



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

November 2, 2021

This meeting was conducted utilizing teleconferencing and electronic means consistent with State of California Assembly Bill No. 361, approved by Governor Newsom on September 16, 2021.

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 6:18 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 Jr., Hussain, Gilman, Torres, Parra, Tellez, Ryan, Brennan, Meteau, Aguirre, Reeder, Yano, and Barrera.

Interpretation in Spanish provided by Luisa Diaz de Leon and Claudio Valencia.

PLEDGE OF ALLEGIANCE TO THE FLAG

Councilmember Rios led the Pledge of Allegiance.

PUBLIC COMMENTS

Mayor Sotelo-Solis summarized the process for acceptance of live public comment allowing two (2) minutes per comment and introduced City Clerk Molina.

Six (6) spoken comments were registered and heard: Peggy Walker, Kelly McCormick, Becky Rapp, Judith Strang, Michelle Krug, and Terri Ann Skelly.

Three (3) written comments were received and read: Ximena Esparza, Joan Rincon, and Matthew Nathaniel.

PROCLAMATIONS AND CERTIFICATES

1. National City Celebrates Sister-City Tecate in their 129th Anniversary.

Mayor Sotelo-Solis presented the Proclamation to former Tecate Mayor Zulema Adams who received the Proclamation.

Public Comment: None

Received and filed.

AWARDS AND RECOGNITIONS - No agenda items.

PRESENTATIONS

2. Robert Wood Johnson Foundation Culture of Health Prize Award.

Mayor Sotelo-Solis introduced Megan Gamwell and Katie Wehr who provided remarks.

Public Comment: None

Received and filed.

INTERVIEWS / APPOINTMENTS - No agenda items.

REGIONAL BOARDS AND COMMITTEE REPORTS

Port Commissioner Sandy Naranjo reported on the business of the Port of San Diego.

Vice-Mayor Rodriguez announced that the Metro Wastewater Joint Powers Authority (JPA) will meet next Thursday.

Councilmember Bush reported on the business of the South County Economic Development Committee (SD EDC) and San Diego County Air Pollution Control District (APCD) Governing Board.

Councilmember Rios reported on the business of the San Diego County Water Authority, Sweetwater Authority, Metropolitan Water District, and San Diego Metropolitan Transit System (MTS).

Councilmember Morrison reported on the business of the Regional Solid Waste Association (RSWA).

Mayor Sotelo-Solis reported on the business of San Diego Association of Governments (SANDAG) and San Diego Metropolitan Transit System (MTS).

Vice-Mayor Rodriguez announced that the Metro Wastewater Joint Powers Authority will meet this Thursday.

CONSENT CALENDER

Public Comment: None

ACTION: Motion by Councilmember Morrison, seconded by Vice-Mayor Rodriguez, to approve the Consent Calendar Items 3 through 11, with Item 8 pulled for discussion by Councilmember Bush.

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 No. 2021-159. Resolution of the City Council of the City of National City acknowledging receipt of a report made by the Chief of Emergency Services of the National City Fire Department regarding the inspection of certain occupancies required to perform annual inspections in such occupancies pursuant to Sections 13146.2 and 13146.3 of the California Health and Safety Code.
5. Adopted Resolution No. 2021-160. Resolution of the City Council of the City of National City accepting and acknowledging the Robert Wood Johnson Foundation Culture of Health Prize of \$55,500 and the establishment of General Fund appropriations of \$55,500 and corresponding revenue budget with no matching funds required.
6. Adopted Resolution No. 2021-161. Resolution of the City Council of the City of National City approving an application for authorization to access state and federal level summary criminal history information for cannabis employment, contractors, licensing, or certification purposes.
7. Adopted Resolution No. 2021-162. Resolution of the City Council of City of National City authorizing an application for Year One and Year Two funding of the Permanent Local Housing Allocation (PLHA) Program Plan and reapproving the First Amendment to the PLHA Program Plan to incorporate homeless outreach, case management, emergency housing, and other housing services for homeless individuals and families or those at risk of becoming homeless.
8. Pulled for discussion.
9. Adopted Resolution No. 2021-164. Adoption of a Resolution declaring findings to continue teleconference meetings to November 16, 2021 as required by AB 361.
10. Ratified Warrant Register #12 for the period of 9/15/21 through 9/21/21 in the amount of \$2,059,529.88.
11. Ratified Warrant Register #13 for the period of 9/22/21 through 9/28/21 in the amount of \$741,831.40.

