



REGULAR MEETING MINUTES OF THE CITY COUNCIL

April 18, 2023, 6:00 p.m.

City Council Chamber - 1243 National City Boulevard
National City, CA

Present: Mayor Morrison
Vice-Mayor Molina
Councilmember Bush (*via Zoom*)
Councilmember Rodriguez
Councilmember Yamane

Others Present: Armando Vergara, Acting City Manager
Barry J. Schultz, City Attorney
Carlos Aguirre, Housing Authority Director
Molly Brennan, Administrative Services Director
Tonya Hussain, Executive Secretary
Ben Martinez, Acting Community Development Director
Sergio Mora, Fire Battalion Chief
Joyce Ryan, Library & Community Services Director
Jose Tellez, Chief of Police
Paul Valadez, Budget Manager
Roberto Yano, Director of Public Works and City Engineering

1. **CALL TO ORDER**

A Regular Meeting of the City Council of the City of National City was called to order at 6:18 p.m. via teleconference and in the Council Chamber, located in City Hall, 1243 National City Boulevard, National City, California.

AB 2449 Request:

City Councilmember Bush requested to attend the meeting virtually due to “Just Cause. “

Mayor Morrison explained the protocol for AB 2449 Teleconference Attendance of a City Councilmember.

Mayor Morrison confirmed that at least a quorum of the legislative body was present at the location of the meeting in City Council Chamber as identified on the agenda.

Mayor Morrison confirmed a two-way visual and telephonic service and a live webcasting of the meeting to allow the public to hear, and observe the meeting was available, and the opportunity for public to attend via call—in option, Zoom, and in-person location of the meeting.

This was the second virtual City Council Meeting Councilmember Bush attended in 2023 under the AB 2449 provision. Councilmember Bush stated that his wife was present at the remote location with him.

ACTION: The remote participation of Councilmember Bush due to “Just Cause” was approved unanimously.

2. ROLL CALL

Councilmembers present: Bush (*via Zoom*), Rodriguez, Yamane, Molina, Morrison

Other elected officials: Treasurer Mitch Beauchamp

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

3. PLEDGE OF ALLEGIANCE TO THE FLAG

Councilmember Rodriguez led the Pledge of Allegiance.

Invocation was delivered by St. Mary’s Catholic Church Reverend Nemesio Sungcad.

4. PUBLIC COMMENT

Mayor Morrison summarized the process for acceptance of live public comment allowing three (3) minutes per comment and introduced Executive Secretary Tonya Hussain.

One person provided an in-person comment, one (1) written comment, and two (2) people provided virtual comment.

Comments received via Zoom:

Judith Strang
Becky Rapp

Written comment received, not read into
the record:

Angelica Ramirez

In-person comment:

Edward Nieto

5. PROCLAMATIONS AND RECOGNITION

5.1 National Library Week

Mayor Morrison presented the proclamation. Library & Community Services Director Joyce Ryan accepted the proclamation and introduced Board of Library Trustees Chair Margaret Godshalk and National City Friends of the Library Treasurer Monica O’hara.

6. PRESENTATION (Limited to Five (5) Minutes each)

None.

ITEM TAKEN OUT OF ORDER

7. INTERVIEWS AND APPOINTMENTS

7.2 Appointments: City Boards, Commissions and Committees – City Council Appointments for Civil Service Commission, Housing Advisory Committee, and the Planning Commission.

Recommendation: City Council to Conduct Interviews and Appointment.

Interviews were conducted for the following Planning Commission applicants:

Sherry Gogue
Rafael Cotero
Zachary Francisco Gomez
Daniel Perez
Luis Natividad
Liliana Armenta
Pearl Quinones (*via Zoom*)

City Council votes were as follows:

Councilmember Bush – Zachary Francisco Gomez and Liliana Armenta
Councilmember Rodriguez – Pearl Quinones and Luis Natividad
Councilmember Yamane – Sherry Gogue and Pearl Quinones
Vice-Mayor Molina – Liliana Armenta and Luis Natividad
Mayor Morrison – Sherry Gogue and Pearl Quinones

Applicant Pearl Quinones received the majority votes.

Sherry Gogue, Zachary Francisco Gomez, Liliana Armenta, and Luis Natividad advanced to the second round of voting.

City Council votes were as follows for the second round of voting:

Councilmember Bush – Liliana Armenta
Councilmember Rodriguez – Liliana Armenta
Councilmember Yamane – Sherry Gogue
Vice-Mayor Molina – Liliana Armenta
Mayor Morrison – Sherry Gogue

Applicant Liliana Armenta received the majority votes.

