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

June 1, 2010

The Regular Meeting of the City Council and Community Development Commission of National City was called to order at 6:00 p.m. by Mayor / Chairman Ron Morrison.

ROLL CALL

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

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

Others present: City Treasurer Mitch Beauchamp and Student Representatives Michael Mendoza and Christina Dickey.

PLEDGE OF ALLEGIANCE TO THE FLAG BY MAYOR RON MORRISON

PUBLIC ORAL COMMUNICATIONS

City Treasurer Mitch Beauchamp encouraged the City Council to be very careful about using the City's reserve funds to balance its budget given the magnitude of the current economic crisis.

PRESENTATIONS

COUNCIL MEETING PRESENTATIONS 2010 (102-10-5)

1. City of National City, California Clean Air Award – Public Strategies
The Mayor, City Council and City were presented with the California
Smoke Free Air Award in recognition of its action to require all outside
dining areas in National City to be smoke free. The Chamber of
Commerce was awarded a Public Health Leadership Award for their
partnership efforts with the City.

COUNCIL MEETING PRESENTATIONS 2010 (102-10-5)

Certificates of Recognition and Appreciation
 Marisela Barron and Guadalupe Perez Barraza were honored and
 presented with certificates of appreciation for their civic commitment and
 bravery which resulted in the apprehension of a suspected assailant who
 attacked victims in both National City and Chula Vista.

PRESENTATIONS (cont.)

COUNCIL MEETING PRESENTATIONS 2010 (102-10-5)

National City Police Corporal Dan Nagle was honored and recognized for dedication to duty, alertness and tenacity resulting in the successful apprehension of the suspected violent assailant.

COUNCIL MEETING PRESENTATIONS 2010 (102-10-5)

3. The National City Chamber of Commerce 2010 recipients for Police, Fire and Teacher of the Year Awards were introduced and recognized.

Captain Brian Krepps - Fire Dept. - Employee of the Year 2010

Officer Chad Sakamoto - Police Dept. - Employee of the Year 2010

Engineer Michael Shoemaker – Fire Department – Employee of the Year 2010

Cristina Campbell - Sweetwater High School - Teacher of the Year 2010

Jason Haug - Granger Middle School - Teacher of the Year 2010

Maribel Hernandez – National City Middle School – Teacher of the Year 2010

Yen Dang Hagler – El Toyon Elementary School – Teacher of the Year 2010

PROCLAMATION

PROCLAMATION ADMIN (102-2-1)

Proclaiming June 1, 2010 as: "EUGENE AMANO DAY"

CITY COUNCIL

CONSENT CALENDAR

ADOPTION OF CONSENT CALENDAR. Item No. 5 (Minutes), Item No. 6 (NCMC), Item Nos. 7 through 12 (Resolution Nos. 2010-106 through 2010-111), Item Nos. 13 and 14 (Warrant Registers). Motion by Van Deventer, seconded by Zarate, to approve the Consent Calendar. Carried by unanimous vote.

CONSENT CALENDAR (cont.)

APPROVAL OF MINUTES

5. **SUBJECT:** Approval of the Minutes of the Regular City Council/Community Development Commission Meetings of March 16, 2010 and May 18, 2010. (City Clerk)

ACTION: Approved. See above.

MUNICIPAL CODE 2010 (506-2-25)

6. 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.

CONTRACT (C2009-49)

7. Resolution No. 2010-106. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY APPROVING THE SECOND AMENDMENT TO THE AGREEMENT BETWEEN THE CITY AND PROJECT DESIGN CONSULTANTS TO UPDATE THE 1996 HISTORIC RESOURCES SURVEY AS A PART OF THE COMPREHENSIVE GENERAL PLAN UPDATE FOR AN AMOUNT NOT TO EXCEED \$12,914.00 FOR FISCAL YEAR 2010-11. (Community Development) ACTION: Adopted. See above.

GRANT / PUBLIC SAFETY (206-4-27)

8. Resolution No. 2010-107. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AUTHORIZING THE 30-DAY REVIEW AND PUBLIC COMMENT OF THE POLICE DEPARTMENT'S GRANT APPLICATION FOR \$100,000 FROM 2010 CITIZEN'S OPTION FOR PUBLIC SAFETY (COPS) GRANT WITHOUT MATCHING FUNDS TOWARD THE PURCHASE OF A FIRE SUPPRESSION SYSTEM, MOBILE COMPUTER AIDED DISPATCH (CAD) SYSTEM, STORAGE SERVER FOR THE PUBLIC CAMERA SYSTEM, VEHICLE COMPUTER DOCKING STATIONS AND FUNDING FOR THE SAN DIEGO REGIONAL COMPUTER FORENSICS LAB. (Police)

ACTION: Adopted. See above.

