

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

August 6, 2019

The Adjourned Regular Meeting of the City Council and Community Development Commission – Housing Authority of the City of National City was called to order at 5:04 p.m. by Mayor / Chairwoman Alejandra Sotelo-Solis.

ROLL CALL

Council / Board members present: Cano, Morrison, Quintero, Rios, Sotelo-Solis.
Administrative Officials present: Aguirre, Dalla, Duong, Hernandez, Meteau,
Morris-Jones, Raulston, Roberts, Tellez, Vergara, Williams, Yano, Ybarra.
Others present: City Treasurer Mitch Beauchamp.

PLEDGE OF ALLEGIANCE TO THE FLAG BY COUNCILMEMBER CANO

MOMENT OF SILENCE

Mayor Sotelo-Solis called for a moment of silence in memory of the victims and families of the mass shootings that occurred in Gilroy, California, El Paso, Texas, and Dayton, Ohio.

PUBLIC COMMENTS

The following individuals spoke in favor of California Assembly Bill (AB) 626 and 377 and asked the Council to reconsider their position: Patty Corona, Janice Luna Reynoso, Jacqueline Reynoso, and Carla Holland. A protest letter from the Kitchenistas and concerned constituents was read into the record. (Copy on file in the Office of the City Clerk)

EX PARTE DISCLOSURE: Mayor Sotelo-Solis stated for the record that a letter supporting Assembly Bill 377 (AB-377) from Assemblywoman Lorena Gonzalez was received by the City Clerk and Councilmembers via email.

REGIONAL BOARDS AND COMMITTEE REPORTS

San Diego Association of Governments (SANDAG)

Mayor Sotelo-Solis explained the elements of the Regional Housing Needs Assessment (RHNA) being considered by SANDAG and the upcoming vote scheduled at the August 23rd meeting.

Metropolitan Transit System (MTS)

Member Rios shared information regarding the MTS security contract amendment and improvements and reported MTS is seeking community input on a potential ballot measure in 2020.

REGIONAL BOARDS AND COMMITTEE REPORTS (cont.)

METRO Wastewater JPA

Vice Mayor Morrison reported on continuing problems with the waiver process for advanced sewer treatment and possible Congressional relief.

County Water Authority (CWA)

Vice Mayor Morrison reported that two CWA Member Water Districts want to de-annex from CWA and go to Riverside Water Authority, and that there may be an emergency shutdown of a major pipeline bringing water in locally from the North.

Regional Solid Waste Authority (RSWA)

Vice Mayor Morrison explained a provision within RSWA resulting in reimbursements to National City and Poway, and reported on the shutdown of three-hundred recycling plants throughout California, including three that are within two miles of the City.

Sweetwater Authority

Member Cano reported that the Sweetwater Authority Board unanimously approved \$2 million for a long overdue upgrade to the filtration system in the City.

CITY COUNCIL

CONSENT CALENDAR

ADOPTION OF CONSENT CALENDAR. Item No. 1 (NCCMC), Item No. 2 (Minutes), Item Nos. 3 through 8 (Resolution Nos. 2019-107 through 2019-112), Item Nos. 9 through 13 (Warrant Registers). Motion by Rios, seconded by Cano, to approve the Consent Calendar, except for Item No. 7. Carried by unanimous vote.

MUNICIPAL CODE 2019 (506-2-34)

1. MOTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY APPROVING THE WAIVING OF THE READING OF THE TEXT OF THE ORDINANCES CONSIDERED AT THIS MEETING AND PROVIDING THAT SUCH ORDINANCES SHALL BE INTRODUCED AND/OR ADOPTED AFTER A READING OF THE TITLE ONLY. (City Clerk)

ACTION: Approved. See above.

