

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

May 17, 2011

The Regular Meeting of the City Council and Community Development Commission of National City was called to order at 6:05 p.m. by Mayor / Chairman Ron Morrison.

ROLL CALL

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

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

Others present: Student Representatives Samantha Galicia.

PLEDGE OF ALLEGIANCE TO THE FLAG BY MAYOR RON MORRISON

PUBLIC ORAL COMMUNICATIONS

Jeannine Hickey, Lincoln Acres, whose son was recently killed in a shooting, urged the City Council to install a street light on Grove Street.

George and Veronica Gutierrez, National City, spoke in support of the Hickey family's request for a street light.

Eric Quinones, National City, spoke in support of a street light on Grove Street.

Justin Hickey, whose brother was killed on Grove Street, spoke in support of a light.

PROCLAMATION

PROCLAMATION ADMIN (102-2-1)

1. Proclaiming the week of May 15, 2011 through May 21, 2011 as:
"NATIONAL PUBLIC WORKS WEEK"

PRESENTATION

Mayor Morrison introduced Mayor James Gordon of Olongapo City, Philippines, National City's Sister City. Mayor Gordon introduced members of his delegation and spoke of the shared vision of opportunities and challenges faced by Olongapo and National City. Mayor Gordon said Olongapo treasures and hopes to nurture the Sister City relationship with National City.

COUNCIL MEETING PRESENTATIONS 2011 (102-10-6)

2. Sweetwater High School Grand Opening
TESTIMONY: Devana Almada, Sweetwater High School Prop 'O' Construction Program and Assistant Principal Dina Malare extended an invitation to the Mayor and Council to attend the Grand Re-Opening of Sweetwater High School on Saturday, August 6th from 4 to 8 pm. Mayor Morrison appointed member Zarate to participate with the Ad Hoc committee planning the celebration.

INTERVIEWS AND APPOINTMENTS

BOARDS & COMMISSIONS ADMIN (101-1-1)

3. Interviews and Appointments: Various Boards & Commissions. (City Clerk)
TESTIMONY: Frank Lopez, National City, appeared to respond to questions regarding his amended application for the CPRC.
ACTION: Motion by Morrison, seconded by Zarate, to appoint Ron Morrison to the Sweetwater Authority. Carried by the following vote, to wit: Ayes: Natividad, Rios, Sotelo-Solis, Zarate. Nays: None. Abstain: Morrison. Absent: None. Member Sotelo-Solis thanked Ted Muehleisen for his service on the Authority Board.
Motion by Morrison, seconded by Zarate, to appoint Jess Van Deventer to the Sweetwater Authority. Carried by unanimous vote.
Motion by Morrison, seconded by Sotelo-Solis, to appoint Ken Seaton-Msemaji to the Community & Police Relations Commission. Carried by unanimous vote.
Motion by Morrison, to appoint William Ramsey to the Public Art Committee. Motion died for lack of a second.

CITY COUNCIL

CONSENT CALENDAR

ADOPTION OF CONSENT CALENDAR. Item No. 4 (Minutes), Item Nos. 5 through 9 (Resolution Nos. 2011-102 through 2011-106), Item Nos. 10 through 12 (Warrant Registers), Item No. 13 (Report). Motion by Sotelo-Solis, seconded by Natividad, to approve the Consent Calendar. Carried by unanimous vote.

CONSENT CALENDAR (cont.)

APPROVAL OF MINUTES

4. **SUBJECT:** Approval of the Minutes of the Adjourned Regular City Council/Community Development Commission Meeting of March 29, 2011 and the Regular Meeting of April 19, 2011. (City Clerk)
ACTION: Approved. See above.

CONDITIONAL USE PERMITS 2011 (403-26-1)

5. Resolution No. 2011-102. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY APPROVING A CONDITIONAL USE PERMIT FOR A WIRELESS COMMUNICATION FACILITY AT 2005 HIGHLAND AVENUE. (Applicant: AT&T) (Case File: 2010-31 CUP) (Development Services/Planning)
ACTION: Adopted. See above.

