

**Agenda Of The Regular Meeting – National City City Council /
Community Development Commission of the City of National City
Council Chambers
Civic Center
1243 National City Boulevard
National City, California
Regular Meeting – Tuesday – September 7, 2010 – 6:00 P.M.**

Open To The Public

Please complete a request to speak form prior to the commencement of the meeting and submit it to the City Clerk.

It is the intention of your City Council and Community Development Commission (CDC) to be receptive to your concerns in this community. Your participation in local government will assure a responsible and efficient City of National City. We invite you to bring to the attention of the City Manager/Executive Director any matter that you desire the City Council or Community Development Commission Board to consider. We thank you for your presence and wish you to know that we appreciate your involvement.

ROLL CALL

Pledge of Allegiance to the Flag by Mayor Ron Morrison

Public Oral Communications (Three-Minute Time Limit)

NOTE: Pursuant to state law, items requiring Council or Community Development Commission action must be brought back on a subsequent Council or Community Development Commission Agenda unless they are of a demonstrated emergency or urgent nature.

Upon request, this agenda can be made available in appropriate alternative formats to persons with a disability in compliance with the Americans with Disabilities Act. Please contact the City Clerk's Office at (619) 336-4228 to request a disability-related modification or accommodation. Notification 24-hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting.

Spanish audio interpretation is provided during Council and Community Development Commission Meetings. Audio headphones are available in the lobby at the beginning of the meetings.

Audio interpretación en español se proporciona durante sesiones del Consejo Municipal. Los audiófonos están disponibles en el pasillo al principio de la junta.

**Council Requests That All Cell Phones
And Pagers Be Turned Off During City Council Meetings**

COPIES OF THE CITY COUNCIL OR COMMUNITY DEVELOPMENT COMMISSION MEETING AGENDAS AND MINUTES
MAY BE OBTAINED THROUGH OUR WEBSITE AT www.nationalcityca.gov

PROCLAMATION

1. Proclaiming September 2010 as: **“NATIONAL PREPAREDNESS MONTH”**

PRESENTATIONS

2. Presentation recognizing Julian L. Villagomez, Police Sergeant, for his 20 years of service.
3. Presentation recognizing Brian Clapper for his service as the Fundraiser Coordinator for the Las Palmas Little League.
4. Presentation and Update by Development Services Department/Engineering Division on the FY 2010-2011 National City Resurfacing Project. (Development Services)

CITY COUNCIL

CONSENT CALENDAR

Consent Calendar: Consent calendar items involve matters, which are of a routine or noncontroversial nature. All consent calendar items are adopted by approval of a single motion by the City Council. Prior to such approval, any item may be removed from the consent portion of the agenda and separately considered, upon request of a Councilmember, a staff member, or a member of the public.

5. Approval of the Minutes of the Regular City Council/Community Development Commission Meeting of April 6, 2010, the Special Meeting of the City Council of April 13, 2010, and the Regular Meeting of the City Council /Community Development Commission Meeting of August 17, 2010. (City Clerk)
6. Resolution of the City Council of the City of National City authorizing the Mayor to execute an Encroachment Permit and Agreement with Bank of America for the maintenance of an overhead pylon sign and an awning encroaching the public right-of-way at 235 E. 8th Street. (Development Services)
7. Resolution of the City Council of the City of National City authorizing the Mayor to execute an Encroachment Agreement with the property owners of 819 D Avenue (Harbor View) for the existing aerial protrusions into and above portions of D Avenue, E. 8th Street, E. 9th Street, and the adjacent alley. (Development Services/Engineering)

CONSENT CALENDAR (Cont.)

8. Resolution of the City Council of the City of National City authorizing the Mayor to execute a temporary Encroachment Agreement with N.C. Apartments, LLC, Harbor View Acquisition, LLC, and Village Capital Corporation, property owners of the Harbor View condominium project located at 819 D Avenue, for the existing street encroachments into portions of D Avenue, East 8th Street, East 9th Street, and the adjacent alley while the parties negotiate terms for the final resolution of property interests. (Development Services/Engineering)
9. Resolution of the City Council of the City of National City to approve a Reimbursement Agreement with N.C. Apartments, L.L.C., Harbor View Acquisition, L.L.C. and Village Capital Corporation, for the utility undergrounding required by Resolution 2006-266, for the Harbor View Condo Project located at 819 D Avenue. (Development Services/Engineering)
10. Resolution of the City Council of the City of National City authorizing the reimbursement of inspection fees paid in excess of the former fee to applicants who applied for a building permit during the lower fee period (July 1, 2009 to June 30, 2010), were invoiced at the lower fee level and obtained a building permit after the reinstatement of fees to the 2008 fee level; and, authorizing the collection of inspection fees at the lowered fee rate for those applicants who applied and paid for the plan check portion of their building permit prior to July 1, 2010. (Development Services/Engineering)
11. Resolution of the City Council of the City of National City ratifying the City Manager's signature of the Port of San Diego TUP application for use of the PASHA Parking Lot "J" located on Port property for temporary parking in conjunction with the free concert at Pepper Park on 9/18/10. (Community Services)
12. Resolution of the City Council of the City of National City authorizing the Mayor to enter into an Agreement with Disney Destinations, LLC dba Disney Destinations Sales for the online sale and purchase of discounted Disneyland Resort tickets to City of National City employees. There is no direct cost to the City. (Human Resources)
13. Resolution of the City Council of the City of National City authorizing access to State and Federal level summary criminal history information for employment (including volunteers and contract employees). This is in compliance with newly enacted State legislation (AB 346). (Human Resources)

