

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

**May 18, 2010**

The Regular Meeting of the City Council and Community Development Commission of National City was called to order at 6:11 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, Eiser, Gonzales, Hodges, Parra, Raulston, Smith, Stevenson, Williams, Zapata.

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

**PUBLIC ORAL COMMUNICATIONS**

None.

**PROCLAMATIONS**

**PROCLAMATION ADMIN (102-2-1)**

1. Proclaiming the week of May 16 - 22, 2010 as: **"NATIONAL PUBLIC WORKS WEEK"**

**PROCLAMATION ADMIN (102-2-1)**

2. Proclaiming May 21, 2010 as: **"BIKE TO WORK DAY"**

**PROCLAMATION ADMIN (102-2-1)**

3. Proclaiming May 22, 2010 as: **"NATIONAL MARITIME DAY"**

**CITY COUNCIL**

**CONSENT CALENDAR**

**ADOPTION OF CONSENT CALENDAR.** Item No. 4 (Minutes), Item No. 5 (NCCM), Item Nos. 6 through 13 (Resolution Nos. 2010-91 through 2010-98), Item Nos. 14 and 15 (Warrant Registers). Motion by Van Deventer, seconded by Sotelo-Solis, to pull Item No. 13 and to approve the remainder of the Consent Calendar. Carried by unanimous vote.

**CONSENT CALENDAR (cont.)**

**APPROVAL OF MINUTES**

4. **SUBJECT:** Approval of the Minutes of the Special City Council/Community Development Commission Meeting of February 16, 2010, and the Regular Meetings of April 20, 2010 and May 4, 2010. (City Clerk)  
**ACTION:** Approved. See above.

**MUNICIPAL CODE 2010 (506-2-25)**

5. 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.

**PARKING & TRAFFIC CONTROL ADMIN 2010 (801-2-31)**

6. Resolution No. 2010-91. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AUTHORIZING THE CITY ENGINEER TO APPROVE INSTALLATION OF A BLUE CURB HANDICAP PARKING SPACE WITH SIGN IN FRONT OF THE RESIDENCE AT 1923 K AVENUE. (TSC Item No. 2010-4) (Development Services/Engineering)  
**ACTION:** Adopted. See above.

**PARKING & TRAFFIC CONTROL ADMIN 2010 (801-2-31)**

7. Resolution No. 2010-92. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AUTHORIZING THE CITY ENGINEER TO APPROVE INSTALLATION OF 12 FEET OF RED CURB "NO PARKING" ON THE SOUTH SIDE OF E. 15<sup>TH</sup> STREET AT NATIONAL CITY BOULEVARD TO PROVIDE BETTER CLEARANCE FOR VEHICLES TURNING RIGHT FROM NATIONAL CITY BOULEVARD ONTO E. 15<sup>TH</sup> STREET. (TSC Item No. 2010-5) (Development Services/Engineering)  
**ACTION:** Adopted. See above.

**PARKING & TRAFFIC CONTROL ADMIN 2010 (801-2-31)**

8. Resolution No. 2010-93. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AUTHORIZING THE CITY ENGINEER TO APPROVE INSTALLATION OF YIELD SIGN TRAFFIC CONTROL AT THE INTERSECTIONS OF E AVENUE & E. 15<sup>TH</sup> STREET, AND F AVENUE & E. 15<sup>TH</sup> STREET TO ENHANCE TRAFFIC SAFETY. (TSC Item No. 2010-6). (Development Services/Engineering)  
**ACTION:** Adopted. See above.