COMMUNITY DEVELOPMENT LANDSCAPE MAINTENANCE DISTRICT NO. 1 (MILE OF CARS) (406-2-8)

6. Resolution No. 2011-103. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY INITIATING PROCEEDINGS FOR THE LEVY AND COLLECTION OF ASSESSMENTS FOR THE LANDSCAPE MAINTENANCE DISTRICT NO. 1 (MILE OF CARS) FOR FISCAL YEAR 2011/2012. (Redevelopment Division)
ACTION: Adopted. See above.

COMMUNITY DEVELOPMENT LANDSCAPE MAINTENANCE DISTRICT NO. 1 (MILE OF CARS) (406-2-8)

7. Resolution No. 2011-104. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY APPROVING THE ANNUAL REPORT FOR THE LANDSCAPE MAINTENANCE DISTRICT NO. 1 (MILE OF CARS) FOR FISCAL YEAR 2011/2012. (Redevelopment Division)
ACTION: Adopted. See above.

COMMUNITY DEVELOPMENT LANDSCAPE MAINTENANCE DISTRICT NO. 1 (MILE OF CARS) (406-2-8)

8. Resolution No. 2011-105. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY DECLARING ITS INTENTION TO LEVY AND COLLECT ASSESSMENTS FOR THE LANDSCAPE MAINTENANCE DISTRICT NO. 1 (MILE OF CARS) FOR FISCAL YEAR 2011/2012. (Redevelopment Division)
ACTION: Adopted. See above.

CONSENT CALENDAR (cont.)

CONTRACT (C2009-92)

9. Resolution No. 2011-106. 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 \$57,552 WITH SOUTH BAY COMMUNITY SERVICES TO PROVIDE DOMESTIC VIOLENCE RESPONSE SERVICES FOR THE CAL-EMA GRANT FUNDED CHILDREN EXPOSED TO DOMESTIC VIOLENCE SPECIALIZED RESPONSE PROGRAM. (Police)
ACTION: Adopted. See above.

WARRANT REGISTER JULY 2010 - JUNE 2011 (202-1-25)

10. Warrant Register #40 for the period of 03/30/11 through 04/05/11 in the amount of \$2,486,932.96. (Finance)
ACTION: Ratified. See above.

WARRANT REGISTER JULY 2010 - JUNE 2011 (202-1-25)

11. Warrant Register #41 for the period of 04/06/11 through 04/12/11 in the amount of \$507,245.31. (Finance)
ACTION: Ratified. See above.

WARRANT REGISTER JULY 2010 - JUNE 2011 (202-1-25)

12. Warrant Register #42 for the period of 04/13/11 through 04/19/11 in the amount of \$1,314,602.96. (Finance)
ACTION: Ratified. See above.

FINANCIAL MANAGEMENT 2010 - 2011 (204-1-26)

13. Investment Report for Quarter ended March 31, 2011. (Finance)
ACTION: Filed. See above.

PUBLIC HEARING

CONDITIONAL USE PERMITS 2011 (403-26-1)

14. Public Hearing – Conditional Use Permit for the sale of beer and wine at a proposed convenience store at 151 North Highland Avenue. (Applicant: 7-Eleven) (Case File: 2011-08 CUP) (Development Services/Planning)
Companion Item #15

RECOMMENDATION: Staff recommends approval based on findings and conditions of approval.

TESTIMONY: Frank Lopez, National City, spoke in support of the project if hours for sale were reduced.

William Adams and Byron Chillens, representing 7-Eleven, responded to questions.

PUBLIC HEARING (cont.)

CONDITIONAL USE PERMITS 2011 (403-26-1)

14. Public Hearing – Conditional Use Permit (continued).

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

NON CONSENT RESOLUTION

CONDITIONAL USE PERMITS 2011 (403-26-1)

15. Resolution No. 2011-107. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY APPROVING A CONDITIONAL USE PERMIT FOR THE SALE OF BEER AND WINE AT A PROPOSED CONVENIENCE STORE AT 151 NORTH HIGHLAND AVENUE. (Applicant: 7-Eleven) (Case File: 2011-08 CUP) (Development Services/ Planning) ****Companion Item #14****

RECOMMENDATION: Adopt the Resolution.

