



REGULAR MEETING MINUTES OF THE CITY COUNCIL

April 4, 2023, 6:00 p.m.

**City Council Chamber - 1243 National City Boulevard
National City, CA**

Present:

- Mayor Morrison**
- Vice-Mayor Molina**
- Councilmember Bush**
- Councilmember Rodriguez**
- Councilmember Yamane**

Others Present:

- Brad Raulston, City Manager**
- Barry J. Schultz, City Attorney**
- Shelley Chapel, City Clerk (via Zoom)**
- Carlos Aguirre, Housing Authority Director**
- Molly Brennan, Administrative Services Director**
- Alex Hernandez, Assistant Chief of Police**
- Tonya Hussain, Executive Secretary**
- Ben Martinez, Neighborhood Services Manager**
- Sergio Mora, Fire Battalion Chief**
- Angelita Palma, Housing Authority Programs Manager**
- Martin Reeder, Planning Manager**
- Joyce Ryan, Library & Community Services Director**
- Armando Vergara, Director of Community Development**
- Roberto Yano, Director of Public Works and City Engineering**

1. **CALL TO ORDER**

A Regular Meeting of the City Council of the City of National City was called to order at 6:20 p.m. via teleconference and in the Council Chamber, located in City Hall, 1243 National City Boulevard, National City, California.

2. **ROLL CALL**

Councilmembers present: Bush, Rodriguez, Yamane, Molina, Morrison

Other elected officials: Treasurer Mitch Beauchamp

Administrative Officials present: Raulston, Schultz, Chapel (*via Zoom*), Aguirre, Brennan, Hernandez, Hussain, Martinez, Mora, Palma, Reeder, Ryan, Vergara, Yano

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

3. **PLEDGE OF ALLEGIANCE TO THE FLAG**

Vice-Mayor Molina led the Pledge of Allegiance. Invocation was delivered by Albert Mendivil.

4. **PUBLIC COMMENT**

Mayor Morrison summarized the process for acceptance of live public comment allowing two (2) minutes per comment and introduced City Clerk Chapel.

Seven (7) speakers provided in-person comments, one (1) written comment, and four (4) people provided virtual comment.

Comments received via Zoom:

Terri-Ann Skelly
Judith Strang
Becky Rapp
Barbara Gordon

Written comment received, not read into the record:

Ted Godshalk

In-person comments:

Joan Rincon
Edward Nieto
Sandra R.
Delfina Samanego
Cecilia Newton
Dukie Valderrama
Anita Brinkley

5. **PROCLAMATIONS AND RECOGNITION**

5.1 Fair Housing Month Proclamation

Mayor Morrison presented the proclamation to CSA San Diego County Executive Director Estela De Los Rios.

5.2 Introduction of New City Employees

Director of Administrative Services Molly Brennan and Assistant Chief Hernandez announced the new employees and police recruits.

6. **REGIONAL BOARDS AND COMMITTEE REPORTS (Limited to Five (5) Minutes each)**

Councilmember Rodriguez spoke to the business of SANDAG.

Councilmember Bush provided an update on the Metropolitan Transit System.

Councilmember Yamane reported on the Sweetwater Authority and San Diego Community Power.

Vice-Mayor Molina spoke to her attendance at the City Council Goal Setting Workshop and provided an update on the SANDAG Audit Subcommittee.

Mayor Morrison provided an update on the Sweetwater Authority.

Port Commissioner Sandy Naranjo reported on her recent attendance at the 2023 Annual Legislative Summit of the American Association of Port Authorities.

San Diego Community Power (SDCP) Vice-Chair Aida Castaneda introduced herself and provided information on the business of SDCP.

7. **CONSENT CALENDAR**

ACTION: Motion by Vice-Mayor Molina, seconded by Councilmember Yamane to approve Consent Calendar Items 7.1, 7.2, 7.5, 7.7, and 7.8 with Items 7.3, 7.4, and 7.6 pulled for public comment or discussion.

Motion carried by unanimous vote

7.1 Approval of Reading by Title Only and Waiver of Reading in Full of Ordinance on this Agenda

Motion carried by unanimous vote

7.2 Police Captain Salary Increase

Adopted Resolution No. 2023-31

Adopt the Resolution of the City of National City, California, amending the National City Management Salary Schedule for the position of Police Captain.