CONSENT CALENDAR (cont.)

CONTRACT (C2010-30)

Resolution No. 2010-108. RESOLUTION OF THE CITY COUNCIL OF 9. THE CITY OF NATIONAL CITY WAIVING THE BID PROCESS AND AUTHORIZING THE PURCHASE AND INSTALLATION OF A 3C'S VEHICLE RECEIVER SYSTEM AND RELATED COMMAND HARDWARE FOR THE POLICE DEPARTMENT FOR THE NOT TO VISLINK-PACIFIC EXCEED AMOUNT OF \$28,480.00 WITH RESEARCH AND THUNDERWORKS MOBILE MICROWAVE ENGINEERING/TW MOBILE. (Police)

ACTION: Adopted. See above.

CONTRACT (C2010-23)

10. Resolution No. 2010-109. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH CDWG, INC. IN THE AMOUNT OF \$89,344.20 TO INSTALL AND CONFIGURE NETWORK STORAGE INFRASTRUCTURE. (Continued from Council Meeting of 5-18-10) (MIS / City Manager)

ACTION: Adopted. See above.

CONTRACT (C2004-20)

11. Resolution No. 2010-110. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AUTHORIZING THE MAYOR TO EXECUTE AN AMENDMENT TO AN AGREEMENT WITH MAYER HOFFMAN MCCANN, P.C., IN THE AMOUNT OF \$62,056 FOR INDEPENDENT AUDITING SERVICES FOR FISCAL YEAR ENDING JUNE 30, 2011. (Finance)

ACTION: Adopted. See above.

CONTRACT (C2009-60)

12. Resolution No. 2010-111. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY RATIFYING THE ACCEPTANCE OF AN AMENDMENT IN THE AMOUNT OF \$135,000 FOR CAMP WINGS, INCREASING THE TOTAL AMOUNT OF THE WINGS OPERATING AGREEMENT FROM \$979,698 TO \$1,114,698 FOR FISCAL YEAR 2009-10. (Library)

ACTION: Adopted. See above.

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

13. Warrant Register #44 for the period of 04/28/10 through 05/04/10 in the amount of \$2,447,015.70. (Finance)

ACTION: Ratified. See above.

CONSENT CALENDAR (cont.)

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

14. Warrant Register #45 for the period of 05/05/10 through 05/11/10 in the amount of \$5,939,300.39. (Finance)

ACTION: Ratified. See above.

PUBLIC HEARING

POLICE PUBLIC SAFETY CAMERA SYSTEM (302-3-3)

15. Continued Public Hearing from Council Meeting 5-18-2010 - Proposal to install red light cameras at various intersections throughout the City with the following locations under consideration: Plaza Blvd. /Euclid Ave.; Highland Ave./30th St.; Paradise Valley Rd./8th St.; Highland Ave./8th St.; and Highland Ave./Plaza Blvd. The public and interested parties have been invited to appear at this meeting to be heard at this public meeting or in written correspondence delivered to the City Clerk or to the City Council at, or prior to the Public Hearing. (Police) **Companion Item #20**

RECOMMENDATION: Recommends approval.

TESTIMONY: Alfonso Hernandez, National City, spoke in support of the proposal.

Mr. Bill Goulet, National City, submitted written correspondence in opposition to the red light camera proposal. (Copy on file in the Office of the City Clerk)

ACTION: Motion by Van Deventer, seconded by Zarate, to close the Public Hearing. Carried by unanimous vote.

Item No. 20 was taken up next.

NON CONSENT RESOLUTIONS

CONTRACT (C2010-25)

POLICE PUBLIC SAFETY CAMERA SYSTEM (302-3-3)

20. Resolution No. 2010-114. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AUTHORIZING APPROVAL OF AN AGREEMENT FOR RED LIGHT PHOTO ENFORCEMENT CAMERAS WITH REDFLEX TRAFFIC SYSTEMS, INC. FOR A RED LIGHT PHOTO ENFORCEMENT PROGRAM AND WAIVING THE FORMAL BID PROCESS. (Continued from Council Meeting of 5/18/10) (City Manager /Police) **Companion Item #15**

RECOMMENDATION: Adopt the Resolution.