ACTION: Motion by Councilmember Yamane, seconded by Councilmember Rodriguez to appoint Pearl Quinones and Liliana Armenta to the Planning Commission for terms ending March 31, 2027.

Motion carried by unanimous vote.

Housing Advisory Committee applicant Denise Kosterlistzky was interviewed. Applicant Izayah Santos was not present and applicant Rafael Cotero denied the request to be interviewed.

Applicant Denise Kosterlistzky received a unanimous ballot vote from the Mayor and City Council.

ACTION: Motion by Councilmember Yamane, seconded by Councilmember Rodriguez to appoint Denise Kosterlistzky to the Housing Advisory Committee for a term ending March 31, 2027.

Motion carried by unanimous vote.

Civil Service Commission applicant Sean Sampsell was interviewed.

ACTION: Motion by Councilmember Bush, seconded by Councilmember Yamane to appoint Sean Sampsell to the Civil Service Commission for a term ending September 30, 2027.

Motion carried by unanimous vote.

7.1 Appointments: City Boards, Commissions and Committees – Mayoral Appointments for Board of Library Trustees and the Public Art Committee.

Mayoral Appointment with City Councilmembers' confirmation.

ACTION: Motion by Mayor Morrison, seconded by Vice-Mayor Molina to appoint Catrina Bush to the Public Art Committee – alternate position for a term ending September 30, 2024.

Motion carried by unanimous vote.

ACTION: Motion by Mayor Morrison, seconded by Councilmember Yamane to appoint Cindy Lopez to the Board of Library Trustees for a term ending September 30, 2025.

Motion carried by unanimous vote.

ACTION: Motion by Mayor Morrison, seconded by Vice-Mayor Molina to appoint Alejandra Sotelo-Solis to the Board of Library Trustees for a term ending September 30, 2024.

Motion carried by unanimous vote.

No appointment was made for the Board of Library Trustees alternate seat.

8. REGIONAL BOARDS AND COMMITTEE REPORTS (Limited to Five (5) Minutes each)

Councilmember Yamane made an announcement regarding the Sweetwater Authority and provided the upcoming meeting date for the San Diego Community Power Joint Powers Authority Board.

Vice-Mayor Molina provided an update on SANDAG.

Mayor Morrison provided an update on the Regional Solid Waste Association.

Port of San Diego Commissioner Sandy Naranjo provided an update on National City's portion of public tidelands.

9. CONSENT CALENDAR

ACTION: Motion by Councilmember Rodriguez, seconded by Councilmember Yamane to approve Consent Calendar Items 9.1 through 9.3 and 9.5 through 9.13 with Item 9.4 pulled for discussion.

Motion carried by unanimous vote

9.1 Approval of Reading by Title Only and Waiver of Reading in Full of Ordinance on this Agenda

Motion carried by unanimous vote

9.2 Approval of City Council Meeting Minutes.

Approve and file.

Motion carried by unanimous vote

9.3 Acceptance of an Encroachment Permit and Agreement with SD Street Banners LLC for the Installation of Banners within the Public Right-of-Way for Asian Pacific American Heritage Month.

Adopted Resolution No. 2023-37.

Adopt a Resolution Entitled, "Resolution of the City Council of the City of National City, California, authorizing the Mayor to Execute an Encroachment Permit and Agreement with SD Street Banners, LLC for the Installation of Asian Pacific American Heritage Month Banners within the Public Right-of-Way."

Motion carried by unanimous vote

ITEM PULLED FOR DISCUSSION

- 9.4 Approval of Agreement with Professional Search Group, LLC for Temporary Personnel Services.

Adopt the Resolution of the City Council of the City of National City, California, Authorizing the Mayor to Execute a Professional Service Agreement between the City of National City and Professional Search Group, LLC to provide Temporary Staffing Services.

ACTION: Motion by Councilmember Rodriguez, seconded by Councilmember Yamane to reject the adoption of the resolution.

Substitute motion by Mayor Morrison to adopt the resolution. Motion died for lack of a second.

Original motion:

Ayes: Bush, Rodriguez, Yamane, Molina

Nays: Morrison

Motion carried by 4-1 vote to reject the Adoption of Resolution and the Agreement.

- 9.5 Approval of Creation of One (1) New Job Classification titled "Crime & Intelligence Analyst and Amending the MEA Salary Schedule."

Adopted Resolution No. 2023-39.

