

**Agenda Of The Adjourned 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 – November 23, 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

PRESENTATIONS

1. Employee of the Month for November 2010 – Lilibeth Aguelo, Senior Office Assistant (Fire Department).
2. Bicycle Master Plan Presentation Development Services/Engineering)

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.

3. Approval of the Minutes of the Adjourned Regular City Council/Community Development Commission Meeting of November 9, 2010. (City Clerk)
4. 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)
5. Resolution of the City Council of the City of National City approving an Encroachment Permit and an Agreement with Chevron Corporation for the installation of two (2) units groundwater monitoring wells located at 105 West 8th Street in the public right-of-way. (Development Services/Engineering)
6. Resolution of the City Council of the City of National City authorizing sewer funding in the amount not-to-exceed \$244,000 for the contract previously awarded to Ohno Construction for construction improvements for the El Toyon Soccer Field which includes the sewer main, Specification 07-01. (Development Services/Engineering)
7. Resolution of the City Council of the City of National City authorizing the Mayor to sign an Automatic Aid Agreement between the City of Coronado and the City of National City. (Fire)

CONSENT CALENDAR (Cont.)

8. Resolution of the City Council of the City of National City authorizing the implementation of the National City Community Emergency Response Team (CERT) Program and extending Workers' Compensation benefits to CERT volunteers. (Fire)
9. Resolution of the City Council of the City of National City waiving the bid process and authorizing the purchase from Northrop Grumman of the CommandPoint RMS Scan Center licensing, software and hardware, including the HP 9250C scanner to enhance the speed and effectiveness of the current records management system for an amount not to exceed \$38,000.00 from Justice Assistance Grant local award 2010. (Police)
10. Resolution of the City Council of the City of National City authorizing the 30-day review and public comment of the National City Police Department's grant application for \$100,000.00 from 2011 Citizen's Option for Public Safety (COPS) grant without matching funds toward the purchase of police vehicles, small weapons cleaning system, defensive tactics impact protection suits, digital cameras and ballistic shields. (Police)
11. Resolution of the City Council of the City of National City authorizing the Mayor to execute an Agreement between the City, the CDC, and the Law Firm of Best, Best & Krieger, LLP, to continue providing legal defense services in the not to exceed amount of \$160,000 (Funded by Tax Increment funds.) (City Attorney)
Companion Item #48
12. Resolution of the City Council of the City of National City accepting the lowest, responsive, responsible bid for two Ford Crown Victoria Police Interceptors from Villa Ford in the amount of \$51,447.65. (Funded by 2009 JAG grant) (Finance)
13. Resolution of the City Council of the City of National City accepting the lowest, responsive, responsible bid for one Nissan Altima from Mossy Nissan in the amount of \$26,522.56. (Funded by Bureau of Justice Assistance Recovery Act Grant and Asset Forfeiture Funds) (Finance)
14. Resolution of the City Council of the City of National City accepting the lowest, responsive, responsible bid for 7 Chevrolet vehicles from City Chevrolet in the amount of \$190,619.18. (Funded by JAG Grant, Children Exposed to Domestic Violence (CEDV) Grant, and Asset Forfeiture Funds) (Finance)

CONSENT CALENDAR (Cont.)

15. Resolution of the City Council of the City of National City ratifying the acceptance of a \$59,466 grant from California Library Literacy Services to fund the Library's literacy programs for FY10-11. (Library)

16. WARRANT REGISTER #17

Warrant Register #17 for the period of 10/20/10 through 10/26/10 in the amount of \$1,919,317.66. (Finance)

17. WARRANT REGISTER #18

Warrant Register #18 for the period of 10/27/10 through 11/02/10 in the amount of \$2,158,382.41. (Finance)

PUBLIC HEARINGS

18. Public Hearing – Modification of a previously approved Tentative Subdivision Map for the Centro/Revolution 2 Condominiums located at 41 East 12th Street. (Applicant: Andrew Zlotnik) (Case File 2010-32 M (S-2006-5) (Development Services/Planning) **Companion Items #40, #41, #52**

