

**MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL  
AND COMMUNITY DEVELOPMENT COMMISSION  
OF NATIONAL CITY, CALIFORNIA**

**February 2, 2010**

The Regular Meeting of the City Council and Community Development Commission of National City was called to order at 6:07 p.m. by Mayor / Chairman Ron Morrison.

**ROLL CALL**

Council / Commission members present: Morrison, Parra, Sotelo-Solis, Van Deventer, Zarate.

Administrative Officials present: Babaki, Dalla, Deese, Duong, Eiser, Gonzales, Hodges, Juniel, Ladrido, Raulston, Smith, Stevenson, Zapata.

Others present: Student Representatives Michael Mendoza and Christina Dickey.

**PLEDGE OF ALLEGIANCE TO THE FLAG BY MAYOR RON MORRISON**

**PUBLIC ORAL COMMUNICATIONS**

Dukie Valderrama, National City Port Commissioner, expressed his pride and admiration for the fine job done by Mayor Morrison at the Port Commission meeting in support of state legislation to reimburse National City for costs resulting from port maritime activity.

Bert Andrade, National City, said he was proud that National City was selected to have a role in the national census.

**PRESENTATION**

**COUNCIL MEETING PRESENTATIONS 2010 (102-10-5)**

1. Presentation by Catherine Hill, Regional Public Affairs Manager, League of California Cities, regarding the protection of local government revenues. (Copy on file in the Office of the City Clerk) \*\*Companion Item #10\*\*

**NON CONSENT RESOLUTION**

Item Number 10 was taken up next.

**POLITICAL SUPPORT ADMIN - INITIATIVES (102-4-1)**

10. Resolution No. 2010-16. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY IN SUPPORT OF THE LOCAL TAXPAYER, PUBLIC SAFETY AND TRANSPORTATION PROTECTION ACT OF 2010. (City Manager) \*\*Companion Item #1\*\*

**RECOMMENDATION:** Adopt the Resolution.

**TESTIMONY:** None.

**ACTION:** Motion by Parra, seconded by Sotelo-Solis, to adopt the Resolution. Carried by unanimous vote.

**CITY COUNCIL**

**CONSENT CALENDAR**

**ADOPTION OF CONSENT CALENDAR.** Item No. 2 (Minutes), Item No. 3 (NCMC), Item Nos. 4 and 5 (Warrant Registers), Item Nos. 6 and 7 (Reports). Motion by Sotelo-Solis, seconded by Parra, to approve the Consent Calendar. Carried by unanimous vote.

**APPROVAL OF MINUTES**

2. **SUBJECT:** Approval of the minutes of the Regular City Council /Community Development Commission Meeting of December 15, 2009. (City Clerk)

**ACTION:** Approved. See above.

**MUNICIPAL CODE 2010 (506-2-25)**

3. APPROVAL OF A MOTION TO WAIVE READING OF THE TEXT OF THE ORDINANCES CONSIDERED AT THIS MEETING AND PROVIDES THAT SUCH ORDINANCES SHALL BE INTRODUCED AND/OR ADOPTED AFTER A READING OF THE TITLE ONLY. (City Clerk)

**ACTION:** Approved. See above.

**WARRANT REGISTER JULY 2009 - JUNE 2010 (202-1-24)**

4. Warrant Register #27 for the period of 12/30/09 through 01/05/10 in the amount of \$818,587.03. (Finance)

**ACTION:** Ratified. See above.

**WARRANT REGISTER JULY 2009 - JUNE 2010 (202-1-24)**

5. Warrant Register #28 for the period of 01/06/10 through 01/12/10 in the amount of \$1,255,971.20. (Finance)

**ACTION:** Ratified. See above.

**CONSENT CALENDAR (cont.)**

**FINANCIAL MANAGEMENT 2009-2010 (204-1-25)**

6. Investment Report for quarter ended December 31, 2009. (Finance)  
**ACTION:** Filed. See above.

**FINANCIAL MANAGEMENT 2009-2010 (204-1-25)**

7. National City Sales Tax Update – Third Quarter 2009. (Finance)  
**ACTION:** Filed. See above.

**ORDINANCES FOR INTRODUCTION**

**MUNICIPAL CODE 2010 (506-2-25)**

8. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY ADOPTING THE STANDARD URBAN STORM WATER MITIGATION PLAN (SUSMP) MANUAL, AND REPEALING ORDINANCES NO. 2008-2307. (Engineering)

**MUNICIPAL CODE 2010 (506-2-25)**

9. ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AMENDING SECTIONS 14.22.020, 14.22.030, 14.22.040, 14.22.090, 14.22.110, 14.22.120, 14.22.130, 14.22.140, 14.22.150, 14.22.160, AND 14.22.170 OF THE NATIONAL CITY MUNICIPAL CODE REGARDING NATIONAL CITY STORM WATER MANAGEMENT AND DISCHARGE CONTROL. (Engineering)

**NON CONSENT RESOLUTION**

**POLITICAL SUPPORT ADMIN - INITIATIVES (102-4-1)**

10. Resolution No. 2010-16. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY IN SUPPORT OF THE LOCAL TAXPAYER, PUBLIC SAFETY AND TRANSPORTATION PROTECTION ACT OF 2010. (City Manager) \*\*Companion Item #1\*\*  
**ACTION:** Adopted earlier in the meeting. See above.