Motion carried by unanimous vote

PULLED – ITEM HEARD OUT OF ORDER

7.4 Approval of Letter of Support for Assembly Bill 436 to Allow Cruising Across California

Mayor Morrison introduced California Assemblyman David Alvarez who addressed the Council.

Written comments received, not read into the record:

Flavio Huizar

Olivia Fonseca

Recommendation: Approve, send and file.

ACTION: Motion by Mayor Morrison, seconded by Councilmember Yamane to approve the staff recommendation.

Substitute Motion by Councilmember Bush to amend the letter to include African American or Black and Brown and revise the word “events” to “traditions”.

Friendly amendment by Councilmember Rodriguez to amend the letter to include the signatures of the current Councilmembers.

Substitute Motion by Councilmember Rodriguez, seconded by Councilmember Bush to amend the letter to include Black or African American and to include the signatures of the current Councilmembers.

Ayes: Bush, Rodriguez, Yamane, Molina

Nays: Morrison

Motion carried by 4-1 vote.

7.3 Authorize an agreement with Blue Violet Networks to provide video surveillance and access control products and related services.

Adopted Resolution No. 2023-32

In-person Comment:

Ted Godshalk

Adopt a Resolution Entitled, "Resolution of the City Council of the City of National City, California, Authorizing the Mayor to execute an agreement with A3 Communications, Inc., DBA Blue Violet Networks, for a not-to-exceed amount of \$150,000 to provide video surveillance and access control products and related services."

ACTION: Motion by Vice-Mayor Molina, seconded by Councilmember Bush to approve the staff recommendation.

Motion carried by unanimous vote

- 7.5 Notice of Decision – Planning Commission approval of a Conditional Use Permit (CUP) for a new Wireless Communications Facility to be located at 1900 National City Blvd.

Receive and File

Motion carried by unanimous vote

- 7.6 Temporary Use Permit — St. Anthony of Padua Church presentation of the "Live Stations of the Cross" starting at 410 W. 18th Street on April 7, 2023 from 3 p.m. to 4 p.m. with no waiver of fees.

Approve the Application for a Temporary Use Permit subject to compliance with all conditions of approval with no waiver of fees or in accordance to City Council Policy 802.

ACTION: Motion by Vice-Mayor Molina, seconded by Councilmember Rodriguez to approve the application.

Motion carried by unanimous vote

- 7.7 Warrant Register #33 for the period of 2/10/23 through 2/16/23 in the amount of \$556,762.50.

Ratify Warrants Totaling \$556,762.50

Motion carried by unanimous vote

- 7.8 Warrant Register #34 for the period of 2/17/23 through 2/23/23 in the amount of \$2,267,953.57

Ratify Warrants Totaling \$2,267,953.57

Motion carried by unanimous vote

8. **PUBLIC HEARING**

Notice of the Public Hearing was given in accordance with legal requirements, and the hearing was held on the date and no earlier than specified in the notice.

ITEM TAKEN OUT OF ORDER

- 8.7 Introduction and First Reading of the Ordinance Amending Title 11 of the National City Municipal Code (NCMC) – Vehicles and Traffic.

Director of Community Development Armando Vergara introduced the Neighborhood Services Manager Ben Martinez and Dixon Resources Unlimited President Julie Dixon who provided a PowerPoint presentation.

Mayor Morrison declared the Public Hearing open at 7:39 pm

In-Person Comment:

Jovita Arellano
Sophia Toral-Swain
Rabbit Arellano
Norma Acosta
Marie Obana
Carlos Ruiz
Aida Castaneda
Deanna Garcia

Comment received via Zoom

David Polanco

Written comment received, not read into the record:

Lorraine Quinones

ACTION: Motion by Vice-Mayor Molina, seconded by Councilmember Rodriguez to close the public hearing.

Motion carried by unanimous vote.

Public Hearing closed at 7:52 pm

Recommendation: To repeal the Cruising Ordinance Chapter 11.68 of the National City Municipal Code.

ACTION: Motion by Councilmember Bush, seconded by Councilmember Rodriguez to approve the staff recommendation.

Motion carried by unanimous vote.

President of the National Latina Business Women Association, Vice President of the San Diego County Imperial Valley Chamber of Commerce and the Executive Assistant to Mayor Morrison Josie Flores-Clark provided comment and recognized Jovita Arellano.

