS

2. Appointments: City Boards, Commissions and Committees – City Council Appointment

Mayor Sotelo-Solis introduced City Clerk Molina who gave the report and recited City Council Policy #107 Section D8 regarding the interview process and Section D10 regarding the reappointment of a Commissioner for multiple terms.

Planning Commission: One (1) vacancy for a term through March 31, 2025.

The City Council considered four (4) applicants for this position.

City Council conducted public interviews of three (3) applicants: Dolores Flores, William Phillips Sr., and Claudia E. Valenzuela. One applicant, Sonya Flores, was not present for a public interview.

Public Comments: None

ACTION: Councilmembers cast their vote virtually by holding up the name of the applicant who received their vote.

- Councilmember Bush voted for Claudia Valenzuela.
- Councilmember Morrison voted for Dolores Flores.
- Councilmember Rios voted for Claudia Valenzuela.
- Vice-Mayor Rodriguez voted for Claudia Valenzuela.
- Mayor Sotelo-Solis voted for Claudia Valenzuela.

Claudia Valenzuela was appointed to the Planning Commission by 4-1 vote.

REGIONAL BOARDS AND COMMITTEE REPORTS

Councilmember Bush reported on San Diego Metropolitan Transit System's (MTS) improvements in ridership, CARES Act funding, CIP projects, and efforts to reach air emissions goals.

Councilmember Morrison had nothing to report.

Vice-Mayor Rodriguez reported on the League of California Cities meeting. Infrastructure funding and provisions for housing investment.

Councilmember Rios reminded the National City Community about the recreation opportunities at our reservoirs. Also, she reported that various rebate programs are available from Sweetwater Authority via Sweetwater.org/rebate.

Mayor Sotelo-Solis reported on the San Diego Association of Governments (SANDAG) meeting and the Five Big Moves transportation plan.

CONSENT CALENDER

Mayor Sotelo-Solis announced that Item 5 is to be continued upon receipt of a report from National School District. Item 5 was pulled from the Consent Calendar. She thanked members of the public for registering to provide public comment on Item 5.

Public Comments: None

ACTION: Motion by Councilmember Bush, seconded by Vice-Mayor Rodriguez, to approve the Consent Calendar Items 3, 4, and 6 through 14.

Motion carried by unanimous vote.

3. Motion of the City Council of the City of National City approving the waiving of the reading of the text of the Ordinances or Resolutions that are having a Public Hearing considered at this meeting and providing that such Ordinances or Resolutions shall be introduced and/or adopted after a reading of the title only.
4. Adopted Resolution 2021-25. Resolution of the City Council of the City of National City approving the donation of self-contained breathing apparatus (SCBAs) and accessories to assist the City of Tecate.
5. Pulled to be continued.
6. Adopted Resolution No. 2021-26. Resolution of the City Council of the City of National City: 1) accepting the work performed by Portillo Concrete Inc. for the Palm Avenue Road Rehabilitation Project, CIP No. 19-05; 2) approving the final contract amount of \$1,006,975.46; 3) ratifying the release of retention in the amount of \$25,318.36; and 4) authorizing the Mayor to sign the Notice of Completion for the project.
7. Adopted Resolution No. 2021-27. Resolution of the City Council of the City of National City: 1) accepting the work performed by PAL General Engineering Inc. for the E. 16th Street Road Rehabilitation Project, CIP No. 19-38; 2) approving the final contract amount of \$180,275.60; 3) ratifying the release of retention in the amount of \$9,013.78; and 4) authorizing the Mayor to sign the Notice of Completion for the project.
8. Adopted Resolution No. 2021-28. Resolution of the City Council of the City of National City: 1) accepting the work performed by Next Stage Engineering for the City Hall Ceiling Replacement project, CIP No. 19-53; 2) approving the final contract amount of \$461,746.46; 3) ratifying the release of retention in the amount of \$20,090.00; and 4) authorizing the Mayor to sign the Notice of Completion for the project.

