



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

June 21, 2022

This meeting was conducted utilizing teleconferencing and electronic means consistent with State of California Assembly Bill No. 361, approved by Governor Newsom on September 16, 2021.

The City Council minutes are prepared and ordered to correspond to the City Council Agenda. Agenda Items can be taken out of order during the meeting. The Agenda Items were considered in the order presented.

CALL TO ORDER

The meeting was called to order at 6:07 p.m. by Mayor Sotelo-Solis.

ROLL CALL

Councilmembers present: Morrison, Rios, Rodriguez, Bush, Sotelo-Solis

Other Elected Officials present: Beauchamp, Molina

Administrative Officials present: Raulston, Winney, Bell Jr., Chapel, Reeder, Parra, Yano, Vergara, Aguirre, Tellez, Ryan, Brennan, Valadez, Barrera.

Interpretation in Spanish provided by Carlos Diaz and Luisa Diaz de Leon.

PLEDGE OF ALLEGIANCE TO THE FLAG

Councilmember Morrison led the Pledge of Allegiance.

PUBLIC COMMENTS

Mayor Sotelo-Solis summarized the process for acceptance of live public comment allowing three (3) minute per comment and introduced City Clerk Molina.

Three (3) verbal comments were registered and heard: Becky Rapp, Judi Strang, and Kelly Hall.

No written comments were received.

PROCLAMATIONS AND CERTIFICATES - No agenda items

AWARDS AND RECOGNITIONS

1. Employee of the Quarter 2022 - Giovanni Corado, Police Officer.

Mayor Sotelo-Solis introduced Chief of Police Tellez who presented the award to Officer Giovanni Corado.

PRESENTATIONS - No agenda items

INTERVIEWS / APPOINTMENTS - No agenda items

REGIONAL BOARDS AND COMMITTEE REPORTS

Councilmember Rios reported on the business of the San Diego County Water Authority and the Sweetwater Authority Board.

Councilmember Morrison reported on his attendance at the National Association of Regional Councils meeting in Columbus, OH.

Vice-Mayor Bush reported on the business Air Pollution Control District (APCD).

Mayor Sotelo-Solis reported on the business of San Diego Community Power and the Metropolitan Transit System (MTS).

Port Commissioner Naranjo provided a report on the Port of San Diego.

CONSENT CALENDER

Public Comment: No verbal or written comments were received.

ACTION: Motion by Councilmember Rios, seconded by Vice-Mayor Bush, to approve the Consent Calendar Items 2 through 21.

Motion carried by 5-0 vote.

2. Approved Motion of the City Council of the City of National City, California approving the waiving of the reading of the text of the Ordinances or Resolutions that are having a Public Hearing considered at this meeting and providing that such Ordinances or Resolutions shall be introduced and/or adopted after a reading of the title only.
3. Adopted Resolution No. 2022-100. Adoption of a Resolution Declaring Findings to Continue Teleconference Meetings to July 19, 2022, as required by AB 361.
4. Adopted Resolution No. 2022-101. Resolution of the City Council of the City of National City, California, authorizing the Mayor to execute an agreement with Liebert Cassidy Whitmore for Employment and Labor Legal Services.
5. Adopted Resolution No. 2022-102. Resolution of the City Council of the City of National City, California, authorizing the Mayor to execute an Agreement with Meyers Nave for Employment and Labor Legal Services.
6. Adopted Resolution No. 2022-103. Resolution of the City Council of the City of National City, California, authorizing the Mayor to execute an Agreement with Burke Williams & Sorensen, LLP for Employment and Labor Legal Services.
7. Adopted Resolution No. 2022-104. Resolution of the City Council of the City of National City, California, authorizing the Mayor to execute an Agreement with Olivarez Madruga Law Organization, LLP for Employment and Labor Legal Services.