**CONSENT CALENDAR (cont.)**

**PARKING & TRAFFIC CONTROL ADMIN 2010 (801-2-31)**

9. Resolution No. 2010-94. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AUTHORIZING THE CITY ENGINEER TO APPROVE INSTALLATION OF A STOP SIGN WITH STOP PAVEMENT LEGEND ON E. 15<sup>TH</sup> STREET AT N AVENUE TO ENHANCE TRAFFIC SAFETY. (TSC Item No. 2010-7) (Development Services/ Engineering)

**ACTION:** Adopted. See above.

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

10. Resolution No. 2010-95. 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 2010-2011. (Redevelopment Division)

**ACTION:** Adopted. See above.

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

11. Resolution No. 2010-96. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY DECLARING THE INTENTION TO LEVY AND COLLECT ASSESSMENTS FOR THE LANDSCAPE MAINTENANCE DISTRICT NO. 1 (MILE OF CARS) FOR FISCAL YEAR 2010/2011. (Redevelopment Division)

**ACTION:** Adopted. See above.

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

12. Resolution No. 2010-97. 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 2010-2011. (Redevelopment Division)

**ACTION:** Adopted. See above.

**CONTRACT (C2010-23)**

13. Resolution No. 2010-98. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AUTHORIZING THE MAYOR TO EXECUTE AN AGREEMENT WITH CDWG, INC. IN THE AMOUNT OF \$89,344.20 TO INSTALL AND CONFIGURE NETWORK STORAGE INFRASTRUCTURE. (MIS/City Manager)

**ACTION:** Pulled. No action taken.

**CONSENT CALENDAR (cont.)**

**WARRANT REGISTER JULY 2009 - JUNE 2010 (202-1-24)**

14. Warrant Register #42 for the period of 04/14/10 through 04/20/10 in the amount of \$1,596,247.17. (Finance)  
**ACTION:** Ratified. See above.

**WARRANT REGISTER JULY 2009 - JUNE 2010 (202-1-24)**

15. Warrant Register #43 for the period of 04/21/10 through 04/27/10 in the amount of \$218,762.95. (Finance)  
**ACTION:** Ratified. See above.

**PUBLIC HEARING**

**POLICE PUBLIC SAFETY CAMERA SYSTEM (302-3-3)**

16. Public Hearing – Proposal to install red light cameras at various intersections throughout the City with the following locations under consideration: Plaza Blvd./Euclid Ave.; Highland Ave./30<sup>th</sup> St.; Paradise Valley Rd./8<sup>th</sup> St.; Highland Ave./8<sup>th</sup> St.; and Highland Ave./Plaza Blvd. The public and interested parties have been invited to appear at this meeting to be heard at this public meeting or in written correspondence delivered to the City Clerk or to the City Council at, or prior to the Public Hearing. (Police) \*\*Companion Item #20\*\*

**RECOMMENDATION:** Recommends approval.

**TESTIMONY:** Bob Hickman, representing Redflex Traffic Systems, gave a presentation and responded to questions.

**ACTION:** Motion by Sotelo-Solis, seconded by Van Deventer, to continue the hearing to the June 1<sup>st</sup> Meeting. Carried by unanimous vote.

**ORDINANCES FOR ADOPTION**

**MUNICIPAL CODE 2010 (506-2-25)**

17. AN ORDINANCE AMENDING THE CITY OF NATIONAL CITY MUNICIPAL CODE BY ADDING CHAPTER 4.70 RELATING TO RECOVERING COSTS FOR THE DEPLOYMENT OF EMERGENCY SERVICES BY THE NATIONAL CITY FIRE DEPARTMENT. (Fire)

**RECOMMENDATION:** Adopt the Ordinance.

**TESTIMONY:** Mayor Morrison indicated that he received a request from the San Diego County Tax Payers Association to continue consideration of the Ordinance to the next meeting.

**ACTION:** Motion by Van Deventer, seconded by Sotelo-Solis, to continue to the June 1<sup>st</sup> Meeting. Carried by unanimous vote.

**ORDINANCES FOR ADOPTION (cont.)**

**MUNICIPAL CODE 2010 (506-2-25)**

18. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AMENDING SECTIONS 4.52.050 AND 4.52.140 OF CHAPTER 4.52, TITLE 4, OF THE NATIONAL CITY MUNICIPAL CODE PERTAINING TO TRANSPORTATION DEVELOPMENT IMPACT FEES. (Development Services/Engineering)