Approve the Resolution entitled, "Resolution of the City Council of the City of National City, California, Creating one (1) New Job Classification and Amending the Municipal Employees' Association Salary Schedule."

Motion carried by unanimous vote

- 9.6 Authorize the Acceptance of the Parks Pass 2023 Library Program Grant.

Adopted Resolution No. 2023-40.

Approve the Resolution entitled, "Resolution of the City Council of the City of National City, California, authorizing the City Manager or designee to accept the Parks Pass 2023 Program Grant in the Amount of \$36,600 from the California State Library to fund Library Parks Pass programs and authorizing the establishment of a Library Grants fund appropriation of \$36,600 and corresponding revenue budget."

Motion carried by unanimous vote

9.7 Authorize the Purchase of a Riding Mower for Public Works Parks Division

Adopted Resolution No. 2023-41.

Adopt a Resolution entitled, "Resolution of the City Council of the City of National City, California, Authorizing Waiving the Formal Bid Process Pursuant to National City Municipal Code Section 2.60.260 regarding Cooperative Purchasing and Authorizing the City to Piggyback onto Sourcewell Contract #031121-TTC with Turf Star Western for the purchase one (1) Groundskeeper 3200 24HP 2WD Riding Mower in a Not-to-Exceed Amount of \$28,000 for the Public Works Parks Division and Authorizing the City Manager to Approve Adjustments to the Not-to-Exceed Amount for the Purchase of up to \$2,800 as a 10% Contingency for Unforeseen Fluctuations in Pricing."

Motion carried by unanimous vote

9.8 Authorizing establishment of appropriations and purchases for Capital Improvement Program (CIP) Fleet Vehicle Equipment and Accessories.

Adopted Resolution No. 2023-42.

Adopt a Resolution Entitled, "Resolution of the City Council of the City of National City, California, 1) authorizing a Fiscal Year 2023 budget adjustment to establish an appropriation in the amount of \$538,700 in the Vehicle Acquisition Fund; 2) waiving the formal bid process pursuant to National City Municipal Code Section 2.60.260 regarding cooperative purchasing and authorizing the City to piggyback onto Sourcewell Contract # 091521-NAF with National Auto Fleet Group for the purchase and build-out of one (1) 2023 Ford Super Duty F-250 SRW XL 2WD SuperCab in a not-to-exceed amount of \$102,000 for the Animal Regulations Officer; 3) waiving the formal bid process pursuant to National City Municipal Code Section 2.60.260 regarding cooperative purchasing and authorizing the City to piggyback onto Sourcewell Contract # 091521-NAF with National Auto Fleet Group and pursuant to National City Municipal Code Section 2.60.220 (B) regarding exception to bidding requirements authorizing sole source vendor AEP for the purchase and build-outs of six (6) 2023 Ford Utility Interceptors in a not-to-exceed amount of \$512,000 for National City Police Department; 4) authorizing the purchase of one (1) mini trencher trailer in the not-to-exceed amount of \$4,700; and, 5) authorizing the City Manager to approve adjustments to the not-to-exceed amounts and additional appropriations for these purchases of up to \$62,000 as a 10% contingency for unforeseen fluctuations in pricing."

Motion carried by unanimous vote

- 9.9 Authorize the purchase of a Homeless Outreach and Mobile Engagement Truck and a Trash Truck Grapple Loader.

Adopted Resolution No. 2023-43.

Adopt a Resolution Entitled, "Resolution of the City Council of the City of National City, California, authorizing 1) waiving the formal bid process pursuant to National City Municipal Code Section 2.60.260 regarding cooperative purchasing and authorizing the City to piggyback onto Sourcewell Contract # 091521-NAF with National Auto Fleet Group pursuant to National City Municipal Code Section 2.60.220 (B) regarding the exception to the bidding requirements authorizing sole source vendor AEP for the purchase and build-out of one (1) 2023 Ford F-150 Responder SuperCrew Truck in a not-to-exceed amount of \$85,000; 2) waiving the formal bid process pursuant to National City Municipal Code Section 2.60.260 regarding cooperative purchasing and authorizing the City to piggyback onto Sourcewell Contract # 40621-PII with Municipal Maintenance Equipment for the purchase of one (1) TL3 Trash Truck Grapple Loader in a not-to-exceed amount of \$247,000; and, 3) authorizing the City Manager to approve adjustments to the not-to-exceed amounts for these purchases of up to \$33,200 as a 10% contingency for unforeseen fluctuations in pricing."

