

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

October 19, 2010

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, Sotelo-Solis, Van Deventer, Zarate.

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

Others present: Student Representatives Fred Wells and Samantha Galicia.

PLEDGE OF ALLEGIANCE TO THE FLAG BY MAYOR RON MORRISON

PUBLIC ORAL COMMUNICATIONS

Jose Medina, Janina Moretti, Emma Pulleva, Fletcher Smith, Bob Silvern, Jean Costa and Masada Disenhouse spoke in opposition to Proposition 23 on the November 2nd state ballot and urged the City Council to place the item on the agenda so the Council could take a formal position against the measure. A letter was submitted from the San Diego Unified Port Commission opposing Proposition 23. (Copy of letter is on file in the Office of the City Clerk)

ACTION: Motion by Sotelo-Solis, seconded by Zarate, to place the item on the agenda. Motion withdrawn. No action taken.

Teresa Elias, National City, spoke about problems she was having resolving a ticket for handicapped parking.

Steve Hicks, National City, spoke about problems he experienced while passing out campaign flyers.

PROCLAMATION

PROCLAMATION ADMIN (102-2-1)

1. Proclaiming October 17-23, 2010 as: **"NATIONAL HEALTH EDUCATION WEEK"**

PRESENTATIONS

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

2. Employee of the Month of October 2010 – Michael Fellows – Planning Technician

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

- 2a. Plaques were presented to retiring Police Lieutenants Randy Triviz and Lanny Roark and Police Sergeant Bill Strasen.

CITY COUNCIL

CONSENT CALENDAR

ADOPTION OF CONSENT CALENDAR. Item No. 3 (Minutes), Item No. 4 (NCMC), Item Nos. 5 through 9 (Resolution Nos. 2010-234 through 2010-238), Item Nos. 10 through 12 (Warrant Registers). Motion by Zarate, seconded by Sotelo-Solis, to pull Item No. 8 and to approve the remainder of the Consent Calendar. Carried by unanimous vote. **Note:** Member Van Deventer abstained on Item No. 12.

APPROVAL OF MINUTES

3. **SUBJECT:** Approval of the Minutes of the Adjourned Regular City Council/Community Development Commission Meeting of May 11, 2010 and the Regular Meeting of October 5, 2010. (City Clerk)
ACTION: Approved. See above.

MUNICIPAL CODE 2010 (506-2-25)

4. 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.

CONTRACT (C2010-73)

5. Resolution No. 2010-234. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY APPROVING A CONTRACT AGREEMENT BETWEEN THE CITY AND BUREAU VERITAS NORTH AMERICAN, INC. FOR THE NOT-TO-EXCEED AMOUNT OF \$100,000 FOR A TWO YEAR PERIOD TO PROVIDE ON-CALL GENERAL ENGINEERING, CONSTRUCTION INSPECTIONS, AND PROJECT MANAGEMENT SERVICES FOR VARIOUS CAPITAL IMPROVEMENT PROJECTS AND AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT. (Various Capital Improvement Project Funds) (Development Services/Engineering)
ACTION: Adopted. See above.

CONSENT CALENDAR (cont.)

CONTRACT (C2010-74)

6. Resolution No. 2010-235. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AWARDING A CONTRACT TO BLACK ROCK CONSTRUCTION COMPANY IN THE AMOUNT OF \$256,552 (BASE BID) TO PERFORM THE CITY'S CONCRETE IMPROVEMENTS PROJECT FOR THE FY 2010-2011 AND AUTHORIZING THE MAYOR TO EXECUTE THE CONTRACT. (Funded by CDBG and Gas Tax Funds) (Engineering)

ACTION: Adopted. See above.

CONTRACT (C2010-75)

7. Resolution No. 2010-236. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AWARDING A CONTRACT TO KOCH ARMSTRONG GENERAL ENGINEERING, INC. IN THE AMOUNT OF \$90,993.60 (BASE BID) TO PERFORM THE CITY'S DRAINAGE IMPROVEMENTS PROJECT FOR THE FY 2010-2011 AND AUTHORIZING THE MAYOR TO EXECUTE THE CONTRACT. (Funded by CDBG Funds) (Engineering)

ACTION: Adopted. See above.

CONTRACT (C2008-29)

8. Resolution No. 2010-237. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AUTHORIZING THE MAYOR TO EXECUTE AN AMENDMENT TO THE AGREEMENT WITH COXCOM, INC. TO LEASE VIDEO AND DATA SERVICES IN THE ANNUAL NOT-TO-EXCEED AMOUNT OF \$39,000. (Information Technology/City Manager)

RECOMMENDATION: City Attorney Claudia Silva recommended some changes to the agreement.

ACTION: Motion by Sotelo-Solis, seconded by Van Deventer, to adopt the Resolution including the recommended changes to final agreement. Carried by unanimous vote.

