



REGULAR MEETING MINUTES OF THE CITY COUNCIL

May 21, 2024, 6:00 p.m.
City Council Chamber - 1243 National City Boulevard
National City, CA

Present:
Councilmember Bush
Councilmember Molina
Councilmember Rodriguez
Vice-Mayor Yamane
Mayor Morrison

Others Present:
Benjamin A. Martinez, City Manager
Barry J. Schultz, City Attorney
Shelley Chapel, City Clerk *(via Zoom)*
Carlos Aguirre, Director of Community Development
Phil Davis, Interim Finance Director
Brian Hadley, Deputy City Manager
Alejandro Hernandez, Chief of Police *(via Zoom)*
Tonya Hussain, Deputy City Clerk
Martha Juarez, Assistant Director of Engineering/Public Works
Brian Krepps, Battalion Chief
Stephen Manganiello, Director of Engineering/Public Works
Sergio Mora, Fire Chief
Chris Sullivan, Police Captain

1. CALL TO ORDER

A Regular Meeting of the City Council of the City of National City was called to order at 6:16 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, Molina, Rodriguez, Yamane, Morrison

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

3. PLEDGE OF ALLEGIANCE TO THE FLAG

Councilmember Molina led the Pledge of Allegiance.

4. INVOCATION

Invocation delivered by Horizon South Bay Church Pastor Eric Martin.

5. PUBLIC COMMENT

Mayor Morrison summarized the process for acceptance of live public comment allowing three (3) minutes per comment and introduced City Clerk Chapel.

Four (4) speakers provided in-person comment and three (3) people provided virtual comment. One (1) written comment was received from the Coalition for Fair Employment in Construction.

In-person public comment:

Mike Mejia
Geoffrey Schrock
Jake Zindulka
Ed Nieto

Public Comment via Zoom:

Becky Rapp
Peggy Walker
Barbara Gordon

6. PROCLAMATIONS AND RECOGNITION

6.1 Proclamation - Emergency Medical Services Week

Mayor Morrison presented the Proclamation. Battalion Chief Brian Krepps accepted the Proclamation.

6.2 Proclamation - National Public Works Week

Mayor Morrison introduced the Proclamation. Assistant Director of Engineering/Public Works, Martha Juarez, provided a PowerPoint presentation. The Proclamation was accepted by Engineering & Public Works staff.

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

None.

8. INTERVIEWS AND APPOINTMENTS

8.1 Appointments: City Boards, Commissions, and Committees – City Council
Interview and Appointment for the Civil Service Commission

Mayor Morrison postponed the item to a future meeting since the sole applicant was not present to be interviewed.

Recommendation: City Council to Conduct Interviews and Appoint.

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

Councilmember Rodriguez reported on the SANDAG Mobility Working Group meeting and a future meeting for the California Association of Councils of Governments.

Councilmember Bush had no report.

Councilmember Molina provided an update on the SANDAG Board of Directors meeting.

Vice-Mayor Yamane reported that the budget study was underway for the various water agencies.

Mayor Morrison stated that the same was true for the Sweetwater Authority.

10. **CONSENT CALENDAR**

ACTION: Motion by Vice-Mayor Yamane, seconded by Councilmember Rodriguez to approve all Consent Items with the exception of Item 10.10 pulled by the Mayor to provide direction to staff.

Motion carried by unanimous vote.

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

Motion carried by unanimous vote.

10.2 Approval of City Council Meeting Minutes
Approve and File.

Motion carried by unanimous vote.

10.3 Acceptance of an Easement Located on the Southeast Corner of the Paradise Creek Channel Between Highland Avenue, and Kimball Way for Construction and Maintenance Purposes.

Adopted Resolution No. 2024-42.

Adopt a Resolution Entitled "Resolution of the City Council of the City of National City, California, Accepting and Authorizing the Mayor to Sign a Grant of Easement from D Avenue Housing Associates, LP, for an Area Located on the Southeast Corner of the Paradise Creek Channel Between Highland Avenue and Kimball Way for Construction and Maintenance Purposes."

Motion carried by unanimous vote.

- 10.4 Acceptance of Highway Safety Improvement Program Funding for the Construction Phase of the Citywide Protected Left Turn Enhancements Project, CIP 19-22.

Adopted Resolution No. 2024-43.

Adopt a Resolution Entitled, "Resolution of the City Council of the City of National City, California, 1) Authorizing the Establishment of an Appropriation of \$1,201,590 and a Corresponding Revenue Budget for the Construction Phase of the Citywide Protected Left Turn Enhancements Project, CIP 19-22, Reimbursable Through the Highway Safety Improvement Program Approved by Caltrans; and 2) Committing to Providing a Local Match in the Amount of \$290,610."

Motion carried by unanimous vote.

- 10.5 Acceptance and Appropriation of Funds from CalRecycle SB1383 Local Assistance Grant Program.