9. Adopted Resolution No. 2021-29. Resolution of the City Council of the City of National City: 1) approving the following projects proposed to receive funding from the Road Maintenance and Rehabilitation Account (RMRA) through the Local Streets and Roads Funding Program as required by Senate Bill 1, the Road Repair and Accountability Act of 2017: A) National City Blvd Street Resurfacing, B) E. Plaza Blvd Street Resurfacing, C) E. 16th Street Resurfacing, and D) Mann Avenue Street Resurfacing; and 2) authorizing the establishment of a Gas Tax Fund appropriation of \$1,217,771 for Fiscal Year 2021 and corresponding revenue budget for receipt of RMRA funds.
10. Adopted Resolution No. 2021-30 Resolution of the City Council of the City of National City, waiving the formal bid process pursuant to National City Municipal Code Section 2.60.260 and Section 2.60.220, regarding cooperative purchasing and open market procedure respectively, and authorizing the purchasing and accessorizing of one (1) new 2021 Ford AWD Police Interceptor K8A PEG 500A in an amount not-to-exceed \$63,360.25, due to a traffic collision that damaged a National City Police Department Patrol Vehicle beyond repair.
11. Adopted Resolution No. 2021-31 Resolution of the City Council of the City of National City, waiving the formal bid process pursuant to National City Municipal Code Section 2.60.260 and Section 2.60.220, regarding cooperative purchasing and open market procedure respectively, and authorizing the purchasing and accessorizing of one (1) new 2021 Ford AWD Police Interceptor K8A PEG 500A in an amount not-to-exceed \$67,111.33, due to a traffic collision that damaged a National City Police Department K-9 Vehicle beyond repair.
12. Investment transactions for the month ended February 28, 2021.
13. Ratified Warrant Register #36 for the period of 3/03/21 through 3/09/21 in the amount of \$1,764,948.49.
14. Ratified Warrant Register #37 for the period of 3/10/21 through 3/16/21 in the amount of \$407,421.46.

ITEMS PULLED FROM CONSENT CALENDER

5. Resolution of the City Council of the City of National City approving the one (1) year ratified Agreement and Authorizing the Mayor to execute the ratified Agreement with the Sweetwater Union High School District for partial funding of the School Resource Officer Program for FY 2021. The City of National City will be reimbursed \$105,000 for FY 2021.

Mayor Sotelo-Solis announced that Item 5 is to be continued upon receipt of a report from National School District.

Public Comments: registered speakers were not heard due to item being moved to a future date.

ACTION: Motion Sotelo-Solis and seconded by Councilmember Bush to move Item 5 to be heard at a future date. City Attorney Bell clarified that all discussion, including public comment, must cease until the item is brought back. Councilmember Bush withdrew his second. Councilmember Rios seconded. Councilmember Rios requested for any future items that are moved be announced at the start of the City Council meeting, as a courtesy to members of the public.

Ayes: Morrison, Rios, Rodriguez, Sotelo-Solis

Nayes: Bush
Motion passed by 4 to 1 vote.

Deputy City Clerk Chapel will provide notice of a date certain for this item to those who registered to speak.

PUBLIC HEARINGS: ORDINANCES AND RESOLUTIONS

15. Adopted Resolution No. 2021-32. Public Hearing and Adoption of a 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 National City Municipal Code Section 4.52.100 and consistent with Government Code Section 66017, approving an adjustment to the TDIF of 2 percent, as required by the San Diego Association of Governments (SANDAG) for receipt of TransNet local street improvement revenues, resulting in the TDIF increasing from \$2,584 per new residential dwelling unit to \$2,636 per unit beginning July 1, 2021.

City Clerk Molina read the title of the Resolution into the record.

Mayor Sotelo-Solis introduced Directory of Public Works/City Engineer Yano provided the report.

Councilmembers asked clarifying questions. Staff provided responses.

Mayor Sotelo-Solis declared the Public Hearing open at 7:42 p.m.

Public Comments: None.

ACTION: Motion by Councilmember Morrison, seconded by Councilmember Bush, to close the Public Hearing at 7:45 p.m.

Motion passed by unanimous vote.

ACTION: Motion by Councilmember Morrison, seconded by Councilmember Bush, to adopt the Resolution.

Motion passed by unanimous vote.

NON CONSENT RESOLUTIONS

16. Adopted Resolution No. 2021-33. Resolution of the City Council of the City of National City approving the acceptance of the High-Speed Broadband in California Libraries Grant Year 6 from State Library in the amount of \$135,645.71 to cover the equipment costs associated with high-speed networking upgrade at the National City Public Library.

City Clerk Molina read the title of the Resolution into the record.

Mayor Sotelo-Solis introduced Minh Duong, City Librarian, and John Saour, IT Analyst, who provided the report and PowerPoint Presentation titled "Library Broadband Upgrade".

Councilmembers asked clarifying questions. Staff provided responses.

Public Comments: None.

ACTION: Motion by Councilmember Bush, seconded by Councilmember Rios, to adopt the Resolution.

