




— ★ **Resolution** ★ —
for a Legally Valid 2024 General Election

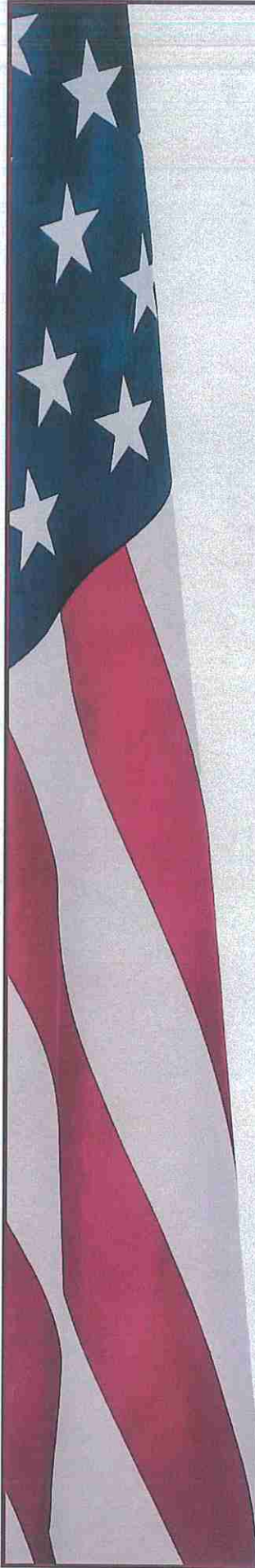


Whereas It is a recognized civil right in the United States for every citizen to have free and fair elections. “And the right of suffrage can be denied by a debasement or dilution of the weight of a citizen’s vote just as effectively as by wholly prohibiting the free exercise of the franchise.” (Reynolds v. Sims, 377 U.S. 533 (1964))

Whereas It is the duty of our election officials to guarantee our elections are accurate and free from distortion or manipulation. “Congress seeks...to guard the election of members of Congress against any possible unfairness by compelling... everyone concerned in holding the election to a strict and scrupulous observance of every duty devolved upon him while so engaged... The evil intent consists in disobedience to the law.” (In Re Coy, 127 U.S. 731 (1888)).

Whereas Our constitutional system of representative government only works when the following four tenets of an election are upheld:

1. The Voter Rolls Must Be Accurate (National Voter Registration Act, 1993).
2. Votes Counted Must Be From Eligible Voters (US Constitution, Fourteenth Amendment, Section Two).
3. The Number of Votes Counted Must Equal the Number of Voters Who Voted.
4. There Can Be No More Than One in 125,000 Ballots in Error by the Voting System (Help America Vote Act, 2002).




Whereas An open-source audit of the California 2022 General Election conducted by California citizens has uncovered evidence of massive inaccuracies that appear to violate both federal and state laws, including:

- ◆ **5,886,198** ineligible or uncertain registration violations found within the California state voter roll database.
- ◆ **2,776,939** votes cast by ineligible or uncertain registrants.
- ◆ **123,785** more votes counted than voters who voted. No one knows who cast them.
- ◆ **2,776,849** apparent voting violations in excess of the legal standard of system accuracy for a valid federal election. Maximum allowable system errors for the 2022 general election in California was **90**.
- ◆ Certification as defined by law, an attestation of accuracy and compliance, appears to have been fraudulent and illegal.

Whereas These findings trample legal accuracy requirements of the voting system during a Federal Election. Accuracy is defined as the ability of the system to capture and report the specific selections, and absence of selections, made by a voter without error.

Whereas The intent of the voters must be known factually before certification can be lawfully conducted. Certification of an election that varies from the law is an abridgement of the civil rights of the citizens, a fraud *ab initio*. (United States v. Throckmorton, 98 U.S. 61 (1878)). "From time immemorial, an election to public office has been, in point of substance, no more and no less than the expression by qualified electors of their choice of candidates." (United States v. Classic, 313 U.S. 299 (1941))

Whereas California's 2022 General Election appears to have been invalid, depriving us of the guaranteed protection of our Natural Rights under a government duly and provably chosen by us, the American people, resulting in incalculable damage to our families, our way of life, and the fabric of these United States.



