

**MINUTES OF THE REGULAR MEETING OF THE CITY COUNCIL
AND COMMUNITY DEVELOPMENT COMMISSION –
HOUSING AUTHORITY OF THE CITY OF NATIONAL CITY**

July 17, 2012

The Regular Meeting of the City Council and Community Development Commission – Housing Authority of the City of National City was called to order at 6:10 p.m. by Mayor / Chairman Ron Morrison.

ROLL CALL

Council / Board members present: Morrison, Natividad, Rios, Sotelo-Solis, Zarate.

Administrative Officials present: Cissel, Dalla, Deese, Gonzales, Manganiello, Norrdin, Parra, Raulston, Smith, Silva, Stevenson, Vergara, Williams.

Others present: City Treasurer Mitch Beauchamp

PLEDGE OF ALLEGIANCE TO THE FLAG BY MAYOR RON MORRISON

PUBLIC ORAL COMMUNICATIONS

Sonia Ruan, Principal of Kimball Elementary School, informed the Mayor and Council about a new pilot program at the school called at 50/50 Duel Language Program for English and Spanish.

Rocina Lizanaga spoke in support of the Duel Language Program and the importance of bi-lingual teaching at the early stages of education.

Sunshine Horton spoke of the recent loss of her daughter Virginia and her plan to honor her daughter's name through her continuing efforts to benefit Rady Children's Hospital.

Alberto Estrada, a business owner, expresses frustration with transient unlicensed business taking customers away and avoiding rules and regulations that should apply to all.

CITY COUNCIL

PRESENTATIONS

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

1. Employee of the Month of July 2012, Jim White – Corporal – Police Department

COUNCIL MEETING PRESENTATIONS 2012 (102-10-7)

2. SDG&E Presentation – Summer Preparedness
(Copy on file in the Office of the City Clerk)

SPECIFIC PLAN - WESTSIDE (417-1-10)

3. Presentation and Report to the City Council of the City of National City reviewing the efforts to improve living conditions in the Westside/Old Town neighborhood and an update on the ranking process for non-conforming commercial and industrial uses to be considered for amortization.
(Community Development)

TESTIMONY: Carolina Martinez, representing the Environmental Health Coalition, spoke in support of amortization implementation.

Mary Johnson Powell, property and business owner, objected to the fact that she can't fix her building to be compliant and building a home on the site is economically impractical.

ACTION: Staff was requested to make the amortization ranking list and documents available on the City web page and to provide hard copies by 2 p.m. on Thursday, July 19th and to have them available at the library. An Adjourned City Council Meeting will be held on July 24, 2012 to consider the ranking list and hear public comment and will mark the beginning of a 30 day public review period.

COUNCIL MEETING PRESENTATIONS 2012 (102-10-7)

4. Introduction of Miss National City 2012, Lizeth Olivas, Miss National City Princess 2012, Nallely Aceves and Princess Alyssa Romero.

INTERVIEWS AND APPOINTMENTS

BOARDS & COMMISSIONS ADMIN (101-1-1)

5. Interviews and Appointments: Civil Service Commission, Community & Police Relations Commission (CPRC) and Planning Commission. (City Clerk)
Fred Puhn, Richard Wingfield and Natalie Limbaga appeared for interview. Nancy Estolano and Louise Branch requested reappointment.

CONSENT CALENDAR

ADOPTION OF CONSENT CALENDAR. Item No. 6 (Minutes), Item No. 7 (NCCMC), Item Nos. 8 through 15 (Resolution Nos. 2012-151 through 2012-158), Item Nos. 16 and 17 (Warrant Registers), Item No. 18 (TUP). Motion by Sotelo-Solis, seconded by Natividad, to pull Item No. 18, and to approve the remainder of the Consent Calendar. Carried by unanimous vote.

APPROVAL OF MINUTES

6. **SUBJECT:** Approval of the Minutes of the Regular Meeting of the City Council and Community Development Commission – Housing Authority of the City of National City of July 3, 2012 and the Regular Meeting of the City Council/Successor Agency to the Community Development Commission as the National City Redevelopment Agency of March 6, 2012. (City Clerk)

ACTION: Approved. See above.