Motion passed by unanimous vote.

17. Adopted Resolution No. 2021-34. Resolution of the City Council of the City of National City: 1) authorizing the appropriation of \$650,551.50 for Phase II – Implementation phase of Paradise Creek Mitigation at Kimball Way project, reimbursable through the Hazard Mitigation Grant Program approved by the Federal Emergency Management Agency (FEMA); 2) establishing corresponding revenue and expenditure accounts; and 3) committing to providing a local match of \$216,850.50.

City Clerk Molina read the title of the Resolution into the record.

Mayor Sotelo-Solis introduced Directory of Public Works/City Engineer Yano, who provided the report.

Public Comments: None.

ACTION: Motion by Councilmember Rios, seconded by Councilmember Morrison, to adopt the Resolution.

Motion passed by unanimous vote.

18. Resolution of the City Council of the City of National City authorizing the Mayor to execute an Amendment to the Lease and Operating Agreement between the City of National City and American Golf Corporation to increase green fees effective April 20, 2021.

City Clerk Molina read the title of the Resolution into the record.

Mayor Sotelo-Solis introduced Acting Director of Community Services Denham, who provided the report. Gary Johnson with American Golf Corporation was available to address questions by Councilmembers.

Public Comment: None.

ACTION: Motion by Mayor Sotelo-Solis, seconded by Councilmember Morrison to approve the Resolution, that adopts the increase green fees with the understanding that the amount charged to the Sweetwater High School golf team remain the same as in has prior years.

Councilmember Morrison made a motion for a friendly amendment to also allow National City Student golf teams Accepted by the maker of the motion.

Vice-Mayor Rodriguez made a motion for a friendly amendment to keep the 91950 zip code residents to be included in the 9% rate not to be included in the increase. Maker of the motion did not accept.

Mayor Sotelo-Solis made a friendly amendment to keep the 91950 zip code residents to be included in the 9% rate not to be included in the increase. Councilmember Morrison second of

the motion accepted the friendly amendment. To include Sweetwater, Granger and National student golf teams to remain as current fee.

City Attorney Bell advised Council to withdraw the motion on the floor and replace it with a motion directing staff to return to negotiating table with American Golf to address concerns that were raised by City Council. Allowing American Golf the opportunity to renegotiate.

City Manager Raulston recommended that the item be returned to staff to renegotiate the Operating Agreement. Representative for American Golf commented. City Attorney commented on options to proceed.

Motion was rescinded by Mayor Sotelo-Solis.

ACTION: Motion by Councilmember Morrison, seconded by Councilmember Rios to refer Item back to Staff to renegotiate the Operating Agreement to include amendments as discussed, and to return to the May 4, 2021 City Council Meeting.

Motion passed by unanimous vote.

Public Comment: City Treasurer Beauchamp

Mayor Sotelo-Solis requested for the interpretation service to continue past the two-hour mark.

NEW BUSINESS

19. The Protecting the Right to Organize (PRO) Act (HR. 842).

Mayor Sotelo-Solis introduced Assistant City Manager Winney who provided a summary on the Protecting the Right to Organize (PRO) Act.

Public Comments: None

ACTION: Motion by Vice-Mayor Rodriguez, seconded by Councilmember Bush, to request for staff to draft a letter of support for the PRO Act.

Motion passed by unanimous vote.

Point of Clarification requested by Assistant City Manager Winney; City Manager staff will draft letter for Mayor's signature, with City Councilmembers receiving a copy, due to the timeliness of the legislation. Mayor agreed.

20. Consider authorizing a letter of support to the Port of San Diego in support of the Maritime Clean Air Strategy Discussion Draft.

Director of Community Development Vergara provided comments with regards to the Maritime Clean Air Strategy (MCAS) Discussion Draft letter of support.

Public Comments: One (1) spoken public comment was heard from Danny Serrano (comment letter drafted does not address previously stated community concerns).

ACTION: Motion by Councilmember Bush, seconded by Vice-Mayor Rodriguez, to provide the letter of support with the following three changes (1) strike "discussion draft" from the first line and

add “discussion effort”, (2) strike “discussion draft” from the last paragraph and add “discussion effort”, (3) strike “compliance” from the second paragraph and add “environmental health”.

Motion passed by unanimous vote.

B. COMMUNITY DEVELOPMENT COMMISSION – HOUSING AUTHORITY

CONSENT RESOLUTIONS – HOUSING AUTHORITY – No agenda items.

PUBLIC HEARINGS: RESOLUTIONS – HOUSING AUTHORITY – No agenda items.