TESTIMONY: None.

ACTION: Motion by Van Deventer, seconded by Zarate, to have the City Manager negotiate contract and bring back no-cost option if possible. Carried by unanimous vote.

PUBLIC HEARINGS

ABATEMENT WEED 2010 (402-3-9)

16. Public Hearing – Weed Abatement. (Fire) **Companion Item #18** **RECOMMENDATION:** City Council by resolution approves the report and account as submitted or as modified or corrected by City Council.

TESTIMONY: None.

ACTION: Motion by Van Deventer, seconded by Zarate, to close

the Public Hearing. Carried by unanimous vote.

ORDINANCE FOR ADOPTION

MUNICIPAL CODE 2010 (506-2-25)

17. AN ORDINANCE AMENDING THE CITY OF NATIONAL CITY MUNICIPAL CODE BY ADDING CHAPTER 4.70 RELATING TO RECOVERING COSTS FOR THE DEPLOYMENT OF EMERGENCY SERVICES BY THE NATIONAL CITY FIRE DEPARTMENT. (Continued from Council Meeting of 5/18/10) (Fire)

RECOMMENDATION: Adopt the Ordinance.

TESTIMONY: None.

ACTION: Motion by Sotelo-Solis, seconded by Van Deventer, to

adopt the Ordinance. Carried by unanimous vote.

NON CONSENT RESOLUTIONS

ABATEMENT WEED 2010 (402-3-9)

18. Resolution No. 2010-112. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AUTHORIZING THE APPROVAL OF WEED ABATEMENT PUBLIC HEARING FINDINGS. (Fire) **Companion Item #16**

RECOMMENDATION: Adopt the Resolution.

TESTIMONY: None.

ACTION: Motion by Sotelo-Solis, seconded by Van Deventer, to

adopt the Resolution. Carried by unanimous vote.

NON CONSENT RESOLUTIONS (cont.)

CONTRACT (C2010-24)

19. Resolution No. 2010-113. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY TO WAIVE THE FORMAL BID PROCESS AND AUTHORIZE THE MAYOR TO SIGN A SERVICE AGREEMENT BETWEEN THE CITY OF NATIONAL CITY AND FIRE RECOVERY USA, LLC FOR IMPLEMENTING A COST RECOVERY PROGRAM. (Continued from Council Meeting of 5/18/10) (Fire)

RECOMMENDATION: Adopt the Resolution.

TESTIMONY: None.

ACTION: Motion by Van Deventer, seconded by Zarate, to adopt

the Resolution. Carried by unanimous vote.

CONTRACT (C2010-25)

POLICE PUBLIC SAFETY CAMERA SYSTEM (302-3-3)

20. Resolution No. 2010-114. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AUTHORIZING APPROVAL OF AN AGREEMENT FOR RED LIGHT PHOTO ENFORCEMENT CAMERAS WITH REDFLEX TRAFFIC SYSTEMS, INC. FOR A RED LIGHT PHOTO ENFORCEMENT PROGRAM AND WAIVING THE FORMAL BID PROCESS. (Continued from Council Meeting of 5/18/10) (City Manager /Police) **Companion Item #15**

ACTION: Taken up earlier. See above.

CONTRACT (C2010-26)

LABOR RELATIONS MEA MOU 2010 (605-4-10)

21. Resolution No. 2010-115. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY MODIFYING THE CONTRIBUTION RATES TO THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM BY DECREASING THE CITY'S CONTRIBUTION AND INCREASING TO THREE PERCENT THE MEMBER CONTRIBUTION PAID BY THE CITY OF NATIONAL CITY'S MISCELLANEOUS EMPLOYEES REPRESENTED BY THE MUNICIPAL EMPLOYEES' ASSOCIATION. (Human Resources)

RECOMMENDATION: Adopt the Resolution.

TESTIMONY: None.

ACTION: Motion by Zarate, seconded by Van Deventer, to adopt the Resolution. Carried by the following vote, to-wit: Ayes: Morrison, Van Deventer, Zarate. Nays: Sotelo-Solis. Absent: None. Abstain: None.

NON CONSENT RESOLUTIONS (cont.)