**RECOMMENDATION:** Adopt the Ordinance.

**TESTIMONY:** None.

**ACTION:** Motion by Van Deventer, seconded by Zarate, to adopt the Ordinance. Carried by unanimous vote.

**NON CONSENT RESOLUTIONS**

**CONTRACT (C2010-24)**

19. Resolution No. 2010-99. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY TO WAIVE THE FORMAL BID PROCESS AND AUTHORIZE THE MAYOR TO SIGN A SERVICE AGREEMENT BETWEEN THE CITY OF NATIONAL CITY AND FIRE RECOVERY USA, LLC FOR IMPLEMENTING A COST RECOVERY PROGRAM. (Fire)

**RECOMMENDATION:** Adopt the Resolution.

**TESTIMONY:** None.

**ACTION:** Motion by Van Deventer, seconded by Sotelo-Solis, to continue to the June 1<sup>st</sup> Meeting. Carried by unanimous vote.

**CONTRACT (C2010-25)**

**POLICE PUBLIC SAFETY CAMERA SYSTEM (302-3-3)**

20. Resolution No. 2010-100. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AUTHORIZING APPROVAL OF AN AGREEMENT FOR RED LIGHT PHOTO ENFORCEMENT CAMERAS WITH REDFLEX TRAFFIC SYSTEMS, INC. FOR A RED LIGHT PHOTO ENFORCEMENT PROGRAM AND WAIVING THE FORMAL BID PROCESS. (City Manager/Police) \*\*Companion Item #16\*\*

**RECOMMENDATION:** Adopt the Resolution.

**TESTIMONY:** None.

**ACTION:** Motion by Van Deventer, seconded by Sotelo-Solis, to continue to the June 1<sup>st</sup> Meeting. Carried by unanimous vote.

**NON CONSENT RESOLUTIONS (cont.)**

**CONTRACT (C2010-26)**

**LABOR RELATIONS MEA MOU 2010 (605-4-10)**

21. Resolution No. 2010-101. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY IMPLEMENTING CHANGES IN WAGES, HOURS, AND OTHER TERMS AND CONDITIONS OF EMPLOYMENT FOR EMPLOYEES IN THE BARGAINING UNIT REPRESENTED BY THE NATIONAL CITY MUNICIPAL EMPLOYEES' ASSOCIATION FOR THE PERIOD FROM JANUARY 1, 2010 THROUGH DECEMBER 31, 2010. (Human Resources)

**RECOMMENDATION:** Adopt the Resolution.

**TESTIMONY:** Eric Banks, SEIU representative, spoke in opposition to the Resolution.

Martha Acosta, Office Assistant, Community Services, spoke in opposition.

Lupe Hernandez, Library Technician, spoke against the resolution.

Mary Gaffney, Police Dispatcher, spoke against the resolution.

Michael Banjoman, Custodian, spoke against the resolution.

Sue Pfeifer, Housing Specialist, spoke against the resolution.

Adam Landa, Assistant Civil Engineer, spoke against the resolution.

Ruben Carillo, Senior Traffic Painter, spoke in opposition.

Beatrice Gonzalez, Senior Office Assistant, spoke in opposition.

Luz Fernandez, Abandoned Vehicle Abatement Officer, spoke in opposition to the resolution.

Araceli Covarrubias, Stop Grant Office Coordinator, spoke in opposition.

Charles Nissley, Senior Civil Engineering Technician, spoke in opposition to the resolution.

Sonia Caravantes, Housing Assistant, spoke in opposition.

Nenita Dela Cruz, Housing Specialist, spoke in opposition.

James Slade, Senior Construction Inspector, spoke in opposition.

JoAnn Golden, Policy Manager for the SD County Tax Payers Association, spoke in support of the two resolutions dealing with changes in the conditions of employment for the MEA and Confidential employees.

**ACTION:** Motion by Van Deventer, seconded by Zarate, to adopt the Resolution. Carried by the following vote, to-wit: Ayes: Morrison, Van Deventer, Zarate. Nays: Sotelo-Solis. Absent: None. Abstain: None.