Therefore We call upon our Representatives to provide relief to the people, and the assurance of domestic tranquility, by joining us in demanding a VALID 2024 General Election that upholds these existing laws, and equitable principles of law:

1. Proof of citizenship, identity and eligibility to register and vote, not anonymous attestation.
2. Voter rolls certified accurate and available for public review and challenge 30 days before the start of early voting. Voters added after that date must bring proof of citizenship, identity, and address in person to a qualified official at each polling place.
3. Hand-marked, secure ballots similar to currency. Where imaging technology is used for tabulation, the security features must be verifiable in the ballot image.
4. Systems, machines, security measures, infrastructure and conduct are required to be compliant with federal law for fraud prevention regarding risk assessment, certification, testing, and implementation.
5. Adjudication must be signed-off by party, candidate, and trained citizen witnesses after being given full and effective observation rights. Candidates and trained citizens must be allowed immediate access to ballots, ballot images and CVRs.
6. Ballots, regardless of entry source, election operations, and systems must maintain end-to-end chain of custody from voter to vote count to final canvass, including auditability and witnessed transfer with paper records.
7. A NIST-compliant, randomized, statistically valid end-to-end audit, with a 95% confidence level, of all elections pursuant to the 14th Amendment, Section 2 must be performed. These audits are to be conducted by qualified, insured and bonded security, forensics or financial auditors, not personnel from within the election system. Reconciliation will include the vote count, real physical ballots, adjudication, CVRs, ballot count, qualified voter count, custody transfer, and all other paper and electronic election systems, including logs.
8. If the total of all unique variances above is more than 10% of the margin of victory, a new election must be held in the state for those candidates affected, unless the issues can be provably corrected by a manual hand recount and a full review of records.
9. Waiver of requirements is not allowed. Only end-to-end system compliance, from registration through certification, can guarantee the intent of the people is accurately recorded.

— Resolution on following page —



Be it Resolved That the National City City Council, National City, CA stands in support with the concerns and remedies presented here. We implore the San Diego County Board of Supervisors, California Legislature, Federal Legislators, Law Enforcement, Federal and State Prosecutors, Judges, and both California Secretary of State and County Registrars of Voters to cooperate and fulfill these firm requests of the people.

RESULTS OF THE VOTE	YEA	NAY	SIGNATURE
Mayor Ron Morrison	_____	_____	_____
Vice Mayor Ditas Yamane	_____	_____	_____
Councilmember Marcus Bush	_____	_____	_____
Councilmember Jose Rodriguez	_____	_____	_____
Councilmember Luz Molina	_____	_____	_____

As recorded on the _____ of _____, 2024.



Appendix to the Resolution

Research Sources for the Open-Source Audit by California Citizens:

- Data from CA statewide voter registration database, October 9, 2023.

Relevant Laws applicable to an End-to-End Audit:

- US Constitution; Article 1, Section 4.
- H.R. 2 The National Voter Registration Act of 1993 (Pub. L. 103-31).
- H.R. 3295 The Help America Vote Act of 2002 (Pub.L. 107-252).
- Federal Election Assistance Commission Voting System Standards Volume I: Performance Standards, April, 2002.
- Federal Information Security Modernization Act of 2014 (Public Law 113-283). Originally Federal Information Security Management Act of 2002 (Public Law 107-347 (Title III)).
- National Institute of Standards and Technology SP 800-53: Security and Privacy Controls for Information Systems and Organizations.
- FIPS 199 - Standards for Security Categorization of Federal Information and Information Systems.
- U.S. Code: Title 52; Subtitle I—Voting Rights (§§ 10101 – 10702), Subtitle II—Voting Assistance and Election Administration (§§ 20101 – 21145) including:
 - ◆ 52 USC § 10101(b)—Intimidation, threats, or coercion.
 - ◆ 52 USC § 10307(c)—False Information in, and Payments for, Registering and Voting.
 - ◆ 52 USC § 20701—Retention and preservation of records and papers by officers of elections.
 - ◆ 52 USC § 20702—Theft, destruction, concealment, mutilation, or alteration of records or papers.
 - ◆ 52 USC § 21081—Voting systems standards (HAVA).
 - ◆ 52 USC § 21083—Computerized statewide voter registration list requirements and requirements for voters who register by mail.
- 18 USC § 241—Conspiracy Against Rights.
- 18 USC § 242—Deprivation of Rights Under Color of Law.
- 18 USC § 1519—False Records in the Administration of a Federal Matter.
- 18 USC § 1028A—Aggravated Identity Theft.
- 18 USC § 514—Fictitious obligations.



