



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

November 16, 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 6:02 p.m. by Mayor Sotelo-Solis.

ROLL CALL

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

Councilmember absent: Bush

Other Elected Officials present: Beauchamp, Molina

Administrative Officials present: Raulston, Winney, Bell Jr., Chapel, Gilman, Williams, Aguirre, Vergara, Maxilom, Valadez, Olson, Parra, Tellez, Ryan, Brennan, Meteau, Hernandez, Yano, and Barrera.

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

PLEDGE OF ALLEGIANCE TO THE FLAG

City Clerk Molina 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.

Twelve (12) spoken comments were registered and heard: Peggy Walker, Carol Green, Karla Apalategui, Jeanette Silva, James Beecher, Raphael Prather, David Gallegos, Becky Rapp, Erik Salinas Cerezo, Juan Piche, Judith Strang, Cruz Ruelas

Six (6) individuals registered to speak but were not present: Charles Nissley, James Slade, Isaac Flores, James Woods, Marcario Avila, Kevin Estudillo

Eight (8) written comments were received and read: Kathy Guzman, Ray Stryker, Lena Moats, Elyana Delgado, Juanita Castaneda, Alex Neu, Mervin Jensen, Mikki Vidamo.

PROCLAMATIONS AND CERTIFICATES - No agenda items.

AWARDS AND RECOGNITIONS - No agenda items.

PRESENTATIONS - No agenda items.

INTERVIEWS / APPOINTMENTS - No agenda items.

REGIONAL BOARDS AND COMMITTEE REPORTS

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

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

Councilmember Rios reported on the business of the San Diego County Water Authority, and Sweetwater Authority.

Councilmember Morrison had no report.

Vice-Mayor Rodriguez reported on the business of the Metro Wastewater Joint Powers Authority (JPA).

CONSENT CALENDER

Public Comment: None

ACTION: Motion by Councilmember Rios, seconded by Councilmember Morrison, to approve the Consent Calendar Items 1 through 15.

Motion carried by 4-0 vote.

1. 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.
2. Approved Meeting Minutes: City Council and Community Development Commission - Housing Authority of the City of National City Virtual Regular Meeting - October 5, 2021; Special Meeting of the City Council of the City of National City Virtual Special Closed Session Meeting - October 5, 2021.
3. Adopted Resolution No. 2021-168. Resolution of the City Council of the City of National City, California authorizing the acceptance of the California Library Literacy Services (CLLS) Grant in the amount of \$39,141 to fund the National City Public Library's Literacy Services Program for FY 2022 and authorizing the establishment of a Library Grants Fund appropriation of \$39,141 and corresponding revenue budget.

4. Adopted Resolution No. 2021-169. Resolution of the City Council of the City of National City, California authorizing the City Manager to amend the agreement between the City of National City (“City”) and ICF Center for Cross Border Philanthropy D.B.A. Olivewood Gardens and Learning Center for the maintenance and operation of a community garden (“operator”) and exercising a first option to extend the agreement for a 24 month period from November 16, 2021 to November 15, 2023.
5. Adopted Resolution No. 2021-170. Resolution of the City Council of the City of National City, California authorizing the acceptance of the Community Enhancement Grant from the County of San Diego in the amount of \$5,000 to cover costs associated with the annual Kimball Holiday event and the establishment of grant fund appropriations of \$5,000 and corresponding revenue budget.
6. Adopted Resolution No. 2021-171. Resolution of the City Council of the City of National City, California approving the settlement between Leanna Navarro and the City of National City.
7. Adopted Resolution No. 2021-172. Resolution of the City Council of the City of National City, California authorizing the Mayor to execute the Agreement between the City of National City and Devaney Pate Morris Cameron, LLP for legal services in the specialized area of General Civil Litigation Defense arising from Government Claims for the total not to exceed amount of \$75,000.00 per case and approving the City Attorney’s execution of same.
8. Adopted Resolution No. 2021-173. Resolution of the City Council of the City of National City, California approving a General Fund appropriation in the amount of \$22,000 for fiscal year 2020-2021 for outside legal support from Liebert Cassidy Whitmore for employment law matters.
9. Adopted Resolution No. 2021-174. Resolution of the City Council of the City of National City, California: 1) awarding a contract to Crest Equipment Inc. in the not-to-exceed amount of \$1,281,798.37 for the El Toyon Las Palmas Bicycle Corridor Project, CIP No. 19-02; 2) authorizing a 15% contingency in the amount of \$192,269.76 for any unforeseen changes; and 3) authorizing the Mayor to execute the contract.
10. Adopted Resolution No. 2021-175. Resolution of the City Council of the City of National City, California: 1) awarding a contract to Tri-Group Construction and Development, Inc. in the not-to-exceed amount of \$1,403,820.00 for the Citywide Safe Routes to School Project, CIP No. 19-04; 2) authorizing a 15% contingency in the amount of \$210,573.00 for any unforeseen changes; and 3) authorizing the Mayor to execute the contract.
11. Adopted Resolution No. 2021-176. Resolution of the City Council of the City of National City, California authorizing the installation of red curb “No Parking” on the east side of the driveway adjacent to the property located at 225 E. 26th Street in order to improve visibility for vehicles exiting the driveway onto E. 26th Street (TSC No. 2021-20).
12. Approved Temporary Use Permit – 22nd Annual Fiesta Filipina-Mexicana Karaoke Competition hosted by the Seafood City Supermarket on December 11, 2021 from 11 a.m. to 8 p.m. at 1420 E. Plaza Blvd with no waiver of fees.
13. Filed Local Agency Development Impact Fee Report for Fiscal Year 2020-2021.

