



AGENDA OF A SPECIAL MEETING
NATIONAL CITY COUNCIL
ONLINE ONLY MEETING
<https://www.nationalcityca.gov/webcast>
LIVE WEBCAST
COUNCIL CHAMBERS
CIVIC CENTER
1243 NATIONAL CITY BOULEVARD
NATIONAL CITY, CALIFORNIA
TUESDAY, OCTOBER 19, 2021 – 5:00 PM

ALEJANDRA SOTELO-SOLIS
Mayor

JOSE RODRIGUEZ
Vice Mayor

MARCUS BUSH
Councilmember

RON MORRISON
Councilmember

MONA RIOS
Councilmember

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

Meeting agendas and
minutes available on the
City's website at
WWW.NATIONALCITYCA.GOV

NOTICE: The health and well-being of National City residents, visitors, and employees during the COVID-19 outbreak remains our top priority. The City of National City is coordinating with the County of San Diego Health Human Services Agency, and other agencies to take measures to monitor and reduce the spread of the novel coronavirus (COVID-19). **The World Health Organization has declared the outbreak a global pandemic and local and state emergencies have been declared providing reprieve from certain public meeting laws such as the Brown Act.**

As a result, the City Council Meeting will occur only online to ensure the safety of City residents, employees and the communities we serve. A live webcast of the meeting may be viewed on the city's website at www.nationalcityca.gov. **For Public Comments see "PUBLIC COMMENTS" section below.**

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 on the City's website at www.nationalcityca.gov. Regular Meetings of the Elected Body are webcast and archived on the City's website at www.nationalcityca.gov.

PUBLIC COMMENTS: There are multiple ways you can make sure your opinions are heard and considered by our City Council as outlined below:

Submit your public comment prior to the meeting: To submit a comment in writing, email PublicComment@nationalcityca.gov, provide the agenda item number and title of the item in the subject line of your email. Public comments or testimony is limited to up to three (3) minutes. If the comment is not related to a specific agenda item,

indicate General Public Comment in the subject line. All email comments received by 1:00 p.m. on the day of the meeting will be read into the record at the City Council meeting, emailed to the City Councilmembers, and retained as part of the official record. All comments will be available on the City website within 48 hours following the meeting.

Questions about public comment or City Council protocols? Please contact the City Clerk's Office at (619) 336-4228 or via email at Clerk@nationalcityca.gov.

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.

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.

AVISO: La salud y el bienestar de los residentes, visitantes y empleados de National City durante el brote de COVID-19 sigue siendo nuestra máxima prioridad. El Ayuntamiento de la Ciudad de National City se está coordinando con la Agencia de Salud y Servicios Humanos del Condado de San Diego y otras agencias para tomar medidas con el fin de monitorear y reducir la propagación del nuevo coronavirus (COVID-19). La Organización Mundial de la Salud declaró el brote como una pandemia global y se han manifestado emergencias locales y estatales que resultan en la suspensión de ciertas leyes de reuniones públicas, tal como la Ley Brown.

Como resultado de ello, la junta del Concejo Municipal del Ayuntamiento se llevará a cabo solamente en línea para garantizar la seguridad de los residentes, empleados y comunidades locales que atendemos. Se podrá ver una transmisión en vivo de la junta en el sitio web del Ayuntamiento en www.nationalcityca.gov. **Para comentarios públicos, vea la sección "COMENTARIOS PÚBLICOS" más adelante.**

ORDEN DEL DÍA: Las sesiones públicas de todas las juntas ordinarias del Concejo Municipal/Comisión de Desarrollo Comunitario - Autoridad de Vivienda (en lo sucesivo denominado Órgano Electo) inician a las 6:00 p.m. el primer y tercer martes de cada mes. Las audiencias públicas inician a las 6:00 p.m., a menos que se indique lo contrario. Las juntas cerradas inician en sesión abierta a las 5:00 p.m. o en cualquier otro momento que se indique, y tras anunciar los temas de la sesión cerrada, la junta se realiza como sesión cerrada. Si se programa una reunión de discusión y análisis, el tema y la hora de la misma aparecerán en la agenda. La Alcaldesa y los Concejales se reúnen por igual que el Presidente y los integrantes del Consejo de la Comisión de Desarrollo Comunitario.

