

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

**April 2, 2013**

The Regular Meeting of the City Council and Community Development Commission – Housing Authority of the City of National City was called to order at 6:04 p.m. by Mayor / Chairman Ron Morrison.

**ROLL CALL**

Council / Board members present: Cano, Morrison, Natividad, Rios, Sotelo-Solis.  
Administrative Officials present: Cissel, Dalla, Deese, Duong, Manganiello, Parra, Raulston, Roberts, Rodriguez, Silva, Smith, Stevenson, Vergara, Williams.  
Others present: Student Representatives Nallely Aceves and Kane Gillego.

**PLEDGE OF ALLEGIANCE TO THE FLAG BY MAYOR RON MORRISON**

**PUBLIC ORAL COMMUNICATIONS**

George Contreras, National City, requested resolution of outstanding issues regarding his grant of an easement for sidewalk at 3005 F Avenue.

Guille Coronado, National City, extended an invitation to the Mayor and Council to attend the MANA's San Diego Dia de la Mujer event at Sweetwater High School.

William Sendt, National City, publicly acknowledged the efforts of Armando Vergara and his Neighborhood Services staff for their motor home parking enforcement efforts.

**CITY COUNCIL**

**PRESENTATION**

**COUNCIL MEETING PRESENTATIONS 2013 (102-10-8)**

1. Volunteer Recognition Award – Eva Caligagan. (Community Services)
  - 1a. Mayor Morrison acknowledged the City Manager's appointment of Manuel Rodriguez as the new Police Chief and offered congratulations to Chief Rodriguez.

## CONSENT CALENDAR

**ADOPTION OF CONSENT CALENDAR.** Item No. 2 (Minutes), Item Nos. 3 through 7 (Resolution Nos. 2013-45 through 2013-49), Item Nos. 8 and 9 (Warrant Registers), Item No. 10 (TUP). Motion by Sotelo-Solis, seconded by Rios, to pull Item No. 10 and to approve the remainder of the Consent Calendar. Carried by unanimous vote.

### APPROVAL OF MINUTES

2. **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 March 19, 2013. (City Clerk)

**ACTION:** Approved. See above.

### ENCROACHMENT AGREEMENT ADMIN 2013 (903-14-7)

3. Resolution No. 2013-45. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY APPROVING AN ENCROACHMENT PERMIT AND AGREEMENT WITH RON BAKER CHEVROLET FOR THE INSTALLATION AND MAINTENANCE OF A STRUCTURAL AWNING AT THE MAIN ENTRY TO THE DEALERSHIP SHOWROOM LOCATED AT 2301 NATIONAL CITY BOULEVARD. (Engineering)

**ACTION:** Adopted. See above.

### PARKING & TRAFFIC CONTROL ADMIN 2013 (801-2-34)

4. Resolution No. 2013-46. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AUTHORIZING THE INSTALLATION OF A BLUE CURB HANDICAP PARKING SPACE WITH SIGN IN FRONT OF THE RESIDENCE AT 1812 WILSON AVENUE. (TSC 2013-05) (Engineering)

**ACTION:** Adopted. See above.

### PARKING & TRAFFIC CONTROL ADMIN 2013 (801-2-34)

5. Resolution No. 2013-47. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL AUTHORIZING THE INSTALLATION OF A BLUE CURB HANDICAP PARKING SPACE WITH SIGN IN FRONT OF THE RESIDENCE AT 129 S. KENTON AVENUE. (TSC 2013-04) (Engineering)

**ACTION:** Adopted. See above.

**CONSENT CALENDAR (cont.)**

**DEED (D2013-1)**

6. Resolution No. 2013-48. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY ACCEPTING AN EASEMENT FOR SIDEWALK AND WALL PURPOSES FROM MARIO REYES AND CECILIA REYES AND AUTHORIZING THE RECORDATION OF A SIDEWALK AND SLOPE & WALL EASEMENT OVER A PORTION OF LOT 1 OF MAP 14619, PARCEL NUMBER 557-180-35. (Engineering)  
**ACTION:** Adopted. See above.