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*General Comment
from Matias
Garcia*

CITY OF NATIONAL CITY FIRE DEPARTMENT
1243 National City Blvd.: NATIONAL CITY, CA. 91950-4596
FINAL NOTICE TO ABATE PUBLIC NUISANCE

Date: 08/22/2024

[REDACTED]
NATIONAL CITY, CA 91950

Case #: NC-24-290

Location of Public Nuisance: [REDACTED] National City, CA, 91950

Instructions for Abatement: (1) Please clear the entire property of all weeds, dead vegetation, trash, debris and arundo. All piles of dead vegetation and debris must be removed from the property. (Please maintain any and all grasses below 3 inches year round)(This includes along sidewalks and alleys.) (2) Please remove all tree branches that exist within 6 feet from the ground. (Excluding maintained, irrigated landscaping, orchards and groves.)

You are hereby directed to abate the public nuisance described above, of which you are the occupant or owner, **within ten (10) days of 08/22/2024**. **Your failure to comply with this order will result in the City having your property cleaned by the City's contractor at **your** expense (per National City Municipal Code Chapter 1.36). **A \$350.00 administrative fee will be charged in addition to the contractor's fees to clean the property (per Resolution number 94-97). Violations are also subject to prosecution as misdemeanors.**

Guidelines For The Abatement of Flammable Vegetation

For the protection of life and property, remove all brush, flammable vegetation, or combustible growth which is located from thirty (30) feet to one hundred (100) feet from such a building or structure or to the property line, whichever is nearer, or as required by the Fire Department, including the maintenance of grass and other vegetation more than thirty (30) from such building or structure. Cuttings are to be removed from the property and disposed of properly. Vegetation is to be cut within two (2) inches of the ground.

"NOTICE REGARDING RARE, THREATENED OR ENDANGERED SPECIES"

If you have previously received a notice from the California Department of Fish and Game or the U.S. Fish and Wildlife Services that rare, threatened or endangered species of fish or wildlife have occurred on your property in the areas identified for fuel break clearance, **YOU MUST NOTIFY BOTH AGENCIES AND THE NATIONAL CITY FIRE DEPARTMENT IN WRITING AT LEAST TEN (10) DAYS PRIOR TO BEGINNING VEGETATION CLEARING. IF THESE AGENCIES FAIL TO OBJECT OR NOTIFY YOU OF ANY ALTERNATIVE PROCEDURES WITHIN THOSE TEN (10) DAYS, YOU MAY THEN PROCEED TO CLEAR VEGETATION AS DIRECTED BY THIS NOTICE.** Failure to provide notification to these agencies may render you liable under Federal or State Law to penalties.

National City Municipal Code 9.12.010 Public Nuisance Declared--In General

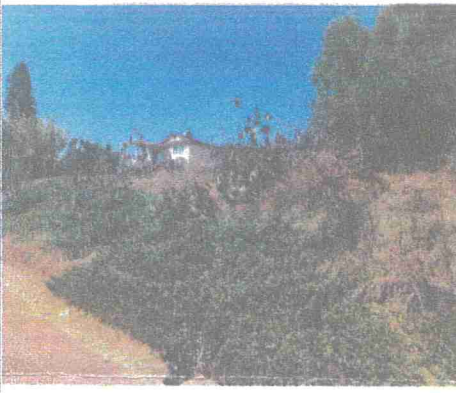
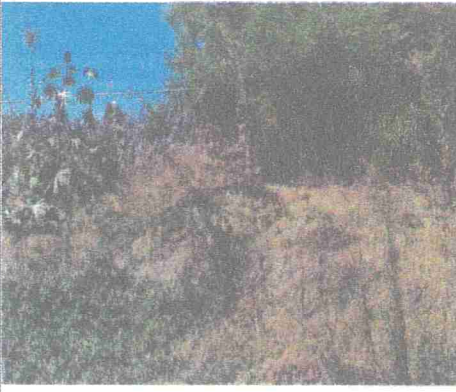

Any of the following conditions are hereby declared to constitute a public nuisance:

- A. When the Fire Chief or his/her designee determines that there exists in any building or on any premises combustible, hazardous or explosive materials or dangerous accumulations of rubbish; or unnecessary accumulations of wastepaper, boxes, shavings, or any highly flammable materials which are so situated as to endanger life or property; or finds obstructions to or on fire escapes, stairs, passageways, doors or windows that reasonably tend to interfere with the operations of the fire department or the egress of the occupants of such building or premises; or finds that the effectiveness of any exit door, attic separation or any fire separation wall is reduced; or finds that any provision of the Uniform Fire Code is being violated.
- B. When the Fire Chief or his/her designee deems any chimney, smokestack, stove, oven, incinerator, furnace or other heating device, electric fixture or any appurtenance thereto, or anything regulated under a nationally recognized standard in or upon any building, structure or premises not specifically mentioned in the Uniform Fire Code, to be defective or unsafe so as to create a hazard.
- C. When the Fire Chief or his/her designee finds any condition which in his/her judgment increases or may cause an increase of the hazard or menace of fire to a greater degree that customarily recognized as normal by persons in the public service regularly engaged in preventing, suppressing or extinguishing fire or any thing or act which may obstruct, delay, hinder or interfere with the operations of the fire department or the egress of occupants in the event of fire

National City Municipal Code 9.12.020 Public Nuisance Declared--Weeds and Other Flammable Materials

All weeds, growing or located upon streets, sidewalks or private property are hereby declared to be a public nuisance. For the purposes of this chapter, "weeds" shall include the following:

- A. Weeds which bear seeds of a downy or wingy nature.
- B. Sagebrush, chaparral, and any other brush or weeds which attain such large growth as to become, when dry, a fire menace to adjacent improved property.
- C. Weeds which are otherwise noxious or dangerous.
- D. Poison oak and poison ivy when the conditions of growth are such as to constitute a menace the the public health.
- E. Dry grass, stubble, brush, litter, or other flammable material which endangers the public safety by creating a fire hazard in a portion of the City which has been zoned for single and multiple residence purposes.

Photo	Details
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3

2304

Rachael Ave



H

Harbison



Rachael

5

Rachael Ave

2330

2304



Harbison

1

2220
Rachel Ave



Harbison

2

Rachael Ave



2220
Rachael Ave



3

2220
Rachae Ave

Standing on sewer
man hole cover.
Sewer owner required
to clean 15' on each
side of the sewer
pipe.





24th ST

Dump Site

Harbison

1



Harbison

Back of
2245
Van Ness Ave

City owned land

2

2245 Van Ness Ave

Vacant lot
558-330-33-00

Behind 2305 Van Ness Ave

City owned
land



2

2330 Rachae!

Harbison



Rachae!

1



2330

2304

Rachael Ave.



Item 9.5 from
Alfredo Gallegos

September 3, 2024

Ron Morrison, Mayor
City of National City
12443 National City Boulevard
National City, CA 91950-4301

Re: Complaint Against George H. Waters Nutrition Center Manager

Dear Mr. Morrison:

This letter is to document a complaint against Maria Wright, Manager of the George H. Waters Nutrition Center (Nutrition Center) by a group of regular clients of the Nutrition Center. Ms. Wright continuously verbally offends and mistreats senior citizens that frequent the Nutrition Center by raising her voice and yelling directives at us. At times, some of her staff (not all) take Ms. Wright's lead and treat us like Ms. Wright treats us, without dignity and respect.

Disrespectful Treatment

The Nutrition Center experience is not only about eating a healthy meal, but also about the socialization that takes place while we seniors wait for the center to open, and then by sharing meals with others. This experience is dimmed by the apprehension some of us feel with fear that we may not catch Ms. Wright on a good day and she might be set off by someone or something in the waiting line for the nutrition center. The verbal mistreatment by Ms. Wright occurs very frequently while we wait in line and while waiting to be seated. The customer service received from Ms. Wright and some (not all) of her staff is filled with frustration and impatience that appears to border on anger and hostility towards us. It makes one wonder if the source of Ms. Wright's frustration and ill-treatment of us is due to lack of training, or if she just dislikes old people. We sense that Ms. Wright and some of her staff believe they are doing us a favor instead of acting professionally in carrying out their job duties. Please look into this, as we would like to be treated with patience and compassion rather than with frustration and hostility. Ms. Wright constantly and impatiently raises her voice at us.

The City's website mentions the City's Age-Friendly Initiative and the City's commitment to "respect and social inclusion." This is not happening at the George H. Waters Nutrition Center.