GENERAL ADMIN (103-2-1)

2. APPROVAL OF THE MINUTES OF THE REGULAR MEETINGS OF THE CITY COUNCIL AND COMMUNITY DEVELOPMENT COMMISSION - HOUSING AUTHORITY OF THE CITY OF NATIONAL CITY OF MARCH 19, 2019, APRIL 2, 2019 AND MAY 7, 2019 AND THE SPECIAL MEETINGS OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY OF MARCH 19, 2019, MAY 7, 2019, MAY 21, 2019 AND JUNE 18, 2019. (City Clerk)

ACTION: Approved. See above.

CONSENT CALENDAR (cont.)

CONTRACT (C2005-65)

GRANT / PUBLIC SAFETY (206-4-27)

3. Resolution No. 2019-107. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AUTHORIZING THE MAYOR TO EXECUTE A CITY OF SAN DIEGO OFFICE OF HOMELAND SECURITY GRANT SUBAWARD AMENDMENT FOR AN ADDITIONAL APPROPRIATION OF \$17,100 FOR A NEW TOTAL OF \$25,655 TO THE REIMBURSABLE GRANT CITYWIDE ACCOUNT FOR THE FY18 URBAN AREA SECURITY INITIATIVE (UASI) GRANT FOR THE REIMBURSABLE GRANT PURCHASE OF EQUIPMENT FOR THE POLICE DEPARTMENT.
(Fire)

ACTION: Adopted. See above.

HOUSING AUTHORITY (404-1-8)

4. Resolution No. 2019-108. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AUTHORIZING THE MAYOR TO EXECUTE AN APPLICATION TO THE CALIFORNIA DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT (HCD) FOR SB2 PLANNING GRANTS PROGRAM FUNDS IN THE AMOUNT OF \$310,000.
(Housing Authority)

ACTION: Adopted. See above.

CONTRACT (C2014-1)

5. Resolution No. 2019-109. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AUTHORIZING THE ACCEPTANCE OF ANNUAL GRANT FUNDS & THE ESTABLISHMENT OF AN APPROPRIATION AND CORRESPONDING REVENUE BUDGET FOR THE REGIONAL REALIGNMENT RESPONSE GROUP (R3) BASED UPON A MEMORANDUM OF AGREEMENT EXECUTED BY THE CHIEF OF POLICE PURSUANT TO COUNCIL RESOLUTION 2018-54 BETWEEN THE NATIONAL CITY POLICE DEPARTMENT, THE COUNTY OF SAN DIEGO (SAN DIEGO SHERIFF'S DEPARTMENT AND PROBATION DEPARTMENT) AND MUNICIPAL LAW ENFORCEMENT AGENCIES THROUGHOUT THE COUNTY FOR SUPPORT OF R3G OPERATIONS IN THE AMOUNT OF \$65,000. (Police)

ACTION: Adopted. See above.

**ENGINEERING / PUBLIC WORKS DEPT - GRANTS / REPORTS ADMIN
(1104-1-1)**

6. Resolution No. 2019-110. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY, 1) RATIFYING THE ACCEPTANCE OF FUNDS IN THE TOTAL AMOUNT OF \$46,320 AWARDED TO THE CITY OF NATIONAL CITY FROM THE BEVERAGE CONTAINER RECYCLING

CONSENT CALENDAR (cont.)

**ENGINEERING / PUBLIC WORKS DEPT - GRANTS / REPORTS ADMIN
(1104-1-1)**

6. Resolution No. 2019-110 (continued). CITY/COUNTY PAYMENT PROGRAM FROM THE CALIFORNIA DEPARTMENT OF RESOURCES RECYCLING AND RECOVERY (CALRECYCLE) FOR FY17 THROUGH FY19 TO IMPLEMENT RECYCLING PROJECTS AND PROGRAMS SUCH AS BEVERAGE RECYCLING CONTAINERS IN CITY PARKS, CLEAN-UP ACTIVITIES, AND EDUCATIONAL MATERIALS; 2) RATIFYING THE ESTABLISHMENT OF CORRESPONDING REVENUE BUDGETS FOR FY17 THROUGH FY19; 3) RATIFYING THE APPROPRIATIONS AND EXPENDITURES IN THE AMOUNT OF \$15,420 FOR FY17; AND 4) APPROVING THE ESTABLISHMENT OF TRASH RATE STABILIZATION FUND APPROPRIATIONS FOR FY18 AND FY19. (Engineering/Public Works)

ACTION: Adopted. See above.