BLOCK GRANT PROGRAM ADMIN 2010-2011 (406-1-25)

9. Resolution No. 2010-238. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY REALLOCATING \$50,000 OF FISCAL YEAR 2010-2011 COMMUNITY DEVELOPMENT BLOCK GRANT ("CDBG") ENTITLEMENT FUNDS FROM THE INTERNATIONAL COMMUNITY FOUNDATION FOR THE NATIONAL CITY SCHOOL GARDENS AND URBAN AGRICULTURE INITIATIVE TO THE CITY OF NATIONAL CITY CAPITAL IMPROVEMENT PROGRAM FOR THE EL TOYON PARK GARDEN PROJECT. (Housing and Grants)

ACTION: Adopted. See above.

CONSENT CALENDAR (cont.)

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

10. Warrant Register #11 for the period of 09/08/10 through 09/14/10 in the amount of \$394,189.87. (Finance)
ACTION: Ratified. See above.

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

11. Warrant Register #12 for the period of 09/15/10 through 09/21/10 in the amount of \$1,823,329.50. (Finance)
ACTION: Ratified. See above.

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

12. Warrant Register #13 for the period of 09/22/10 through 09/28/10 in the amount of \$196,024.77. (Finance)
ACTION: Ratified. See above. **Note:** Member Van Deventer abstained on warrant #12ABS238382.

ORDINANCE FOR ADOPTION

MUNICIPAL CODE 2010 (506-2-25)

13. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AMENDING CHAPTER 18.62 OF THE NATIONAL CITY MUNICIPAL CODE BY AMENDING SUBSECTION D OF SECTION 18.62.170 PERTAINING TO TEMPORARY SIGNS IN SINGLE-FAMILY RESIDENTIAL ZONES. (Applicant: City of National City) (Case File No. 2010-27 A) (Development Services/Planning)
RECOMMENDATION: Adopt the Ordinance.
TESTIMONY: None.
ACTION: Motion by Van Deventer, seconded by Zarate, to adopt the Ordinance. Carried by unanimous vote.

NON CONSENT RESOLUTION

CONTRACT (C86-47)

14. Resolution No. 2010-239. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AUTHORIZING THE MAYOR TO SIGN THE FIRST AMENDMENT TO THE AGREEMENT BY AND BETWEEN THE CITY OF NATIONAL CITY AND AMERICAN MEDICAL RESPONSE AMBULANCE SERVICE, INC. (Fire)
RECOMMENDATION: Continue to the next meeting.
TESTIMONY: None.
ACTION: Continued to the November 9, 2010 meeting. No action taken.

NEW BUSINESS

LABOR RELATIONS PERSONNEL (605-1-1)

15. Staff Report – Update on Employee Voluntary Separation Program and projected savings. (Finance/Human Resources) (Copy on file in the Office of the City Clerk)

STAFF REPORT: Assistant City Manager Leslie Deese, Finance Director Jeanette Ladrido and Human Resources Director Stacy Stevenson.

ACTION: Accepted and filed.

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

16. Update on City's Jurisdictional Urban Runoff Management Program (JURMP) Fiscal Year 2009-2010 Annual Report. (Development Services/Engineering Division)

RECOMMENDATION: Accept the report.

TESTIMONY: None.

ACTION: Motion by Van Deventer, seconded by Zarate, to accept and file. Carried by unanimous vote.

POLICE DEPT ADMIN (302-4-1)

17. Mid-Year Crime Update – 2010. (Police)

ACTION: Accepted and filed.

MARTIN LUTHER KING JR. COMMUNITY CENTER (1101-5-1)

18. Request to use Martin Luther King Jr. Community Center by Secure Horizons for a health care seminar on November 22, 2010 from 8:00 am to Noon. (Community Services)

RECOMMENDATION: Approve request with no waiver of fees.

TESTIMONY: None.

ACTION: Motion by Van Deventer, seconded by Zarate, to approve with all conditions of staff. Carried by unanimous vote.

FIRE DEPT ADMIN (305-1-1)

19. Request to authorize Sweetwater High School's cheerleaders to ride on National City Fire Department's Engine in Homecoming Parade on October 22, 2010. (Fire)

RECOMMENDATION: None.

TESTIMONY: None.

ACTION: Motion by Sotelo-Solis, seconded by Zarate, to approve with all conditions of staff. Carried by unanimous vote.

NEW BUSINESS (cont.)

TEMPORARY USE PERMITS 2010 (203-1-26)

20. Temporary Use Permit – Integrity Charter School’s Harvest Festival sponsored by Integrity Charter School on October 29, 2010 from 4:00 pm to 8:00 pm on “A” Avenue between 7th and 8th Streets, with no waiver of fees. (Neighborhood Services Division)

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

TESTIMONY: Francisco Gutierrez, School Director, responded to questions and spoke in favor.