LABOR RELATIONS CONFIDENTIAL EMPLOYEES 2007 - 2012 (605-5-6)

22. Resolution No. 2010-116. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY MODIFYING THE CONTRIBUTION RATES TO THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM BY DECREASING THE CITY'S CONTRIBUTION AND INCREASING TO THREE PERCENT THE MEMBER CONTRIBUTION PAID BY THE CITY OF NATIONAL CITY'S MISCELLANEOUS EMPLOYEES, CONFIDENTIAL EMPLOYEE GROUP SUBSET. (Human Resources) RECOMMENDATION: Adopt the Resolution.

TESTIMONY: None.

ACTION: Motion by Van Deventer, seconded by Zarate, to adopt the Resolution. Carried by unanimous vote.

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

23. Resolution No. 2010-117. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY MODIFYING THE CONTRIBUTION RATES TO THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM BY DECREASING THE CITY'S CONTRIBUTION AND INCREASING TO FIVE PERCENT THE MEMBER CONTRIBUTION PAID BY THE CITY OF NATIONAL CITY'S MISCELLANEOUS EMPLOYEES, MANAGEMENT EMPLOYEE GROUP SUBSET, EFFECTIVE JULY 1, 2010 AND INCREASING TO 8% JULY 1, 2011. (Human Resources)

RECOMMENDATION: Adopt the Resolution.

TESTIMONY: None.

ACTION: Motion by Van Deventer, seconded by Zarate, to adopt the Resolution. Carried by unanimous vote.

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

24. Resolution No. 2010-118. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY MODIFYING THE CONTRIBUTION RATES TO THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM BY DECREASING THE CITY'S CONTRIBUTION AND INCREASING TO SIX PERCENT THE MEMBER CONTRIBUTION PAID BY THE CITY OF NATIONAL CITY'S MISCELLANEOUS EMPLOYEES, EXECUTIVE EMPLOYEE GROUP SUBSET EFFECTIVE JULY 1, 2010 AND INCREASING TO 8% EFFECTIVE JULY 1, 2011. (Human Resources) RECOMMENDATION: Adopt the Resolution.

TESTIMONY: None.

ACTION: Motion by Van Deventer, seconded by Zarate, to adopt the Resolution. Carried by unanimous vote.

NON CONSENT RESOLUTIONS (cont.)

LABOR RELATIONS MAYOR / COUNCIL (605-8-1)

25. Resolution No. 2010-119. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY CONFIRMING INDIVIDUAL COUNCILMEMBERS' AND THE MAYOR'S VOLUNTARY WAIVER OF A TOTAL OF FIVE PERCENT OF THE PUBLIC EMPLOYEES RETIREMENT SYSTEM (PERS) CONTRIBUTION PAID BY THE CITY OF NATIONAL CITY EFFECTIVE JULY 1, 2010, AND INCREASING TO 8% EFFECTIVE JULY 1, 2011. (City Attorney)

RECOMMENDATION: Adopt the Resolution.

TESTIMONY: None.

ACTION: Motion by Van Deventer, seconded by Zarate, to adopt

the Resolution. Carried by unanimous vote.

LABOR RELATIONS CITY CLERK (605-9-1) LABOR RELATIONS CITY TREASURER (605-10-1)

26. Resolution No. 2010-120. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY MODIFYING THE CONTRIBUTION RATES TO THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM BY DECREASING THE CITY'S CONTRIBUTION AND INCREASING TO FIVE PERCENT THE MEMBER CONTRIBUTION PAID BY THE CITY OF NATIONAL CITY'S MISCELLANEOUS EMPLOYEES, ELECTED OFFICIAL EMPLOYEE GROUP SUBSET EFFECTIVE JULY 1, 2010 AND INCREASING TO 8% EFFECTIVE JULY 1, 2011. (Human Resources)

RECOMMENDATION: Adopt the Resolution.

TESTIMONY: None.

ACTION: Motion by Van Deventer, seconded by Zarate, to adopt

the Resolution. Carried by unanimous vote.

NEW BUSINESS

TEMPORARY USE PERMITS 2010 (203-1-26)

27. Temporary Use Permit – American Cancer Society's National City Relay for Life at Kimball Park from August 14th starting at 10 a.m. and concludes August 15th at 10 a.m. This is a City co-sponsored event eligible to maximum fee waiver of \$1,500.00 pursuant to City Council Policy #804. (Neighborhood Services)

RECOMMENDATION: Approve the application for a Temporary Use Permit subject to compliance with all conditions of approval with a waiver of fees totaling \$1,500.00.

TESTIMONY: None.