**CONTRACT (C2011-3)**

**GRANT / PUBLIC SAFETY (206-4-27)**

7. Resolution No. 2013-49. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AUTHORIZING THE ACCEPTANCE OF THE FY 2012 OPERATION STONEGARDEN GRANT IN THE AMOUNT OF \$37,086 AND AUTHORIZING THE CHIEF OF POLICE TO EXECUTE AMENDMENT NO. 2 TO THE AGREEMENT FOR THE AWARD OF THE GRANT FUNDS, AND APPROPRIATING FUNDS IN THE AMOUNT OF THE GRANT FOR THE REIMBURSEMENT OF OVERTIME, FRINGE BENEFITS AND MILEAGE FOR PROGRAMMATIC OPERATIONS. (Police)  
**ACTION:** Adopted. See above.

**WARRANT REGISTER JULY 2012 – JUNE 2013 (202-1-27)**

8. Warrant Register #35 for the period of 02/20/13 through 02/26/13 in the amount of \$1,391,557.13. (Finance)  
**ACTION:** Ratified. See above.

**WARRANT REGISTER JULY 2012 – JUNE 2013 (202-1-27)**

9. Warrant Register #36 for the period of 02/27/13 through 03/05/13 in the amount of \$2,715,968.02. (Finance)  
**ACTION:** Ratified. See above.

**TEMPORARY USE PERMITS 2013 (203-1-29)**

10. TEMPORARY USE PERMIT – National City Cinco De Mayo Mariachi Festival and Competition at Pepper Park on April 27, 2013 at Pepper Park with request for waiver of fees. (Neighborhood Services)  
**TESTIMONY:** Jacqueline Reynoso, National City Chamber of Commerce, spoke in support and responded to questions.  
**ACTION:** Motion by Rios, seconded by Natividad, to approve the Temporary Use Permit with all fees except application fee waived. Carried by the following vote, to-wit: Ayes: Morrison, Natividad, Rios, Sotelo-Solis. Nays: Cano. Absent: None. Abstain: None.

**NON CONSENT RESOLUTIONS**

**LABOR RELATIONS PART TIME / TEMPS / SEASONAL 2000-2014 (605-7-2)**

11. Resolution No. 2013-50. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AMENDING THE SALARY SCHEDULE FOR THE PART-TIME AND SEASONAL EMPLOYEE GROUP TO INCLUDE THE CREATION OF A SALARY RANGE FOR THE PART-TIME PROPERTY AND EVIDENCE SPECIALIST I CLASSIFICATION. (Human Resources)

**RECOMMENDATION:** Adopt the Resolution.

**TESTIMONY:** None.

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

**CONTRACT (C89-12)**

**TOWING SERVICES POLICY ADMIN (806-1-1)**

12. Resolution No. 2013-51. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AUTHORIZING THE MAYOR TO AMEND THE CITY'S CURRENT CONTRACT WITH MOYNAHAN'S TOWING AND A TO Z ENTERPRISES DBA ROAD ONE TOWING, TO INCREASE FEES PER SECTION 3.5 RE-OPENER CLAUSE - FEE SCHEDULE. THE RECOMMENDATION IS TO RAISE A BASIC TOW TO \$190, A MEDIUM TOW TO \$210 AND STORAGE FEE TO \$48 PER DAY. THE TOW CONTRACTORS ALSO AGREE TO DECREASE THE VICTIM AND WITNESS INVESTIGATIVE TOW FEES TO \$75. (Police)

**RECOMMENDATION:** Adopt the Resolution.

**TESTIMONY:** Eddie Perez, National City, spoke in opposition.

**ACTION:** Motion by Sotelo-Solis, seconded by Rios, to continue to the May 7<sup>th</sup> Meeting for more info. Carried by unanimous vote.

**FINANCIAL MANAGEMENT 2012-2013 (204-1-28)**

13. Resolution No. 2013-52. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AUTHORIZING BUDGET ADJUSTMENTS BY APPROVING INCREASES OF THE LIABILITY INSURANCE FUND REVENUE BUDGET AND LIABILITY CLAIM COST APPROPRIATION AND ESTABLISHMENT OF A GENERAL FUND POST REVENUE BUDGET AND APPROPRIATION FOR POLICE DEPARTMENT POST TRAINING, TRAVEL & SUBSISTENCE AND RATIFYING INCREASES OF THE GENERAL FUND DONATION REVENUE BUDGET AND INDEPENDENCE DAY FIREWORKS APPROPRIATION IN RELATION TO A DONATION ACCEPTED FROM THE SYCUAN BAND OF THE KUMEYAA NATION. (Finance)