19. Public Hearing – Adopting the 2010 California Building Code of Regulations, Title 24, Volumes I and II and Appendices C, G, H and I of said Code, amending certain sections; providing penalties for violation thereof; and amending Chapter 15.08 of the National City Municipal Code pertaining to the California Building Code. (Development Services/Building Division)

20. Public Hearing - Adopting the 2010 California Energy Code, California Code of Regulations, Title 24, Part 6, and amending Chapter 15.75 of the National City Municipal Code pertaining to the California Energy Code. (Development Services/Building Division)

21. Public Hearing - Adopting the 2010 California Mechanical Code, California Code of Regulations, Title 24, Part 4 and adopting Appendix Chapters 1, A, B, C, and D of said Code, and the 2009 Uniform Mechanical Code, and amending Chapter 15.14 of the National City Municipal Code pertaining to the California Mechanical Code. (Development Services/Building Division)

PUBLIC HEARINGS (Cont.)

22. Public Hearing - Adopting the 2010 California Plumbing Code, Table 2902.1 of the 2010 California Building Code and Chapter 1, Division II of the 2010 California Plumbing Code, California Code of Regulations, Title 24, Part 5, and the Uniform Plumbing Code, and amending, adding, and deleting certain sections of these Codes, and amending Chapter 15.20 of the National City Municipal Code pertaining to the California Plumbing Code. (Development Services/Building Division)

23. Public Hearing - Adopting the 2010 California Electrical Code, California Code of Regulations, Title 24, Part 3, Annex H of said Code, and the 2009 National Electrical Code as amended establishing requirements, rules and standards for electrical installations and materials within the City and amending Chapter 15.24 of the National City Municipal Code pertaining to the California Electrical Code. (Development Services/Building Division)

24. Public Hearing - Adopting the 2010 California Green Building Standards Code, California Code Regulations, Title 24, Part 11 and amending the National City Municipal Code by adding Chapter 15.78 pertaining to the 2010 California Green Building Standards Code. (Development Services/Building Division)

25. Public Hearing - Adopting Appendix J of the 2010 California Building Code, California Code of Regulations, Title 24, Part II, Appendix J and amending Chapter 15.70 (Grading) of the National City Municipal Code. (Development Services/Building Division)

26. Public Hearing - Adopting the 2009 Uniform Swimming Pool, Spa and Hot Tub Code, and amending Chapter 15.22 of the National City Municipal Code pertaining to Uniform Swimming Pool, Spa and Hot Tub Code. (Development Services/Building Division)

27. Public Hearing - Adopting the 2010 California Residential Code, California Code of Regulations, Title 24, Part 2.5 and adding Chapter 15.79 pertaining to the California Residential Code. (Development Services/Building Division)

PUBLIC HEARINGS (Cont.)

28. Public Hearing - Adopting the 2010 California Fire Code of the California Code of Regulations, Title 24, and appendices thereto and the National Fire Protection Association Standards, amending certain sections; providing penalties for violation thereof; and amending Chapter 15.28 of the National City Municipal Code. (Fire)