NON CONSENT RESOLUTIONS – HOUSING AUTHORITY – No agenda items.

NEW BUSINESS – HOUSING AUTHORITY – No agenda items.

C. REPORTS

STAFF REPORTS

Item 22 taken out of order

22. Speeding and Racing Groups

Chief of Police Tellez introduced Captain Alex Hernandez who provided the report and PowerPoint presentation titled “National City Police Department Staff Report on concerns regarding Speeding and Racing Groups”.

Public Comment: Joan Rincon (read into the record following item # 22 at 9:51 p.m.)

Received and filed report.

Mayor Sotelo-Solis released the interpretation service at 9:28 p.m.

21. Urban Area Security Initiative

Chief of Emergency Services Parra introduced Chief of Police Jose Tellez and Management Analyst III Walter Amedee. Chief Parra provided the report and PowerPoint presentation titled “Urban Area Security Initiative (UASI) Urban Area Working Group (UAWG)”.

Public Comment: None.

Received and filed report.

23. HOPE Improvements for Federal Funding.

City Manager Raulston provided the report and PowerPoint presentation titled “Health and Opportunity through Partnership for Equity”.

Public Comment: None.

Received and filed report.

24. City Manager Report

City Manager Raulston commented on the availability of COVID-19 vaccines for the community.

MAYOR AND CITY COUNCIL

City Clerk Molina announced the vacancy on the Civil Service Commission. Applicants may apply via the City Clerk's Office. Application deadline is Thursday, May 6, 2021, 5:00 p.m.

City Treasurer Beauchamp spoke about the Port of San Diego tenants, and the freight rail system.

Councilmember Morrison wished to direct Staff to start the discussion regarding the possibilities and options available once the contract with American Golf Corporation ends.

ACTION: Motion by Councilmember Morrison, seconded by Vice-Mayor Rodriguez, to direct Staff to begin the discussion for potential possibilities once the contract with American Golf Corporation ends.

Ayes: Bush, Morrison, Rodriguez

Nayes: Rios, Sotelo-Solis

Motion passed by 3 to 2 vote.

Councilmember Rios invited the community to Port of San Diego's virtual community workshop to discuss the future of Pepper Park.

Vice-Mayor Rodriguez wished to post items for discussion regarding the city budget.

ACTION: Motion by Vice-Mayor Rodriguez, seconded by Councilmember Morrison, to discuss the funding associated to sanitation and trash collection services, at the May 18, 2021, City Council meeting.

Motion passed by unanimous vote.

ACTION: Motion by Vice-Mayor Rodriguez, seconded by Councilmember Morrison, to discuss the funding needed for an EMT training program for fire fighters to become paramedics, within the Budget Item at the May 18, 2021, City Council Meeting.

Motion passed by unanimous vote.

ACTION: Motion by Vice-Mayor Rodriguez to discuss the possibilities of grant funding needed to increase civic participation and community outreach efforts during elections, within the Budget item at the May 18, 2021, City Council Meeting.

Motion died for lack of a second.

Mayor Sotelo-Solis announced the availability of vaccines around the community. She mentioned the invitation to present to counterparts in Puerto Rico the success of age-friendly policies in National City.

CLOSED SESSION

CLOSED SESSION REPORT

City Attorney Bell reported out on Closed Session.

Item 1: Pursuant to California Government Code Section 54957.1, by unanimous vote, direction was given by the City Council in the legal action title Tammy Davis, et al. v. City of National City, et al. The case involves a Section 1983 Civil Rights Act claim arising from an in custody death.

Item 2: Pursuant to California Government Code Section 54957.1, by unanimous vote, direction was given by the City Council in the legal action title Justin Perez v. City of National City. The case involves a personal injury claim arising an alleged dangerous condition on City property.

ADJOURNMENT

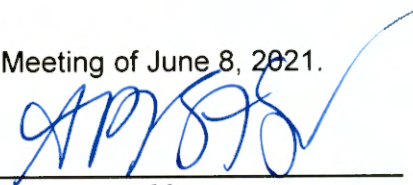
Mayor Sotelo-Solis adjourned the meeting to the next Virtual Regular Meeting of the City Council and Community Development Commission – Housing Authority of the City of National City, California to be held Tuesday, May 4, 2021, at 6:00 p.m. via teleconference.

The meeting adjourned at 10:31 p.m.



City Clerk

The foregoing minutes were approved at the Regular Meeting of June 8, 2021.



Mayor