

**AGENDA OF A REGULAR MEETING - NATIONAL CITY CITY COUNCIL/
COMMUNITY DEVELOPMENT COMMISSION – HOUSING AUTHORITY OF
THE CITY OF NATIONAL CITY**



**COUNCIL CHAMBERS
CIVIC CENTER
1243 NATIONAL CITY BOULEVARD
NATIONAL CITY, CALIFORNIA
TUESDAY, OCTOBER 1, 2019 – 6:00 PM**

ALEJANDRA SOTELO-SOLIS
Mayor

RON MORRISON
Vice Mayor

JERRY CANO
Councilmember

GONZALO QUINTERO
Councilmember

MONA RIOS
Councilmember

*1243 National City Blvd.
National City, CA 91950
619-336-4240*

*Meeting agendas and
minutes available on web*

WWW.NATIONALCITYCA.GOV

ORDER OF BUSINESS: Public sessions of all Regular Meetings of the City Council / Community Development Commission - Housing Authority (hereafter referred to as Elected Body) begin at 6:00 p.m. on the first and third Tuesday of each month. Public Hearings begin at 6:00 p.m. unless otherwise noted. Closed Meetings begin in Open Session at 5:00 p.m. or such other time as noted, and after announcing closed session items, convenes into a Closed Meeting. If a workshop is scheduled, the subject and time of the workshop will appear on the agenda. The Mayor and Council members also sit as the Chairperson and Members of the Board of the Community Development Commission (CDC).

REPORTS: All open session agenda items and reports as well as all documents and writings distributed to the Elected Body less than 72 hours prior to the meeting, are available for review at the entry to the Council Chambers. Regular Meetings of the Elected Body are webcast and archived on the City's website **www.nationalcityca.gov**.

PUBLIC COMMENTS: Prior to the Business portion of the agenda, the Elected Body will receive public comments regarding any matters within the jurisdiction of the City and/or the Community Development Commission. Members of the public may also address any item on the agenda at the time the item is considered by the Elected Body. Persons who wish to address the Elected Body are requested to fill out a "Request to Speak" form available at the entrance to the City Council Chambers, and turn in the completed form to the City Clerk. The Mayor or Chairperson will separately call for testimony of those persons who have turned in a "Request to Speak" form. If you wish to speak, please step to the podium at the appropriate time and state your name and address (optional) for the record. The time limit established for public testimony is three minutes per speaker unless a different time limit is announced. Speakers are encouraged to be brief. The Mayor or Chairperson may limit the length of comments due to the number of persons wishing to speak or if comments become repetitious or unrelated.

WRITTEN AGENDA: With limited exceptions, the Elected Body may take action only upon items appearing on the written agenda. Items not appearing on the agenda must be brought back on a subsequent agenda unless they are of a demonstrated emergency or urgent nature, and the need to take action on such items arose after the agenda was posted.

CONSENT CALENDAR: Consent calendar items involve matters which are of a routine or noncontroversial nature. All consent items are

adopted by approval of a single motion by the City Council. Prior to such approval, any item may be removed from the consent portion of the agenda and separately considered upon request of a Councilmember, a staff member, or a member of the public.

Upon request, this agenda can be made available in appropriate alternative formats to persons with a disability in compliance with the Americans with Disabilities Act. Please contact the City Clerk's Office at (619) 336-4228 to request a disability-related modification or accommodation. Notification 24-hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting.

Spanish audio interpretation is provided during Elected Body Meetings. Audio headphones are available in the lobby at the beginning of the meeting.

Audio interpretación en español se proporciona durante sesiones del Consejo Municipal. Los audífonos están disponibles en el pasillo al principio de la junta.

Spanish to English interpretation services are available to members of the public who wish to speak to the City Council during the meeting. "Request to Speak" forms requesting interpretation must be filed within the first two hours of the meeting.

Español a los servicios de interpretación Inglés de audio está disponibles para los miembros del público que desean hablar con el Ayuntamiento durante del Consejo Municipal. "Solicitud para hablar de" formas solicitud de interpretación deben ser presentadas dentro de las dos primeras horas del Consejo Municipal.

COUNCIL REQUESTS THAT ALL CELL PHONES AND PAGERS BE TURNED OFF DURING CITY COUNCIL MEETINGS.

OPEN TO THE PUBLIC

A. CITY COUNCIL

CALL TO ORDER

ROLL CALL

PLEDGE OF ALLEGIANCE TO THE FLAG

PUBLIC COMMENTS (THREE-MINUTE TIME LIMIT)

PROCLAMATIONS AND CERTIFICATES

1. [SANDAG iCommute's Rideshare Week 2019](#)
2. [Mexico's General Consulate 19th Binational Health Week](#)
3. [National City Recognizes Latino Heritage Month: \(A\) Al and Rosie Alvarado, \(B\) Our Public Safety Leaders Chief of Police Jose Tellez, Chief of Emergency Services Frank Parra, and Director of Community Development Armando Vergara, \(C\) The Low Rider Community](#)
4. [Life Saving Recognition - Officer Camilo Gutierrez](#)

AWARDS AND RECOGNITIONS

PRESENTATIONS

5. [EXOS Executive Summary for Las Palmas Pool operations during Fiscal Year 2019. \(Community Services\)](#)
6. [Community Survey for Strategic Planning. \(City Manager\)](#)

INTERVIEWS / APPOINTMENTS

REGIONAL BOARDS AND COMMITTEE REPORTS (FIVE-MINUTE TIME LIMIT)

CONSENT CALENDAR

7. [Motion of the City Council of the City of National City 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. \(City Clerk\)](#)

8. [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 June 4, 2019. \(City Clerk\)](#)
9. [Resolution of the City Council of the City of National City approving the First Amendment to the Agreement by and between the City of National City and Spacesaver Intermountain, LLC, to increase the not-to-exceed amount by \\$3,500 for the purchase and installation of USB outlets, instead of electrical outlets, for the Spacesaver Freestyle Locker System in the locker rooms of the Police Department, for a total not-to-exceed amount of \\$231,644.09. \(Police\)](#)
10. [Temporary Use Permit – Hope Fest hosted by Cornerstone Church of San Diego at 1920 Sweetwater Road on October 31, 2019 from 6 p.m. to 9 p.m. with no waiver of fees. \(Neighborhood Services\)](#)
11. [Investment Report for the quarter ended June 30, 2019. \(Finance\)](#)
12. [Investment Transactions for the month ended July 31, 2019. \(Finance\)](#)
13. [Warrant Register #8 for the period of 8/14/19 through 8/20/19 in the amount of \\$135,787.10. \(Finance\)](#)
14. [Warrant Register #9 for the period of 8/21/19 through 8/27/19 in the amount of \\$1,713,699.31. \(Finance\)](#)

PUBLIC HEARINGS: ORDINANCES AND RESOLUTIONS

15. [Public Hearing and Adoption of a Resolution of the City Council of the City of National City authorizing the execution of an Order of Vacation of a portion of alley north of East 12th Street east of National City Blvd. for installation of utilities related to an approved affordable housing project. \(Applicant: AMG & Associates, LLC.\) \(Case File No. 2019-18 SC\) \(Planning\)](#)
16. [Public Hearing and Adoption of a Resolution approving a Conditional Use Permit \(CUP\) for a bar \(Over the Tap\) to be located at 2424 Hoover Avenue, Suite A and waiver of City Council Policy #707 conditions 14 and 15. \(Applicant: Jorge Ramirez\) \(Case File No. 2019-21 CUP\) \(Planning\)](#)

NON CONSENT RESOLUTIONS

NEW BUSINESS

17. [Notice of Decision - Planning Commission approval of a Conditional Use Permit \(CUP\) to allow CPR classes at 3142 East Plaza Boulevard, Suite N. \(Applicant: Ruthy Puzon and Johnny Lytle\) \(Case File No. 2019-19 CUP\) \(Planning\)](#)

18. [Facility Use Permit for OneSight Vision Clinic hosted by National City Host Lions Club beginning on Friday, November 1, 2019 through Friday, November 8, 2019 at Camacho Recreation Center located at 1810 East 22nd Street, with a request to add the OneSight Vision Clinic as a co-sponsored event, thus waiving facility rental fees of \\$1,200 per day for a total of \\$7,200, consistent with City Council Policy #802, City Support for Special Events, Activities, Programs and Services. \(Community Services\)](#)
19. [Report and Recommendation that the City Council Direct the City Attorney to prepare a Draft Campaign Contribution Limitation Ordinance for City Council consideration. \(City Clerk\)](#)

B. COMMUNITY DEVELOPMENT COMMISSION - HOUSING AUTHORITY

CONSENT RESOLUTIONS - HOUSING AUTHORITY

PUBLIC HEARINGS: RESOLUTIONS - HOUSING AUTHORITY

NON CONSENT RESOLUTIONS - HOUSING AUTHORITY

NEW BUSINESS - HOUSING AUTHORITY

C. REPORTS

STAFF REPORTS

MAYOR AND CITY COUNCIL

CLOSED SESSION REPORT

ADJOURNMENT

Regular Meeting of the City Council and Community Development Commission - Housing Authority of the City of National City - Tuesday - October 15, 2019 - 6:00 p.m. - Council Chambers - National City, California

The following page(s) contain the backup material for Agenda Item: [SANDAG
iCommute's Rideshare Week 2019](#)
Please scroll down to view the backup material.

Item # ____
10/01/19

SANDAG iCommute's Rideshare Week 2019

Proclamation Forthcoming

The following page(s) contain the backup material for Agenda Item: [Mexico's General Consulate 19th Binational Health Week](#)
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Item # ____
10/01/19

Mexico's General Consulate 19th Binational Health Week

Proclamation Forthcoming

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Please scroll down to view the backup material.

Item # ____

10/01/19

National City Recognizes Latino Heritage Month:

A. Al and Rosie Alvarado

**B. Our Public Safety Leaders Chief of Police Jose Tellez,
Chief of Emergency Services Frank Parra, and Director
of Community Development Armando Vergara**

C. The Low Rider Community

Proclamation Forthcoming

The following page(s) contain the backup material for Agenda Item: [Life Saving Recognition - Officer Camilo Gutierrez](#)
Please scroll down to view the backup material.

Item # ____

10/01/19

Life Saving Recognition – Officer Camilo Gutierrez

The following page(s) contain the backup material for Agenda Item: [EXOS Executive Summary for Las Palmas Pool operations during Fiscal Year 2019. \(Community Services\)](#)

Please scroll down to view the backup material.

Item # ____
10/1/19

**EXOS executive summary for Las Palmas Pool operations during
fiscal year 2019. (Community Services)**

Las Palmas Pool

CALIFORNIA
NATIONAL CITY
1887
INCORPORATED

EXOS[®]





01

FINANCIAL
PERFORMANCE

Fiscal 2018/19

Community Revenue

+ Total Revenue: \$225,068

Recreation/Lap swimming = \$46,417.

Swim Lessons = \$76,914.

Rentals = \$48,624.

Third Grade Learn to Swim = \$40,000.

Misc. = \$9,407.

Masters Swim = \$3,705.

+ Daily recreational swimming increased from daily average of 11 to 236 (June).

+ Swim lessons were offered Monday-Thursday Afternoons (M/W or T/Th from 3:30pm-7:15pm) and Saturday Mornings (9:00am-1:00pm) in June and July, and Tuesday/Thursday Afternoons and Saturday mornings for August-May.

+ Group exercise classes are currently offered 6 times per week; Monday through Saturday mornings.

+ Group exercise daily average participation has increased.

+ Masters Swim Team practices held from 6am-7:15am Monday-Friday.

We're here to upgrade lives.

Fiscal 2018/19

+ **Operational Expenses: \$483,317.**

Operational Expenses

- + Payroll expense was maintained below budget
- + Operational supplies maintained below budget

Capital Improvements

- + Flag pole rope replaced and now flying the USA, California, and National City flags
- + New ADA Lift
- + New LED lights installed in throughout lobby, locker rooms, janitor supply room, and front walkways
- + Repairs began on the slide June 2018
- + Family changing room completed
- + Baby changing stations installed in both locker rooms and the family changing room.

We're here to upgrade lives.



02

PROGRAM REVIEW

PROGRAMS



- + Youth and Adult Swim Lessons
- + Introduction to Water Polo class
- + Lap Swim
- + Recreational Swim
- + Masters Swim
- + Group Exercise Classes
- + American Red Cross Lifeguard Courses
- + Rental Groups: National School District, South Coast Water Polo Club, Southern Water Polo Club, SBA Swim Club, Fairbanks Stingrays Swim Club, High Tech High School, San Ysidro High School (SUHSD)

HIGHLIGHTS



A Year of Firsts

- + Lessons offered during the week throughout the year.
- + Offered afternoon lap swim and recreational swim during the week due to transition of SWC and SUHSD teams.
- + Offered an introduction to Water Polo class August-October, but discontinued for now due to low enrollment.
- + Group swim lessons are in high demand resulting in filled classes for all of our sessions offered. High demand has resulted in wait-lists and early registrations up to three months in advance.
- + Participated as a host facility for this years World's Largest Swim Lesson, world wide event held on June 20th, 2019. We offered 80 spots for participants to register (children ages 6 months - 12 years old) for the free event, which included a 30 minute swim lesson ran according to the WLSL Lesson Plan and a free recreational swim session for the participants and thier families. The National City Fire Department was also able to come and spend the afternoon at the pool to barbecue for all of the participants, their families, and the staff.
- + We offered a special spring break swim lesson session that ran Monday-Thursday for the two weeks of the schools break. We also offered recreational swim every day for those two weeks.
- + Our group exercise instructors and participants held quarterly pot lucks to help build the community at Las Palmas

AREAS FOR IMPROVEMENT

- + Internet remains unreliable, creating multiple daily system outages which affect customer service and create long wait times. This is the biggest issue impacting operations and patrons resulting in long waits.
- + Poor janitorial service leads to uncleanly shower and bathroom areas resulting in poor customer experience and required Lifeguards to then clean/maintain.
- + A winter season filled with heavy rains led to a substantial leak in the attic which then leaked through the ceiling of the lobby and caused multiple ceiling tiles to fall. National City maintenance crew were able to strip the entire ceiling of the lobby and replace with new drywall, which will be fully covered once roof repairs have been made. New LED lights were also installed. As a temporary solution, a tarp has been draped and secured over the roof to prevent leaking.
- + Registration process for large families has proved to be cumbersome and affected wait times due to process for checking in each individual family member.

GREAT POOL

RELAXING

INEXPENSIVE

SERIOUS LAPSWIMMERS

HIDDEN SECRET

03

RARELY CROWDED

THE COMMUNITY SPEAKS

FUN

ATTENTIVE

FAMILIES

GREAT STATE



THE SLIDE IS
OPEN

"A great full time long course pool for serious lap swimmers, rarely crowded, and inexpensive...bathrooms and shower area are very dated but I'm there to swim, not bathe in luxury, so a full rating for this great pool!" - Matt Rowland

"My grandson has been taking private swim classes for 3 months. The instructors are patient, attentive and so good with kids. My grandson is now a really good swimmer and loves the water. Thanks to all!" - Thelma Sanchez

"Great place to exercise, bring your children for swimming lessons Great Staff" - Tony Gumataotao

"First time there & I thought it was a good, relaxing place. Peaceful" - Dana Crawford

"Great public pool! Seems like a hidden secret as it's never too crowded." - Holly Gamber

"It's a fun place for families. They have a 12pm-3pm session and 3:30pm - 600pm session. 1star removed for today because the line got too long and their check in and payment system was really slow. 10-15 minutes that I couldn't add back." - Kris Saradpon



DEFINING SUCCESS

- + Referrals remain the basis of our business. This helps us to bring in new clientele from all over the county
- + Swim lessons continue to be in high demand, and swimmers from all areas of San Diego come to use one of the few 50 meter pools available.
- + Implementation of wristbands for recreational swimmers has prevented patrons from entering the pool without having a waiver on file or paying their entry fee. Wristbands also allows staff to know which children are 6 or younger and need to have a parent in the water with them at all times.
- + Partnerships with the National School District have been positive and communication with school teachers and LPP staff continues to remain consistent and productive. Many teachers took pool information flyers (pool schedule, swim lesson schedule, pool fees, swim lesson fees) for their kids to take home to their parents, and we have seen many of those children come back to the pool to continue lessons after the Learn to Swim class with their school.
- + Monthly newsletters are created and sent to all persons enrolled and those on our e-mail list. The newsletter is delivered electronically via 'Constant Contact'. (attached) Newsletters include pool schedule updates, swim lesson schedule updates and release dates, aquatic safety topics, promote National City events, and introduce new staff.

Two thin white diagonal lines cross the slide. One line starts in the upper left and extends towards the center. The other line starts in the lower left and extends towards the right, passing behind the text.

04

GOALS

LOOKING to the FUTURE

01

YOUTH SWIM TEAM

+ Extend learn to swim (students now in grades 7) until high school. Start date May 2020. Seek Grant funding. Sponsorship.

03

TRIATHLON TRAINING

+ Clinics
+ Workshops
+ Coached sessions

05

DIVE TEAM

+ Target Date: May 2020

02

TRAINER EDUCATION

+All Site staff opportunity to become EXOS Fitness Specialists. Expand programming.

04

INCREASE EVENTS

+ Swim Across America
+ AEA Training/s
+ Increase Rental Revenues

06

INSIGHTS + EVOLUTION

Use learnings and feedback from program design, execution, to drive the future of program development.

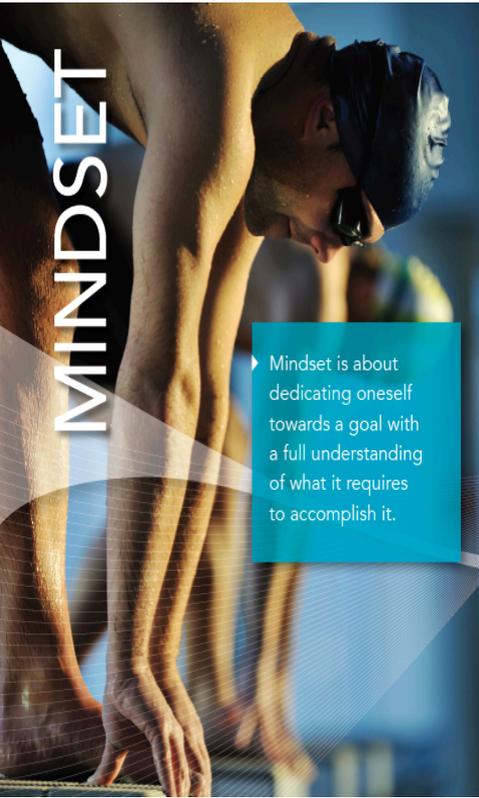


Nathan Adrian

Five time Olympic Gold Medalist

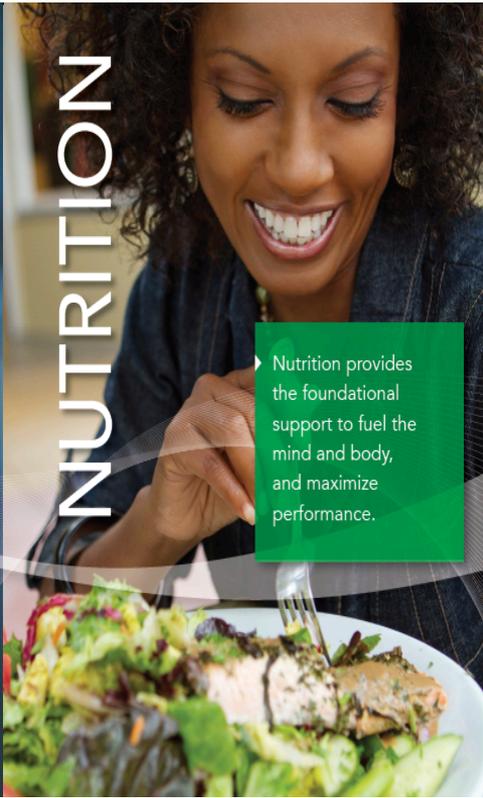
OUR METHODOLOGY

We use our integrated methodology to develop a customized experience that meets individuals where they are. Our system is comprised by four pillars – Mindset, Nutrition, Movement, and Recovery – built from decades of innovation, science, and real-life experience.



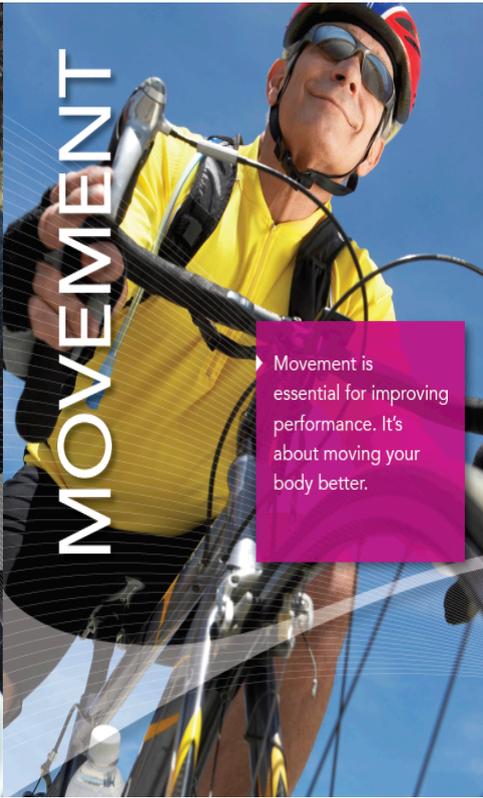
MINDSET

▶ Mindset is about dedicating oneself towards a goal with a full understanding of what it requires to accomplish it.



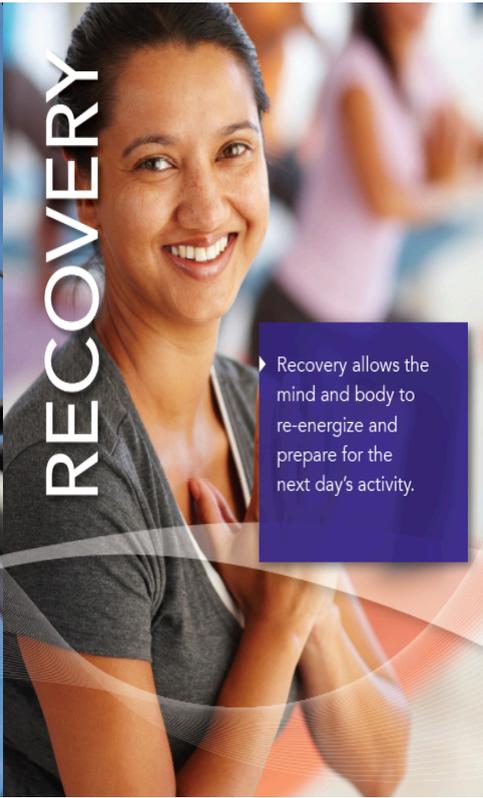
NUTRITION

▶ Nutrition provides the foundational support to fuel the mind and body, and maximize performance.



MOVEMENT

▶ Movement is essential for improving performance. It's about moving your body better.



RECOVERY

▶ Recovery allows the mind and body to re-energize and prepare for the next day's activity.

— WE'RE HERE TO —

UPGRADE LIVES

MARK VERSTEGEN
FOUNDER & PRESIDENT, EXOS

THANK YOU

EXOS

The following page(s) contain the backup material for Agenda Item: [Community Survey for Strategic Planning. \(City Manager\)](#)
Please scroll down to view the backup material.

Item # ____
10/01/19

COMMUNITY SURVEY FOR STRATEGIC PLANNING

(City Manager)

The following page(s) contain the backup material for Agenda Item: [Motion of the City Council of the City of National City 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. \(City Clerk\)](#)

Please scroll down to view the backup material.

Item # ____

10/01/19

MOTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY 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.

(City Clerk)

The following page(s) contain the backup material for Agenda Item: [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 June 4, 2019. \(City Clerk\)](#)

Please scroll down to view the backup material.

Item # ____
10/01/19

**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 JUNE 4, 2019.**

(City Clerk)

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

June 4, 2019

The Regular Meeting of the City Council and Community Development Commission – Housing Authority of the City of National City was called to order at 6:06 p.m. by Mayor / Chairwoman Alejandra Sotelo-Solis.

ROLL CALL

Council / Board members present: Cano, Morrison, Quintero, Rios, Sotelo-Solis.
Administrative Officials present: Dalla, Duong, Hernandez, Manganiello, Meteau, Morris-Jones, Olson, Raulston, Roberts, Tellez, Vergara, Williams, Ybarra.

PLEDGE OF ALLEGIANCE TO THE FLAG BY CENTRAL ELEMENTARY STUDENTS

PUBLIC COMMENTS

Frances Kinney, Ocean Connectors Executive Director, shared their mission and spoke on their involvement in educating local students on ocean conservation and ocean science for the past twelve years.

Brady Bradshaw, Oceana Campaign Organizer, asked to consider a resolution opposing new offshore drilling.

The following students from Central Elementary School spoke as global citizens on issues affecting the environment and asked the Council to consider writing a resolution opposing offshore drilling in the Pacific Ocean: Richard Castro, Lance Narvaez, Zion Santos, Chloe Clemente, Angel Valencia, and Emely Carames.

Mayor Sotelo-Solis asked City Manager Brad Raulston to look into what options are available to the City Council regarding to the topic of offshore drilling, whether it be through a proclamation or some other Council action.

AWARDS AND RECOGNITIONS

COUNCIL MEETING AWARDS & RECOGNITIONS 2019 (102-10-14)

1. Introduction of New Employee Mopolo Garcia, Senior Office Assistant.
(Neighborhood Services)

COUNCIL MEETING AWARDS & RECOGNITIONS 2019 (102-10-14)

2. Introduction of New Employee Lena Propps, Parking Regulations Officer.
(Neighborhood Services)

AWARDS AND RECOGNITIONS (cont.)

COUNCIL MEETING AWARDS & RECOGNITIONS 2019 (102-10-14)

3. Introduction of New Employee Barbara Gonzalez, Senior Office Assistant. (City Manager)

PRESENTATIONS

COUNCIL MEETING PRESENTATIONS 2019 (102-10-14)

4. Alpha Project National City Homeless Outreach. (Neighborhood Services)
Companion Item #8 (5 Minutes)

INTERVIEWS / APPOINTMENTS

BOARDS & COMMISSIONS ADMIN (101-1-1)

5. Interviews and Appointments: Otay and Sweetwater River Watershed Panels. (City Clerk)

RECOMMENDATION: Appoint as desired.

ACTION: Motion by Sotelo-Solis, seconded by Rios, to appoint Member Quintero with Mayor Sotelo-Solis as Alternate, to the Otay and Sweetwater River Watershed Panels. Carried by unanimous vote.

CITY COUNCIL

CONSENT CALENDAR

ADOPTION OF CONSENT CALENDAR. Item No. 6 (NCMC), Item No. 7 (Minutes), Item Nos. 8 through 12 (Resolution Nos. 2019-78 through 2019-82), Item No. 13 (Report), Item Nos. 14 and 15 (Warrant Registers). Motion by Cano, seconded by Quintero, to approve the Consent Calendar, except for Item No. 8. Carried by unanimous vote.

MUNICIPAL CODE 2019 (506-2-34)

6. MOTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY APPROVING THE WAIVING OF THE READING OF THE TEXT OF THE ORDINANCES CONSIDERED AT THIS MEETING AND PROVIDING THAT SUCH ORDINANCES SHALL BE INTRODUCED AND/OR ADOPTED AFTER A READING OF THE TITLE ONLY. (City Clerk)

ACTION: Approved. See above.

GENERAL ADMIN (103-2-1)

7. APPROVAL OF THE MINUTES OF THE SPECIAL MEETING OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY OF FEBRUARY 12, 2019. (City Clerk)

ACTION: Approved. See above.

CONSENT CALENDAR (cont.)

CONTRACT (C2004-37)

8. Resolution No. 2019-78. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY APPROVING THE MAYOR TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF NATIONAL CITY AND ALPHA PROJECT FOR THE HOMELESS TO CONTINUE TO PROVIDE OUTREACH SERVICES FOR THE HOMELESS AND INTERVENTION SERVICES EFFECTIVE JULY 1, 2019 THROUGH JUNE 30, 2020 IN THE AMOUNT OF \$120,000. (Neighborhood Services) **Companion Item #4**
ACTION: Motion by Rios, seconded by Cano, to adopt the Resolution. Carried by unanimous vote.

ENCROACHMENT AGREEMENT ADMIN 2016 – 2020 (903-14-10)

9. Resolution No. 2019-79. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY APPROVING AND AUTHORIZING THE MAYOR TO SIGN A MONITORING WELL ENCROACHMENT PERMIT AGREEMENT WITH PEPPER OIL COMPANY FOR THE INSTALLATION OF FOUR GROUNDWATER MONITORING WELLS WITHIN THE CITY RESERVED RIGHT OF WAY OF TIDELANDS AVENUE, NORTH OF BAY MARINA DRIVE. (Engineering/Public Works)
ACTION: Adopted. See above.

DEED (D2019-3)

10. Resolution No. 2019-80. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY MODIFYING EASEMENT LANGUAGE FOR PURPOSES OF CLARIFICATION FOR AN EASEMENT TO SAN DIEGO GAS & ELECTRIC COMPANY (SDG&E) NECESSARY TO UNDERGROUND, CONSTRUCT AND/OR MAINTAIN ELECTRICAL AND COMMUNICATIONS FACILITIES THAT SERVICE LAS PALMAS MUNICIPAL POOL AND CAMACHO RECREATION CENTER; AND AUTHORIZING THE MAYOR TO SIGN THE AMENDED EASEMENT. (Engineering/Public Works)
ACTION: Adopted. See above.

BLOCK GRANT PROGRAM ADMIN 2019-2020 (406-1-34)

11. Resolution No. 2019-81. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY APPROVING THE USE OF HOME INVESTMENT PARTNERSHIP (HOME) PROGRAM ADMINISTRATION FUNDS FOR PERSONNEL SERVICES BY TRANSFERRING UNSPENT FUNDS BUDGETED IN PRIOR YEARS FOR MAINTENANCE AND OPERATIONS TO PERSONNEL SERVICES IN FISCAL YEAR 2019 IN THE AMOUNT OF \$25,610.73. (Housing & Economic Development)
ACTION: Adopted. See above.

CONSENT CALENDAR (cont.)

GRANT / PUBLIC SAFETY (206-4-27)

12. Resolution No. 2019-82. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AUTHORIZING THE ACCEPTANCE OF THE FY 2019 OPERATION STONEGARDEN GRANT IN THE AMOUNT \$90,000, AND AUTHORIZING THE CHIEF OF POLICE TO EXECUTE THE AGREEMENT FOR THE AWARD OF THE GRANT FUNDS AND SIGN GRANT DOCUMENTS INDEMNIFYING THE GRANTING AGENCY AGAINST ANY LIABILITY ARISING FROM GRANT RELATED OPERATIONS, AND AUTHORIZING THE ESTABLISHMENT OF THE POLICE DEPARTMENT GRANTS FUND APPROPRIATIONS AND A CORRESPONDING REVENUE BUDGET, IN THE AMOUNT OF THE GRANT FOR REIMBURSEMENT OF OVERTIME, FRINGE BENEFITS AND MILEAGE FOR PROGRAMMATIC OPERATIONS. (Police)
ACTION: Adopted. See above.

FINANCIAL MANAGEMENT 2019-2020 (204-1-34)

13. Investment Report for the quarter ended March 31, 2019. (Finance)
ACTION: Accepted and filed. See above.

WARRANT REGISTER JULY 2018 - JUNE 2019 (202-1-33)

14. Warrant Register #44 for the period of 4/24/19 through 4/30/19 in the amount of \$640,430.23. (Finance)
ACTION: Ratified. See above.

WARRANT REGISTER JULY 2018 - JUNE 2019 (202-1-33)

15. Warrant Register #45 for the period of 5/1/19 through 5/7/19 in the amount of \$3,903,449.58. (Finance)
ACTION: Ratified. See above.

PUBLIC HEARINGS: ORDINANCES AND RESOLUTIONS

MUNICIPAL CODE 2019 (506-2-34)

16. PUBLIC HEARING AND INTRODUCTION OF AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AMENDING TITLE 13, SECTION 13.28.080 "SIGNS EXEMPT FROM THE PERMIT REQUIREMENT" OF THE NATIONAL CITY MUNICIPAL CODE TO EXEMPT THE SAN DIEGO METROPOLITAN TRANSIT SYSTEM (MTS) FROM THE CITY'S PERMIT REQUIREMENTS TO MOUNT, INSTALL, OR DISPLAY SIGNS IN THE FORM OF ADVERTISEMENTS ON MTS BUS STOP BENCHES AND SHELTERS LOCATED AT BUS LOADING ZONES WITHIN THE CITY PUBLIC RIGHT OF WAY. (Engineering/Public Works)
RECOMMENDATION: Hold Public Hearing and introduce the Ordinance.
TESTIMONY: None.
ACTION: Motion by Cano, seconded by Morrison, to close the Public Hearing. Carried by unanimous vote.
Motion by Cano, seconded by Rios, to introduce the Ordinance. Carried by unanimous vote.

PUBLIC HEARINGS: ORDINANCES AND RESOLUTIONS (cont.)

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

17. Resolution No. 2019-83. PUBLIC HEARING AND ADOPTION OF A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY CONFIRMING THE ASSESSMENT AND ORDERING THE LEVY FOR LANDSCAPE MAINTENANCE DISTRICT NO. 1 (MILE OF CARS) FOR FISCAL YEAR 2019/20 PURSUANT TO THE CALIFORNIA STREETS AND HIGHWAY CODE SECTION 22550 ET SEQ. (Planning)
RECOMMENDATION: Conduct the Public Hearing and adopt the Resolution confirming the assessment and ordering the levy.

TESTIMONY: None.

ACTION: Motion by Rios, seconded by Cano, to close the Public Hearing. Carried by unanimous vote.

Motion by Rios, seconded by Cano, to adopt the Resolution. Carried by unanimous vote.

MUNICIPAL CODE 2019 (506-2-34)

18. Ordinance No. 2019-2459. PUBLIC HEARING AND ADOPTION OF A SOCIAL HOST ORDINANCE OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY AMENDING CHAPTER 10.43 OF THE NATIONAL CITY MUNICIPAL CODE CONCERNING ALCOHOL AND ILLEGAL DRUG OFFENSES BY MINORS AND JUVENILES. (City Attorney)

RECOMMENDATION: Adopt the Ordinance.

TESTIMONY: None.

ACTION: Motion by Cano, seconded by Quintero, to close the Public Hearing. Carried by unanimous vote.

Motion by Rios, seconded by Quintero, to adopt the Ordinance. Carried by unanimous vote.

NON CONSENT RESOLUTIONS

CONTRACT (C2019-16)

19. Resolution No. 2019-84. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY: 1) AWARDING A CONTRACT TO SAN DIEGO MECHANICAL AND ENERGY IN THE NOT TO EXCEED AMOUNT OF \$318,792 FOR THE NATIONAL CITY PUBLIC LIBRARY CHILLER REPLACEMENT PROJECT, CIP NO. 19-26; 2) AUTHORIZING A 15% CONTINGENCY IN THE AMOUNT OF \$47,818.80 FOR ANY UNFORESEEN CHANGES; 3) AUTHORIZING THE MAYOR TO EXECUTE THE CONTRACT; AND 4) APPROVING THE ESTABLISHMENT OF A LIBRARY CAPITAL OUTLAY FUND APPROPRIATION OF \$318,792. (Engineering/Public Works)

RECOMMENDATION: Adopt the Resolution.

TESTIMONY: None.

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

NON CONSENT RESOLUTIONS (cont.)

BUDGET FY 2019-2020 (206-1-35)

20. Resolution No. 2019-85. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY ADOPTING A BUDGET FOR FISCAL YEAR 2020. (Finance)

RECOMMENDATION: Adopt the City of National City Fiscal Year 2020 Proposed Budget, as presented.

TESTIMONY: None.

ACTION: Motion by Cano, seconded by Quintero, to adopt the Resolution and approve the Budget, as presented by Staff. Carried by the following vote, to-wit: Ayes: Cano, Quintero, Rios, Sotelo-Solis. Nays: Morrison. Abstain: None. Absent: None.

BUDGET FY 2019-2020 (206-1-35)

21. Resolution No. 2019-86. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY APPROVING AND ADOPTING THE ANNUAL APPROPRIATIONS LIMIT FOR FISCAL YEAR 2020 IN THE AMOUNT OF \$64,799,326. (Finance)

RECOMMENDATION: Adopt the Resolution.

TESTIMONY: None.

ACTION: Motion by Cano, seconded by Quintero, to adopt the Resolution. Carried by unanimous vote.

NEW BUSINESS

CONDITIONAL USE PERMITS 2019 (403-32-3)

22. Notice of Decision - Planning Commission approval of a Conditional Use Permit for the modification of an existing wireless communications facility on a sign located at 241 National City Boulevard. (Applicant: Curtis Chadwick/T-Mobile) (Case File 2019-09 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 Cano, seconded by Quintero, to accept and file the Notice of Decision. Carried by unanimous vote.

RECESS

A recess was called at 7:33 p.m.

The meeting reconvened at 7:39 p.m., with Member Cano absent.

CITY MANAGER / REPORTS ADMIN (1104-1-12)

23. Direction on Strategic Planning and City Council Trainings. (City Manager)

B. COMMUNITY DEVELOPMENT COMMISSION (CDC) - HOUSING AUTHORITY

There were no CDC action items.

C. REPORTS

STAFF REPORTS

CITY MANAGER / REPORTS ADMIN (1104-1-12)

24. Organizational Update. (City Manager)

City Manager Raulston stated that the adopted budget eliminated two (2) Deputy City Manager positions and created one (1) Assistant City Manager position. City Manager Raulston announced that he has selected Alfredo Ybarra, the current Director of Housing and Economic Development, to serve as Interim Assistant City Manager.

Interim Assistant City Manager Ybarra disclosed that he will be retiring at the end of the year, and announced the promotion of Carlos Aguirre as Director of Housing and Economic Development.

City Manager Raulston stated that a recruitment will be opened to fill the Assistant City Manager position at the end of the year when Interim Assistant City Manager Ybarra retires.

MAYOR AND CITY COUNCIL

Member Quintero strongly urged City Staff to be diligent in making sure time is used wisely in the next couple of weeks so that the agenda for June 18th is concise so business can be taken care of and the meeting does not run until 4 a.m.

Vice Mayor Morrison shared his thoughts on the recent Mabuhay Festival event over the weekend at Kimball Park and said that it was probably the largest and best one to date and he looks forward to July 4th.

Member Rios welcomed the new employees that were introduced and congratulated those who received promotions. As Vice Chair of Metropolitan Transit System (MTS), she reminded and invited everyone to attend the "MTS ElevateSD 2020" event on Thursday, June 6th.

Mayor Sotelo-Solis highlighted the fact that June 4th marked the 100th Anniversary of the Women's Suffrage movement and shared news that she was invited to attend the North American Mayors Association event in Mexico.

CLOSED SESSION REPORT

There was no Closed Session Report.

ADJOURNMENT

Motion by Morrison, seconded by Quintero, to adjourn the meeting to the next Regular Meeting of the City Council and Community Development Commission - Housing Authority of the City of National City - Tuesday – June 18, 2019 - 6:00 p.m. - Council Chambers - National City, California. Carried by the following vote, to-wit: Ayes: Morrison, Quintero, Rios, Sotelo-Solis. Nays: None. Abstain: None. Absent: Cano.

Regular Meeting of the City Council and Community Development Commission - Housing Authority of the City of National City - Tuesday – June 18, 2019 - 6:00 p.m. - Council Chambers - National City, California.

The meeting closed at 8:06 p.m.

City Clerk

The foregoing minutes were approved at the Regular Meeting of October 1, 2019.

Mayor

CITY COUNCIL SUMMER LEGISLATIVE RECESS

July 2, 2019 - City Council Meeting - Dispensed With
July 16, 2019 - City Council Meeting - Dispensed With

The following page(s) contain the backup material for Agenda Item: [Resolution of the City Council of the City of National City approving the First Amendment to the Agreement by and between the City of National City and Spacesaver Intermountain, LLC, to increase the not-to-exceed amount by \\$3,500 for the purchase and installation of USB outlets, instead of electrical outlets, for the Spacesaver Freestyle Locker System in the locker rooms of the Police Department, for a total not-to-exceed amount of \\$231,644.09. \(Police\)](#)

Please scroll down to view the backup material.

**CITY OF NATIONAL CITY, CALIFORNIA
COUNCIL AGENDA STATEMENT**

MEETING DATE: October 1, 2019

AGENDA ITEM NO. _____

ITEM TITLE:

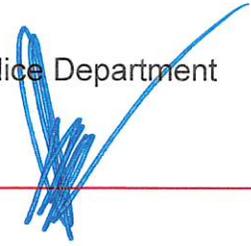
Resolution of the City Council of the city of National City approving the first amendment to the agreement by and between the city of national city and Spacesaver Intermountain, LLC, to increase the not-to-exceed amount by \$3,500 for the purchase and installation of USB outlets, instead of electrical outlets, for the Spacesaver Freestyle Locker System in the locker rooms of the police department, for a total not-to-exceed amount of \$231,644.09.

PREPARED BY: Captain Graham Young

DEPARTMENT: Police Department

PHONE: (619) 336-4514

APPROVED BY: _____



EXPLANATION:

On June 18, 2019 the City Council authorized the purchase of same for amount of \$228,147.65 in Resolution 2019-90. However, the police department's electrical capacity cannot support 120 volt outlets in each locker as originally designed and USB outlets are needed as a substitute. The \$3,500 is for the cost of the incidental expense of the USB outlets that were unforeseen at the time the initial appropriated funds that were for the project, for a total not-to-exceed amount of \$231,644.09.

FINANCIAL STATEMENT:

APPROVED: _____

Finance

ACCOUNT NO.

APPROVED: _____

MIS

131-411-000-503-0000 (Furniture and Furnishings) \$3,500



ENVIRONMENTAL REVIEW:

N/A

ORDINANCE: INTRODUCTION:

FINAL ADOPTION:

STAFF RECOMMENDATION:

Approve Resolution.

BOARD / COMMISSION RECOMMENDATION:

N/A

ATTACHMENTS:

1. Resolution # 2019-90
2. Service Agreement with Spacesaver Intermountain, LLC for the original amount of \$228,147.65
3. Proposed First Amendment

RESOLUTION NO. 2019 - 90

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY WAIVING THE FORMAL BID PROCESS PURSUANT TO NATIONAL CITY MUNICIPAL CODE SECTION 2.60.260 AND AUTHORIZING THE CITY TO PIGGYBACK ONTO SOURCEWELL CONTRACT NUMBER 031715-KII TO PURCHASE CUSTOMIZED LOCKERS FROM SPACESAVER INTERMOUNTAIN, LLC BY AUTHORIZING THE MAYOR TO EXECUTE THE AGREEMENT WITH SPACESAVER INTERMOUNTAIN, LLC TO PURCHASE AND INSTALL CUSTOMIZED SPACESAVER FREESTYLE LOCKERS TO REPLACE DILAPIDATED CURRENT LOCKERS AND EXPAND CAPACITY IN THE POLICE DEPARTMENT LOCKER ROOMS, IN THE AMOUNT NOT TO EXCEED \$228,147.65, AND APPROPRIATE \$228,147.65 BUDGET UNDER THE ASSET FORFEITURE FUND (131)

WHEREAS, the purchase of a locker system for the male and female locker rooms are required to increase the capacity for storage of police uniforms and equipment of officers at the National City Police Department especially during extremely wet winter season, the police department experienced several days of flooding within the men's locker room because of water intrusion through planter beds outside the building; and

WHEREAS, durable, high quality locker systems are available from just a few manufacturers in the United States through government cooperative purchase programs such as the National Joint Powers Alliance (NJPA), which allow for a direct purchase from any participating governmental agency in accordance with City of National City Purchasing Code section 2.60.260; and

WHEREAS, National City Municipal Code Section 2.60.260 provides authority to the purchasing agent to join with other public jurisdictions to take advantage of cooperative purchasing opportunities, including but not limited to any federal, state or local agency pricing program or structure that is determined by the purchasing agent to allow a procurement that is in the best interests of the City; and

WHEREAS, the National City's Purchasing staff has confirmed that the Sourcewell (formerly National Joint Powers Alliance) based on their contract number 031715-KII with Spacesaver Intermountain, LLC was competitively bid through a Request for Proposals (RFP) process, and that the State of California Department of General Services procurement procedures are in substantial compliance with those of National City.

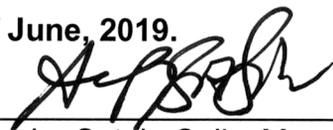
NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of National City hereby affirms the determination that Sourcewell (formerly National Joint Powers Alliance) procurement procedures are in substantial compliance with the City's, and pursuant to Section 2.60.260 of the Municipal Code, authorizes the waiver of the bidding process to piggyback on Sourcewell (formerly National Joint Powers Alliance) to purchase customized mobile shelving from Spacesaver Intermountain, LLC, based on their contract number 031715-KII with Sourcewell (NJPA).

Resolution No. 2019 – 90

Page Two

BE IT FURTHER RESOLVED that the City Council authorize the Mayor to execute an Agreement with Spacesaver Intermountain, LLC, to purchase and install customized lockers to expand capacity in the Police Department Locker Rooms in an amount not-to-exceed the amount of \$228,147.65 and appropriate \$228,147.65 budget under the asset forfeiture fund (131).

PASSED and ADOPTED this 18th day of June, 2019.



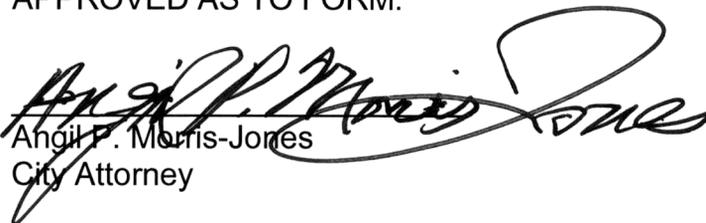
Alejandra Sotelo-Solis, Mayor

ATTEST:



For Michael R. Dalla, City Clerk

APPROVED AS TO FORM:



Angil P. Morris-Jones
City Attorney

Passed and adopted by the Council of the City of National City, California, on June 18, 2019 by the following vote, to-wit:

Ayes: Councilmembers Cano, Morrison, Quintero, Rios, Sotelo-Solis.

Nays: None.

Absent: None.

Abstain: None.

AUTHENTICATED BY: ALEJANDRA SOTELO-SOLIS
Mayor of the City of National City, California

City Clerk of the City of National City, California



By: 
Deputy

I HEREBY CERTIFY that the above and foregoing is a full, true and correct copy of RESOLUTION NO. 2019-90 of the City of National City, California, passed and adopted by the Council of said City on June 18, 2019.

City Clerk of the City of National City, California

By: _____
Deputy

**AGREEMENT
BY AND BETWEEN
THE CITY OF NATIONAL CITY
AND
SPACESAVER INTERMOUNTAIN, LLC**

THIS AGREEMENT is entered into this 15th day of August, 2019, by and between the CITY OF NATIONAL CITY, a municipal corporation (the "CITY"), and SPACESAVER INTERMOUNTAIN, a Utah limited liability company (the "CONTRACTOR").

RECITALS

WHEREAS, the CITY desires to employ a CONTRACTOR to provide the manufacturing, delivery, and installation of the Spacesaver Freestyle Locker System in the areas of the men's and women's locker rooms located in the Police Department.

WHEREAS, the CITY has determined that the CONTRACTOR is a provider of public safety storage solutions and is qualified by experience and ability to perform the services desired by the CITY, and the CONTRACTOR is willing to perform such services.

WHEREAS, the City Council WHEREAS, the City Council of the City of National City authorized the Mayor to execute an Agreement with CONTRACTOR to purchase and install customized lockers to expand capacity in the Police Department Locker Rooms in an amount not-to-exceed \$228,147.65 under Resolution No. 2019-90.

NOW, THEREFORE, THE PARTIES HERETO DO MUTUALLY AGREE AS FOLLOWS:

1. **ENGAGEMENT OF CONTRACTOR.** The CITY agrees to engage the CONTRACTOR, and the CONTRACTOR agrees to perform the services set forth here in accordance with all terms and conditions contained herein.

The CONTRACTOR represents that all services shall be performed directly by the CONTRACTOR or under direct supervision of the CONTRACTOR.

2. **SCOPE OF SERVICES.** The CONTRACTOR will manufacture, deliver and complete the installation of the Spacesaver Freestyle Locker System in the areas of the men's and women's locker rooms per drawings dated June 17, 2019. Installation includes all equipment, seismic anchoring hardware, as well as labor. The CONTRACTOR will perform services as set forth in the attached Exhibit "A", and Exhibit "B", where Exhibit "B" is the final layout.

The CONTRACTOR shall be responsible for all research and reviews related to the work and shall not rely on personnel of the CITY for such services, except as authorized in advance by the CITY.