Mayor Morrison called for a recess at 8:26 p.m., the meeting reconvened at 8:52 p.m. with Councilmember Rodriguez absent.

Councilmember Rodriguez arrived at the dais at 8:53 p.m.

One public comment was received from Patty Finnegan.

Recommendation: Introduce Ordinance by First Reading entitled, "Ordinance of the City Council of the City of National City, California, Amending Title 11 of the National City Municipal Code – Vehicles and Traffic Implementing the City's Parking Program."

ACTION: Motion by Councilmember Bush, seconded by Councilmember Rodriguez to introduce the Ordinance with an amendment to remove the beginning portion of Chapter 11.16.010, Section B as it relates to speeds of 65 miles per hour and add language to Section A to require review by the Traffic Safety Committee for their input and review on speed limits.

Motion carried by unanimous vote.

8.1 Consideration of the findings of the Balanced Plan Environmental Impact Report and Mitigation Monitoring and Reporting Program (MMRP).

Adopted Resolution No. 2023-33

Principal Planner Martin Reeder presented the item with Chen Ryan Associates consultant John Helmer.

Mayor Morrison declared the Public Hearing open at 9:21 p.m.

In-person comment

Sandy Naranjo

Kelsey Genesi

Ted Godshalk

ACTION: Motion by Councilmember Rodriguez, seconded by Councilmember Yamane to close the Public Hearing.

Motion carried by unanimous vote.

Public Hearing closed at 9:28 p.m.

Recommendation: Adopt the Resolution of the City Council of the City of National City, California, Accepting the Findings of the Balanced Plan Environmental Impact Report and Adopting by Reference the Mitigation Monitoring and Reporting Program.

ACTION: Motion by Vice-Mayor Molina, seconded by Councilmember Rodriguez to adopt the resolution.

Motion carried by unanimous vote.

8.2 Approval of Amendment to City's Local Coastal Program reflecting jurisdictional boundary changes affected by the Port of SD - National City Balanced Plan and expansion of the Bayshore Bikeway

Adopted Resolution No. 2023-34

Mayor Morrison declared the Public Hearing open at 9:47 p.m.

In-person comment

Sandy Naranjo

Ted Godshalk

ACTION: Motion by Vice-Mayor Molina, seconded by Councilmember Bush to close the Public Hearing.

Motion carried by unanimous vote.

Public Hearing closed at 9:49 p.m.

Recommendation: Adopt the Resolution entitled, "Resolution of the City Council of the City of National City, California, Approving a Local Coastal Program (LCP) Amendment to Reflect Jurisdictional Boundary Changes Affected by the Port of San Diego's National City Balanced Plan and Expansion of the Bayshore Bikeway."

ACTION: Motion by Vice-Mayor Molina, seconded by Councilmember Rodriguez to approve the staff recommendation.

Motion carried by unanimous vote.

8.3 Authorizing the sale of real properties known as APNs: 559-117-04, 559-117-05, 559-117-06, 559-117-07, 559-117-12 & declaring that the properties are no longer needed for City purposes & that such properties are non-exempt under the Surplus Land Act

Adopted Resolution No. 2023-35

City Manager Brad Raulston introduced the item and Attorney Ralph Hicks who presented the item.

Mayor Morrison declared the Public Hearing open at 10:07 p.m.

In-person comment

Mitch Beauchamp *(for items 8.3 and 8.4)*

Ted Godshalk

ACTION: Motion by Councilmember Rodriguez, seconded by Vice-Mayor Molina to close the Public Hearing.

Public Hearing closed at 10:13 p.m.

Motion carried by unanimous vote.

Councilmember Bush left the dais at 10:16 p.m. and returned at 10:19 p.m.

Recommendation: Adopt the Resolution of the City Council of the City of National City, California, authorizing the sale of real properties known as APNs: 559-117-04, 559-117-05, 559-117-06, 559-117-07, and 559-117-12 and declare the properties as no longer needed for City purposes and that such properties are non-exempt under the Surplus Land Act.

ACTION: Motion by Councilmember Rodriguez, seconded by Vice-Mayor Molina to adopt the resolution.

Motion carried by unanimous vote.

At 10:28 p.m. Mayor Morrison made a motion, seconded by Councilmember Bush as required by City Council Policy #104 Section III (L) to extend the meeting after 10:30 p.m. to 11:00 p.m. to finish City business.

Motion carried by unanimous vote.