**NON CONSENT RESOLUTIONS (cont.)**

**FINANCIAL MANAGEMENT 2012-2013 (204-1-28)**

13. Resolution No. 2013-52 (continued).

**RECOMMENDATION:** Adopt the Resolution.

**TESTIMONY:** None.

**ACTION:** Motion by Natividad, seconded by Rios, to adopt the Resolution. Carried by unanimous vote.

**POLITICAL SUPPORT ADMIN – INITIATIVES (102-4-1)**

14. Resolution No. 2013-53. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY IN SUPPORT OF ASSEMBLY BILL 981 – BLOOM (AB 981) RELATED TO THE USE OF REDEVELOPMENT BOND PROCEEDS. (City Manager)

**RECOMMENDATION:** Adopt the Resolution.

**TESTIMONY:** None.

**ACTION:** Motion by Natividad, seconded by Rios, to adopt the Resolution. Carried by unanimous vote.

**NEW BUSINESS**

**CONDITIONAL USE PERMITS 2013 (403-28-1)**

15. Notice of Decision – Planning Commission approval of a Conditional Use Permit for a martial arts school at 340 West 26th Street, Suite G & H. (Applicant: Leticia Ribeiro Dos Santos) (Case File No. 2013-05 CUP) (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 Sotelo-Solis, seconded by Rios, to file. Carried by unanimous vote.

**DISCLOSURE:** Council Member Rios disclosed that she was in attendance at the Planning Commission meeting when the item was considered.

**CONDITIONAL USE PERMITS 2013 (403-28-1)**

16. Notice of Decision – Planning Commission approval of a Conditional Use Permit to add two gasoline pumps at an existing gas station located at 10 Osborn Street. (Applicant: Adeeb Eddy Brikho) (Case File 2013-06 CUP) (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 Rios, to file. Carried by unanimous vote.

**NEW BUSINESS (cont.)**

**CONDITIONAL USE PERMITS 2013 (403-28-1)**

16. Notice of Decision (continued).

**DISCLOSURE:** Council Member Rios disclosed that she was in attendance at the Planning Commission meeting when the item was considered.

**COMMUNITY DEVELOPMENT ADMIN 2011-2014 (406-2-16)**

17. Report on the San Diego Regional Enterprise Zone 2012 Voucher Activity Report. (Housing and Grants)

**RECOMMENDATION:** Accept and file.

**TESTIMONY:** None.

**ACTION:** Accepted and filed. There was no vote.

**COUNCIL POLICY MANUAL (102-13-1)**

18. City Council Review of Proposed Updates to the City Council Policy Manual (Chapter 100 Policies). (City Manager/City Attorney)

**RECOMMENDATION:** Review policy revisions as submitted. After Council review, a supporting Resolution will be brought forward to Council at a subsequent Council meeting for final approval.

**TESTIMONY:** None.

**ACTION:** The consensus was to have staff look at possible formats and dates and return with a recommendation. There was no vote.

**POLITICAL SUPPORT ADMIN – INITIATIVES (102-4-1)**

19. **DISCUSSION:** Draft resolution supporting a reasonable and humane approach to reforming the currently broken immigration system. (City Manager and City Attorney)

**RECOMMENDATION:** Provide direction to staff.

**TESTIMONY:** Pedro Rios, American Friends Service Committee, spoke in support.

Julie Schauble, National City, spoke in support.

**ACTION:** Motion by Natividad, seconded by Rios, to form an Ad-Hoc Committee to include two Councilmembers, the City Manager and Police Chief to come back with a recommendation. Carried by unanimous vote.

Motion by Sotelo-Solis, seconded by Rios, to confirm the Mayor's appointment of Vice Mayor Natividad and Member Sotelo-Solis to the Committee. Carried by unanimous vote.

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

**PUBLIC HEARING**

**HOUSING AUTHORITY 2013 (404-1-2)  
CITY WIDE HOUSING ADMIN (303-4-1)**

20. PUBLIC HEARING: Community Development Commission – Housing Authority of the City of National City approving the Public Housing Agency Plan (PHA) for Fiscal Year 2013, and the Section 8 Administrative Plan for Fiscal Year 2013; and authorizing the submittal of the PHA Plan and the Administrative Plan to the U.S. Department of Housing and Urban Development. (CDC - Housing Authority of the City of National City)