**NON CONSENT RESOLUTIONS (cont.)**

**LABOR RELATIONS CONFIDENTIAL EMPLOYEES 2007 - 2012 (605-5-6)**

22. Resolution No. 2010-102. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY APPROVING CHANGES IN WAGES, HOURS, AND OTHER TERMS AND CONDITIONS OF EMPLOYMENT FOR CONFIDENTIAL EMPLOYEES FOR THE PERIOD FROM JANUARY 1, 2010 THROUGH DECEMBER 31, 2011. (Human Resources)

**RECOMMENDATION:** Adopt the Resolution.

**TESTIMONY:** None.

**ACTION:** Motion by Van Deventer, seconded by Zarate, to adopt the Resolution. Carried by unanimous vote.

A recess was called at 7:32 p.m.

The meeting reconvened at 7:44 p.m. Members present: Morrison, Sotelo-Solis, Van Deventer, Zarate.

**NEW BUSINESS**

**TEMPORARY USE PERMITS 2010 (203-1-26)**

23. Temporary Use Permit – St. Anthony of Padua Festival on June 5-6, 2010 from 11:00 a.m. to 6:30 p.m. daily at 1816 Harding Avenue 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 Sotelo-Solis, seconded by Zarate, to approve staff recommendation. Carried by unanimous vote.

**TEMPORARY USE PERMITS 2010 (203-1-26)**

24. Temporary Use Permit – Baptism and BBQ sponsored by Cornerstone Church of San Diego at Las Palmas Park on August 23, 2010 from 12 p.m. to 8 p.m. with no waiver of fees. A Facilities Use Permit is required for the use of the Municipal Pool. (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:** None.

**ACTION:** Motion by Van Deventer, seconded by Zarate, to approve staff recommendation and correct date to June 5. Carried by unanimous vote.

**NEW BUSINESS (cont.)**

**TEMPORARY USE PERMITS 2010 (203-1-26)**

25. Temporary Use Permit – National City Parade of Flags sponsored by the Rotary Club of National City flag placement to display American flags along the Mile of Cars, between 18<sup>th</sup> Street and W. 33<sup>rd</sup> Street during set holidays, between May 31<sup>st</sup> and November 11, 2010. The applicant is requesting a waiver of fees. (Neighborhood Services Division)

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

**TESTIMONY:** Bill Goulet, representing the Rotary Club responded to questions and requested a waiver of fees.

**ACTION:** Motion by Van Deventer, seconded by Sotelo-Solis, to approve staff recommendation including waiver of all fees. Carried by unanimous vote.

**COMMUNITY DEVELOPMENT COMMISSION**

**CONSENT CALENDAR**

**ADOPTION OF CONSENT CALENDAR.** Item Nos. 26 and 27 (Warrant Registers), Item Nos. 28 through 30 (Resolution Nos. 2010-103 through 2010-105). Motion by Van Deventer, seconded by Sotelo-Solis, to approve the Consent Calendar. Carried by unanimous vote.

**WARRANT REGISTER JULY 2009 - JUNE 2010 (202-1-24)**

26. Authorize the reimbursement of Community Development Commission expenditures in the amount of \$104,583.41 to the City of National City for the period of 04/14/10 through 04/20/10. (Finance)

**ACTION:** Approved. See above.

**WARRANT REGISTER JULY 2009 - JUNE 2010 (202-1-24)**

27. Authorize the reimbursement of Community Development Commission expenditures in the amount of \$30,189.06 to the City of National City for the period of 04/21/10 through 04/27/10. (Finance)

**ACTION:** Approved. See above.

**CONSENT CALENDAR (cont.)**

**CONTRACT (C2010-27)**

28. Resolution No. 2010-103. RESOLUTION OF THE COMMUNITY DEVELOPMENT COMMISSION OF THE CITY OF NATIONAL CITY (CDC) APPROPRIATING \$75,000 AND APPROVING AN ENVIRONMENTAL OVERSIGHT AGREEMENT WITH THE CALIFORNIA DEPARTMENT OF TOXIC SUBSTANCE CONTROL TO PROVIDE QUALIFIED OVERSIGHT FOR THE ENVIRONMENT REMEDIATION PLANNING AND IMPLEMENTATION FOR THE WESTSIDE AFFORDABLE TRANSIT ORIENTED DEVELOPMENT (TOD) SITE. (Redevelopment Division)