Adopted Resolution No. 2024-44.

Adopt the Resolution Entitled, "Resolution of the City Council of the City of National City, California, 1) Accepting an SB 1383 Local Assistant Grant Program Grant in the Amount of \$165,976 from the California Department of Resources Recycling and Recovery to Implement Regulation Requirements Associated with SB 1383; and 2) Authorizing the Establishment of an Appropriation and Corresponding Revenue Budget in the Amount of \$165,976."

Motion carried by unanimous vote.

- 10.6 Adoption of Resolution Initiating Proceedings for the Levy and Collection of Assessments for the Landscape Maintenance District No. 1 (Mile of Cars) for Fiscal Year 2024-25.

Adopted Resolution No. 2024-45.

Adopt the Resolution entitled "Resolution of the City Council of the City of National City, California, Initiating Proceedings for the Levy and Collection of Assessments for the Landscape Maintenance District No. 1 (Mile of Cars) for Fiscal Year 2024-25."

Motion carried by unanimous vote.

- 10.7 Adoption of Resolution Approving the Annual Report for Landscape Maintenance District No. 1 (Mile of Cars) for the Fiscal Year 2024-25.

Adopted Resolution No. 2024-46.

Adopt the Resolution Entitled "Resolution of the City Council of the City of National City, California, Approving the Annual Report for the Landscape Maintenance District No. 1 (Mile of Cars) for Fiscal Year 2024-25."

Motion carried by unanimous vote.

- 10.8 Adoption of a Resolution Declaring Its Intention to Conduct a Public Hearing on June 4, 2024 and to Levy and Collect Assessments for the Landscape Maintenance District No. 1.

Adopted Resolution No. 2024-47.

Adopt the Resolution entitled "Resolution of the City Council of the City of National City, California, Declaring Its Intention to Conduct a Public Hearing on June 4, 2024 and to Levy and Collect Assessments for the Landscape Maintenance District No. 1 (Mile of Cars) for Fiscal Year 2024-2025."

Motion carried by unanimous vote.

- 10.9 Authorize the Purchase of a Large Front Loader for Engineering & Public Works Streets and Wastewater Division

Adopted Resolution No. 2024-48.

Adopt a Resolution Entitled, "Resolution of the City Council of the City of National City, California, Waiving the Formal Bid Process Pursuant to National City Municipal Code Section 2.60.260 Regarding Cooperative Purchasing, and Authorizing the City to Piggyback onto Sourcewell Contract # 011723 with Sonsray Machinery for the Purchase of a CASE 521G2 ZBAR STAGE 5 Large Front Loader in a Not-to-Exceed amount of \$171,000 for the Public Works Streets and Wastewater Division: Authorizing a Transfer from the Sewer Fund to the Vehicle Acquisition Fund of up to \$47,025, and Authorizing the City Manager to Approve Adjustments of up to \$17,100 to the Not-to-Exceed Amount for the Purchase as a 10% Contingency for Unforeseen Fluctuations in Pricing."

Motion carried by unanimous vote.

Item pulled for discussion.

- 10.10 Discussion Regarding Policy and Possible Removal of Parks, Recreation & Senior Citizens Advisory Committee Member Due to Unexcused Absences per City Council Policy No. 107

Recommendation: Provide direction to staff.

ACTION: Motion by Vice-Mayor Yamane, seconded by Councilmember Rodriguez to remove Committee member Ignacio Navarro Jr. from the Parks, Recreation & Senior Citizens Advisory Committee.

Motion carried by unanimous vote.

- 10.11 Notice of Decision – Planning Commission Approval of a Conditional Use Permit (CUP) for Beer and Wine Sales at Villa Manila Restaurant Located at 600 East 8th Street.

Approval of the Sale of On-Site Beer and Wine with Live Entertainment, Subject to the Recommended Conditions in the Attached Resolution and a Determination that the Project is Exempt from CEQA. The Sale of Beer and Wine and Live

Entertainment is a Conditionally-Allowed Use in the Major Mixed-Use Corridor Zone and Would be Accessory to Food Sales at the Restaurant.

Motion carried by unanimous vote.

- 10.12 Project Close-Out and Notice of Completion for the Paradise Creek Mitigation Project at Kimball Way, CIP No. 19-35.

Adopted Resolution No. 2024-49.

Adopt the Resolution Entitled, "Resolution of the City Council of the City of National City, California, 1) Accepting the Work Performed by Wright Construction Engineering Corp., for the Paradise Creek Mitigation Project at Kimball Way, CIP No. 19-35; 2) Ratifying Change Order Work in the Amount of \$64,218.07; 3) Approving the Final Contract Amount of \$1,005,761.71; 4) Ratifying the Release of Retention in the Amount of \$23,980.24; and 5) Authorizing the Mayor to Sign the Notice of Completion."