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

COMMUNITY DEVELOPMENT COMMISSION

CONSENT CALENDAR

ADOPTION OF CONSENT CALENDAR. Item Nos. 28 and 29 (Warrant Registers). Motion by Van Deventer, seconded by Sotelo-Solis, to approve the Consent Calendar. Carried by unanimous vote.

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

28. Authorize the reimbursement of Community Development Commission expenditures in the amount of \$837,768.18 to the City of National City for the period of 04/28/10 through 05/04/10. (Finance)

ACTION: Approved. See above.

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

29. Authorize the reimbursement of Community Development Commission expenditures in the amount of \$5,198,095.41 to the City of National City for the period of 05/05/10 through 05/11/10. (Finance)

ACTION: Approved. See above.

NEW BUSINESS

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

30. Amortization Update: Initiation of block by block focus effort in the Westside (Old Town) beginning with blocks surrounding Kimball Elementary School. (Community Development)

RECOMMENDATION: None.
TESTIMONY: None.
ACTION: No action taken.

STAFF REPORTS

ENGINEERNG DEPT - GRANTS / REPORTS ADMIN (1104-1-1)

31. Coolidge Avenue Safe Routes to School Project. (Engineering /Development Services)
City Traffic Engineer Steve Manganiello reported on receipt of a \$730,000 Federal Safe Routes to Schools Grant. The safety enhancement/ streetscape improvement project is slated for construction in approximately one year.

CLOSED SESSION REPORT (509-1-4)

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

MAYOR AND CITY COUNCIL

Student Council Representative Michael Mendoza spoke in support of the red light camera project and reported that after graduation from Sweetwater High School on June 4th, he would be attending Stanford University majoring in Electrical or Mechanical Engineering.

Student Representative Christina Dickey reported that she will be attending UC Davis with plans to major in Biochemistry or Molecular Biology.

Member Sotelo-Solis invited everyone to attend Saint Anthony's Church Centennial celebration on June 5th and 6th and expressed admiration and best wishes to the student representatives.

Member Zarate said it was a very exciting meeting honoring citizens and police and fire personnel and teachers. She extended wishes to the departing student representatives and reminded everyone that St. Anthony's Centennial will also include a rummage sale.

Member Van Deventer announced that the Kiwanis Club of Sweetwater would also be having a rummage sale on Saturday morning, the proceeds of which will benefit the youth of the community.

Mayor Morrison highlighted the events of the past weekend including the Filipino Fair and the Memorial Day celebration at La Vista Cemetery.

ADJOURNMENT

Motion by Van Deventer, seconded by Zarate, to adjourn the meeting to the next Adjourned Regular City Council and Community Development Commission Budget Workshop Meeting to be held Tuesday, June 8, 2010 at 6:00 p.m. at the Council Chambers, National City, California. Carried by unanimous vote.

Dispensing of the Regular City Council and Community Development Commission Meeting of June 15, 2010 and Adjourning to an Adjourned Regular City Council and Community Development Commission Meeting - Tuesday - June 22, 2010 - 6:00 p.m. - Council Chambers - National City, California.

The meeting closed at 7:35 p.m.

City Clerk / Recording Secretary

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The foregoing minutes were approved at the Regular Meeting of June 22, 2010.

Mayor / CDC Chairman

EXHIBIT 'L'



AGENDA OF A SPECIAL MEETING CITY COUNCIL OF THE CITY OF NATIONAL CITY & COMMUNITY DEVELOPMENT COMMISSION OF THE CITY OF NATIONAL CITY

Council Chambers
Civic Center
1243 National City Boulevard
National City, California

Special Meeting - Tuesday, June 1, 2010 - 5:00 p.m.

ROLL CALL

OPEN SESSION

1. Real Property Transaction. 1.34 acres on National City Boulevard commonly referred to as the RCP Site (APN 562-321-08)

CLOSED SESSION

2. <u>Conference with Real Property Negotiator</u> – Government Code Section 54956.8 Property: 1.34 acres on National City Boulevard commonly referred to as the

RCP Site (APN 562-321-08)

Agency Negotiator: Brad Raulston

Negotiating Parties: Colton Sudberry for the Sudberry Group

Under Negotiation: Price and Terms of Payment

3. <u>Public Employee Performance Evaluation</u> – Government Code Section 54957

Title: City Attorney

ADJOURNMENT

Next Regular City Council / CDC Meeting - Tuesday, June 1, 2010, 6:00 p.m., Council Chambers, Civic Center