**NEW BUSINESS**

**SUBDIVISIONS / VARIANCES 2010 (415-1-6)**

11. Notice of Decision – Planning Commission approval of a variance to allow a reduced lot size of 2,675 square feet and a reduced side yard for a portion of the side yard for a parcel within the residential single-family 3 planned development zone west of 922 E. 7<sup>th</sup> Street. (Applicant: Gloria O'Donovan) (Case File 2009-21 Z) (Development Services / Planning Division)

**RECOMMENDATION:** Staff recommends that the Notice of Decision be filed.

**TESTIMONY:** None.

**ACTION:** Motion by Parra, seconded by Van Deventer, to approve staff recommendation. Carried by unanimous vote.

**NOTE:** Council Members Parra, Van Deventer and Zarate disclosed that they each had property or business interests that could result in a potential conflict of interest were they to participate in consideration of Item No. 12. For that reason, they all stated their intention to abstain from acting on the item. City Attorney Eiser advised that in order to have a quorum, State Law, through the 'Rule of Necessity', provides that one of the abstaining members may be qualified to vote if selected at random from those who would be abstaining. Based on a previous random drawing that took place in dealing with the same topic it was determined that Council Member Zarate was qualified to vote on Item 12.

Members Parra and Van Deventer left the Chamber at 6:40 p.m.

**STUDY CITY FEE SCHEDULE (106-3-2)**

12. Report and recommendations regarding Business License Administrative Fees. (Finance/City Attorney)

**RECOMMENDATION:** Approve staff recommendation for refund of fees.

**TESTIMONY:** None.

**ACTION:** Motion by Sotelo-Solis, seconded by Zarate, to approve staff recommendation. Carried by the following vote, to-wit: Ayes: Morrison, Sotelo-Solis, Zarate. Nays: None. Absent: Parra, Van Deventer. Abstain: None.

Members Parra and Van Deventer returned to the Chamber at 6:44 p.m.

**NEW BUSINESS (cont.)**

**COMMUNITY DEVELOPMENT ADMIN 2007-2010 (406-2-12)**

13. Presentation of Senior Village Expansion Conceptual Plan and direction to prepare a request for qualifications. (Community Development) (Copy on file in the Office of the City Clerk)

**RECOMMENDATION:** Accept and file the report and direct staff to prepare a request for qualifications for the design and development of the site.

**TESTIMONY:** Nora McMains, National City, asked questions regarding housing efforts on the West Side and location of the proposed clinic.

**ACTION:** Motion by Van Deventer, seconded by Zarate, to approve moving forward as recommended. Carried by unanimous vote.

**GRANT / COMMUNITY DEVELOPMENT COMMISSION (206-4-25)**

14. Presentation of Paradise Creek Revitalization Project grant application to the Catalyst Projects for California Sustainable Strategies Pilot Program under the California Department of Housing and Community Development. (Community Development/Housing and Grants Division) (Copy on file in the Office of the City Clerk)

**ACTION:** Filed.

**LAS PALMAS PARK ADMIN (702-3-1)**

15. Presentation of Las Palmas Park and Facilities Vision Concept Plan. (Community Development) (Copy on file in the Office of the City Clerk)

**ACTION:** Filed.

**LABOR RELATIONS EXEC / MID MGMT EMPLOYEES (605-2-1)**

16. Establishment of a City Council Ad Hoc Committee to discuss and make recommendations regarding the compensation of executive and management employees. (City Manager)

**RECOMMENDATION:** Establishment a City Council ad hoc committee.

**TESTIMONY:** None.

**ACTION:** It was the consensus of the Council to appoint members Morrison and Sotelo-Solis to the committee. There was no vote.

**COMMUNITY DEVELOPMENT COMMISSION**

**CONSENT CALENDAR**

**ADOPTION OF CONSENT CALENDAR.** Item Nos. 17 and 18 (Warrant Registers), Item No. 19 (Report). Motion by Van Deventer, seconded by Zarate, to approve the Consent Calendar. Carried by unanimous vote.