**CONTRACT (C2019-29)
DEED (D2019-5)**

7. Resolution No. 2019-111. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY APPROVING AN AFFORDABLE HOUSING DENSITY BONUS AGREEMENT WITH APV VENTURES, LLC, FOR THE DEVELOPMENT OF 17 UNITS LOCATED AT 1821 E 9TH STREET AND RESTRICTING THE RENT AND OCCUPANCY OF ONE (1) UNIT TO A VERY-LOW INCOME HOUSEHOLD IN EXCHANGE FOR A DENSITY BONUS AS MANDATED BY CALIFORNIA GOVERNMENT CODE SECTIONS 65915 - 65918. (Housing Authority)

TESTIMONY: R. Mitchel Beauchamp, speaking as a private citizen, expressed his concerns regarding parking for the new units.

ACTION: Adopted. See above.

GRANT / COMMUNITY SERVICES (206-4-26)

8. Resolution No. 2019-112. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY, 1) AUTHORIZING THE ACCEPTANCE OF THE COUNTY OF SAN DIEGO'S COMMUNITY ENHANCEMENT PROGRAM GRANT FUNDS OF \$10,000 FOR THE SPECIAL EVENT "A KIMBALL HOLIDAY", WITH NO MATCHING FUNDS REQUIRED; 2) AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF NATIONAL CITY AND THE COUNTY OF SAN DIEGO TO RECEIVE FY20 COMMUNITY ENHANCEMENT PROGRAM GRANT FUNDS; 3) AND AUTHORIZING THE ESTABLISHMENT OF A REIMBURSABLE GRANTS CITYWIDE FUND APPROPRIATION OF \$10,000 AND CORRESPONDING REVENUE BUDGET. (Community Services)

CONSENT CALENDAR (cont.)

GRANT / COMMUNITY SERVICES (206-4-26)

8. Resolution No. 2019-112 (continued).
TESTIMONY: City Treasurer Mitch Beauchamp expressed his concerns over non-governmental purchases such as "A Kimball Holiday".
ACTION: Adopted. See above.

WARRANT REGISTER JULY 2018 - JUNE 2019 (202-1-33)

9. Warrant Register #48 for the period of 5/22/19 through 5/28/19 in the amount of \$1,138,570.67. (Finance)
ACTION: Ratified. See above.

WARRANT REGISTER JULY 2018 - JUNE 2019 (202-1-33)

10. Warrant Register #49 for the period of 5/29/19 through 6/04/19 in the amount of \$2,122,486.61. (Finance)
ACTION: Ratified. See above.

WARRANT REGISTER JULY 2018 - JUNE 2019 (202-1-33)

11. Warrant Register #50 for the period of 6/05/19 through 6/11/19 in the amount of \$389,096.84. (Finance)
ACTION: Ratified. See above.

WARRANT REGISTER JULY 2018 - JUNE 2019 (202-1-33)

12. Warrant Register #51 for the period of 6/12/19 through 6/18/19 in the amount of \$2,120,783.05. (Finance)
ACTION: Ratified. See above.

WARRANT REGISTER JULY 2018 - JUNE 2019 (202-1-33)

13. Warrant Register #52 for the period of 6/19/19 through 6/25/19 in the amount of \$1,535,673.08. (Finance)
ACTION: Ratified. See above.

PUBLIC HEARINGS: ORDINANCES AND RESOLUTIONS

SUBDIVISIONS / VARIANCES 2019 (415-1-15)

14. Resolution No. 2019-113. PUBLIC HEARING AND ADOPTION OF A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY APPROVING A TENTATIVE SUBDIVISION MAP FOR THE SUBDIVISION OF ONE PARCEL INTO FIVE LOTS AT PROPERTY LOCATED AT "C" AVENUE SOUTH OF EAST 27TH STREET WITH AN EXCEPTION FOR LESS THAN REQUIRED STREET FRONTAGE. (Applicant: Clint Muhe/Alvin Washington) (Case File No. 2019-03 S) (Planning)

PUBLIC HEARINGS: ORDINANCES AND RESOLUTIONS (cont.)