ORDINANCES FOR ADOPTION

29. An Ordinance of the City Council of the City of National City adopting the 2010 California Building Code of Regulations, Title 24, Volumes I and II and Appendices C, G, H and I of said Code, amending certain sections; providing penalties for violation thereof; and amending Chapter 15.08 of the National City Municipal Code pertaining to the California Building Code. (Development Services/Building Division)
30. An Ordinance of the City Council of the City of National City adopting the 2010 California Energy Code, California Code of Regulations, Title 24, Part 6, and amending Chapter 15.75 of the National City Municipal Code pertaining to the California Energy Code. (Development Services/Building Division)
31. An Ordinance of the City Council of the City of National City adopting the 2010 California Mechanical Code, California Code of Regulations, Title 24, Part 4 and adopting Appendix Chapters 1, A, B, C, and D of said Code, and the 2009 Uniform Mechanical Code, and amending Chapter 15.14 of the National City Municipal Code pertaining to the California Mechanical Code. (Development Services/Building Division)
32. An Ordinance of the City Council of the City of National City adopting the 2010 California Plumbing Code, Table 2902.1 of the 2010 California Building Code and Chapter 1, Division II of the 2010 California Plumbing Code, California Code of Regulations, Title 24, Part 5, and the Uniform Plumbing Code, and amending, adding, and deleting certain sections of these Codes, and amending Chapter 15.20 of the National City Municipal Code pertaining to the California Plumbing Code. (Development Services/Building Division)

ORDINANCES FOR ADOPTION (Cont.)

33. An Ordinance of the City Council of the City of National City adopting the 2010 California Electrical Code, California Code of Regulations, Title 24, Part 3, Annex H of said Code, and the 2009 National Electrical Code as amended establishing requirements, rules and standards for electrical installations and materials within the City and amending Chapter 15.24 of the National City Municipal Code pertaining to the California Electrical Code. (Development Services/Building Division)

34. An Ordinance of the City Council of the City of National City adopting the 2010 California Green Building Standards Code, California Code Regulations, Title 24, Part 11 and amending the National City Municipal Code by adding Chapter 15.78 pertaining to the 2010 California Green Building Standards Code. (Development Services/Building Division)

35. An Ordinance of the City Council of the City of National City adopting Appendix J of the 2010 California Building Code, California Code of Regulations, Title 24, Part II, Appendix J and amending Chapter 15.70 (Grading) of the National City Municipal Code. (Development Services/Building Division)

36. An Ordinance of the City Council of the City of National City adopting the 2009 Uniform Swimming Pool, Spa and Hot Tub Code, and amending Chapter 15.22 of the National City Municipal Code pertaining to Uniform Swimming Pool, Spa and Hot Tub Code. (Development Services/Building Division)

37. An Ordinance of the City Council of the City of National City adopting the 2010 California Residential Code, California Code of Regulations, Title 24, Part 2.5 and adding Chapter 15.79 pertaining to the California Residential Code. (Development Services/Building Division)

38. An Ordinance of the City Council of the City of National City adopting the 2010 California Fire Code of the California Code of Regulations, Title 24, and appendices thereto and the National Fire Protection Association Standards, amending certain sections; providing penalties for violation thereof; and amending Chapter 15.28 of the National City Municipal Code. (Fire)

NON CONSENT RESOLUTIONS

39. Resolution of the City Council of the City of National City authorizing the Mayor to sign the First Amendment to the Agreement by and between the City of National City and American Medical Response Ambulance Service, Inc. (Fire)
40. Resolution of the City Council of the City of National City approving a modification of a previously approved Tentative Subdivision Map for the Centro/Revolution 2 Condominiums located at 41 East 12th Street. (Applicant: Andrew Zlotnik) (Case File 2010-32 M (S-2006-5) (Development Services/Engineering) **Companion Items #18, #41, #52**
41. Resolution of the City Council of the City of National City to approve, accept, and file Centro/Revolution 2 Subdivision map with a street dedication located on the north side of 12th Street and A Avenue (S-2006-5) with the County Recorder for recording. (Development Services/Engineering) **Companion Items #18, #40, #52**
42. Resolution of the City Council of the City of National City authorizing the City Engineer to approve restriping of E. 8th Street between Palm Avenue and Harbison Avenue from 4 travel lanes to 3 travel lanes (1 westbound and 2 eastbound) with left-turn lanes at intersections to enhance traffic safety, maintain parking, reduce cut-through traffic, and provide consistency with planned traffic calming and safety enhancements on E. 8th Street west of Palm Avenue to Harbor Drive. (Funded through City Street Resurfacing Program). (Development Services/Engineering)
43. Resolution of the City Council of the City of National City authorizing the Mayor to execute an Agreement with Kimley-Horn and Associates, Inc. for a not-to-exceed amount of \$149,160 to provide civil engineering services for construction of National City's Safe Routes to School Project for Coolidge Avenue from E. 12th Street to E. 18th Street, facilitated by a Federal \$730,000 SRTS grant. (\$149,160 funded by City General Fund) (Development Services/Engineering)
44. Resolution of the City Council of the City of National City authorizing the Mayor to execute the *Letter of Intent for Proposed Reorganization Processing Agreement between the City of Chula Vista and the City of National City and the Community Development Commission of the City of National City, Commonly referred to as the Straight Lining Project*. (City Manager) **Companion Item #51**