The CITY may unilaterally, or upon request from the CONTRACTOR, from time to time reduce or increase the Scope of Services to be performed by the CONTRACTOR under this Agreement. Upon doing so, the CITY and the CONTRACTOR agree to meet in good faith and confer for the purpose of negotiating a corresponding reduction or increase in the compensation associated with said change in services.

3. **PROJECT COORDINATION AND SUPERVISION.** Jose Lopez, Associate Civil Engineer of Engineering and Public Works, hereby is designated as the Project Coordinator for the CITY and will monitor the progress and execution of this Agreement. The CONTRACTOR shall assign a single Project Director to provide supervision and have overall responsibility for the progress and execution of this Agreement for the CONTRACTOR. Scott Christensen, Project Manager, thereby is designated as the Project Director for the CONTRACTOR.

4. **COMPENSATION AND PAYMENT.** The compensation for the CONTRACTOR shall be based on monthly billings covering actual work performed. Billings shall include labor classifications, respective rates, hours worked and also materials, if any. The total cost for all work shall be an amount not-to-exceed \$228,147.65 as described in Exhibit "A" and shall not exceed the schedule given in Exhibit "A" (the Base amount) without prior written authorization from the CITY. Monthly invoices will be processed for payment and remitted within thirty (30) days from receipt of invoice, provided that work is accomplished consistent with Exhibit "A" and "B", as determined by the CITY.

The CONTRACTOR shall maintain all books, documents, papers, employee time sheets, accounting records, and other evidence pertaining to costs incurred, and shall make such materials available at its office at all reasonable times during the term of this Agreement and for three (3) years from the date of final payment under this Agreement, for inspection by the CITY, and for furnishing of copies to the CITY, if requested.

5. **ACCEPTABILITY OF WORK.** The City shall decide any and all questions which may arise as to the quality or acceptability of the services performed and the manner of performance, the acceptable completion of this Agreement, and the amount of compensation due. In the event the CONTRACTOR and the City cannot agree to the quality or acceptability of the work, the manner of performance and/or the compensation payable to the CONTRACTOR in this Agreement, the City or the CONTRACTOR shall give to the other written notice. Within ten (10) business days, the CONTRACTOR and the City shall each prepare a report which supports their position and file the same with the other party. The City shall, with reasonable diligence, determine the quality or acceptability of the work, the manner of performance and/or the compensation payable to the CONTRACTOR.

6. **EFFECTIVE DATE AND LENGTH OF AGREEMENT.** This Agreement will become effective on September ____, 2019. The duration of this Agreement is for the period of 4 months from the effective date.

7. **DISPOSITION AND OWNERSHIP OF DOCUMENTS.** The Memoranda, Reports, Maps, Drawings, Plans, Specifications, and other documents prepared by the CONTRACTOR for this Project, whether paper or electronic, shall become the property of the CITY for use with respect to this Project, and shall be turned over to the CITY upon completion of the Project, or any phase thereof, as contemplated by this Agreement.

Contemporaneously with the transfer of documents, the CONTRACTOR hereby assigns to the CITY, and CONTRACTOR thereby expressly waives and disclaims any copyright in, and the right to reproduce, all written material, drawings, plans, specifications, or other work prepared under this Agreement, except upon the CITY'S prior authorization regarding reproduction, which authorization shall not be unreasonably withheld. The CONTRACTOR shall, upon request of the CITY, execute any further document(s) necessary to further effectuate this waiver and disclaimer.

The CONTRACTOR agrees that the CITY may use, reuse, alter, reproduce, modify, assign, transfer, or in any other way, medium, or method utilize the CONTRACTOR'S written work product for the CITY'S purposes, and the CONTRACTOR expressly waives and disclaims any residual rights granted to it by Civil Code Sections 980 through 989 relating to intellectual property and artistic works.

Any modification or reuse by the CITY of documents, drawings, or specifications prepared by the CONTRACTOR shall relieve the CONTRACTOR from liability under Section 14, but only with respect to the effect of the modification or reuse by the CITY, or for any liability to the CITY should the documents be used by the CITY for some project other than what was expressly agreed upon within the Scope of this project, unless otherwise mutually agreed.

8. **INDEPENDENT CONTRACTOR.** Both parties hereto in the performance of this Agreement will be acting in an independent capacity and not as agents, employees, partners, or joint venturers with one another. Neither the CONTRACTOR nor the CONTRACTOR'S employees are employees of the CITY, and are not entitled to any of the rights, benefits, or privileges of the CITY'S employees, including but not limited to retirement, medical, unemployment, or workers' compensation insurance.

This Agreement contemplates the personal services of the CONTRACTOR and the CONTRACTOR'S employees, and it is recognized by the parties that a substantial inducement to the CITY for entering into this Agreement was, and is, the professional reputation and competence of the CONTRACTOR and its employees. Neither this Agreement nor any interest herein may be assigned by the CONTRACTOR without the prior written consent of the CITY. Nothing herein contained is intended to prevent the CONTRACTOR from employing or hiring as many employees, or SUBCONTRACTORS, as the CONTRACTOR may deem necessary for the proper and efficient performance of this Agreement. All agreements by CONTRACTOR with its SUBCONTRACTOR(S) shall require the SUBCONTRACTOR(S) to adhere to the applicable terms of this Agreement.

9. **CONTROL.** Neither the CITY nor its officers, agents, or employees shall have any control over the conduct of the CONTRACTOR or any of the CONTRACTOR'S employees, except as herein set forth, and the CONTRACTOR or the CONTRACTOR'S agents, servants, or employees are not in any manner agents, servants, or employees of the CITY, it being understood that the CONTRACTOR its agents, servants, and employees are as to the CITY wholly independent CONTRACTOR, and that the CONTRACTOR'S obligations to the CITY are solely such as are prescribed by this Agreement.

10. **COMPLIANCE WITH APPLICABLE LAW.** The CONTRACTOR, in the performance of the services to be provided herein, shall comply with all applicable state and federal statutes and regulations, and all applicable ordinances, rules, and regulations of the City of National City, whether now in force or subsequently enacted. The CONTRACTOR and each of its SUBCONTRACTOR(S), shall obtain and maintain a current City of National City business license prior to and during performance of any work pursuant to this Agreement.

11. **LICENSES, PERMITS, ETC.** The CONTRACTOR represents and covenants that it has all licenses, permits, qualifications, and approvals of whatever nature that are legally required to practice its profession. The CONTRACTOR represents and covenants that the CONTRACTOR shall, at its sole cost and expense, keep in effect at all times during the term of this Agreement, any license, permit, or approval which is legally required for the CONTRACTOR to practice its profession.

12. **STANDARD OF CARE.**

A. The CONTRACTOR, in performing any services under this Agreement, shall perform in a manner consistent with that level of care and skill ordinarily exercised by members of the CONTRACTOR'S trade or profession currently practicing under similar conditions and in similar locations. The CONTRACTOR shall take all special precautions necessary to protect the CONTRACTOR'S employees and members of the public from risk of harm arising out of the nature of the work and/or the conditions of the work site.

B. Unless disclosed in writing prior to the date of this Agreement, the CONTRACTOR warrants to the CITY that it is not now, nor has it for the five (5) years preceding, been debarred by a governmental agency or involved in debarment, arbitration or litigation proceedings concerning the CONTRACTOR'S professional performance or the furnishing of materials or services relating thereto.

C. The CONTRACTOR is responsible for identifying any unique products, treatments, processes or materials whose availability is critical to the success of the project the CONTRACTOR has been retained to perform, within the time requirements of the CITY, or, when no time is specified, then within a commercially reasonable time. Accordingly, unless the CONTRACTOR has notified the CITY otherwise, the CONTRACTOR warrants that all products, materials, processes or treatments identified in the project documents prepared for the CITY are reasonably commercially available. Any failure by the CONTRACTOR to use due diligence under this sub-paragraph will render the CONTRACTOR liable to the CITY for any increased costs that result from the CITY'S later inability to obtain the specified items or any reasonable substitute within a price range that allows for project completion in the time frame specified or, when not specified, then within a commercially reasonable time.

13. **NON-DISCRIMINATION PROVISIONS.** The CONTRACTOR shall not discriminate against any employee or applicant for employment because of age, race, color, ancestry, religion, sex, sexual orientation, marital status, national origin, physical handicap, or medical condition. The CONTRACTOR will take positive action to insure that applicants are employed without regard to their age, race, color, ancestry, religion, sex, sexual orientation, marital status, national origin, physical handicap, or medical condition. Such action shall include but not be limited to the following: employment, upgrading, demotion, transfer, recruitment or recruitment advertising, layoff or termination, rates of pay or other forms of compensation, and selection for training, including apprenticeship. The CONTRACTOR agrees to post in conspicuous places available to employees and applicants for employment any notices provided by the CITY setting forth the provisions of this non-discrimination clause.

14. **CONFIDENTIAL INFORMATION.** The CITY may from time to time communicate to the CONTRACTOR certain confidential information to enable the CONTRACTOR to effectively perform the services to be provided herein. The CONTRACTOR shall treat all such information as confidential and shall not disclose any part thereof without the prior written consent of the CITY. The CONTRACTOR shall limit the use and circulation of such information, even within its own organization, to the extent necessary to perform the services to be provided herein. The foregoing obligation of this Section 14, however, shall not apply to any part of the information that (i) has been disclosed in publicly available sources of information; (ii) is, through no fault of the CONTRACTOR, hereafter disclosed in publicly available sources of information; (iii) is already in the possession of the CONTRACTOR without any obligation of confidentiality; or (iv) has been, or is hereafter rightfully disclosed to the CONTRACTOR by a third party, but only to the extent that the use or disclosure thereof has been or is rightfully authorized by that third party.

The CONTRACTOR shall not disclose any reports, recommendations, conclusions or other results of the services or the existence of the subject matter of this Agreement without the prior written consent of the CITY. In its performance hereunder, the CONTRACTOR shall comply with all legal obligations it may now or hereafter have respecting the information or other property of any other person, firm or corporation.

CONTRACTOR shall be liable to CITY for any damages caused by breach of this condition, pursuant to the provisions of Section 14.

15. **INDEMNIFICATION AND HOLD HARMLESS.** The CONTRACTOR agrees to defend, indemnify and hold harmless the City of National City, its officers and employees, against and from any and all liability, loss, damages to property, injuries to, or death of any person or persons, and all claims, demands, suites, actions, proceedings, reasonable attorneys' fees, and defense costs, of any kind or nature, including workers' compensation claims, of or by anyone whomsoever, resulting from or arising out of the CONTRACTOR'S performance or other obligations under this Agreement; provided, however, that this indemnification and hold harmless shall not include any claims or liability arising from the established sole negligence or willful misconduct of the City, its agents, officers, or employees. The indemnity, defense, and hold harmless obligations contained herein shall survive the

termination of this Agreement for any alleged or actual omission, act, or negligence under this Agreement that occurred during the term of this Agreement.

16. **WORKERS' COMPENSATION.** The CONTRACTOR shall comply with all of the provisions of the Workers' Compensation Insurance and Safety Acts of the State of California, the applicable provisions of Division 4 and 5 of the California Government Code and all amendments thereto; and all similar State or federal acts or laws applicable; and shall indemnify, and hold harmless the CITY and its officers, and employees from and against all claims, demands, payments, suits, actions, proceedings, and judgments of every nature and description, including reasonable attorney's fees and defense costs presented, brought or recovered against the CITY or its officers, employees, or volunteers, for or on account of any liability under any of said acts which may be incurred by reason of any work to be performed by the CONTRACTOR under this Agreement.

17. **INSURANCE.** The CONTRACTOR, at its sole cost and expense, shall purchase and maintain, and shall require its SUBCONTRACTOR(S), when applicable, to purchase and maintain throughout the term of this Agreement, the following checked insurance policies:

A. If checked, **Professional Liability Insurance** (errors and omissions) with minimum limits of \$1,000,000 per occurrence.

B. **Automobile Insurance** covering all bodily injury and property damage incurred during the performance of this Agreement, with a minimum coverage of \$1,000,000 combined single limit per accident. Such automobile insurance shall include owned, non-owned, and hired vehicles ("any auto"). The policy shall name the CITY and its officers, agents and employees as additional insureds, and a separate additional insured endorsement shall be provided.

C. **Commercial General Liability Insurance**, with minimum limits of \$2,000,000 per occurrence and \$4,000,000 aggregate, covering all bodily injury and property damage arising out of its operations under this Agreement. The policy shall name the CITY and its officers, agents and employees as additional insureds, and a separate additional insured endorsement shall be provided. The general aggregate limit must apply solely to this "project" or "location".

D. **Workers' Compensation Insurance** in an amount sufficient to meet statutory requirements covering all of CONTRACTOR'S employees and employers' liability insurance with limits of at least \$1,000,000 per accident. In addition, the policy shall be endorsed with a waiver of subrogation in favor of the City. Said endorsement shall be provided prior to commencement of work under this Agreement.

If CONTRACTOR has no employees subject to the California Workers' Compensation and Labor laws, CONTRACTOR shall execute a Declaration to that effect. Said Declaration shall be provided to CONTRACTOR by CITY.

E. The aforesaid policies shall constitute primary insurance as to the CITY, its officers, employees, and volunteers, so that any other policies held by the CITY shall not contribute to any loss under said insurance. Said policies shall provide for thirty (30) days prior written notice to the CITY of cancellation or material change.

F. If required insurance coverage is provided on a "claims made" rather than "occurrence" form, the CONTRACTOR shall maintain such insurance coverage for three years

after expiration of the term (and any extensions) of this Agreement. In addition, the "retro" date must be on or before the date of this Agreement.

G. Insurance shall be written with only California admitted companies that hold a current policy holder's alphabetic and financial size category rating of not less than A VIII according to the current Best's Key Rating Guide, or a company equal financial stability that is approved by the CITY'S Risk Manager. In the event coverage is provided by non-admitted "surplus lines" carriers, they must be included on the most recent California List of Eligible Surplus Lines Insurers (LESLI list) and otherwise meet rating requirements.

H. This Agreement shall not take effect until certificate(s) or other sufficient proof that these insurance provisions have been complied with, are filed with and approved by the CITY'S Risk Manager. If the CONTRACTOR does not keep all of such insurance policies in full force and effect at all times during the terms of this Agreement, the CITY may elect to treat the failure to maintain the requisite insurance as a breach of this Agreement and terminate the Agreement as provided herein.

I. All deductibles and self-insured retentions in excess of \$10,000 must be disclosed to and approved by the CITY.

18. **LEGAL FEES.** If any party brings a suit or action against the other party arising from any breach of any of the covenants or agreements or any inaccuracies in any of the representations and warranties on the part of the other party arising out of this Agreement, then in that event, the prevailing party in such action or dispute, whether by final judgment or out-of-court settlement, shall be entitled to have and recover of and from the other party all costs and expenses of suit, including attorneys' fees.

For purposes of determining who is to be considered the prevailing party, it is stipulated that attorney's fees incurred in the prosecution or defense of the action or suit shall not be considered in determining the amount of the judgment or award. Attorney's fees to the prevailing party if other than the CITY shall, in addition, be limited to the amount of attorney's fees incurred by the CITY in its prosecution or defense of the action, irrespective of the actual amount of attorney's fees incurred by the prevailing party.

19. **MEDIATION/ARBITRATION.** If a dispute arises out of or relates to this Agreement, or the breach thereof, the parties agree first to try, in good faith, to settle the dispute by mediation in San Diego, California, in accordance with the Commercial Mediation Rules of the American Arbitration Association (the "AAA") before resorting to arbitration. The costs of mediation shall be borne equally by the parties. Any controversy or claim arising out of, or relating to, this Agreement, or breach thereof, which is not resolved by mediation shall be settled by arbitration in San Diego, California, in accordance with the Commercial Arbitration Rules of the AAA then existing. Any award rendered shall be final and conclusive upon the parties, and a judgment thereon may be entered in any court having jurisdiction over the subject matter of the controversy. The expenses of the arbitration shall be borne equally by the parties to the arbitration, provided that each party shall pay for and bear the costs of its own experts, evidence and attorneys' fees, except that the arbitrator may assess such expenses or any part thereof against a specified party as part of the arbitration award.

20. **TERMINATION.**

A. This Agreement may be terminated with or without cause by the CITY. Termination without cause shall be effective only upon 60-day's written notice to the CONTRACTOR. During said 60-day period the CONTRACTOR shall perform all services in accordance with this Agreement.

B. This Agreement may also be terminated immediately by the CITY for cause in the event of a material breach of this Agreement, misrepresentation by the CONTRACTOR in connection with the formation of this Agreement or the performance of services, or the failure to perform services as directed by the CITY.

C. Termination with or without cause shall be effected by delivery of written Notice of Termination to the CONTRACTOR as provided for herein.

D. In the event of termination, all finished or unfinished Memoranda Reports, Maps, Drawings, Plans, Specifications and other documents prepared by the CONTRACTOR, whether paper or electronic, shall immediately become the property of and be delivered to the CITY, and the CONTRACTOR shall be entitled to receive just and equitable compensation for any work satisfactorily completed on such documents and other materials up to the effective date of the Notice of Termination, not to exceed the amounts payable hereunder, and less any damages caused the CITY by the CONTRACTOR'S breach, if any. Thereafter, ownership of said written material shall vest in the CITY all rights set forth in Section 7.

E. The CITY further reserves the right to immediately terminate this Agreement upon: (1) the filing of a petition in bankruptcy affecting the CONTRACTOR; (2) a reorganization of the CONTRACTOR for the benefit of creditors; or (3) a business reorganization, change in business name or change in business status of the CONTRACTOR.

21. **NOTICES.** All notices or other communications required or permitted hereunder shall be in writing, and shall be personally delivered; or sent by overnight mail (Federal Express or the like); or sent by registered or certified mail, postage prepaid, return receipt requested; or sent by ordinary mail, postage prepaid; or telegraphed or cabled; or delivered or sent by telex, telecopy, facsimile or fax; and shall be deemed received upon the earlier of (i) if personally delivered, the date of delivery to the address of the person to receive such notice, (ii) if sent by overnight mail, the business day following its deposit in such overnight mail facility, (iii) if mailed by registered, certified or ordinary mail, five (5) days (ten (10) days if the address is outside the State of California) after the date of deposit in a post office, mailbox, mail chute, or other like facility regularly maintained by the United States Postal Service, (iv) if given by telegraph or cable, when delivered to the telegraph company with charges prepaid, or (v) if given by telex, telecopy, facsimile or fax, when sent. Any notice, request, demand, direction or other communication delivered or sent as specified above shall be directed to the following persons:

To CITY: Roberto Yano
Deputy City Engineer
Engineering and Public Works
City of National City
1243 National City Boulevard
National City, CA 91950-4301

Arturo Gonzalez
Facilities Maintenance Supervisor
Engineering and Public Works
City of National City
1243 National City Boulevard
National City, CA 91950-4301

To CONTRACTOR:

Scott Christensen
Project Manager
Spacesaver Intermountain, LLC
249 South 400 East
Salt Lake City, UT 84111

Notice of change of address shall be given by written notice in the manner specified in this Section. Rejection or other refusal to accept or the inability to deliver because of changed address of which no notice was given shall be deemed to constitute receipt of the notice, demand, request or communication sent. Any notice, request, demand, direction or other communication sent by cable, telex, telecopy, facsimile or fax must be confirmed within forty-eight (48) hours by letter mailed or delivered as specified in this Section.

22. CONFLICT OF INTEREST AND POLITICAL REFORM ACT OBLIGATIONS. During the term of this Agreement, the CONTRACTOR shall not perform services of any kind for any person or entity whose interests conflict in any way with those of the City of National City. The CONTRACTOR also agrees not to specify any product, treatment, process or material for the project in which the CONTRACTOR has a material financial interest, either direct or indirect, without first notifying the CITY of that fact. The CONTRACTOR shall at all times comply with the terms of the Political Reform Act and the National City Conflict of Interest Code. The CONTRACTOR shall immediately disqualify itself and shall not use its official position to influence in any way any matter coming before the CITY in which the CONTRACTOR has a financial interest as defined in Government Code Section 87103. The CONTRACTOR represents that it has no knowledge of any financial interests that would require it to disqualify itself from any matter on which it might perform services for the CITY.

If checked, the CONTRACTOR shall comply with all of the reporting requirements of the Political Reform Act and the National City Conflict of Interest Code. Specifically, the CONTRACTOR shall file a Statement of Economic Interests with the City Clerk of the City of National City in a timely manner on forms which the CONTRACTOR shall obtain from the City Clerk.

The CONTRACTOR shall be strictly liable to the CITY for all damages, costs or expenses the CITY may suffer by virtue of any violation of this Paragraph 22 by the CONTRACTOR.

23. **PREVAILING WAGES.** State prevailing wage rates may apply to work performed under this Agreement. State prevailing wages rates apply to all public works contracts as set forth in California Labor Code, including but not limited to, Sections 1720, 1720.2, 1720.3, 1720.4, and 1771. CONTRACTOR is solely responsible to determine if State prevailing wage rates apply and, if applicable, pay such rates in accordance with all laws, ordinances, rules, and regulations.

24. **MISCELLANEOUS PROVISIONS.**

A. *Computation of Time Periods.* If any date or time period provided for in this Agreement is or ends on a Saturday, Sunday or federal, state or legal holiday, then such date shall automatically be extended until 5:00 p.m. Pacific Time of the next day which is not a Saturday, Sunday or federal, state, or legal holiday.

B. *Counterparts.* This Agreement may be executed in multiple counterparts, each of which shall be deemed an original, but all of which, together, shall constitute but one and the same instrument.

C. *Captions.* Any captions to, or headings of, the sections or subsections of this Agreement are solely for the convenience of the parties hereto, are not a part of this Agreement, and shall not be used for the interpretation or determination of the validity of this Agreement or any provision hereof.

D. *No Obligations to Third Parties.* Except as otherwise expressly provided herein, the execution and delivery of this Agreement shall not be deemed to confer any rights upon, or obligate any of the parties hereto, to any person or entity other than the parties hereto.

E. *Exhibits and Schedules.* The Exhibits and Schedules attached hereto are hereby incorporated herein by this reference for all purposes, except, to the extent any exhibits or schedules or provisions thereof, conflict with the terms of this Agreement, the terms of this Agreement will control.

F. *Amendment to this Agreement.* The terms of this Agreement may not be modified or amended except by an instrument in writing executed by each of the parties hereto.

G. *Waiver.* The waiver or failure to enforce any provision of this Agreement shall not operate as a waiver of any future breach of any such provision or any other provision hereof.

H. *Applicable Law.* This Agreement shall be governed by and construed in accordance with the laws of the State of California.

I. *Audit.* If this Agreement exceeds ten-thousand dollars (\$10,000), the parties shall be subject to the examination and audit of the State Auditor for a period of three (3) years after final payment under the Agreement, per Government Code Section 8546.7.

J. *Entire Agreement.* This Agreement supersedes any prior agreements, negotiations and communications, oral or written, and contains the entire agreement between the parties as to the subject matter hereof. No subsequent agreement, representation, or promise made by either party hereto, or by or to an employee, officer, agent or representative of any party hereto shall be of any effect unless it is in writing and executed by the party to be bound thereby.

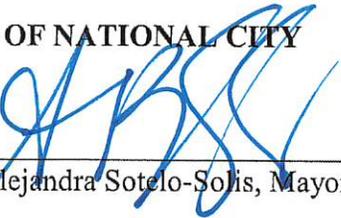
K. *Successors and Assigns.* This Agreement shall be binding upon and shall inure to the benefit of the successors and assigns of the parties hereto.

L. *Construction.* The parties acknowledge and agree that (i) each party is of equal bargaining strength, (ii) each party has actively participated in the drafting, preparation and negotiation of this Agreement, (iii) each such party has consulted with or has had the opportunity to consult with its own, independent counsel and such other professional advisors as such party has deemed appropriate, relative to any and all matters contemplated under this Agreement, (iv) each party and such party's counsel and advisors have reviewed this Agreement, (v) each party has agreed to enter into this Agreement following such review and the rendering of such advice, and (vi) any rule or construction to the effect that ambiguities are to be resolved against the drafting party shall not apply in the interpretation of this Agreement, or any portions hereof, or any amendments hereto.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement on the date and year first above written.

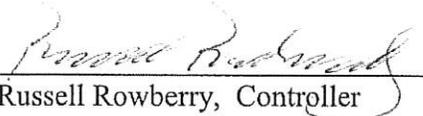
CITY OF NATIONAL CITY

By:


Alejandra Sotelo-Solis, Mayor

SPACESAVER INTERMOUNTAIN, LLC

By:


Russell Rowberry, Controller

APPROVED AS TO FORM:
Angil P. Morris-Jones
City Attorney

By:


Dave Colling, CEO


Nicole Pedone
Senior Assistant City Attorney



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
8/28/2019

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER		CONTACT NAME: Rachel Tueller	
Diversified Insurance Group		PHONE (A/C, No, Ext): (801) 325-5000	FAX (A/C, No): (801) 532-2804
136 E. South Temple Street		E-MAIL ADDRESS: rtueller@diversifiedinsurance.com	
Suite 2300		INSURER(S) AFFORDING COVERAGE	
Salt Lake City UT 84111		INSURER A: Federal Insurance Company 20281	
INSURED HB Intermountain Holdings LLC		INSURER B: Great Northern Insurance 20303	
Spacesaver Intermountain LLC		INSURER C: WCF Mutual Insurance Co. 10033	
8969 Kenamar Drive, Ste. 101		INSURER D: Advantage Workers Compensation 40517	
San Diego CA 92121		INSURER E:	
		INSURER F:	

COVERAGES CERTIFICATE NUMBER: 2019 REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR <input checked="" type="checkbox"/> Completed Operations GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input checked="" type="checkbox"/> PROJECT <input type="checkbox"/> LOC <input type="checkbox"/> OTHER:		X	36054513 SIR - \$0	9/1/2019	9/1/2020	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 1,000,000 MED EXP (Any one person) \$ 10,000 PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COM/POP AGG \$ 2,000,000 Per Project Aggregate Endorsement \$ 10,000,000
B	AUTOMOBILE LIABILITY <input checked="" type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> HIRED AUTOS <input checked="" type="checkbox"/> NON-OWNED AUTOS		X	73605042 Comprehensive: \$1000 Ded Collision: \$1000 Ded	9/1/2019	9/1/2020	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ \$
A	<input checked="" type="checkbox"/> UMBRELLA LIAB <input checked="" type="checkbox"/> OCCUR <input type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED RETENTION \$ None		X	78188906 - Follow-Form of Primary policies SIR - \$0	9/1/2019	9/1/2020	EACH OCCURRENCE \$ 10,000,000 AGGREGATE \$ 10,000,000 \$
C	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH)		Y/N	1253663 - Utah	1/1/2019	1/1/2020	<input checked="" type="checkbox"/> PER STATUTE <input type="checkbox"/> OTHER E.L. EACH ACCIDENT \$ 1,000,000
D	IF YES, DESCRIBE UNDER DESCRIPTION OF OPERATIONS below		N/A	2211730 - All other states SIR - \$0	1/1/2019	1/1/2020	E.L. DISEASE - EA EMPLOYEE \$ 1,000,000 E.L. DISEASE - POLICY LIMIT \$ 1,000,000
A	Professional Liability Claims Made/Retro: 10/7/08			82507722 - SIR: \$10,000 \$2M Retro: 9/20/2016	12/6/2018	12/6/2019	Each Claim \$2,000,000 Aggregate \$2,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)
The City of National City, its officers, agents and employees are Additional Insured on General Liability and Auto Liability with respect to the work performed by the Named Insured as required per written contract. This insurance is primary and non-contributory.

CERTIFICATE HOLDER	CANCELLATION
The City of National City 1243 National City Boulevard National City, CA 91950-4301	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE Matthew Henriod/RT

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Liability Insurance

Endorsement

Policy Period SEPTEMBER 1, 2019 TO SEPTEMBER 1, 2020

Effective Date SEPTEMBER 1, 2019

Policy Number 3605-45-13 DEN

Insured HB INTERMOUNTAIN HOLDINGS LLC

Name of Company FEDERAL INSURANCE COMPANY

Date Issued SEPTEMBER 10, 2019

This Endorsement applies to the following forms:

GENERAL LIABILITY

Under Who Is An Insured, the following provision is added.

Who Is An Insured

*Owners, Lessees Or
Contractors - Completed
Operations*

Persons or organizations shown in the Schedule are **insureds**; but they are **insureds** only with respect to their liability for **bodily injury** or **property damage** caused, in whole or in part, by **your work** at the applicable location described in the Schedule performed for such person or organization and included in the **products-completed operations hazard**.

However,

- the insurance afforded to such person or organization only applies to the extent permitted by law; and
- if coverage provided to the person or organization is required by a contract or agreement, the insurance afforded to the person or organization will not be broader than that which you are required by such contract or agreement to provide for the person or organization.

Schedule

AS REQUIRED BY WRITTEN CONTRACT

Liability Endorsement
(continued)

All other terms and conditions remain unchanged.

Authorized Representative



Liability Insurance

Endorsement

Policy Period SEPTEMBER 1, 2019 TO SEPTEMBER 1, 2020

Effective Date SEPTEMBER 1, 2019

Policy Number 3605-45-13 DEN

Insured HB INTERMOUNTAIN HOLDINGS LLC

Name of Company FEDERAL INSURANCE COMPANY

Date Issued SEPTEMBER 10, 2019

This Endorsement applies to the following forms:

GENERAL LIABILITY

Under Who Is An Insured, the following provision is added.

Who Is An Insured

*Owners, Lessees Or
Contractors - Ongoing
Operations*

A. Persons or organizations shown in the Schedule below are **insureds**; but they are **insureds** only with respect to their liability for **bodily injury, property damage, advertising injury or personal injury** caused, in whole or in part, by:

1. your acts or omissions; or
2. the acts or omissions of those acting on your behalf;

in the performance of your ongoing operations for the person or organization shown in the Schedule at the applicable location described in the Schedule.

However,

- the insurance afforded to such person or organization only applies to the extent permitted by law; and
- if coverage provided to the person or organization is required by a contract or agreement, the insurance afforded to the person or organization will not be broader than that which you are required by such contract or agreement to provide for the person or organization.

Liability Endorsement
(continued)

- B. However, no person or organization is an **insured for bodily injury or property damage** occurring after:
1. all work, including materials, parts or equipment furnished in connection with such work, on the project (other than service, maintenance or repairs) to be performed by or on behalf of the person or organization shown in the Schedule at the applicable location described in the Schedule has been completed; or
 2. that portion of **your work** out of which the injury or damage arises has been put to its intended use by any person or organization other than another contractor or subcontractor engaged in performing operations for a principal as part of the same project.

Schedule

Designated Owner, Lessee Or Contractor

PERSONS OR ORGANIZATIONS THAT YOU ARE OBLIGATED,
PURSUANT TO A CONTRACT OR AGREEMENT, TO PROVIDE
WITH SUCH INSURANCE AS IS AFFORDED BY THIS POLICY.

All other terms and conditions remain unchanged.

Authorized Representative



Liability Insurance

Endorsement

Policy Period SEPTEMBER 1, 2019 TO SEPTEMBER 1, 2020

Effective Date SEPTEMBER 1, 2019

Policy Number 3605-45-13 DEN

Insured HB INTERMOUNTAIN HOLDINGS LLC

Name of Company FEDERAL INSURANCE COMPANY

Date Issued SEPTEMBER 10, 2019

This Endorsement applies to the following forms:

GENERAL LIABILITY

Under Who Is An Insured, the following provision is added.

Who Is An Insured

**Additional Insured -
Scheduled Person
Or Organization**

Persons or organizations shown in the Schedule are **insureds**; but they are **insureds** only if you are obligated pursuant to a contract or agreement to provide them with such insurance as is afforded by this policy.

However, the person or organization is an **insured** only:

- if and then only to the extent the person or organization is described in the Schedule;
- to the extent such contract or agreement requires the person or organization to be afforded status as an **insured**;
- for activities that did not occur, in whole or in part, before the execution of the contract or agreement; and
- with respect to damages, loss, cost or expense for injury or damage to which this insurance applies.

No person or organization is an **insured** under this provision:

- that is more specifically identified under any other provision of the Who Is An Insured section (regardless of any limitation applicable thereto).
- with respect to any assumption of liability (of another person or organization) by them in a contract or agreement. This limitation does not apply to the liability for damages, loss, cost or expense for injury or damage, to which this insurance applies, that the person or organization would have in the absence of such contract or agreement.

Liability Endorsement
(continued)

Under Conditions, the following provision is added to the condition titled Other Insurance.

Conditions

**Other Insurance –
Primary, Noncontributory
Insurance – Scheduled
Person Or Organization**

If you are obligated, pursuant to a contract or agreement, to provide the person or organization shown in the Schedule with primary insurance such as is afforded by this policy, then in such case this insurance is primary and we will not seek contribution from insurance available to such person or organization.

Schedule

Persons or organizations that you are obligated, pursuant to a contract or agreement, to provide with such insurance as is afforded by this policy.

All other terms and conditions remain unchanged.

Authorized Representative



**FIRST AMENDMENT TO THE AGREEMENT
BY AND BETWEEN THE CITY OF NATIONAL CITY AND
SPACESAVER INTERMOUNTAIN, LLC**

This FIRST AMENDMENT (“Amendment”) to the Agreement by and between the CITY OF NATIONAL CITY and SPACESAVER INTERMOUNTAIN, a Utah limited liability company, is entered into this ____ day of October, 2019, by and between the CITY OF NATIONAL CITY, a municipal corporation (the “CITY”) and SPACESAVER INTERMOUNTAIN, a Utah limited liability company (“CONTRACTOR”).

RECITALS

WHEREAS, the City Council of the City of National City authorized the Mayor to execute an Agreement with CONTRACTOR to purchase and install customized lockers to expand capacity in the Police Department Locker Rooms in an amount not-to-exceed \$228,147.65 under Resolution No. 2019-90.

WHEREAS, the parties entered into an Agreement (“Agreement”) on August 15, 2019 for CONTRACTOR to provide the manufacturing, delivery, and installation of the Spacesaver Freestyle Locker System in the areas of the men’s and women’s locker rooms located in the Police Department in an amount not-to-exceed \$228,147.65.

WHEREAS, after negotiating the initial price of the work to be completed by CONTRACTOR, it was determined that it would be more cost effective and efficient to equip each locker with a USB outlet rather than an electrical outlet which would increase the not-to-exceed amount by \$3,500, for a total not-to-exceed amount of \$231,644.09.

WHEREAS, the increase in the total not-to-exceed amount requires City Council approval as the total not-to-exceed amount exceeds the City Manager authority under the National City Municipal Code.

NOW THEREFORE, the parties hereto agree as follows:

1. Section 4 of the Agreement entered into on August 15, 2019 shall be amended to increase the not-to-exceed amount by \$3,500, for a total not-to-exceed amount of \$231,644.09.
2. The parties further agree that with the foregoing exception, each and every term of the August 15, 2019 Agreement shall remain in full force and effect.

IN WITNESS THEREOF, the parties hereto have executed this First Amendment on the date and year first written above.

CITY OF NATIONAL CITY

SPACESAVER INTERMOUNTAIN, LLC

By: _____
Alejandra Sotelo-Solis, Mayor

By: _____
Rob Lundquist, President

By: _____
Dave Colling, Member

APPROVED AS TO FORM:
Angil P. Morris-Jones
City Attorney

Nicole Pedone
Senior Assistant City Attorney

RESOLUTION NO. 2019 -

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY APPROVING THE FIRST AMENDMENT TO THE AGREEMENT BY AND BETWEEN THE CITY OF NATIONAL CITY AND SPACESAVER INTERMOUNTAIN, LLC, TO INCREASE THE NOT-TO-EXCEED AMOUNT BY \$3,500 FOR THE PURCHASE AND INSTALLATION OF USB OUTLETS, INSTEAD OF ELECTRICAL OUTLETS, FOR THE SPACESAVER FREESTYLE LOCKER SYSTEM IN THE LOCKER ROOMS OF THE POLICE DEPARTMENT, FOR A TOTAL NOT-TO-EXCEED AMOUNT OF \$231,644.09

WHEREAS, the purchase of a locker system for the male and female locker rooms are required to increase the capacity for storage of police uniforms and equipment of officers at the National City Police Department especially during extremely wet winter season, the police department experienced several days of flooding within the men's locker room because of water intrusion through planter beds outside the building; and

WHEREAS, durable, high quality locker systems are available from just a few manufacturers in the United States through government cooperative purchase programs such as the National Joint Powers Alliance (NJPA), which allow for a direct purchase from any participating governmental agency in accordance with City of National City Purchasing Code section 2.60.260; and

WHEREAS, on June 18, 2019, per Resolution No. 2019 – 90, the City Council authorized the purchase and installation of customized lockers from Spacesaver Intermountain, LLC to expand capacity in the Police Department Locker Rooms in an amount not-to-exceed \$228,147.65; and

WHEREAS, staff is requesting a first amendment to the agreement by and between the City of National City and Spacesaver Intermountain, LLC, to increase the not-to-exceed amount by \$3,500 for the purchase and installation of USB outlets, instead of electrical outlets, for the Spacesaver Freestyle Locker System in the locker rooms of the National City Police Department, for a total not-to-exceed amount of \$231,644.09.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of National City hereby approves the First Amendment to the Agreement with Spacesaver Intermountain, LLC, to increase the not-to-exceed amount by \$3,500 for the purchase and installation of USB outlets, instead of electrical outlets, for the Spacesaver Freestyle Locker System in the locker rooms of the National City Police Department, for a total not-to-exceed amount of \$231,644.09.

PASSED and ADOPTED this 1st day of October, 2019.

Alejandra Sotelo-Solis, Mayor

ATTEST:

Michael R. Dalla, City Clerk

APPROVED AS TO FORM:

Angil P. Morris-Jones, City Attorney

The following page(s) contain the backup material for Agenda Item: [Temporary Use Permit – Hope Fest hosted by Cornerstone Church of San Diego at 1920 Sweetwater Road on October 31, 2019 from 6 p.m. to 9 p.m. with no waiver of fees. \(Neighborhood Services\)](#)

Please scroll down to view the backup material.

**CITY OF NATIONAL CITY, CALIFORNIA
COUNCIL AGENDA STATEMENT**

MEETING DATE: October 1, 2019

AGENDA ITEM NO. |

ITEM TITLE:

Temporary Use Permit – Hope Fest hosted by Cornerstone Church of San Diego at 1920 Sweetwater Road on October 31, 2019 from 6 p.m. to 9 p.m. with no waiver of fees.

PREPARED BY: Dionisia Trejo

DEPARTMENT: Neighborhood Services Department

PHONE: (619) 336-4255

APPROVED BY: 

EXPLANATION:

This is a request from Cornerstone Church of San Diego to conduct the Hope Festival at 1920 Sweetwater Road on October 31, 2019 from 6 p.m. to 9 p.m. Set up for the event will commence at 11:00 a.m. on the day of the event. This event will include live Christian music, trunk or treat, inflatable bouncer slides, face painting, game booths, food booths and eating areas with tables and chairs.

Note: This event was approved by Council in 2017 and 2018 with no waiver of fees.

FINANCIAL STATEMENT:

APPROVED: _____ **Finance**

ACCOUNT NO.

APPROVED: _____ **MIS**

City fee of \$272.00 for processing the TUP through various City departments plus \$191.00 for the Fire Inspection and \$154.86 for Building.
Total Fees \$617.86

ENVIRONMENTAL REVIEW:

N/A

ORDINANCE:

INTRODUCTION:

FINAL ADOPTION:

STAFF RECOMMENDATION:

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

BOARD / COMMISSION RECOMMENDATION:

N/A

ATTACHMENTS:

Application for a Temporary Use Permit with recommended conditions of approval.



City of National City ■ Neighborhood Services Department
1243 National City Boulevard ■ National City, CA 91950
(619) 336-4364 ■ fax (619) 336-4217
www.nationalcityca.gov

Special Event Application

Type of Event

- Fair/Festival Parade/March Walk or Run Concert/Performance
 TUP Sporting Event Other (specify) _____

Event Name & Location

Event Title Hope Fest
 Event Location (list all sites being requested) 1920 Sweetwater rd. National city 91957

Event Times

Set-Up Starts
 Date Oct 31-2019 Time 11:00 am Day of Week Thursday
 Event Starts
 Date Oct 31-2019 Time 6pm Day of Week Thursday
 Event Ends
 Date Oct 31-2019 Time 9:00 pm Day of Week Thursday
 Breakdown Ends
 Date Oct 31-2019 Time 10:00 pm Day of Week Thursday



Applicant Information

Applicant (Your name) Timothy Anglin Sponsoring Organization Cornerstone Church of San Diego
 Event Coordinator (if different from applicant) _____
 Mailing Address 1920 Sweetwater Rd National city, CA 91950
 Day Phone 858 248-5771 After Hours Phone Same Cell _____ Fax _____
 Public Information Phone _____ E-mail TJ@turningthehearts.com

Applicant agrees to investigate, defend, indemnify and hold harmless the City, its officers, employees and agents from and against any and all loss, damage, liability, claims, demands, detriments, costs, charges, expense (including attorney's fees) and causes of action of any character which the City, its officers, employees and agents may incur, sustain or be subjected to on account of loss or damage to property or the loss of use thereof and for bodily injury to or death of any persons (including but not limited to the employees, subcontractors, agents and invitees of each party hereto) arising out of or in any way connected to the occupancy, enjoyment and use of any City premises under this agreement to the extent permitted by law.

Applicant understands this TUP/special event may implicate fees for City services, which will have to be paid in the City's Finance Department 48 hours prior to the event set-up. The undersigned also understands and accepts the City's refund policy for application processing and facility use and that fees and charges are adjusted annually and are subject to change.

Signature of Applicant: [Signature] Date Sept-1-2019

Special Event Application (continued)

Please complete the following sections with as much detail as possible since fees and requirements are based on the information you provide us.

Fees/Proceeds/Reporting

Is your organization a "Tax Exempt, nonprofit" organization? Yes No

Are admission, entry, vendor or participant fees required? Yes No

If YES, please explain the purpose and provide amount (s):

\$ Estimated Gross Receipts including ticket, product and sponsorship sales from this event.

\$ 0 Estimated Expenses for this event.

\$ 0 What is the projected amount of revenue that the Nonprofit Organization will receive as a result of this event?

Description of Event

First time event Returning Event include site map with application

Note that this description may be published in our City Public Special Events Calendar:

Trunk or treat. A family event providing
for Halloween

Estimated Attendance

Anticipated # of Participants: 1000 Anticipated # of Spectators: _____

Traffic Control, Security, First Aid and Accessibility

Requesting to close street(s) to vehicular traffic? Yes No

List any streets requiring closure as a result of the event (provide map): _____

Date and time of street closure: _____ Date and time of street reopening: _____

Other (explain) _____

Requesting to post "no parking" notices? Yes No

Requested "No Parking" on city streets and/or parking lots (list streets/parking lots) (provide map): _____

Other (explain) Property is private property in a commercial shopping center.

Security and Crowd Control

Depending on the number of participants, your event may require Police services.

Please describe your procedures for both Crowd Control and Internal Security: Cornerstone Internal security team will provide security for this event.

Have you hired Professional Security to handle security arrangements for this event?

Yes No If YES, name and address of Security Organization _____

Security Director (Name): _____ Phone: _____

If using the services of a professional security firm and the event will occur on City property, please provide a copy of its insurance certificate, evidencing liability with limits of at least \$1 Million dollars per occurrence/\$2 Million dollars aggregate, as well as and additional insured endorsement naming the City of National City, its officers, employees, and agents as additional insureds. Evidence of insurance must be provided by the vendor or its insurer to the Neighborhood Services Department at the time of submission.

Is this a night event? Yes No If YES, please state how the event and surrounding area will be illuminated to ensure safety of the participants and spectators: _____

Tower lights will be provided, existing lighting from the building

First Aid

Depending on the number of participants, your event may require specific First Aid services. First aid station to be staffed by event staff? Yes No First aid/CPR certified? Yes No

First aid station to be staffed by professional company. ▶ Company _____

If using the services of a professional medical organization/company and the event will occur on City property, please provide a copy of its insurance certificate, evidencing liability with limits of at least \$1 Million dollars per occurrence/\$2 Million dollars aggregate, as well as and additional insured endorsement naming the City of National City, its officers, employees, and agents as additional insureds. Evidence of insurance must be provided by the vendor or its insurer to the Neighborhood Services Department at the time of submission.

Accessibility

Please describe your Accessibility Plan for access at your event by individuals with disabilities:

Property is on Commercial Shopping center with plenty of common parking parking lot has ADA parking and access available

Elements of your Event

Setting up a stage? Yes No

Requesting City's PA system

Requesting City Stage; if yes, which size? Dimensions (13x28) Dimensions (20x28)

Applicant providing own stage ▶ _____(Dimensions)

Setting up canopies or tents?

_____ # of canopies size _____

_____ # of tents size _____

No canopies/tents being set up

Setting up tables and chairs?

Furnished by Applicant or Contractor

10 # of tables No tables being set up

20 # of chairs No chairs being set up

(For City Use Only) Sponsored Events – Does not apply to co-sponsored events

_____ # of tables No tables being set up

_____ # of chairs No chairs being set up

Contractor Name _____

Contractor Contact Information _____
Address City/State Phone Number

Setting up other equipment?

Sporting Equipment (explain) _____

Other (explain) _____

Not setting up any equipment listed above at event

Having amplified sound and/or music? Yes No

PA System for announcements CD player or DJ music

Live Music ▶ Small 4-5 piece live band ▶ Large 6+ piece live band

Other (explain) _____

If using live music or a DJ. ▶ Contractor Name Cornerstone Church

▶ _____
Address City/State Phone Number

Using lighting equipment at your event? Yes No

Bringing in own lighting equipment

Using professional lighting company ▶ Company Name _____

Address City/State Phone Number

Using electrical power? Yes No

Using Kimball Park Bowl
Lighting (from _____ to _____)

Using on-site electricity For sound and/or lighting

For food and/or refrigeration

Bringing in generator(s) For sound and/or lighting

For food and/or refrigeration

Vendor Information

PLEASE NOTE: You may be required to apply for a temporary health permit if food or beverages are sold or given away during your special event. Also see 'Permits and Compliance' on page 8 in the Special Event Guide. For additional information on obtaining a temporary health permit, please contact the County of San Diego Environmental Health at (619) 338-2363.

Having food and non-alcoholic beverages at your event? Yes No

Vendors preparing food on-site ▶ # _____ ▶ Business License # _____

If yes, please describe how food will be served and/or prepared: _____

If you intend to cook food in the event area please specify the method:

GAS ELECTRIC CHARCOAL OTHER (Specify): _____

Vendors bringing pre-packaged food ▶ # _____ ▶ Business License # _____

Vendors bringing bottled, non-alcoholic beverages (i.e., bottled water, can soda, etc.) ▶ # _____

Vendors selling food # _____ ▶ Business License #(s) _____

Vendors selling merchandise # _____ ▶ Business License #(s) _____

Food/beverages to be handled by organization; no outside vendors

Vendors selling services # _____ ▶ Business License #(s) _____

▶ Explain services _____

Vendors passing out information only (no business license needed) # _____

▶ Explain type(s) of information _____

No selling or informational vendors at event

Having children activities? Yes No

PLEASE NOTE: In the event inflatable jumps are provided at the event, The City of National City requires commercial liability insurance with limits of at least \$1 Million dollars per occurrence/\$2 Million dollars aggregate. In addition, the City of National City must be named as an Additional Insured pursuant to a separate endorsement, which shall be provided by the vendor or its insurer to the City's Risk Manager, along with the Certificate of Insurance, for approval prior to the event. The application should be filed out at least one week prior to the event. For questions or to obtain a copy of the "Facility Use Application", please contact the Engineering/Public Works Department at (619) 336-4580.

Inflatable bouncer house # _____ Rock climbing wall Height 40ft

Inflatable bouncer slide # 1 Arts & crafts (i.e., craft making, face painting, etc.)

Carnival Rides _____ Other _____

Having fireworks or aerial display? Yes No

Vendor name and license # _____

Dimensions _____ Duration _____

Number of shells _____ Max. size _____

PLEASE NOTE: In the event fireworks or another aerial display is planned for your event, The City of National City requires commercial liability insurance with limits of at least \$2 Million dollars per occurrence/ \$4 Million dollars aggregate. In addition, the City of National City must be named as an Additional Insured pursuant to a separate endorsement, which shall be provided by the vendor or its insurer to the City's Risk Manager, along with the Certificate of Insurance, for approval prior to the event. Depending on the size and/or nature of the fireworks display, the City reserves the right to request higher liability limits. The vendor must also obtain a fireworks permit from the National City Fire Department and the cost is \$545.00

Arranging for media coverage? Yes No

Yes, but media will not require special set-up

Yes, media will require special set-up. Describe _____

Event Signage

PLEASE NOTE: For City sponsored or co-sponsored events, banners publicizing the event may be placed on the existing poles on the 1800 block and 3100 block of National City Boulevard. The banners must be made to the City's specifications. Please refer to the City's Special Event Guidebook and Fee Schedule for additional information.