SUBDIVISIONS / VARIANCES 2019 (415-1-15)

14. Resolution No. 2019-113 (continued).

RECOMMENDATION: Staff recommends approval of the Tentative Subdivision Map.

TESTIMONY: The following individuals spoke against the Tentative Subdivision Map: Queency Mateo, Aurora Reyes, Melvin Tanio, and Emelda Mateo.

R. Mitchel Beauchamp, speaking as a private citizen, spoke in support of the Tentative Subdivision Map.

Alvin Washington, Applicant/Project Manager, responded to questions and spoke in support.

Brian Fisch, National City, identified some issues of concern but was neutral on the project.

EX PARTE DISCLOSURE: Member Rios stated for the record, that she viewed the Planning Commission meeting.

ACTION: Motion by Cano, seconded by Quintero, to close the Public Hearing. Carried by unanimous vote.

Motion by Quintero, seconded by Rios, to adopt the Resolution with recommended findings and conditions. Carried by the following vote, to-wit: Ayes: Morrison, Quintero, Rios, Sotelo-Solis. Nays: Cano. Abstain: None. Absent: None.

RECESS

A five-minute recess was called at 7:01 p.m.

The meeting reconvened at 7:07 p.m. All members were present.

MUNICIPAL CODE 2019 (506-2-34)

15. PUBLIC HEARING AND INTRODUCTION OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AMENDING CHAPTER 8.34 (BEEKEEPING) OF THE NATIONAL CITY MUNICIPAL CODE RELATED TO THE KEEPING OF BEES IN THE CITY. (Applicant City-Initiated) (Case File 2019-10 A) (Planning Division)

RECOMMENDATION: Introduce the Ordinance.

TESTIMONY: R. Mitchel Beauchamp, speaking as a private citizen, spoke regarding his personal beekeeping situation and offered possible solutions to address the issue.

City Attorney Morris-Jones stated for the record that two written complaints were received.

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

Motion by Quintero, seconded by Morrison, to introduce the Ordinance. Carried by the following vote, to-wit: Ayes: Morrison, Quintero, Rios, Sotelo-Solis. Nays: Cano. Abstain: None. Absent: None.

NON CONSENT RESOLUTIONS

CONTRACT (C2019-30)

16. Resolution No. 2019-114. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY, 1) AWARDING A CONTRACT TO DICK MILLER INC. IN THE NOT-TO-EXCEED AMOUNT OF \$1,010,101.01 FOR THE PARADISE CREEK WATER QUALITY AND COMMUNITY ENHANCEMENTS PROJECT, CIP NO. 18-11; 2) AUTHORIZING A 15% CONTINGENCY IN THE AMOUNT OF \$151,515.16 FOR ANY UNFORESEEN CHANGES; AND 3) AUTHORIZING THE MAYOR TO EXECUTE THE CONTRACT. (Engineering/Public Works)

RECOMMENDATION: Adopt the Resolution.

TESTIMONY: R. Mitchel Beauchamp, speaking as a private citizen, expressed his concerns regarding the downstream area of Paradise Creek.

ACTION: Motion by Morrison, seconded by Quintero, to adopt the Resolution. Carried by unanimous vote.