MUNICIPAL CODE 2012 (506-2-27)

7. 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.

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

CONTRACT (C2012-31)

8. Resolution No. 2012-151. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AUTHORIZING THE FILING OF AN APPLICATION FOR ACTIVE TRANSPORTATION GRANT PROGRAM FUNDS THROUGH THE SAN DIEGO ASSOCIATION OF GOVERNMENTS FOR THE 4TH STREET COMMUNITY CORRIDOR PROJECT IN THE AMOUNT OF \$450,000, COMMITTING TO A LOCAL MATCH OF \$350,000 FOR A TOTAL PROJECT COST OF \$800,000, ACCEPTING THE TERMS OF THE ATTACHED GRANT AGREEMENT AND, IF AWARDED GRANT FUNDING, AUTHORIZING THE CITY MANAGER TO ACCEPT THE GRANT FUNDS AND EXECUTE THE GRANT AGREEMENT. (Local match available from BTA Grant) (Development Services/Engineering)

ACTION: Adopted. See above.

CONSENT CALENDAR (cont.)

**ENGINEERING DEPT – GRANTS / REPORTS ADMIN (1104-1-1)
CONTRACT (C2012-32)**

9. Resolution No. 2012-152. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AUTHORIZING THE FILING OF AN APPLICATION FOR ACTIVE TRANSPORTATION GRANT PROGRAM FUNDS THROUGH THE SAN DIEGO ASSOCIATION OF GOVERNMENTS FOR THE D AVENUE COMMUNITY CORRIDOR PROJECT IN THE AMOUNT OF \$600,000, COMMITTING TO A LOCAL MATCH OF \$500,000 FOR A TOTAL PROJECT COST OF \$1,100,000, ACCEPTING THE TERMS OF THE ATTACHED GRANT AGREEMENT AND, IF AWARDED GRANT FUNDING, AUTHORIZING THE CITY MANAGER TO ACCEPT THE GRANT FUNDS AND EXECUTE THE GRANT AGREEMENT. (Local match available from SR2S Grant) (Development Services/Engineering)
ACTION: Adopted. See above.

**ENGINEERING DEPT – GRANTS / REPORTS ADMIN (1104-1-1)
CONTRACT (C2012-33)**

10. Resolution No. 2012-153. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AUTHORIZING THE FILING OF AN APPLICATION FOR ACTIVE TRANSPORTATION GRANT PROGRAM FUNDS THROUGH THE SAN DIEGO ASSOCIATION OF GOVERNMENTS FOR THE 18TH STREET COMMUNITY CORRIDOR PROJECT IN THE AMOUNT OF \$700,000, COMMITTING TO A LOCAL MATCH OF \$300,000 FOR A TOTAL PROJECT COST OF \$1,000,000, ACCEPTING THE TERMS OF THE ATTACHED GRANT AGREEMENT AND, IF AWARDED GRANT FUNDING, AUTHORIZING THE CITY MANAGER TO ACCEPT THE GRANT FUNDS AND EXECUTE THE GRANT AGREEMENT. (Local match available from Coolidge Avenue CIP) (Development Services/Engineering)
ACTION: Adopted. See above.

**ENGINEERING DEPT – GRANTS / REPORTS ADMIN (1104-1-1)
CONTRACT (C2012-34)**

11. Resolution No. 2012-154. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AUTHORIZING THE FILING OF AN APPLICATION FOR ACTIVE TRANSPORTATION GRANT PROGRAM FUNDS THROUGH THE SAN DIEGO ASSOCIATION OF GOVERNMENTS FOR THE NATIONAL CITY BICYCLE PARKING ENHANCEMENTS PROJECT IN THE AMOUNT OF \$50,000, COMMITTING TO A LOCAL MATCH OF \$10,000 FOR A TOTAL PROJECT COST OF \$60,000, ACCEPTING THE TERMS OF THE ATTACHED GRANT AGREEMENT AND, IF AWARDED GRANT

CONSENT CALENDAR (cont.)