Are you planning to have signage at your event? Yes No

Yes, we will post signage # _____ Dimensions _____

Yes, having inflatable signage # _____ ▶ (complete Inflatable Signage Request form)

Yes, we will have banners # _____

What will signs/banners say? _____

How will signs/banners be anchored or mounted? _____

Location of banners/signage _____

Waste Management

PLEASE NOTE: One toilet for every 250 people is required, unless the applicant can show that there are sufficient facilities in the immediate area available to the public during the event.

Are you planning to provide portable restrooms at the event? Yes No

If yes, please identify the following:

▶ Total number of portable toilets: _____

▶ Total number of ADA accessible portable toilets: _____

Contracting with portable toilet vendor. ▶ _____
Company Phone

▶ Load-in Day & Time _____ ▶ Load-out Day & Time _____

Portable toilets to be serviced. ▶ Time _____

Set-up, Breakdown, Clean-up

Setting up the day before the event?

Yes, will set up the day before the event. ▶ # of set-up day(s) _____

No, set-up will occur on the event day

Requesting vehicle access onto the turf?

Yes, requesting access onto turf for set-up and breakdown (complete attached Vehicle Access Request form)

No, vehicles will load/unload from nearby street or parking lot.

NPDES-Litter Fence

City to install litter fence

Applicant to install litter fence

N/A

Breaking down set-up the day after the event?

Yes, breakdown will be the day after the event. ▶ # of breakdown day(s) _____

No, breakdown will occur on the event day.

How are you handling clean-up?

Using City crews

Using volunteer clean-up crew during and after event.

Using professional cleaning company during and after event.

Miscellaneous

Please list anything important about your event not already asked on this application:

**Please make a copy of this application for your records.
We do not provide copies.**



Special Events

Pre-Event Storm Water Compliance Checklist

I. Special Event Information

Name of Special Event: <u>Hope Fest</u>	
Event Address: <u>1920 Sweetwater Rd NC</u>	Expected # of Attendees: <u>1000</u>
Event Host/Coordinator: <u>Timothy Anglin</u>	Phone Number: <u>858-248-5771</u>

II. Storm Water Best Management Practices (BMPs) Review

	YES	NO	N/A
Will enough trash cans provided for the event? Provide number of trash bins: <u>10</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Will enough recycling bins provided for the event? Provide number of recycle bins: <u>4</u>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Will all portable toilets have secondary containment trays? (exceptions for ADA compliant portable toilets)	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Do all storm drains have screens to temporarily protect trash and debris from entering?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
Are spill cleanup kits readily available at designated spots?	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>

* A Post-Event Storm Water Compliance Checklist will be completed by City Staff.

City of National City

PUBLIC PROPERTY USE HOLD HARMLESS AND INDEMNIFICATION AGREEMENT

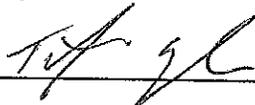
Persons requesting use of City property, facilities or personnel are required to provide a minimum of \$1,000,000 combined single limit insurance for bodily injury and property damage which includes the City, its officials, agents and employees named as additional insured and to sign the Hold Harmless Agreement. Certificate of insurance must be attached to this permit. The insurance company issuing the insurance policy must have a A.M. Best's Guide Rating of A:VII and that the insurance company is a California admitted company; if not, then the insurance policy to the issuance of the permit for the event. The Certificate Holder must reflect:

City of National City
Risk Management Department
1243 National City Boulevard
National City, CA 91950

Organization: Cornerstone Church of San Diego
Person in Charge of Activity: Timothy Anglin
Address: 1920 Sweetwater Road National city ca 91950
Telephone: 858-248-5771 Date(s) of Use: oct-31-2019

HOLD HARMLESS AGREEMENT

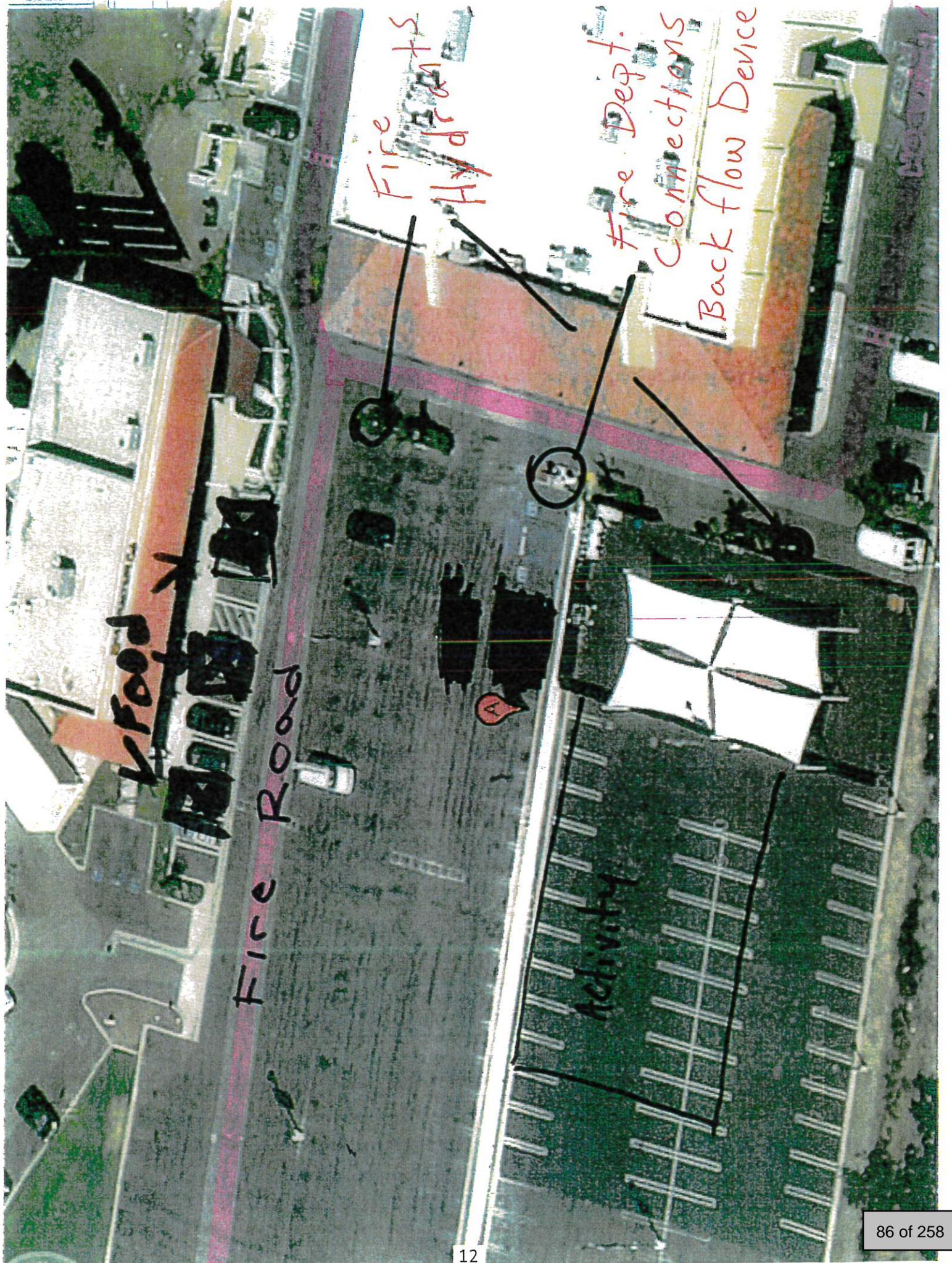
As a condition of the issuance of a temporary use permit to conduct its activities on public or private property, the undersigned hereby agree(s) to defend, indemnify and hold harmless the City of National City and the Parking Authority and its officers, employees and agents from and against any and all claims, demands, costs, losses, liability or, for any personal injury, death or property damage, or both, or any litigation and other liability, including attorney's fees and the costs of litigation, arising out of or related to the use of public property or the activity taken under the permit by the permittee or its agents, employees or contractors.

Signature of Applicant: 

Official Title: Asst Pastor Date: Sept-1-2019

For Office Use Only

Certificate of Insurance Approved _____ Date _____



V Road

Fire Road

Fire Hydrants

Fire Dept. Connections
Back flow Device

A

Activity

**CITY OF NATIONAL CITY
 NEIGHBORHOOD SERVICES DIVISION
 APPLICATION FOR A TEMPORARY USE PERMIT
 CONDITIONS OF APPROVAL**

SPONSORING ORGANIZATION: **Cornerstone Church**
 EVENT: **Hope Fest**
 DATE OF EVENT: **October 31, 2019**

APPROVALS:

COMMUNITY SERVICES	YES [x]	NO []	SEE CONDITIONS []
RISK MANAGER	YES [x]	NO []	SEE CONDITIONS [x]
PUBLIC WORKS	YES [x]	NO []	SEE CONDITIONS []
FINANCE	YES [x]	NO []	SEE CONDITIONS [x]
POLICE	YES [x]	NO []	SEE CONDITIONS [x]
CITY ATTORNEY	YES [x]	NO []	SEE CONDITIONS [x]
ENGINEERING	YES [x]	NO []	SEE CONDITIONS []
COMMUNITY DEVELOPMENT	YES [x]	NO []	SEE CONDITIONS [x]
FIRE	YES [x]	NO []	SEE CONDITIONS [x]

CONDITIONS OF APPROVAL:

COMMUNITY SERVICES

No involvement

RISK MANAGER (619) 336-4370

Risk Management has reviewed the above captioned application for the issuance of a Temporary Use Permit. In as much as the event will held solely on private property there will be no additional insurance requirements necessary for the issuance of the permit.

It should be noted that the Hold Harmless and Indemnification Agreement were properly executed by the applicant at the time the Special Event Application was submitted.

PUBLIC WORKS (619)366-4580

No involvement

FINANCE

The Church Business License is up to date and there are no outside vendors. Finance/Business License has no further stipulations for this event.

POLICE DEPARTMENT

A bulletin information Form (BIF) will be created for all patrol personnel working during the event times listed. National City Police Officers will conduct extra patrol as possible. Extra patrol will take place during un-obligated time taking into account that priority calls for service take precedence.

CITY ATTORNEY

Approved on conditions that Risk Manager approves.

ENGINEERING

No comments

COMMUNITY DEVELOPMENT

Planning

1. All activities shall comply with the limitations contained in Table III of NCMC Title 12 (Noise).
2. All speakers shall face away from residential properties.

Building

A fee of \$154.86 will be charged for the plan review. Applicant revised the plan and decided to remove the stage for the event on 9/18/19.

Neighborhood Services

Neighborhood Notifications – Events are required to notify residents and/or businesses of the surrounding impacted areas by the event. The notice shall include the name of the event, name and phone number of the company/organization producing the event, the dates and times of the event (including set-up and breakdown) and a detailed description of how the residents and/or businesses may be affected, such as by street closures, “No Parking” signs being posted, music at the event, etc.

Inspection Required
If inspection is after 6pm a \$191.00 fee will be charged.

Stipulations required by the Fire Department for this event are as follows:

- 1) Access to the area to be maintained at all times, entrances and emergency roadways.
- 2) Fire Department access into and through booth areas are to be maintained at all times. Fire apparatus access roads shall have an unobstructed width of not less than 20 feet and an unobstructed vertical clearance of not less than 14 feet.
- 3) Fire Hydrants shall not be blocked or obstructed.
- 4) Participants on foot are to move immediately to the sidewalk upon approach of emergency vehicle(s).
- 5) Vehicles in roadway are to move immediately to the right upon approach of emergency vehicle(s).
- 6) Provide a 2A:10BC fire extinguisher at stage area. Extinguisher to be mounted in a visible location between 3½'to 5' from the floor to the top of the extinguisher. Maximum travel distance from an extinguisher shall not be more than 75 feet travel distance. *See Attached*
- 7) Internal combustion power sources that may be used for inflatables, shall be of adequate capacity to permit uninterrupted operation during normal operating hours. Refueling shall be conducted only when the ride is not in use.
- 8) Internal combustion power sources shall be isolated from contact with the public by either physical guards, fencing or an enclosure. Internal combustion power shall be at least **20** feet away stage area.
- 9) Any electrical power used is to be properly grounded and approved. Extension cords shall be used as "Temporary Wiring" only.
- 10) A fire safety inspection is to be conducted by the Fire Department prior to operations of the event to include all rides, cooking areas, game booths, etc.

- 11) If tents or canopies are used, the following information shall apply:
- Tents having an area from 0-200 square feet shall be \$300.00
 - Tents having an area more than 201 square feet shall be \$600.00
 - Canopies having an area from 0-400 square feet shall be no charge.
 - Canopies from 401-500 square feet shall be \$353.00.
 - Canopies from 501-600 square feet shall be \$394.00.
 - Canopies from \$601.00 or greater shall be \$515.00.
 - Multiple tents and or canopies placed together equaling or greater than the above stated information shall be charged accordingly.
 - Tents shall be flame-retardant treated with an approved State Fire Marshal seal attached. A permit from the Fire Department must be obtained. Fees can only be waived by the City Council.

A ten feet separation distance must be maintained between tents and canopies. A permit from the Fire Department must be obtained. **Cooking shall not be permitted under tents or canopies unless the tents or canopies meet State Fire Marshal approval for cooking. See Fire Marshal for required explanation.**

- 12) Concession stands utilized for cooking shall have a minimum of 10 feet of clearance on two sides and shall not be located within 10 feet of tents or canopies.
- 13) All cooking booths or areas to have one 2A:10BC fire extinguisher. **If grease or oil is used in cooking a 40:BC or class "K" fire extinguisher will be required.** See Fire Marshal for required explanation. All fire extinguishers to have a current State Fire Marshal Tag attached.
- 14) First Aid will be provided by Cornerstone Church of San Diego personnel.
- 15) **All Jumpers, Bounce Houses, Inflatables, Stage coverings etc. shall have a Certificate of State Fire Marshal flame resistance and shall be provided to the National City Fire Department before the event. Additional fees may apply based on square footage.**
- 16) **All blower motors for Jumpers, slides, etc. must be listed for use.**
- 17) Previous years you have had Carnival and Fair type rides. The Carnivals and Fairs on day permit is \$515.00 if needed.
- 18) Required inspections taking place, after hours, holidays, and weekends will be assessed a minimum of one hundred (\$191.00) dollars.

The following page(s) contain the backup material for Agenda Item: [Investment Report for the quarter ended June 30, 2019. \(Finance\)](#)
Please scroll down to view the backup material.

**CITY OF NATIONAL CITY, CALIFORNIA
COUNCIL AGENDA STATEMENT**

MEETING DATE: October 1, 2019

AGENDA ITEM NO.:

ITEM TITLE:

Investment Report for the quarter ended June 30, 2019.

PREPARED BY: *Ronald Gutlay*

PHONE: 619-336-4346

DEPARTMENT: Finance

APPROVED BY: *Mark Ralvito*

EXPLANATION:

See attached staff report.

FINANCIAL STATEMENT:

ACCOUNT NO.

See attached staff report.

APPROVED: *Mark Ralvito* **FINANCE**

APPROVED: _____ **MIS**

ENVIRONMENTAL REVIEW:

This is not a project and, therefore, not subject to environmental review.

ORDINANCE: INTRODUCTION FINAL ADOPTION

STAFF RECOMMENDATION:

Accept and File the Investment Report for the Quarter ended June 30, 2019.

BOARD / COMMISSION RECOMMENDATION:

N/A

ATTACHMENTS:

1. Staff Report
2. Investment Listings



City Council Staff Report

October 1, 2019

ITEM

Staff Report: Investment Report for the quarter ended June 30, 2019.

BACKGROUND

The California Government Code (§ 53646(b)) requires that, when the treasurer or the chief fiscal officer of a local agency renders to the legislative body of the agency a quarterly report on the agency’s investment portfolio, such report shall include the following information regarding all securities, investments, and moneys held by the local agency:

- type of investment;
- issuer (bank or institution);
- date of maturity;
- dollar amount invested; and
- current market valuation as of the date of the report.

In addition, the Government Code (§ 53646(b)(2)) requires that the report state the City’s compliance with its investment policy and include a statement regarding the ability of the local agency to meet its pool’s ability to meet its expenditure requirements Code (§ 53646(b)(3)).

OVERVIEW OF CITY INVESTMENTS

The City’s pooled investment portfolio balance as of June 30, 2019 is summarized below and compared to the balance as of June 30, 2018.

Table 1

	6/30/19	6/30/18
Book Value ¹	\$91,919,836	\$65,735,130
Market Value ²	\$92,753,395	\$65,533,931

(1) actual cost of investments

(2) amount at which the investments could be sold

The California Treasurer's Local Agency Investment Fund (“LAIF”) and The County of San Diego Pooled Money Fund comprise 66.54% of the City of National City’s total investment portfolio (57.53% and 9.01%, respectively). These are liquid investment pools that allow participants to earn market rate returns, while retaining access to funds within 24 to 48 hours of a

withdrawal request with no penalty. The remainder of the City’s portfolio is composed of investments that may be liquidated at any time. However, these investments likely do not provide the short liquidity (i.e., quick access to funds) of the pooled money funds, and liquidation/withdrawal of these investments is at the risk of loss and/or penalty to the City.

Summaries of the City’s investment portfolio are illustrated below.

INVESTMENT PORTFOLIO SUMMARY BY ISSUER/MANAGER

As of June 30, 2019

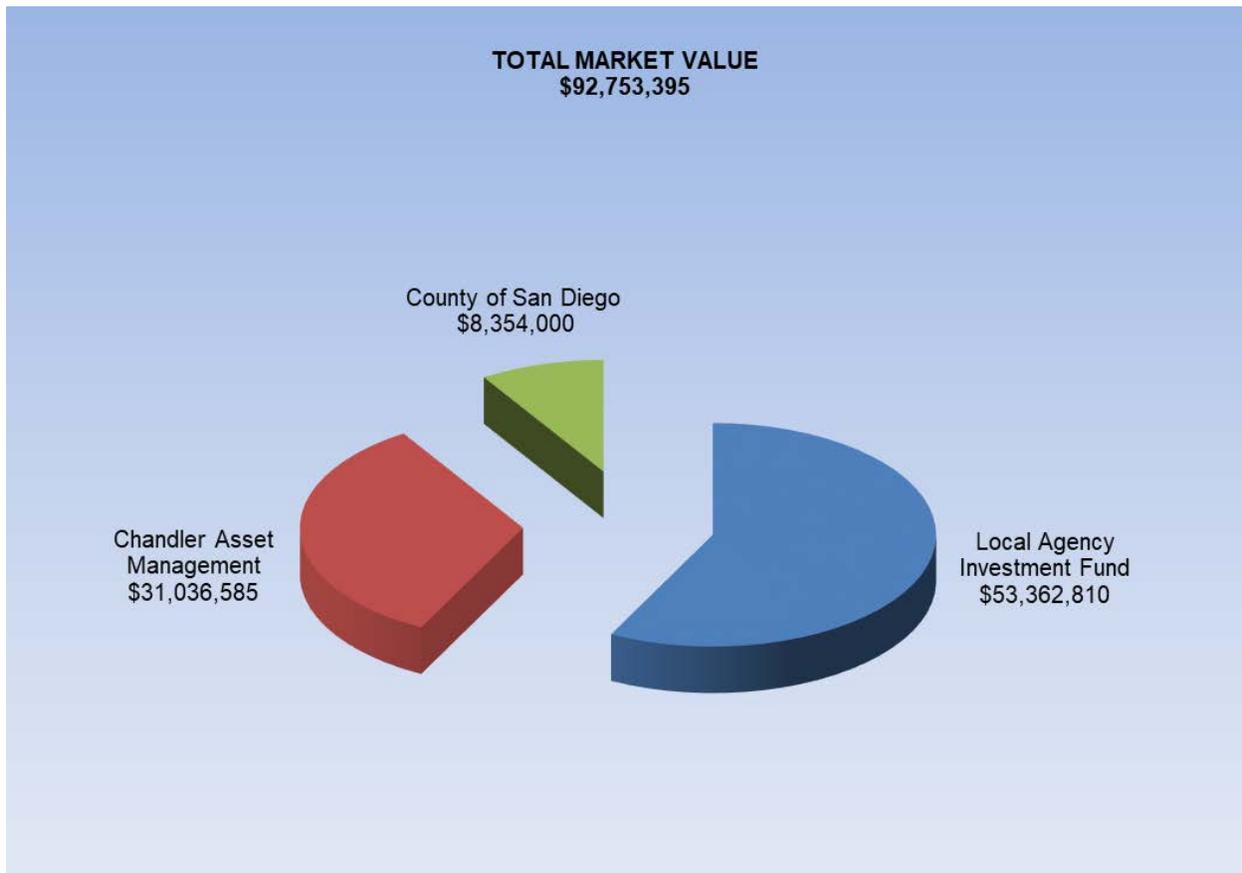
Table 2

Issuer/Manager	Book Value	Total Market Value ¹	Market YTM	% of Portfolio
Local Agency Investment Fund	\$52,995,001 ²	\$53,362,810	2.43% ³	57.53%
Chandler Asset Management	30,564,555	31,036,585	2.00%	33.46%
County of San Diego	8,360,280	8,354,000	2.39%	9.01%
Totals for June 30, 2019	\$91,919,836	\$92,753,395		100.00%

¹ includes accrued interest

² includes LAIF participation factor of 1.001711790

³ calculated on 30/360 basis



INVESTMENT PERFORMANCE BY ISSUER/MANAGER**For the Quarter Ended June 30, 2019****Table 3**

Issuer/Manager	6/30/19	3/31/19	Change	Period Return	Yield (Net) ²
Local Agency Investment Fund	\$53,362,810	\$20,587,012	\$32,775,799 ³	0.65%	2.61%
Chandler Asset Management	31,036,585	30,610,026	426,559	1.42%	NA
County of San Diego	8,354,000	8,265,000	89,000	0.66%	2.67%
Totals for June 30, 2019	\$92,753,395	\$59,462,038	\$33,291,358	0.94% ⁴	

¹ includes accrued interest² annualized³ total include withdrawal(s) of: \$1,500,000 (5/13/19); deposit(s) \$28,311,000 (4/24/19 from sale of Kimbal & Morgan Towers), \$3,500,000 (5/7/19), \$2,100,000 (6/5/19), plus gains or losses⁴ weighted**COMPLIANCE STATEMENT**

All of the City's investments are in compliance with the City's investment policy (City Council Policy No. 203) and the California Government Code (§ 53601 et seq).

FINANCIAL STATEMENT

Realized and unrealized gains for the period, reflected below, were \$383,604. These changes include changes in security market values, gain or loss from the sale of assets, accrued interest, and reinvested interest/earnings.

Table 4

Issuer/Manager	Gain/(Loss)
Chandler Asset Management	\$ 51,248
County of San Diego	55,263
LAIIF	277,093
Totals for June 30, 2019	\$ 383,604

The difference between the changes reflected in the previous two tables is attributable to the purchase and sale of securities for which the first of the tables accounts but the second table typically does not (unless an investment is sold before maturity).

STAFF CERTIFICATION

Staff certifies that there are sufficient funds to meet the pool's expenditure requirements.

RECOMMENDATIONS

Accept and file the Investment Report for the quarter ended June 30, 2019.

Local Agency Investment Fund
P.O. Box 942809
Sacramento, CA 94209-0001
(916) 653-3001

www.treasurer.ca.gov/pmia-laif/laif.asp
July 01, 2019

CITY OF NATIONAL CITY

FINANCE DIRECTOR
1243 NATIONAL CITY BLVD
NATIONAL CITY, CA 91950-4397

PMIA Average Monthly Yields

Account Number:
98-37-576

Tran Type Definitions

June 2019 Statement

Effective Date	Transaction Date	Tran Type	Confirm Number	Authorized Caller	Amount
6/5/2019	6/5/2019	RD	1607853	KARIM GALEANA	2,100,000.00

Account Summary

Total Deposit:	2,100,000.00	Beginning Balance:	50,895,000.85
Total Withdrawal:	0.00	Ending Balance:	52,995,000.85

Local Agency Investment Fund
P.O. Box 942809
Sacramento, CA 94209-0001
(916) 653-3001

www.treasurer.ca.gov/pmia-laif/laif.asp
 July 01, 2019

CITY OF NATIONAL CITY

FINANCE DIRECTOR
 1243 NATIONAL CITY BLVD
 NATIONAL CITY, CA 91950-4397

PMIA Average Monthly Yields

Account Number:
 98-37-576

Tran Type Definitions

May 2019 Statement

Effective Date	Transaction Date	Tran Type	Confirm Number	Authorized Caller	Amount
5/7/2019	5/7/2019	RD	1605973	KARIM GALEANA	3,500,000.00
5/13/2019	5/13/2019	RW	1606304	KARIM GALEANA	-1,500,000.00

Account Summary

Total Deposit:	3,500,000.00	Beginning Balance:	48,895,000.85
Total Withdrawal:	-1,500,000.00	Ending Balance:	50,895,000.85

Local Agency Investment Fund
P.O. Box 942809
Sacramento, CA 94209-0001
(916) 653-3001

www.treasurer.ca.gov/pmia-laif/laif.asp
 May 23, 2019

CITY OF NATIONAL CITY

FINANCE DIRECTOR
 1243 NATIONAL CITY BLVD
 NATIONAL CITY, CA 91950-4397

PMIA Average Monthly Yields

Account Number:
 98-37-576

Tran Type Definitions

April 2019 Statement

Effective Date	Transaction Date	Tran Type	Confirm Number	Authorized Caller	Amount
4/15/2019	4/12/2019	QRD	1602994	SYSTEM	95,166.17
4/25/2019	4/24/2019	RD	1605106	KARIM GALEANA	28,311,000.00

Account Summary

Total Deposit:	28,406,166.17	Beginning Balance:	20,488,834.68
Total Withdrawal:	0.00	Ending Balance:	48,895,000.85



BETTY T. YEE

California State Controller

LOCAL AGENCY INVESTMENT FUND
REMITTANCE ADVICE

Agency Name

NATIONAL CITY

Account Number

98-37-576

As of 07/15/2019, your Local Agency Investment Fund account has been directly credited with the interest earned on your deposits for the quarter ending 06/30/2019.

Earnings Ratio		.00007028813234525
Interest Rate		2.57%
Dollar Day Total	\$	3,942,248,750.97
Quarter End Principal Balance	\$	52,995,000.85
Quarterly Interest Earned	\$	277,093.30



State of California Pooled Money Investment Account Market Valuation 6/30/2019

Description	Carrying Cost Plus		Fair Value	Accrued Interest
	Accrued Interest	Purch. Amortized Cost		
1* United States Treasury:				
Bills	\$ 23,918,024,321.09	\$ 24,115,845,160.16	\$ 24,142,790,000.00	NA
Notes	\$ 27,621,433,111.61	\$ 27,606,428,208.13	\$ 27,725,679,500.00	\$ 112,016,945.00
1* Federal Agency:				
SBA	\$ 658,202,155.36	\$ 658,202,155.36	\$ 656,508,632.63	\$ 1,513,884.88
MBS-REMICs	\$ 21,840,826.04	\$ 21,840,826.04	\$ 22,510,770.11	\$ 102,118.93
Debentures	\$ 2,529,170,529.05	\$ 2,528,402,612.39	\$ 2,540,481,800.00	\$ 12,002,880.70
Debentures FR	\$ -	\$ -	\$ -	\$ -
Debentures CL	\$ 300,000,000.00	\$ 300,000,000.00	\$ 300,819,000.00	\$ 672,542.00
Discount Notes	\$ 18,590,094,499.95	\$ 18,690,188,861.19	\$ 18,695,685,000.00	NA
1* Supranational Debentures	\$ 538,905,703.78	\$ 538,905,703.78	\$ 543,312,900.00	\$ 2,578,584.50
1* Supranational Debentures FR	\$ 200,251,812.61	\$ 200,251,812.61	\$ 200,385,641.07	\$ 887,652.30
2* CDs and YCDs FR	\$ 500,000,000.00	\$ 500,000,000.00	\$ 500,000,000.00	\$ 1,600,616.08
2* Bank Notes	\$ 600,000,000.00	\$ 600,000,000.00	\$ 600,272,961.97	\$ 5,545,041.68
2* CDs and YCDs	\$ 17,475,000,000.00	\$ 17,475,000,000.00	\$ 17,485,383,524.93	\$ 95,083,513.93
2* Commercial Paper	\$ 6,738,624,722.19	\$ 6,765,082,125.03	\$ 6,767,140,361.11	NA
1* Corporate:				
Bonds FR	\$ -	\$ -	\$ -	\$ -
Bonds	\$ -	\$ -	\$ -	\$ -
1* Repurchase Agreements	\$ -	\$ -	\$ -	\$ -
1* Reverse Repurchase	\$ -	\$ -	\$ -	\$ -
Time Deposits	\$ 4,854,740,000.00	\$ 4,854,740,000.00	\$ 4,854,740,000.00	NA
AB 55 & GF Loans	\$ 778,773,000.00	\$ 778,773,000.00	\$ 778,773,000.00	NA
TOTAL	\$ 105,325,060,681.68	\$ 105,633,660,464.69	\$ 105,814,483,091.82	\$ 232,003,780.00

Fair Value Including Accrued Interest

\$ 106,046,486,871.82

* Governmental Accounting Standards Board (GASB) Statement #72

Repurchase Agreements, Time Deposits, AB 55 & General Fund loans, and Reverse Repurchase agreements are carried at portfolio book value (carrying cost).

The value of each participating dollar equals the fair value divided by the amortized cost (1.001711790). As an example: if an agency has an account balance of \$20,000,000.00, then the agency would report its participation in the LAIF valued at \$20,034,235.80 or \$20,000,000.00 x 1.001711790.



City of National City - Account #10162

MONTHLY ACCOUNT STATEMENT

JUNE 1, 2019 THROUGH JUNE 30, 2019

Chandler Team:

For questions about your account, please call (800) 317-4747,
or contact operations@chandlerasset.com

Custodian

Bank of New York Mellon
Lauren Dehner
(904) 645-1918

CHANDLER ASSET MANAGEMENT
chandlerasset.com

Information contained herein is confidential. We urge you to compare this statement to the one you receive from your qualified custodian. Please see Important Disclosures.



PORTFOLIO CHARACTERISTICS

Average Modified Duration	1.74
Average Coupon	2.02%
Average Purchase YTM	2.17%
Average Market YTM	2.00%
Average S&P/Moody Rating	AA/Aa1
Average Final Maturity	1.96 yrs
Average Life	1.80 yrs

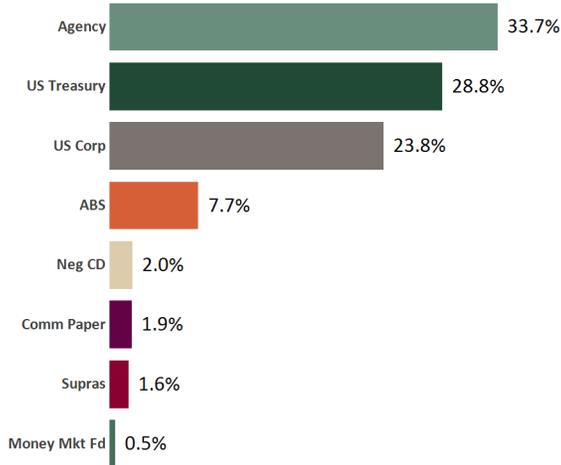
ACCOUNT SUMMARY

	Beg. Values as of 5/31/19	End Values as of 6/30/19
Market Value	30,723,752	30,880,718
Accrued Interest	150,128	155,868
Total Market Value	30,873,880	31,036,585
Income Earned	50,819	51,248
Cont/WD		-2,218
Par	30,686,100	30,703,142
Book Value	30,520,152	30,564,555
Cost Value	30,520,152	30,564,555

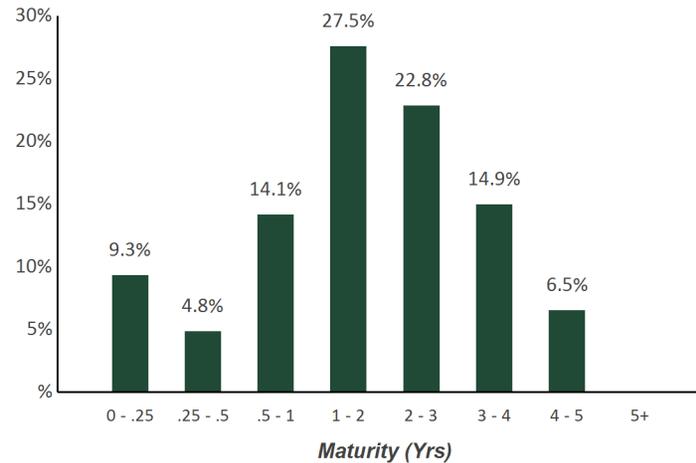
TOP ISSUERS

Government of United States	28.8%
Federal Home Loan Mortgage Corp	13.7%
Federal Home Loan Bank	12.8%
Federal National Mortgage Assoc	5.9%
Toronto Dominion Holdings	2.0%
MUFG Bank Ltd/NY	1.9%
Honda ABS	1.8%
JP Morgan ABS	1.8%
Total	68.7%

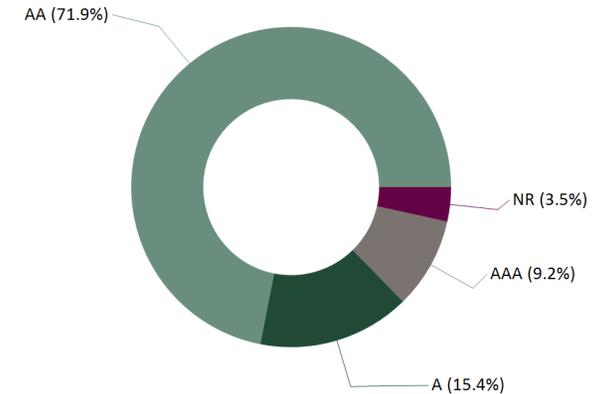
SECTOR ALLOCATION



MATURITY DISTRIBUTION



CREDIT QUALITY (S&P)



PERFORMANCE REVIEW

TOTAL RATE OF RETURN	Annualized								
	1M	3M	YTD	1YR	2YRS	3YRS	5YRS	10YRS	2/29/2012
City of National City	0.53%	1.42%	2.60%	4.15%	2.25%	1.56%	1.39%	N/A	1.13%
ICE BAML 1-3 Yr US Treasury/Agency Index	0.51%	1.43%	2.43%	3.96%	2.01%	1.31%	1.22%	N/A	1.00%
ICE BAML 1-3 Yr US Corp/Govt Rated AAA-A Index	0.55%	1.46%	2.59%	4.16%	2.16%	1.49%	1.37%	N/A	1.20%

Statement of Compliance

As of June 30, 2019



City of National City

Assets managed by Chandler Asset Management are in full compliance with state law and with the City's investment policy.

Category	Standard	Comment
Municipal Securities	BBB rated equivalent by a NRSRO or 4th highest general classification by a NRSRO; 30% maximum	Complies
Treasury Issues	No Limitation	Complies
Agency Issues	No Limitation	Complies
Supranationals	"AA" rated or higher by a NRSRO; 30% maximum; U.S. dollar denominated; Issued by: IBRD, IFC, IADB	Complies
Banker's Acceptances	"A-1" rated or higher by at least two NRSROs; and "A" rated long term debt by two NRSROs; 40% maximum; 180 days max maturity	Complies
Commercial Paper	"A-1" rated or higher by at least two NRSROs; and "A" rated long term debt by two NRSROs; 25% maximum; 270 days max maturity	Complies
FDIC insured Time Deposits/ Certificates of Deposit	Amount per institution limited to the max covered under FDIC; 30% maximum combined certificates of deposit including CDARS	Complies
Negotiable Certificates of Deposit	"A" rated or higher by at least two NRSROs; and/or have short term debt rated "A1" or higher by at least two NRSROs; 30% maximum	Complies
Corporate Medium Term Notes	"A" rated or better by at least two NRSROs; 30% maximum; Issued by corporations organized and operating within the U.S.	Complies
Money Market Mutual Funds	AAA rated or equivalent by at least two NRSROs; 20% maximum; SEC registered with assets under management in excess of \$500 million	Complies
Mortgage Pass-throughs, CMOs and Asset Backed Securities	"AA" rated or better by two NRSROs; "A" rated or higher for the issuer's debt by two NRSROs; 20% maximum	Complies
Local Agency Investment Fund - LAIF	maximum LAIF program; Currently not used by investment adviser	Complies
Prohibited Securities	Inverse floaters; Ranges notes; Interest-only strips from mortgaged backed securities; Zero interest accrual securities; Reverse Repurchase Agreements; Foreign currency denominated sec	Complies
Callable Securities	20% maximum (does not include "make whole call" securities)	Complies
Maximum Issuer	5% max (except US Government, its agencies and enterprises)	Complies
Maximum maturity	5 years	Complies

Reconciliation Summary

As of June 30, 2019



BOOK VALUE RECONCILIATION		
BEGINNING BOOK VALUE		\$30,520,151.66
Acquisition		
+ Security Purchases	\$1,200,318.27	
+ Money Market Fund Purchases	\$1,153,400.89	
+ Money Market Contributions	\$0.00	
+ Security Contributions	\$0.00	
+ Security Transfers	\$0.00	
Total Acquisitions		\$2,353,719.16
Dispositions		
- Security Sales	\$399,312.50	
- Money Market Fund Sales	\$1,200,503.55	
- MMF Withdrawals	\$2,218.08	
- Security Withdrawals	\$0.00	
- Security Transfers	\$0.00	
- Other Dispositions	\$0.00	
- Maturities	\$599,756.67	
- Calls	\$0.00	
- Principal Paydowns	\$108,637.44	
Total Dispositions		\$2,310,428.24
Amortization/Accretion		
+/- Net Accretion	\$0.00	
		\$0.00
Gain/Loss on Dispositions		
+/- Realized Gain/Loss	\$1,112.79	
		\$1,112.79
ENDING BOOK VALUE		\$30,564,555.37

CASH TRANSACTION SUMMARY		
BEGINNING BALANCE		\$197,428.31
Acquisition		
Contributions	\$0.00	
Security Sale Proceeds	\$399,312.50	
Accrued Interest Received	\$1,324.59	
Interest Received	\$38,591.96	
Dividend Received	\$534.40	
Principal on Maturities	\$599,756.67	
Interest on Maturities	\$5,243.33	
Calls/Redemption (Principal)	\$0.00	
Interest from Calls/Redemption	\$0.00	
Principal Paydown	\$108,637.44	
Total Acquisitions	\$1,153,400.89	
Dispositions		
Withdrawals	\$2,218.08	
Security Purchase	\$1,200,318.27	
Accrued Interest Paid	\$185.28	
Total Dispositions	\$1,202,721.63	
ENDING BOOK VALUE		\$148,107.57

Income Earned

As of June 30, 2019



CUSIP	Security Description	Trade Date Settle Date Units	Book Value: Begin Book Value: Acq Book Value: Disp Book Value: End	Prior Accrued Inc. Received Ending Accrued Total Interest	Accr. Of Discount Amort. Of Premium Net Accret/Amort Income Earned	Total Income
FIXED INCOME						
02582JHE3	American Express Credit 2017-3 A 1.77% Due 11/15/2022	07/03/2018 07/06/2018 190,000.00	186,318.75 0.00 0.00 186,318.75	149.47 280.25 149.47 280.25	0.00 0.00 0.00 280.25	280.25
02587AAJ3	American Express Credit 2017-1 1.93% Due 09/15/2022	07/16/2018 07/18/2018 300,000.00	295,464.84 0.00 0.00 295,464.84	257.33 482.50 257.33 482.50	0.00 0.00 0.00 482.50	482.50
02665WAZ4	American Honda Finance Note 2.45% Due 09/24/2020	07/11/2017 07/14/2017 400,000.00	405,848.00 0.00 0.00 405,848.00	1,823.89 0.00 2,640.56 816.67	0.00 0.00 0.00 816.67	816.67
037833AK6	Apple Inc Note 2.4% Due 05/03/2023	04/11/2019 04/15/2019 400,000.00	395,528.00 0.00 0.00 395,528.00	746.67 0.00 1,546.67 800.00	0.00 0.00 0.00 800.00	800.00
06051GEU9	Bank of America Corp Note 3.3% Due 01/11/2023	12/27/2018 12/31/2018 400,000.00	393,500.00 0.00 0.00 393,500.00	5,133.33 0.00 6,233.33 1,100.00	0.00 0.00 0.00 1,100.00	1,100.00
06406RAA5	Bank of NY Mellon Corp Callable Note Cont 1/7/2022 2.6% Due 02/07/2022	08/14/2018 08/16/2018 400,000.00	392,152.00 0.00 0.00 392,152.00	3,293.33 0.00 4,160.00 866.67	0.00 0.00 0.00 866.67	866.67
084670BL1	Berkshire Hathaway Note 2.1% Due 08/14/2019	01/26/2017 01/31/2017 285,000.00	287,815.80 0.00 0.00 287,815.80	1,778.88 0.00 2,277.63 498.75	0.00 0.00 0.00 498.75	498.75
161571HF4	Chase CHAIT 2016-A5 1.27% Due 07/15/2021	05/23/2018 05/25/2018 550,000.00	541,384.77 0.00 0.00 541,384.77	310.44 582.08 310.44 582.08	0.00 0.00 0.00 582.08	582.08
166764AR1	Chevron Corp Callable Note Cont 2/3/2020 1.961% Due 03/03/2020	12/13/2017 12/15/2017 400,000.00	399,064.00 0.00 0.00 399,064.00	1,917.42 0.00 2,571.09 653.67	0.00 0.00 0.00 653.67	653.67

Income Earned

As of June 30, 2019



CUSIP	Security Description	Trade Date Settle Date Units	Book Value: Begin Book Value: Acq Book Value: Disp Book Value: End	Prior Accrued Inc. Received Ending Accrued Total Interest	Accr. Of Discount Amort. Of Premium Net Accret/Amort Income Earned	Total Income
22160KAJ4	Costco Wholesale Corp Note 2.15% Due 05/18/2021	07/25/2017 07/28/2017 400,000.00	401,208.00 0.00 0.00 401,208.00	310.56 0.00 1,027.22 716.66	0.00 0.00 0.00 716.66	716.66
24422EUR8	John Deere Capital Corp Note 3.45% Due 01/10/2024	03/14/2019 03/18/2019 400,000.00	408,860.00 0.00 0.00 408,860.00	5,405.00 0.00 6,555.00 1,150.00	0.00 0.00 0.00 1,150.00	1,150.00
3130A0F70	FHLB Note 3.375% Due 12/08/2023	01/30/2019 01/31/2019 525,000.00	540,734.25 0.00 0.00 540,734.25	8,514.84 8,859.38 1,132.03 1,476.57	0.00 0.00 0.00 1,476.57	1,476.57
3130A1XJ2	FHLB Note 2.875% Due 06/14/2024	Various Various 580,000.00	0.00 605,009.60 0.00 605,009.60	0.00 (185.28) 787.44 602.16	0.00 0.00 0.00 602.16	602.16
3130A7CV5	FHLB Note 1.375% Due 02/18/2021	10/13/2016 10/14/2016 490,000.00	490,960.40 0.00 0.00 490,960.40	1,927.67 0.00 2,489.13 561.46	0.00 0.00 0.00 561.46	561.46
3130AABG2	FHLB Note 1.875% Due 11/29/2021	03/08/2017 03/09/2017 565,000.00	559,044.90 0.00 0.00 559,044.90	58.85 0.00 941.67 882.82	0.00 0.00 0.00 882.82	882.82
313378WG2	FHLB Note 2.5% Due 03/11/2022	03/13/2018 03/14/2018 600,000.00	596,646.00 0.00 0.00 596,646.00	3,333.33 0.00 4,583.33 1,250.00	0.00 0.00 0.00 1,250.00	1,250.00
313379Q69	FHLB Note 2.125% Due 06/10/2022	06/20/2017 06/21/2017 600,000.00	607,110.00 0.00 0.00 607,110.00	6,056.25 6,375.00 743.75 1,062.50	0.00 0.00 0.00 1,062.50	1,062.50
313380FB8	FHLB Note 1.375% Due 09/13/2019	Various Various 540,000.00	536,816.60 0.00 0.00 536,816.60	1,608.75 0.00 2,227.50 618.75	0.00 0.00 0.00 618.75	618.75

Income Earned

As of June 30, 2019



CUSIP	Security Description	Trade Date Settle Date Units	Book Value: Begin Book Value: Acq Book Value: Disp Book Value: End	Prior Accrued Inc. Received Ending Accrued Total Interest	Accr. Of Discount Amort. Of Premium Net Accret/Amort Income Earned	Total Income
3133EFW52	FFCB Note 1.15% Due 07/01/2019	04/08/2016 04/11/2016 400,000.00	401,956.00 0.00 0.00 401,956.00	1,916.67 0.00 2,300.00 383.33	0.00 0.00 0.00 383.33	383.33
3135G0D75	FNMA Note 1.5% Due 06/22/2020	12/17/2015 12/21/2015 575,000.00	568,778.50 0.00 0.00 568,778.50	3,809.38 4,312.50 215.63 718.75	0.00 0.00 0.00 718.75	718.75
3135G0N82	FNMA Note 1.25% Due 08/17/2021	01/26/2017 01/31/2017 440,000.00	425,444.80 0.00 0.00 425,444.80	1,588.89 0.00 2,047.22 458.33	0.00 0.00 0.00 458.33	458.33
3135G0T78	FNMA Note 2% Due 10/05/2022	12/12/2017 12/13/2017 500,000.00	494,215.00 0.00 0.00 494,215.00	1,555.56 0.00 2,388.89 833.33	0.00 0.00 0.00 833.33	833.33
3135G0U27	FNMA Note 2.5% Due 04/13/2021	07/23/2018 07/24/2018 300,000.00	297,771.00 0.00 0.00 297,771.00	1,000.00 0.00 1,625.00 625.00	0.00 0.00 0.00 625.00	625.00
3137EADB2	FHLMC Note 2.375% Due 01/13/2022	Various Various 575,000.00	585,310.00 0.00 0.00 585,310.00	5,234.90 0.00 6,372.92 1,138.02	0.00 0.00 0.00 1,138.02	1,138.02
3137EADK2	FHLMC Note 1.25% Due 08/01/2019	05/05/2015 05/06/2015 450,000.00	446,149.35 0.00 0.00 446,149.35	1,875.00 0.00 2,343.75 468.75	0.00 0.00 0.00 468.75	468.75
3137EADM8	FHLMC Note 1.25% Due 10/02/2019	05/05/2015 05/06/2015 450,000.00	444,822.75 0.00 0.00 444,822.75	921.88 0.00 1,390.63 468.75	0.00 0.00 0.00 468.75	468.75
3137EADR7	FHLMC Note 1.375% Due 05/01/2020	08/24/2016 08/25/2016 455,000.00	460,332.60 0.00 0.00 460,332.60	521.35 0.00 1,042.71 521.36	0.00 0.00 0.00 521.36	521.36

Income Earned

As of June 30, 2019



CUSIP	Security Description	Trade Date Settle Date Units	Book Value: Begin Book Value: Acq Book Value: Disp Book Value: End	Prior Accrued Inc. Received Ending Accrued Total Interest	Accr. Of Discount Amort. Of Premium Net Accret/Amort Income Earned	Total Income
3137EAEF2	FHLMC Note 1.375% Due 04/20/2020	04/27/2017 04/28/2017 460,000.00	457,741.40 0.00 0.00 457,741.40	720.35 0.00 1,247.43 527.08	0.00 0.00 0.00 527.08	527.08
3137EAEK1	FHLMC Note 1.875% Due 11/17/2020	01/18/2018 01/19/2018 600,000.00	594,780.00 0.00 0.00 594,780.00	437.50 0.00 1,375.00 937.50	0.00 0.00 0.00 937.50	937.50
3137EAEI9	FHLMC Note 2.375% Due 02/16/2021	03/13/2018 03/14/2018 600,000.00	598,068.00 0.00 0.00 598,068.00	4,156.25 0.00 5,343.75 1,187.50	0.00 0.00 0.00 1,187.50	1,187.50
3137EAEN5	FHLMC Note 2.75% Due 06/19/2023	11/26/2018 11/27/2018 600,000.00	593,214.00 0.00 0.00 593,214.00	7,425.00 8,250.00 550.00 1,375.00	0.00 0.00 0.00 1,375.00	1,375.00
369550BE7	General Dynamics Corp Note 3% Due 05/11/2021	Various Various 400,000.00	397,216.30 0.00 0.00 397,216.30	666.66 0.00 1,666.66 1,000.00	0.00 0.00 0.00 1,000.00	1,000.00
40428HPV8	HSBC USA Inc Note 2.75% Due 08/07/2020	11/16/2017 11/20/2017 290,000.00	293,569.90 0.00 0.00 293,569.90	2,525.42 0.00 3,190.00 664.58	0.00 0.00 0.00 664.58	664.58
43814UAG4	Honda Auto Receivables 2018-2 A3 3.01% Due 05/18/2022	05/22/2018 05/30/2018 175,000.00	174,996.19 0.00 0.00 174,996.19	190.22 438.96 190.22 438.96	0.00 0.00 0.00 438.96	438.96
43814WAB1	HAROT 2019-1 A2 2.75% Due 09/20/2021	02/19/2019 02/27/2019 135,000.00	134,991.31 0.00 0.00 134,991.31	134.06 309.38 134.06 309.38	0.00 0.00 0.00 309.38	309.38
43815HAC1	Honda Auto Receivables Owner 2018-3 A3 2.95% Due 08/22/2022	08/21/2018 08/28/2018 255,000.00	254,965.01 0.00 0.00 254,965.01	208.96 626.87 208.96 626.87	0.00 0.00 0.00 626.87	626.87