INFORMES: Todos los temas e informes de la agenda de la sesión abierta, así como todos los documentos y escritos entregados al Órgano Electo menos de 72 horas antes de la sesión, aparecerán en el sitio web del Ayuntamiento. Las juntas ordinarias del Órgano Electo se transmiten por Internet y se archivan en el sitio web del Ayuntamiento en www.nationalcityca.gov.

COMENTARIOS PÚBLICOS: Hay varias formas en las que puede asegurarse de que sus opiniones sean escuchadas y consideradas por nuestro Concejo Municipal como se describe a continuación:

Envíe su comentario público antes de la sesión: Para enviar un comentario por escrito, envíe un correo electrónico a PublicComment@nationalcityca.gov. Por favor, indique el número del tema del programa y el título del tema en la línea de asunto de su correo electrónico. Los comentarios o testimonios públicos están limitados a tres (3) minutos. Si el comentario no está relacionado con un tema específico del programa, indique Comentario público general en la línea de asunto. Todos los comentarios recibidos por correo electrónico antes de las 1:00 p.m. del día de la reunión serán leídos en el registro en la reunión del Concejo Municipal, enviados por correo electrónico a los Concejales de la Ciudad, y retenidos como parte del registro oficial. Todos los comentarios estarán disponibles en el sitio web de la ciudad dentro de las 48 horas posteriores a la reunión.

¿Preguntas sobre comentarios públicos o protocolos del Concejo Municipal? Comuníquese con la Oficina de la Secretaria del Ayuntamiento al teléfono (619) 336-4228, o por correo electrónico a Clerk@nationalcityca.gov.

AGENDA ESCRITA: Con contadas excepciones, el Órgano Electo puede tomar medidas únicamente sobre los temas que aparecen en la agenda escrita. Los temas que no aparezcan en la agenda deben aparecer en una agenda subsecuente, a menos que sean de emergencia o urgencia demostrada, y la necesidad de tomar medidas sobre esos temas haya surgido después de haber sido publicada la agenda.

Previa solicitud, esta agenda puede estar disponible en formatos alternativos apropiados para personas con discapacidades, en observancia de la Ley de Estadounidenses con Discapacidades. Llame al teléfono (619) 336-4228 de la Oficina del Secretario del Ayuntamiento para solicitar una modificación o adaptación de acceso relativa a la discapacidad. Notificar 24 horas antes de la sesión permitirá al Ayuntamiento hacer arreglos razonables para garantizar la accesibilidad a esta junta.

OPEN TO THE PUBLIC

OPEN SESSION

CALL TO ORDER

ROLL CALL

PUBLIC COMMENT: (Public Comment will be restricted to Agenda Items only)

AMERICAN RESCUE PLAN ACT (ARPA) WORKSHOP

1. Resolution of the City Council of the City of National City adopting a 1st phase spending plan for a portion of the American Rescue Plan Act (ARPA) funding and approving appropriations in accordance with the plan. (Finance)

ADJOURNMENT

Next Regular City Council Meeting: Tuesday, October 19, 2021, 6:00 p.m., City Council Chambers, Civic Center – National City, California.



**NOTICE OF SPECIAL MEETING
NATIONAL CITY COUNCIL
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**COUNCIL CHAMBERS
CIVIC CENTER, 1243 NATIONAL CITY BOULEVARD
NATIONAL CITY, CALIFORNIA
TUESDAY, OCTOBER 19, 2021 – 5:00 PM**

NOTICE IS HEREBY GIVEN, that the City Council of the City of National City will hold a Special Meeting on **Tuesday, October 19, 2021, at 5:00 p.m.**, or as soon thereafter as the matter may be considered, in the Council Chambers at the Civic Center, 1243 National City Boulevard, National City, California, 91950. The business to be transacted at said meeting will be for the City Council to consider the following:

OPEN TO THE PUBLIC

OPEN SESSION

CALL TO ORDER

ROLL CALL

PUBLIC COMMENT: (Public Comment will be restricted to Agenda Items only)

AMERICAN RESCUE PLAN ACT (ARPA) WORKSHOP

1. Resolution of the City Council of the City of National City adopting a 1st phase spending plan for a portion of the American Rescue Plan Act (ARPA) funding and approving appropriations in accordance with the plan. (Finance)

ADJOURNMENT

Next Regular City Council Meeting: Tuesday, October 19, 2021, 6:00 p.m., City Council Chambers, Civic Center – National City, California.

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

MEETING DATE: October 19, 2021

AGENDA ITEM NO.: 1

ITEM TITLE:

Resolution of the City Council of the City of National City adopting a 1st phase spending plan for a portion of the American Rescue Plan Act (ARPA) funding and approving appropriations in accordance with the plan. (Finance)

PREPARED BY: Molly Brennan, Administrative Services
Director

PHONE: 619-336-4265

EXPLANATION:

See attached.

DEPARTMENT: Finance/City Manager

APPROVED BY: _____



FINANCIAL STATEMENT:

APPROVED: _____ *Molly Brennan* **FINANCE**

APPROVED: _____ **MIS**

\$6,080,000 of General Fund budget offsets will reduce the budget deficit in FY22-24. Deferred maintenance on recreation facilities will not need to be paid from General Fund unassigned fund balance.

ENVIRONMENTAL REVIEW:

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

ORDINANCE: INTRODUCTION FINAL ADOPTION

STAFF RECOMMENDATION:

- 1) Adopt a Resolution approving the 1st phase spending plan for \$9.4M of ARPA funds and adding a budget appropriation to enact the plan.
- 2) Provide direction to staff on community engagement process for 2nd phase spending plan with remaining \$8.55M of ARPA funding.

BOARD / COMMISSION RECOMMENDATION:

ATTACHMENTS:

1. Staff Report
2. Breakdown of General Fund Budget Offsets



City Council Staff Report

October 19, 2021

AGENDA ITEM:

Resolution of the City Council of the City of National City adopting a 1st phase spending plan for a portion of the American Rescue Plan Act (ARPA) funding and approving appropriations in accordance with the plan.

EXPLANATION:

In March 2021, a \$1.9 trillion economic stimulus bill titled the American Rescue Plan Act of 2021 (ARPA) was enacted by the federal government. Of the \$1.9 trillion, \$350 billion was allocated for state, local, territorial, and Tribal governments to respond to the COVID-19 emergency and promote economic growth. The Federal Government refers to this portion of the stimulus bill as the Coronavirus State and Local Fiscal Recovery Funds. Of the \$350 billion, the City of National City is receiving \$18,010,907. The City has received half of the funding, \$9,005,453.50, and will receive the other half around June 2022. The City is required to submit quarterly expenditure reports to Treasury and annual revenue loss reports. All expenditures need to be incurred by December 31, 2024 and paid by December 31, 2026.

The U.S. Treasury issued an Interim Final Rule with guidance on the funding allocation methodology, distribution process, and reporting requirements as well as Frequently Asked Questions to assist jurisdictions in interpreting the policy language. The Treasury accepted comments on the Interim Final Rule until July 16, 2021, and anticipates issuing the Final Rule that will govern the program in late fall 2021.

The four funding objectives of the State and Local Fiscal Recovery Funds are:

1. Support urgent COVID-19 response efforts to continue to decrease spread of the virus and bring the pandemic under control.
2. Replace lost public sector revenue to provide government services to the extent of the reduction in revenue experienced due to the pandemic.
3. Respond to the negative economic impacts of the pandemic, including assistance to households, small businesses, and non-profits, and aid to impacted industries.
4. Address systemic public health and economic challenges that have contributed to the unequal impact of the pandemic on certain populations.