8. Adopted Resolution No. 2022-105. Resolution of the City Council of the City of National City, California, authorizing the Mayor to execute the Second Amendment to the Agreement with The Pun Group, LLP for independent auditing services for the fiscal year ending June 30, 2022, extending the agreement to July 17, 2023.
9. Adopted Resolution No. 2022-106. Resolution of the City Council of the City of National City, California, approving an amendment to the salary schedule for the Part-Time and Seasonal employee classifications to increase wages by 3% effective the first full pay period of July 2022, January 2023, and July 2023.
10. Adopted Resolution No. 2022-107. Resolution of the City Council of the City of National City, California adopting City Council Policy #203, "Investments," as amended, for fiscal year 2022.
11. Adopted Resolution No. 2022-108. Resolution of the City Council of the City of National City, California approving and adopting the annual appropriations limit for fiscal year 2023 in the amount of \$76,915,463.
12. Adopted Resolution No. 2022-109. Resolution of the City Council of the City of National City, California, authorizing the transfer of funds from the General Fund Unassigned Fund Balance Reserve to the General Fund's Committed Fund Balance Components named the Economic Contingency Reserve and the Facilities Maintenance Reserve.
13. Adopted Resolution No. 2022-110. Resolution of the City Council of the City of National City, California authorizing the establishment of an appropriation and corresponding revenue budget for \$60,000 for the California Governor's Office of Emergency Services (Cal OES) Grant for the reimbursable grant purchase of a High Frequency Communications System for the Emergency Operations Center (EOC).
14. Adopted Resolution No. 2022-111. Resolution of the City Council of the City of National City, California authorizing the City Manager to execute an agreement between the City of National City and Columbia Telecommunications Corporation (CTC) to provide administrative and fiscal services in conjunction with the California State Library's Broadband Services Project.
15. Adopted Resolution No. 2022-112. Resolution of the City Council of the City of National City, California authorizing the Mayor to execute an agreement between the City of National City and EXOS Community Services, LLC, extending the term of the agreement to December 31, 2022 to provide aquatic programs and services at Las Palmas Pool located at 1800 East 22nd Street.
16. Adopted Resolution No. 2022-113. Resolution of the City Council of the City of National City, California authorizing the appropriation of additional fund in amount of \$148,934.25 (Supplement #71) for Phase II – Implementation phase of Paradise Creek Mitigation at Kimball Way project, reimbursable through the Hazard Mitigation Grant Program approved by the Federal Emergency Management Agency (FEMA); 2) establishing corresponding revenue and expenditure accounts; and 3) committing to providing a local match of \$49,644.75 (Supplement #71).
17. Adopted Resolution No. 2022-114. Resolution of the City Council of the City of National City, California, 1) accepting the Clean California Local Grant; 2) authorizing the City

- Manager or designee to execute the grant agreement for the National City Eastside I-805 Community Greenbelt Project in the amount of \$4,998,761; and 3) approving the establishment of an Engineering Grant Funds Appropriation of \$4,998,761 and corresponding revenue budget to allow for reimbursement of eligible project expenditures.
18. Adopted Resolution No. 2022-115. Resolution of the City Council of the City of National City, California, 1) authorizing the filing of a Strategic Growth Council Transformative Climate Communities (TCC) Planning Grant application in the amount of \$300,000; 2) authorizing the City Manager or 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 \$300,000 and corresponding revenue budget to allow for reimbursement of eligible project expenditures through the program.
 19. Ratified Warrant Register #44 for the period of 4/29/22 through 5/05/22 in the amount of \$2,565,763.27.
 20. Ratified Warrant Register #45 for the period of 5/06/22 through 5/12/22 in the amount of \$592,708.06.
 21. Ratified Warrant Register #46 for the period of 5/13/22 through 5/19/22 in the amount of \$2,059,050.50.

PUBLIC HEARINGS: ORDINANCES AND RESOLUTIONS

22. Adopted Resolution No. 2022-116. Public Hearing and Adoption of a Resolution of the City Council of the City of National City, California accepting the National City 2022/2023 Tax Roll Sewer Service Fees report, which identifies by parcel number, each parcel of real property receiving sewer services and the amount of sewer charges for each parcel for FY 2022-23 as required by the California Health and Safety Code Section 5473, Et Seq., pertaining to collection of sewer charges on the tax roll, directing the City Clerk to file the report with the San Diego County Auditor, and directing the City Engineer to file a certification of the sewer service charges with the San Diego County Auditor.

City Clerk Molina read the title of the Resolution into the record.

Mayor Sotelo-Solis introduced Director of Public Works Yano who provided remarks and addressed questions from Council.

Mayor Sotelo-Solis declared the Public Hearing open at 6:55 p.m.

Public Comment: No verbal or written comments were received.

ACTION: Motion by Councilmember Rios, seconded by Councilmember Morrison, to close the Public Hearing at 6:56 p.m.

Motion passed by 5-0 vote.

ACTION: Motion by Councilmember Rios, seconded by Councilmember Morrison, to adopt the Resolution.

Motion passed by 5-0 vote.

23. Adopted Resolution No. 2022-117. Public Hearing and Adoption of a Resolution of the City Council of the City of National City, California confirming the assessment and ordering the levy for the Landscape Maintenance District No. 1 (Mile of Cars) for Fiscal Year 2022/23.

City Clerk Molina read the title of the Resolution into the record.

Mayor Sotelo-Solis introduced Planning Manager Reeder who provided remarks.