14. Ratified Warrant Register #14 for the period of 9/29/21 through 10/5/21 in the amount of \$3,074,425.90.
15. Ratified Warrant Register #15 for the period of 10/06/21 through 10/14/21 in the amount of \$769,998.59.

PUBLIC HEARINGS: ORDINANCES AND RESOLUTIONS

16. Adopted Ordinance No. 2021-2492. Public Hearing and Adoption 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 Director of Community Development Vergara and Principal Planner Reeder who were available for questions.

Mayor Sotelo-Solis declared the Public Hearing open at 7:08 p.m.

Public Comment: None.

ACTION: Motion by Councilmember Morrison, seconded by Councilmember Rios, to close the Public Hearing at 7:09 p.m.

Motion passed by 4-0 vote, with Councilmember Bush absent.

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

Motion passed by 4-0 vote, with Councilmember Bush absent.

17. Adopted Ordinance No. 2021-2493. Public Hearing and Adoption of an Ordinance of the City Council of the City of National City, California 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 was available to address questions.

Mayor Sotelo-Solis declared the Public Hearing open at 7:10 p.m.

Public Comment: None.

ACTION: Motion by Councilmember Rios, seconded by Councilmember Morrison, to close the Public Hearing at 7:12 p.m.

Motion passed by 4-0 vote, with Councilmember Bush absent.

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

Motion passed by 4-0 vote, with Councilmember Bush absent.

NON CONSENT RESOLUTIONS

18. Resolution of the City Council of the City of National City, California approving proposed amendments to the Community and Police Relations Commission (CPRC) Operating Procedures and Bylaws.

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

Mayor Sotelo-Solis introduced CPRC Staff Liaison Lauren Maxilom and CPRC Chair Mike Lesley who gave the report and PowerPoint presentation, including proposed edits to operating procedures and bylaws.

Public Comment: None.

ACTION: Motion by Councilmember Morrison, seconded by Mayor Sotelo-Solis, to accept Article I of the Bylaws, as presented.

Motion carried 4-0, with Councilmember Bush absent.

ACTION: Motion by Councilmember Morrison, seconded by Councilmember Rios to accept Article II of the Bylaws, as presented, with the amendment to add a requirement that the Chair and Vice-Chair cannot be current or former Police Officers, and to remove the language concerning family members.

Ayes: Morrison, Rios, Sotelo-Solis

Nays: Rodriguez

Motion passed by 3-1 vote, with Councilmember Bush absent.

ACTION: Motion by Councilmember Rios, seconded by Mayor Sotelo-Solis, to decline support of the proposed procedure recommended in Article III of the Bylaws, and to use City Council Policy 105 as the model for docketing of agenda items.

Motion carried 4-0, with Councilmember Bush absent.

ACTION: Motion by Councilmember Rios, seconded by Mayor Sotelo-Solis, concerning Article III of the Operating Procedures, for the appointment process to continue as described in City Council Policy 107, and for the City Clerk's office to provide an informational document to potential commissioners, prior to appointment.