CONTRACT (C2012-34)

11. Resolution No. 2012-154 (continued)
FUNDING, AUTHORIZING THE CITY MANAGER TO ACCEPT THE GRANT FUNDS AND EXECUTE THE GRANT AGREEMENT. (Local match available from Gas Tax) (Development Services /Engineering)
ACTION: Adopted. See above.

CONTRACT (C2008-53)

12. Resolution No. 2012-155. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AUTHORIZING THE MAYOR TO EXECUTE A THIRD AMENDMENT TO THE AGREEMENT TO EXTEND THE AGREEMENT FOR ONE-YEAR BETWEEN THE CITY AND ESGIL CORPORATION IN THE NOT TO EXCEED AMOUNT OF \$245,000 TO PROVIDE PLAN CHECKING, BUILDING INSPECTIONS AND OTHER RELATED DEVELOPMENT SERVICES ON AN AS-NEEDED BASIS. (Development Services/Building)
ACTION: Adopted. See above.

EQUIPMENT / VEHICLE PURCHASE ADMIN (209-1-1)

13. Resolution No. 2012-156. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AUTHORIZING THE CITY COUNCIL TO WAIVE THE FORMAL BID PROCESS, AND AWARD THE PURCHASE OF ONE 2011 FORD CROWN VICTORIA POLICE SEDAN TO WONDRIES FLEET GROUP IN ALHAMBRA, CA IN THE AMOUNT OF \$26,115.19. (Police)
ACTION: Adopted. See above.

CONTRACT (C2009-52)

14. Resolution No. 2012-157. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AUTHORIZING THE MAYOR TO EXECUTE A SECOND AMENDMENT TO THE AGREEMENT WITH GROSSMAN PSYCHOLOGICAL ASSOCIATES, APC, IN THE NOT-TO-EXCEED AMOUNT OF \$49,500 TO PROVIDE PRE-PLACEMENT EVALUATIONS, PRE-EMPLOYMENT EXAMS, AN OFFICER ASSISTANCE PROGRAM, CRITICAL INCIDENT DEBRIEFING AND FITNESS FOR DUTY EVALUATIONS FOR THE POLICE DEPARTMENT FOR THE TERM OF ONE YEAR. (Police)
ACTION: Adopted. See above.

CONSENT CALENDAR (cont.)

PROPERTY TAX RATE BONDED INDEBTEDNESS ADMIN (205-2-2)

15. Resolution No. 2012-158. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY REDUCING THE PROPERTY TAX RATE FOR BONDED INDEBTEDNESS FOR FISCAL YEAR 2012-2013 FROM 1.37 CENTS PER \$100 OF ASSESSED VALUATION TO 1.32. (Finance)
ACTION: Adopted. See above.

WARRANT REGISTER JULY 2011 – JUNE 2012 (202-1-26)

16. Warrant Register #51 for the period of 06/13/12 through 06/19/12 in the amount of \$472,723.91. (Finance)
ACTION: Ratified. See above.

WARRANT REGISTER JULY 2011 – JUNE 2012 (202-1-26)

17. Warrant Register #52 for the period of 06/20/12 through 06/26/12 in the amount of \$1,481,888.13. (Finance)
ACTION: Ratified. See above.

TEMPORARY USE PERMITS 2012 (203-1-28)

18. Temporary Use Permit – *National Night Out* on August 7, 2012 from 5:00 pm to 8:00 pm at Las Palmas Pool. This is a National City sponsored event per City Council Policy #804. (Neighborhood Services Division)
ACTION: Motion by Sotelo-Solis, seconded by Natividad, to approve the Temporary Use Permit. Carried by unanimous vote.

