

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

September 16, 2008

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, Natividad, Parra, Ungab, Zarate.

Administrative Officials present: Babaki, Baker, Dalla, Deese, Eiser, Juniel, Post, Raulston, Rodriguez, Smith, Stevenson, Williams, Zapata.

PLEDGE OF ALLEGIANCE TO THE FLAG BY MAYOR RON MORRISON

OFF AGENDA ITEM

SUBJECT: Mayor Morrison requested to add an Off-Agenda Item regarding designation of a delegate to the League of Cities.

ACTION: Motion by Parra, seconded by Ungab, to add the item onto the Agenda as Item No. 17a. Carried by unanimous vote.

PUBLIC ORAL COMMUNICATIONS

County Supervisor Greg Cox presented a proclamation for National City Week.

Alfonso Hernandez, National City, criticized the quality of work being done on the street resurfacing project and suggested parking modification near "A" Avenue.

Jose Medina, National City, extended an invitation to a candidates' forum to be held on September 24th at Kimball School.

Bill Goulet, National City, expressed his views on the sales tax measure.

Jacqueline Reynoso, Executive Director of the Chamber of Commerce, requested the City Council take a formal position on Proposition "B" dealing with a proposed use of Port District property.

Member Natividad left the Council Chamber at 6:25 p.m.

CITY COUNCIL

PROCLAMATION

PROCLAMATION ADMIN (102-2-1)

1. **SUBJECT:** Proclamation of the City of National city proclaiming the month of September 2008 as: “**NATIONAL PREPAREDNESS MONTH**”

PRESENTATIONS

PERSONNEL RECOGNITION / APPRECIATION ADMIN (604-2-1)

2. **SUBJECT:** Employee of the Month - September 2008 – Michael Mejia - Firefighter
3. **SUBJECT:** Recognizing Twenty-Five Years of Service – Miguel A Diaz, Parks Superintendent

CONSENT CALENDAR

ADOPTION OF CONSENT CALENDAR. Item No. 4 (Minutes), Items No. 5 through 15 (Resolutions No. 2008-187 through 2008-197), Items No. 16 and 17 (Warrant Registers). Motion by Parra, seconded by Ungab, to continue Items No. 6 and 8 and approve the remainder of the Consent Calendar. Carried by the following vote, to-wit: Ayes: Morrison, Ungab, Parra, Zarate. Nays: None. Absent: Natividad. Abstain: None.

APPROVAL OF MINUTES

4. **SUBJECT:** Approval of the Minutes of the Regular City Council/Community Development Commission Meeting of August 19, 2008. (City Clerk)
ACTION: Approved. See above.

CONTRACT (C2008-28)

5. Resolution No. 2008-187. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY APPROVING AMENDMENT NUMBER ONE TO THE ORIGINAL CONTRACT AGREEMENT (RESOLUTION NO. 2008-96) BETWEEN THE CITY OF NATIONAL CITY AND CITY OF CHULA VISTA FOR AN ADDITIONAL AMOUNT OF \$275,000 (NOT-TO-EXCEED) TO PROVIDE ADDITIONAL CONSTRUCTION ENGINEERING, MANAGEMENT, AND INSPECTION SERVICES FOR THE NATIONAL CITY'S MAJOR ACTIVE PROJECTS AND AUTHORIZING THE MAYOR TO EXECUTE THE AMENDMENT TO AGREEMENT. (Funding will be through TransNet, Traffic Congestion Relief, Tax Increment Dollars and General Funds) (Engineering)
ACTION: Adopted. See above.

CONSENT CALENDAR (cont.)

CONTRACT (C2008-10)

6. Resolution No. 2008-188. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY RATIFYING THE CHANGE ORDER NOS. 3, 16, 17, 18, AND 24 IN THE AMOUNT OF \$65,644.63 WITH M.A. STEVENS CONSTRUCTION FOR THE NATIONAL CITY FORMER LIBRARY REMODEL PROJECT AND ALLOCATING FUNDS IN THE NOT-TO-EXCEED AMOUNT OF \$275,000 FOR ADDITIONAL WORK TO COMPLETE THE PROJECT. (Funding will be through Tax Increment Funds) (Engineering)

ACTION: Continued. See above.