Mayor Sotelo-Solis declared the Public Hearing open at 6:57 p.m.

Public Comment: No verbal or written comments were received.

ACTION: Motion by Mayor Sotelo-Solis, seconded by Councilmember Rios, to close the Public Hearing at 6:58 p.m.

Motion passed by 5-0 vote.

ACTION: Motion by Councilmember Rios, seconded by Mayor Sotelo-Solis, to adopt the Resolution.

Motion passed by 5-0 vote.

NON CONSENT RESOLUTIONS

24. Adopted Resolution No. 2022-118. Resolution of the City Council of the City of National City authorizing various fiscal year 2022 3rd Quarter budget adjustments.

City Clerk Molina read the title of the Resolution into the record.

Mayor Sotelo-Solis introduced Administrative Services Director Brennan and Budget Manager Valadez who provided a report and PowerPoint presentation, and addressed questions from Councilmembers.

Public Comment: No verbal or written comments were received.

ACTION: Motion by Vice Mayor Bush, seconded by Councilmember Rios, to adopt the Resolution.

Motion passed by 5-0 vote.

NEW BUSINESS – No agenda items

B. COMMUNITY DEVELOPMENT COMMISSION – HOUSING AUTHORITY

CONSENT RESOLUTIONS - HOUSING AUTHORITY – No agenda items

PUBLIC HEARINGS: RESOLUTIONS - HOUSING AUTHORITY – No agenda items

NON CONSENT RESOLUTIONS - HOUSING AUTHORITY

25. Adopted Housing Authority Resolution No. 2022-86. Resolution of the Community Development Commission-Housing Authority of the City of National City, California, authorizing the Executive Director to execute a Regulatory Agreement with Southern Highlands Apartments L.P., providing for a restriction of rents at 60% of Area Median

Income for 55 years on a 151-unit rental housing project located at 2525 Highland Avenue in National City (“Project”) and approve a \$10,000 grant to assist in the Project.

City Clerk Molina read the title of the Resolution into the record.

Chair Sotelo-Solis introduced Director of Housing Authority Aguirre who introduced representatives from the Southern Highlands Apartments team: Avinoam Baral, Mark Wiese, Drew Sullivan, and Linnie Gavino. They provided the report and PowerPoint presentation, and addressed questions from Council.

Public Comment: No verbal or written comments were received.

ACTION: Motion by Councilmember Rodriguez, seconded by Councilmember Morrison, to adopt the Resolution.

Motion passed by 5-0 vote.

NEW BUSINESS - HOUSING AUTHORITY– No agenda items

C. REPORTS

STAFF REPORTS

26. Public Meeting Protocols - Return to In-Person Meetings.

Assistant City Manager Winney provided the report and PowerPoint presentation.

Public Comment: No verbal or written comments were received.

Received and Filed.

27. Update on the disposition of City-owned real property located at 921 and 929 National City Boulevard, National City.

Director of Housing Authority Aguirre provided the report and PowerPoint presentation. He addressed questions from Council.

Public Comment: No verbal or written comments were received.

Received and Filed.

28. City Manager Report.

Assistant City Manager Winney provided the report.

Public Comment: No verbal or written comments were received.

Received and Filed.

MAYOR AND CITY COUNCIL

Closing remarks were provided by City Treasurer, City Clerk, and members of the City Council.

CLOSED SESSION

CLOSED SESSION REPORT

Mayor Sotelo-Solis introduced City Attorney Bell Jr. who provided the report.

1. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION

Government Code Section 54956.9(d)(1)

Name of Case: *Raymond Sandoval, et al. v. City of National City*

United States District Court, Southern District of California – Case No. 3:22-cv-00188

CAB BLM

Pursuant to California Government Code 54957.1, by a 4-1 vote (Yes - Morrison, Rios, Bush and Sotelo-Solis)(No – Rodriguez), direction was given by the City Council in the legal action titled Raymond Sandoval, et al v. City of National City. The case involves a Section 1983 Civil Rights Act claim arising from an arrest.

2. Personnel Matter – Government Code Section 54957(b)(1)

Public Employee Position – City Attorney

Pursuant to California Government Code 54957.1, by unanimous vote direction was given by City Council to Staff.

ADJOURNMENT

Mayor Sotelo-Solis adjourned to the Regular Meeting of the City Council and Community Development Commission - Housing Authority of the City of National City, Tuesday, August 2, 2022, 6:00 p.m. at Council Chambers, National City, California.

The meeting adjourned at 8:37 p.m.

Luz Molina, City Clerk

The foregoing minutes were approved at the Regular Meeting of August 16, 2022.

Alejandra Sotelo-Solis, Mayor