Income Earned

As of June 30, 2019



CUSIP	Security Description	Trade Date Settle Date Units	Book Value: Begin Book Value: Acq Book Value: Disp Book Value: End	Prior Accrued Inc. Received Ending Accrued Total Interest	Accr. Of Discount Amort. Of Premium Net Accret/Amort Income Earned	Total Income
459200HM6	IBM Corp Note 1.625% Due 05/15/2020	02/07/2018 02/09/2018 400,000.00	392,596.00 0.00 0.00 392,596.00	288.89 0.00 830.56 541.67	0.00 0.00 0.00 541.67	541.67
45950KCM0	International Finance Corp Note 2.25% Due 01/25/2021	01/24/2018 01/26/2018 500,000.00	498,580.00 0.00 0.00 498,580.00	3,937.50 0.00 4,875.00 937.50	0.00 0.00 0.00 937.50	937.50
46625HKA7	JP Morgan Chase Callable Note Cont 12/23/2019 2.25% Due 01/23/2020	08/23/2017 08/28/2017 400,000.00	403,336.00 0.00 0.00 403,336.00	3,200.00 0.00 3,950.00 750.00	0.00 0.00 0.00 750.00	750.00
47788EAB4	John Deere Owner Trust 2018-B A2 2.83% Due 04/15/2021	07/18/2018 07/25/2018 309,515.36	344,994.20 0.00 35,491.53 309,502.67	433.94 813.64 389.30 769.00	0.00 0.00 0.00 769.00	769.00
47789JAB2	John Deere Owner Trust 2019-A A2 2.85% Due 12/15/2021	03/05/2019 03/13/2019 200,000.00	199,990.88 0.00 0.00 199,990.88	253.33 475.00 253.33 475.00	0.00 0.00 0.00 475.00	475.00
594918BG8	Microsoft Callable Note Cont. 10/03/20 2% Due 11/03/2020	07/11/2017 07/14/2017 270,000.00	270,999.00 0.00 0.00 270,999.00	420.00 0.00 870.00 450.00	0.00 0.00 0.00 450.00	450.00
65478GAB6	Nissan Auto Receivables Owner 2017-B A2A 1.56% Due 05/15/2020	08/16/2017 08/23/2017 1,975.48	30,207.61 0.00 28,232.21 1,975.40	20.94 39.27 1.37 19.70	0.00 0.00 0.00 19.70	19.70
68389XBK0	Oracle Corp Callable Note Cont 8/01/21 1.9% Due 09/15/2021	10/26/2017 10/31/2017 400,000.00	395,816.00 0.00 0.00 395,816.00	1,604.44 0.00 2,237.78 633.34	0.00 0.00 0.00 633.34	633.34
69353RFE3	PNC Bank Callable Note Cont 6/28/2022 2.45% Due 07/28/2022	04/24/2018 04/26/2018 400,000.00	385,792.00 0.00 0.00 385,792.00	3,348.33 0.00 4,165.00 816.67	0.00 0.00 0.00 816.67	816.67

Income Earned

As of June 30, 2019



CUSIP	Security Description	Trade Date Settle Date Units	Book Value: Begin Book Value: Acq Book Value: Disp Book Value: End	Prior Accrued Inc. Received Ending Accrued Total Interest	Accr. Of Discount Amort. Of Premium Net Accret/Amort Income Earned	Total Income
857477AV5	State Street Bank Note 1.95% Due 05/19/2021	07/12/2017 07/17/2017 400,000.00	396,056.00 0.00 0.00 396,056.00	260.00 0.00 910.00 650.00	0.00 0.00 0.00 650.00	650.00
89236TFS9	Toyota Motor Credit Corp Note 3.35% Due 01/08/2024	05/20/2019 05/22/2019 400,000.00	411,444.00 0.00 0.00 411,444.00	5,322.78 0.00 6,439.44 1,116.66	0.00 0.00 0.00 1,116.66	1,116.66
89237RAB4	Toyota Auto Receivable 2017-C A2A 1.58% Due 07/15/2020	07/25/2017 08/02/2017 50,166.73	76,152.57 0.00 25,986.31 50,166.26	53.48 100.27 35.23 82.02	0.00 0.00 0.00 82.02	82.02
89238BAB8	Toyota Auto Receivables Owner 2018-A A2A 2.1% Due 10/15/2020	01/23/2018 01/31/2018 88,376.59	107,290.19 0.00 18,922.64 88,367.55	100.15 187.78 82.48 170.11	0.00 0.00 0.00 170.11	170.11
89238KAD4	Toyota Auto Receivables Owner 2017-D A3 1.93% Due 01/18/2022	04/16/2019 04/18/2019 130,000.00	129,004.69 0.00 0.00 129,004.69	90.60 209.08 90.60 209.08	0.00 0.00 0.00 209.08	209.08
91159HHL7	US Bancorp Callable Note 1X 12/29/2020 2.35% Due 01/29/2021	07/19/2017 07/24/2017 400,000.00	404,036.00 0.00 0.00 404,036.00	3,185.56 0.00 3,968.89 783.33	0.00 0.00 0.00 783.33	783.33
9128284D9	US Treasury Note 2.5% Due 03/31/2023	12/27/2018 12/28/2018 450,000.00	448,505.86 0.00 0.00 448,505.86	1,905.74 0.00 2,827.87 922.13	0.00 0.00 0.00 922.13	922.13
912828G53	US Treasury Note 1.875% Due 11/30/2021	08/28/2017 08/29/2017 600,000.00	604,994.20 0.00 0.00 604,994.20	30.74 0.00 952.87 922.13	0.00 0.00 0.00 922.13	922.13
912828J50	US Treasury Note 1.375% Due 02/29/2020	07/25/2017 07/26/2017 600,000.00	598,408.26 0.00 0.00 598,408.26	2,084.92 0.00 2,757.47 672.55	0.00 0.00 0.00 672.55	672.55

Income Earned

As of June 30, 2019



CUSIP	Security Description	Trade Date Settle Date Units	Book Value: Begin Book Value: Acq Book Value: Disp Book Value: End	Prior Accrued Inc. Received Ending Accrued Total Interest	Accr. Of Discount Amort. Of Premium Net Accret/Amort Income Earned	Total Income
912828L24	US Treasury Note 1.875% Due 08/31/2022	09/06/2018 09/07/2018 450,000.00	435,445.31 0.00 0.00 435,445.31	2,132.30 0.00 2,820.14 687.84	0.00 0.00 0.00 687.84	687.84
912828L32	US Treasury Note 1.375% Due 08/31/2020	Various Various 600,000.00	600,184.82 0.00 0.00 600,184.82	2,084.92 0.00 2,757.47 672.55	0.00 0.00 0.00 672.55	672.55
912828M80	US Treasury Note 2% Due 11/30/2022	04/11/2019 04/15/2019 600,000.00	593,554.69 0.00 0.00 593,554.69	32.79 0.00 1,016.39 983.60	0.00 0.00 0.00 983.60	983.60
912828M98	US Treasury Note 1.625% Due 11/30/2020	11/29/2016 11/30/2016 570,000.00	568,331.99 0.00 0.00 568,331.99	25.31 0.00 784.53 759.22	0.00 0.00 0.00 759.22	759.22
912828Q37	US Treasury Note 1.25% Due 03/31/2021	04/27/2017 04/28/2017 375,000.00	369,024.69 0.00 0.00 369,024.69	794.06 0.00 1,178.28 384.22	0.00 0.00 0.00 384.22	384.22
912828Q78	US Treasury Note 1.375% Due 04/30/2021	05/25/2017 05/31/2017 500,000.00	494,650.11 0.00 0.00 494,650.11	597.83 0.00 1,158.29 560.46	0.00 0.00 0.00 560.46	560.46
912828S43	US Treasury Note 0.75% Due 07/15/2019	08/01/2016 08/02/2016 435,000.00	434,780.56 0.00 0.00 434,780.56	1,234.70 0.00 1,505.08 270.38	0.00 0.00 0.00 270.38	270.38
912828S76	US Treasury Note 1.125% Due 07/31/2021	08/28/2018 08/29/2018 600,000.00	573,375.00 0.00 0.00 573,375.00	2,256.22 0.00 2,815.61 559.39	0.00 0.00 0.00 559.39	559.39
912828TH3	US Treasury Note Due 07/31/2019	03/30/2016 03/31/2016 0.00	398,204.46 0.00 398,204.46 0.00	1,169.89 1,324.59 0.00 154.70	0.00 0.00 0.00 154.70	154.70

Income Earned

As of June 30, 2019



CUSIP	Security Description	Trade Date Settle Date Units	Book Value: Begin Book Value: Acq Book Value: Disp Book Value: End	Prior Accrued Inc. Received Ending Accrued Total Interest	Accr. Of Discount Amort. Of Premium Net Accret/Amort Income Earned	Total Income
912828UB4	US Treasury Note 1% Due 11/30/2019	10/29/2015 11/02/2015 450,000.00	443,181.20 0.00 0.00 443,181.20	12.30 0.00 381.15 368.85	0.00 0.00 0.00 368.85	368.85
912828UL2	US Treasury Note 1.375% Due 01/31/2020	12/08/2016 12/09/2016 490,000.00	489,312.58 0.00 0.00 489,312.58	2,252.04 0.00 2,810.39 558.35	0.00 0.00 0.00 558.35	558.35
912828UV0	US Treasury Note 1.125% Due 03/31/2020	Various Various 600,000.00	596,517.64 0.00 0.00 596,517.64	1,143.45 0.00 1,696.72 553.27	0.00 0.00 0.00 553.27	553.27
912828V72	US Treasury Note 1.875% Due 01/31/2022	09/17/2018 09/18/2018 450,000.00	435,744.14 0.00 0.00 435,744.14	2,820.27 0.00 3,519.51 699.24	0.00 0.00 0.00 699.24	699.24
912828W89	US Treasury Note 1.875% Due 03/31/2022	04/26/2018 04/30/2018 600,000.00	580,593.75 0.00 0.00 580,593.75	1,905.74 0.00 2,827.87 922.13	0.00 0.00 0.00 922.13	922.13
912828WN6	US Treasury Note 2% Due 05/31/2021	04/29/2019 04/30/2019 550,000.00	546,755.86 0.00 0.00 546,755.86	30.05 0.00 931.69 901.64	0.00 0.00 0.00 901.64	901.64
931142EJ8	Wal-Mart Stores Note 3.125% Due 06/23/2021	07/02/2018 07/05/2018 400,000.00	402,052.00 0.00 0.00 402,052.00	5,486.11 6,250.00 277.78 1,041.67	0.00 0.00 0.00 1,041.67	1,041.67
			29,122,690.68	128,033.38	0.00	
			605,009.60	39,731.27	0.00	
			506,837.15	136,384.51	0.00	
Total Fixed Income		29,355,034.16	29,220,863.13	48,082.40	48,082.40	48,082.40

Income Earned

As of June 30, 2019



CUSIP	Security Description	Trade Date Settle Date Units	Book Value: Begin Book Value: Acq Book Value: Disp Book Value: End	Prior Accrued Inc. Received Ending Accrued Total Interest	Accr. Of Discount Amort. Of Premium Net Accret/Amort Income Earned	Total Income
CASH & EQUIVALENT						
60934N807	Federated Investors Govt Oblig Fund Inst.	Various Various 148,107.57	197,428.31 850,858.51 900,179.25 148,107.57	0.00 534.40 0.00 534.40	0.00 0.00 0.00 534.40	534.40
62479MTL7	MUFG Bank Ltd/NY Discount CP Due 06/20/2019	02/19/2019 02/20/2019 0.00	599,756.67 0.00 599,756.67 0.00	4,413.14 5,243.33 0.00 830.19	0.00 0.00 0.00 830.19	830.19
62479MXN8	MUFG Bank Ltd/NY Discount CP 2.27% Due 10/22/2019	06/20/2019 06/20/2019 600,000.00	0.00 595,308.67 0.00 595,308.67	0.00 0.00 416.17 416.17	0.00 0.00 0.00 416.17	416.17
89113XP32	Toronto Dominion NY Yankee CD 2.77% Due 08/09/2019	05/23/2019 05/24/2019 600,000.00	600,276.00 0.00 0.00 600,276.00	17,681.83 0.00 19,066.83 1,385.00	0.00 0.00 0.00 1,385.00	1,385.00
Total Cash & Equivalent		1,348,107.57	1,343,692.24	3,165.76	3,165.76	3,165.76
			30,520,151.66	150,128.35	0.00	
			2,051,176.78	45,509.00	0.00	
			2,006,773.07	155,867.51	0.00	
TOTAL PORTFOLIO		30,703,141.73	30,564,555.37	51,248.16	51,248.16	51,248.16



COUNTY OF SAN DIEGO INVESTMENT POOL TREASURY INVESTMENT RESULTS

**JUNE
2019**

PARTICIPANT CASH BALANCES

County of San Diego Pooled Money Fund

As of June 30, 2019

(\$000)

PARTICIPANT	FMV 04/30/19	FMV 05/31/19	FMV 06/30/19	% of Total	PARTICIPANT	FMV 04/30/19	FMV 05/31/19	FMV 06/30/19	% of Total
COUNTY	\$ 1,257,216	\$ 1,107,363	\$ 694,831	6.86%	Lakeside FPD	12,415	11,698	10,890	
COUNTY - SPECIAL TRUST FUNDS	3,274,565	3,011,024	3,117,876	30.76%	Leucadia Wastewater District	4,818	4,830	4,815	
NON-COUNTY INVESTMENT FUNDS	118,927	117,446	115,495	1.14%	Lower Sweetwater FPD	760	710	712	
SCHOOLS - (K THRU 12)	4,773,926	4,720,623	4,511,537	44.51%	Metropolitan Transit System	49,451	39,548	32,660	
					Mission Resource Conservation District	268	242	229	
COMMUNITY COLLEGES					North County Cemetery District	5,560	5,565	5,486	
San Diego	210,126	191,067	201,921	1.99%	North County Dispatch	3,035	3,214	3,319	
Grossmont-Cuyamaca	200,370	179,548	202,278	2.00%	North County FPD	6,404	5,424	4,148	
MiraCosta	154,446	143,704	140,061	1.38%	Otay Water District	281	282	281	
Palomar	283,635	260,178	267,106	2.63%	Palomar Health	2,793	0	0	
Southwestern	201,950	195,651	197,427	1.95%	Pomerado Cemetery District	2,045	2,011	1,988	
Total Community Colleges	1,050,527	970,148	1,008,794	9.95%	Public Agencies Self-Insurance System	3,495	3,503	3,492	
					Ramona Cemetery District	1,051	1,037	1,024	
FIRST 5 COMMISSION	35,332	32,530	31,881		Rancho Santa Fe FPD	16,979	16,134	16,022	
SANCAL	785	787	784		Rincon del Diablo Municipal Water District	3,650	4,661	4,646	
SDCERA	605	5,586	5,564		SANDAG	88,436	88,654	98,659	
					SD County Regional Airport Authority	239,934	245,711	241,032	
CITIES					San Diego Housing Commission	21,336	21,388	21,319	
Chula Vista	62,860	60,543	57,704		San Diego Geographic Information Source	544	512	379	
Coronado	50,697	50,822	30,673		San Diego Law Library	3,778	3,790	3,813	
Del Mar	2,670	2,676	2,668		San Diego Local Agency Formation Comm	996	762	844	
El Cajon	5,004	5,016	5,000		San Diego Regional Training Center	724	720	745	
Encinitas	4,048	4,058	4,045		San Dieguito River Park	1,481	1,287	1,179	
National City	8,360	8,381	8,354		San Marcos FPD	1	1	1	
Oceanside	7,000	7,017	9,992		San Miguel Consolidated FPD	13,180	12,593	11,798	
					Santa Fe Irrigation District	4,344	4,354	4,340	
INDEPENDENT AGENCIES					Serra Cooperative Library System	1	1	1	
Alpine FPD	2,764	2,693	2,491		Upper San Luis Rey Resource Conserv Dist	59	60	60	
Bonita-Sunnyside FPD	6,431	6,474	6,042		Vallecitos Water District	5,335	5,349	5,331	
Borrego Springs FPD	1,534	1,442	1,296		Valley Center FPD	2,882	2,698	2,356	
Canebrake County Water District	53	53	53		Valley Center Cemetery District	431	433	432	
Deer Springs FPD	11,316	12,225	11,175		Valley Center Water District	23,460	24,805	24,283	
Fallbrook Public Utility District	15	15	15		Vista FPD	4,607	5,822	3,015	
Grossmont Healthcare District	2	2	2		Total Voluntary Participants	724,507	718,573	687,413	6.78%
Julian-Cuyamaca FPD	158	162	172						
Lake Cuyamaca Rec & Park District	341	293	202		Pooled Money Fund Total	\$ 11,199,668	\$ 10,645,177	\$ 10,135,946	100.00%

I left you a message. I'm truly sorry for the delay!

Below is the National City balance as of 6/30/19.

National City		Pool YTM: 2.387			
Conversion of Oracle Cash Balance to COSD Pool					
Market Price					
Month Ended June 30, 2019					
		Current Month	Prior Month	Prior Quarter	Prior Year
		6/30/2019	5/31/2019	3/31/2019	6/30/2018
COSD Pool Market Price		100.194%	99.967%	99.644%	99.480%
COSD Pool Market Value		10,135,946,100	10,645,176,991	9,673,900,081	9,950,674,617
National City percentage of MV share in COSD Pool		0.0824%	0.0787%	0.0854%	0.0823%
Fund	Description	Oracle Cash Balance	Market Value	Market Value	Market Value
44077	NATIONAL CITY INVESTMENT FUND	8,360,280	8,353,913	8,377,754	8,261,511
	Total for National City	8,360,280	8,353,913	8,377,754	8,261,511

** Please note that the National City Market Value reported above is a prorate share of National City in the COSD Investment Pool and based on National City Cash Balance.*

Please let me know if you have any further questions.

Thanks,
Ann

National City

Pool YTM: 2.426

Conversion of Oracle Cash Balance to COSD Pool

Market Price

Month Ended May 31, 2019

	Current Month 5/31/2019	Prior Month 4/30/2019	Prior Quarter 2/28/2019	Prior Year 5/31/2018
COSD Pool Market Price	99.967%	99.708%	99.456%	99.497%
COSD Pool Market Value	10,645,176,991	11,199,667,684	9,469,312,765	10,612,726,693
National City percentage of MV share in COSD Pool	0.0787%	0.0746%	0.0876%	0.0769%

Fund	Description	Oracle Cash Balance	Market Value	Market Value	Market Value	Market Value
44077	NATIONAL CITY INVESTMENT FUND	8,360,280	8,377,754	8,360,414	8,295,118	8,161,187
	Total for National City	8,360,280	8,377,754	8,360,414	8,295,118	8,161,187

** Please note that the National City Market Value reported above is a prorata share of National City in the COSD Investment Pool and based on National City Cash Balance.*

Please let me know if you have any questions.

Thanks,
Ann

Please see below for the National City April 2019 Pool Report:

National City		Pool YTM: 2.44				
Conversion of Oracle Cash Balance to COSD						
Pool Market Price						
Month Ended April 30, 2019						
		Current Month	Prior Month	Prior Quarter	Prior Year	
		4/30/2019	3/31/2019	1/31/2019	4/30/2018	
	COSD Pool Market Price	99.708%	99.644%	99.405%	99.067%	
	COSD Pool Market Value	11,199,667,684	9,673,900,081	9,750,822,592	11,290,605,830	
	National City percentage of MV share in COSD Pool	0.0746%	0.0854%	0.0851%	0.0722%	
Fund	Description	Oracle Cash Balance	Market Value	Market Value	Market Value	Market Value
44077	NATIONAL CITY INVESTMENT FUND	8,360,280	8,360,414	8,261,511	8,298,554	8,148,638
	Total for National City	8,360,280	8,360,414	8,261,511	8,298,554	8,148,638

** Please note that the National City Market Value reported above is a prorata share of National City in the COSD Investment Pool and based on National City Cash Balance.*

Thanks,

Ann Duong

Senior Accountant

San Diego County Treasurer-Tax Collector's Office

1600 Pacific Highway Rm. 152 | San Diego, CA 92101

Phone: 619.531.5109 | Fax: 619.446.8222 | www.sdttc.com

The following page(s) contain the backup material for Agenda Item: [Investment Transactions for the month ended July 31, 2019. \(Finance\)](#)
Please scroll down to view the backup material.

**CITY OF NATIONAL CITY, CALIFORNIA
COUNCIL AGENDA STATEMENT**

MEETING DATE: October 1, 2019

AGENDA ITEM NO.:

ITEM TITLE:

Investment transactions for the month ended July 31, 2019.

PREPARED BY: *Ron Gutlay*

PHONE: 619-336-4346

DEPARTMENT: Finance

APPROVED BY: *Mark Ralvito*

EXPLANATION:

In accordance with California Government Code Section 53646 and Section XIIA of the City of National City's investment policy, a monthly report shall be submitted to the legislative body accounting for transactions made during the reporting period.

The attached listing reflects investment transactions of the City of National City's investment portfolio for the month ending July 31, 2019.

FINANCIAL STATEMENT:

ACCOUNT NO.
NA

APPROVED: *Mark Ralvito* **FINANCE**
APPROVED: _____ **MIS**

ENVIRONMENTAL REVIEW:

This is not a project and, therefore, not subject to environmental review.

ORDINANCE: INTRODUCTION FINAL ADOPTION

STAFF RECOMMENDATION:

Accept and file the Investment Transaction Ledger for the month ended July 31, 2019.

BOARD / COMMISSION RECOMMENDATION:

NA

ATTACHMENTS:

Investment Transaction Ledger



Transaction Type	Settlement Date	CUSIP	Quantity	Security Description	Price	Acq/Disp Yield	Amount	Interest Pur/Sold	Total Amount	Gain/Loss
ACQUISITIONS										
Purchase	07/01/2019	60934N807	2,300.00	Federated Investors Govt Oblig Fund Inst.	1.000	2.01%	2,300.00	0.00	2,300.00	0.00
Purchase	07/01/2019	60934N807	400,000.00	Federated Investors Govt Oblig Fund Inst.	1.000	2.01%	400,000.00	0.00	400,000.00	0.00
Purchase	07/02/2019	60934N807	320.03	Federated Investors Govt Oblig Fund Inst.	1.000	2.01%	320.03	0.00	320.03	0.00
Purchase	07/08/2019	60934N807	6,700.00	Federated Investors Govt Oblig Fund Inst.	1.000	2.01%	6,700.00	0.00	6,700.00	0.00
Purchase	07/10/2019	60934N807	6,900.00	Federated Investors Govt Oblig Fund Inst.	1.000	2.01%	6,900.00	0.00	6,900.00	0.00
Purchase	07/11/2019	60934N807	6,600.00	Federated Investors Govt Oblig Fund Inst.	1.000	2.01%	6,600.00	0.00	6,600.00	0.00
Purchase	07/13/2019	60934N807	6,828.13	Federated Investors Govt Oblig Fund Inst.	1.000	2.01%	6,828.13	0.00	6,828.13	0.00
Purchase	07/15/2019	60934N807	1,631.25	Federated Investors Govt Oblig Fund Inst.	1.000	2.01%	1,631.25	0.00	1,631.25	0.00
Purchase	07/15/2019	60934N807	435,000.00	Federated Investors Govt Oblig Fund Inst.	1.000	2.01%	435,000.00	0.00	435,000.00	0.00
Purchase	07/15/2019	60934N807	280.25	Federated Investors Govt Oblig Fund Inst.	1.000	2.01%	280.25	0.00	280.25	0.00
Purchase	07/15/2019	60934N807	482.50	Federated Investors Govt Oblig Fund Inst.	1.000	2.01%	482.50	0.00	482.50	0.00
Purchase	07/15/2019	60934N807	550,582.08	Federated Investors Govt Oblig Fund Inst.	1.000	2.01%	550,582.08	0.00	550,582.08	0.00
Purchase	07/15/2019	60934N807	27,746.17	Federated Investors Govt Oblig Fund Inst.	1.000	2.01%	27,746.17	0.00	27,746.17	0.00
Purchase	07/15/2019	60934N807	475.00	Federated Investors Govt Oblig Fund Inst.	1.000	2.01%	475.00	0.00	475.00	0.00
Purchase	07/15/2019	60934N807	1,978.05	Federated Investors Govt Oblig Fund Inst.	1.000	2.01%	1,978.05	0.00	1,978.05	0.00
Purchase	07/15/2019	60934N807	23,818.96	Federated Investors Govt Oblig Fund Inst.	1.000	2.01%	23,818.96	0.00	23,818.96	0.00



Transaction Type	Settlement Date	CUSIP	Quantity	Security Description	Price	Acq/Disp Yield	Amount	Interest Pur/Sold	Total Amount	Gain/Loss
ACQUISITIONS										
Purchase	07/15/2019	60934N807	17,226.93	Federated Investors Govt Oblig Fund Inst.	1.000	2.01%	17,226.93	0.00	17,226.93	0.00
Purchase	07/15/2019	60934N807	209.08	Federated Investors Govt Oblig Fund Inst.	1.000	2.01%	209.08	0.00	209.08	0.00
Purchase	07/15/2019	90LAIF\$00	277,093.30	Local Agency Investment Fund State Pool	1.000	2.41%	277,093.30	0.00	277,093.30	0.00
Purchase	07/18/2019	60934N807	438.96	Federated Investors Govt Oblig Fund Inst.	1.000	2.01%	438.96	0.00	438.96	0.00
Purchase	07/18/2019	60934N807	309.38	Federated Investors Govt Oblig Fund Inst.	1.000	2.01%	309.38	0.00	309.38	0.00
Purchase	07/22/2019	60934N807	626.87	Federated Investors Govt Oblig Fund Inst.	1.000	2.01%	626.87	0.00	626.87	0.00
Purchase	07/22/2019	89233GA71	600,000.00	Toyota Motor Credit Discount CP 2.14% Due 1/7/2020	98.995	2.19%	593,972.33	0.00	593,972.33	0.00
Purchase	07/23/2019	60934N807	4,500.00	Federated Investors Govt Oblig Fund Inst.	1.000	2.01%	4,500.00	0.00	4,500.00	0.00
Purchase	07/23/2019	912828WE6	600,000.00	US Treasury Note 2.75% Due 11/15/2023	104.000	1.78%	624,000.00	3,093.75	627,093.75	0.00
Purchase	07/24/2019	477870AC3	115,000.00	JDOT 2019-B A3 2.21% Due 12/15/2023	99.979	2.23%	114,975.59	0.00	114,975.59	0.00
Purchase	07/25/2019	60934N807	5,625.00	Federated Investors Govt Oblig Fund Inst.	1.000	2.01%	5,625.00	0.00	5,625.00	0.00
Purchase	07/28/2019	60934N807	4,900.00	Federated Investors Govt Oblig Fund Inst.	1.000	2.01%	4,900.00	0.00	4,900.00	0.00
Purchase	07/29/2019	60934N807	4,700.00	Federated Investors Govt Oblig Fund Inst.	1.000	2.01%	4,700.00	0.00	4,700.00	0.00
Purchase	07/31/2019	60934N807	10,962.50	Federated Investors Govt Oblig Fund Inst.	1.000	1.98%	10,962.50	0.00	10,962.50	0.00
Subtotal			3,113,234.44				3,131,182.36	3,093.75	3,134,276.11	0.00
Security Contribution	07/01/2019	90LAIF\$00	1,500,000.00	Local Agency Investment Fund State Pool	1.000		1,500,000.00	0.00	1,500,000.00	0.00



Transaction Type	Settlement Date	CUSIP	Quantity	Security Description	Price	Acq/Disp Yield	Amount	Interest Pur/Sold	Total Amount	Gain/Loss
ACQUISITIONS										
Security Contribution	07/31/2019	90SDCP\$00	79,000.00	County of San Diego Pooled Investment Pool	1.000		79,000.00	0.00	79,000.00	0.00
Subtotal			1,579,000.00				1,579,000.00	0.00	1,579,000.00	0.00
TOTAL ACQUISITIONS			4,692,234.44				4,710,182.36	3,093.75	4,713,276.11	0.00
DISPOSITIONS										
Sale	07/22/2019	60934N807	593,972.33	Federated Investors Govt Oblig Fund Inst.	1.000	2.01%	593,972.33	0.00	593,972.33	0.00
Sale	07/23/2019	60934N807	627,093.75	Federated Investors Govt Oblig Fund Inst.	1.000	2.01%	627,093.75	0.00	627,093.75	0.00
Sale	07/24/2019	60934N807	114,975.59	Federated Investors Govt Oblig Fund Inst.	1.000	2.01%	114,975.59	0.00	114,975.59	0.00
Subtotal			1,336,041.67				1,336,041.67	0.00	1,336,041.67	0.00
Paydown	07/15/2019	02582JHE3	0.00	American Express Credit 2017-3 A 1.77% Due 11/15/2022	100.000		0.00	280.25	280.25	0.00
Paydown	07/15/2019	02587AAJ3	0.00	American Express Credit 2017-1 1.93% Due 9/15/2022	100.000		0.00	482.50	482.50	0.00
Paydown	07/15/2019	161571HF4	550,000.00	Chase CHAIT 2016-A5 1.27% Due 7/15/2021	100.000		550,000.00	582.08	550,582.08	8,615.23
Paydown	07/15/2019	47788EAB4	27,016.23	John Deere Owner Trust 2018-B A2 2.83% Due 4/15/2021	100.000		27,016.23	729.94	27,746.17	1.11
Paydown	07/15/2019	47789JAB2	0.00	John Deere Owner Trust 2019-A A2 2.85% Due 12/15/2021	100.000		0.00	475.00	475.00	0.00
Paydown	07/15/2019	65478GAB6	1,975.48	Nissan Auto Receivables Owner 2017-B A2A 1.56% Due 5/15/2020	100.000		1,975.48	2.57	1,978.05	0.08



Transaction Type	Settlement Date	CUSIP	Quantity	Security Description	Price	Acq/Disp Yield	Amount	Interest Pur/Sold	Total Amount	Gain/Loss
DISPOSITIONS										
Paydown	07/15/2019	89237RAB4	23,752.91	Toyota Auto Receivable 2017-C A2A 1.58% Due 7/15/2020	100.000		23,752.91	66.05	23,818.96	0.22
Paydown	07/15/2019	89238BAB8	17,072.27	Toyota Auto Receivables Owner 2018-A A2A 2.1% Due 10/15/2020	100.000		17,072.27	154.66	17,226.93	1.75
Paydown	07/15/2019	89238KAD4	0.00	Toyota Auto Receivables Owner 2017-D A3 1.93% Due 1/18/2022	100.000		0.00	209.08	209.08	0.00
Paydown	07/18/2019	43814UAG4	0.00	Honda Auto Receivables 2018-2 A3 3.01% Due 5/18/2022	100.000		0.00	438.96	438.96	0.00
Paydown	07/18/2019	43814WAB1	0.00	HAROT 2019-1 A2 2.75% Due 9/20/2021	100.000		0.00	309.38	309.38	0.00
Paydown	07/22/2019	43815HAC1	0.00	Honda Auto Receivables Owner 2018-3 A3 2.95% Due 8/22/2022	100.000		0.00	626.87	626.87	0.00
Subtotal			619,816.89				619,816.89	4,357.34	624,174.23	8,618.39
Maturity	07/01/2019	3133EFW52	400,000.00	FFCB Note 1.15% Due 7/1/2019	100.000		400,000.00	0.00	400,000.00	-1,956.00
Maturity	07/15/2019	912828S43	435,000.00	US Treasury Note 0.75% Due 7/15/2019	100.000		435,000.00	0.00	435,000.00	219.44
Subtotal			835,000.00				835,000.00	0.00	835,000.00	-1,736.56
Security Withdrawal	07/03/2019	60934N807	2,230.35	Federated Investors Govt Oblig Fund Inst.	1.000		2,230.35	0.00	2,230.35	0.00
Security Withdrawal	07/23/2019	90LAIF\$00	12,500,000.00	Local Agency Investment Fund State Pool	1.000		12,500,000.00	0.00	12,500,000.00	0.00
Subtotal			12,502,230.35				12,502,230.35	0.00	12,502,230.35	0.00
TOTAL DISPOSITIONS			15,293,088.91				15,293,088.91	4,357.34	15,297,446.25	6,881.83

OTHER TRANSACTIONS										
Interest	07/01/2019	3133EFW52	400,000.00	FFCB Note 1.15% Due 7/1/2019	0.000		2,300.00	0.00	2,300.00	0.00



Transaction Type	Settlement Date	CUSIP	Quantity	Security Description	Price	Acq/Disp Yield	Amount	Interest Pur/Sold	Total Amount	Gain/Loss
OTHER TRANSACTIONS										
Interest	07/08/2019	89236TFS9	400,000.00	Toyota Motor Credit Corp Note 3.35% Due 1/8/2024	0.000		6,700.00	0.00	6,700.00	0.00
Interest	07/10/2019	24422EUR8	400,000.00	John Deere Capital Corp Note 3.45% Due 1/10/2024	0.000		6,900.00	0.00	6,900.00	0.00
Interest	07/11/2019	06051GEU9	400,000.00	Bank of America Corp Note 3.3% Due 1/11/2023	0.000		6,600.00	0.00	6,600.00	0.00
Interest	07/13/2019	3137EADB2	575,000.00	FHLMC Note 2.375% Due 1/13/2022	0.000		6,828.13	0.00	6,828.13	0.00
Interest	07/15/2019	912828S43	435,000.00	US Treasury Note 0.75% Due 7/15/2019	0.000		1,631.25	0.00	1,631.25	0.00
Interest	07/23/2019	46625HKA7	400,000.00	JP Morgan Chase Callable Note Cont 12/23/2019 2.25% Due 1/23/2020	0.000		4,500.00	0.00	4,500.00	0.00
Interest	07/25/2019	45950KCM0	500,000.00	International Finance Corp Note 2.25% Due 1/25/2021	0.000		5,625.00	0.00	5,625.00	0.00
Interest	07/28/2019	69353RFE3	400,000.00	PNC Bank Callable Note Cont 6/28/2022 2.45% Due 7/28/2022	0.000		4,900.00	0.00	4,900.00	0.00
Interest	07/29/2019	91159HHL7	400,000.00	US Bancorp Callable Note 1X 12/29/2020 2.35% Due 1/29/2021	0.000		4,700.00	0.00	4,700.00	0.00
Interest	07/31/2019	912828S76	600,000.00	US Treasury Note 1.125% Due 7/31/2021	0.000		3,375.00	0.00	3,375.00	0.00
Interest	07/31/2019	912828UL2	490,000.00	US Treasury Note 1.375% Due 1/31/2020	0.000		3,368.75	0.00	3,368.75	0.00
Interest	07/31/2019	912828V72	450,000.00	US Treasury Note 1.875% Due 1/31/2022	0.000		4,218.75	0.00	4,218.75	0.00
Subtotal			5,850,000.00				61,646.88	0.00	61,646.88	0.00
Dividend	07/02/2019	60934N807	550,407.57	Federated Investors Govt Oblig Fund Inst.	0.000		320.03	0.00	320.03	0.00

Transaction Ledger

As of July 31, 2019



Transaction Type	Settlement Date	CUSIP	Quantity	Security Description	Price	Acq/Disp Yield	Amount	Interest Pur/Sold	Total Amount	Gain/Loss
OTHER TRANSACTIONS										
Dividend	07/15/2019	90LAIF\$00	3,887,648,750.97	Local Agency Investment Fund State Pool	0.000		277,093.30	0.00	277,093.30	0.00
Subtotal			3,888,199,158.54				277,413.33	0.00	277,413.33	0.00
TOTAL OTHER TRANSACTIONS			3,894,049,158.54				339,060.21	0.00	339,060.21	0.00

The following page(s) contain the backup material for Agenda Item: [Warrant Register #8 for the period of 8/14/19 through 8/20/19 in the amount of \\$135,787.10. \(Finance\)](#)
Please scroll down to view the backup material.

**CITY OF NATIONAL CITY, CALIFORNIA
COUNCIL AGENDA STATEMENT**

MEETING DATE: October 1, 2019

AGENDA ITEM NO.:

ITEM TITLE:

Warrant Register #8 for the period of 8/14/19 through 8/20/19 in the amount of \$135,787.10. (Finance)

PREPARED BY: Karla Apalategui, Accounting Assistant

DEPARTMENT: Finance

PHONE: 619-336-4572

APPROVED BY: 

EXPLANATION:

Per Government Section Code 37208, attached are the warrants issued for the period 8/14/19 - 8/20/19. Consistent with Department of Finance's practice, listed below are all payments above \$50,000.

<u>Vendor</u>	<u>Check/Wire</u>	<u>Amount</u>	<u>Explanation</u>
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No Warrants Over \$50,000 Processed During This Period

FINANCIAL STATEMENT:

APPROVED:  **FINANCE**

ACCOUNT NO.

APPROVED: _____ **MIS**

Warrant total \$135,787.10.

ENVIRONMENTAL REVIEW:

This is not a project and, therefore, not subject to environmental review.

ORDINANCE: INTRODUCTION FINAL ADOPTION

STAFF RECOMMENDATION:

Ratify warrants totaling \$135,787.10

BOARD / COMMISSION RECOMMENDATION:

ATTACHMENTS:

Warrant Register # 8



**WARRANT REGISTER # 8
8/20/2019**

<u>PAYEE</u>	<u>DESCRIPTION</u>	<u>CHK NO</u>	<u>DATE</u>	<u>AMOUNT</u>
COUNTYWIDE MECHANICAL	HVAC MAINTENANCE AND REPAIRS / PW	343653	8/20/19	1,209.14
DIXIELINE LUMBER CO	COMMUNITY SERVICES DAY PLANTERS	343654	8/20/19	945.88
GONZALES, G	TRAINING ADV LDG BACKGRD INV/PD	343655	8/20/19	625.62
HERNANDEZ, JOEY	REIMB / VIOLATION DISMISSED	343656	8/20/19	35.00
MABUHAY TRAVEL	REIMB / FIRE INSPECTION FEE	343657	8/20/19	134.00
MEIER, BELEN	REIM / PARK PERMIT	343658	8/20/19	25.00
NHA ADVISORS LLC	2019 PENSION REPORT & GF CONSULTING / FINANCE	343659	8/20/19	12,162.50
ROBLES, BENITO	REIMB / VIOLATION DISMISSED	343660	8/20/19	35.00
SANDOVAL, VANESSA	REIM / PARK PERMIT	343661	8/20/19	25.00
STAPLES BUSINESS ADVANTAGE	CASA DE SALUD WHITE SCREEN	343662	8/20/19	705.52
SUMMERCREST APARTMENT	REIMB / BL OVERPAYMENT	343663	8/20/19	3,000.00
AT&T	AT&T SBC ANNUAL PHONE SERVICE JUL 2019	343664	8/20/19	2,165.36
AT&T	AT&T PHONE MONTHLY SERVICES AUG 2019	343665	8/20/19	80.42
CALIFA GROUP	CENIC BROADBAND APR - JUN 2019	343666	8/20/19	4,768.58
CALPELRA	2019-2020 CALPELRA MEMBERSHIP	343667	8/20/19	370.00
CLF WAREHOUSE INC	MOP 80331. SUPPLIES FOR EQUIPMENT	343668	8/20/19	299.84
CONCENTRA MEDICAL CENTERS	PRE-EMPLOYMENT PHYSICAL	343669	8/20/19	80.00
COUNTY OF SAN DIEGO	POLICE AND FIRE RADIOS ON THE NETWORK	343670	8/20/19	8,749.50
COX COMMUNICATIONS	COX DATA VIDEO SVCS AUG 07, SEP 06, 2019	343671	8/20/19	5,628.09
CSAC EXCESS INS AUTHORITY	PROPERTY INSURANCE	343672	8/20/19	862.50
DEPARTMENT OF JUSTICE	NEW EMPLOYEE FINGERPRINT TEST RESULTS	343673	8/20/19	160.00
D-MAX ENGINEERING INC	LIABILITY CLAIM COST	343674	8/20/19	3,538.52
EATON, PATRICIA ALEJANDRA	CITY COUNCIL TRANSLATION 08-06-19	343675	8/20/19	200.00
EXOS COMMUNITY SERVICES LLC	EXOS LAS PALMAS EXPENSES	343676	8/20/19	5,923.64
FEDEX	FEDEX GROUND SERVICES JUL 17, 2019	343677	8/20/19	24.73
GALEANA, K	TRAVEL MILEAGE REIMB / FINANCE	343678	8/20/19	117.97
GOVCONNECTION INC	SURFACE PRO / MIS	343679	8/20/19	3,397.78
HEALTH NET INC	GRP #57135A - AUGUST 2019	343680	8/20/19	3,368.90
HOME DEPOT CREDIT SERVICES	GENERAL SUPPLIES NEEDED FOR BUILDING	343681	8/20/19	2,265.12
IDEMIA IDENTITY & SECURITY USA	NEW EMPLOYEE FINGERPRINT TEST SUBMISSION	343682	8/20/19	10.00
INNOVATIVE CONSTRUCTION	HARBISON AVE ROAD DIET CIP 18-17	343683	8/20/19	20,100.50
INTENT DIGITAL LLC	PLATINUM SUPPORT SEP 01, 2019/AUG 31, 2020	343684	8/20/19	3,000.00
LASER SAVER INC	MOP 45725 CYAN TONER OEM - ENG	343685	8/20/19	1,288.42
MUNOZ, L	TRAVEL EXPENSE REPORT - LILIA MUNOZ	343686	8/20/19	21.91
NATIONAL CITY CAR WASH	CAR WASH SERVICES FOR CITY FLEET FY 2020	343687	8/20/19	405.00
NERI LANDSCAPE ARCHITECTURE	EL TOYON PARK MASTER PLAN	343688	8/20/19	2,561.00
OFFICE SOLUTIONS BUSINESS	MOP 83778 OFFICE SUPPLIES/ENG	343689	8/20/19	24.87
OFFICE TEAM	TEMP STAFFING SERVICES 7-19-19 / ENG	343690	8/20/19	3,724.58
OMNI EQUIPMENT SOLUTIONS INC	KITS FOR ARS / PW	343691	8/20/19	258.55
PACIFIC TELEMAGEMENT SERVICE	PHONE MONTHLY PAYMENT AUG 2019	343692	8/20/19	93.60
PADRE JANITORIAL SUPPLIES	JANITORIAL SUPPLIES / FIRE	343693	8/20/19	553.76
POWERMOON ENTERPRISES LTD	LED LIGHTS FOR DUI CHECKPOINT	343694	8/20/19	1,083.00
PROFESSIONAL SEARCH GROUP LLC	PROFESSIONAL SERVICES W/E AUG 04, 2019	343695	8/20/19	1,780.00
S&S WORLDWIDE INC	CASA DE SALUD SUPPLIES	343696	8/20/19	235.11
SAM'S ALIGNMENT	WHEEL ALIGNMENT SERVICE FOR CITY	343697	8/20/19	120.00
SAN BERNARDINO CNTY SHERIFF'S	TRAINING TUITION BACKGROUND INV/ GONZALES / PC	343698	8/20/19	244.00
SAN DIEGO MIRAMAR COLLEGE	TRAINING TUITION 119TH POLICE ACADEMY	343699	8/20/19	299.00



**WARRANT REGISTER # 8
8/20/2019**

<u>PAYEE</u>	<u>DESCRIPTION</u>	<u>CHK NO</u>	<u>DATE</u>	<u>AMOUNT</u>
SAN DIEGO MIRAMAR COLLEGE	TRAINING ROT FOR SEWARD/PIERSON	343700	8/20/19	46.00
SAN DIEGO REGIONAL PUBLIC	TRAINING PETTY CASH FOR ACADEMY 119 & 120	343701	8/20/19	48.00
SDG&E	SDG&E UTILITIES FOR STREET FY 2020	343702	8/20/19	6,352.51
SMART & FINAL	MOP #45756/OFFICE SUPPLIES/HR	343703	8/20/19	110.14
SMART SOURCE OF CALIFORNIA LLC	WHITE BUSINESS ENVELOPES WITH CITY LOGO	343704	8/20/19	69.60
SPECIAL SERVICES GROUP LLC	BATTERY FOR TRACKER	343705	8/20/19	152.25
SPEEDPRO IMAGING	STICKERS FOR PATROL VEHICLES	343706	8/20/19	142.24
STAPLES BUSINESS ADVANTAGE	MOP 45704 MLK COIN SORTER	343707	8/20/19	486.89
STARTECH COMPUTERS	MOP 61744 COMPUTER PERIPHERALS - MIS	343708	8/20/19	95.00
SUN BADGE COMPANY INC	SLIMLINE SUNTONE-SILTONE BADGE	343709	8/20/19	148.57
SWAGIT PRODUCTION LLC	VIDEO STREAMING SERVICES JUL 2019	343710	8/20/19	1,920.83
TAB PRODUCTS CO	OFFICE SUPPLIES JULY 26, 2019 - CITY CLERK OFFICE	343711	8/20/19	36.25
THE ABBEY CATERING	VOLUNTEER APPRECIATION DINNER	343712	8/20/19	3,904.13
THE STAR NEWS	ADVERTISING NOTICES AUG 09, 2019	343713	8/20/19	164.01
U S BANK	CREDIT CARD PAYMENT JULY 2019 - CMO	343714	8/20/19	320.20
UNDERGROUND SERVICE ALERT	UNDERGROUND SERVICE ALERT FY 2020	343715	8/20/19	402.06
VERIZON WIRELESS	VERIZON CELLULAR SERVICES JUL 05, AUG 04, 2019	343716	8/20/19	348.37
VULCAN MATERIALS COMPANY	457301, 3/8 COLD MIX, SC8	343717	8/20/19	2,452.37
WAXIE SANITARY SUPPLY	MISCELLANEOUS JANITORIAL SUPPLIES	343718	8/20/19	2,740.29
WHITAKER BROTHERS	ACTUATING PAWL ASSEMBLY - LABOR	343719	8/20/19	211.56
			A/P Total	116,858.18
WIRED PAYMENTS				
PAYCHEX BENEFIT TECH INC	BENETRAC ESR SVCS BASE FEE AUGUST 2019	579132	8/16/19	532.40
SECTION 8 HAPS	Start Date	End Date		
	8/14/2019	8/20/2019		18,396.52
		GRAND TOTAL		\$ 135,787.10

Certification

IN ACCORDANCE WITH SECTION 37202, 37208, 372059 OF THE GOVERNMENT CODE, WE HEREBY CERTIFY TO THE ACCURACY OF THE DEMANDS LISTED ABOVE AND TO THE AVAILABILITY OF FUNDS FOR THE PAYMENT THEREOF AND FURTHER THAT THE ABOVE CLAIMS AND DEMANDS HAVE BEEN AUDITED AS REQUIRED BY LAW.

MARK ROBERTS, FINANCE

BRAD RAULSTON, CITY MANAGER

FINANCE COMMITTEE

ALEJANDRA SOTELO-SOLIS, MAYOR-CHAIRWOMAN

RONALD J. MORRISON, VICE-MAYOR

MONA RIOS, COUNCIL MEMBER

JERRY CANO, COUNCIL MEMBER

GONZALO QUINTERO, COUNCIL MEMBER

I HEREBY CERTIFY THAT THE FOREGOING CLAIMS AND DEMANDS WERE APPROVED AND THE CITY TREASURER IS AUTHORIZED TO ISSUE SAID WARRANTS IN PAYMENT THEREOF BY THE CITY COUNCIL ON THE 1ST OF OCTOBER, 2019.

AYES _____

NAYS _____

ABSENT _____

The following page(s) contain the backup material for Agenda Item: [Warrant Register #9 for the period of 8/21/19 through 8/27/19 in the amount of \\$1,713,699.31. \(Finance\)](#)
Please scroll down to view the backup material.

**CITY OF NATIONAL CITY, CALIFORNIA
COUNCIL AGENDA STATEMENT**

MEETING DATE: October 1, 2019

AGENDA ITEM NO.:

ITEM TITLE:

Warrant Register #9 for the period of 8/21/19 through 8/27/19 in the amount of \$1,713,699.31. (Finance)

PREPARED BY: Karla Apalategui, Accounting Assistant

DEPARTMENT: Finance

PHONE: 619-336-4572

APPROVED BY: 

EXPLANATION:

Per Government Section Code 37208, attached are the warrants issued for the period 8/21/19 - 8/27/19. Consistent with Department of Finance's practice, listed below are all payments above \$50,000.