TESTIMONY: None.

ACTION: Motion by Zarate, seconded by Rios, the sale of beer and wine be limited to the hours of 6:00 a.m. to 12:00 a.m. and the Resolution be adopted with that change. Carried by unanimous vote.

NEW BUSINESS

SPECIFIC PLAN - WESTSIDE (417-1-10)

16. A report to the City Council of the City of National City on the ranking process for non-conforming commercial and industrial uses to be considered for amortization and staff request for direction to commence ranking non-conforming uses in the Westside Specific Plan area. (Community Development) Staff Report by CDC Executive Director Brad Raulston and Redevelopment Manager Patricia Beard.

RECOMMENDATION: Accept and file. Provide direction to staff on commencing ranking for Westside Specific Plan area.

TESTIMONY: Adaline Gomez Kangas, National City, expressed concerns about the impact of the Redevelopment Plan on the ability of business owners to sell their property.

Carolina Martinez, Environmental Health Coalition, spoke in support of the adoption of the ranking with some suggested clarification points relating to using the most updated data available and completing the annual compliance review.

Maria Concepcion Villanueva, National City, supports a ranking process that prioritizes auto body shops that pollutes the air and request that formula uses the best information possible for the rankings.

NEW BUSINESS (cont.)

SPECIFIC PLAN - WESTSIDE (417-1-10)

16. A report to the City Council (continued).

TESTIMONY: Jose Medina, National City, spoke in favor of using the most updated information in determining the rankings.

Leonor Garcia, National City, spoke in support of using the most current data.

Eddie Perez, San Diego, spoke in support of the ranking process and use of the most current data.

Jim Beauchamp, National City, expressed concerns about several issues related amortization.

Barbara Avalos, National City, speaking on behalf of St. Anthony's Church said they strongly support the process and the need to keep moving forward with amortization.

ACTION: Motion by Sotelo-Solis, seconded by Natividad, to move forward emphasizing three areas: 1. compliance, 2. up to date data, 3. timelines. Carried by unanimous vote.

TOWING SERVICES POLICY ADMIN (806-1-1)

17. Authorizing the issuance of a Request for Proposals (RFP) for Towing and Impound Services for the City of National City. (City Manager/Police/Attorney) **Continued from Council Meeting of May 3, 2011**

RECOMMENDATION: Review and approve.

TESTIMONY: None.

ACTION: Motion by Natividad, seconded by Sotelo-Solis, to approve staff recommendation. Carried by unanimous vote.

STREET VACATION ADMIN 2011 - 2020 (902-26-6)

18. A request to initiate a Street Vacation to vacate a portion of excess right-of-way on West 30th Street, east of Interstate 5 and the railroad right-of-way. (Applicant: City of National City) (Case File: 2011-18 SC) (Development Services/Planning)

RECOMMENDATION: Staff recommends the Council initiate a Street Vacation to vacate the portion of excess West 30th Street right-of-way.

TESTIMONY: None.

ACTION: Motion by Natividad, seconded by Rios, to approve staff recommendation. Carried by unanimous vote.

NEW BUSINESS (cont.)

TEMPORARY USE PERMITS 2011 (203-1-27)

19. Temporary Use Permit – Request from Granger Jr. High to use the City stage for the Granger Community Culture Fair on May 20, 2011. This is a National City co-sponsored event per Council Policy #804. (Neighborhood Services)

RECOMMENDATION: Approve the application for a Temporary Use Permit subject to compliance with all conditions of approval with co-sponsored credit.

TESTIMONY: None.

ACTION: Motion by Sotelo-Solis, seconded by Natividad, to approve staff recommendation. Carried by unanimous vote.