ITEMS PULLED FROM CONSENT CALENDER

8. Adopted Resolution No. 2021-163. Resolution of the City Council of the City of National City to authorize the City Manager to enter into a ten year Agreement with the County of San Diego for the National City Police Department to use the San Diego Sheriff's Department's Firing Range and Firearm's Facilities. The total cost for the ten years is not to exceed \$75,000 or \$7,500 per year.

Councilmembers provided comments and Police Chief Tellez addressed questions.

Public Comment: None.

ACTION: Motion by Councilmember Rios, seconded by Councilmember Bush, to adopt the Resolution with a request that Staff return with an updated report in one year.

Motion carried by unanimous vote.

Mayor Sotelo-Solis called for a recess at 7:42 p.m. and reconvened the meeting at 8:00 p.m. with all members present.

PUBLIC HEARINGS: ORDINANCES AND RESOLUTIONS

12. Public Hearing and Introduction of an Ordinance of the City Council of the City of National City amending Chapter 11.52 (Bicycles) of the National City Municipal Code. (Applicant City-Initiated) (Case File 2021-03 A)

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

Mayor Sotelo-Solis introduced Principal Planner Reeder who provided remarks and received Councilmembers' comments.

Mayor Sotelo-Solis declared the Public Hearing open at 8:07 p.m.

Public Comment: None.

ACTION: Motion by Councilmember Rios, seconded by Mayor Sotelo-Solis, to close the Public Hearing at 8:07 p.m.

Motion passed by unanimous vote.

ACTION: Motion by Councilmember Rios, seconded by Councilmember Bush, to accept the Introduction of the Ordinance.

Motion passed by unanimous vote.

13. Adopted Resolution No. 2021-165. Public Hearing and Adoption of a Resolution of the City Council of the City of National City certifying an Environmental Impact Report (EIR) for, and approving, a General Plan Amendment, Zone Change, Code Amendment, and Conditional Use Permit for construction of a Carmax dealership on property located on the north side of Plaza Bonita Road, west of Sweetwater Road, and east of Interstate 805 and authorizing the filing of a Notice of Determination. (Applicant: Carmax) (Case File No. 2016-30 GPA, ZC, A, CUP, IS)

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

Mayor Sotelo-Solis introduced Principal Planner Reeder who introduced development team members John Thatcher, Nick Larkin, and JM Dixon. They provided the report and PowerPoint presentation. The team addressed questions from the Councilmembers.

Mayor Sotelo-Solis declared the Public Hearing open at 8:33 p.m.

Public Comment: None.

ACTION: Motion by Councilmember Bush, seconded by Councilmember Rios, to close the Public Hearing at 8:34 p.m.

Motion passed by unanimous vote.

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

Ayes: Morrison, Rios, Rodriguez, Sotelo-Solis

Nays: Bush

Motion passed by 4-1 vote.

14. Public Hearing and Introduction of an Ordinance of the City Council of the City of National City California, approving a Zone Change from Major Mixed-Use District (MXD-2) to Service Commercial (CS) and Open Space (OS), and amendment to Chapter 18.22.020 of the Municipal Code to allow for used auto sales in the CS zone for construction of a Carmax dealership on property located on the north side of Plaza Bonita Road, west of Sweetwater Road, and east of Interstate 805. (Applicant: Carmax) (Case File No. 2016-30 ZC, A)

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

Mayor Sotelo-Solis introduced Principal Planner Reeder who was available to receive comments from the Councilmembers.

Mayor Sotelo-Solis declared the Public Hearing open at 8:39 p.m.

Public Comment: None.

ACTION: Motion by Councilmember Morrison, seconded by Councilmember Rios, to accept the Introduction of the Ordinance.

Ayes: Morrison, Rios, Rodriguez, Sotelo-Solis

Nays: Bush

Motion passed by 4-1 vote.