<u>Vendor</u>	<u>Check/Wire</u>	<u>Amount</u>	<u>Explanation</u>
Portillo Concrete Inc	343757	94,276.10	Euclid Ave. Bicycle & Ped Enh
SDG&E	343765	94,365.85	Gas & Electric Utilities – PW
Public Emp Ret System	8222019	252,593.75	Service Period 7/30/19 - 8/12/19

FINANCIAL STATEMENT:

APPROVED:  **FINANCE**

ACCOUNT NO.

APPROVED: _____ **MIS**

Warrant total \$1,713,699.31.

ENVIRONMENTAL REVIEW:

This is not a project and, therefore, not subject to environmental review.

ORDINANCE: INTRODUCTION FINAL ADOPTION

STAFF RECOMMENDATION:

Ratify warrants totaling \$1,713,699.31

BOARD / COMMISSION RECOMMENDATION:

ATTACHMENTS:

Warrant Register # 9



**WARRANT REGISTER # 9
8/27/2019**

<u>PAYEE</u>	<u>DESCRIPTION</u>	<u>CHK NO</u>	<u>DATE</u>	<u>AMOUNT</u>
BMI	MUSIC PERFORMANCE AGREEMENT	343720	8/26/19	639.90
COUNTY OF SAN DIEGO	LAFCO COST FOR FY 2019/2020	343721	8/26/19	25,500.96
SANDAG	FY2020 SANDAG MEMBER AGENCY ASSESSMENTS	343722	8/26/19	23,349.00
VORTEX INDUSTRIES INC	CITY WIDE ON SITE SERVICE & REPAIRS	343723	8/26/19	1,435.00
AARDVARK	SWAT ROBOT ARM	343724	8/27/19	26,139.56
ADMINSURE INC	W/C CLAIMS ADMIN MONTHLY SVCS SEP 2019	343725	8/27/19	7,631.25
AEP CALIFORNIA LLC	OUTFITTING OF VEHICLES	343726	8/27/19	12,036.46
AMAZON	BOOKS FOR LIBRARY AS NEEDED FOR FY20	343727	8/27/19	724.56
ASSI SECURITY INC	INSTALLATION OF ENROLLMENT READER	343728	8/27/19	3,165.00
BAKER & TAYLOR	BOOKS AS NEEDED FOR FY20	343729	8/27/19	981.43
CALIFA GROUP	CALIFA MEMBERSHIP RENEWAL - NATL CITY	343730	8/27/19	400.00
CARDOZA, M	TRAINING REIM ULTIMATE TRAINING OFFICER/PD	343731	8/27/19	127.84
COMMERCIAL AQUATIC SERVICE INC	CHEMICALS DELIVERED AUG 03, 2019	343732	8/27/19	1,220.50
CONCENTRA MEDICAL CENTERS	SERVICES AT CMC-SDG NAT CITY AUG 07, 2019	343733	8/27/19	47.00
COUNTYWIDE MECHANICAL SYSTEMS	CITYWIDE ON-SITE HVAC SERVICES	343734	8/27/19	2,323.30
DANIELS TIRE SERVICE	TIRES FOR CITY FLEET FOR FY 2020	343735	8/27/19	1,918.90
DBX INC	FIBER OPTIC TRAFFIC SIGNAL	343736	8/27/19	30,775.82
DE PASCALE, A	REIMB: DEPASCALE TUITION	343737	8/27/19	1,697.00
DELGADO, E	REIMB - DRY CLEAN CITY TABLE CLOTHS	343738	8/27/19	60.00
DEPARTMENT OF INDUSTRIAL SERVICES	RAQSI INSPECTION - AQUATOPIA JUL 19, 201	343739	8/27/19	803.75
DEPARTMENT OF INDUSTRIAL SERVICES	QS12 INSPECTION - AQUATOPIA AUG 08, 2019	343740	8/27/19	146.25
DISCCERT INC	ONLINE DISC ASSESSMENTS-SELF	343741	8/27/19	3,430.00
FASTSIGNS	DIBOND 2MM BLACK ON WHITE~	343742	8/27/19	431.17
FLETCHER, JAMES	T&A90297 318 E 18TH ST - DEPOSIT	343743	8/27/19	243.86
GOLDSTAR ASPHALT PRODUCTS	36" LUTE W/7' HANDLE	343744	8/27/19	353.17
GONZALES, T	EDUCATIONAL REIMB JUL 02, AUG 05, 2019	343745	8/27/19	1,200.00
GRAINGER	DEADBOLT LOCK / PW	343746	8/27/19	1,834.13
GUTIERREZ, VICTOR	T&A90218 318 E 18TH ST - DEPOSIT	343747	8/27/19	500.00
HOME DEPOT CREDIT SERVICES	GENERAL SUPPLIES NEEDED FOR BUILDING	343748	8/27/19	1,449.17
JJJ ENTERPRISES	FIRE AND SECURITY ALARM MONITORING	343749	8/27/19	2,225.00
MAINTEX INC	CITYWIDE JANITORIAL SUPPLIES	343750	8/27/19	428.08
MIDWEST TAPE	AUDIO VISUAL MATERIALS FOR LIBRARY	343751	8/27/19	103.17
NATIONAL CITY MOTORCYCLES	SERVICE AND REPAIR FOR EMERGENCY	343752	8/27/19	2,700.75
OCCAM VIDEO SOLUTIONS	1500 INPUT ACE LITE SOFTWARE	343753	8/27/19	995.00
OLSON, J	REIMB FOR CHECK CODE BOOKS - NSD	343754	8/27/19	56.19
O'REILLY AUTO PARTS	MOP 75877 AUTO SUPPLIES - PW	343755	8/27/19	391.55
PALMA, A	REIMBURSEMENT FOR MILEAGE AND PARKING	343756	8/27/19	23.72
PORTELLO CONCRETE INC	EUCLID AVE. BICYCLE & PED. ENH.	343757	8/27/19	94,276.10
POWERSTRIDE BATTERY CO INC	MOP 67839. BATTERIES / PW	343758	8/27/19	346.74
PRO BUILD COMPANY	MOP 45707 GENERAL SUPPLIES - PW	343759	8/27/19	2,418.35
PROFESSIONAL SEARCH GROUP LLC	PSG TEMPORARY HELP W/E AUG 18, 2019 - F	343760	8/27/19	1,350.90
PROVANTAGE LLC	USB/SYNC CHARGING TABLE FOR ELECTRONICS	343761	8/27/19	665.31
PRUDENTIAL OVERALL SUPPLY	MOP 45742 LAUNDRY SERVICES - PW	343762	8/27/19	269.56
RELY ENVIRONMENTAL	HAZARDOUS WASTE	343763	8/27/19	2,590.10
ROUNDS, R	REIMB ROUNDS FBINNA TRAINING	343764	8/27/19	25.00
SDG&E	GAS AND ELECTRIC UTILITIES - PW	343765	8/27/19	94,365.85
SMART & FINAL	MOP 00280 PD SUPPLIES	343766	8/27/19	264.62



**WARRANT REGISTER # 9
8/27/2019**

<u>PAYEE</u>	<u>DESCRIPTION</u>	<u>CHK NO</u>	<u>DATE</u>	<u>AMOUNT</u>
SMART SOURCE OF CALIFORNIA LLC	SUV STRESS CARS	343767	8/27/19	2,476.18
STAPLES BUSINESS ADVANTAGE	MOP 45704 OFFICE SUPPLIES - ENG	343768	8/27/19	409.55
SUPERIOR READY MIX	ASPHALT - TACK 3/8 SHEET JUL 26, 2019	343769	8/27/19	206.88
SWEETWATER AUTHORITY	WATER SERVICES FOR PARK FY 2019	343770	8/27/19	1,058.84
TALLAL INC	SUMMER MOVIES IN THE PARK / CSD	343771	8/27/19	545.00
THE BUMPER GUY INC	MATERIALS - AUTO COVER - LABOR JUL 31, 2019	343772	8/27/19	877.17
THE ENGRAVING STORE	FLAG BOX (DEVANEY/FLORES)	343773	8/27/19	96.98
THE KNOX COMPANY	MODEL 3261 - SURFACE MOUNT, HINGED	343774	8/27/19	765.60
THE SHERWIN WILLIAMS CO	MOP 77816 GENERAL SUPPLIES - PW	343775	8/27/19	80.98
TIM CAPTAIN	T&A90350 1805 E. 17TH ST.	343776	8/27/19	560.82
T'S & SIGNS	NATIONAL CITY GUIDES / CSD	343777	8/27/19	1,527.94
TURF STAR INC	SPINDLE / PW	343778	8/27/19	333.04
U S BANK	TRAINING CREDIT CARD	343779	8/27/19	2,969.55
UNITED PARCEL SERVICE	SHIPPING TO LAPD	343780	8/27/19	54.48
UNITED RENTALS	DRILL STEEL - CARBIDE ROCK BIT	343781	8/27/19	178.99
VALLEY INDUSTRIAL SPECIALTIES	MOP 46453 BUILDING SUPPLIES - PW	343782	8/27/19	1,007.51
VIGILANT SOLUTIONS LLC	INSTALLATION OF HARDWARE APR 30, 2019	343783	8/27/19	3,000.00
VINCERO CONSTRUCTION CO	T&A90355 3000 NATIONAL CITY BLVD - BOND	343784	8/27/19	6,133.40
VORTEX INDUSTRIES INC	REPAIRS NORTH SWING GATE AUG 2019	343785	8/27/19	10,415.90
VULCAN MATERIALS COMPANY	3/4 IN CL 2 BASE / PW	343786	8/27/19	379.37
WESTFLEX INDUSTRIAL	MOP 63850 GENERAL SUPPLIES - PW	343787	8/27/19	414.64
WETMORES	BENDIX PADS, WINDOW K, OIL SEAL / PW	343788	8/27/19	2,735.75
WETMORES	MOP 80333 AUTO SUPPLIES - PW	343789	8/27/19	9.03
			A/P Total	390,298.57
WIRED PAYMENTS				
PUBLIC EMP RETIREMENT SYSTEM	ARREARS CONTRIBUTIONS - HERNANDEZ G	583501	8/22/19	5,764.50
PUBLIC EMP RETIREMENT SYSTEM	KAISER FOUNDATION DEDUCTIONS FEES	583515	8/22/19	11.10
PUBLIC EMP RETIREMENT SYSTEM	SERVICE PERIOD 07/30/19 - 08/12/19	8222019	8/22/19	252,593.75
PAYROLL				
Pay period	Start Date	End Date	Check Date	
18	8/13/2019	8/26/2019	9/4/1949	1,065,031.39
			GRAND TOTAL	<u>\$1,713,699.31</u>

Certification

IN ACCORDANCE WITH SECTION 37202, 37208, 372059 OF THE GOVERNMENT CODE, WE HEREBY CERTIFY TO THE ACCURACY OF THE DEMANDS LISTED ABOVE AND TO THE AVAILABILITY OF FUNDS FOR THE PAYMENT THEREOF AND FURTHER THAT THE ABOVE CLAIMS AND DEMANDS HAVE BEEN AUDITED AS REQUIRED BY LAW.

MARK ROBERTS, FINANCE

BRAD RAULSTON, CITY MANAGER

FINANCE COMMITTEE

ALEJANDRA SOTELO-SOLIS, MAYOR-CHAIRWOMAN

RONALD J. MORRISON, VICE-MAYOR

MONA RIOS, COUNCIL MEMBER

JERRY CANO, COUNCIL MEMBER

GONZALO QUINTERO, COUNCIL MEMBER

I HEREBY CERTIFY THAT THE FOREGOING CLAIMS AND DEMANDS WERE APPROVED AND THE CITY TREASURER IS AUTHORIZED TO ISSUE SAID WARRANTS IN PAYMENT THEREOF BY THE CITY COUNCIL ON THE 1st OF OCTOBER, 2019.

AYES _____

NAYS _____

ABSENT _____

The following page(s) contain the backup material for Agenda Item: [Public Hearing and Adoption of a Resolution of the City Council of the City of National City authorizing the execution of an Order of Vacation of a portion of alley north of East 12th Street east of National City Blvd. for installation of utilities related to an approved affordable housing project. \(Applicant: AMG & Associates, LLC.\) \(Case File No. 2019-18 SC\) \(Planning\)](#)
Please scroll down to view the backup material.

**CITY OF NATIONAL CITY, CALIFORNIA
COUNCIL AGENDA STATEMENT**

MEETING DATE: | October 1, 2019 |

AGENDA ITEM NO. |

ITEM TITLE:

Public Hearing – Resolution of the City Council of the City of National City authorizing the execution of an Order of Vacation of a portion of alley north of East 12th Street east of National City Blvd. for installation of utilities related to an approved affordable housing project. (Applicant: AMG & Associates, LLC.) (Case File No. 2019-18 SC) |

MR

PREPARED BY: | Martin Reeder, AICP |

DEPARTMENT: | Planning Division |

PHONE: | 619-336-4313 |

APPROVED BY: 

EXPLANATION:

The City Council initiated the vacation request on August 6, 2019 to vacate a small portion of the easterly half of the alley in this location in order to locate a new electrical transformer. This portion of alley is approximately mid-block between East 11th and 12th streets. The northerly 150 feet of alley was vacated in 2013 as part of an approved 131-unit affordable residential project. After initiation, staff suggested that the remaining alley be vacated in that it no longer serves a public purpose; therefore, this request is for the remaining 100 feet of alley north of East 12th Street. The Planning Commission determined the vacation consistent with the General Plan on August 19, 2019.

The attached Background Report describes the proposed vacation in more detail. |

FINANCIAL STATEMENT:

APPROVED: _____ **Finance**

ACCOUNT NO. |

APPROVED: _____ **MIS**

ENVIRONMENTAL REVIEW:

Exempt pursuant to CEQA, Section 15305 Minor Alterations in Land Use Limitations, Class 5. The alley vacation does not result in any changes in land use. |

ORDINANCE: **INTRODUCTION:** **FINAL ADOPTION:**

STAFF RECOMMENDATION:

Staff concurs with the Planning Commission determination and recommends approval of the alley vacation. |

BOARD / COMMISSION RECOMMENDATION:

The Planning Commission determined the alley vacation request complies with the General Plan.
Vote: Ayes – Natividad, Baca, Flores, Sendt, Yamane, DelaPaz Absent – Garcia |

ATTACHMENTS:

- | | |
|--------------------------------------|---|
| 1. Background Report | 6. Notice of Exemption |
| 2. Recommended Findings & Conditions | 7. Planning Commission Resolution No. 2019-16 |
| 3. Overhead | 8. Public Notice |
| 4. Site Photos | 9. Resolution |
| 5. Plat Map | 10. Order of Vacation |

BACKGROUND REPORT

Staff Recommendation

Staff recommends that the City Council approve the alley vacation request.

Executive Summary

The applicant has proposed to vacate a small portion of the easterly half of the alley in this location in order to locate a new electrical transformer. This portion of alley is approximately mid-block between East 11th and 12th streets. The northerly 150 feet of alley was vacated in 2013 as part of an approved 131-unit affordable residential project. Staff has suggested that the remaining alley be vacated in that it no longer serves a public purpose; therefore, this request is for the remaining 100 feet of alley north of East 12th Street.

Adopted in January 2006, the City's Street Vacation Procedures require the City Council to initiate a request to vacate any public streets. The Council initiated the street vacation request on August 6, 2019. Pursuant to the Streets and Highways Code, Section 8313 and the Street Vacation Procedures, the Planning Commission must determine whether a proposed vacation conforms to the General Plan and forward the recommendation to the City Council.

Site Characteristics

This portion of alley is approximately mid-block between East 11th and 12th streets running south towards City Hall. There is an existing electrical transformer located on East 11th Street, from which an electrical line services the Enterprise Rent-A-Car property via the now-vacated northerly 150 feet of alley. In order to build the approved affordable housing project, the electrical transformer and associated conduit will need to be relocated. Current City policy requires that all electrical transformers serving non-public uses be located on private property. The applicant has been working with the owners of the Enterprise Rent-A-Car property to relocate the transformer, but the owners do not wish to participate, even though the applicant has offered to pay all costs associated with relocation and installation.

Proposal

In order to allow the project to move forward, the applicant has worked with City staff on a solution for relocation of the electrical service. It was originally suggested that a small portion of the alley be vacated so that a new transformer may be installed. The easterly half of the alley would become part of the applicant's property and they have agreed to allow an easement for electrical service to be provided to the Enterprise property from the transformer, which would be located on their property. While this is not a normal scenario,

the applicant cannot build the project without relocation of the electrical service. Construction of the affordable housing project would meet several City General Plan and Housing Element policies, especially with regard to affordable housing.

Seeing that the northerly 150 feet of alley has already been vacated, the remaining alley no longer serves any public purpose. Therefore, staff is suggesting that the remaining alley be vacated. If this occurs, the easterly half of the alley would revert to the underlying property belonging to the applicant, and the westerly half to the owner of the Enterprise-Rent-A-Car property. The applicant has stated that if the remaining alley were to be vacated, they would guarantee continued vehicular access to the rear of the Enterprise property. The area housing the proposed new transformer and associated access would remain on the applicant's property. As such, conditions have been included that will:

1. Reserve an access easement for the respective land owners so that both can access their properties via the alley.
2. Reserve an easement for SDG&E over the entire alley as part of the alley vacation.
3. Establish responsibility for maintenance of the alley after it is vacated.

These reservations and responsibilities will be in place before the order to vacate and would thus be guaranteed once the alley is finally vacated.

Analysis

The street segment proposed to be vacated is an alley and is not designated as a road or street in the Circulation Element of the General Plan. While the alley is currently used for motorized access to the Enterprise property, the access will not change and the applicant (via conditions of approval) will guarantee continued access to the neighboring property for Enterprise Rent-A-Car operations.

General Plan Conformance

The street segment proposed to be vacated is an alley and is not designated as a road or street in the Circulation Element of the General Plan. In addition, without the transformer relocation, which the alley vacation will facilitate, the project cannot be built. As the Commission will recall, the City has a regional housing needs fulfillment requirement from SANDAG. Not only will this project provide for 131 new housing units, but it will be affordable to a range of family incomes, which is consistent with both SANDAG and General Plan policy as contained in the Housing Element, which focuses on (among other things):

- Matching housing supply with need
- Maximizing housing choice throughout the community

Relocation of the utilities through vacation of the alley will also be consistent with General Plan policies related to Goal LU-7: The efficient use of land and infrastructure (the same as pertinent during the original alley vacation), specifically, the following policies:

- **Policy LU-7.1:** Establish incentives to promote the use and development of vacant infill parcels and the intensification of land uses on underutilized parcels to realize the greatest benefit to the community.
- **Policy LU-7.6:** Support the strategic conversion of certain sections of streets into developable land only where the conversion positively contributes to the redevelopment and revitalization of the area, improves traffic safety, and does not impede emergency access.

This is important because the City is almost completely built out, but additional population growth and development still needs to be accommodated. Vacant parcels, underutilized parcels, and existing vacant buildings are the most logical locations to direct future development.

Planning Commission hearing

Planning Commission held a hearing on August 19, 2019 and determined that the Street Vacation was in conformance with the National City General Plan (Circulation Element).

Summary

The General Plan Circulation Element does not identify the area as a road or street. The proposed street vacation does not conflict with the policies and goals of the General Plan. Furthermore, the vacation would promote a more comprehensive project that is consistent with the Housing Element.

Options

1. Approve 2019-18 SC based on attached findings or other findings as determined by the City Council, subject to the attached conditions and authorize vacation of the remaining alley; or
2. Deny 2019-18 SC based on findings as determined by the City Council; or,
3. Continue the item for additional information.

RECOMMENDED FINDINGS OF APPROVAL

2019-08 SC – Alley vacation north of East 12th Street

1. The alley to be vacated is not designated as a road or street in the Circulation Element of the General Plan.
2. That the vacation will facilitate an approved 131-unit residential project that is consistent with both San Diego Association of Governments (SANDAG) and General Plan policy as contained in the Housing Element, which encourages matching housing supply with need and maximizing housing choice throughout the community.
3. That relocation of the utilities through vacation of the alley will be consistent with General Plan policies LU-7.1 and LU-7.6 related to development of vacant and underutilized parcels.

RECOMMENDED CONDITIONS OF APPROVAL

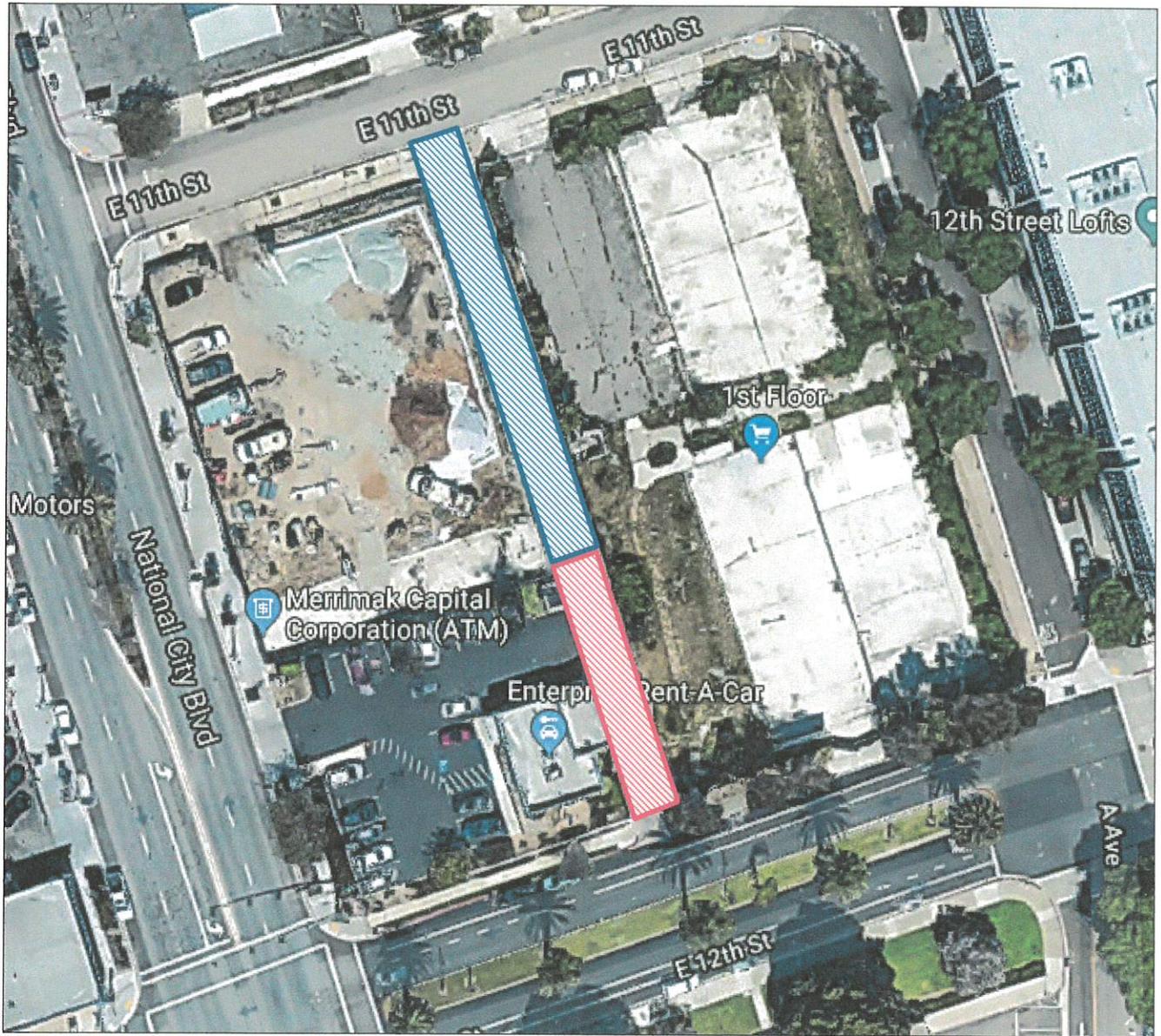
2019-08 SC – Alley vacation north of East 12th Street

General

1. This *Street Closure* authorizes the vacation of 20 feet by 100 feet of the alley north of East 12th Street between National City Blvd. and “A” Avenue. Except as required by conditions of approval, all plans submitted for permits associated with the project shall conform to Exhibit A, Case File No. 2019-08 SC dated 8/14/2019.
2. *Within four (4) days* of approval, pursuant to Fish and Game Code 711.4 and the California Code of Regulations, Title 14, Section 753.5, the applicant shall pay all necessary environmental filing fees for the San Diego County Clerk. Checks shall be made payable to the *County Clerk* and submitted to the National City Planning Department.
3. The City shall reserve easements for all existing and proposed utilities located in the alley area prior to the vacation of the alley.
4. The City shall reserve an access easement for the respective land owners having underlying fee title to the vacated property that guarantees both parties equal access to the entire area to be vacated. The easement shall be in place prior to the vacation of the alley.
5. The City shall reserve easement and right-of-way for SDG&E to erect, construct, change the size of, improve, reconstruct, relocate, repair, remove, maintain and use facilities consisting of underground electric facilities, communication facilities and all appurtenances for the transmission and distribution of electricity and for pipelines and appurtenances, together with the right of ingress thereto and egress therefrom over said easement and over other practical routes. No building or other structure, including fences, shall be permitted within the easement without SDG&E’s prior written consent. SDG&E’s prior written consent shall be required before planting any trees or increasing/decreasing the ground elevation within the easement. The easement shall be in place prior to the vacation of the alley.
6. Maintenance of the area of the alley to be vacated, after the project commonly referred to as the Courtyards at Kimball has been completed and the alley has been vacated, shall be the responsibility of the owners of the property located at 1145 National City Blvd. in that they will be the only users of the property. While the applicant will have right of access to the alley area, it is not expected that regular access will be necessary, but that any damage incurred as a result of said access will be repaired or compensation provided to the maintenance provider.
7. Access to the existing trash enclosure on the property located at 1145 National City Blvd. shall be maintained. In the event that EDCO requires (in writing) reconfiguration of the trash disposal facilities on the property, the current or future

owners of the project commonly referred to as the Courtyards at Kimball shall pay all necessary costs related to said reconfiguration.

2019-18 SC – Alley vacation north of East 12th Street – Overhead



Alley vacated in 2013 (northerly 150 feet)

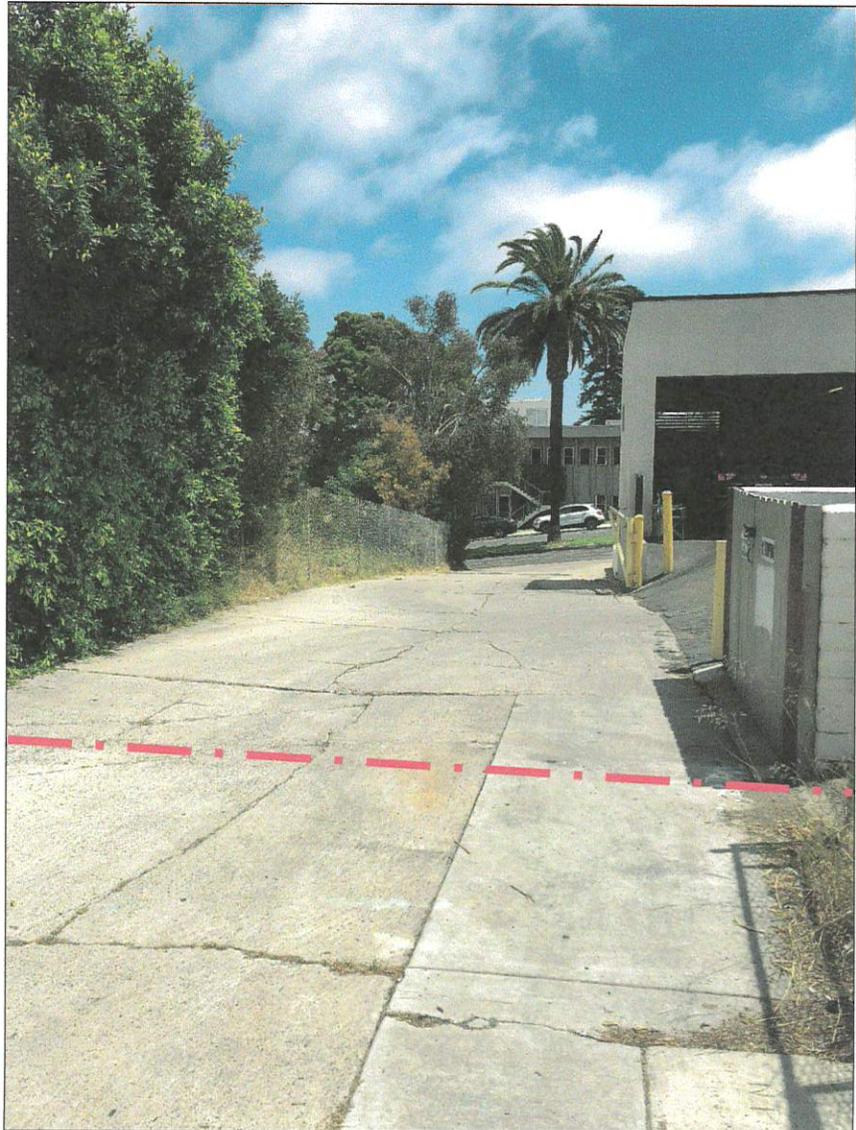


Area of alley proposed to be vacated (southerly 100 feet)

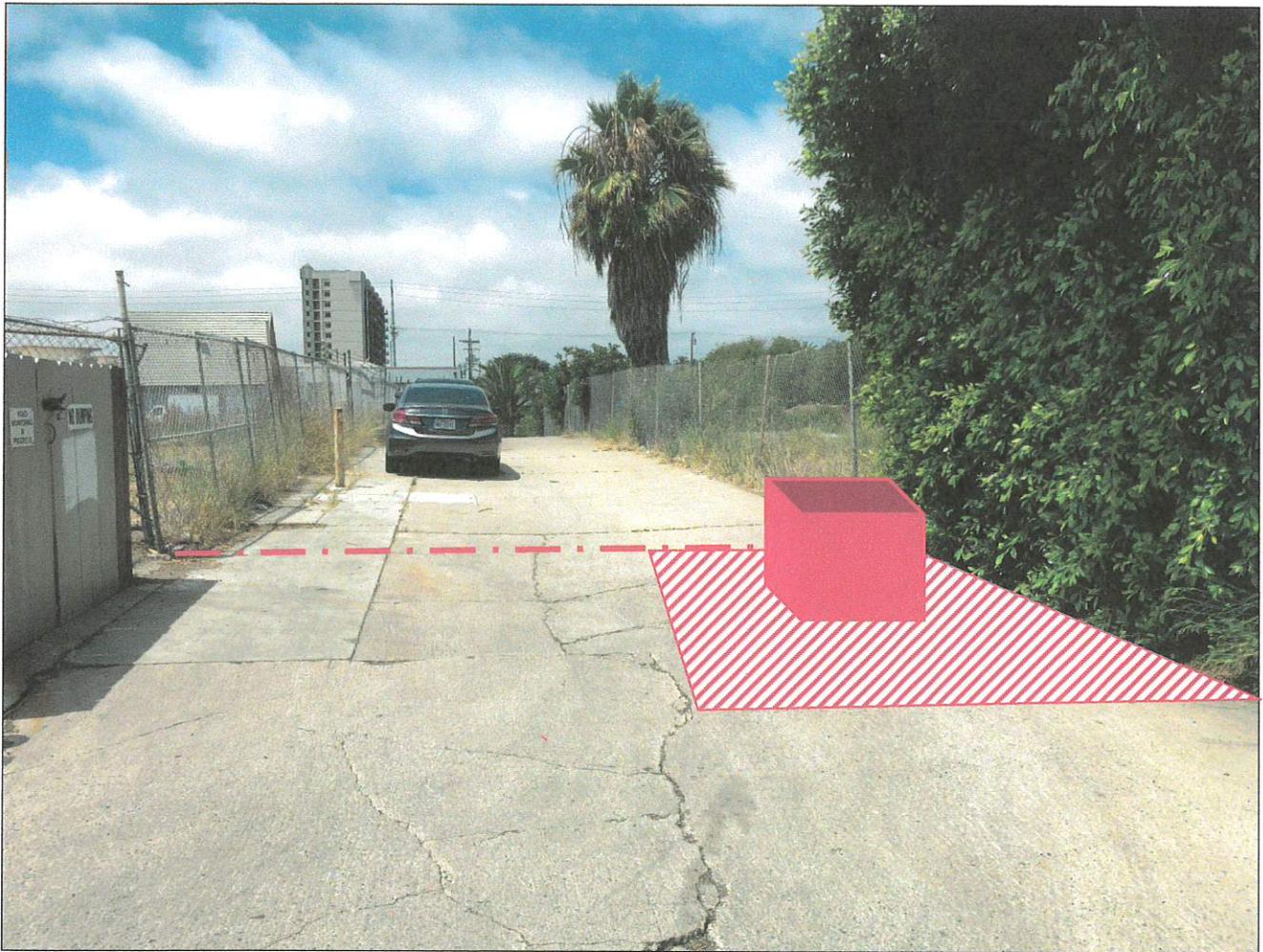
2019-18 SC – Alley vacation north of East 12th Street – Site photos



Alley looking north from East 12th Street

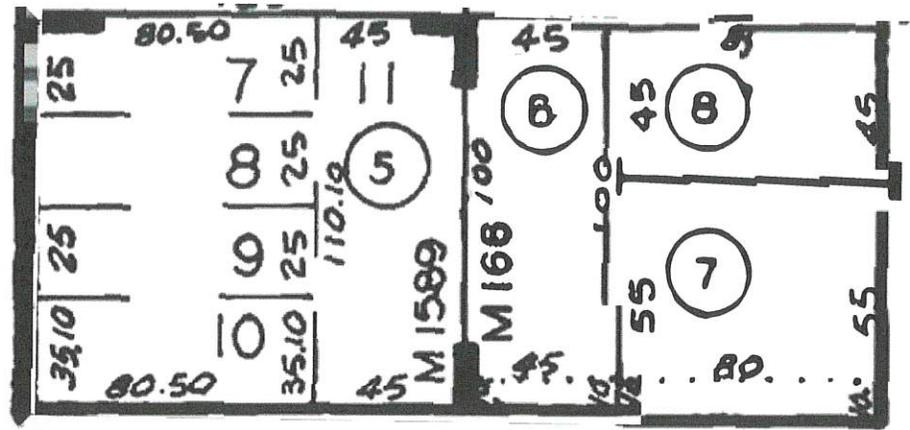


Alley looking south from mid-block

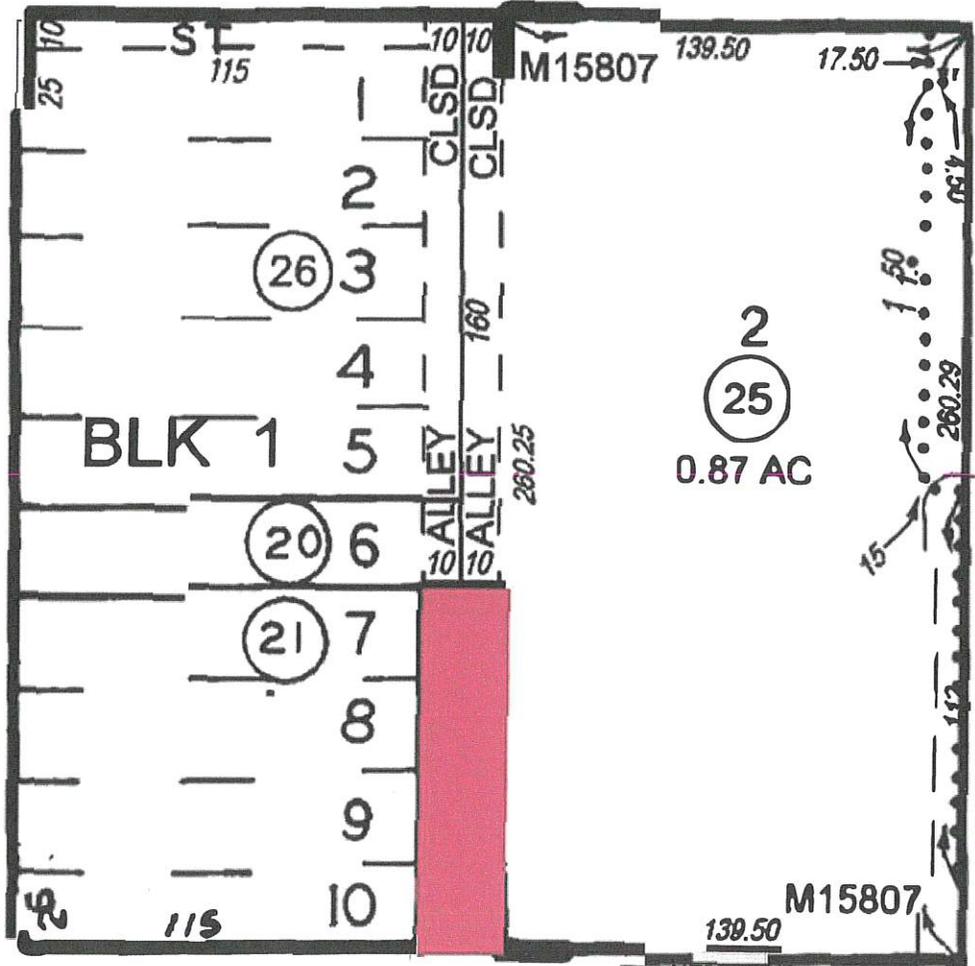


Approximate location of new transformer and access clearance area

NATIONAL CITY - (NATIONAL AVE)



ELEVENTH ST



A

SEE DETAIL "A"

TWELVETH

ATTACHMENT 5



CITY OF NATIONAL CITY - PLANNING DIVISION
1243 NATIONAL CITY BLVD., NATIONAL CITY, CA 91950

NOTICE OF EXEMPTION

TO: Assessor/Recorder/County Clerk
Attn.: Fish and Wildlife Notices
1600 Pacific Highway, Suite 260
San Diego, CA 92101
MS: A-33

Project Title: 2019-18 SC

Project Location: Alley north of East 12th Street between National City Blvd. and "A" Avenue, National City, CA 91950

Lead Agency: City of National City

Contact Person: Martin Reeder

Telephone Number: (619) 336-4313

Description of Nature, Purpose and Beneficiaries of Project:

Vacation of 100 feet of alley north of East 12th Street between National City Blvd. and "A" Avenue in association with utility reconfiguration for multi-unit residential project.

Applicant:

AMG & Associates, LLC
16633 Ventura Blvd,
Encino, CA 91436

Telephone Number:

(818) 380-2600

Exempt Status:

Categorical Exemption. Class 5, Section 15305 (Minor Alterations in Land Use Limitations). The alley vacation does not result in any changes in land use.

Reasons why project is exempt:

There is no possibility that the proposed vacation will have a significant impact on the environment since the area to be vacated is an undeveloped street right-of-way that is not identified as a major road (arterial or collector) in the Circulation Element of the General Plan, and is not identified for any future street or alley extension in or near the subject area. The property is less than five acres in size and is surrounded by urban development.

Date:

MARTIN REEDER, AICP - Principal Planner

RESOLUTION NO. 2019-16

A RESOLUTION OF THE PLANNING COMMISSION OF
THE CITY OF NATIONAL CITY, CALIFORNIA,
FINDING THE VACATION OF A PORTION OF ALLEY
NORTH OF EAST 12TH STREET (BETWEEN NATIONAL CITY BLVD.
AND "A" AVENUE) FOR INSTALLATION OF UTILITIES
RELATED TO AN APPROVED AFFORDABLE HOUSING PROJECT
TO BE IN CONFORMANCE WITH THE GENERAL PLAN.
CASE FILE NO. 2019-18 SC

WHEREAS, the Planning Commission of the City of National City considered the vacation of portion of alley north of East 12th Street (between National City Blvd. and "A" Avenue) for installation of utilities related to an approved affordable housing project for conformance with the General Plan at a hearing held on August 19, 2019, at which time oral and documentary evidence was presented; and,

WHEREAS, at said hearing the Planning Commission considered the staff report contained in Case File No. 2019-18 SC maintained by the City and incorporated herein by reference along with evidence and testimony at said hearing; and,

WHEREAS, this action is taken pursuant to all applicable procedures required by State law and City law; and,

WHEREAS, the action recited herein is found to be essential for the preservation of public health, safety, and general welfare.

NOW, THEREFORE, BE IT RESOLVED by the Planning Commission of the City of National City, California, that the testimony and evidence presented to the Planning Commission at the public hearing held on August 19, 2019, support the following findings:

1. The alley to be vacated is not designated as a road or street in the Circulation Element of the General Plan.
2. That the vacation will facilitate an approved 131-unit residential project that is consistent with both San Diego Association of Governments (SANDAG) and General Plan policy as contained in the Housing Element, which encourages matching housing supply with need and maximizing housing choice throughout the community.

ATTACHMENT 7

3. That relocation of the utilities through vacation of the alley will be consistent with General Plan policies LU-7.1 and LU-7.6 related to development of vacant and underutilized parcels.

BE IT FURTHER RESOLVED that the application for Street Vacation, if approved, is subject to the following conditions:

General

1. This *Street Closure* authorizes the vacation of 20 feet by 100 feet of the alley north of East 12th Street between National City Blvd. and "A" Avenue. Except as required by conditions of approval, all plans submitted for permits associated with the project shall conform to Exhibit A, Case File No. 2019-08 SC dated 8/14/2019.
2. *Within four (4) days* of approval, pursuant to Fish and Game Code 711.4 and the California Code of Regulations, Title 14, Section 753.5, the applicant shall pay all necessary environmental filing fees for the San Diego County Clerk. Checks shall be made payable to the *County Clerk* and submitted to the National City Planning Department.
3. The City shall reserve an access easement for the respective land owners having underlying fee title to the vacated property that guarantees both parties equal access to the entire area to be vacated. The easement shall be in place prior to the vacation of the alley.
4. The City shall reserve easement and right-of-way for SDG&E to erect, construct, change the size of, improve, reconstruct, relocate, repair, remove, maintain and use facilities consisting of underground electric facilities, communication facilities and all appurtenances for the transmission and distribution of electricity and for pipelines and appurtenances, together with the right of ingress thereto and egress therefrom over said easement and over other practical routes. No building or other structure, including fences, shall be permitted within the easement without SDG&E's prior written consent. SDG&E's prior written consent shall be required before planting any trees or increasing/decreasing the ground elevation within the easement. The easement shall be in place prior to the vacation of the alley.
5. Maintenance of the area of the alley to be vacated, after the project commonly referred to as the Courtyards at Kimball has been completed and the alley has been vacated, shall be the responsibility of the owners of the property located at 1145 National City Blvd. in that they will be the only users of the property. While the applicant will have right of access to the alley area, it is not expected that regular access will be necessary, but that any damage incurred as a result of said access will be repaired or compensation provided to the maintenance provider.
6. Access to the existing trash enclosure on the property located at 1145 National City Blvd. shall be maintained. In the event that EDCO requires (in writing)

reconfiguration of the trash disposal facilities on the property, the current or future owners of the project commonly referred to as the Courtyards at Kimball shall pay all necessary costs related to said reconfiguration.

NOW, THEREFORE, BE IT RESOLVED by the Planning Commission of the City of National City, California, that the Planning Commission finds the proposed Street Vacation in conformance with the National City General Plan.

BE IT FURTHER RESOLVED that copies of this Resolution be transmitted forthwith to the applicant and to the City Council.

CERTIFICATION:

This certifies that the Resolution was adopted by the Planning Commission at their meeting of August 19, 2019 by the following vote:

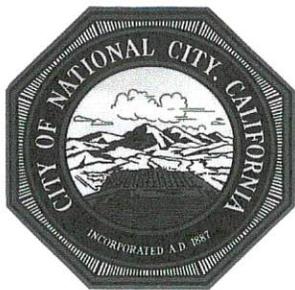
AYES: Natividad, Baca, Flores, Sendt, Yamane, DeLa Paz

NAYS: None.

ABSENT: Garcia

ABSTAIN: None.


CHAIRPERSON



CITY OF NATIONAL CITY

Office of the City Clerk

1243 National City Blvd., National City, California 91950

619-336-4228 phone / 619-336-4229 fax

Michael R. Dalla, CMC - City Clerk

NOTICE OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the City Council of the City of National City will hold a Public Hearing after the hour of 6:00 p.m., **Tuesday, October 1, 2019**, in the City Council Chambers, 1243 National City Blvd., National City, CA., to consider:

**PROPOSED STREET VACATION OF A PORTION OF ALLEY
NORTH OF EAST 12TH STREET AND EAST OF NATIONAL CITY BLVD.
FOR INSTALLATION OF UTILITIES RELATED TO
AN APPROVED AFFORDABLE HOUSING PROJECT**

Anyone interested in this matter may appear at the above time and place and be heard.

If you challenge the nature of the proposed action in court, you may be limited to raising only those issues you or someone else raised at the Public Hearing described in this notice, or in written correspondence delivered to the undersigned, or to the City Council of the City of National City at, or prior to, the Public Hearing.

The Planning Commission found the street vacation in conformance with the National City General Plan at their meeting of August 19, 2019 by unanimous vote with one member absent.

September 17, 2019

Michael R. Dalla, CMC
City Clerk

ATTACHMENT 8

RESOLUTION NO. 2019 –

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY
AUTHORIZING THE EXECUTION OF AN ORDER OF VACATION OF A
PORTION OF ALLEY NORTH OF EAST 12TH STREET EAST OF
NATIONAL CITY BOULEVARD FOR INSTALLATION OF UTILITIES RELATED TO
AN APPROVED AFFORDABLE HOUSING PROJECT
APPLICANT: AMG & ASSOCIATES, LLC**

WHEREAS, application was made requesting to vacate and close 20 feet by 100 feet of alley north of East 12th Street and east of National City Blvd. for installation of utilities related to an approved affordable housing project, in the City of National City, County of San Diego, State of California; and

WHEREAS, on August 6, 2019, the City Council of the City of National City conducted a hearing and initiated said vacation and closure of 20 feet by 100 feet of alley north of East 12th Street and east of National City Blvd. for installation of utilities related to an approved affordable housing project; and

WHEREAS, on August 19, 2019, the Planning Commission of the City of National City considered the proposed vacation and closure, and found and determined that the vacation and closure of 20 feet by 100 feet of alley north of East 12th Street and east of National City Blvd. for installation of utilities related to an approved affordable housing project conforms with the City's adopted General Plan; and

WHEREAS, the City Council has considered the Planning Commission's report and recommendation, and the presentation of staff regarding the proposed vacation and closure; and

WHEREAS, a public hearing was held on October 1, 2019 at which time all persons interested in or objecting to the proposed vacation and closure were afforded the opportunity to appear and be heard; and

WHEREAS, the City Engineer of the City of National City caused notice of said vacation and closure to be posted in the manner specified by law; and

WHEREAS, the National City General Plan does not consider the portion of alley as an arterial or collector street.

**Resolution No. 2019 –
Page Two**

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of National City that it hereby approves said street vacation based on the following findings:

1. The alley to be vacated is not designated as a road or street in the Circulation Element of the General Plan.
2. That the vacation will facilitate an approved 131-unit residential project that is consistent with both San Diego Association of Governments (SANDAG) and General Plan policy as contained in the Housing Element, which encourages matching housing supply with need and maximizing housing choice throughout the community.
3. That relocation of the utilities through vacation of the alley will be consistent with General Plan policies LU-7.1 and LU-7.6 related to development of vacant and underutilized parcels.

BE IT FURTHER RESOLVED that the street vacation is approved subject to the following conditions:

General

1. This *Street Closure* authorizes the vacation of 20 feet by 100 feet of the alley north of East 12th Street between National City Blvd. and “A” Avenue. Except as required by conditions of approval, all plans submitted for permits associated with the project shall conform to Exhibit A, Case File No. 2019-08 SC dated 8/14/2019.
2. *Within four (4) days* of approval, pursuant to Fish and Game Code 711.4 and the California Code of Regulations, Title 14, Section 753.5, the applicant shall pay all necessary environmental filing fees for the San Diego County Clerk. Checks shall be made payable to the *County Clerk* and submitted to the National City Planning Department.
3. The City shall reserve easements for all existing and proposed utilities located in the alley area prior to the vacation of the alley.
4. The City shall reserve an access easement for the respective land owners having underlying fee title to the vacated property that guarantees both parties equal access to the entire area to be vacated. The easement shall be in place prior to the vacation of the alley.