Motion carried by unanimous vote

- 9.10 2022 General Plan Annual Progress Report

Accept and file the report

Motion carried by unanimous vote

- 9.11 Temporary Use Permit – Fun Box Bounce Park hosted by Fun Box at Westfield Plaza Bonita Mall from May 5, 2023 thru September 2, 2023 with no waiver of fees.

Approve the Application for a Temporary Use Permit subject to compliance with all conditions of approval with no waiver of fees and in accordance with City Council Policy 802.

Motion carried by unanimous vote

- 9.12 Warrant Register #35 for the period of 2/24/23 through 3/02/23 in the amount of \$1,981,615.69.

Ratify Warrants Totaling \$1,981,615.69

Motion carried by unanimous vote

- 9.13 Warrant Register #36 for the period of 3/03/23 through 3/09/23 in the amount of \$3,859,495.81.
Ratify Warrants Totaling \$3,859,495.81

Motion carried by unanimous vote

10. PUBLIC HEARING

ITEM TAKEN OUT OF ORDER

- 10.2 Second Reading and Adoption of Ordinance Amending Title 11 of the National City Municipal Code (NCMC) – Vehicles, Traffic and Parking.

Adopted Ordinance No. 2023-2520

Mayor Morrison declared the Public Hearing open at 7:39 p.m.

There was no public comment.

ACTION: Motion by Councilmember Rodriguez, seconded by Councilmember Bush to close the public hearing.

Motion carried by unanimous vote.

Public Hearing closed at 7:39 p.m.

Recommendation: Adopt Ordinance entitled, "Ordinance of the City Council of the City of National City, California, Amending Title 11 of the National City Municipal Code – Vehicles, Traffic and Parking by Repealing Chapter 11.68 (Cruising) and Implementing the City's Parking Program."

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

Motion carried by unanimous vote.

- 10.1 Requesting approval of a Resolution receiving the 2022 Annual Military Equipment Use Report, authorizing the purchase of additional military equipment, and updating Military Equipment Use Policy as required by AB 481.

Adopted Resolution No. 2023-44

Police Chief Tellez introduced Captain Sullivan who presented the item.

Mayor Morrison declared the Public Hearing open at 7:53 p.m.

There was no public comment.

ACTION: Motion by Councilmember Yamane, seconded by Councilmember Rodriguez to close the public hearing.

Motion carried by unanimous vote.

Public Hearing closed at 7:54 p.m.

Recommendation: To approve the Resolution entitled, Resolution of the City Council of the City of National City, California, Receiving the 2022 Annual Military Equipment Use Report, Authorizing the Purchase of Additional Shotguns for Less-Lethal Conversions, Ammunition, Sniper Rifles, and Less-Lethal Projectiles, and Updating the Police Department's Military Equipment Use Procedure as Required by AB 481."

ACTION: Motion by Councilmember Yamane, seconded by Vice-Mayor Molina to adopt the resolution.

Motion carried by unanimous vote.

11. **STAFF REPORTS**

11.1 Update on the House National City Opt-In Density-Bonus Program

Housing Authority Director Carlos Aguirre introduced WSP Senior Vice-President Tara Lake and Gates Planning Strategies Founder Lara Gates who presented the item.

Recommendation: Receive staff report update and provide comment.

11.2 Fiscal Year 2023 Mid-Year Budget Status Report

Adopted Resolution No. 2023-45

Budget Manager Paul Valadez presented the item.

One (1) written comment was received from Angelica Ramirez.

Recommendation: Accept the report and adopt the resolution authorizing budget adjustments as detailed in Exhibit A.

ACTION: Motion by Vice-Mayor Molina, seconded by Councilmember Rodriguez to adopt the resolution.

Motion carried by unanimous vote.

12. **CITY MANAGER'S REPORT**

Acting City Manager Armando Vergara introduced Acting Director of Community Services Ben Martinez and Library & Community Services Director Joyce Ryan who provided information on scheduled clean-up events.

13. **ELECTED OFFICIALS REPORT**

Closing remarks were provided by the City Council.

14. **CITY ATTORNEY REPORT**

No report.

15. **ADJOURNMENT**

Mayor Morrison adjourned to the Regular Meeting of the City Council of the City of National City, Tuesday, May 2, 2023, 6:00 p.m. in the Council Chamber, located in City Hall, 1243 National City Boulevard, National City, California.

The meeting adjourned at 8:40 p.m.

LaTonya Hussain, Executive Secretary

The foregoing minutes were approved at the Regular Meeting of June 6, 2023.

Ron Morrison, Mayor