TEMPORARY USE PERMITS 2011 (203-1-27)

20. Temporary Use Permit – Movies in the Park on June 10, July 8th, August 12th and September 9, 2011 at various locations from 6:00 p.m. to 9:00 p.m. This is a National City sponsored event per Council Policy #804. (Neighborhood Services)

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

TESTIMONY: None.

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

TEMPORARY USE PERMITS 2011 (203-1-27)

21. Temporary Use Permit – National City Night Out on August 2, 2011 from 5:30 p.m. to 8:00 p.m. at Las Palmas Pool. This is a National City sponsored event per City Council Policy #804. (Neighborhood Services)

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

TESTIMONY: None.

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

CONDITIONAL USE PERMITS 2011 (403-26-1)

22. Notice of Decision – Planning Commission approval of a Conditional Use Permit for an auto body and paint facility at 2855 A Avenue. (Applicant: Glenn A. Loader) (Case File: 2011-12 CUP) (Development Services/Planning)

RECOMMENDATION: Staff concurs with the decision of the Planning Commission and recommends that the Notice of Decision be filed.

TESTIMONY: None.

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

NEW BUSINESS (cont.)

BUDGET FY 2011-2012 (206-1-27)

23. Preliminary Budget Update. (City Manager)

TESTIMONY: Staff Report and PowerPoint presentation by Assistant City Manager Leslie Deese and Management Analyst Walter Amedee. (Copy on file in the Office of the City Clerk)

ACTION: There was general discussion about utilizing reserve funds to balance the budget and the amount of reserves the City should maintain. The consensus was that staff should return with additional cost information at the June 7th Council meeting. There was no vote.

COMMUNITY DEVELOPMENT COMMISSION

CONSENT CALENDAR

ADOPTION OF CONSENT CALENDAR. Item Nos. 24 through 26 (Warrant Registers), Item No. 27 (Report). Motion by Zarate, seconded by Rios, to approve the Consent Calendar. Carried by unanimous vote.

WARRANT REGISTER JULY 2010 - JUNE 2011 (202-1-25)

24. Authorize the reimbursement of Community Development Commission expenditures in the amount of \$856,619.74 to the City of National City for the period of 03/30/11 through 04/05/11. (Finance)

ACTION: Approved. See above.

WARRANT REGISTER JULY 2010 - JUNE 2011 (202-1-25)

25. Authorize the reimbursement of Community Development Commission expenditures in the amount of \$110,987.78 to the City of National City for the period of 04/06/11 through 04/12/11. (Finance)

ACTION: Approved. See above.

WARRANT REGISTER JULY 2010 - JUNE 2011 (202-1-25)

26. Authorize the reimbursement of Community Development Commission expenditures in the amount of \$156,996.35 to the City of National City for the period of 04/13/11 through 04/19/11. (Finance)

ACTION: Approved. See above.

FINANCIAL MANAGEMENT 2010 - 2011 (204-1-26)

27. Investment Report for Quarter ended March 31, 2011. (Finance)

ACTION: Filed. See above.

NEW BUSINESS

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

28. Capital Improvement Program Budget Update. (Development Services)

ACTION: Filed.

STAFF REPORTS

CLOSED SESSION REPORT (509-1-4)

29. Closed Session Report. (City Attorney)

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

MAYOR AND CITY COUNCIL

Member Natividad reported that he attended the Mana event and was very impressed. He also visited the Library and saw many activities supported by volunteers. Mr. Natividad said we should consider some sort of recognition for our volunteers and also requested a report back on the Taste of National City event.

Member Sotelo-Solis reported on her attendance at the SANDAG Regional planning board meeting where housing numbers were the hot topic as well as her attendance at the Port District breakfast. Member Sotelo-Solis noted that Southwestern College graduation will be on Friday and extended well wishes to the graduates. She also inquired about the status of the Policy 408 co-sponsored events subcommittee.

Member Rios thanked the departments for allowing her to visit and making her welcome. She also thanked Assistant City Manager Leslie Deese for all of her work on the budget and reported that she attended a League of Cities meeting and found it very interesting.

