



REGULAR MEETING MINUTES OF THE CITY COUNCIL

August 2, 2022, 6:00 p.m.
City Council Chamber - 1243 National City Boulevard
National City, CA

Present: Mayor Sotelo-Solis
Vice-Mayor Bush
Councilmember Rodriguez
Councilmember Morrison
Councilmember Rios

1. CALL TO ORDER

The meeting was called to order at 6:00 p.m. by Mayor Sotelo-Solis.

2. ROLL CALL

Councilmembers present: Sotelo-Solis, Bush, Morrison, Rios, Rodriguez and Elena Reyes, Sweetwater High School Student representative

Other Elected Officials present: Beauchamp, Molina

Administrative Officials present: Raulston, Parra, Schultz, Chapel, Brennan, Yano, Vergara, Aguirre, Ryan, Mora, and Hussain

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

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

Mayor Sotelo-Solis led the Pledge of Allegiance.

4. **PUBLIC COMMENT**

Mayor Sotelo-Solis summarized the process for acceptance of live public comment allowing three (3) minutes per comment and introduced City Clerk Molina.

In-person public comment:

Antonio Sanchez
David Chesini Soto
David A. Soto
Adam Avalos
Abe Munoz
Gloria Salas
Sweetwater High School Football Team members
Ditas Yamane
Blanca Lopez
Ted Godshalk
Sandra Ringline
Connie Ruffier
Cecilia Neuoth
Esther Lopez
Maria Rawwater
Cecilia Corona

Comment via Zoom:

Judi Strang
Becky Rapp
Barbara Gordon
Diane Grace

5. **PRESENTATION (Limited to Five (5) Minutes each)**

City Manager Brad Raulston introduced City staff present.

5.1 Presentation of 2022 Miss National City and Court

Recreation Supervisor Elyana Delgado thanked the outgoing court and welcomed the 2022 Miss National City and Court.

Councilmember Morrison left the dais at 7:23 p.m. and returned at 7:25 p.m.

5.2 Presentation - Artist Francisco Morales

ARTS Executive Director James Halliday introduced Francisco Morales who detailed the artist rendering and new interior design of Council Chamber.

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

Port of San Diego Commissioner Sandy Naranjo provided an updated report.

7. **CONSENT CALENDAR**

Mayor Sotelo-Solis requested to pull Item 7.9 and Vice-Mayor Bush requested to pull Item 7.11.

Written Public Comment received and read into the record by City Clerk Molina: Ted Godshalk (Item 7.5), and Ronald Attiq (Item 7.9)

ACTION: Motion by Councilmember Rios, seconded by Councilmember Morrison, to approve the Consent Calendar Items 7.1 through 7.19, with Item 7.9 pulled for discussion by Mayor Sotelo-Solis and Item 7.11 pulled for discussion by Vice-Mayor Bush.

Motion passed by 5-0 vote.

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

7.2 Approval of City Council Meeting Minutes

7.3 Adopted Resolution No. 2022-120 Authorizing the Mayor to Approve the Agreement with Chandler Asset Management, Inc. for Investment Management and Investment Advisory Services.

7.4 Adopted Resolution No. 2022-121 CalRecycle SB 1383 Grant – Funds Appropriation

7.5 Adopted Resolution No. 2022-122 Acceptance of Ocean Protection Council Proposition 1 Grant, Authorizing City Manager to Execute Grant Agreement, and Establish Grant Fund Appropriation.

7.6 Adopted Resolution No. 2022-123 Devaney Pate Morris & Cameron, LLP 1st Amendment to the Agreement

7.7 Pedestrian Safety Enhancements Project (PSA) No. Z44

Adopted Resolution No. 2022-124 entitled, Resolution of the City Council of the City of National City, California, authorizing the Mayor

to 1) Execute the State-Aid Master Agreement; and 2) Execute Program Supplement Agreement (PSA) No. Z44 with the State of California Department of Transportation (Caltrans) for the Pedestrian Safety Enhancements Project to allow for reimbursement of up to \$60,000 in Eligible Project Expenditures through the Highway Safety Improvement Program (HSIP); and 3) authorizing the establishment of an Engineering Grants Fund Appropriation of \$60,000 and Corresponding Revenue Budget.”

- 7.8 Rescinding and Replacing City Council Resolution No. 2022-78, and revising SB1 Road Maintenance and Rehabilitation account Projects and Appropriations.

Adopted Resolution No. 2022-125 entitled, “Resolution of the City Council of the City of National City, California, Rescinding and Replacing Resolution No. 2022-78, adopted on May 17, 2022, to include the schedule and estimated useful life of each of the projects previously approved by said resolution and as required by Caltrans.”

- 7.9 Item pulled for discussion.
- 7.10 Adopted Resolution No. 2022-126 Authorize the Acceptance of the Parks Pass 2022 Library Program Grant.
- 7.11 Item pulled for discussion.
- 7.12 Adopted Resolution No. 2022-128 Biennial Review and Adoption of Resolution Amending the National City Conflict of Interest Code.
- 7.13 Investment transactions for the month ended May 31, 2022.
- 7.14 Ratified Warrant Register #47 for the period of 5/20/22 through 5/26/22 in the amount of \$1,160,810.01.
- 7.15 Ratified Warrant Register #48 for the period of 5/27/22 through 6/02/22 in the amount of \$2,661,378.94.
- 7.16 Ratified Warrant Register #49 for the period of 6/03/22 through 6/09/22 in the amount of \$498,455.34.
- 7.17 Ratified Warrant Register #50 for the period of 6/10/22 through 6/16/22 in the amount of \$2,800,375.51.
- 7.18 Ratified Warrant Register #51 for the period of 6/17/22 through 6/23/22 in the amount of \$449,614.08.