PUBLIC HEARINGS

SEWER CAPACITY / FEES ADMIN (906-1-4)

19. Public Hearing to consider the report required by California Health and Safety Code Section 5473, Et Seq. pertaining to collection of sewer charges on the tax roll, directing the City Clerk to file said report with the San Diego County Auditor, and directing the Director of Public Works to certify with the San Diego County Auditor the “Sewer Service Charge Fund.” Sewer service fees have not increased since 2006 and will not increase for FY 2012-13. (Public Works) ****Companion Item #23****
TESTIMONY: None.
ACTION: Motion by Zarate, seconded by Sotelo-Solis, to close the Public Hearing. Carried by unanimous vote.

PUBLIC HEARINGS (cont.)

MUNICIPAL CODE 2012 (506-2-27)

20. Public Hearing to consider adoption of an Interim Ordinance of the City Council of the City of National City pursuant to Government Code Section 65858 as an urgency measure to take effect immediately, extending for one year a moratorium prohibiting new pawnbroker, secondhand, and precious metal dealing and establishments in National City. (City Attorney) ****Companion Item #21****

RECOMMENDATION: Conduct Public Hearing.

TESTIMONY: None.

ACTION: Motion by Sotelo-Solis, seconded by Rios, to close the Public Hearing. Carried by unanimous vote.

URGENCY ORDINANCE

MUNICIPAL CODE 2012 (506-2-27)

21. AN INTERIM ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY ADOPTED PURSUANT TO GOVERNMENT CODE SECTION 65858 AS AN URGENCY MEASURE TO TAKE EFFECT IMMEDIATELY, EXTENDING FOR ONE YEAR A MORATORIUM PROHIBITING NEW PAWNBROKER, SECONDHAND AND PRECIOUS METAL DEALING AND ESTABLISHMENTS IN NATIONAL CITY. (City Attorney) ****Companion Item #20****

RECOMMENDATION: Adopt proposed Ordinance.

TESTIMONY: None.

ACTION: Motion by Natividad, seconded by Sotelo-Solis, to adopt the Ordinance. Carried by unanimous vote.

ORDINANCE FOR ADOPTION

MUNICIPAL CODE 2012 (506-2-27)

22. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AMENDING TITLE 13 OF THE NATIONAL CITY MUNICIPAL CODE BY ADDING CHAPTER 13.28 PERTAINING TO PROPRIETARY USE OF AND PLACEMENT OF SIGNS ON CITY PROPERTY. (City Attorney)

RECOMMENDATION: Adopt Ordinance.

TESTIMONY: None.

ACTION: Motion by Sotelo-Solis, seconded by Rios, to adopt the Ordinance. Carried by unanimous vote.

NON CONSENT RESOLUTION

SEWER CAPACITY / FEES ADMIN (906-1-4)

23. Resolution No. 2012-159. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY ADOPTING THE REPORT REQUIRED BY HEALTH & SAFETY CODE SECTION 5473 ET SEQ PERTAINING TO THE COLLECTION OF SEWER CHARGES ON THE TAX ROLL DIRECTING THE CITY CLERK TO FILE SAID REPORT WITH THE SAN DIEGO COUNTY AUDITOR AND DIRECTING THE DIRECTOR OF PUBLIC WORKS TO CERTIFY THE "SEWER SERVICE CHARGE FUND" WITH THE SAN DIEGO COUNTY AUDITOR. (Public Works)

Companion Item #19

RECOMMENDATION: Adopt Resolution.

TESTIMONY: None.

ACTION: Motion by Zarate, seconded by Sotelo-Solis, to adopt the Resolution. Carried by unanimous vote.

NEW BUSINESS

SPECIFIC PLAN WEST SIDE (417-1-10)

24. Report to the City Council on Community Youth Athletic Center's (CYAC's) request for changes to Amortization Ordinance. (City Attorney)

RECOMMENDATION: File Report.

TESTIMONY: None.

ACTION: Motion by Sotelo-Solis, seconded by Rios, to accept and file staff recommendation. Carried by unanimous vote.

BOARDS & COMMISSIONS ADMIN (101-1-1)

25. Request for City Council Member Appointment(s) to City of National City Nutrition Center Sustainability Ad Hoc Committee. (City Manager)

RECOMMENDATION: Appoint Councilmember(s) to City of National City Nutrition Center Sustainability Ad-Hoc Committee.