At the August 3, 2021 City Council meeting, staff presented an overview of the eligible spending categories and some potential expenditures that meet ARPA eligibility. At that time, City Council

instructed staff to return with a specific spending plan during a special workshop once the U.S. Treasury Department had issued the Final Rule.

The U.S. Treasury Department has exceeded the 60-day period during which federal agencies are supposed to publish a final rule after public comment ends. When staff inquired about when we can expect a Final Rule on ARPA, the Treasury Department stated it will not be published until late fall and directed public agencies to proceed with spending the funds under the guidance detailed in the interim final rule. Therefore, staff is recommending a specific expenditure plan for a little over half (\$9,455,000) of the City’s ARPA allocation that complies with the existing Treasury rule. The remaining allocation (\$8,555,907) will be revisited in February/March of 2022 as part of the fiscal year 2022-2023 budget development, at which time the final guidance from the U.S. Treasury Department will be available.

The table below lists each of the proposed expenditures for consideration this evening, followed by narrative information on each project.

American Rescue Plan Act Spending Plan	
Description	Amount
General Fund Expenditure Offsets	\$ 6,080,000
Premium Pay to City Employees	\$ 900,000
Replaster Las Palmas Pool	\$ 1,000,000
Las Palmas Pool Deck Rehab	\$ 1,250,000
Las Palmas Wellness Center Design	\$ 100,000
Kimball Park Master Plan	\$ 100,000
Community Outreach	\$ 25,000
Total	\$ 9,455,000
Remaining Balance for Future Spending Plan	\$ 8,555,907

General Fund Expenditure Offsets. Under the existing U.S. Treasury Department rule revenue loss calculation, National City has no revenue loss in relation to funding objective number two. Since the City is unable to use the flexibility of the revenue loss replacement category at this point in time, staff reviewed the General Fund Fiscal Year (FY) 2021-2022 adopted budget for projects and programs that were already planned and budgeted, but are eligible to be paid with ARPA funds. By shifting those expenditures from the General Fund to ARPA funding, the General Fund savings can reduce the anticipated budget deficit. The following General Fund budget expenditures are eligible to be funded with ARPA.

- Personnel expenditures to bring staffing back to pre-pandemic levels across all departments
- Parks & recreation maintenance due to increased demand on outdoor facilities and promoting healthy childhood environments
- Homeless services, including the Homeless Outreach Team in the Police Department and the homeless services provided by the Neighborhood Services Department
- Library digital literacy and youth focused programming
- Storm drain projects
- Chamber of Commerce contribution for COVID-19 economic recovery work

These expenditures total approximately \$2,060,000 for FY 2022. Looking forward, everything except the Chamber of Commerce contribution are on-going costs, therefore the ARPA funds could be used for \$2,010,000 in both FY 2023 and FY 2024, for a total General Fund offset of \$6,080,000 over three fiscal years. The expenditure descriptions, ARPA eligibility category, and amount by fiscal year are detailed in attachment A.

Premium Pay to City Employees. As essential workers, City employees can be provided premium pay to further compensate for the increased risk of COVID-19 exposure while on the job. U.S. Treasury rules limit the premium pay to essential workers who worked in person during the pandemic and who make less than 150% of the average area income. City Council has expressed an interest in utilizing a portion of ARPA funding to provide premium pay stipends to eligible employees. The details of the stipend payments are under negotiation with each represented group.

Deferred Maintenance Needs. The next two projects are facility deferred maintenance projects that were discussed as part of the fiscal year 2021-2022 CIP Budget.

Replaster Las Palmas Pool. The pool was originally commissioned in 1958 and requires replastering every 10-15 years. The pool was last replastered in 2007, 15 years ago, and is in immediate need of replacement in order to continue pool operations. If the funding for this project is allocated tonight, the project is targeted to occur this winter. The pool will be closed for 4-6 months to complete the work.