DONATIONS RECEIVED (209-1-4)

7. Resolution No. 2008-189. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AUTHORIZING THE NATIONAL CITY FIRE DEPARTMENT TO ACCEPT TWO PROJECTION TELEVISIONS DONATED BY SONY CORPORATION FOR FIREFIGHTING EFFORTS. (Fire)

ACTION: Adopted. See above.

CONTRACT (C98-46)

8. Resolution No. 2008-190. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AUTHORIZING THE MAYOR TO SIGN AN AGREEMENT FOR FIRE PROTECTION AND EMERGENCY MEDICAL SERVICES FOR THE LOWER SWEETWATER FIRE PROTECTION DISTRICT FOR AT LEAST \$170,540.44 PER YEAR. (Fire)

ACTION: Continued. See above.

POLITICAL SUPPORT ADMIN (102-4-1)

9. Resolution No. 2008-191. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY OPPOSING PROPOSITION "A" ON THE NOVEMBER 2008 BALLOT, THE COUNTY OF SAN DIEGO INITIATIVE MEASURE THAT WOULD IMPOSE A COUNTY-WIDE PARCEL TAX FOR REGIONAL AND LOCAL FIRE PROTECTION. (City Attorney)

ACTION: Adopted. See above.

CONTRACT (C2007-5)

10. Resolution No. 2008-192. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT FOR GRANT FUNDS IN THE AMOUNT OF \$100,000 FROM THE COUNTY OF SAN DIEGO FOR THE COMPLETION OF THE SOCCER PROJECT AT KIMBALL PARK. (Community Services)

ACTION: Adopted. See above.

CONSENT CALENDAR (cont.)

KIMBALL PARK ADMIN (702-1-1)

11. Resolution No. 2008-193. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY MEMORIALIZING THE APPROPRIATION OF \$339,000 TO SUPPLEMENT EXISTING FUNDING FROM PARKS AND RECREATIONAL CAPITAL OUTLAY FUND FOR COMPLETION OF THE SOCCER PROJECT AT KIMBALL PARK FOR A PROJECT TOTAL OF \$621,044.15. (Community Services)

ACTION: Adopted. See above.

CONTRACT (C2008-69)

12. Resolution No. 2008-194. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT IN THE AMOUNT OF \$44,887 WITH GRANICUS INC. TO PROVIDE MANAGED SERVICES WITH UNLIMITED BANDWIDTH FOR VIDEO LIVECASTS OF CITY COUNCIL MEETINGS. (MIS)

ACTION: Adopted. See above.

FINANCIAL MANAGEMENT 2007-2008 (204-1-23)

13. Resolution No. 2008-195. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY APPROVING AN ADDITIONAL APPROPRIATION OF \$150,000 FROM THE FISCAL YEAR 2007-2008 GENERAL FUND UNDESIGNATED FUND BALANCE FOR THE BUILDING AND SAFETY DEPARTMENT'S STAFF AND CONSULTANT SERVICES EXPENDITURES. (Community Development)

ACTION: Adopted. See above.

EQUIPMENT PURCHASE ADMIN (209-1-1)

14. Resolution No. 2008-196. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY WAIVING THE BID PROCESS AND AUTHORIZING THE PURCHASE OF LOW-EMISSION CONSTRUCTION EQUIPMENT TO REPLACE OUR NON CONFORMING DIESEL EQUIPMENT. THIS PURCHASE MUST BE SOLE SOURCE FROM A STATE APPROVED VENDOR AT THE TOTAL COST OF \$496,769 WITH \$394,650 PAID BY A REIMBURSABLE GRANT FROM THE CALIFORNIA AIR RESOURCES BOARD. The City will need to provide matching funds totaling \$102,119. (Public Works)

ACTION: Adopted. See above.

CONSENT CALENDAR (cont.)