- 8.4 Authorizing the Sale of Real Property known as APN: 559-118-02 and Declaring that the property is no longer needed for City purposes and that the property is exempt under the Surplus Land Act.

Adopted Resolution No. 2023-36

Mayor Morrison declared the Public Hearing open at 10:28 p.m.

Councilmember Rodriguez exited the dais at 10:32 p.m. and returned at 10:34 p.m.

In-person comment

Ted Godshalk

ACTION: Motion by Vice-Mayor Molina, seconded by Councilmember Bush to close the public hearing.

Motion carried by unanimous vote.

Public Hearing closed at 10:31 p.m.

Recommendation: Adopt the Resolution of the City Council of the City of National City, California, Authorizing the Sale of Real Property known as APN: 559-118-02 and Declaring that the property is no longer needed for City purposes and that the property is exempt under the Surplus Land Act.

ACTION: Motion by Councilmember Rodriguez, seconded by Councilmember Yamane to adopt the resolution.

Motion carried by unanimous vote.

8.5 Public Hearing and Resolution approving the Section 8 Housing Choice Voucher Program Fiscal Year 2023-2024

Adopted Housing Authority Resolution No. 2023-87

Housing Authority Director Carlos Aguirre introduced the item.

Mayor Morrison declared the Public Hearing open at 10:35 p.m.

There was no public comment.

ACTION: Motion by Councilmember Bush, seconded by Vice-Mayor Molina to close the Public Hearing.

Public Hearing closed at 10:35 p.m.

Motion carried by unanimous vote.

Recommendation: Conduct the public hearing, receive public input, and adopt a Resolution entitled, "Resolution of the Community Development Commission–Housing Authority of the City of National City, California, approving the Streamlined Annual Public Housing Agency Plan for the Housing Choice Voucher Program for Fiscal Year 2023-2024 and authorizing the submittal of the Plan to the U.S. Department of Housing and Urban Development."

ACTION: Motion by Councilmember Bush, seconded by Vice-Mayor Molina to adopt the resolution.

Motion carried by unanimous vote.

- 8.6 Second Reading and Adoption of Ordinance amending Title 18 (Zoning) of the National City Municipal Code to create an Interim Use Ordinance related to the use of nonconforming buildings within the City.

Adopted Ordinance No. 2023-2519

Mayor Morrison declared the Public Hearing open at 10:36 p.m.

There was no public comment.

ACTION: Motion by Vice-Mayor Molina, seconded by Councilmember Yamane to close the Public Hearing.

Public Hearing closed at 10:36 p.m.

Motion carried by unanimous vote.

Recommendation: Adopt the Ordinance.

ACTION: Motion by Vice-Mayor Molina, seconded by Councilmember Yamane to adopt the ordinance.

Motion carried by unanimous vote.

9. **STAFF REPORTS**

- 9.1 Consider Authorizing City Attorney to Hire Special Counsel to prepare response regarding 105 Request Primary Voting System

In-person comment

Joan Rincon

Mitch Beauchamp

Recommendation: Consider authorizing preparation and allocating funds.

ACTION: Motion by Councilmember Bush, seconded by Councilmember Rodriguez to approve the staff recommendation.

Friendly amendment by Councilmember Rodriguez, seconded by Councilmember Bush to amend the Scope of Work to include language that Special Counsel provide options.

Ayes: Bush, Rodriguez, Yamane, Molina
Nays: Morrison

Motion carried 4-1 vote.

10. CITY MANAGER'S REPORT

No report.

11. ELECTED OFFICIALS REPORT

Closing remarks were provided by members of the City Council.

12. CITY ATTORNEY REPORT

CLOSED SESSION

Mayor Morrison introduced City Attorney Schultz who announced that there was no reportable action from the earlier Closed Session item.

5.1 PUBLIC EMPLOYEE PERFORMANCE EVALUATION

Government Code Section 54956.9(d)

Position to be Reviewed: City Manager

13. ADJOURNMENT


Mayor Morrison adjourned to the Regular Meeting of the City Council of the City of National City, Tuesday, April 18, 2023, 6:00 p.m. in the Council Chamber, located in City Hall, 1243 National City Boulevard, National City, California.

The meeting adjourned at 10:57 p.m.



LaTonya Hussain, Executive Secretary

The foregoing minutes were approved at the Regular Meeting of May 2, 2023.



Ron Morrison, Mayor