15. Adopted Ordinance No. 2021-2491. Public Hearing and Adoption of an Ordinance of the City Council of the City of National City amending Sections 18.20.020, 18.21.040, 18.21.050, 18.45, and 18.50, and addition of Sections 18.30.380 and 18.30.390 of Title 18 (Zoning) of the National City Municipal Code related to Accessory Dwelling Units and Junior Accessory Dwelling Units. (Applicant City-Initiated) (Case File 2021-18 A)

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

Mayor Sotelo-Solis introduced Principal Planner Reeder who provided updates based on the requests from the last discussion on the Item.

ACTION: Motion by Councilmember Morrison, seconded by Councilmember Rios, to continue the Item to the next scheduled meeting.

Ayes: Morrison, Rios

Nays: Bush, Rodriguez, Sotelo-Solis

Motion failed by 2-3 vote.

Mayor Sotelo-Solis declared the Public Hearing open at 8:52 p.m.

Public Comment: None.

ACTION: Motion by Councilmember Bush, seconded by Vice-Mayor Rodriguez, to close the Public Hearing at 8:53 p.m.

Motion passed by unanimous vote.

ACTION: Motion by Vice-Mayor Rodriguez, seconded by Councilmember Bush, to adopt the Ordinance.

Ayes: Bush, Rodriguez, Sotelo-Solis

Nays: Morrison, Rios

Motion passed by 3-2 vote.

16. Adopted Ordinance No. 2021-2491. Public Hearing and Adoption of an Ordinance of the City Council of the City of National City establishing Community Choice Aggregation (CCA) in the City of National City.

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

No formal report was presented by Staff.

Mayor Sotelo-Solis declared the Public Hearing open at 8:53 p.m.

Public Comment: One (1) written comment was received and read: Roberto Alcantar.

ACTION: Motion by Councilmember Rios, seconded by Councilmember Bush, to close the Public Hearing at 8:55 p.m.

Motion passed by unanimous vote.

ACTION: Motion by Vice-Mayor Rodriguez, seconded by Councilmember Rios, to adopt the Ordinance.

Ayes: Bush, Rios, Rodriguez, Sotelo-Solis

Nays: Morrison

Motion passed by 4-1 vote.

NON CONSENT RESOLUTIONS - No agenda items.

NEW BUSINESS

17. Adopted Resolution No. 2021-166. Resolution of the City Council of the City of National City authorizing the Mayor to execute a Joint Powers Agency Agreement (JPA) and

current amendments with the San Diego Community Power (SDCP) Community Choice Aggregation (CCA).

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

Mayor Sotelo-Solis introduced Director of Engineering/Public Works Yano who introduced Cody Hooven and Joe Mosca. They provided the report and PowerPoint presentation.

Public Comment: One (1) verbal comment was received: Rita Clement.

ACTION: Motion by Councilmember Bush, seconded by Vice-Mayor Rodriguez, to adopt the Resolution.

Ayes: Bush, Rios, Rodriguez, Sotelo-Solis

Nays: Morrison

Motion passed by 4-1 vote.

18. City Council consideration of a City Council Policy for the Naming of City Assets and Streets.

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

Mayor Sotelo-Solis introduced Assistant City Manager Winney who presented the report, including draft language for City Council Policy #805. Mr. Winney received comments from Councilmembers and addressed questions.

Public Comment: One (1) written comment was received and read: Ted Godshalk.

ACTION: Motion by Mayor Sotelo-Solis, seconded by Councilmember Rios, to amend the draft policy at "Section D. Naming Procedure for City Assets and Renaming of Existing Streets", to include the proposed appointment process described as "Alternative Two": City Council would appoint a three member City Naming Committee composed of the Mayor or his/her designee, the Chair of the designated Board/Committee or designee, and a community representative as designated by the City Manager. The Committee would also return to the City Council offering a formal recommendation after soliciting public input.

Motion carried by unanimous vote.

Councilmembers directed Staff to bring back an updated draft policy for further consideration.

B. COMMUNITY DEVELOPMENT COMMISSION – HOUSING AUTHORITY – No agenda items.

C. REPORTS

STAFF REPORTS

19. City Manager Report.

City Manager Raulston provided a brief update.

MAYOR AND CITY COUNCIL

20. Discussion on the potential naming of a new park Dolores Huerta Park and Community Garden.

Mayor Sotelo-Solis provided remarks.