Motion carried by unanimous vote.

- 10.13 Warrant Register #39 for the period of 3/21/24 through 3/28/24 in the amount of \$341,752.24.

Ratify Warrants Totaling \$341,752.24

Motion carried by unanimous vote.

- 10.14 Warrant Register #40 for the period of 3/29/24 through 4/4/24 in the amount of \$2,789,960.62

Ratify Warrants Totaling \$2,789,960.62

Motion carried by unanimous vote.

- 10.15 Warrant Register #41 for the period of 4/5/24 through 4/11/24 in the amount of \$501,804.34

Ratify Warrants Totaling \$501,804.34

Motion carried by unanimous vote.

- 10.16 Warrant Register #42 for the period of 4/12/24 through 4/18/24 in the amount of \$1,588,660.69

Ratify Warrants Totaling \$1,588,660.69

Motion carried by unanimous vote.

- 10.17 Warrant Register #43 for the period of 4/19/24 through 4/25/24 in the amount of \$1,539,153.39

Ratify Warrants Totaling \$1,539,153.39

Motion carried by unanimous vote.

11. STAFF REPORTS

- 11.1 Notice of and Calling for the Holding of a General Municipal Election, and Request for Consolidation with the Statewide General Municipal Election

Adopted Resolution No. 2024-50.

Item was presented by City Clerk Shelley Chapel.

One (1) public comment was received from Ed Nieto.

Recommendation: Adopt the Resolution Entitled, "Resolution of the City Council of the City of National City, California, Providing Notice of and Calling for the Holding of a General Municipal Election for the Purpose of the Election of Certain Elected Officials and for the Submission to the Voters a Question Relating to a Citizen Initiative Regarding a Special Parcel Tax for Streets and Parks, and Requesting the San Diego County Board of Supervisors to Consolidate the Municipal Election with the Statewide General Municipal Election on Tuesday, November 5, 2024, as Required by the Provisions of the Laws of the State of California Relating to General Law Cities."

ACTION: Motion by Councilmember Molina, seconded by Vice-Mayor Yamane to adopt the resolution with the correction of the year on the ballot question from '2024' to '2025'.

Motion carried by unanimous vote.

- 11.2 Adoption of a Resolution Adopting Regulations for Candidates for Elective Office Pertaining to Candidates' Statements for the Tuesday, November 5, 2024, Election.

Adopted Resolution No. 2024-51.

Item was introduced by City Clerk Shelley Chapel.

Recommendation: Adopt a Resolution Entitled, "Resolution of the City Council of the City of National City, California, Adopting Regulations for Candidates for Elective Office Pertaining to Candidate Statements of Qualifications to be Submitted to the Voters at a Statewide General Municipal Election to be held on Tuesday, November 5, 2024."

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

Motion carried by unanimous vote.

- 11.3 Adoption of a Resolution Providing Conduct of a Special Runoff Election in the Event of a Tie Vote

Adopted Resolution No. 2024-52.

City Clerk Shelley Chapel introduced the item.

One (1) written comment was received from Ted Godshalk.

Recommendation: Adopt the Resolution Entitled, "A Resolution of the City Council of the City of National City, California, Providing for the Conduct of a Special Runoff Election for Elective Offices in the Event of a Tie Vote at any Municipal Election."

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

Motion carried by unanimous vote.

- 11.4 POLICY 105 REQUEST - Support California Senate Bill 915 (Dave Cortese) - Requested by Councilmember Rodriguez

Councilmember Rodriguez presented the item.

Recommendation: Adopt Resolution for the City of National City to Support California Senate Bill 915 (Dave Cortese), the Autonomous Vehicle Services Deployment and Data Transparency Act Prioritizing Local Control in the Decision to Deploy Autonomous Vehicle Services.

The City Council agreed that the item would return at the June 18, 2024, City Council meeting with a report that details the succession of the Bill, Committee approvals, and any opposition.

No vote.

12. CITY MANAGER'S REPORT

No report.

13. ELECTED OFFICIALS REPORT

Closing remarks were provided by members of the City Council.

14. CITY ATTORNEY REPORT

None.

15. ADJOURNMENT

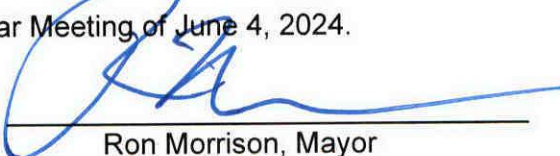
Mayor Morrison adjourned to the Regular Meeting of the City Council of the City of National City, Tuesday, June 4, 2024, 6:00 p.m. in the Council Chamber, located in City Hall, 1243 National City Boulevard, National City, California.

The meeting adjourned at 8:19 p.m.



Tonya Hussain, Deputy City Clerk

The foregoing minutes were approved at the Regular Meeting of June 4, 2024.



Ron Morrison, Mayor