**ACTION:** Adopted. See above.

**CONTRACT (C2007-25)**

29. Resolution No. 2010-104. RESOLUTION OF THE COMMUNITY DEVELOPMENT COMMISSION OF THE CITY OF NATIONAL CITY (CDC) APPROVING THE MAY, 2010 AMENDMENT TO AN EXCLUSIVE NEGOTIATIONS AGREEMENT (ENA) WITH MARINA GATEWAY DEVELOPMENT COMPANY FOR THE MARINA GATEWAY SITES NORTH OF BAY MARINA DRIVE IDENTIFIED AS APN #S 559-118-002, 117-04, 05, 06, 07, 12 AND THE ADJACENT VACANT PARCEL IMMEDIATELY ADJACENT TO THE CALTRANS RIGHT OF WAY FOR INTERSTATE 5. (Redevelopment Division)

**TESTIMONY:** Ivar Leetma, representing the applicant, provided an update on the status of the project sites.

**ACTION:** Adopted. See above.

**CONTRACT (C2010-28)**

30. Resolution No. 2010-105. RESOLUTION OF THE COMMUNITY DEVELOPMENT COMMISSION OF THE CITY OF NATIONAL CITY (CDC) APPROVING A 30-YEAR LEASE AT \$1 PER YEAR WITH THE UNIFIED PORT OF SAN DIEGO FOR PROPERTY IN PEPPER PARK ON WHICH TO CONSTRUCT THE NATIONAL CITY AQUATIC AND EDUCATION CENTER. (Redevelopment Division)

**ACTION:** Adopted. See above.

## NEW BUSINESS

### COMMUNITY DEVELOPMENT ADMIN 2007 - 2010 (406-2-12)

31. Old Town Neighborhood Action Plan Update Report to Council.  
(Community Development)

**RECOMMENDATION:** Accept and file Report.

**TESTIMONY:** A presentation was made by CDC Executive Director Brad Raulston. (Copy on file in the office of the City Clerk)

Georgette Gomez, Environmental Health Coalition, spoke in support of the Old Town Action Plan.

Ted Godshalk, National City, spoke in support of the plan, in opposition to a bridge across Paradise Creek and suggested creation of a Paradise Creek Educational Park oversight committee to meet ongoing maintenance and restoration needs.

**ACTION:** No action was taken.

## STAFF REPORTS

### GENERAL PLAN 2009 - 2013 (405-8-6)

32. General Plan Update – Community Workshop (Executive Director, Community Development)

CDC Executive Director Raulston provided a brief update on the proposal for creation of pocket parks and advised that the issue will be taken-up in detail on May 25<sup>th</sup>.

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

33. City Council / CDC Attorney George Eiser stated there was nothing to report from the Closed Session.

## MAYOR AND CITY COUNCIL

Member Sotelo-Solis commended staff for all their work, said that one of the beauties of democracy is that people can have varied opinions and still move forward to do what is best for the community and that she looks forward to continuing to work with her colleagues. Member Sotelo-Solis emphasized the importance of Saint Anthony's centennial celebration.

Member Van Deventer requested written reports on the 12<sup>th</sup> and 'A' Avenue property (Centro Project) and the old Lamb's Player theater property.

Member Zarate inquired about the 8<sup>th</sup> and Palm Avenue remediation project, the 8<sup>th</sup> and D Avenue development, and the 'L' Avenue housing units across from CVS and requested an update on weed abatement efforts.

Mayor Morrison reminded everyone about the Filipino Fair on May 29<sup>th</sup>.

**ADJOURNMENT**

Motion by Van Deventer, seconded by Sotelo-Solis, to adjourn the meeting to the next Adjourned Regular City Council and Community Development Commission Meeting – General Plan Workshop to be held Tuesday, May 25, 2010 at 6:00 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 1, 2010 at 6:00 p.m. at the Council Chambers, National City, California. Carried by unanimous vote.

The meeting closed at 8:49 p.m.

  
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City Clerk / Recording Secretary

The foregoing minutes were approved at the Regular Meeting of June 22, 2010.

  
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Mayor / CDC Chairman