**RECOMMENDATION:** Conduct the Public Hearing.

**TESTIMONY:** None.

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

**NON CONSENT RESOLUTIONS**

**HOUSING AUTHORITY 2013 (404-1-2)  
CITY WIDE HOUSING ADMIN (303-4-1)**

21. Resolution No. 2013-14. RESOLUTION OF THE COMMUNITY DEVELOPMENT COMMISSION – HOUSING AUTHORITY OF THE CITY OF NATIONAL CITY APPROVING THE REVISIONS TO THE SECTION 8 ADMINISTRATIVE PLAN, AND AUTHORIZING SUBMITTAL OF THE PLAN TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT. (CDC - Housing Authority of the City of National City)

**RECOMMENDATION:** Adopt the Resolution.

**TESTIMONY:** None.

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

**HOUSING AUTHORITY 2013 (404-1-2)  
CITY WIDE HOUSING ADMIN (303-4-1)**

22. Resolution No. 2013-15. RESOLUTION OF THE COMMUNITY DEVELOPMENT COMMISSION - HOUSING AUTHORITY OF THE CITY OF NATIONAL CITY APPROVING THE PUBLIC HOUSING AGENCY ANNUAL PLAN (PHA) FOR FISCAL YEAR 2013, AND AUTHORIZING THE SUBMITTAL OF THE PLAN TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT. (CDC - Housing Authority of the City of National City)

## **NON CONSENT RESOLUTIONS (cont.)**

### **HOUSING AUTHORITY 2013 (404-1-2) CITY WIDE HOUSING ADMIN (303-4-1)**

22. Resolution No. 2013-15 (continued).

**RECOMMENDATION:** Adopt the Resolution.

**TESTIMONY:** None.

**ACTION:** Motion by Rios, seconded by Natividad, to adopt the Resolution. Carried by unanimous vote.

## **STAFF REPORTS**

### **BOARDS & COMMISSIONS ADMIN (101-1-1)**

23. Report – Board & Commission Attendance Records. (City Clerk)

### **CLOSED SESSION REPORT (509-1-4)**

City Attorney Claudia Silva stated there was nothing to report on Item No. 1 from the Closed Session and that Item No. 2 was held over. (See attached Exhibit 'L')

## **MAYOR AND CITY COUNCIL**

City Clerk Dalla asked the Mayor and City Council to give consideration to an appropriate way to acknowledge the service of citizens who have served on Boards and Commissions.

Vice Mayor Natividad requested that Neighborhood Services pursue enforcement of illegal tarps; requested an update on the status of auto sales on the public streets and a copy of the City of San Diego's ordinance on motor homes.

Council Member Sotelo-Solis suggested the possibility of recognizing Board & Commission volunteers in conjunction with a Chamber of Commerce event.

Council Member Rios praised New Police Chief Rodriguez's article in the Star News and interview on KUSI; reminded everyone about the Job Fair scheduled April 3<sup>rd</sup>; complimented staff on providing all agenda materials to the public on the City web page and stressed the importance of recognizing City volunteers who serve on Boards & Commissions.

Council Member Cano expressed appreciation to Neighborhood Services for the work they are doing and questioned why the large event conducted by St. Anthony's Church on March 29th was not required to have permits.



**MAYOR AND CITY COUNCIL (cont.)**

Mayor Morrison informed everyone that Sweetwater Authority now allows customers to pay their bill online and a possible opening on the Coastal Commission will require a recommendation by the City Selection Committee which he currently chairs.

**ADJOURNMENT**

Motion by Rios, seconded by Sotelo-Solis, 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 – 2013-2014 Budget Workshop to be held Tuesday, April 9, 2013 at 6:00 p.m. at the Council Chambers, National City, California. Carried by unanimous vote.

Regular Meeting of the City Council and Community Development Commission – Housing Authority of the City of National City to be held Tuesday, April 16, 2013 at 6:00 p.m. at the Council Chambers, National City, California.

The meeting closed at 9:15 p.m.

  
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City Clerk

The foregoing minutes were approved at the Regular Meeting of April 16, 2013.

  
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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, April 2, 2013 – 5:00 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: Six
2. Conference with Legal Counsel – Existing Litigation  
Government Code Section 54956.9(a)  
*City of National City v. Nagraj, Inc.*  
San Diego Superior Court Case No. 37-2010-00077984-CU-EI-SC

ADJOURNMENT

Next Regular City Council Meeting – Tuesday, April 2, 2013; 6:00 p.m., Council Chambers, Civic Center