Alternative Meals When Serving Fish and Pork

Before Ms. Wright took over as manager of the Nutrition Center, a second main entrée alternative was always offered when the Nutrition Center served pork or fish. Ms. Wright discontinued offering the alternative main entrée to those people that do not eat pork or fish, and these clients must forgo the meal twice per week because pork is served once per week, and fish is served once per week. We ask that an alternative second entrée choice offered for many years when serving pork or fish be returned.

Discontinuation of Coffee Service

In addition to the verbal mistreatment by Ms. Wright, she has decided to stop serving coffee altogether. Approximately 2-3 years ago, it went from coffee service five days per week, then to one day per week on Mondays, and now the serving of coffee has stopped altogether. We ask that the service of coffee be returned on a daily basis. Having coffee with your meal while socializing with others is as special as sharing the meal.

Closing

In closing, we humbly ask that the manager of the Nutrition Center, Ms. Maria Wright, be reassigned or terminated because, in our opinion, no amount of training will change her attitude towards the senior citizen clients of the nutrition center, and that remaining staff be properly trained to avoid any further mistreatment and humiliation of us. The clients of the Nutrition Center deserve good customer service and deserve to always be treated with dignity and respect. We also ask that entrée alternatives be offered when serving pork or fish, and that coffee service be returned on a daily basis.

Thank you.

(PLEASE SEE ATTACHED PETITION SHEETS FOR SIGNATURES.)

cc:

✓ Ditas Yamane, Vice Mayor
Marcus Bush, Councilmember
Luz Molina, Councilmember
Jose Rodriguez, Councilmember

Item 10.1 from
Greg Boeh

September 3, 2024

RE: Reading and future change of title 10 ordinance regarding homelessness

Honorable Mayor and Members of the City Council,

My name is Greg Boeh (pronounced "Bay"), and I am the Chief Operating Officer of Pier 32 Marina in National City.

The enclosed photos depict some of the homeless encampments surrounding Pier 32 Marina. On August 28th, 2024, Pier 32 participated in "Operation Clean Sweep," a bay-wide cleanup initiative. Our marina was specifically designated as a cleanup site. Within just two hours, two forty-yard dumpsters were filled, yet only a small percentage of the debris between the Sweetwater Channel and the Best Western was removed. With the cooperation of the National City Police and Harbor Police, the area was posted, and debris from several homeless encampments was cleared. These encampments pose significant hazards to the wildlife preserve and to the safety of guests and businesses in the area.

Over the years, the situation between Best Western and Pier 32 has become increasingly unmanageable. The growing homeless population, unclear jurisdictional boundaries, proximity to the Sweetwater Marsh (a designated USFWS protected site), a feral cat population that preys on endangered species yet is cared for by the homeless, frequent break-ins at the marina (affecting cars, buildings, boats), bike thefts, drug overdoses, and the intrusion of individuals into our restrooms and shower areas all contribute to making it difficult to run a business and serve the community.

At times, the mental stability of some individuals can be questionable, as issues related to mental health or substance abuse can lead to erratic behavior.

At Pier 32, we actively try to assist the homeless by connecting them with services in San Diego. The Rescue Mission has been particularly responsive in this effort. As the Chief Operating Officer, I personally engage with the homeless, bringing them into my office to understand their situations and determine how we can help. The Rescue Mission has been willing to assist and has made several visits. However, the challenge remains that many individuals choose to continue living unsheltered rather than engaging with available resources.

Additionally, after business hours, it is not uncommon to see as many as 13 vehicles occupied by homeless individuals between the marina and the Best Western.

Our community is reaching a breaking point with the current situation involving the homeless. While we remain compassionate and empathetic, we also have a responsibility to our businesses and our families. We all look forward to the day when our children can roam more freely in our community without safety concerns stemming from those who may be hiding in the shadows.

We recognize that stricter enforcement alone will not solve the issue; housing, mental health, and addiction services are critical. However, for those who choose not to engage with these services, a different approach is necessary.

We support making the homeless ordinance reading to allow the majority of the public to enjoy our community safely.

Respectfully,

Gregory W. Boeh – GB Capital Holdings, LLC

Pier 32 Marina, Point Loma Marina, San Diego Mooring Company, The waterfront – Superyacht Berthing,

Pier 32 Waterfront Grill, Jimmy's Famous American Tavern, and JA Grimstad Development Company, Inc.

[Redacted]

[Redacted]

- Port of San Diego
- Marina Gateway (Sycuan)
- City of National City
- USFWS
- MTS
- SDG&E
- BNSF
- Mean High Tide Line