BUDGET FY 2008-2009 (206-1-24)

15. Resolution No. 2008-197. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY ADOPTING THE BUDGET FOR THE 2008-2009 FISCAL YEAR. (Finance) **Continued from Council meeting of 9-2-08**

ACTION: Adopted. See above.

WARRANT REGISTER JULY 2008 – JUNE 2009 (202-1-23)

16. Warrant Register #8 for the period of 08/13/08 through 08/19/08 in the amount of \$1,307,468.37. (Finance)

ACTION: Ratified. See above.

WARRANT REGISTER JULY 2008 – JUNE 2009 (202-1-23)

17. Warrant Register #9 for the period of 08/20/08 through 08/26/08 in the amount of \$1,598,941.75. (Finance)

ACTION: Ratified. See above.

LEAGUE OF CA CITIES ADMIN (104-2-1)

- 17a. **SUBJECT:** Designation of delegate to the annual League of CA Cities meeting.

ACTION: Motion by Parra, seconded by Zarate, to designate Member Natividad as delegate. Carried by the following vote, to-wit: Ayes: Morrison, Ungab, Parra, Zarate. Nays: None. Absent: Natividad. Abstain: None.

NON CONSENT RESOLUTIONS

COUNCIL POLICY MANUAL (102-13-1)

18. Resolution No. 2008-198. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY ESTABLISHING CITY COUNCIL POLICY NO. 805 PERTAINING TO FACILITY USE GUIDELINES AND REGULATIONS FOR USE OF THE KIMBALL SENIOR CENTER, CASA DEL SALUD, AND RECREATION CENTERS. (Community Services)

RECOMMENDATION: Adopt the Resolution.

TESTIMONY: None.

ACTION: Motion by Parra, seconded by Ungab, to approve staff recommendation including a change to insurance requirements. Carried by the following vote, to-wit: Ayes: Morrison, Ungab, Parra, Zarate. Nays: None. Absent: Natividad. Abstain: None.

NON CONSENT RESOLUTIONS (cont.)

COUNCIL POLICY MANUAL (102-13-1)

19. Resolution No. 2008-199. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY REVISING CITY COUNCIL POLICY NO. 803 PERTAINING TO FACILITY USE GUIDELINES AND REGULATIONS FOR THE USE OF THE MARTIN LUTHER KING JR. COMMUNITY CENTER AND GRANGER HALL. (Community Services)

RECOMMENDATION: Adopt the Resolution.

TESTIMONY: None.

ACTION: Motion by Parra, seconded by Zarate, to approve staff recommendation including a change to insurance requirements.

Carried by the following vote, to-wit: Ayes: Morrison, Ungab, Parra, Zarate. Nays: None. Absent: Natividad. Abstain: None.

NEW BUSINESS

TEMPORARY USE PERMITS 2008 (203-1-24)

20. **SUBJECT:** Temporary Use Permit – St. Mary’s Fall Festival & Fund Raiser hosted by St. Mary’s Church on October 5, 2008 at the parish grounds located at 8th & “E” Street from 7 a.m. to 6:30 p.m. with no waiver of fees. (Neighborhood Services)

RECOMMENDATION: Approve the application for a Temporary Use Permit subject to compliance with all conditions of approval with no waiver of fees.

TESTIMONY: None.

ACTION: Motion by Parra, seconded by Ungab, to approve staff recommendation and for staff to review the fire permit charge.

Carried by the following vote, to-wit: Ayes: Morrison, Ungab, Parra, Zarate. Nays: None. Absent: Natividad. Abstain: None.

TEMPORARY USE PERMITS 2008 (203-1-24)

21. **SUBJECT:** Temporary Use Permit – National City Public Safety Fair hosted by the Police, Fire, and Community Services Department on October 11, 2008 from 10 a.m. to 2 p.m. at Kimball Park. (Neighborhood Services)

RECOMMENDATION: Approve the application for a Temporary Use Permit subject to compliance with all conditions of approval with a waiver of fees.

TESTIMONY: None.