**Resolution No. 2019 –
Page Three**

5. The City shall reserve easement and right-of-way for SDG&E to erect, construct, change the size of, improve, reconstruct, relocate, repair, remove, maintain and use facilities consisting of underground electric facilities, communication facilities and all appurtenances for the transmission and distribution of electricity and for pipelines and appurtenances, together with the right of ingress thereto and egress therefrom over said easement and over other practical routes. No building or other structure, including fences, shall be permitted within the easement without SDG&E's prior written consent. SDG&E's prior written consent shall be required before planting any trees or increasing/decreasing the ground elevation within the easement. The easement shall be in place prior to the vacation of the alley.
6. Maintenance of the area of the alley to be vacated, after the project commonly referred to as the Courtyards at Kimball has been completed and the alley has been vacated, shall be the responsibility of the owners of the property located at 1145 National City Blvd. in that they will be the only users of the property. While the applicant will have right of access to the alley area, it is not expected that regular access will be necessary, but that any damage incurred as a result of said access will be repaired or compensation provided to the maintenance provider.
7. Access to the existing trash enclosure on the property located at 1145 National City Blvd. shall be maintained. In the event that EDCO requires (in writing) reconfiguration of the trash disposal facilities on the property, the current or future owners of the project commonly referred to as the Courtyards at Kimball shall pay all necessary costs related to said reconfiguration.

BE IT FURTHER RESOLVED by the City Council as follows:

1. That the Mayor and City Clerk are respectively authorized and directed to execute and attest an Order of Vacation of the above described portion of public right-of-way.
2. That the vacation of the above described portion of public right-of-way to motorized vehicles is made under the authority of Division 9, Part 3, Chapter 3 of the California Streets and Highways Code.
3. That the right-of-way to be vacated is not needed for present or future public transportation uses, because the properties abutting the street under consideration will continue to have access to public streets.
4. That the area to be vacated is not required as a non-motorized transportation facility for pedestrians, bicyclists, or equestrians.

**Resolution No. 2019 –
Page Four**

5. That the vacation of the proposed segment of right-of-way is consistent with the City's General Plan, because as the alley in this area is not an arterial or collector street.
6. That, once the Order of Vacation is executed, the City Clerk is hereby authorized and directed to cause a certified copy of subject Order to be recorded in the office of the County Recorder of San Diego County, pursuant Section 8325 of the California Streets and Highways Code.
7. That from and after the date that Order of Vacation is executed, the above-described portion of public right-of-way will no longer constitute a street, except as reserved and excepted herein.

PASSED and ADOPTED this 1st day of October, 2019.

Alejandra Sotelo-Solis, Mayor

ATTEST:

Michael R. Dalla
City Clerk

APPROVED AS TO FORM:

Angil P. Morris-Jones
City Attorney

ORDER OF VACATION

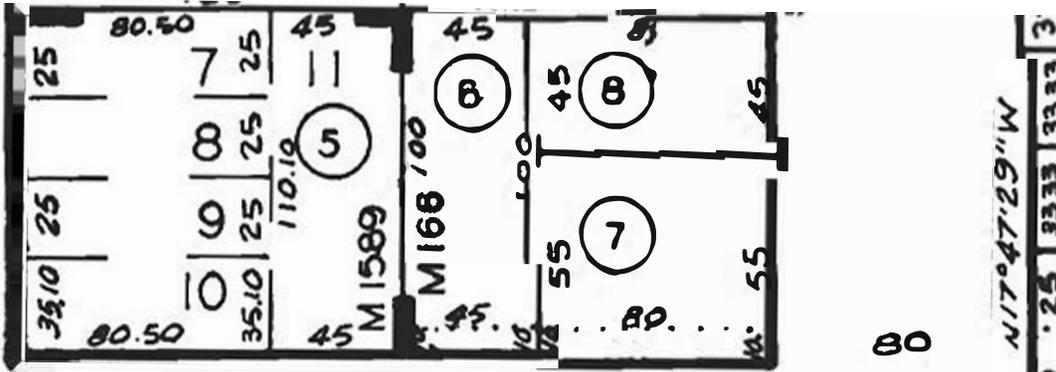
The City of National City, by authority of Resolution No. 2019 - duly adopted on October 1, 2019 by the City Council of the City of National City, hereby orders the vacation of 20 feet by 100 feet of alley north of East 12th Street and east of National City Blvd. for installation of utilities related to an approved affordable housing project, more particularly described in Exhibit "A", attached hereto.

Executed this 1st day of October 2019.

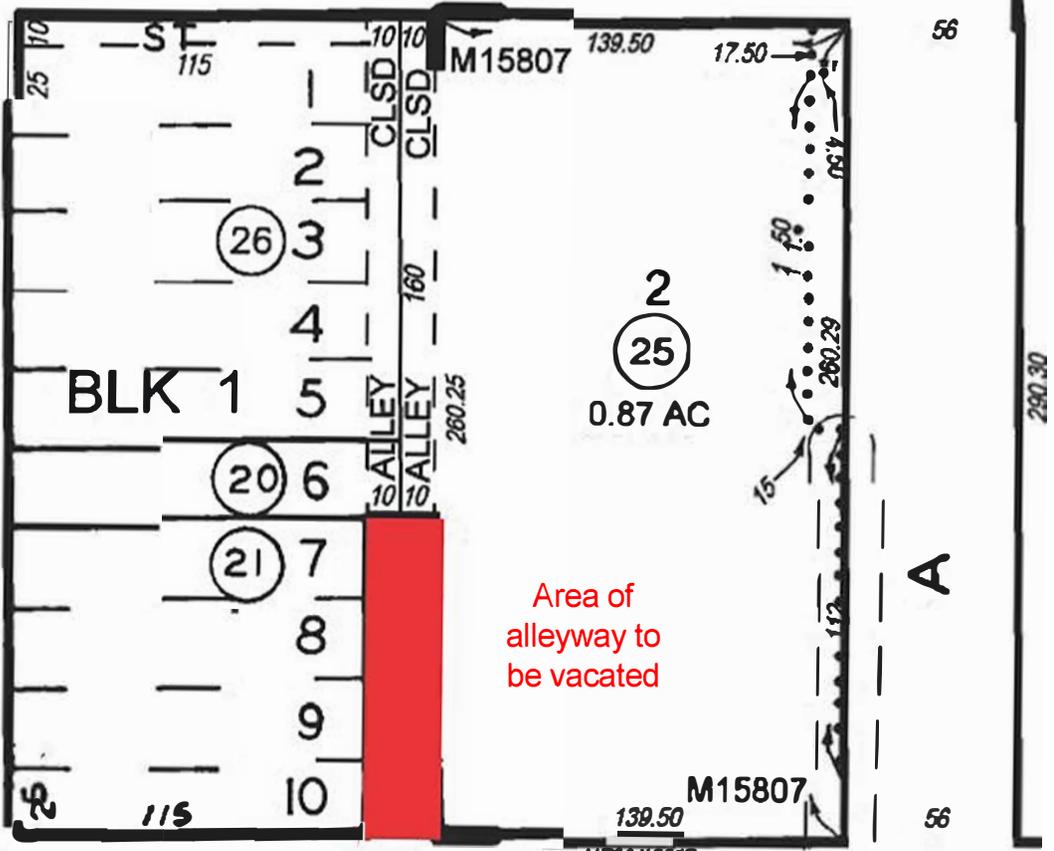
ALEJANDRA SOTELO-SOLIS, MAYOR

MICHAEL R. DALLA,
CITY CLERK

NATIONAL CITY - (NATIONAL AVE)



ELEVENTH ST



TWELVETH

EXHIBIT "A"

The following page(s) contain the backup material for Agenda Item: [Public Hearing and Adoption of a Resolution approving a Conditional Use Permit \(CUP\) for a bar \(Over the Tap\) to be located at 2424 Hoover Avenue, Suite A and waiver of City Council Policy #707 conditions 14 and 15. \(Applicant: Jorge Ramirez\) \(Case File No. 2019-21 CUP\) \(Planning\)](#)

Please scroll down to view the backup material.

**CITY OF NATIONAL CITY, CALIFORNIA
COUNCIL AGENDA STATEMENT**

MEETING DATE: | October 1, 2019 |

AGENDA ITEM NO. |

ITEM TITLE:

Public Hearing and adoption of a Resolution approving a Conditional Use Permit (CUP) for a bar (Over the Tap) to be located at 2424 Hoover Ave., Suite 'A' and waiver of City Council Policy No. 707 conditions 14 and 15. (Applicant: Jorge Ramirez) (Case File No. 2019-21 CUP)

PREPARED BY: ^{CS} Chris Stanley

DEPARTMENT: | Planning Division |

PHONE: | 619-336-4381 |

APPROVED BY: 

EXPLANATION:

The applicant is applying for a CUP for a bar to be located at 2424 Hoover Ave. Ste. 'A' in the Southport Commercial Center, with proposed alcohol sales hours of 10:00 a.m. to 10:00 p.m. Sunday through Wednesday and 10:00 a.m. to 12:00 a.m. Thursday through Saturday.

The Planning Commission conducted a public hearing on September 9, 2019. Commissioners asked questions regarding the patio, potential customers, and hours of operation. The Commission voted to approve the CUP based on required findings and subject to Conditions of Approval.

The attached background report describes the project in detail.

FINANCIAL STATEMENT:

APPROVED: _____ **Finance**

ACCOUNT NO.

APPROVED: _____ **MIS**

ENVIRONMENTAL REVIEW:

Not a project per the California Environmental Quality Act as defined in Section 15378.

ORDINANCE: **INTRODUCTION:** **FINAL ADOPTION:**

STAFF RECOMMENDATION:

Staff concurs with the decision of the Planning Commission and recommends approval of the CUP with the waiver of City Council Policy No. 707 conditions of approval 8 and 9.

BOARD / COMMISSION RECOMMENDATION:

The Planning Commission recommended approval.

Ayes: Natividad, Baca, Flores, Yamane Noes: Garcia, DelaPaz Absent: Sendt

ATTACHMENTS:

- | | |
|---------------------------|---|
| 1. Background Report | 7. Census Tract & Beat Maps |
| 2. Recommended Findings | 8. Community Meeting Information |
| 3. Recommended Conditions | 9. Department Comments |
| 4. Overhead | 10. Planning Commission Staff Report and Resolution |
| 5. Applicant's Plans | 11. Resolution |
| 6. Public Hearing Notice | |

BACKGROUND REPORT

Staff Recommendation

Staff recommends approval of the on-site sale of beer and wine at a new bar “Over the Tap”, subject to the attached recommended conditions. The sale of alcohol is conditionally allowed in the Major Mixed-Use Corridor zone. Staff is also recommending 10:00 a.m. to 10:00 p.m. daily as the recommended alcohol sales hours, which differs from those proposed by the applicant, but would be consistent with recent alcohol Conditional Use Permit (CUP) approvals.

Executive Summary

The business has applied for a CUP to sell beer and wine at a new bar (Over the Tap). The hours for the sale of beer and wine, as proposed by the applicant, are 10:00 a.m. to 10:00 p.m. Sunday through Wednesday and 10:00 a.m. to 12:00 a.m. Thursday through Saturday. A Type 42 (On-Site Sale of Beer and Wine) license is concurrently being processed with the California Department of Alcoholic Beverage Control (ABC).

History

The Planning Commission conducted a public hearing on September 9, 2019. Commissioners asked questions regarding egress, potential customers, and hours of operation. The Commission voted to approve the CUP based on required findings and subject to Conditions of Approval.

Site Characteristics

The project location is an existing 1,292 square-foot retail space located at 2424 Hoover Avenue, which is part of a commercial development known as Southport Plaza; the bar will be the corner suite (Suite ‘A’). The existing commercial suites for the Southport Plaza continue east and west of Suite ‘A’. Commercial uses exist north, east, and west of the property, with industrial to the south.

Proposed Use

The applicant is proposing to sell beer and wine at the new bar. The floor plan provided with this application shows two tables with bench seating and bar seating with 12 seats; there is also an outdoor patio with four tables and 12 seats. Proposed alcohol sales hours are from 10:00 a.m. to 10:00 p.m. Sunday through Wednesday and 10:00 a.m. to 12:00 a.m. Thursday through Saturday. No live entertainment is proposed.

ATTACHMENT 1

Analysis

Section 18.30.050 of the Land Use Code allows for on-site alcohol sales with an approved CUP. Additional requirements for alcohol CUPs include expanded notification, a community meeting, and distance requirements.

Mailing - All property owners and occupants within a distance of 660 feet are required to be notified of a public hearing for alcohol-related CUP applications. Notice of this public hearing was sent to 132 occupants and owners.

Community Meeting - Pursuant to Section 18.30.050 (C) of the National City Zoning Code, a community meeting was held on Wednesday, August 28, 2019 at 10:00 a.m. at the subject site. The meeting advertisement is attached (Attachment 7). There were six community member in attendance. According to the applicant, the business model was explained to those in attendance, with the only concerns being that minors will loiter at the outdoor patio and the distance of the bar to the women’s recovery center; the applicant stated the actions they will take to alleviate the concerns. The applicant will monitor the outdoor patio area to ensure no minors are loitering and in regards to the women’s recovery center, the applicant will limit advertising specials that could entice women from the recovery center. The applicant also stated that the same 132 occupants and owners that were notified of the Planning Commission meeting were notified of the community meeting.

Distance Requirements - Chapter 18.030.050 (D) of the National City Zoning Code requires a 660-foot distance from any public school; there are no schools within 660 feet from the site.

Alcohol Sales Concentration/Location - Per Alcoholic Beverage Control, there are currently 12 on-sale licenses in this census tract (219) where a maximum of eight are recommended. For reference, the alcohol outlets in the census tract are:

Name	Address	License Type*	CUP
Eagles Lodge	1131 Roosevelt Ave.	51	N
Club 13	640 Civic Center Dr.	40	N
Stoney’s Bar and Grill	108 W. 25 th St. Ste. D-G	47	Y
Pier 32 Waterfront Grill	3201 Marina Way Ste. 102	47	Y
Goodies Bar & Grill	740 Bay Marina Dr.	47	Y
Goody’s Sushi & Grill	2424 Hoover Ave. Ste. F & P	41	Y
Papa Gallo Cafe	1930 Cleveland Ave.	41	N
Aunt Emma’s Pancakes	214 National City Blvd.	41	N
Chipotle	404 Mile of Cars Way #103	41	Y

Downtown Abbey	1302 National City Blvd.	47	Y
West Side Grill	1524 McKinley Ave.	47	Y
Ramada	700 National City Blvd.	47	Y

* Type 40 – On-Sale Beer

* Type 41 – On-Sale Beer and Wine for Bona Fide Public Eating Place

* Type 47 – On-Sale General – Eating Place

* Type 51 –Club

The 12 existing licenses are for a club, bar, and 10 restaurants. Census tract 219 includes the area south of Division Street, north and east of the City boundary, and west of National City Boulevard. The attached census tract map shows the location of the subject tract (Attachment 6).

Hours of Operation

The hours of operation for the existing license holders range from 6:00 a.m. to 2:00 a.m. for the varying properties. Recent alcohol sales hours for restaurants have generally been between 10:00 a.m. and 10:00 p.m. The most recent beer only establishments (Novo Brazil in the pending public market at 8th Street and “A” Avenue, and Embarcadero Brewing on West 25th Street), were limited to being closed by 10:00 p.m. However, these CUPs have generally been superseded by the City’s tasting room policy, which allows craft breweries to operate without the need for a CUP subject to City Council Policy 707. The subject facility would not be considered a brewery, but rather a bar.

Institute for Public Strategies (IPS) recommends that the serving of alcohol not be permitted past 10:00 p.m. The Police Department also rates the sale of alcohol past 11:00 p.m. as a three on their rating system, which would be high risk. As such, staff is recommending alcohol sales hours of 10:00 a.m. to 10:00 p.m. daily. Conditions reflect the hours recommended by staff.

Institute for Public Strategies

IPS provided comments recommending that owners, management, and staff be required to attend Responsible Beverage Sales and Service (RBSS) training as well as the sale of beer and wine ceasing by 10:00 p.m. The RBSS training is a standard condition of City Council Policy 707 and is included as a condition of approval.

Police Department (PD)

The ABC Risk Assessment provided by PD allocated a total of 15 points, which is in the mid-range of the Medium Risk category. Medium risk is considered 13 to 18 points (see Attachment 9).

Findings for Approval

The Municipal Code contains six required findings for CUPs as follows:

1. The proposed use is allowable within the applicable zoning district pursuant to a Conditional Use Permit and complies with all other applicable provisions of the Land Use Code.

The use is allowable within the Major Mixed-Use Corridor zone pursuant to a CUP, and the proposed use meets the required guidelines in the Land Use Code for alcohol sales, as discussed in the staff report.

2. The proposed use is consistent with the General Plan and any applicable specific plan.

Alcohol sales are permitted, subject to a CUP, by the Land Use Code, which is consistent with the General Plan. A bar use is consistent with the Major Mixed-Use Corridor land use designation contained in the Land Use and Community Character element of the General Plan. In addition, the property is not within a specific plan area.

3. The design, location, size, and operating characteristics of the proposed activity would be compatible with the existing and future land uses in the vicinity.

The building is existing and not proposed to be expanded. Potential development in this zone (MXC-2) was analyzed for traffic impacts during the most recent Land Use Update.

4. The site is physically suitable for the type, density, and intensity of use being proposed, including access, utilities, and the absence of physical constraints.

The proposed alcohol sales would not require an expansion of the premises. Alcohol sales is not expected to increase the demand for parking on the property.

5. Granting the permit would not constitute a nuisance or be injurious or detrimental to the public interest, health, safety, convenience, or welfare, or materially injurious to persons, property, or improvements in the vicinity and zone in which the property is located.

The proposed use will be subject to conditions that limit the sale of beer and wine as well as the hours that it will be available; no beer or wine will be sold after 10:00 p.m. and all business staff is required to receive RBSS training.

6. The proposed project has been reviewed in compliance with the California Environmental Quality Act (CEQA).

Not a project per (CEQA) as defined in Section 15378

The following two conditions are also included with alcohol CUPs:

7. The proposed use is deemed essential and desirable to the public convenience or necessity.

In this case, the applicant is proposing the bar as a craft beer and wine tavern in order to attract a specific market that is new to National City.

8. Based on findings 1 through 7 above, public convenience and necessity will be served by a proposed use of the property for the retail sales of alcoholic beverages pursuant to law.

Conditions of Approval

Standard Conditions of Approval have been included with this permit, as well as conditions specific to on-sale alcohol sales per Council policy 707 (hours of operation, employee training, accessory sales, etc.). All conditions contained in Council policy 707 are typically required for new alcohol CUP's. However, the policy is geared towards retail food establishments that serve alcohol rather than bars. This is due to the City focusing on alcohol as an accessory use, rather than a primary use, due to historic problems associated with bars in the City in previous years. Therefore, certain policy conditions would need to be waived in order to approve this CUP.

Only the City Council may waive a policy condition, although it would be pertinent for the Planning Commission to make a recommendation one way or the other in the case of a waiver request. In order for the Council to waive or modify a condition, they would need to hold another public hearing after the Planning Commission makes its decision.

The applicant is requesting the waiver of the following two conditions contained in City Council Policy 707 (recommended Conditions of Approval 8 & 9):

- The sale of alcohol shall not exceed the sale of food. With the annual renewal of the City business license, the business proprietor shall submit a statement clearly indicating total alcoholic beverage sales and total food sales. Said statement shall be subject to audit and verification by employees of the City, who are authorized to examine, audit and inspect such books and records of the license, as may be necessary in their judgment to verify that the sale of alcohol

does not exceed the sale of food. All information obtained by an investigation of records shall remain confidential.

- Alcohol shall be available only in conjunction with the purchase of food.

The reason for the request is because alcohol sales and consumption would be the only function of the business. Therefore, there would be no sales of food, as stated in the condition. If the Planning Commission is amenable to the waiver of the specific Conditions of Approval (No. 8 and 9), said recommendation should be part of the motion to approve (see "Options" below). Both Novo Brazil and Embarcadero Brewing were granted waivers of the same two conditions.

Discussion at the Planning Commission and City Council hearings for Novo Brazil and Embarcadero Brewing included traditional concerns related to alcohol-related impacts (over-consumption, public nuisance, etc.). However, it was understood that the nature of craft beer tasting rooms was counter to traditional bars or clubs, that they catered to a different clientele (e.g. craft beer connoisseurs), and was generally more expensive, thus offsetting any potential issues.

The business in question is intended to cater to the craft beer market, which has been supported by the City through recent policies involving brewery tasting rooms. However, as stated above, this establishment would not be limited to any type of alcoholic beverage other than "beer and wine", nor would it be appropriate to limit as such. Therefore, there is no guarantee that the establishment will not become a standard bar.

Summary

The proposed use is consistent with the General Plan due to alcohol sales for on-site consumption being a conditionally-allowed use in the Major Mixed-Use Corridor zone. The addition of alcohol sales is not expected to increase the demand for parking, other services on the property, or have any significant effects on the area. Conditions of approval are intended to offset potential impacts which may result from operation of the business. However, it should also be noted that the area in which the business is proposed is mostly industrial and commercial, and removed from predominantly residential areas.

Options

The options available to the City Council are as follows:

1. Approve the item subject to the attached recommended findings and conditions of approval with the waiver of conditions (specific changes or omissions should be stated in the motion); or
2. Approve the item subject to the attached recommended findings and conditions of approval; or
3. Deny the item subject to findings to be made by the City Council; or
4. Continue the item in order to request additional information.

In the case of approval or denial, staff will return with a resolution at a subsequent date.

RECOMMENDED FINDINGS FOR APPROVAL

2019-21 CUP – 2424 Hoover Avenue Suite 'A'

1. The proposed use is allowable within the applicable zoning district pursuant to a Conditional Use Permit and complies with all other applicable provisions of the Land Use Code because the use is allowable within the Major Mixed-Use Corridor zone pursuant to a CUP, and the proposed use meets the required guidelines in the Land Use Code for alcohol sales, as discussed in the staff report.
2. The proposed use is consistent with the General Plan and any applicable specific plan because alcohol sales are permitted, subject to a CUP, by the Land Use Code, which is consistent with the General Plan. A bar use is consistent with the Major Mixed-Use Corridor land use designation contained in the Land Use and Community Character element of the General Plan. In addition, the property is not within a specific plan area.
3. The design, location, size, and operating characteristics of the proposed activity would be compatible with the existing and future land uses in the vicinity because the building is existing and not proposed to be expanded. Potential development in this zone (MXC-2) was analyzed for traffic impacts during the most recent Land Use Update.
4. The site is physically suitable for the type, density, and intensity of use being proposed, including access, utilities, and the absence of physical constraints because the proposed alcohol sales would not require an expansion of the premises. Alcohol sales is not expected to increase the demand for parking on the property.
5. Granting the permit would not constitute a nuisance or be injurious or detrimental to the public interest, health, safety, convenience, or welfare, or materially injurious to persons, property, or improvements in the vicinity and zone in which the property is located because the proposed use will be subject to conditions that limit the sale of beer and wine as well as the hours that it will be available; no beer or wine will be sold after 10 p.m. and all business staff is required to receive RBSS training.
6. Not a project per CEQA as defined in Section 15378.
7. The proposed use is deemed essential and desirable to the public convenience or necessity because the applicant is proposing the bar as a craft beer and wine tavern in order to attract a specific market that is new to National City.

8. Based on findings 1 through 7 above, public convenience and necessity will be served by a proposed use of the property for the retail sales of alcoholic beverages pursuant to law.

RECOMMENDED FINDINGS FOR DENIAL

2019-21 CUP – 2424 Hoover Avenue Suite 'A'

1. The census tract is currently over-concentrated with 12 on-sale licenses, where a maximum of eight are recommended.
2. The proposed use is not deemed essential to the public necessity, as there are 10 other outlets in census tract 219 that already serve alcohol.
3. Based on the above finding, public convenience and necessity will not be served by a proposed use of the property for the retail sales of alcoholic beverages pursuant to law.

RECOMMENDED CONDITIONS OF APPROVAL

2019-21 CUP – 2424 Hoover Avenue Suite 'A'

General

1. This Conditional Use Permit authorizes the sale of alcohol for on-site consumption at a new bar located at 2424 Hoover Avenue. Plans submitted for permits associated with this project shall conform to Exhibit A, Case File No. 2019-21 CUP, dated 7/25/2019.
2. Before this *Conditional Use Permit* shall become effective, the applicant and the property owner shall both sign and have notarized an Acceptance Form, provided by the Planning Division, acknowledging and accepting all conditions imposed upon the approval of this permit. Failure to return the signed and notarized Acceptance Form within 30 days of its receipt shall automatically terminate the *Conditional Use Permit*. The applicant shall also submit evidence to the satisfaction of the Planning Division that a Notice of Restriction on Real Property is recorded with the County Recorder. The applicant shall pay necessary recording fees to the County. The Notice of Restriction shall provide information that conditions imposed by approval of the *Conditional Use Permit* are binding on all present or future interest holders or estate holders of the property. The Notice of Restriction shall be approved as to form by the City Attorney and signed by the Director of Community Development prior to recordation.
3. This permit shall become null and void if not exercised within one year after adoption of the resolution of approval unless extended according to procedures specified in the Municipal Code.
4. This permit shall expire if the use authorized by this resolution is discontinued for a period of 12 months or longer. This permit may also be revoked, pursuant to provisions of the Land Use Code, if discontinued for any lesser period of time.
5. This *Conditional Use Permit* may be revoked if the operator is found to be in violation of any Conditions of Approval.

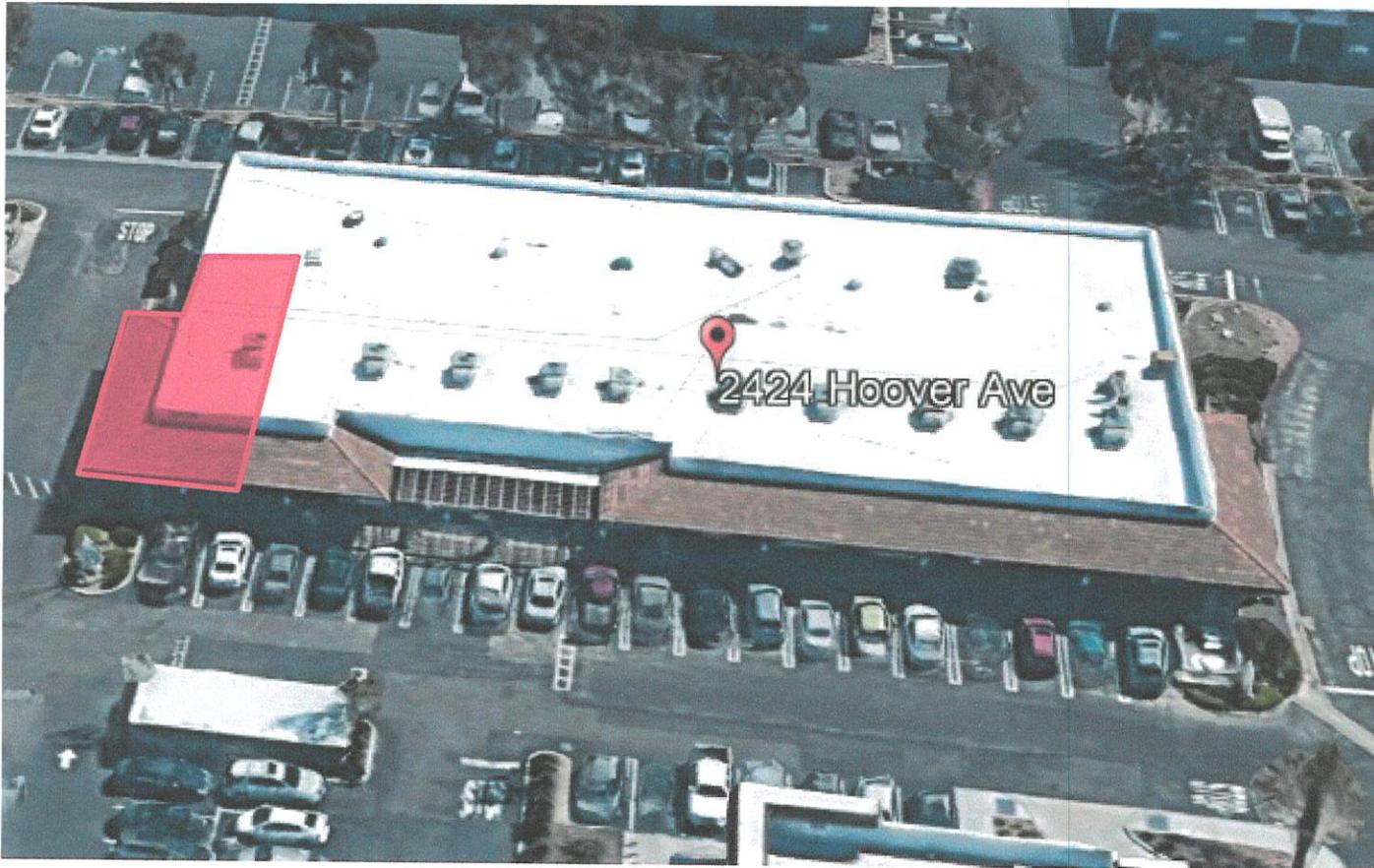
Planning

6. All sellers of alcohol shall receive Responsible Beverage Service and Sales (RBSS) training, including all owners, and managers. The RBSS training must be certified by the Department of Alcoholic Beverage Control (ABC). Proof of completion of an approved RBSS program must be provided prior to issuance of a city business license. As part of the RBSS training, the permittee shall make available a domestic violence training session as provided by the Institute of Public Strategies.

ATTACHMENT 3

7. The sale of alcoholic beverages shall be permitted only between the hours of 10:00 a.m. and 10:00 p.m. daily.
8. The sale of alcohol shall not exceed the sale of food. With the annual renewal of the City business license, the business proprietor shall submit a statement clearly indicating total alcoholic beverage sales and total food sales. Said statement shall be subject to audit and verification by employees of the City, who are authorized to examine, audit and inspect such books and records of the license, as may be necessary in their judgment to verify that the sale of alcohol does not exceed the sale of food. All information obtained by an investigation of records shall remain confidential.
9. Alcohol shall be available only in conjunction with the purchase of food.
10. Permittee shall post signs in the patio dining area, including all exits to outdoor seating areas, indicating that alcoholic beverages shall be consumed inside the restaurant or patio area and shall not be taken off-premises.

2019-21 CUP – 2424 Hoover Avenue Suite 'A'– Overhead



ATTACHMENT 4



INTERSTATE 5

ATTACHMENT 5

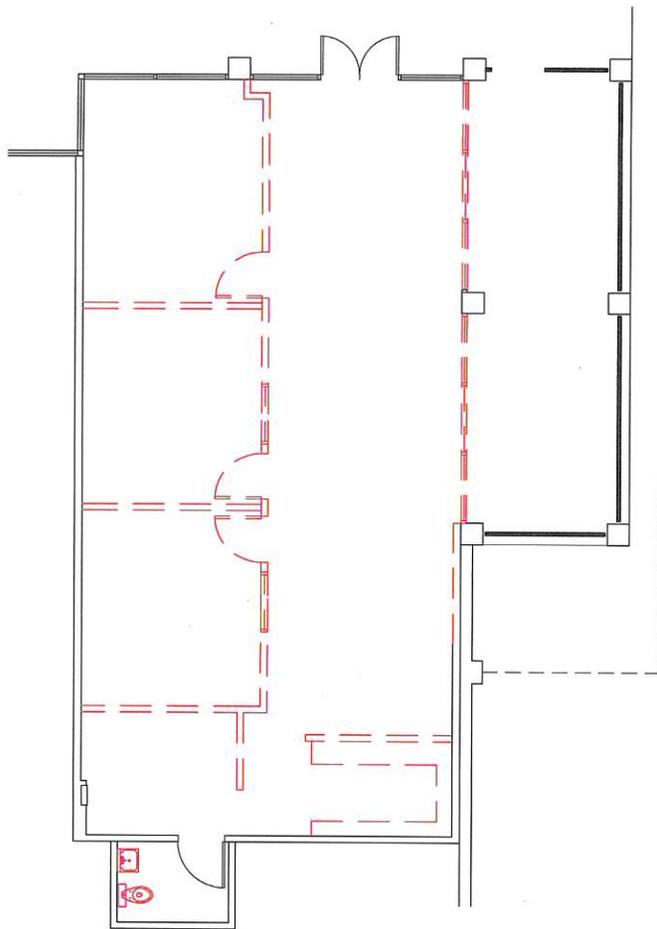
MILE OF CARS WAY



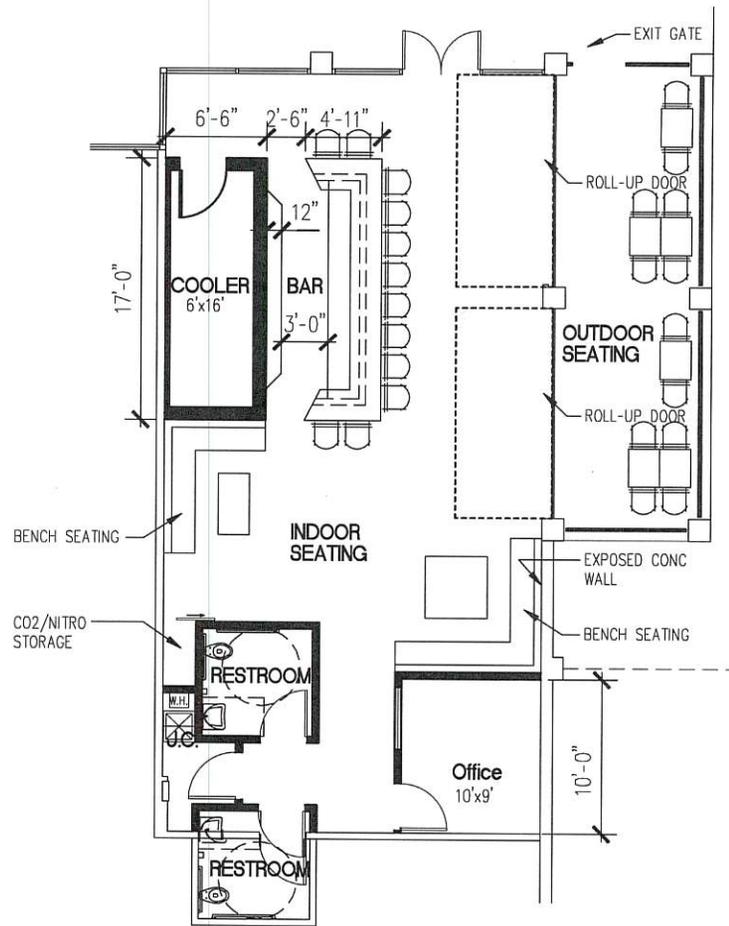
HOOVER AVENUE

SOUTHPORT INDUSTRIAL / COMMERCIAL CENTER





CONCEPTUAL DEMO PLAN



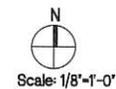
CONCEPTUAL FLOOR PLAN

SCOPE OF WORK

- FLOORS: EXPOSED CONC
- WALLS: EXPOSED CONC
GYP BOARD
- CEILING: EXPOSED STRUCT.

DRAWING LEGEND

-  EXISTING DOOR
-  NEW DOOR
-  WINDOW
-  DEMO ITEM
-  NEW PARTITION
-  EXISTING PARTITION



APPROVED PLAN: _____ OWNER _____ DATE _____

Notice:
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OVER THE TAP BEER AND WINE BAR
2420 HOOVER, NATIONAL CITY CA

LAHAINA
ARCHITECTS
858-357-5509

DATE :	DRAWING :
7-25-19	A-1



CITY OF NATIONAL CITY – PLANNING DIVISION
1243 NATIONAL CITY BLVD., NATIONAL CITY, CA 91950

NOTICE OF PUBLIC HEARING

CONDITIONAL USE PERMIT FOR A BAR (OVER THE TAP) TO BE LOCATED AT
2424 HOOVER AVENUE SUITE 'A'
CASE FILE NO.: 2019-21 CUP
APN: 562-340-15

The National City Planning Commission will hold a public hearing after the hour of 6:00 p.m. **Monday, September 9, 2019**, in the City Council Chambers, Civic Center, 1243 National City Boulevard, National City, California, on the proposed request. (Applicant: Jorge Ramirez)

The applicant is proposing to open a new bar for the sale of craft beer and wine (ABC Type 42) at 2424 Hoover Avenue Suite 'A'. The suite is 1,293 square feet and the proposed alcohol sales hours are 10 a.m. to 10 p.m. Sunday through Wednesday and 10 a.m. to 12 a.m. Thursday through Saturday.

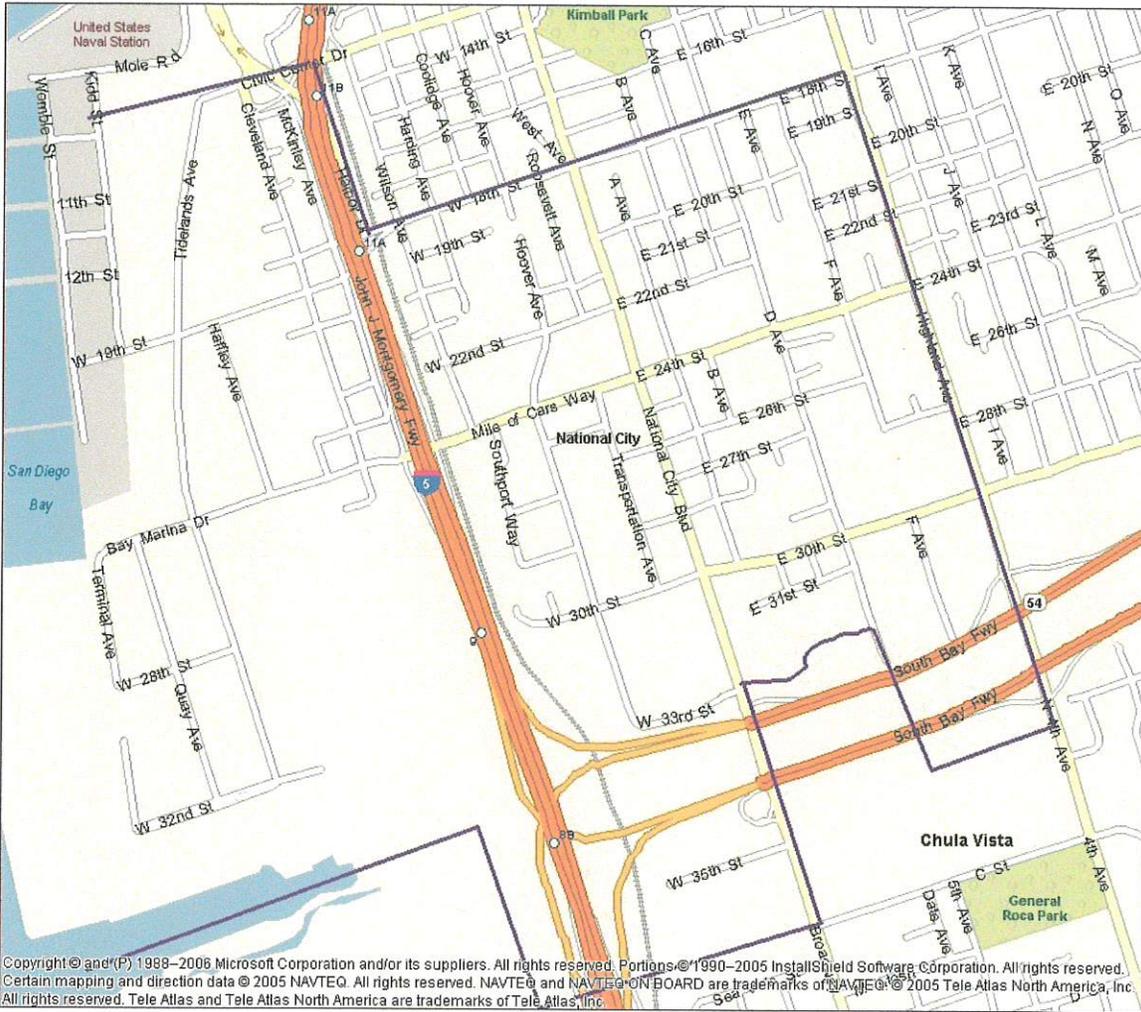
Information is available for review at the City's Planning Division, Civic Center. Members of the public are invited to comment. Written comments should be received by the Planning Division on or before 12:00 p.m., **September 9, 2019**, who can be contacted at 619-336-4310 or planning@nationalcityca.gov.

If you challenge the nature of the proposed action in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Planning Commission at, or prior to, the public hearing.

NATIONAL CITY PLANNING DIVISION

ARAMANDO VERGARA
Director of Community Development

ATTACHMENT 6



City of National City Beat 24

Source: Microsoft Mappoint
NCPD CAU, 4/18/07

GEORGE RAMIREZ

Over The Tap

2424 HOOVER AVENUE, SUITE A
NATIONAL CITY, CA 91950
619.813.2141
GRR1910@GMAIL.COM

July 23, 2019

Dear Recipient:

You are invited to a Community Meeting regarding my business endeavor, Over The Tap. Over The Tap will be a craft beer and wine bar located at 2424 Hoover Avenue, Suite A in National City.

Following are the meeting details:

August 28th, 2019
10 a.m. to 11 a.m.
2424 Hoover Avenue, Suite A
National City, CA 91950

The purpose of this meeting is for me to introduce myself, provide you details about Over The Tap, and explain how I envision it benefitting our community. The meeting will also serve as an opportunity for you to voice any concerns and/or to ask any questions relating to the business.

I appreciate your time and look forward to meeting you.

Sincerely,

GEORGE RAMIREZ

MEETING

Project:	Over the Tap Community Meeting	Meeting Date:	August 28, 2019
Facilitator:	Lizet Ramirez	Location	2424 Hoover Ave. Suite A

Name	Company	Phone	E-Mail
Gustavo Molina	Brewmy Embarcadero co	619-419-6216	gus.molina@embarcaderobrewmy.com
Jovita Arellano	IPS	619-227-4588	Jarellano@publicstrategies.org
Stelle Andrade	IPS	-	sandrade@publicstrategies.org
Desiree Sellers	H.G. Fenton	619 262 5000	DSellers@HGfenton.com
Kyle Carpenter	Hg Fenton	619-262-5666	Kcarpenter@Hgfenton.com
Cory LeShell	HG Fenton	760 497 5044	clashell@hgFenton.com

Calilla & Son LLC, DBA Over the Tap

Meeting Minutes

Wednesday August 28, 2019

Present: George Ramirez, Lizet Ramirez, Gustavo Molina, Jovita Arellano, Stelle Andrade, Desiree Sellers, Kyle Carpenter and Cory LaShell

1. Presentation

- George Ramirez, owner and presenter
 - Introduced himself and his wife Lizet Ramirez, owners of Over the Tap
 - Provided background information and connection to National City
 - Education, certifications and work history
 - Information on the of business Over the Tap will be
 - ABC License Type 42
 - Up to 30 beers on tap
 - Beer and wine only
 - No food for sale but will allow outside food and sell prepacked snacks
 - Target Market:
 - Craft beer enthusiast or anyone looking to enjoy some of the most flavorful, innovated and sought-after beers brewed in and out of San Diego

2. Discussions and Action Items

- Jovita Arellano:
 - Recommended owners and staff take the in-person LEAD training
 - George Ramirez has taken the online version provided by ABC
 - **Action Item:** George and Lizet Ramirez will take the in-person LEAD training offered at the Chula Vista Public Library.
 - Raised concerns regarding the outside patio
 - There is the potential to have patrons pass alcohol to minors
 - Suggested owners and staff closely monitor the outside patio
 - **Action Item:** Owners and Staff will closely monitor outside patio to ensure patrons do not pass any alcohol beverages to minors. Additionally, ensure no minors are loitering around the outside patio.

- Raised concerns regarding the women's recovery center located in the adjacent building
 - Suggested to limit advertising specials on the premises that could entice women from the recovery center
- Make sure staff does not over server patrons
 - Offer to call a taxi or ride share services for patrons that have had to much to drink
- **Action Item:**
 - Marketing will be limited to social media and craft beer periodicals such as West Coaster
 - Owens and staff will take LEAD training to help recognize patrons that have been had too much to drink and cut them off.



NATIONAL CITY POLICE DEPARTMENT
ALCOHOL BEVERAGE CONTROL
RISK ASSESSMENT

DATE: 07/30/2019

BUSINESS NAME: Over the Tap

ADDRESS: 2424 Hoover Ave. Suite A, National City, CA 91950

OWNER NAME: Lizet Ramirez DOB: 10/25/1976

OWNER ADDRESS: 1121 Plaza Miraleste, Chula Vista, CA 91910

(add additional owners on page 2)

I. Type of Business

- Restaurant (1 pt)
- Market (2 pts)
- Bar/Night Club (3 pts)
- Tasting Room (1pt)

II. Hours of Operation

- Daytime hours (1 pt)
- Close by 11pm (2 pts)
- Close after 11pm (3 pts)

III. Entertainment

- Music (1 pt)
- Live Music (2 pts)
- Dancing/Live Music (3 pts)
- No Entertainment (0 pts)

IV. Crime Rate

- Low (1 pt)
- Medium (2 pts)
- High (3 pts)

V. Alcohol Businesses per Census Tract

- Below (1 pt)
- Average (2 pts)
- Above (3 pts)

<p>Notes:</p> <p><u>V. Tract 219 has 12 active on sale licenses.</u></p> <p><u>The maximum allowed is 8.</u></p> <hr/> <p><u>VI. 9 calls for service in the last 6 months</u></p> <hr/>
--

VI. Calls for Service at Location (for previous 6 months)

- Below (1 pt)
- ✓ Average (2 pts)
- Above (3 pts)

VII. Proximity Assessment (1/4 mile radius of location)

- ✓ Mostly commercial businesses (1 pt)
- Some businesses, some residential (2 pts)
- Mostly residential (3 pts)

Low Risk (12pts or less) Medium Risk (13 – 18pts) High Risk (19 – 24pts) Total Points <u>15</u>
--

VIII. Owner(s) records check

- ✓ No criminal incidents (0 pts)
- Minor criminal incidents (2 pts)
- Multiple/Major criminal incidents (3 pts)

OWNER NAME: Jorge Ramirez DOB: 4/23/1972

OWNER ADDRESS: 1121 Plaza Miraleste, Chula Vista, CA 91910

OWNER NAME: _____ DOB: _____

OWNER ADDRESS: _____

Recommendation:

Completed by: W. Walters Badge ID: 398

Environmental Scan for Alcohol License C.U.P.

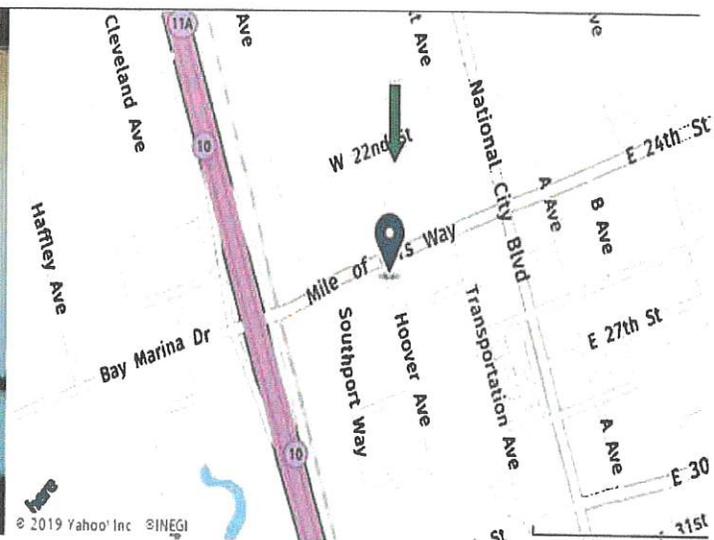
Over the Tap

2424 Hoover Avenue, Ste. A, National City, CA 91950

August 12, 2019



Photo of empty building for Craft Beer Tasting and Homebrew Supply Store in National City



Google Earth View of 2424 Hoover Avenue and Surrounding Area

This environmental scan is for the Over the Tap tavern to be located at 2424 Hoover Avenue in National City. The applicant is applying for a Conditional Use Permit to open a craft beer and wine tavern which is a Type 42 that is limited to beer and wine sales only. The business is located east of the 5 Freeway and National City Blvd. in National City. An environmental scan was conducted on Tuesday, July 31, 2019.

The business is Over the Tap which will be located in an existing industrial building with multiple suites on the corner of a commercial zone. The applicant is proposing to convert Suite A, a 1,293 square foot commercial space into a craft beer and wine tavern. The business has requested to operate seven days a week, Sunday through Wednesday from 10:00 a.m. to 10:00 p.m. and Thursday through Saturday 10:00 a.m. to 12:00 a.m.

During a scan of the business and property the following was noted:

The business is located in an area with other local businesses in the immediate area.

Youth Sensitive Areas

The business is not located near any youth sensitive areas.