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

17. Resolution No. 2019-115. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY, 1) AUTHORIZING THE FILING OF A PROPOSITION 68 STATEWIDE PARK DEVELOPMENT AND COMMUNITY REVITALIZATION PROGRAM (SPP) APPLICATION FOR THE EL TOYON PARK PROJECT IN THE AMOUNT OF \$8,485,480.94; 2) AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE THE GRANT AGREEMENT IF SELECTED FOR FUNDING; AND 3) IF SELECTED FOR FUNDING, APPROVING THE ESTABLISHMENT OF AN ENGINEERING GRANTS FUND APPROPRIATION OF \$8,485,480.94 AND CORRESPONDING REVENUE BUDGET TO ALLOW FOR REIMBURSEMENT OF ELIGIBLE PROJECT EXPENDITURES THROUGH THE SPP FOR THE EL TOYON PARK PROJECT. (Engineering/Public Works)

RECOMMENDATION: Adopt the Resolution.

TESTIMONY: None.

ACTION: Motion by Morrison, seconded by Cano, to adopt the Resolution and to accept and authorize the filing of the Grant Application. Carried by unanimous vote.

NEW BUSINESS

TEMPORARY USE PERMITS 2019 (203-1-35)

18. Temporary Use Permit — Request from Environmental Health Coalition to conduct the Healthy Cities, Healthy Residents Active Transportation Pop-Up Event at the intersection of Hoover Avenue and 18th Street on September 12, 2019 from 1 p.m. to 3 p.m. with no waivers of fees. (Neighborhood Services)

NEW BUSINESS (cont.)

TEMPORARY USE PERMITS 2019 (203-1-35)

18. Temporary Use Permit (continued).

RECOMMENDATION: Approve the Application for a Temporary Use Permit (TUP) subject to compliance with all conditions of approval with no waiver of fees or in accordance with City Council Policy 802.

TESTIMONY: Adrienne Anderson, County of San Diego Health and Human Services Agency (HHSA), provided an overview of HHSA's 'Healthy Cities, Healthy Residents' initiative and thanked Staff for their involvement and support in the coalition.

Oscar Medina, Environmental Health Coalition, provided details of the event, extended an invitation to the Mayor, Council and City staff responded to questions and requested approval of the TUP.

Alicia Sanchez, National City, spoke in support of the TUP and the Healthy Cities, Healthy Residents coalition.

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

CONDITIONAL USE PERMITS 2019 (403-32-3)

19. Notice of Decision – Planning Commission approval of a Conditional Use Permit for an adult school (Interamerican College) in Sweetwater Plaza Shopping Center located at 1727 Sweetwater Road, Suites 209-212. (Applicant: Reymundo Marin) (Case File 2019-07 CUP) (Planning)

RECOMMENDATION: File the Notice of Decision.

TESTIMONY: None.

ACTION: Motion by Cano, seconded by Quintero, to set this item for a Public Hearing on September 3rd. Carried by the following vote, to-wit: Ayes: Cano, Morrison, Quintero, Sotelo-Solis. Nays: Rios. Abstain: None. Absent: None.

SUBDIVISIONS / VARIANCES 2017 (415-1-13)

20. Time Extension Request – Tentative Subdivision Map for a mixed-use condominium project to be located at 341 East 30th Street. (Applicant: Raintree Residential, LLC) (Case File 2016-23 S) (Planning Division)

RECOMMENDATION: Extend the Tentative Subdivision Map 2016-23 S for three years to June 6, 2022.

TESTIMONY: None.

ACTION: Motion by Quintero, seconded by Cano, to deny the time extension request. Motion was withdrawn.

Motion by Morrison, seconded by Rios, to continue this item to August 20th to allow the Applicant or representative to speak.

Carried by the following vote, to-wit: Ayes: Morrison, Quintero, Rios, Sotelo-Solis. Nays: Cano. Abstain: None. Absent: None.

NEW BUSINESS (cont.)

STREET VACATION ADMIN 2019 (902-26-7)

21. A Request to Initiate a Street Vacation of a portion of alley north of East 12th Street east of National City Blvd. for installation of utilities related to an approved affordable housing project. (Applicant: AMG & Associates, LLC.) (Case File No. 2019-18 SC) (Planning)

RECOMMENDATION: Initiate the Street Vacation.

TESTIMONY: None.