Las Palmas Pool Deck Rehab. Similar to the condition of the plaster at the pool, the pool decking (concrete flatwork) is also in need of immediate replacement. Staff has already repeatedly patched and repaired the decking. Images of the pool's current condition are included in the presentation of the agenda item. Included in the deck rehab, a new outdoor area will be designed and designated for event rentals. It will be a covered area featuring tables, seating, and a barbeque and will serve as an additional revenue generator for pool operations. If the funding for this project is allocated tonight, the project is targeted to occur this winter in combination with the replaster work described above.

CIP Design & Outreach. The following three items, for a total of \$225,000, represent the design and community outreach process for potential CIP projects that the remaining ARPA allocation could fund. These expenditures will provide the City the conceptual designs, cost estimates, and public feedback needed to prioritize future spending on eligible CIP projects.

Las Palmas Wellness Center Design. As discussed at the August 3, 2021 City Council meeting, the existing Las Palmas Pool locker rooms need to be updated and ADA upgrades completed for an estimated \$350,000. Instead of updating the existing outdated locker room building, the building could be demolished and multi-purpose facility built adjacent. The new facility would be multi-level and include lockers and activity/meeting rooms as the City's new Wellness Center. Preliminary concept designs of the Wellness Center and corresponding cost estimates for construction can be completed for \$100,000. If the funding for this project is allocated tonight, staff will engage the appropriate architectural professionals to have the conceptual designs ready for consideration as part of the strategic planning and CIP prioritization/second APRA allocation in February or March of 2022.

Kimball Park Master Plan. Kimball Park is a key community asset of National City with areas that could use enhancement and renovation. To revision the park, staff is requesting \$100,000

to fund a Kimball Park master plan that will provide direction for future park updates. Funding for the specific park updates identified in the plan can be considered for allocation within the remaining ARPA balance in early 2022.

Community Outreach. In an effort to elicit public input and encourage robust participation regarding the strategic planning and CIP prioritization including the Las Palmas Wellness Center Design and Kimball Park Master Plan, staff recommends setting aside \$25,000 to fund the collection and analysis of community input. This information will be gathered in a variety of forums, such as hosting at least two community engagement meetings, preparing a survey in English and Spanish, hosting booths at large community events (i.e., A Kimball Holiday), and contacting our local stakeholders (parents with children in local schools, seniors, etc.). It will be essential to utilize a range of outreach techniques to gather the widest possible participation from the public.

Other Potential Funding Sources. It is worth noting that there are at least two potential funding sources that may be awarded to the City for expenditures currently included in the ARPA spending plan. Specifically, the State of California may be providing \$2M to the City for Las Palmas Pool deferred maintenance projects and the City has a pending grant application submitted to the State of CA Coastal Conservancy for Prop 68 funding for Kimball Park. Neither of these funds have been secured. By next February/March when City Council will adopt a 2nd phase spending plan for the remaining balance of ARPA funds, the status of the other funding sources will be confirmed and tonight's 1st phase spending plan can be adjusted accordingly. Staff will also diligently pursue new funding sources that may be available through federal and/or state stimulus funds.

Staff Recommendation.

- 1) Adopt a resolution adopting an ARPA 1st phase spending plan for approximately half of the City's APRA funding.
- 2) Provide direction to staff on community engagement process for 2nd phase spending plan with remaining \$8.55M of ARPA funding.
 - a. Goal of the community engagement process is to provide City Council with public feedback on strategic planning and CIP prioritization.