ACTION: Motion by Van Deventer, seconded by Zarate, to approve application contingent on applicant getting signed approval from businesses and providing reserved parking if needed. Carried by unanimous vote.

TEMPORARY USE PERMITS 2010 (203-1-26)

21. Temporary Use Permit – Paseo de Rey Church to host its Fall Festival at National City Middle School located at 1701 D Avenue on October 31, 2010 with no waiver of fees. (Neighborhood Services Division)

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

TESTIMONY: None.

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

COMMUNITY DEVELOPMENT COMMISSION

CONSENT CALENDAR

ADOPTION OF CONSENT CALENDAR. Item Nos. 22 through 24 (Warrant Registers). Motion by Zarate, seconded by Van Deventer, to approve the Consent Calendar. Carried by unanimous vote.

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

22. Authorize the reimbursement of Community Development Commission expenditures in the amount of \$24,807.47 to the City of National City for the period of 09/08/10 through 09/14/10. (Finance)

ACTION: Approved. See above.

CONSENT CALENDAR (cont.)

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

23. Authorize the reimbursement of Community Development Commission expenditures in the amount of \$136,027.08 to the City of National City for the period of 09/15/10 through 09/21/10. (Finance)

ACTION: Approved. See above.

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

24. Authorize the reimbursement of Community Development Commission expenditures in the amount of \$7,412.76 to the City of National City for the period of 09/22/10 through 09/28/10. (Finance)

ACTION: Approved. See above.

STAFF REPORTS

CITY WIDE HOUSING ADMIN (303-4-1)

25. Housing Project Update. (Development Services)

STAFF REPORT: CDC Executive Director Brad Raulston. (Copy on file in the Office of the City Clerk)

ACTION: None

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

- 25a. New Safe Routes to School Grant awarded to the City for \$450,000.

STAFF REPORT: Development Services Director Maryam Babaki

ACTION: None.

POLICE DEPT ADMIN (302-4-1)

- 25b. Police Officer received award.

STAFF REPORT: Police Chief Adolfo Gonzales reported that Officer Chad Sakamoto was awarded a Medal of Valor by the California State Fire Fighters Association Historical Society.

ACTION: None.

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

- 25c. MTS benches going up / Bicycle Workshop.

STAFF REPORT: Development Services Director Maryam Babaki reported that MTS will begin installing 20 new bus benches within the next two weeks and that the Bicycle Master Plan will be the subject of a Public Workshop on Thursday October 21st at the MLK Community Center.

ACTION: None.

STAFF REPORTS (cont.)

CLOSED SESSION REPORT (509-1-4)

26. Closed Session. (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 Sotelo-Solis reminded everyone about the Sweetwater High School Homecoming, the Tower of Terror on Halloween and the November 2nd Municipal Election.

Mayor Morrison presented a check to the City Manager in the amount of \$15,440 from the Regional Solid Waste Authority. Mayor Morrison also reported that, because of the City's leadership role in pension reform, he was privileged to be called upon to introduce Governor Schwarzenegger on his recent visit to San Diego to announce the State's new budget; that the President of the Philippines was a recent visitor to National City and that the Star News honored Mayor Morrison as the Best Elected Official in the South Bay for 2010.

ADJOURNMENT

The meeting was adjourned in memory of Diana Gonzales.

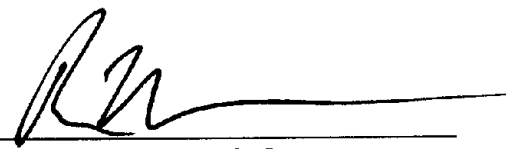
The next Adjourned Regular City Council and Community Development Commission Meeting to be held Tuesday, November 9, 2010 at 6:00 p.m. at the Council Chambers, National City, California.

The meeting closed at 7:56 p.m.



City Clerk / Recording Secretary

The foregoing minutes were approved at the Adjourned Regular Meeting of November 9, 2010.



Mayor / CDC Chairman

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, October 19, 2010 – 5:00 p.m.

ROLL CALL

OPEN SESSION

1. Real Property Transaction – Exchange of City-Owned Property at 522 West 8th Street for Illes Family Trust Property at 2020 Hoover Avenue

CLOSED SESSION

1. Conference with Legal Counsel – Existing Litigation: Government Code Section 54956.9 (a)
SEIU v. City of National City
Public Employment Relations Board (PERB) Case No. LA-CE603-M
2. Conference with Real Property Negotiator – Government Code Section 54956.8
Property: 2020 Hoover Avenue, National City
Agency Negotiator: Brad Raulston
Negotiating Parties: Rich Illes for the Illes Family Trust
Under Negotiation: Price and Terms of Payment

ADJOURNMENT

Next Regular City Council/CDC Meeting - Tuesday, October 19, 2010, 6:00 p.m., Council Chambers, Civic Center