Churches

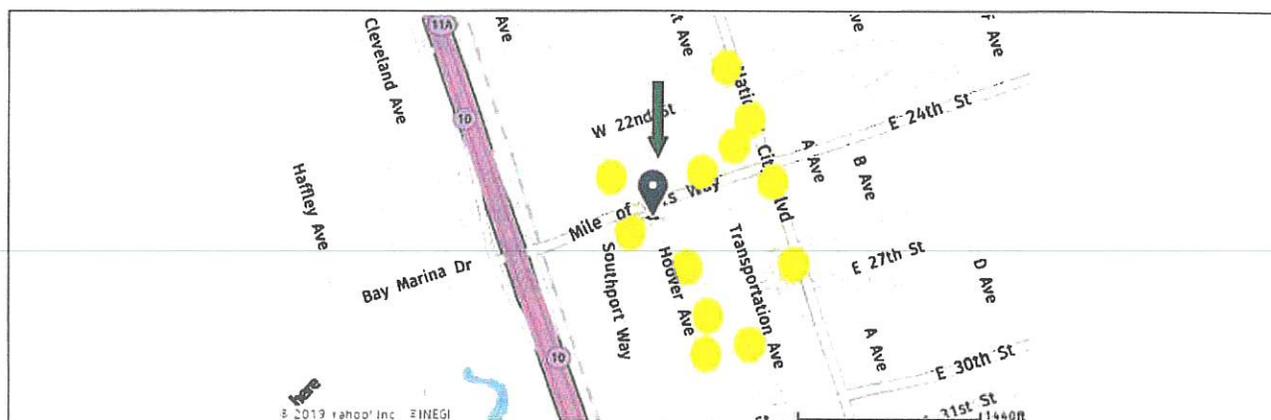
There are two churches near the area:

Faith Community Church – 1603 Hoover Avenue, National City 91950 - .84 miles away from the business.

Apostolic Church – 1539 Roosevelt Avenue, National City 91950 - .78 miles away from the business.

Outlet Density

According to the ABC, eight (8) on-sale licenses are authorized for the census tract **0219.00** within the area in which 2424 Hoover Avenue is located. Currently there are twelve (12) on-sale licenses issued for the Census Tract is **0219.00**.



Green Arrow and Red Pin Depict Applicant's Location for the Over the Tap beer and wine tavern at "2424 Hoover Avenue" in National City.

Yellow Circles Depict existing alcohol outlets in applicant's census tract and other nearby census tracts

Map from ABC.CA.Gov Website Showing Alcohol Outlets in National City

Census Tracts

	Off-Sale	On-Sale
Tract 0219.00 <i>Establishment is within this tract</i>	Allowed: 4 Actual: 6 Number Above/Below Allowable: +2	Allowed: 8 Actual: 12 Above/Below: +4

Crime Rate

Refer to National City Police Department for crime data.

Considerations

The following are considerations in case a CUP is issued:

1. Require that staff, management, and owner attend the In-Person LEAD Responsible Beverage Sales and Service training. Below is the Alcohol Beverage Control website for future trainings.
<https://www.tracelead.abc.ca.gov/traceleadpublic/register/screens/AvailableClasses.aspx>
2. To prevent the establishment from transforming into a night club, which could increase crime and nuisance problems, require that the restaurant always provide breakfast, lunch and dinner and have hours of operation only between 10 a.m. and 10 p.m., Monday through Sunday.
3. The establishment has an outside patio. The patio should be well supervised to avoid underage drinking, which could be a liability for the business.

*Institute for Public Strategies South Bay Project is funded by the County of San Diego, Health and Human Services Agency
2615 Camino del Rio So. #300 • San Diego, California, 92108 • Phone: 619.476-9100 • Fax: 619.476-9104*

www.publicstrategies.org

CITY COUNCIL POLICY

TITLE: Alcohol Beverage License Application Review Process
and Alcohol Conditional Use Permit Standards

POLICY
NUMBER 707

ADOPTED: November 12, 1991

AMENDED OR
REVISED: July 17, 2018

Page 1 of 5

PURPOSE/BACKGROUND:

To streamline the process of alcohol license application review to ensure timely staff responses and/or protests to the Department of Alcoholic Beverage Control regarding these applications.

The City Municipal Code requires Conditional Use Permits for the sale of alcohol. Such land use regulation is designed to ensure that the health, safety and welfare of the community does not become negatively impacted. In order to minimize any potential adverse effects of alcohol sales for both on and off-site consumption, including public drunkenness, disorderly conduct, illegal sales or domestic violence, the City adopts conditions of approvals and enact policies designed to protect the public from such effects. The following sets forth the City Council's policy on the applicable alcohol standards for Conditional Use Permit applications for both on and off-sale alcohol sales, as well as the Department of Alcoholic Beverage Control application notification requirements.

POLICY:

The Department of Alcoholic Beverage Control (ABC) sends copies of all alcoholic beverage license applications to the Police Department. The City has thirty days from the date of the ABC mailing to provide comments to the ABC. If no protests are received within that time period, the ABC issues the license.

The Police Department is responsible for ensuring that an appropriate Conditional Use Permit (CUP) exists for the applicant business. If such a CUP exists, the copy of the application is simply filed by the Police Department in the existing file with the notation that there were no objections to the issuance of the license. If it is a new (in the case of an "original" license application) or expanding business or one seeking a license to effect a premises transfer, and no CUP exists, the Police Department is responsible for sending a letter to the ABC protesting the issuance of the license until a CUP is issued by the City.

Whenever such a protest letter is sent to the ABC, that agency notifies the applicant that they must begin the process of obtaining a CUP with the City's Planning Division and that the issuance of the alcoholic beverage license will be delayed until such time as the protest is withdrawn.

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Once a CUP has been issued, the Planning Division notifies the Police Department of that issuance and it is then the responsibility of the Police Department to notify the ABC that the protest is withdrawn.

The CUP application, approval and issuance process is such that it provides all the checks, balances and controls necessary to ensure that businesses seeking alcoholic beverage licenses are in compliance with local standards.

These conditions of approval shall apply to all new Conditional Use Permits (CUPs) for the sale of alcohol for on and/or off-site consumption and modifications of existing CUPs for such sales as specified by the preceding parenthetical references with each condition. These references specify to which type of alcohol CUP being applied for the conditions would apply to – on-sale (restaurant, bar, etc) or off-sale (market, grocery store, etc). Regulation of these conditions and allowances shall be enforced through the Conditional Use Permit process, specifically conditions of approval to read as follows:

1. **(off-sale alcohol)** The sale of beer or malt beverages in quantities of quarts, 22 ounce, 32 ounce, 40 ounce, or similar size containers is prohibited.
2. **(off-sale alcohol)** No beer products shall be sold of less than manufacturer's pre-packaged three-pack quantities of 24 ounce cans per sale. There shall be no sale of single cans or bottles.
3. **(off-sale alcohol)** No sale of wine shall be sold in containers of less than 750 milliliters. The sale of wine with an alcoholic content greater than 15% by volume is prohibited.
4. **(off-sale alcohol)** Flavored malt beverages, also known as premium malt beverages and flavored malt coolers, and sometimes commonly referred to as wine coolers, may be sold only by four-pack or other manufacturer's pre-packaged multi-unit quantities.
5. **(off-sale alcohol)** The consumption of alcoholic beverages is prohibited on the subject premises, and on all parking lots and outbuildings and any property or adjacent property under the control of the applicant.
6. **(off-sale alcohol)** All cups and containers shall be sold at or above prevailing prices and in their original multi-container packages of no fewer than 12, and no cups and containers shall be given free of charge.

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7. **(off-sale alcohol)** Ice may be sold only at or about prevailing prices in the area and in quantities of not less than three pounds per sale. Ice shall not be provided free of charge.
8. **(off-sale alcohol)** The display of alcoholic beverages shall be limited to an area in substantial conformance with Exhibit ____, Case File No. ____, dated ____.
9. **(off-sale alcohol)** Permittee shall post signs on the exterior building walls in compliance with Chapter 10.30.070 of the National City Municipal Code. Additionally, the permittee shall post signs, to be approved by the Planning Division, at each entrance to the applicant's premises and parking lot, prohibiting loitering and consumption of alcohol on the premises and adjacent property under his control. Said signs shall not be less than 17 by 22 inches in size, with lettering not less than one inch in height. The signs shall read as follows:
 - a. "No open alcoholic beverage containers are allowed on these premises."
 - b. "No loitering is allowed."
10. **(off-sale alcohol)** Containers of alcohol may not be stored on the premises, after being sold to patrons, for the purpose of later consumption.
11. **(off-sale alcohol)** Exterior advertising and signs of all types, promoting or indicating the availability of alcoholic beverages, including advertising/signs directed to the exterior from within, are prohibited. Interior displays of alcoholic beverages and signs, which are clearly visible to the exterior, shall constitute a violation of this condition.
12. **(off-sale alcohol)** The quarterly gross sales of alcoholic beverages shall not exceed the gross sales of all other commodities during the same period. The applicant shall at all times keep records which reflect separately the gross sales of alcoholic beverages and the gross sales of all other items. Said records shall be kept no less frequently than on a quarterly basis and shall be made available to the City Finance Department and any Peace Officer of the California Department of Alcoholic Beverage Control upon demand.
13. **(on and off-sale alcohol)** All sellers and servers of alcohol shall receive Responsible Beverage Service and Sales (RBSS) training, including all owners, and managers. The RBSS training must be certified by the Department of Alcoholic Beverage Control (ABC). Proof of completion of an approved RBSS program must be provided prior to issuance of a city business license. As part -

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- of the RBSS training, the permittee shall make available a domestic violence training session as provided by the Institute of Public Strategies.

14. **(on-sale alcohol)** The sale of alcohol shall not exceed the sale of food. With the annual renewal of the City business license, the business proprietor shall submit a statement clearly indicating total alcoholic beverage sales and total food sales. Said statement shall be subject to audit and verification by employees of the City, who are authorized to examine, audit and inspect such books and records of the license, as may be necessary in their judgment to verify that the sale of alcohol does not exceed the sale of food. All information obtained by an investigation of records shall remain confidential.
15. **(on-sale alcohol)** Alcohol shall be available only in conjunction with the purchase of food.
16. **(on-sale alcohol with patio)** Permittee shall post signs in the patio dining area, including all exits to outdoor seating areas, indicating that alcoholic beverages must be consumed inside the restaurant or patio area and may not be taken off-premises.
17. **(tasting rooms)** The requirements that alcohol be available only with the purchase of food and that alcohol sales not exceed food sales shall not apply to tasting rooms.
18. **(tasting rooms)** Sales of sealed bottles or containers (commonly known as growlers) for off-site consumption of the product manufactured by the master licensee may be sold and/or consumed at this location.
19. **(tasting rooms)** Hours of operation of tasting rooms shall be limited to between 10:00 a.m. to 10:00 p.m. with last call being at 9:00 p.m.
20. **(tasting rooms)** With the submittal of a business license for a tasting room, the Police Department shall provide an ABC Risk Assessment for each business applicant that indicates whether the business is considered a low, medium, or high risk. In the event that a risk assessment for the business allocates or more than 15 points, no business license shall be issued without the issuance of a Conditional Use Permit.

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The sale of three-packs of 24-oz cans of beer shall apply retroactively to all existing off-sale CUPs where a condition exists limiting sales to no less than six-pack quantities. However, business wishing to avail themselves of this modification must conform with all regulations of the Department of Alcoholic Beverage Control (ABC).

The Council may, at its sole discretion, choose to waive or modify any of the above conditions.



CITY OF NATIONAL CITY - PLANNING DIVISION
1243 NATIONAL CITY BLVD., NATIONAL CITY, CA 91950

PLANNING COMMISSION STAFF REPORT

Title: PUBLIC HEARING – CONDITIONAL USE PERMIT FOR
A BAR (OVER THE TAP) TO BE LOCATED AT
2424 HOOVER AVENUE SUITE 'A'

Case File No.: 2019-21 CUP

Location: Southwest corner of Hoover Ave. and Mile of Cars Way

Assessor's Parcel Nos.: 562-340-15

Staff report by: Chris Stanley, Assistant Planner

Applicant: Jorge Ramirez

Zoning designation: Major Mixed-Use Corridor (MXC-2)

Adjacent use and zoning:

North: Commercial / Major Mixed-Use Corridor (MXC-2)

East: Commercial / Major Mixed-Use Corridor (MXC-2)

South: Industrial / Light Industrial

West: Commercial / Major Mixed-Use Corridor (MXC-2)

Environmental review: Not a project per California Environmental Quality Act (CEQA)
as defined in Section 15378

Staff recommendation: Approve

Staff Recommendation

Staff recommends approval of the on-site sale of beer and wine at a new bar “Over the Tap”, subject to the attached recommended conditions. The sale of alcohol is conditionally allowed in the Major Mixed-Use Corridor zone. Staff is also recommending 10:00 a.m. to 10:00 p.m. daily as the recommended alcohol sales hours, which differs from those proposed by the applicant, but would be consistent with recent alcohol Conditional Use Permit (CUP) approvals.

Executive Summary

The business has applied for a CUP to sell beer and wine at a new bar (Over the Tap). The hours for the sale of beer and wine, as proposed by the applicant, are 10:00 a.m. to 10:00 p.m. Sunday through Wednesday and 10:00 a.m. to 12:00 a.m. Thursday through Saturday. A Type 42 (On-Site Sale of Beer and Wine) license is concurrently being processed with the California Department of Alcoholic Beverage Control (ABC).

Site Characteristics

The project location is an existing 1,292 square-foot retail space located at 2424 Hoover Avenue, which is part of a commercial development known as Southport Plaza; the bar will be the corner suite (Suite ‘A’). The existing commercial suites for the Southport Plaza continue east and west of Suite ‘A’. Commercial uses exist north, east, and west of the property, with industrial to the south.

Proposed Use

The applicant is proposing to sell beer and wine at the new bar. The floor plan provided with this application shows two tables with bench seating and bar seating with 12 seats; there is also an outdoor patio with four tables and 12 seats. Proposed alcohol sales hours are from 10:00 a.m. to 10:00 p.m. Sunday through Wednesday and 10:00 a.m. to 12:00 a.m. Thursday through Saturday. No live entertainment is proposed.

Analysis

Section 18.30.050 of the Land Use Code allows for on-site alcohol sales with an approved CUP. Additional requirements for alcohol CUPs include expanded notification, a community meeting, and distance requirements.

Mailing - All property owners and occupants within a distance of 660 feet are required to be notified of a public hearing for alcohol-related CUP applications. Notice of this public hearing was sent to 132 occupants and owners.

Community Meeting - Pursuant to Section 18.30.050 (C) of the National City Zoning Code, a community meeting was held on Wednesday, August 28, 2019 at 10:00 a.m. at the subject site. The meeting advertisement is attached (Attachment 7). There were six community member in attendance. According to the applicant, the business model was explained to those in attendance, with the only concerns being that minors will loiter at the outdoor patio and the distance of the bar to the women’s recovery center; the applicant stated the actions they will take to alleviate the concerns. The applicant will monitor the outdoor patio area to ensure no minors are loitering and in regards to the women’s recovery center, the applicant will limit advertising specials that could entice women from the recovery center. The applicant also stated that the same 132 occupants and owners that were notified of the Planning Commission meeting were notified of the community meeting.

Distance Requirements - Chapter 18.030.050 (D) of the National City Zoning Code requires a 660-foot distance from any public school; there are no schools within 660 feet from the site.

Alcohol Sales Concentration/Location - Per Alcoholic Beverage Control, there are currently 12 on-sale licenses in this census tract (219) where a maximum of eight are recommended. For reference, the alcohol outlets in the census tract are:

Name	Address	License Type*	CUP
Eagles Lodge	1131 Roosevelt Ave.	51	N
Club 13	640 Civic Center Dr.	40	N
Stoney’s Bar and Grill	108 W. 25 th St. Ste. D-G	47	Y
Pier 32 Waterfront Grill	3201 Marina Way Ste. 102	47	Y
Goodies Bar & Grill	740 Bay Marina Dr.	47	Y
Goody’s Sushi & Grill	2424 Hoover Ave. Ste. F & P	41	Y
Papa Gallo Cafe	1930 Cleveland Ave.	41	N
Aunt Emma’s Pancakes	214 National City Blvd.	41	N
Chipotle	404 Mile of Cars Way #103	41	Y
Downtown Abbey	1302 National City Blvd.	47	Y
West Side Grill	1524 McKinley Ave.	47	Y

Ramada	700 National City Blvd.	47	Y
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- * Type 40 – On-Sale Beer
- * Type 41 – On-Sale Beer and Wine for Bona Fide Public Eating Place
- * Type 47 – On-Sale General – Eating Place
- * Type 51 –Club

The 12 existing licenses are for a club, bar, and 10 restaurants. Census tract 219 includes the area south of Division Street, north and east of the City boundary, and west of National City Boulevard. The attached census tract map shows the location of the subject tract (Attachment 6).

Hours of Operation

The hours of operation for the existing license holders range from 6:00 a.m. to 2:00 a.m. for the varying properties. Recent alcohol sales hours for restaurants have generally been between 10:00 a.m. and 10:00 p.m. The most recent beer only establishments (Novo Brazil in the pending public market at 8th Street and “A” Avenue, and Embarcadero Brewing on West 25th Street), were limited to being closed by 10:00 p.m. However, these CUPs have generally been superseded by the City’s tasting room policy, which allows craft breweries to operate without the need for a CUP subject to City Council Policy 707. The subject facility would not be considered a brewery, but rather a bar.

Institute for Public Strategies (IPS) recommends that the serving of alcohol not be permitted past 10:00 p.m. The Police Department also rates the sale of alcohol past 11:00 p.m. as a three on their rating system, which would be high risk. As such, staff is recommending alcohol sales hours of 10:00 a.m. to 10:00 p.m. daily. Conditions reflect the hours recommended by staff.

Institute for Public Strategies

IPS provided comments recommending that owners, management, and staff be required to attend Responsible Beverage Sales and Service (RBSS) training as well as the sale of beer and wine ceasing by 10:00 p.m. The RBSS training is a standard condition of City Council Policy 707 and is included as a condition of approval.

Police Department (PD)

The ABC Risk Assessment provided by PD allocated a total of 15 points, which is in the mid-range of the Medium Risk category. Medium risk is considered 13 to 18 points (see Attachment 9).

Findings for Approval

The Municipal Code contains six required findings for CUPs as follows:

1. The proposed use is allowable within the applicable zoning district pursuant to a Conditional Use Permit and complies with all other applicable provisions of the Land Use Code.

The use is allowable within the Major Mixed-Use Corridor zone pursuant to a CUP, and the proposed use meets the required guidelines in the Land Use Code for alcohol sales, as discussed in the staff report.

2. The proposed use is consistent with the General Plan and any applicable specific plan.

Alcohol sales are permitted, subject to a CUP, by the Land Use Code, which is consistent with the General Plan. A bar use is consistent with the Major Mixed-Use Corridor land use designation contained in the Land Use and Community Character element of the General Plan. In addition, the property is not within a specific plan area.

3. The design, location, size, and operating characteristics of the proposed activity would be compatible with the existing and future land uses in the vicinity.

The building is existing and not proposed to be expanded. Potential development in this zone (MXC-2) was analyzed for traffic impacts during the most recent Land Use Update.

4. The site is physically suitable for the type, density, and intensity of use being proposed, including access, utilities, and the absence of physical constraints.

The proposed alcohol sales would not require an expansion of the premises. Alcohol sales is not expected to increase the demand for parking on the property.

5. Granting the permit would not constitute a nuisance or be injurious or detrimental to the public interest, health, safety, convenience, or welfare, or materially injurious to persons, property, or improvements in the vicinity and zone in which the property is located.

The proposed use will be subject to conditions that limit the sale of beer and wine as well as the hours that it will be available; no beer or wine will be sold after 10:00 p.m. and all business staff is required to receive RBSS training.

6. The proposed project has been reviewed in compliance with the California Environmental Quality Act (CEQA).

Not a project per (CEQA) as defined in Section 15378

The following two conditions are also included with alcohol CUPs:

7. The proposed use is deemed essential and desirable to the public convenience or necessity.

In this case, the applicant is proposing the bar as a craft beer and wine tavern in order to attract a specific market that is new to National City.

8. Based on findings 1 through 7 above, public convenience and necessity will be served by a proposed use of the property for the retail sales of alcoholic beverages pursuant to law.

Findings for Denial

Due to there being other on-sale sites in the area, there are also findings for denial as follows:

1. The census tract is currently over-concentrated with 12 on-sale licenses, where a maximum of eight are recommended.
2. The proposed use is not deemed essential to the public necessity, as there are 10 other outlets in census tract 219 that already serve alcohol.
3. Based on the above finding, public convenience and necessity will not be served by a proposed use of the property for the retail sales of alcoholic beverages pursuant to law.

Conditions of Approval

Standard Conditions of Approval have been included with this permit, as well as conditions specific to on-sale alcohol sales per Council policy 707 (hours of operation, employee training, accessory sales, etc.). All conditions contained in Council policy 707 are typically required for new alcohol CUP's. However, the policy is geared towards retail food establishments that serve alcohol rather than bars. This is due to the City focusing on alcohol as an accessory use, rather than a primary use, due to historic problems associated with bars in the City in previous years. Therefore, certain policy conditions would need to be waived in order to approve this CUP.

Only the City Council may waive a policy condition, although it would be pertinent for the Planning Commission to make a recommendation one way or the other in the case of a waiver request. In order for the Council to waive or modify a condition, they would need to hold another public hearing after the Planning Commission makes its decision.

The applicant is requesting the waiver of the following two conditions:

14. The sale of alcohol shall not exceed the sale of food. With the annual renewal of the City business license, the business proprietor shall submit a statement clearly indicating total alcoholic beverage sales and total food sales. Said statement shall be subject to audit and verification by employees of the City, who are authorized to examine, audit and inspect such books and records of the license, as may be necessary in their judgment to verify that the sale of alcohol does not exceed the sale of food. All information obtained by an investigation of records shall remain confidential.

15. Alcohol shall be available only in conjunction with the purchase of food.

The reason for the request is because alcohol sales and consumption would be the only function of the business. Therefore, there would be no sales of food, as stated in the condition. If the Planning Commission is amenable to the waiver of the specific Conditions of Approval (No. 8 and 9), said recommendation should be part of the motion to approve (see "Options" below). Both Novo Brazil and Embarcadero Brewing were granted waivers of the same two conditions.

Discussion at the Planning Commission and City Council hearings for Novo Brazil and Embarcadero Brewing included traditional concerns related to alcohol-related impacts (over-consumption, public nuisance, etc.). However, it was understood that the nature of craft beer tasting rooms was counter to traditional bars or clubs, that they catered to a different clientele (e.g. craft beer connoisseurs), and was generally more expensive, thus offsetting any potential issues.

The business in question is intended to cater to the craft beer market, which has been supported by the City through recent policies involving brewery tasting rooms. However, as stated above, this establishment would not be limited to any type of alcoholic beverage other than “beer and wine”, nor would it be appropriate to limit as such. Therefore, there is no guarantee that the establishment will not become a standard bar.

Summary

The proposed use is consistent with the General Plan due to alcohol sales for on-site consumption being a conditionally-allowed use in the Major Mixed-Use Corridor zone. The addition of alcohol sales is not expected to increase the demand for parking, other services on the property, or have any significant effects on the area. Conditions of approval are intended to offset potential impacts which may result from operation of the business. However, it should also be noted that the area in which the business is proposed is mostly industrial and commercial, and removed from predominantly residential areas.

Options

1. Approve 2019-21 CUP subject to the conditions listed within, based on the attached findings, or findings to be determined by the Planning Commission; or
2. Deny 2019-21 CUP based on the attached finding or findings to be determined by the Planning Commission; or,
3. Continue the item to a specific date in order to obtain additional information.

Attachments

1. Recommended Findings
2. Recommended Conditions of Approval
3. Overhead
4. Applicant's Plans (Exhibit A, Case File No. 2019-21 CUP, dated 7/25/2019)
5. Public Hearing Notice (Sent to 132 property owners & occupants)
6. Census Tract & Police Beat Maps
7. Community Meeting Advertisement / Sign-In Sheet / Minutes
8. City Council Policy 707
9. Police Department Comments
10. IPS Comments
11. Resolutions



CHRIS STANLEY
Assistant Planner



ARMANDO VERGARA
Director of Community Development

RESOLUTION NO. 2019-18

A RESOLUTION OF THE PLANNING COMMISSION
OF THE CITY OF NATIONAL CITY, CALIFORNIA
APPROVING A CONDITIONAL USE PERMIT FOR A BAR TO BE
LOCATED AT 2424 HOOVER AVENUE SUITE 'A'
CASE FILE NO. 2019-21 CUP
APN: 562-340-15

WHEREAS, the Planning Commission of the City of National City considered a Conditional Use Permit for a bar located at 2424 Hoover Avenue Suite 'A' at a duly advertised public hearing held on September 9, 2019, at which time oral and documentary evidence was presented; and,

WHEREAS, at said public hearings the Planning Commission considered the staff report contained in Case File No. 2019-21 CUP maintained by the City and incorporated herein by reference along with evidence and testimony at said hearing; and,

WHEREAS, City Council Policy 707 requires that alcohol for on-site consumption only be sold in conjunction with the sale of food, and that annual alcohol sales not exceed the annual sales of food.

WHEREAS, the applicant does not propose to sell food and has requested that Conditions of Approval numbers 8 and 9, which require alcohol to be accessory to food sales, be waived; and,

WHEREAS, only the City Council may, at its sole discretion, choose to waive or modify any of the conditions contained in City Council Policy 707.

WHEREAS, this action is taken pursuant to all applicable procedures required by State law and City law; and,

WHEREAS, the action recited herein is found to be essential for the preservation of public health, safety, and general welfare.

NOW, THEREFORE, BE IT RESOLVED by the Planning Commission of the City of National City, California, that the testimony and evidence presented to the Planning Commission at the public hearing held on September 9, 2019, support the following findings:

1. The proposed use is allowable within the applicable zoning district pursuant to a Conditional Use Permit and complies with all other applicable provisions of the Land Use Code because the use is allowable within the Major Mixed-Use Corridor zone pursuant to a CUP, and the proposed use meets the required guidelines in the Land Use Code for alcohol sales, as discussed in the staff report.
2. The proposed use is consistent with the General Plan and any applicable specific plan because alcohol sales are permitted, subject to a CUP, by the Land Use Code, which is consistent with the General Plan. A bar use is consistent with the Major Mixed-Use Corridor land use designation contained in the Land Use and Community Character element of the General Plan. In addition, the property is not within a specific plan area.
3. The design, location, size, and operating characteristics of the proposed activity would be compatible with the existing and future land uses in the vicinity because the building is existing and not proposed to be expanded. Potential development in this zone (MXC-2) was analyzed for traffic impacts during the most recent Land Use Update.
4. The site is physically suitable for the type, density, and intensity of use being proposed, including access, utilities, and the absence of physical constraints because the proposed alcohol sales would not require an expansion of the premises. Alcohol sales is not expected to increase the demand for parking on the property.
5. Granting the permit would not constitute a nuisance or be injurious or detrimental to the public interest, health, safety, convenience, or welfare, or materially injurious to persons, property, or improvements in the vicinity and zone in which the property is located because the proposed use will be subject to conditions that limit the sale of beer and wine as well as the hours that it will be available; no beer or wine will be sold after 10 p.m. and all business staff is required to receive RBSS training.
6. Not a project per California Environmental Quality Act (CEQA) as defined in Section 15378.
7. The proposed use is deemed essential and desirable to the public convenience or necessity because the applicant is proposing the bar as a craft beer and wine tavern in order to attract a specific market that is new to National City.

8. Based on findings 1 through 7 above, public convenience and necessity will be served by a proposed use of the property for the retail sales of alcoholic beverages pursuant to law.

BE IT FURTHER RESOLVED that the application for a Conditional Use Permit is approved subject to the following conditions:

General

1. This Conditional Use Permit authorizes the sale of alcohol for on-site consumption at a new bar located at 2424 Hoover Avenue. Plans submitted for permits associated with this project shall conform to Exhibit A, Case File No. 2019-21 CUP, dated 7/25/2019.
2. Before this *Conditional Use Permit* shall become effective, the applicant and the property owner shall both sign and have notarized an Acceptance Form, provided by the Planning Division, acknowledging and accepting all conditions imposed upon the approval of this permit. Failure to return the signed and notarized Acceptance Form within 30 days of its receipt shall automatically terminate the *Conditional Use Permit*. The applicant shall also submit evidence to the satisfaction of the Planning Division that a Notice of Restriction on Real Property is recorded with the County Recorder. The applicant shall pay necessary recording fees to the County. The Notice of Restriction shall provide information that conditions imposed by approval of the *Conditional Use Permit* are binding on all present or future interest holders or estate holders of the property. The Notice of Restriction shall be approved as to form by the City Attorney and signed by the Director of Community Development prior to recordation.
3. This permit shall become null and void if not exercised within one year after adoption of the resolution of approval unless extended according to procedures specified in the Municipal Code.
4. This permit shall expire if the use authorized by this resolution is discontinued for a period of 12 months or longer. This permit may also be revoked, pursuant to provisions of the Land Use Code, if discontinued for any lesser period of time.
5. This *Conditional Use Permit* may be revoked if the operator is found to be in violation of any Conditions of Approval.

Planning

6. All sellers of alcohol shall receive Responsible Beverage Service and Sales (RBSS) training, including all owners, and managers. The RBSS training must be certified by

the Department of Alcoholic Beverage Control (ABC). Proof of completion of an approved RBSS program must be provided prior to issuance of a city business license. As part of the RBSS training, the permittee shall make available a domestic violence training session as provided by the Institute of Public Strategies.

7. The sale of alcoholic beverages shall be permitted only between the hours of 10:00 a.m. and 10:00 p.m. Sunday through Wednesday and 10:00 a.m. and 12:00 a.m. Thursday through Saturday.
8. The sale of alcohol shall not exceed the sale of food. With the annual renewal of the City business license, the business proprietor shall submit a statement clearly indicating total alcoholic beverage sales and total food sales. Said statement shall be subject to audit and verification by employees of the City, who are authorized to examine, audit and inspect such books and records of the license, as may be necessary in their judgment to verify that the sale of alcohol does not exceed the sale of food. All information obtained by an investigation of records shall remain confidential.
9. Alcohol shall be available only in conjunction with the purchase of food.
10. Permittee shall post signs in the patio dining area, including all exits to outdoor seating areas, indicating that alcoholic beverages shall be consumed inside the restaurant or patio area and shall not be taken off-premises.

BE IT FURTHER RESOLVED that the Planning Commission, as part of this action, makes a recommendation to the City Council that conditions 8 and 9 related to accessory alcohol sales be waived; and,

BE IT FURTHER RESOLVED that copies of this Resolution be transmitted forthwith to the applicant and to the City Council.

BE IT FINALLY RESOLVED that this Resolution shall become effective and final on the day following the City Council meeting where the Planning Commission resolution is set for review, unless an appeal in writing is filed with the City Clerk prior to 5:00 p.m. on the day of that City Council meeting. The City Council may, at that meeting, appeal the decision of the Planning Commission and set the matter for public hearing.

CERTIFICATION:

This certifies that the Resolution was adopted by the Planning Commission at their meeting of September 9, 2019, by the following vote:

AYES: Baca, Natividad, Yamane, Flores

NAYS: Garcia, Dela Paz

ABSENT: Sendt

ABSTAIN: None.



CHAIRPERSON

RESOLUTION NO. 2019 -

**A RESOLUTION OF THE CITY COUNCIL
OF THE CITY OF NATIONAL CITY
APPROVING A CONDITIONAL USE PERMIT
FOR A BAR (OVER THE TAP) TO BE LOCATED AT
2424 HOOVER AVE., SUITE 'A' AND WAIVER OF
CITY COUNCIL POLICY NO. 707 CONDITIONS 14 AND 15
CASE FILE NO. 2019-21 CUP
APN: 562-340-15**

WHEREAS, the City Council of the City of National City considered a Conditional Use Permit ("CUP") for a bar located at 2424 Hoover Avenue Suite 'A' at a duly advertised public hearing held on October 1, 2019, at which time oral and documentary evidence was presented; and

WHEREAS, at said public hearing the City Council considered the staff report contained in Case File No. 2019-21 CUP maintained by the City and incorporated herein by reference as though set-forth in full in addition to evidence and testimony presented at said hearing; and

WHEREAS, City Council Policy No. 707 requires that alcohol for on-site consumption only be sold in conjunction with the sale of food, and that annual alcohol sales not exceed the annual sales of food; and

WHEREAS, the applicant does not propose to sell food and has requested that City Council Policy Conditions of Approval numbers 14 and 15, which require alcohol to be accessory to food sales, be waived; and

WHEREAS, only the City Council may, at its sole discretion, choose to waive or modify any of the conditions contained in City Council Policy No. 707; and

WHEREAS, the Planning Commission of the City of National City considered the Conditional Use Permit application at a duly advertised public hearing held on September 9, 2019, at which time the Commission recommended approval of the Conditional Use Permit; and

WHEREAS, the Planning Commission, as part of their action, made a recommendation to the City Council that conditions 14 and 15 related to accessory alcohol sales be waived; and

WHEREAS, this action is taken pursuant to all applicable procedures required by State law and City law; and

WHEREAS, the action hereby taken is found to be essential for the preservation of the public health, safety and general welfare.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of National City, California, that the evidence presented to the City Council at the public hearing held on October 1, 2019, support the following findings:

**Resolution No. 2019 –
Page Two**

1. The proposed use is allowable within the applicable zoning district pursuant to a Conditional Use Permit and complies with all other applicable provisions of the Land Use Code because the use is allowable within the Major Mixed-Use Corridor zone pursuant to a CUP, and the proposed use meets the required guidelines in the Land Use Code for alcohol sales, as discussed in the staff report.
2. The proposed use is consistent with the General Plan and any applicable specific plan because alcohol sales are permitted, subject to a CUP, by the Land Use Code, which is consistent with the General Plan. A bar use is consistent with the Major Mixed-Use Corridor land use designation contained in the Land Use and Community Character element of the General Plan. In addition, the property is not within a specific plan area.
3. The design, location, size, and operating characteristics of the proposed activity would be compatible with the existing and future land uses in the vicinity because the building is existing and not proposed to be expanded. Potential development in this zone (MXC-2) was analyzed for traffic impacts during the most recent Land Use Update.
4. The site is physically suitable for the type, density, and intensity of use being proposed, including access, utilities, and the absence of physical constraints because the proposed alcohol sales would not require an expansion of the premises. Alcohol sales is not expected to increase the demand for parking on the property.
5. Granting the permit would not constitute a nuisance or be injurious or detrimental to the public interest, health, safety, convenience, or welfare, or materially injurious to persons, property, or improvements in the vicinity and zone in which the property is located because the proposed use will be subject to conditions that limit the sale of beer and wine as well as the hours that it will be available; no beer or wine will be sold after 10 p.m. and all business staff is required to receive RBSS training.
6. Not a project per California Environmental Quality Act (CEQA) as defined in Section 15378.
7. The proposed use is deemed essential and desirable to the public convenience or necessity because the applicant is proposing the bar as a craft beer and wine tavern in order to attract a specific market that is new to National City.
8. Based on findings 1 through 7 above, public convenience and necessity will be served by a proposed use of the property for the retail sales of alcoholic beverages pursuant to law.

BE IT FURTHER RESOLVED that the application for Conditional Use Permit is approved subject to the following conditions:

**Resolution No. 2019 –
Page Three**

General

1. This Conditional Use Permit authorizes the sale of alcohol for on-site consumption at a new bar located at 2424 Hoover Avenue. Plans submitted for permits associated with this project shall conform to Exhibit A, Case File No. 2019-21 CUP, dated 7/25/2019.
2. Before this *Conditional Use Permit* shall become effective, the applicant and the property owner shall both sign and have notarized an Acceptance Form, provided by the Planning Division, acknowledging and accepting all conditions imposed upon the approval of this permit. Failure to return the signed and notarized Acceptance Form within 30 days of its receipt shall automatically terminate the *Conditional Use Permit*. The applicant shall also submit evidence to the satisfaction of the Planning Division that a Notice of Restriction on Real Property is recorded with the County Recorder. The applicant shall pay necessary recording fees to the County. The Notice of Restriction shall provide information that conditions imposed by approval of the *Conditional Use Permit* are binding on all present or future interest holders or estate holders of the property. The Notice of Restriction shall be approved as to form by the City Attorney and signed by the Director of Community Development prior to recordation.
3. This permit shall become null and void if not exercised within one year after adoption of the resolution of approval unless extended according to procedures specified in the Municipal Code.
4. This permit shall expire if the use authorized by this resolution is discontinued for a period of 12 months or longer. This permit may also be revoked, pursuant to provisions of the Land Use Code, if discontinued for any lesser period of time.
5. This *Conditional Use Permit* may be revoked if the operator is found to be in violation of any Conditions of Approval

Planning

6. All sellers of alcohol shall receive Responsible Beverage Service and Sales (RBSS) training, including all owners, and managers. The RBSS training must be certified by the Department of Alcoholic Beverage Control (ABC). Proof of completion of an approved RBSS program must be provided prior to issuance of a city business license. As part of the RBSS training, the permittee shall make available a domestic violence training session as provided by the Institute of Public Strategies.
7. The sale of alcoholic beverages shall be permitted only between the hours of 10:00 a.m. and 10:00 p.m. Sunday through Wednesday and 10:00 a.m. and 12:00 a.m. Thursday through Saturday.
8. Permittee shall post signs in the patio dining area, including all exits to outdoor seating areas, indicating that alcoholic beverages shall be consumed inside the restaurant or patio area and shall not be taken off-premises.

**Resolution No. 2019 –
Page Four**

9. The proposed alcohol sales, service, and consumption shall abide by all applicable rules and regulations as stated by the California Department of Alcoholic Beverage Control (ABC). In the case that any of these conditions violate any laws, rules, or regulations administered by ABC, the laws, rules, or regulations shall govern.

Police

10. Permittee shall comply with all regulatory provisions of the Business and Professions Code that pertain to the sale, serving, and consumption of alcoholic beverages.

BE IT FURTHER RESOLVED that the City Council pursuant to their police powers under the California Constitution finds good case and does hereby waive City Council Policy No. 707 Conditions 14 and 15, which relates to food sale in conjunction with alcohol.

BE IT FURTHER RESOLVED that this Resolution shall become effective, final, and conclusive on the day following the City Council meeting where this Resolution is adopted. The time within which judicial review of this decision may be sought is governed by the provisions of Code of Civil Procedures Section 1094.6.

PASSED and ADOPTED this 1st day of October, 2019.

Alejandra Sotelo-Solis, Mayor

ATTEST:

Michael R. Dalla, City Clerk

APPROVED AS TO FORM:

Angil P. Morris-Jones
City Attorney

The following page(s) contain the backup material for Agenda Item: [Notice of Decision - Planning Commission approval of a Conditional Use Permit \(CUP\) to allow CPR classes at 3142 East Plaza Boulevard, Suite N. \(Applicant: Ruthy Puzon and Johnny Lytle\) \(Case File No. 2019-19 CUP\) \(Planning\)](#)

Please scroll down to view the backup material.

**CITY OF NATIONAL CITY, CALIFORNIA
COUNCIL AGENDA STATEMENT**

MEETING DATE: October 1, 2019

AGENDA ITEM NO.

ITEM TITLE:

Notice of Decision – Planning Commission approval of a Conditional Use Permit (CUP) to allow CPR classes at 3142 East Plaza Boulevard, Suite 'N'. (Applicant: Ruthy Puzon and Johnny Lytle) (Case File No. 2019-19 CUP)

PREPARED BY: Chris Stanley

DEPARTMENT: Planning Division

PHONE: 619-336-4381

APPROVED BY: 

EXPLANATION:

The applicant is applying for a CUP for CPR classes in an existing 675 square-foot commercial suite. Operations will consist of nine students, as well as three staff members, and include retail uses (not a part of this CUP).

The Planning Commission conducted a public hearing on September 9, 2019. Commissioners asked questions regarding classes, number of students, and hours of operation. The Commission voted to approve the CUP based on required findings and subject to Conditions of Approval.

The attached Planning Commission staff report describes the proposal in detail.

FINANCIAL STATEMENT:

APPROVED: _____ Finance

ACCOUNT NO.

APPROVED: _____ MIS

ENVIRONMENTAL REVIEW:

Not a project per the California Environmental Quality Act as defined in Section 15378.

ORDINANCE: INTRODUCTION: FINAL ADOPTION:

STAFF RECOMMENDATION:

Staff concurs with the decision of the Planning Commission and recommends that the Notice of Decision be filed.

BOARD / COMMISSION RECOMMENDATION:

The Planning Commission approved the Conditional Use Permit.

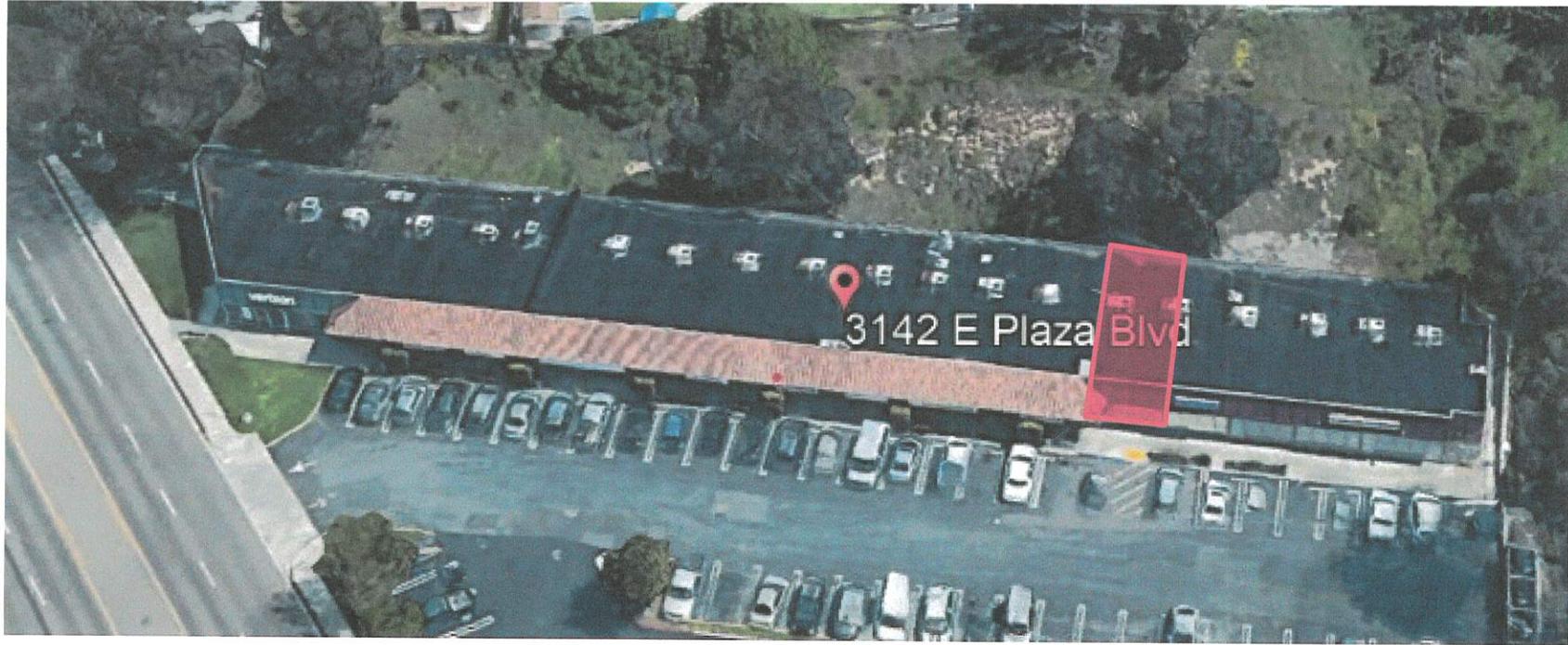
Ayes: Natividad, Baca, Flores, Yamane, DelaPaz, Garcia

Absent: Sendt

ATTACHMENTS:

- | | |
|-------------------------------------|---------------------------|
| 1. Overhead | 3. Resolution No. 2019-17 |
| 2. Planning Commission Staff Report | 4. Reduced Plans |

2019-19 CUP – 3142 East Plaza Boulevard Suite 'N'– Overhead



ATTACHMENT 1





CITY OF NATIONAL CITY - PLANNING DIVISION
1243 NATIONAL CITY BLVD., NATIONAL CITY, CA 91950

PLANNING COMMISSION STAFF REPORT

Title: PUBLIC HEARING – CONDITIONAL USE PERMIT
TO ALLOW CPR CLASSES AT
3142 EAST PLAZA BOULEVARD SUITE 'N'

Case File No.: 2019-19 CUP

Assessor's Parcel No.: 558-030-41

Staff report by: Chris Stanley, Assistant Planner

Applicant: Ruthy Puzan and Johnny Lytle

Property owner: KPK Partners

Zoning designation: Minor Mixed-Use District (MXD-1)

Adjacent land use/zoning:

North: Commercial / MXD-1

East: Residential / Small Lot Residential (RS-2)

South: Residential / Small Lot Residential (RS-2)

West: Residential / Small Lot Residential (RS-2)

Environmental review: Not a project per CEQA as defined in Section 15378

Staff Recommendation: Approve Subject to Attached Conditions

Staff Recommendation

Staff recommends approval of a Conditional Use Permit (CUP) for CPR classes at an existing commercial development subject to attached conditions.

Executive Summary

The applicant is applying for a CUP to allow for CPR classes in an existing commercial suite. The class will consist of nine students. Three employees will staff the facility. The proposed hours are 9:00 a.m. to 3:00 p.m. Monday through Saturday.

Site Characteristics

Plaza Village Center is located on the southeast corner of South Harbison Avenue and East Plaza Boulevard in the Minor Mixed-Use District (MXD-1) zone. The project site is suite 'N', which totals 675 square feet in size.

Proposed Use

The applicant is proposing to conduct CPR classes in a suite that consists of a reception area, classroom, and bathroom. In addition to the CPR classes, the applicant will also operate a notary and live scan service. The proposed hours for the CPR classes are 9:00 a.m. to 3:00 p.m. Monday through Saturday. The applicant is proposing a class size of nine students. Three staff members will operate the business.

Analysis

Training courses are permitted in the MXD-1 zone with the issuance of a CUP. Concerns are typically related to traffic and parking. Shopping centers with multiple tenants require one parking space for every 200 square feet of floor area. For a suite of 675 square feet, three parking spaces are required (if the amount is under 50%, it is rounded down). Because the building is existing, the change of tenant would not alter the amount of required parking; the total amount of existing parking spaces for the building is 39.

Findings for Approval

The Municipal Code contains required findings for CUPs. There are six required findings:

1. The proposed use is allowable within the applicable zoning district pursuant to a Conditional Use Permit and complies with all other applicable provisions of the Land Use Code.

The use is allowable within the Minor Mixed-Use District zone per a Conditional Use Permit.

2. The proposed use is consistent with the General Plan and any applicable specific plan.

The proposed use is consistent with General Plan Policy LU-5.1, to support, stimulate, and foster increased activity of existing businesses within the city through the establishment of mixed-use areas that will promote activity during more hours of the day.

3. The design, location, size, and operating characteristics of the proposed activity would be compatible with the existing and future land uses in the vicinity.

The site for the proposed use is adequate in size and shape, since the proposed use will be within an existing commercial suite within a plaza and since no expansion of the building is proposed.

4. The site is physically suitable for the type, density, and intensity of use being proposed, including access, utilities, and the absence of physical constraints.

The site is an existing retail suite that will support multiple uses in order to make the most efficient use of the suite. Because the site already exists, access and utilities have already been developed. The lack of physical development assures the lack of physical constraints.

5. Granting the permit would not constitute a nuisance or be injurious or detrimental to the public interest, health, safety, convenience, or welfare, or materially injurious to persons, property, or improvements in the vicinity and zone in which the property is located.

The proposed use is deemed essential and desirable to the public convenience, since it will provide a service in need in the area among members of the community seeking to gain a life-saving technique.

6. The proposed project has been reviewed in compliance with the California Environmental Quality Act (CEQA).

Not a project per CEQA as defined in Section 15378.

Conditions of Approval

The hours of operation will be restricted to those proposed by the applicant, 9:00 a.m. to 3:00 p.m. Monday through Saturday. An additional condition will limit the amount of students to nine. The Building Division and Fire Department had no comments in regards to the project.

Summary

The proposed educational use is consistent with the Land Use Code with the approval of a CUP. Commercial developments with shared parking require a single parking space for every 200 square feet of floor area. With no additions to the suite, the business would require three parking spaces, the same as another retail business that could potentially lease out the suite.