ACTION: Motion by Zarate, seconded by Parra, to approve staff recommendation. Carried by the following vote, to-wit: Ayes:

Morrison, Ungab, Parra, Zarate. Nays: None. Absent: Natividad. Abstain: None.

NEW BUSINESS (cont.)

TEMPORARY USE PERMITS 2008 (203-1-24)

22. **SUBJECT:** Temporary Use Permit – Dia de la Mujer Latina Festival hosted by San Diego MANA on October 25, 2008 from 11 a.m. to 4 p.m. at Kimball Park with no waiver of fees. (Neighborhood Services)

RECOMMENDATION: Approve the application for a Temporary Use Permit subject to compliance with all conditions of approval with no waiver of fees.

TESTIMONY: None.

ACTION: Motion by Parra, seconded by Zarate, to approve staff recommendation. Carried by the following vote, to-wit: Ayes: Morrison, Ungab, Parra, Zarate. Nays: None. Absent: Natividad. Abstain: None.

COMMUNITY DEVELOPMENT COMMISSION

CONSENT CALENDAR

ADOPTION OF CONSENT CALENDAR. Item No. 23 (Warrant Register), Item No. 24 (Resolution No. 2008-200). Motion by Parra, seconded by Zarate, to approve the Consent Calendar. Carried by the following vote, to-wit: Ayes: Morrison, Ungab, Parra, Zarate. Nays: None. Absent: Natividad. Abstain: None.

WARRANT REGISTER JULY 2008 – JUNE 2009 (202-1-23)

23. Warrant Register for the period of 08/15/08 through 08/28/08 in the amount of \$132,981.01. (Community Development Commission/Finance)

ACTION: Ratified. See above.

BUDGET FY 2008-2009 (206-1-24)

24. Resolution No. 2008-200. RESOLUTION OF THE COMMUNITY DEVELOPMENT COMMISSION OF THE CITY OF NATIONAL CITY (CDC) ADOPTING THE BUDGET FOR THE 2008-2009 FISCAL YEAR. (Finance) **Continued from Council meeting of 9-2-08**

ACTION: Adopted. See above.

NON CONSENT RESOLUTION

CONTRACT (C2008-70)

CHAMBER OF COMMERCE ADMIN (109-6-1)

25. Resolution No. 2008-201. RESOLUTION OF THE COMMUNITY DEVELOPMENT COMMISSION OF THE CITY OF NATIONAL CITY (CDC) AUTHORIZING THE EXECUTIVE DIRECTOR TO NEGOTIATE AND ENTER INTO AN AGREEMENT FOR \$120,000 WITH THE NATIONAL CITY CHAMBER OF COMMERCE (NCCC) TO ADMINISTER THE CITY'S ECONOMIC DEVELOPMENT PROGRAMS FOR \$50,000 AND UP TO \$70,000 TO RETIRE THE BUILDING DEBT ON THE NATIONAL CITY CHAMBER OF COMMERCE OFFICE BUILDING. (Community Development)

RECOMMENDATION: 1. Direct the Executive Director to negotiate and enter into an Agreement with the National City Chamber of Chamber to administer the City's Economic Development Programs and to retire the debt on the Chamber of Commerce office building. 2. Adopt a Resolution approving the designation of \$50,000 from the Economic Development budget for the administration of the City's economic development programs by the National City Chamber of Commerce and 2) provide funds up to \$70,000 to retire debt, contingent upon demonstration of the Chamber raising matching funds of \$70,000.

TESTIMONY: None.

ACTION: Motion by Parra, seconded by Zarate, to adopt the Resolution and direct staff to report back on anticipated savings, provide information on the Chamber's ability to perform the tasks and schedule a six month City Council review. Carried by the following vote, to-wit: Ayes: Morrison, Ungab, Parra, Zarate. Nays: None. Absent: Natividad. Abstain: None.

NEW BUSINESS

None.

STAFF REPORTS

ENGINEERING DEPT – GRANTS / REPORT ADMIN (1104-1-1)

26. **SUBJECT:** Update Council on the City of National City's Capital Improvement Program (CIP) project selection criteria. (Engineering)

RECOMMENDATION: Review report and advise staff.