TESTIMONY: None.

ACTION: Motion by Morrison, seconded by Zarate, to appoint Mayor Morrison and Council Member Rios to the Committee. Carried by unanimous vote.

**COMMUNITY DEVELOPMENT COMMISSION -
HOUSING AUTHORITY OF THE CITY OF NATIONAL CITY**

NO AGENDA ITEMS

STAFF REPORTS

None.

CLOSED SESSION REPORT (509-1-4)

26. Closed Session Report. (City Attorney)
City Attorney Claudia Silva stated there was nothing to report from the Closed Session. (See attached Exhibit 'L')

MAYOR AND CITY COUNCIL

City Treasurer Beauchamp complimented the Fire Department for their response to the 4th and Highland Avenue fire and the City Council for acting on the Nutrition Center committee. Mr. Beauchamp expressed his concerns about the City's financial standing, future problems with bond ratings and the unresolved issues with the WITOD project and the ability to move forward on the West Side.

Council Member Natividad said he believes it is important that the City continue to honor the provisions of the Brown Act recently suspended by the State Legislature; thanked the City Manager for informing the Council about potential business development and inquired about the demolition of the structure on 4th and Highland Avenue and the status of the bleachers at the gym.

Vice Mayor Sotelo-Solis said she looks forward to the Amortization meeting and expressed complements to everyone for the work they have done. She believes that despite decisions made in Sacramento the City can't stop because if we don't continue moving forward with the assumption that good things will happen then they will never happen.

Council Member Rios said all City Departments do outstanding work and singled out the Fire Department for their efforts with recent fire and promised that the memorabilia at the Old Town Reunion will be outstanding.

Council Member Zarate reported that the members of her Old Town Reunion Committee were very special and everyone will be surprised with the fantastic event that has been planned.

Mayor Morrison said it has been a great week with the swim event, movies in the Park and the Stein Farm and coming up will be the OTNC Reunion and on September 22nd the 125th Anniversary picnic. The Mayor explained the background and recent events with the State of California demanding an immediate payment of \$4.3 million from National City and the expected additional demands and consequences for the City and the State.

MAYOR AND CITY COUNCIL (cont.)

CITY COUNCIL ADMIN (102-16-1)

27. City Council requesting status report on the proposed City picnic. (Council Initiated)

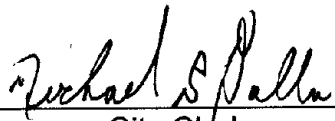
It was clarified that the request was for the employee picnic. No one was present to provide a report.

ADJOURNMENT

Motion by Sotelo-Solis, seconded by Rios, to adjourn the meeting to the next Adjourned Regular Meeting of the City Council and Community Development Commission – Housing Authority of the City of National City to be held Tuesday, July 24, 2012 at 6:00 p.m. at the Council Chambers, National City, California. Carried by unanimous vote.

Adjourned Regular Meeting of the City Council and Community Development Commission – Housing Authority of the City of National City to be held Tuesday, August 7, 2012 at 5:00 p.m.

The meeting closed at 9:34 p.m.



City Clerk

The foregoing minutes were approved at the Regular Meeting of October 16, 2012.



Mayor

EXHIBIT 'L'



AGENDA OF A SPECIAL MEETING

CITY COUNCIL OF THE CITY OF NATIONAL CITY

**Main Conference Room
Civic Center
1243 National City Boulevard
National City, California**

Special Meeting – Tuesday, July 17, 2012 – 5:30 p.m.

ROLL CALL

CLOSED SESSION

CITY COUNCIL

1. Liability Claims: Government Code Section 54956.95
Workers' Compensation Claim
Agency Claimed Against: City of National City
Number of Claims: One

ADJOURNMENT

Next Regular City Council Meeting – Tuesday, July 17, 2012, 6:00 p.m., Council Chambers,
Civic Center