

**Agenda Of A Regular Meeting – National City City Council  
of the City of National City**

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

**Regular Meeting – Tuesday – March 20, 2012 – 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 of the City of National City 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 of the City of National City 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 of the City of National City action must be brought back on a subsequent Council of the City of National City 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 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

**CITY COUNCIL**

**PROCLAMATION**

1. Proclaiming Tuesday, March 27, 2012 as: **EDCO'S 45<sup>TH</sup> ANNIVERSARY DAY!**

**PRESENTATIONS**

2. Employee of the Month of March, 2012 – Wayne Stewart, Custodian – Public Works
3. Applicant Presentations for 2012-2013 HOME Investment Partnerships Program Funding. (Administrative Services, Housing and Grants) \*\*Companion Item #20\*\*

**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.

4. Approval of the Minutes of the Regular National City City Council/Successor Agency to the Community Development Commission as the National City Redevelopment Agency/Community Development Commission-Housing Authority of the City of National City of February 21, 2012. (City Clerk)
5. Resolution of the City Council of the City of National City awarding a contract to Palm Engineering in the amount not-to-exceed \$187,212.90 and authorizing a 10% contingency in the amount of \$18,721 for any unforeseen changes to the project for the National City Drainage Improvements Project, Specification 11-07. (Funded CDBG & Gas Tax) (Development Services/Engineering)

**CONSENT CALENDAR (Cont.)**

6. Resolution of the City Council of the City of National City approving and authorizing the Mayor to execute the First Amendment to the Agreement with Safdie Rabines Architects for architectural services to design the National City Aquatic Center in the not-to-exceed amount of \$61,853 [2011 Tax Allocations Bonds (Capital)]. (Engineering)
7. Resolution of the City Council of the City of National City approving the First Amendment to the Agreement between the City of National City and D-Max Engineering, Inc., in the amount of \$32,824 for Fiscal Year 2011-2012 and \$30,153 per Fiscal Year 2012-2013 and 2013-2014 to provide assistance with implementation of the State Mandated Fats, Oils and Grease (FOG) Program. (Funded by Sewer Fund) (Engineering)
8. Resolution of the City Council of the City of National City authorizing an appropriation of funding from un-appropriated Sewer Fund balance in the amount of \$459,517 to cover shortage of the original appropriation needed to cover the bid amount and to provide for a contingency of 25% for any unforeseen changes for the 8<sup>th</sup> Street Sewer Project. (Funded by Sewer Fund) (Engineering) \*\*Companion Item #9\*\*
9. Resolution of the City Council of the City of National City awarding a contract to Basile Construction, Inc. in the not-to-exceed amount of \$2,386,365.49 and authorizing a 25% contingency in the amount of \$596,591 for any unforeseen changes to the project for the 8<sup>th</sup> Street Utility Undergrounding and Sewer Replacement Project, Specification 11-04. (Funded by Sewer Fund and Reimbursable General Fund (20A Conversion) (Development Services/Engineering) \*\*Companion Item #8\*\*
10. Resolution of the City Council of the City of National City authorizing the Mayor to execute an Agreement in the not-to-exceed amount of \$55,850 with South Bay Community Services to provide domestic violence response services for the California Emergency Management Agency (Cal-EMA) grant funded Children Exposed to Domestic Violence Specialized Response Program. (Police)