**CONSENT CALENDAR (cont.)**

**WARRANT REGISTER JULY 2009 - JUNE 2010 (202-1-24)**

17. Authorize the reimbursement of Community Development Commission expenditures in the amount of \$304,640.87 to the City of National City for the period of 12/30/09 through 01/05/10. (Finance)

**ACTION:** Approved. See above.

**WARRANT REGISTER JULY 2009 - JUNE 2010 (202-1-24)**

18. Authorize the reimbursement of Community Development Commission expenditures in the amount of \$98,041.11 to the City of National City for the period of 01/06/10 through 01/12/10. (Finance)

**ACTION:** Approved. See above.

**FINANCIAL MANAGEMENT 2009-2010 (204-1-25)**

19. Investment Report for quarter ended December 31, 2009. (Finance)

**ACTION:** Filed. See above.

**NON CONSENT RESOLUTION**

**CONTRACT (C2010-5)**

20. Resolution No. 2010-17. RESOLUTION OF THE COMMUNITY DEVELOPMENT COMMISSION OF THE CITY OF NATIONAL CITY (CDC) AUTHORIZING THE CHAIRMAN TO EXECUTE AN AGREEMENT NOT TO EXCEED \$170,965 BY AND BETWEEN THE COMMUNITY DEVELOPMENT COMMISSION AND TIERRA WEST ADVISERS, INC. TO COMPLETE A REDEVELOPMENT PLAN AMENDMENT. (Redevelopment Division)

**RECOMMENDATION:** Adopt the Resolution.

**TESTIMONY:** None.

**ACTION:** Motion by Van Deventer, seconded by Parra, to adopt the Resolution. Member Sotelo-Solis requested that regular reports be provided on how funds are being spent. The maker and second agreed to include the request as part of the motion. Carried by unanimous vote.

**STAFF REPORTS**

**FINANCE DEPT ADMIN (1104-1-13)**

21. Update on the Request for Qualifications for Financial Advisory Services. (Finance)

**ACTION:** Staff requested that a Council Member serve on the selection committee for the final phase of the selection process. Member Van Deventer agreed to serve.

## **STAFF REPORTS (cont.)**

### **CLOSED SESSION REPORT (509-1-4)**

22. City Council / CDC Attorney George Eiser stated there was nothing to report from the Closed Session. (See attached Exhibit 'L')

CDC Executive Director Raulston reminded everyone about the three upcoming General Plan workshops scheduled on Wednesday, Thursday and Saturday and the new online resident survey that is on the city's web page.

Assistant City Manager Deese publicly acknowledged the efforts of the Fire Department, community, employees and elected officials in the successful shoe drive for Haitian earthquake victims.

Fire Chief Rod Juniel reported that through tremendous support of the community the Fire Department received donations of over 700 pairs of shoes for distribution to the earthquake victims.

## **MAYOR AND CITY COUNCIL**

Member Parra inquired about the possibility of a light at Orange Avenue and Sweetwater Road and if the West Side Specific Plan would be coming up on the agenda in time for him to vote on it.

Sotelo-Solis offered congratulations to the Chamber of Commerce for 100 years of service to the community, thanked staff for placing the citizen survey online and invited people to walk with the Vice Mayor on Saturday morning at 8 a.m.

Mayor Morrison reported on a very successful budget workshop that took place on the previous Saturday.

## **ADJOURNMENT**


The meeting was adjourned in memory of Mrs. Mabel L. Attaway and Mrs. Katherlene (Kay) Morrison, the Mayor's mother.

Motion by Van Deventer, seconded by Sotelo-Solis, to adjourn the meeting to the next Regular City Council and Community Development Commission Meeting to be held Tuesday, February 16, 2010 at 6:00 p.m. at the Council Chambers, National City, California. Carried by unanimous vote.

The meeting closed at 8:13 p.m.

  
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City Clerk / Recording Secretary

The foregoing minutes were approved at the Regular Meeting of March 16, 2010.

  
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Mayor / CDC Chairman



**EXHIBIT 'L'**



**AGENDA OF A SPECIAL MEETING**

**CITY COUNCIL OF THE CITY OF NATIONAL CITY**

**Large Conference Room  
Civic Center  
1243 National City Boulevard  
National City, California**

**Special Meeting - Tuesday, February 2, 2010 - 5:00 p.m.**

**ROLL CALL**

**CLOSED SESSION**

1. Conference with Labor Negotiators – Government Code Section 54957.6  
Agency Designated Representatives: Stacey Stevenson, Jeanette Ladrado, David Pease, Claudia Silva  
Employee Organization: Municipal Employees' Association
2. Conference with Legal Counsel – Anticipated Litigation  
Significant Exposure to Litigation Pursuant to Government Code Section 54956.9(b)  
One Potential Case

**ADJOURNMENT**

Next Regular City Council/CDC Meeting - Tuesday, February 2, 2010, 6:00 p.m.,  
Council Chambers, Civic Center