CONSENT CALENDAR (Cont.)

14. A Resolution of the City Council authorizing the Mayor to execute a one-year Agreement in the amount of \$4,965 per month between the City of National City and Claims Management Associates (CMA), Inc. to provide liability claims adjusting and risk management services to the City of National City. (City Manager)
15. Resolution of the City Council of the City of National City authorizing the Mayor to execute an Employment Agreement between the City of National City and Claudia Silva for the position of City Attorney. (City Attorney)
16. WARRANT REGISTER #5

Warrant Register #5 for the period of 07/28/10 through 08/03/10 in the amount of \$5,455,377.63. (Finance)
17. WARRANT REGISTER #6

Warrant Register #6 for the period of 08/04/10 through 08/10/10 in the amount of \$3,596,580.06. (Finance)

NON CONSENT RESOLUTION

18. Resolution of the City Council of the City of National City authorizing the Mayor to execute a Third Amendment to Agreement with Moynahan Towing Services for additional towing and impound services within National City. (City Attorney)

NEW BUSINESS

19. Review League of California Cities' 2010 Annual Conference Resolutions. (City Manager)
20. Request to use Martin Luther King, Jr. Community Center (north room) by State of California Employment Development Department for a Youth Job Fair from 2-6 p.m. on 9/23/10, and the use of MLK (south room) for planning meetings from 2-4 p.m. on 9/8/, 9/15, and 9/22/10 with no waiver of fees. (Community Services)

NEW BUSINESS (Cont.)

21. Request to use Martin Luther King, Jr. Community Center by National City Community Concert Band for public concerts to be held on 9/15/10 and 12/18/10 from 3 p.m. – 9 p.m. Concerts are co-sponsored by the City. (Community Services)
22. Request to use Martin Luther King, Jr. Community Center (north room) by National City Chamber of Commerce for the “Salute to Navy” luncheon on 10/6/10 from 9 a.m. – 3 p.m. This event is co-sponsored by the City. (Community Services)
23. Notice of Decision - Planning Commission approval of a Conditional Use Permit to operate a group counseling center at 2414 Hoover Avenue, Suite A, B, and C. (Applicant: Jeanne McAlister) (Case File 2010-21 CUP) (Development Services/Planning)
24. Notice of Decision – Planning Commission approval of a modification of a Conditional Use Permit for a change of use from a senior assisted living and adult day care facility to a senior independent living and adult day care facility and a variance request to allow less than the required parking to accommodate the change of use to an independent living facility at 2525 Highland Avenue. (Applicant: Joseph Bendah) (Case File 2010-19 MCUP/Z) (Development Services/Planning)
25. Notice of Decision – Planning Commission approval of a Conditional Use Permit for a wireless communication facility at an existing church at 142 E. 16th Street. (Applicant: T-Mobile) (Case File 2010-11 CUP) (Development Services/Planning)
26. Notice of Decision – Planning Commission approval of a Planned Development Permit for the construction of five units at an existing 21-unit apartment complex at 520 V Avenue. (Applicant: Joe Astorga) (Case File 2010-18 PD) (Development Services/Planning)

COMMUNITY DEVELOPMENT COMMISSION

CONSENT CALENDAR

27. Authorize the reimbursement of Community Development Commission expenditures in the amount of \$4,775,872.98 to the City of National City for the period of 07/28/10 through 08/03/10. (Finance)

CONSENT CALENDAR (Cont.)

28. Authorize the reimbursement of Community Development Commission expenditures in the amount of \$106,509.07 to the City of National City for the period of 08/04/10 through 08/10/10. (Finance)

STAFF REPORTS

29. CDARS Update Report (Finance)
30. Recognition of Armed Services (City Manager/Community Services)
31. Back to School Project Report (Police)
32. Closed Session Report (City Attorney)

MAYOR AND CITY COUNCIL

ADJOURNMENT

Regular City Council and Community Development Commission Meeting –
Tuesday – September 21, 2010 – 6:00 p.m. - Council Chambers – National City,
California.