American Rescue Plan Act - Proposed General Fund Expenditure Offsets

Description	Eligibility Category	FY22 Budget	FY23 Budget	FY24 Budget	Total
Personnel costs for positions that were vacant during FY21 and were unfrozen in FY22 budget	Rebuilding public sector capacity by rehiring staff to pre-pandemic level	\$ 766,500	\$ 766,500	\$ 766,500	\$ 2,299,500
Storm water infrastructure	Water, sewer, and broadband infrastructure	\$ 200,000	\$ 200,000	\$ 200,000	\$ 600,000
Staff time spent on youth literacy & digital literacy programs (non-grant funded)	Equity-focus services to address health and educational disparities and promote healthy childhood environments within a Qualified Census Tract	\$ 71,380	\$ 71,380	\$ 71,380	\$ 214,140
Transfer to Parks Fund for summer camp, recreation programming,	FAQ 2.18. Multiple categories within a Qualified Census Tract	\$ 579,550	\$ 579,550	\$ 579,550	\$ 1,738,650
PD Homeless Outreach Team officers (2)	FAQ 2.11. Building stronger neighborhods and communities, including supporting housing and other services for individuals experiencing homelessness within a Qualified Census Tract	\$ 348,970	\$ 348,970	\$ 348,970	\$ 1,046,910
Neighborhood Services Homeless Services - Staff time	FAQ 2.11. Building stronger neighborhods and communities, including supporting housing and other services for individuals experiencing homelessness within a Qualified Census Tract	\$ 43,600	\$ 43,600	\$ 43,600	\$ 130,800
Chamber of Commerce - small business support	Response to the negative economic impact of the pandemic	\$ 50,000	\$ -	\$ -	\$ 50,000
					\$ 6,080,000

If do not fully expend on items above, can also consider:

Reimbursement of paid time off provided to staff for COVID reasons	Services and programs to contain and mitigate the spread of COVID-19
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US Treasury Department FAQs referenced above:

<https://home.treasury.gov/system/files/136/SLFRPFAQ.pdf>

RESOLUTION NO. 2021 -

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY, CALIFORNIA, ADOPTING A SPENDING PLAN FOR A PORTION OF THE AMERICAN RESCUE PLAN ACT FUNDING AND APPROVING APPROPRIATIONS IN ACCORDANCE WITH THE PLAN

WHEREAS, in March 2021, a \$1.9 trillion economic stimulus bill titled the American Rescue Plan Act of 2021 (ARPA) was enacted by the federal government; and

WHEREAS, of the \$1.9 trillion, \$350 billion was allocated for state, local, territorial, and Tribal governments to respond to the COVID-19 emergency and promote economic growth; and

WHEREAS, of the \$350 billion, the City of National City ("City") is receiving \$18,010,907; and

WHEREAS, the City has received half of the funding, \$9,005,453.50, and will receive the other half around June 2022; and

WHEREAS, the City is required to submit quarterly expenditure reports to Treasury and annual revenue loss reports; and

WHEREAS, all expenditures need to be incurred by December 31, 2024 and paid by December 31, 2026; and

WHEREAS, during the August 3, 2021 City Council Meeting, City staff presented an overview of the eligible spending categories and some potential expenditures that meet ARPA eligibility; and

WHEREAS, during the August 3, 2021 City Council Meeting, City Council instructed City staff to return with a specific spending plan during a Special Workshop once the U.S. Treasury Department had issued the Final Rule; and

WHEREAS, the table below lists each of the proposed expenditures for consideration:

American Rescue Plan Act Spending Plan	
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General Fund Expenditure Offsets	\$ 6,080,000
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Total	\$ 9,455,000
Remaining Balance for Future Spending Plan	\$ 8,555,907

WHEREAS, City staff is recommending a specific expenditure plan for a little over half (\$9,455,000) of the City's ARPA allocation that complies with the existing Treasury rule with the remaining allocation (\$8,555,907) to be revisited in February/March of 2022 as part of the Fiscal Year 2022-2023 budget development, at which time the final guidance from the U.S. Treasury Department will be available; and

WHEREAS, City staff is also asking for direction on community engagement process for the remaining \$8.55 million of ARPA funding.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF NATIONAL CITY, CALIFORNIA, DOES RESOLVE, DECLARE, DETERMINE, AND ORDER AS FOLLOWS:

Section 1: Authorize adopting a spending plan for a portion of the American Rescue Plan Act funding and approving appropriations in accordance with the plan.

Section 2: The City Clerk shall certify the passage and adoption of this Resolution and enter it into the book of original Resolution.

PASSED and ADOPTED this 19th day of October, 2021.

ATTEST:

Alejandra Sotelo Solis, Mayor

Luz Molina, City Clerk

APPROVED AS TO FORM:

Charles E. Bell Jr., City Attorney