**CONSENT CALENDAR (Cont.)**

11. Resolution of the City Council of the City of National City authorizing City Council to waive the formal bid process and award the purchase of one Ford Crown Victoria to Downtown Ford Sales in Sacramento, California in the amount of \$26,432.14 for the Police Department. (Finance)
12. Resolution of the City Council of the City of National City accepting the lowest, responsive, responsible bid for two Ford Fusion vehicles and one Ford E350 Econoline Van from Raceway Ford in Riverside, California in the amount of \$67,803.89 for the Police Department. (Finance)
13. Resolution of the City Council of the City of National City accepting the lowest, responsive, responsible bid for one Chevrolet Tahoe from Courtesy Chevrolet in San Diego, California in the amount of \$30,934.01 for the Police Department. (Finance)
14. Resolution of the City Council of the City of National City ratifying a side letter to the Memorandum of Understanding between the City and the National City Firefighters' Association amending the Agreement to increase by \$5.00 per month, the retiree health benefit for eligible members of the Firefighters' Association retiring on or after July 1, 2011. (Human Resources)
15. Temporary Use Permit – Integrity Charter School's Physical Education program at Kimball Park Mondays, Wednesdays and Thursdays commencing March 21, 2012 through December 14, 2012 with no waiver of fees. (Neighborhood Services Division)
16. Temporary Use Permit – The Leukemia & Lymphoma Society's *Ragner Relay SoCal 2012* running race through National City on April 21, 2012 from 9 a.m. through 8 p.m. with no waiver of fees. (Neighborhood Services Division)
17. Temporary Use Permit – Cinco de Mayo *Celebrating Our Communities* hosted by La Maestra Community Health Center on May 5, 2012 from 11:00 a.m. to 5:00 p.m. at Kimball Park with no waiver of fees. (Neighborhood Services Division)

**CONSENT CALENDAR (Cont.)**

18. WARRANT REGISTER #34

Warrant Register #34 for the period of 02/15/12 through 2/21/12 in the amount of \$2,510,998.87. (Finance)

19. WARRANT REGISTER #35

Warrant Register #35 for the period of 02/22/12 through 02/28/12 in the amount of \$668,819.30. (Finance)

**PUBLIC HEARINGS**

20. Public Hearing No. 1 of 2 on the allocation of U.S. Department of Housing and Urban Development (HUD) 2012 entitlement grant awards, program income, and funds remaining from completed projects to the Community Development Block Grant (CDBG) and HOME Investment Partnerships (HOME) Program activities for the 2012-2013 Action Plan. (Administrative Services, Housing and Grants) \*\*Companion Item #3\*\*

21. Public Hearing – Conditional Use Permit for the sale of beer and wine at a proposed Wingstop restaurant at 932 Highland Avenue. (Applicant: Woody DeMayo) (Case File 2011-31 CUP) (Planning) \*\*Companion Item #23\*\*

22. Public Hearing - Conditional Use Permit for the sale of beer and wine for off-site consumption at a new 7-Eleven to be located at 1539 Highland Avenue. (Applicant: William A. Adams) (Case File 2011-32 CUP) (Planning) \*\*Companion Item #24\*\*

**NON CONSENT RESOLUTIONS**

23. Resolution of the City Council of the City of National City taking action on a Conditional Use Permit for the sale of beer and wine at a proposed Wingstop restaurant at 932 Highland Avenue. (Applicant: Woody DeMayo) (Case File 2011-31 CUP) (Planning) \*\*Companion Item #21\*\*

**NON CONSENT RESOLUTIONS (Cont.)**

24. Resolution of the City Council of the City of National City taking action on a Conditional Use Permit for the sale of beer and wine for off-site consumption at a new 7-Eleven to be located at 1539 Highland Avenue. (Applicant: William A. Adams) (Case File 2011-32 CUP) (Planning) **\*\*Companion Item #22\*\***

**NEW BUSINESS**

25. Notice of Decision – Planning Commission approval of a Conditional Use Permit for liquor and beer sales at Wal-Mart located at 1100 Highland Avenue. (Applicant: Wal-Mart Stores, Inc.) (Case File 2011-29 CUP) (Planning)
26. General Plan Annual Progress Report for 2011 pursuant to California Government Code Section 65400(a)(2), which establishes the requirement that the City prepare an annual report on the status of the General Plan and the implementation of the Housing Element using forms and definitions adopted by the California Department of Housing and Community Development. (Community Services)
27. Assembly Bill 1572 (Fletcher and Block) Service Authority for Freeway Emergencies (SAFE): San Diego County - Letter of Support. (City Manager)
28. Report to Council regarding the Oversight Board Appointees and possible future vacancies: Discussion and Options. (City Attorney)

**STAFF REPORTS**

29. Closed Session Report. (City Attorney)

**MAYOR AND CITY COUNCIL**

**ADJOURNMENT**

Regular National City City Council of the City of National City – Tuesday –  
April 3, 2012 – 6:00 p.m. – Council Chambers – National City, California

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