Options

1. Approve 2019-19 CUP subject to the conditions based on the attached findings or findings to be determined by the Planning Commission; or
2. Deny 2019-19 CUP based on the attached finding; findings to be determined by the Planning Commission; or,
3. Continue the item to a later date in order to obtain additional information

Attachments

1. Recommended Findings
2. Recommended Conditions
3. Overhead
4. Site Photos
5. Applicant's Plans (Exhibit A, Case File No. 2019-19 CUP dated 7/18/2019)
6. Public Hearing Notice (Sent to 69 property owners and occupants)
7. Resolutions



CHRIS STANLEY
Assistant Planner



ARMANDO VERGARA
Director of Community Development

RECOMMENDED FINDINGS FOR APPROVAL
2019-19 CUP 3142 East Plaza Boulevard Suite 'N'

1. The proposed use is allowable within the applicable zoning district pursuant to a Conditional Use Permit and complies with all other applicable provisions of the Land Use Code because the use is allowable within the Minor Mixed-Use District zone per a Conditional Use Permit.
2. The proposed use is consistent with the General Plan and any applicable specific plan because General Plan Policy LU-5.1 is to support, stimulate, and foster increased activity of existing businesses within the city through the establishment of mixed-use areas that will promote activity during more hours of the day.
3. The design, location, size, and operating characteristics of the proposed activity would be compatible with the existing and future land uses in the vicinity because the site for the proposed use is adequate in size and shape, since the proposed use will be within an existing commercial suite within a plaza and since no expansion of the building is proposed.
4. The site is physically suitable for the type, density, and intensity of use being proposed, including access, utilities, and the absence of physical constraints because the site is an existing retail suite that will support multiple uses in order to make the most efficient use of the suite. Because the site already exists, access and utilities have already been developed. The lack of physical development assures the lack of physical constraints.
5. Granting the permit would not constitute a nuisance or be injurious or detrimental to the public interest, health, safety, convenience, or welfare, or materially injurious to persons, property, or improvements in the vicinity and zone in which the property is located because the proposed use is deemed essential and desirable to the public convenience, since it will provide a service in need in the area among members of the community seeking to gain a life-saving technique.
6. Not a project per CEQA as defined in Section 15378.

RECOMMENDED FINDING FOR DENIAL
2019-19 CUP 3142 East Plaza Boulevard Suite 'N'

1. The proposed use will have an adverse effect upon parking since up to twelve parking spaces, nine for the students and three for the staff, could be occupied by the business for long periods of time compared to a retail use that attracts a flow of traffic.

RECOMMENDED CONDITIONS OF APPROVAL
2019-19 CUP 3142 East Plaza Boulevard Suite 'N'

General

1. This Conditional Use Permit authorizes a CPR class within suite 'N' of the Plaza Village Center shopping center located at 3142 East Plaza Boulevard. Except as required by conditions of approval, all plans submitted for permits associated with the project shall conform to Exhibit A, Case File No. 2019-19 CUP, dated 7/18/2019.
2. Before this Conditional Use Permit shall become effective, the applicant and the property owner both shall sign and have notarized an Acceptance Form, provided by the Planning Division, acknowledging and accepting all conditions imposed upon the approval of this permit. Failure to return the signed and notarized Acceptance Form within 30 days of its receipt shall automatically terminate the Conditional Use Permit. The applicant shall also submit evidence to the satisfaction of the Planning Division that a Notice of Restriction on Real Property is recorded with the County Recorder. The applicant shall pay necessary recording fees to the County. The Notice of Restriction shall provide information that conditions imposed by approval of the Conditional Use Permit are binding on all present or future interest holders or estate holders of the property. The Notice of Restriction shall be approved as to form by the City Attorney and signed by the Development Services Director prior to recordation.
3. This permit shall become null and void if not exercised within one year after adoption of the resolution of approval unless extended according to procedures specified in the Municipal Code.

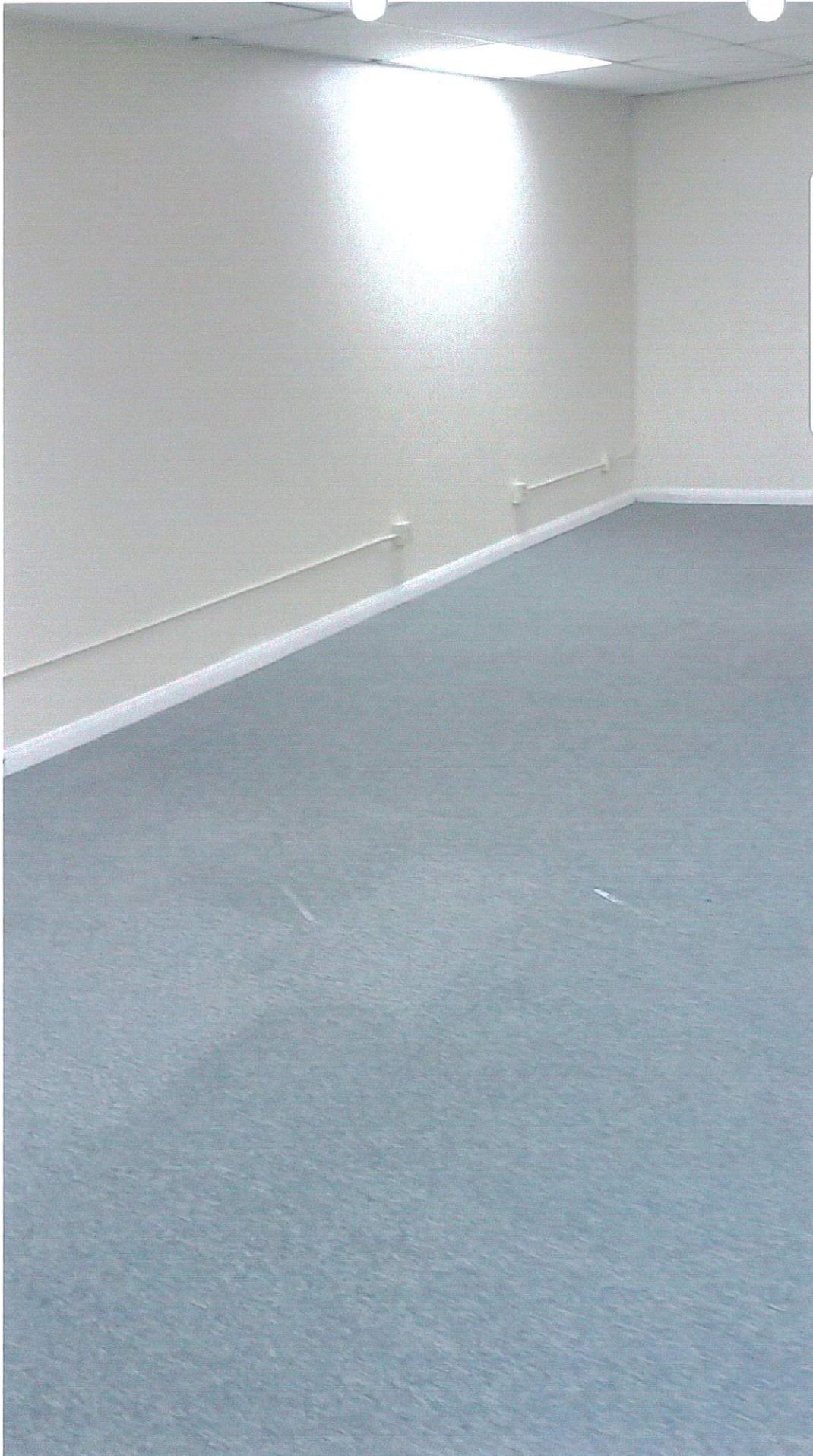
Planning

4. This permit authorizes the CPR class to operate from 9 a.m. to 3 p.m. Monday through Saturday.
5. This permit limits the class number to nine individuals.





















CITY OF NATIONAL CITY – PLANNING DIVISION
1243 NATIONAL CITY BLVD., NATIONAL CITY, CA 91950

NOTICE OF PUBLIC HEARING

CONDITIONAL USE PERMIT TO ALLOW CPR CLASSES AT
3142 EAST PLAZA BOUELVARD SUITE 'N'
CASE FILE NO.: 2019-19 CUP
APN: 558-030-41

The National City Planning Commission will hold a public hearing after the hour of 6:00 p.m. **Monday, September 9, 2019**, in the City Council Chambers, Civic Center, 1243 National City Boulevard, National City, California, on the proposed request. (Applicant: Ruthy Puzan and Johnny Lytle)

This applicant is requesting to conduct CPR classes for up to 9 students in a 675 square-foot suite in Plaza Village Center. The proposed hours of operation are 9 a.m. to 3 p.m. Monday through Saturday.

Information is available for review at the City's Planning Division, Civic Center. Members of the public are invited to comment. Written comments should be received by the Planning Division on or before 12:00 p.m., **September 9, 2019**, who can be contacted at 619-336-4310 or planning@nationalcityca.gov.

If you challenge the nature of the proposed action in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the Planning Commission at, or prior to, the public hearing.

NATIONAL CITY PLANNING DIVISION

ARAMANDO VERGARA
Director of Community Development

RESOLUTION NO. 2019-17

A RESOLUTION OF THE PLANNING COMMISSION
OF THE CITY OF NATIONAL CITY, CALIFORNIA,
APPROVING A CONDITIONAL USE PERMIT TO ALLOW CPR CLASSES
AT 3142 EAST PLAZA BOULEVARD SUITE 'N'
CASE FILE NO. 2019-19 CUP
APN: 558-030-41

WHEREAS, the Planning Commission of the City of National City considered a Conditional Use Permit to allow CPR classes at 3142 East Plaza Boulevard Suite 'N' at a duly advertised public hearing held on September 9, 2019, at which time oral and documentary evidence was presented; and,

WHEREAS, at said public hearings the Planning Commission considered the staff report contained in Case File No. 2019-19 CUP maintained by the City and incorporated herein by reference along with evidence and testimony at said hearing; and,

WHEREAS, this action is taken pursuant to all applicable procedures required by State law and City law; and,

NOW, THEREFORE, BE IT RESOLVED by the Planning Commission of the City of National City, California, that the testimony and evidence presented to the Planning Commission at the public hearing held on September 9, 2019, support the following findings:

1. The proposed use is allowable within the applicable zoning district pursuant to a Conditional Use Permit and complies with all other applicable provisions of the Land Use Code because the use is allowable within the Minor Mixed-Use District zone per a Conditional Use Permit.
2. The proposed use is consistent with the General Plan and any applicable specific plan because General Plan Policy LU-5.1 is to support, stimulate, and foster increased activity of existing businesses within the city through the establishment of mixed-use areas that will promote activity during more hours of the day.
3. The design, location, size, and operating characteristics of the proposed activity would be compatible with the existing and future land uses in the vicinity because the site for the proposed use is adequate in size and shape, since the proposed use will be within an existing commercial suite within a plaza and since no expansion of the building is proposed.

4. The site is physically suitable for the type, density, and intensity of use being proposed, including access, utilities, and the absence of physical constraints because the site is an existing retail suite that will support multiple uses in order to make the most efficient use of the suite. Because the site already exists, access and utilities have already been developed. The lack of physical development assures the lack of physical constraints.
5. Granting the permit would not constitute a nuisance or be injurious or detrimental to the public interest, health, safety, convenience, or welfare, or materially injurious to persons, property, or improvements in the vicinity and zone in which the property is located because the proposed use is deemed essential and desirable to the public convenience, since it will provide a service in need in the area among members of the community seeking to gain a life-saving technique.
6. Not a project per CEQA as defined in Section 15378.

BE IT FURTHER RESOLVED that the application for the Conditional Use Permit is approved subject to the following conditions:

General

1. This Conditional Use Permit authorizes a CPR class within suite 'N' of the Plaza Village Center shopping center located at 3142 East Plaza Boulevard. Except as required by conditions of approval, all plans submitted for permits associated with the project shall conform to Exhibit A, Case File No. 2019-19 CUP, dated 7/18/2019.
2. Before this Conditional Use Permit shall become effective, the applicant and the property owner both shall sign and have notarized an Acceptance Form, provided by the Planning Division, acknowledging and accepting all conditions imposed upon the approval of this permit. Failure to return the signed and notarized Acceptance Form within 30 days of its receipt shall automatically terminate the Conditional Use Permit. The applicant shall also submit evidence to the satisfaction of the Planning Division that a Notice of Restriction on Real Property is recorded with the County Recorder. The applicant shall pay necessary recording fees to the County. The Notice of Restriction shall provide information that conditions imposed by approval of the Conditional Use Permit are binding on all present or future interest holders or estate holders of the property. The Notice of Restriction shall be approved as to form by the City Attorney and signed by the Director of Community Development prior to recordation.
3. This permit shall become null and void if not exercised within one year after adoption of the resolution of approval unless extended according to procedures specified in the Municipal Code.

Planning

- 4. Days and hours of operation of the CPR class shall be limited to 9:00 a.m. to 9:00 p.m. Monday through Saturday.
- 5. Class size shall be limited to nine individuals at any time.

BE IT FURTHER RESOLVED that copies of this Resolution be transmitted forthwith to the applicant and to the City Council.

BE IT FINALLY RESOLVED that this Resolution shall become effective and final on the day following the City Council meeting where the Planning Commission resolution is set for review, unless an appeal in writing is filed with the City Clerk prior to 5:00 p.m. on the day of that City Council meeting. The City Council may, at that meeting, appeal the decision of the Planning Commission and set the matter for public hearing.

CERTIFICATION:

This certifies that the Resolution was adopted by the Planning Commission at their meeting of September 9, 2019, by the following vote:

AYES: Yamane, Natividad, Baca, Flores, Dela Paz, Garcia

NAYS: None.

ABSENT: Sendt

ABSTAIN: None.



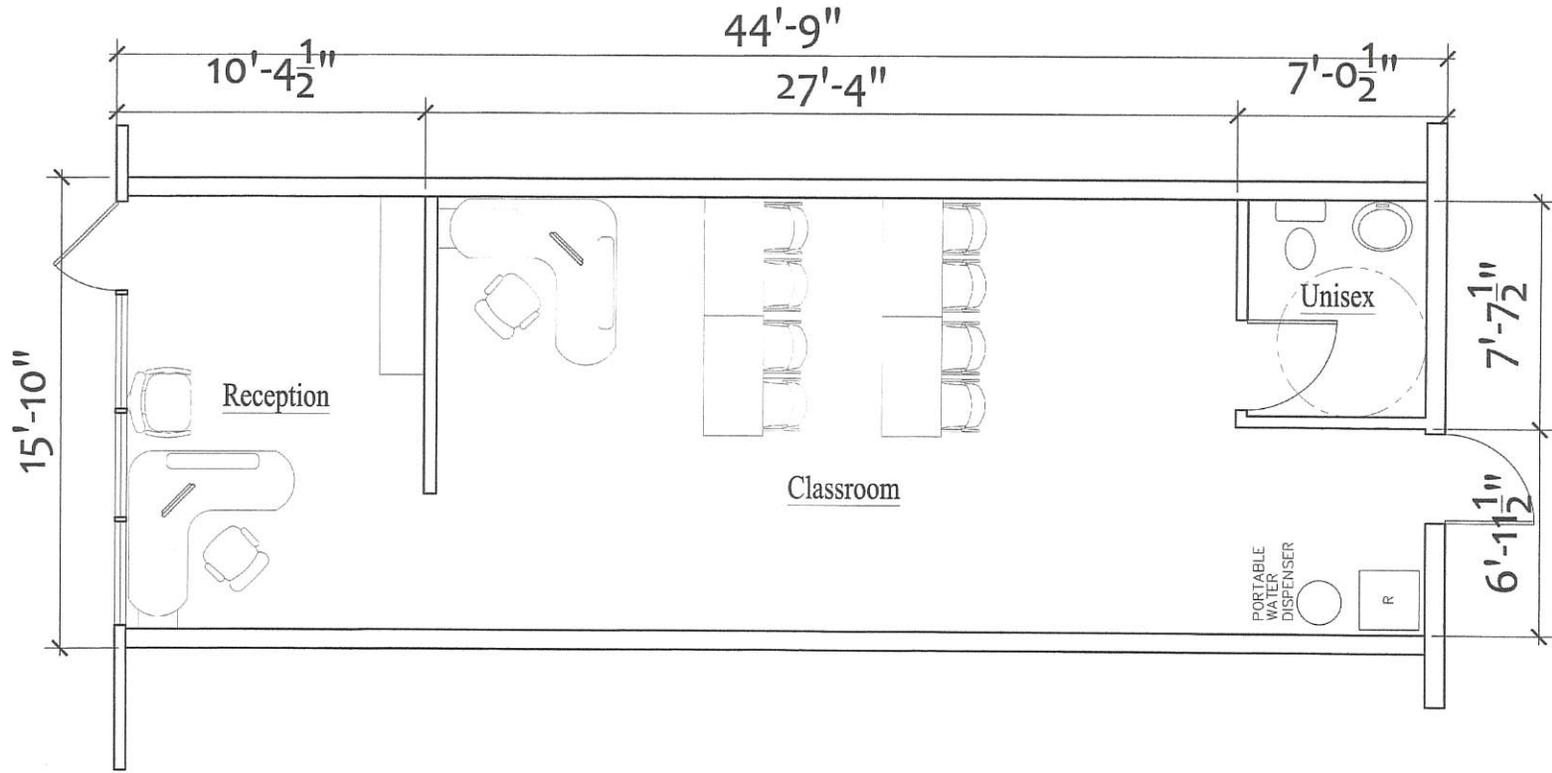
CHAIRPERSON

ADA NOTES:

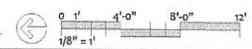
1. All hardware, equipment, mounting heights, accessible routes, etc. shall comply with the American's with Disabilities Act & California Building Code.

CITY STANDARDS:

2. Contractor(s) to comply with City standards but shall not violate the standards listed in ADA and California Building Code (CBC).
3. No proposed changes to the existing floor, mechanical, lighting, or plumbing plans.



① FLOOR PLAN: Proposed Layout



SHEET CONTENTS: Proposed Floor Plan DATE: 07-08-2019 12.21	DRAWN BY: AU DESIGN 12100 Wilshire Boulevard, Suite 800 Los Angeles, CA 90025 C: 310-993-5454	ISSUE RECORD: ISSUED FOR: _____ DATE: _____ COMMENTS: _____
INFINITY CPR 3142 East Plaza Boulevard, Suite N National City, CA 91950	AU DESIGN 12100 Wilshire Boulevard, Suite 800 Los Angeles, CA 90025 C: 310-993-5454	ISSUED FOR: _____ DATE: _____ COMMENTS: _____

The following page(s) contain the backup material for Agenda Item: [Facility Use Permit for OneSight Vision Clinic hosted by National City Host Lions Club beginning on Friday, November 1, 2019 through Friday, November 8, 2019 at Camacho Recreation Center located at 1810 East 22nd Street, with a request to add the OneSight Vision Clinic as a co-sponsored event, thus waiving facility rental fees of \\$1,200 per day for a total of \\$7,200, consistent with City Council Policy #802, City Support for Special Events, Activities, Programs and Services. \(Community Services\)](#)

Please scroll down to view the backup material.

**CITY OF NATIONAL CITY, CALIFORNIA
COUNCIL AGENDA STATEMENT**

MEETING DATE: October 1, 2019

AGENDA ITEM NO.:

ITEM TITLE:

Facility Use Permit for OneSight Vision Clinic hosted by National City Host Lions Club beginning on Friday, November 1, 2019 through Friday, November 8, 2019 at Camacho Recreation Center located at 1810 East 22nd Street, with a request to add the OneSight Vision Clinic as a co-sponsored event, thus waiving facility rental fees of \$1,200 per day for a total of \$7,200, consistent with City Council Policy #802, City Support for Special Events, Activities, Programs and Services.

PREPARED BY: Audrey Denham

DEPARTMENT: Community Services

PHONE: 619-336-4243

APPROVED BY: 

EXPLANATION:

The National City Host Lions Club (Lions Club) has partnered with OneSight for 13 years to provide free annual eye exams and glasses for South Bay youth from Transitional Kindergarten to 12th grade. Data collected by the Lions Club, shows that one-third of the students served by the OneSight Vision Clinic are National City students. The OneSight Vision Clinic is hosted at Camacho Recreation Center over a period of eight days with facility rental fees totaling \$7,200, an average of \$900 per day. The 2009-2010 Fee Schedule adopted by City Council did not include fees for use of City recreation centers. When the City Council approved User Fee Schedule went into effect January 1, 2019, there was a financial impact on facility rental groups that use City recreation centers. Facility rentals at City recreation centers are rare and the Lions Club is the only facility rental group in 2019. Per City Council Policy #802, City Council may provide City support of up to \$1,200 per day for special events included on the City co-sponsored event list.

FINANCIAL STATEMENT:

APPROVED: _____ **FINANCE**

ACCOUNT NO.

APPROVED: _____ **MIS**

ENVIRONMENTAL REVIEW:

This is not a project and, therefore, not subject to environmental review.

ORDINANCE: **INTRODUCTION** **FINAL ADOPTION**

STAFF RECOMMENDATION:

Approve OneSight Vision Clinic as a co-sponsored event, thus waiving facility rental fees of \$1,200 per day for a total of \$7,200, consistent with City Council Policy #802, for the OneSight Vision Clinic hosted by National City Host Lions Club on Friday, November 1, 2019 through Friday, November 8, 2019 at Camacho Recreation Center located at 1810 East 22nd Street.

BOARD / COMMISSION RECOMMENDATION:

ATTACHMENTS:

1. Staff Report
2. Letter from National City Host Lions Club requesting to be co-sponsored
3. OneSight Vision Clinic Facility Use Application and Permit
4. City Council Policy #802



City Council Staff Report

October 1, 2019

ITEM

Facility Use Permit for OneSight Vision Clinic hosted by National City Host Lions Club beginning on Friday, November 1, 2019 through Friday, November 8, 2019 at Camacho Recreation Center located at 1810 East 22nd Street, with a request to add the OneSight Vision Clinic as a co-sponsored event, thus waiving facility rental fees of \$1,200 per day for a total of \$7,200, consistent with City Council Policy #802, City Support for Special Events, Activities, Programs and Services.

DISCUSSION

The National City Host Lions Club (Lions Club) has partnered with OneSight for 13 years to provide free annual eye exams and glasses for South Bay youth from Transitional Kindergarten to 12th grade. OneSight's vision is to create a world where a lack of access to vision care is no longer a barrier to human achievement and possibility. Together, with the Lions Club, OneSight is able to provide a much needed service in the South Bay. In 13 years, the OneSight Vision Clinic has provided eye exams to over 16,000 South Bay students who are referred by school nurses. Over 87% of students tested needed eye glasses. OneSight manufactured the eye glasses and provided them to students at no cost. Data collected by the Lions Club shows that one-third of the students served by the OneSight Vision Clinic are National City students.

The Lions Club sponsors the OneSight Vision Clinic by securing a location, supplying insurance, and providing funding, donations, and volunteers. The Lions Club has submitted a Facility Use Application to host the OneSight Vision Clinic in the lobby, gymnasium, classroom, and dance room at Camacho Recreation Center. The facility rental would begin Friday, November 1, 2019 and end Friday, November 8, 2019; a total of eight days and 71.5 hours. Per the City Council approved User Fee Schedule effective January 1, 2019, the facility rental fees for the Lions Club would be \$100 per hour with a one-time \$50 administrative processing fee. Total facility rental fees would be \$7,200, an average of \$900 per day.

Per City Council Policy #802 (City Support for Special Events, Activities, Programs and Services) City Council may provide City support of up to \$1,200 per day to non-profit special events that benefit National City residents. New non-profit applicants must apply to be considered for the City co-sponsored event list, which is reviewed annually by the #802 Policy Committee. The #802 Policy Committee meets in November and recommends new co-sponsored events for City Council approval in December. The Lions Club submitted their request for consideration to be a City co-sponsored event; however, it was submitted after the #802 Policy Committee meeting.

The 2009-2010 Fee Schedule adopted by City Council did not include fees for use of City recreation centers. When the City Council approved User Fee Schedule went into effect January 1, 2019, there was a financial impact on facility rental groups that use City recreation centers. Facility rentals at City recreation centers are rare and the Lions Club is the only facility rental group in 2019. Since the OneSight Vision Clinic is a long standing program that directly benefits National City students and the Lions Club OneSight Vision Clinic will be considered for the co-sponsored event list in November 2019, staff are recommending that City Council approve the event as co-sponsored.

RECOMMENDATION

Approve OneSight Vision Clinic as a co-sponsored event, thus waiving facility rental fees of \$1,200 per day for a total of \$7,200, consistent with City Council Policy #802, for the OneSight Vision Clinic hosted by National City Host Lions Club on Friday, November 1, 2019 through Friday, November 8, 2019 at Camacho Recreation Center located at 1810 East 22nd Street.

National City Host Lions Club
P.O. Box 986
National City, CA 91951

January 11, 2019

Ms. Audrey Denham
Director, Community Services Department
City of National City
1243 National City Blvd.,
National City, CA 91950

Dear Ms. Denham,

The National City Host Lions Club has sponsored the OneSight Vision Clinic in our community for the past 13 years. During that time, the City of National City has been a partner in this important work by providing space and support for the program at Camacho Gym in Las Palmas Park. We understand that your department and the Neighborhood Services Department is now considering worthy community programs for support in the coming year. Our Club, and our many community and South County volunteers, thank you for this opportunity to be considered as a City co-sponsored event.

The Host Lions Club brought the OneSight Vision Program to the City in 2006. As part of the Lions Club International focus on good vision for all, it seemed to us to be a good fit for National City and other South Bay needy families who were struggling to find money in their budgets to afford eye exams and glasses for their children. Our Lions Club, a 501C4 organization, has dedicated much of our fund raising dollars and our community service outreach to this program since that time.

Support by our Club and community volunteers, the professional eye specialists who come to the city for this five day clinic have provided comprehensive eye exams to over 16,000 students who were referred to the Clinic through their school nurses. Over 87 % of the students tested needed glasses. The glasses were manufactured by OneSight personnel and provided to nearly 14,000 children at no cost to their families. Although we open this program to other needy students, our data shows that National City students from our elementary and secondary schools comprise a large part of the students served by OneSight.

The OneSight Clinics are difficult to secure as there is a great need in many communities in the United States. Clinics are normally in large cities such as Chicago, Los Angeles, Detroit, New York, Houston and other large communities. Based on the great need here in the South County, and on the unprecedented support of our Club and the City of National City, we have been fortunate to have the promise of a yearly Clinic by our partners in the OneSight Organization. However, we could not have had this promise without the continued support of our City. The City has provided the space for the clinic at Camacho Gym in Las Palmas Park. City Departments has been instrumental in helping with the management of the facility for the 5 days of the Clinic. City employees and elected officials have visited the program and have voiced their support for the Program, and our OneSight partners have responded with continued commitment to our Clinic.

Many of our families in National City need this program to help them provided much-needed glasses for their children. These glasses will help students be successful in school, and later in life. Your support for the program in designating OneSight as a City co-sponsored event will help us continue this important program for the students of National City.

Sincerely,

A handwritten signature in blue ink that reads "Brian Clapper". The signature is fluid and cursive, written over the word "Sincerely,".

Brian Clapper
National City Host Lions Club OneSight Coordinator



Community Services Department
 140 East 12th Street, Suite B, National City, CA 91950
 Phone: (619) 336-4290 Fax: (619) 336-4292
communityservices@nationalcityca.gov
www.nationalcityca.gov

Facility Use Application

Applicant Information

Today's Date: 8-27-19 Organization: National City Host Lions Club
 Email: bclapper51@gmail.com Address: 113 N Belmont Ave
 City/State/Zip Code: National City Ca 91950 Phone: (619) 962-9950
 1st Contact: Brian Clapper Title: One Sight Chair Phone: (619) 962-9950
 2nd Contact: Beau Clapper Title: Lions Club President Phone: 619-962-6302

Activity/Equipment Information

Facility and Room Requested: Camacho Gym
 Description of Activity: OneSight Eye Clinic
 Expected Attendance: 2000 Percentage of National City Residents: 30%
 Will admission be charged? Yes ___ No X Is this a fundraising event? Yes ___ No X
 Equipment Needs: # of chairs N/A # of banquet tables N/A # of round tables N/A
 Audio & Visual Equipment Needed N/A
 Use of Stage: Yes ___ No X Use of Kitchen: Yes ___ No X Use of Range/Oven: Yes ___ No X
 Describe services be used (e.g. caterer, DJ, band, security, etc.)?

Dates and Hours Requested:

	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
Date					<u>Nov 7</u>	<u>Nov 24</u>	<u>7:30-12:00PM</u>
Set-up							<u>4hrs</u>
Event Start	<u>Nov 4</u> <u>7:30-6:00PM</u>	<u>Nov 5</u> <u>7:30-6PM</u>	<u>Nov 6</u> <u>7:30-6</u>	<u>Nov 7</u> <u>7:30-6</u>	<u>Nov 8</u> <u>7:30-6</u>		
Event End							
Clean-up							
Total Hours	<u>10 1/2 hrs</u>	<u>10 1/2 hrs</u>	<u>10 1/2 hrs</u>	<u>10 1/2 hrs</u>	<u>10 1/2 hrs</u>	<u>6 1/2 hrs</u>	<u>5 hrs = 60 hrs</u>

Insurance Requirements and Indemnification and Hold Harmless Agreement

Person's requesting use of City property, facilities or personnel are required to provide Commercial General Liability insurance coverage with limits of at least \$1,000,000 per occurrence/\$2,000,000 aggregate. The certificate of insurance must include a separate endorsement adding as additional insureds: "The City of National City, its elected officials, officers, agents, employees and volunteers". General aggregate limits must apply solely to the location. The location must be identified with specificity on the separate endorsement. The Certificate of Insurance must be attached to this Permit.

As a condition of the issuance of a temporary use permit to conduct its activities on public or private property, the undersigned hereby agree(s) to defend, indemnify and hold harmless the City Of National City and its officers, employees, agents and volunteers from and against any and all claims, demands, costs, losses, liability, or damages for any personal injury, death or property damage, or both, or any litigation and other liability, including attorneys fees and the cost of litigation, arising out of or related to the use of public property or to the activity taken under the permit by the permittee or its agents, employees or contractors.

I have read and completed the above form to the best of my knowledge. This facility use permit must be signed by someone within the organization with binding authority.

Signature: Brian Clapper Date: 8-27-19
Name: Brian Clapper Title: Oversight Chairman

City Staff Use Only

Received: Facility Use Application
Signed Indemnification and Hold Harmless
Certificate of Insurance
Copy of 501(c)(3) Status

Rental Fees Due: \$7,200 Date Paid: _____

Community Services Approval of Application and Non-Profit Status:

Signature: _____ Date: _____

Name: _____ Title: _____

Risk Manager Approval of Insurance Certificate:

Signature: _____ Date: _____

Name: _____ Title: _____

Permit



MLK
140 E. 12th Street
National City, CA 91950

PHONE:(619) 336-4290
FAX:(619) 336-4292
EMAIL:
Communityservices@nationalcityca.gov

Permit # **R27**
Status Approved
Date Aug 27, 2019 2:06 PM

Organization Name	National City Host Lions Club - 24	Organization Phone 1	(619) 962-9950
Customer Type	Non-Profit	Number	
Organization Address	113 N Belmont Ave National City, CA 91950		
Agent Name	Brian Clapper	Primary Phone Number	(619) 962-9950
		Email Address	bclapper51@gmail.com
System User	JuanitaC		

Rental Fee	\$7,200.00
Discounts	\$0.00
Subtotal	\$7,200.00
Deposits	\$0.00
Deposit Discounts	\$0.00
Total Permit Fee	\$7,200.00
Total Payment	\$0.00
Refunds	\$0.00
Balance	\$7,200.00

One Sight Eye Clinic		2 resource(s)	16 booking(s)	Subtotal: \$7,200.00	
Booking Summary					
Classroom (Special Event)					Center: Camacho
START DATE	START TIME	END DATE	END TIME	ATTENDEE	AMT W/O TAX
Nov 1, 2019	7:30 AM	Nov 1, 2019	3:30 PM	1	\$400.00
Nov 2, 2019	7:30 AM	Nov 2, 2019	2:00 PM	1	\$325.00
Nov 3, 2019	7:30 AM	Nov 3, 2019	12:00 PM	1	\$225.00
Nov 4, 2019	7:30 AM	Nov 4, 2019	6:00 PM	1	\$525.00
Nov 5, 2019	7:30 AM	Nov 5, 2019	6:00 PM	1	\$525.00
Nov 6, 2019	7:30 AM	Nov 6, 2019	6:00 PM	1	\$525.00
Nov 7, 2019	7:30 AM	Nov 7, 2019	6:00 PM	1	\$525.00
Nov 8, 2019	7:30 AM	Nov 8, 2019	6:00 PM	1	\$525.00
Resource level fees					\$50.00
Dance Room (Special Event)					Center: Camacho
START DATE	START TIME	END DATE	END TIME	ATTENDEE	AMT W/O TAX

Nov 1, 2019	7:30 AM	Nov 1, 2019	3:30 PM	1	\$400.00
Nov 2, 2019	7:30 AM	Nov 2, 2019	2:00 PM	1	\$325.00
Nov 3, 2019	7:30 AM	Nov 3, 2019	12:00 PM	1	\$225.00
Nov 4, 2019	7:30 AM	Nov 4, 2019	6:00 PM	1	\$525.00
Nov 5, 2019	7:30 AM	Nov 5, 2019	6:00 PM	1	\$525.00
Nov 6, 2019	7:30 AM	Nov 6, 2019	6:00 PM	1	\$525.00
Nov 7, 2019	7:30 AM	Nov 7, 2019	6:00 PM	1	\$525.00
Nov 8, 2019	7:30 AM	Nov 8, 2019	6:00 PM	1	\$525.00

Payment Schedules		Original Balance: \$7,200.00		Current Balance: \$7,200.00	
DUE DATE	AMOUNT DUE	AMOUNT PAID	WITHDRAWAL ADJUSTMENT	BALANCE	
Aug 28, 2019	\$7,200.00	\$0.00	\$0.00	\$7,200.00	

X: _____

X: _____

Date: _____

Date: _____

MLK
Mailing Address: 140 E. 12th Street, National City, CA
91950
Phone Number: (619) 336-4290
Fax Number: (619) 336-4292
Email Address: Communityservices@nationalcityca.gov

National City Host Lions Club
Customer Type: Non-Profit
Customer ID: 759
Mailing Address: 113 N Belmont Ave, National City, CA
91950
Organization Phone 1 Number: (619) 962-9950
Authorized Agent Name: Brian Clapper
Primary Phone Number: (619) 962-9950
Email Address: bclapper51@gmail.com

TITLE: City Support for Special Events, Activities, Programs and Services **POLICY 802**

ADOPTED: October 3, 2006

AMENDED: January 17, 2017

BACKGROUND:

The Council recognizes that special events are a lifestyle that defines National City's history and makes our City unique. However, City Council is also concerned with the increasing cost of City support of special events, examples of which are concerts, festivals, parades and sporting events which take place at City parks and facilities or in City streets and rights-of-way. The Council notes that City support of special events, be it police traffic service, fire standby service or other support, is not specifically budgeted and is provided through reductions in the level of service for budgeted programs.

DEFINITIONS:

1. "SPECIAL EVENT" as defined in Municipal Code Section 15.60.005 means any organized activity conducted for a common or collective purpose, use or benefit which involves the utilization of, or has an impact upon, public property or facilities and the need for providing municipal and public safety services in response to the event.

Examples of Special Events include, but are not limited to:

- a. Parades
 - b. Public concerts and other community cultural events
 - c. Demonstrations
 - d. Circuses
 - e. Fairs and festivals
 - f. Community or neighborhood block parties and street dances
 - g. Mass participation sports (marathons, bicycles races and tours)
 - h. Film making activities
 - i. Public speaker events
2. "CITY SUPPORT" means any City services required to maintain minimal interference and inconvenience to the general public resulting from a Special Event.

City Support includes, but is not limited to:

- a. Special Event permit processing
- b. Police services
- c. Sanitation and cleanup
- d. Maintaining access for emergency vehicles and provision of medical care
- e. Street closures
- f. Use of City Stage, PA equipment and/or Information Trailer

City Support does not include internal security, crowd control and other services considered the responsibility of the Special Event Sponsor.

3. “NON PROFIT” means a non-profit tax exempt organization (501(c)(3)) that is exempted from payment of income taxes by federal or state law and which has been in existence for a minimum of six (6) months preceding the date of application for a special event.
4. “PUBLIC FACILITY” means any property, building, or public access (street, park, theater, etc.) that lies within the City and which is owned or operated by the City for public benefit or usage.
5. “EVENT ORGANIZER” means any person, group, or corporation assuming responsibility for planning, promoting, and carrying out a Special Event.
6. “CITY MANAGER” means the City Manager or designee.
7. “CITY CO-SPONSORED EVENT” is defined as an annual event that occurs within the boundaries of National City. The co-sponsoring agency must be a National City non-profit or branch thereof and the event must benefit National City and its residents. Applications must be submitted as a special event application to the Neighborhood Services Department, deadlines are noted annually. The current City co-sponsorship events list (Attachment A) are considered grandfathered and will not need to apply annually for approval.
8. “CITY SPONSORED EVENT” is defined as an annual community-wide event that is planned and managed by one or more City departments. The current City sponsored events list (Attachment “B”) are considered grandfathered and will not need to apply annually for approval. These events will not require a secondary City Council approval through the TUP or Special Event process. City Staff will process event applications and City Council will be updated of these events annually and or on a quarterly basis.

PURPOSE:

It is the purpose of this policy to provide guidelines for the support of special events, consistent with the least possible disruption to normal City services.

POLICY:

A. Co-Sponsored Events

It is the policy of the City Council that:

TITLE: City Support for Special Events, Activities, Programs and Services **POLICY 802**

ADOPTED: October 3, 2006

AMENDED: January 17, 2017

1. To the extent that economic conditions and the City's resources allow, the City manager upon City Council notification, may provide reasonable City support of up to \$1,200 per event day to non-profit special events that benefit National City residents, are held wholly within City limits, and which are listed in Attachment A and are considered to be City co-sponsored annual events.
2. Any new non-profit applicant (not on Attachment A) requesting co-sponsorship must apply to be considered for the City co-sponsored event list which will be reviewed annually by the 802 policy committee. The 802 policy committee will recommend changes to the co-sponsored event list only when required on an annual basis (per Section 7 of Definitions- page 2). As a City co-sponsored event, organizations shall prominently place the City's logo in all advertising materials promoting the event and provide space for the City to set up an information booth, per the City Council's discretion.
3. Any new Special Event or TUP applicant not currently on the approved co-sponsored list and requesting fee waivers, may only be considered to have fees waived up to the maximum level of \$500 per event day. Attachments "A" and "B" are the current list of approved co-sponsored and sponsored events respectively. Any new events considering co-sponsorship must apply through the annual process.

B. Sponsored Events

It is the policy of the City Council that to the extent economic conditions and the City's resource allow, National City will sponsor and provide community-wide annual events which are listed in Attachment B. Event fees that are incurred by City departments will be charged against an account designed for that purpose. The City Manager shall notify the City Council of upcoming events on a quarterly basis.

C. Other Events, Activities, Programs and Services

It is the policy of the City Council that:

1. To the extent that economic conditions and the City's resources allow, the City Manager may provide City support for a special event conducted by a non-profit organization. City support would be limited to a waiver of permit processing fees and the event must benefit National City residents. Examples include an event where there is insufficient time for Council approval, such as in the event of a catastrophe or an emergency situation. The City Manager shall notify the City Council of any such support on a monthly basis.
2. The City Manager shall charge City costs for any special event of a commercial nature; also, the City Manager shall require organizers of commercial special

TITLE: City Support for Special Events, Activities, Programs and Services **POLICY 802**

ADOPTED: October 3, 2006

AMENDED: January 17, 2017

events to pay the City a negotiated percentage of gross revenues of a flat fee. Such revenues will be deposited into the City's General Fund.

3. Proceeds from a special event of a commercial nature that benefits a local non-profit organization, shall show proof of donation within 10 business days. Such proof shall be submitted to the City's Finance Department (Revenue & Recovery). Failure to provide proof of donation will result in loss of deposit and may jeopardize future use of City facilities.
4. To the extent economic conditions and the City's resources allow, one-time funding support may be authorized in support of a program, service or activity, other than a special event, when found by the City Council to be of benefit to the community or the City.
 - a. Requests must include a specific purpose for the funding (i.e. to pay, in whole or in part, for the purchase or rental of specific supplies or equipment).
 - b. Payments will be processed by the Department of Finance upon receipt of documentation of allowable incurred expenses, in a format prescribed by the Director of Finance.

D. El Toyon Park

The use of El Toyon Park for special events is prohibited.

E. Use of Mobile Stage

The mobile stage shall be used only on City parklands, and/or other public property within the limits of National City. Regular use that is approved annually includes starred events on Attachments "A" and "B". Any events outside this purview and requesting use of the City stage must apply through the special event process. The USER of the stage shall be responsible for any damage to the unit resulting from carelessness or misuse.

RELATED POLICY REFERENCES:

City Council Policy # 704 – Limitation on City Approved Special Events within the City

City Council Policy # 801 – Field and Facility Rules and Regulations

TITLE: City Support for Special Events, Activities, Programs and Services **POLICY 802**

ADOPTED: October 3, 2006

AMENDED: January 17, 2017

ATTACHMENT 'A'
NATIONAL CITY CO-SPONSORED EVENTS

<u>Event Title</u>	<u>Organizer</u>	<u>Timing</u>
Sweetwater Kiwanis Carnival	Sweetwater Kiwanis Club	March
Granger Jr. High Cultural Fair*	Granger Jr. High	Spring
Job Fair	N.C. Chamber of Commerce	Spring
July 4 th Carnival*	National City Host Lions Club	July
Mabuhay Festival	Mabuhay Festival	June
Auto Heritage Days*	N.C. Chamber of Commerce	August
Relay for Life*	American Cancer Society	August
Salute to Navy	N.C. Chamber of Commerce	October
Maytime Band Review	Maytime Band Association	October
Sweetwater High Homecoming	Sweetwater High School	Fall
Community Concert Band Series (up to 4 concerts annually/per year)	N.C. Community Concert Band	Quarterly
Spirit of the Holidays	N.C. College Campus Lions	December
Christmas in July Clean-Ups	Christmas in July	Various

**Indicates use of City Mobile Stage*

Note: Co-sponsored events that reoccur on the same date, or weekend, each year will maintain "first rights" to their date if the special event permit application is received within five months of the recurring event date. After the five-month application deadline, other interested parties will be able to apply. Events scheduled on recurring weekends (such as the 1st, 2nd, 3rd, 4th, or 5th weekend of a month) will be defined by the first date of the event is open to the public.

TITLE: City Support for Special Events, Activities, Programs and Services **POLICY 802**

ADOPTED: October 3, 2006

AMENDED: January 17, 2017

ATTACHMENT 'B'
NATIONAL CITY SPONSORED EVENTS

<u>Event Title</u>	<u>Organizer</u>	<u>Timing</u>
Movies in the Park	Community Services	Summer
Miss. National City Pageant*	Community Services	July
National Night Out	Police, Community Services, FFA	August
9/11 Remembrance Ceremony	Fire	September
State of the City	Mayor's Office	Fall
Tower of Terror*	Fire, Community Services	October
Veteran's Day	Community Services	November
Christmas Tree Lighting	Community Services	December
Community Service Day	Community Services	April
National City Public Safety Fair	Police, Fire	April

**Indicates use of City Mobile Stage*

The following page(s) contain the backup material for Agenda Item: [Report and Recommendation that the City Council Direct the City Attorney to prepare a Draft Campaign Contribution Limitation Ordinance for City Council consideration. \(City Clerk\)](#)

Please scroll down to view the backup material.

**CITY OF NATIONAL CITY, CALIFORNIA
COUNCIL AGENDA STATEMENT**

MEETING DATE: October 1, 2019

AGENDA ITEM NO. |

ITEM TITLE:

Report and Recommendation that the City Council direct the City Attorney to prepare a Draft Campaign Contribution Limitation Ordinance for City Council consideration. (City Clerk)

PREPARED BY: Michael R. Dalla |

DEPARTMENT: City Clerk

PHONE: (619) 336-4226

APPROVED BY: _____



EXPLANATION:

See attached.

FINANCIAL STATEMENT:

APPROVED: _____ **Finance**

ACCOUNT NO. |

APPROVED: _____ **MIS**

ENVIRONMENTAL REVIEW:

ORDINANCE: **INTRODUCTION:** **FINAL ADOPTION:**

STAFF RECOMMENDATION:

1) The City Council direct the City Attorney to prepare a draft Campaign Contribution Limit Ordinance for Council review and possible adoption on or before February 2020, with a recommended effective date of January 2021; 2) That the contribution limit in the Ordinance be established at \$1,000 per individual, business or union and \$2,000 per political party; 3) That the Ordinance include a mechanism for annual automatic adjustments based on changes in the Consumer Price Index (CPI).

ATTACHMENTS:

Explanation |

EXPLANATION

The purpose of this report is to discuss the need for establishing Campaign Finance limits in National City and to recommend that the City Council direct the City Attorney to prepare a draft Campaign Contribution Limit Ordinance for City Council consideration.

State Law does not impose any limits on campaign contributions permitted in local elections. Adopting local campaign contribution limits is at the discretion of individual cities. Without locally approved limitations, any contribution amount is legal in local campaigns.

The ever increasing amounts of money flowing into local elections from all sources and locations has prompted over 200 California cities to adopt campaign contribution limit Ordinances. In San Diego, 12 out of 18 cities, as well as the County, have adopted such Ordinances.

All of the Limitation Ordinances adopted by cities in San Diego County, as exemplified by the following relevant excerpts, are almost identical in their stated purpose and intent, which include:

...to place realistic and enforceable limits on the amount of money that may be contributed to political campaigns in city elections.

...to prevent corruption and avoid the appearance of corruption by regulating campaign contributions to candidates for local elective office.

... preventing potential improper or undue influence over elected officials by campaign contributions and to ensure against elections victories based primarily on the amount expended on campaigns.

...limiting contributions to candidates and committees helps promote participation in government and foster trust that the democratic process is not subverted by affluent special interest groups.

...to ensure that individuals in our society have a fair and equal opportunity to participate in the elective and governmental processes.

...to reduce the influence of large contributors with a specific financial stake in matters before city governmental bodies.

...to curtail overall expenditures in campaigns.

...to reduce potential for the fundraising advantage of incumbent and encourage competition for elective office.

...to help maintain public trust in governmental and electoral institutions.

Campaign Contribution Limits for San Diego County

Jurisdiction	Contribution Limits	Notes
Chula Vista.....	\$350 Per Individual \$1,190 Per Political Party	No Businesses, PAC's, Unions
Coronado.....	\$200 Per Individual No Limit on Political Parties	No Businesses
Del Mar.....	\$200 Per Individual / Entity \$2,500 Per Political Party	No Businesses
Encinitas.....	\$250 Per Individual	
Escondido.....	\$4,300 Per Individual, Business, Union, Political Party	
Lemon Grove.....	\$1,090 Per Individual, Business, Union, Political Party	
Poway.....	\$100 Per Individual	
San Diego.....	\$600 Per Individual (Council) \$1,150 Per Individual (Mayor)	No Businesses
San Marcos.....	\$250 Per Individual \$500 Per Political Party	No Businesses
Santee.....	\$700 Per Individual	
Solana Beach.....	\$180 Per Individual	
Vista.....	\$480 Per Individual	No Businesses
County of San Diego.....	\$850 Per Individual	

NATIONAL CITY

A review of National City's recent elections and contribution history clearly points to the need for National City to join with other cities in the State and County and establish local campaign contribution limits.

	<u>Year</u> 2012	<u>Year</u> 2018	<u>% Increase</u>
Contributions	\$14,562	\$447,000	2970%
Per Candidate	\$4,854	\$49,666	923%

In addition to the increasing amount of money pouring into our local campaigns, there is also the disturbing fact that the overwhelming majority of such contributions are from entities and individuals from outside of the City.

KEY FACTS

- 67% of the Cities in San Diego have Campaign Contribution Limit Ordinances.
- Contribution Limits range from \$100 in Poway to \$4300 in Escondido.
- The average contribution limit for all 12 cities is \$725.00.
- The average limit for 10 cities (excluding the highest and lowest limits) is \$430.00.
- Half of the Cities do not allow contributions from businesses.
- Total Candidate Contributions in National City increased by over 2900% from 2012 to 2018.
- The average contribution per National City Candidate in 2018 was a record \$49,666.
- 88% of Candidate Contributions in 2018 were from outside of the City.

SUMMARY / CONCLUSION

The record and facts presented clearly demonstrate that there is a compelling need for the City Council to consider joining with other Cities within the County and State by adopting a local Campaign Contribution Limit Ordinance. That will be an important step toward ensuring that our local elections remain honest and fair by placing realistic and enforceable limits on the amount of money that may be contributed to political campaigns, and preventing improper or undue influence by contributors and to help maintain public trust in the electoral process.

RECOMMENDATION

- 1) The City Council direct the City Attorney to prepare a draft Campaign Contribution Limit Ordinance for Council review and possible adoption on or before February 2020, with a recommended effective date of January 2021.
- 2) That the contribution limit in the Ordinance be established at \$1,000 per individual, business or union and \$2,000 per political party.
- 3) That the Ordinance include a mechanism for annual automatic adjustments based on changes in the Consumer Price Index (CPI).