Public Comment:

Five (5) spoken comments were registered and heard: Eddie Perez, Margaret Godshalk, David Valladolid, Fabio Rojas, and Janice Reynoso.

Three (3) written comments were received and read: Joan Rincon, Enrique Morones, and Ted Godshalk. Additionally, a petition in opposition of a name change was signed by 50 individuals and received.

ACTION: Motion by Mayor Sotelo Solis to rename the Paradise Creek Educational Park to Dolores Huerta Park and Paradise Creek Education Center. Motion died for lack of a second.

ACTION: Motion by Councilmember Bush, seconded by Vice-Mayor Rodriguez, to continue the item to a future meeting upon approval of a naming policy, and to include other ideas for honoring Dolores Huerta.

Substitute motion by Councilmember Rios, seconded by Councilmember Morrison, to wait until a naming policy is in place, before proceeding with a decision on how to move forward.

Ayes: Morrison, Rios

Nays: Bush, Rodriguez, Sotelo-Solis

Motion failed by 2-3 vote.

Per City Council Policy #104 Section 3(L), the majority of the Council must agree to continue the meeting past the 10:30 pm mark. At 10:51 p.m. the following action was taken:

ACTION: Motion by Councilmember Rios, seconded by Councilmember Bush, to continue the meeting past 10:30 p.m., indefinitely.

Ayes: Bush, Rios, Rodriguez, Sotelo-Solis

Nays: Morrison

Motion passed by 4-1 vote.

Mayor Sotelo-Solis returned to the original motion. The seconder of the motion restated the motion as: Upon approval of a naming policy, the first order of business is for the selected committee to consider the official naming of the Paradise Creek Education Center and Park, and to find a way to honor Dolores Huerta.

Ayes: Bush, Rodriguez

Nays: Morrison, Rios, Sotelo-Solis

Motion failed by 2-3 vote.

ACTION: Motion by Councilmember Bush, seconded by Councilmember Rios, to first adopt the naming policy, and then consider the Mayor's proposal for renaming the park per the policy, and to include other options for honoring Dolores Huerta.

Ayes: Bush, Rios, Rodriguez, Sotelo-Solis

Nays: Morrison

Motion carries by 4-1 vote.

Closing remarks were provided by member of the Council, City Clerk, and City Treasurer.

CLOSED SESSION

CLOSED SESSION REPORT

Mayor Sotelo-Solis introduced City Attorney Bell who provided the report.

2. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Government Code Section 54956.9(d)(1)

Name of Case: Leanna Navarro v. City of National City

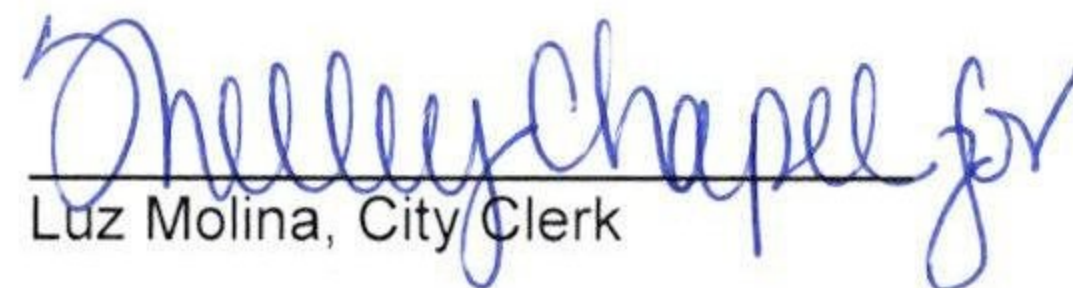
Worker’s Compensation Appeal Board Case No. Claim: 12261642

City Attorney Bell reported that there was direction given by City Council by unanimous vote.

ADJOURNMENT

Mayor Sotelo-Solis adjourned to the Regular Meeting of the City Council and Community Development Commission - Housing Authority of the City of National City to be held Tuesday, November 16, 2021 at 6:00 p.m. via teleconference.

The meeting adjourned at 11:08 p.m.


Luz Molina, City Clerk

The foregoing minutes were approved at the Regular Meeting of February 1, 2022.


Alejandra Sotelo-Solis, Mayor