Motion passed by 4-0 vote, with Councilmember Bush absent.

ACTION: Motion by Councilmember Morrison, seconded by Councilmember Rios, to accept the proposed change for Article III of the Operating Procedures concerning Human Rights Organization.

Motion carried 4-0, with Councilmember Bush absent.

ACTION: Motion by Councilmember Morrison, seconded by Councilmember Rios, to approve the red-lined draft, with the Council-approved amendments.

Motion carried 4-0, with Councilmember Bush absent.

19. Adopted Resolution No. 2021-178. Resolution of the City Council of the City of National City, California amending City Council Manual Policy No. 107.

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

Mayor Sotelo-Solis introduced Deputy City Clerk Chapel who addressed questions from the Councilmembers.

Public Comment: None.

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

Motion passed by 4-0 vote, with Councilmember Bush absent.

20. Adopted Resolution No. 2021-179. Resolution of the City Council of the City of National City, California authorizing various fiscal year 2022 first quarter budget adjustments.

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

Mayor Sotelo-Solis introduced Administrative Services Director Brennan, and City Manager Raulston responded to questions from the Councilmembers.

Public Comment: None.

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

Motion passed by 4-0 vote, with Councilmember Bush absent.

Mayor Sotelo-Solis called for a recess at 8:09 p.m. and reconvened the meeting at 8:22 p.m. with Morrison, Rios and Rodriguez present.

NEW BUSINESS

21. Filed Update on implementation of the Parking Action Plan for Downtown National City.

Mayor Sotelo-Solis introduced Director of Community Development Vergara, Consultants Stephen Manganiello, Seth Torma, Brian Peck, and Director of Engineering/Public Works Yano who provided the report and PowerPoint presentation. They addressed questions from Councilmembers.

Received and Filed.

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

C. REPORTS

STAFF REPORTS

22. City Manager Report.

City Manager Raulston provided the report.

MAYOR AND CITY COUNCIL

- 23. Request to consider a resolution in support of Micro Enterprise Home Kitchen Operations (MEHKO).

Mayor Sotelo-Solis and Vice-Mayor Rodriguez provided remarks.

Public Comment: One (1) written comment was received and read: Supervisor Nora Vargas.

ACTION: Motion by Vice-Mayor Rodriguez, seconded by Mayor Sotelo-Solis, for Staff to bring Item back as a Resolution at a future meeting, and to request the County Board of Supervisors to present to the City Council.

Ayes: Rios, Rodriguez, Sotelo-Solis

Nays: Morrison

Motion passed by 3-1 vote, with Councilmember Bush absent.

City Clerk, City Treasurer, and members of Council provided closing remarks.

CLOSED SESSION

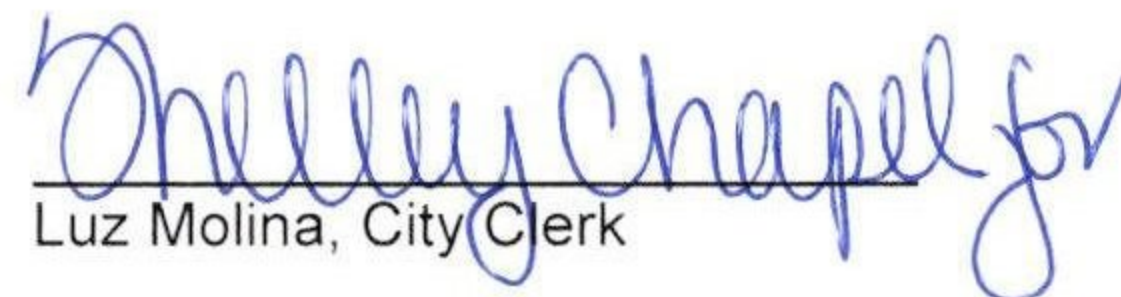
CLOSED SESSION REPORT

Mayor Sotelo-Solis introduced City Attorney Bell who stated that there was nothing to report.

ADJOURNMENT

Mayor Sotelo-Solis adjourned to the Special Meeting of the Parking Authority of the City of National City to be held following this meeting via teleconference.

The meeting adjourned at 9:36 p.m.


Luz Molina, City Clerk

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


Alejandra Sotelo-Solis, Mayor