Member Zarate reported pot holes at Plaza Blvd., and 'N' Avenue and on 'D' Avenue near National City Middle School. She expressed appreciation for the efforts of Neighborhood Services regarding illegal vendors.

Mayor Morrison advised that the City Council will need to formally direct staff to pursue, in conjunction with the Chamber of Commerce, formation of a tourist district in order to qualify to receive county funding. The Mayor reviewed current water issues between San Diego the Metropolitan Water District.

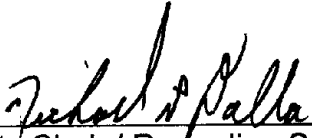
ADJOURNMENT

The meeting was adjourned in memory of Mr. Jerry DeLucia, former National City Police Officer and Mrs. Anne Camacho, wife of former City Councilmember Louie Camacho.

Motion by Sotelo-Solis, seconded by Rios, to adjourn the meeting to the next Adjourned Regular City Council Meeting to be held Tuesday, May 31, 2011 at 5:00 p.m. at the Council Chambers, National City, California. Carried by unanimous vote.


The next Regular City Council and Community Development Commission Meeting to be held Tuesday, June 7, 2011 at 6:00 p.m. at the Council Chamber, National City, California.

The meeting closed at 10:05 p.m.



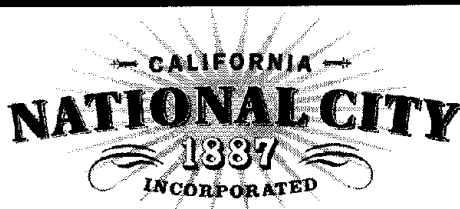
City Clerk / Recording Secretary

The foregoing minutes were approved at the Regular Meeting of June 7, 2011.



Mayor / CDC Chairman

EXHIBIT 'L'



AGENDA OF A SPECIAL MEETING

CITY COUNCIL OF THE CITY OF NATIONAL CITY AND THE COMMUNITY DEVELOPMENT COMMISSION OF THE CITY OF NATIONAL CITY

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

Special Meeting - Tuesday, May 17, 2011 – 5:00 p.m.

ROLL CALL

OPEN SESSION

COMMUNITY DEVELOPMENT COMMISSION

1. Real Property Transaction – Sale of CDC-owned property at 1640 East Plaza Boulevard, National City, to Palm Plaza Associates, LLC

CLOSED SESSION

CITY COUNCIL

1. Conference with Labor Negotiators – Government Code Section 54957.6
Agency Designated Representatives: Leslie Deese, Manuel Rodriguez, Stacey Stevenson, Claudia Silva, Teresa Mendoza, and Eddie Kreisberg
Employee Organization: Police Officers' Association
2. Conference with Labor Negotiators – Government Code Section 54657.6
Agency Designated Representatives: Stacey Stevenson, Claudia Silva, Brad Raulston, Teresa Mendoza, and Eddie Kreisberg
Employee Organization: Fire Fighters' Association
3. Conference with Labor Negotiators – Government Code Section 54957.6
Agency Designated Representatives: Stacey Stevenson, Claudia Silva, Teresa Mendoza, and Jeff Servatius
Employee Organization: Municipal Employees' Association

CLOSED SESSION

COMMUNITY DEVELOPMENT COMMISSION

1. Conference with Real Property Negotiator – Government Code Section 54956.8
Property: 1640 East Plaza Boulevard, National City
Agency Negotiator: Brad Raulston
Negotiating Parties: Community Development Commission of the City of National City
and Palm Plaza Associates, LLC
Under Negotiation: Price and Terms of Payment
2. Conference with Legal Counsel – Anticipated Litigation
Initiation of Litigation Pursuant to Government Code Section 54956.9(c)
One Potential Case

ADJOURNMENT

Next Regular City Council/CDC Meeting – Tuesday, May 17, 2011, 6:00 p.m., Council
Chambers, Civic Center