ACTION: Motion by Cano, seconded by Quintero, to approve the request to initiative the Street Vacation. Carried by unanimous vote.

B. COMMUNITY DEVELOPMENT COMMISSION - HOUSING AUTHORITY

There were no CDC-HA action items.

C. REPORTS

STAFF REPORTS

None.

MAYOR, CITY COUNCIL, AND OTHER ELECTED OFFICIALS

Member Quintero welcomed everyone back and thanked City staff for the work that was done during the July legislative recess. He gave kudos to City Manager Raulston for the retreats and trainings that took place during the recess.

Member Cano echoed Member Quintero's sentiments and spoke on what he learned during the retreats and trainings that he attended.

Member Rios shared her thoughts on the Strategic Planning meeting and thanked Staff who were a part of it.

Mayor Sotelo-Solis welcomed everyone back and recognized City Manager Raulston for coordinating the trainings that took place and thanked Staff who attended.

Mayor Sotelo-Solis offered the following motions for Council consideration:

Motion by Sotelo-Solis, seconded by Rios, for RHNA to be brought back on August 20th. Carried by unanimous vote.

Motion by Sotelo-Solis, seconded by Rios, to bring back an attendance and meeting quorum update for the Boards and Commissions by September. Carried by unanimous vote.

MAYOR, CITY COUNCIL, AND OTHER ELECTED OFFICIALS (cont.)

Motion by Sotelo-Solis, seconded by Rios, to reconsider the current position on Microenterprise Home Kitchen Operations (MEHKO) by having continued dialogue and information on legislative updates in September. Carried by the following vote, to-wit: Ayes: Rios, Quintero, Sotelo-Solis. Nays: Cano, Morrison. Abstain: None. Absent: None.

CLOSED SESSION REPORT

City Attorney Angil Morris-Jones reported out on the Closed Session Agenda items as follows: With regards to Item Nos. 1, and 2, direction was given by unanimous vote; Item No. 3 was information only and no action was taken; in regards to Item No. 4, authorization and direction was given by unanimous vote and it will come back at the next Council meeting. (See attached Exhibit 'L')

ADJOURNMENT

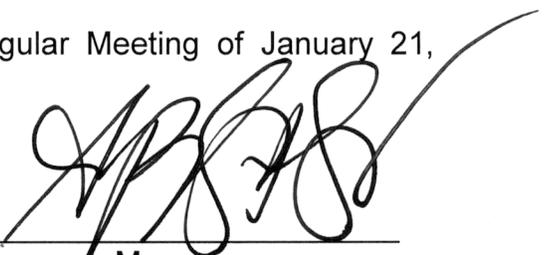
Motion by Cano, seconded by Morrison, to adjourn the meeting to the next Regular Meeting of the City Council and Community Development Commission - Housing Authority of the City of National City - Tuesday – August 20, 2019 - 6:00 p.m. - Council Chambers - National City, California. Carried by unanimous vote.

The meeting closed at 8:03 p.m.



For City Clerk

The foregoing minutes were approved at the Regular Meeting of January 21, 2020.



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, August 6, 2019 – 4:00 p.m.

CITY COUNCIL

OPEN SESSION

CALL TO ORDER

ROLL CALL

CLOSED SESSION

1. Conference with Legal Counsel – Potential Litigations: One case
Potential Litigations Pursuant to Governmental Code Section 54956.9(d)(2)
2. Conference with Legal Counsel – Pending Litigation
Existing Litigation under Government Code Section 54956.9(d)(1)
Arturo Garcia v. City of National City, et al
Case No. 37-2018-00013660 –CU-PO-CTL
3. Conference with Legal Counsel – Potential Litigations: One case
Potential Litigations Pursuant to Governmental Code Section 54956.9(d)(4)
4. Personnel Matter – Government Code Section 54957(b)(1)
City Attorney Contract Amendment

ADJOURNMENT

Next Adjourned Regular City Council Meeting: Tuesday, August 6, 2019, 5:00 p.m., City Council Chambers, Civic Center – National City, California.