NEW BUSINESS

45. Request from National City College Lion's to use MLK (north and south rooms) for their 'Spirit of the Holidays' annual distribution on Saturday, December 18th from 7:00 a.m. – 1:00 p.m. Applicant is requesting a fee waiver. (Community Services)
46. Temporary Use Permit – Christmas Tree Lighting hosted by the Community Services Department on December 9, 2010 from 5:00 pm – 8:00 pm at Morgan Square, between 9th Street and National City Blvd. This is a City sponsored event under Policy No. 804. (Neighborhood Services Division)
47. Fiscal Year 2011-2012 Annual Action Plan and the Community Development Block Grant (CDBG) and HOME Investment Partnerships (HOME) Program funding cycle. (Community Development/Housing and Grants)

COMMUNITY DEVELOPMENT COMMISSION

CONSENT CALENDAR

48. Resolution of the Community Development Commission of the City of National City authorizing the Chairman to execute an Agreement between the City, the CDC, and the Law Firm of Best, Best & Krieger, LLP, to continue providing legal defense services in the not to exceed amount of \$160,000 (Funded by Tax Increment funds. (City Attorney) **Companion Item #11**
49. Authorize the reimbursement of Community Development Commission expenditures in the amount of \$101,765.03 to the City of National City for the period of 10/20/10 through 10/26/10. (Finance)
50. Authorize the reimbursement of Community Development Commission expenditures in the amount of \$774,113.11 to the City of National City for the period of 10/27/10 through 11/02/10. (Finance)

NON CONSENT RESOLUTION

51. Resolution of the Community Development Commission of the City of National City authorizing the Chairman to execute the *Letter of Intent for Proposed Reorganization Processing Agreement between the City of Chula Vista and the City of National City and the Community Development Commission of the City of National City, Commonly referred to as the Straight Lining Project.* (City Manager) ****Companion Item #44****

52. A Resolution of the Community Development Commission of the City of National City (CDC) authorizing the Chairman to execute Amendment No. 5 to the Disposition and Development Agreement by and between the Community Development Commission and Constellation Property Group (A Avenue) LP, and accepting the conveyance and release of real property pursuant to said Amendment. (City Attorney) ****Companion Items #18, #40, #41****

NEW BUSINESS

53. Quarterly Report (Development Services)

STAFF REPORTS

54. Christmas Tree Recycling relocation from El Toyon Park to Las Palmas Park. (Public Works)

MAYOR AND CITY COUNCIL

55. Closed Session Report (City Attorney)

ADJOURNMENT

Regular City Council and Community Development Commission Meeting – Tuesday – December 7, 2010 – 6:00 p.m. - Council Chambers – National City, California.

(Please see attached Modified City Council Meeting Schedule)

**NOTICE OF MODIFIED
CITY COUNCIL MEETING SCHEDULE**

Please be advised that the City Council has adopted the following modified meeting schedule for November, December 2010 and January 2011.

2010

November 2 No Meeting
November 9 Meeting
November 23 Meeting
December 7 Meeting

2011

January 11 Meeting
January 25 Meeting

Beginning in February 2011, the normal City Council Meeting Schedule (the first and third Tuesday of the month) will resume.