TESTIMONY: None.

ACTION: Filed.

CLOSED SESSION REPORT (509-1-4)

City Council / CDC Attorney George Eiser stated there was nothing to report from the Special Meeting Closed Session held at 5:00 p.m. (See attached Exhibit 'L')

MAYOR AND CITY COUNCIL

Member Parra thanked staff for the new updated website update and reminded everyone about the Chamber of Commerce breakfast meeting.

Member Ungab requested a report on pollution from Interstate highway 5.

Member Zarate commented on the ribbon cutting ceremony for Mariscos Choys restaurant and encouraged people to patronize local businesses.

Mayor Morrison noted the opening of the Police Storefront office at Plaza Bonita Center and reviewed remaining National City Week events including the El Grito event in Kimball Park; City Birthday Party; mini-taste of National City; State of the City address; the ground breaking for the soccer field and ribbon cutting for the skate park facility. The Mayor also reported on the recent four-hour Fox Channel 5 Morning Show segment that highlighted National City.

ADJOURNMENT

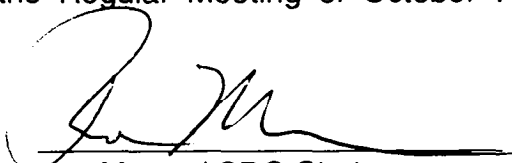
ACTION: Motion by Parra, seconded by Ungab, to adjourn the meeting to the next Regular Meeting of the City Council and Community Development Commission to be held Tuesday, October 7, 2008 at 6:00 p.m., Council Chamber, Civic Center. Carried by the following vote, to-wit: Ayes: Morrison, Ungab, Parra, Zarate. Nays: None. Absent: Natividad. Abstain: None.

The meeting closed at 7:13 p.m.



City Clerk / Recording Secretary

The foregoing minutes were approved at the Regular Meeting of October 7, 2008.



Mayor / CDC Chairman

**TAPE RECORDINGS OF EACH CITY COUNCIL AND
COMMUNITY DEVELOPMENT COMMISSION MEETINGS
ARE AVAILABLE FOR SALE IN THE CITY CLERK'S OFFICE.**

EXHIBIT 'L'

**AGENDA OF A SPECIAL MEETING
City Council of the City of National City
Community Development Commission of the City of National City
Large Conference Room
Civic Center
1243 National City Boulevard
National City, California
Tuesday – September 16, 2008 – 5:00 P.M.**

OPEN TO THE PUBLIC

ROLL CALL

COMMUNITY DEVELOPMENT COMMISSION

BUSINESS

1. REPORT ON REAL PROPERTY TRANSACTION; EXCHANGE OF LAND WITH CITY OF CHULA VISTA

302.48 acres of property currently within National City of which 267.12 are identified as follows:

A.P.N.s: 562-310-45, 562-310-57, 562-310-59, 562-310-65, 562-310-66, 562-310-67, 562-310-68, 562-310-69, 562-310-70, 562-310-71, 562-310-72, 562-310-73, 562-310-79, 562-323-31, 562-323-32, 562-323-35, 760-050-08, 760-050-09; and approximately 35.36 acres that are generally unimproved lots adjacent to these identified parcels.

CLOSED SESSION

CONFERENCE WITH PROPERTY NEGOTIATOR

Government Code Section 54956.8

Property: Property currently within the jurisdiction of National City, which would fall within Chula Vista if a boundary reorganization occurs.
302.48 acres (see above description).

Agency Negotiator: Chris Zapata, Brad Raulston

Negotiating Parties: City of Chula Vista

Under Negotiation: Terms of tax sharing and exchange

CITY COUNCIL

CLOSED SESSION

LIABILITY CLAIM

Government Code Section 54956.95

Worker's Compensation Claim

Agency Claimed Against: City of National City

ADJOURNMENT

Adjourned Regular City Council/CDC Meeting – Tuesday, September 16, 2008 - 6:00 p.m. - Council Chambers, Civic Center