- 7.19 Ratified Warrant Register #52 for the period of 6/24/22 through 6/30/22 in the amount of \$1,995,234.08.

ITEMS PULLED FROM CONSENT CALENDAR

- 7.9 Notice of Decision – Planning Commission Approval of a Conditional Use Permit for the Operation of a Tobacco Specialty Business located at 120 National City Blvd. (Case File No.: 2022-14 CUP)

ACTION: Motion by Mayor Sotelo-Solis, seconded by Councilmember Rios, to continue this item to a future public hearing. Motion passed by 5-0 vote.

- 7.11 Adopted Resolution No. 2022-127 FY2021 UASI Grant

ACTION: Motion by Vice-Mayor Bush, seconded by Councilmember Rodriguez to approve staff's recommendation with an amendment that staff present the item to the Community Police & Relations Commission prior to returning to the City Council for the Commission to review items related to weapons, surveillance technologies and military grade equipment. Seconded by Councilmember Rodriguez.

Substitute Motion by Councilmember Rios, seconded by Councilmember Morrison to approve staff's recommendation.

Ayes: Morrison, Rios, Sotelo-Solis

Nays: Bush, Rodriguez

Motion passed by 3-2 vote

8. STAFF REPORTS

- 8.1 Public Meeting Protocols – In-Person and Teleconference Meetings

City Manager Brad Raulston presented the item.

One written comment received from Ted Godshalk.

ACTION: Motion by Vice-Mayor Bush, seconded by Councilmember Rios for staff to return at the August 16, 2022, City Council meeting with protocol for a hybrid meeting model for virtual meeting participation by Councilmembers.

Substitute Motion by Mayor Sotelo-Solis, seconded by Councilmember Morrison for Council meetings to occur solely in-person or via Zoom with no hybrid model and the continued reading of AB361.

Ayes: Sotelo-Solis
Nays: Bush, Morrison, Rios, Rodriguez
Motion failed by 1-4 vote

Vote on original motion.
Motion passed by 5-0 vote.

8.2 Accept the Certification of Sufficiency of Initiative Petition Entitled, "National City Special Parcel Tax for Streets and Parks."

Deputy City Clerk Shelley Chapel presented the item.

In-person public comment:

Barbara Avalos
Ken Msemaji

Comment via Zoom:

Cynthia Suero-Gabler

Written Comment received and read into the record by City Clerk:

Karla Apalategui
Rebecca Taylor

ACTION: Motion by Mayor Sotelo-Solis, seconded by Councilmember Rios to approve Option No. 3 of the staff report request staff to return with a report pursuant to Elections Code Section 9212 on options 1-8 in no more than 30 days.

Substitution Motion by Councilmember Rodriguez, seconded by Vice-Mayor Bush to approve Option No. 2 of the staff report and submit the Initiative Measure, without alteration, to the voters.

Ayes: Bush, Rodriguez
Nays: Sotelo-Solis, Morrison, Rios
Motion failed.

Vote on original motion.
Ayes: Sotelo-Solis, Morrison, Rios,
Nays: Bush, Rodriguez
Motion passed by 3-2 vote.

Staff to return within 30 days at a Special Meeting to provide Elections Code Section 9212 report addressing items 1-8 as listed below:

- (1) Its fiscal impact.

(2) Its effect on the internal consistency of the city's general and specific plans, including the housing element, the consistency between planning and zoning, and the limitations on city actions under Section 65008 of the Government Code and Chapters 4.2 (commencing with Section 65913) and 4.3 (commencing with Section 65915) of Division 1 of Title 7 of the Government Code.

(3) Its effect on the use of land, the impact on the availability and location of housing, and the ability of the city to meet its regional housing needs.

(4) Its impact on funding for infrastructure of all types, including, but not limited to, transportation, schools, parks, and open space. The report may also discuss whether the measure would be likely to result in increased infrastructure costs or savings, including the costs of infrastructure maintenance, to current residents and businesses.

(5) Its impact on the community's ability to attract and retain business and employment.

(6) Its impact on the uses of vacant parcels of land.

(7) Its impact on agricultural lands, open space, traffic congestion, existing business districts, and developed areas designated for revitalization.

(8) Any other matters the legislative body requests to be in the report.

4. PUBLIC COMMENT Continued:

Written comment received and read into the record by City Clerk Molina:

Jacob Lawson

Renee Rodriguez

Maya Little-Sana

Berenice Soto

Peggy Walker

Silvia Calzada

9. CITY MANAGER REPORT

City Manager Brad Raulston reported that National Night Out had ended and was advised that it was a success.

10. ELECTED OFFICIALS REPORT

Closing remarks were provided by the Mayor and City Council.

11. CITY ATTORNEY REPORT

Interim City Attorney Barry Schultz reported out that a settlement was determined for litigation discussed in Closed Session in the case Denise Barahura v. City of National City in the amount of \$60,000.

Motion carried unanimously.

12. 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, Tuesday, August 16, 2022, 6:00 p.m.

The meeting adjourned at 9:37 p.m.

for Tonya Hussein

Luz Molina, City Clerk

The foregoing minutes were approved at the Regular Meeting of September 20, 2022.

AJSS

Alejandra Sotelo-Solis, Mayor