



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

<https://www.nationalcityca.gov/webcast>

LIVE WEBCAST
COUNCIL CHAMBERS
CIVIC CENTER

1243 NATIONAL CITY BOULEVARD
NATIONAL CITY, CALIFORNIA
TUESDAY, JUNE 2, 2020 – 6:00 PM

ALEJANDRA SOTELO-SOLIS
Mayor

MONA RIOS
Vice Mayor

JERRY CANO
Councilmember

RON MORRISON
Councilmember

GONZALO QUINTERO
Councilmember

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: The City Council will receive public comments via e-mail at clerk@nationalcityca.gov regarding any matters within the jurisdiction of the City Council. **Written comments or testimony from the public (limited to three minutes) must be submitted via e-mail by 4:00 p.m. on the day of the City Council Meeting. All comments received from the public will be made a part of the record of the meeting.**

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

The time limit established for public testimony is three minutes per speaker. 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.

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: El Concejo Municipal recibirá comentarios públicos por correo electrónico en clerk@nationalcityca.gov sobre cualquier asunto dentro de la jurisdicción del Concejo

Municipal. **Los comentarios escritos o el testimonio del público (limitado a tres minutos) deben enviarse por correo electrónico antes de las 4:00 p.m. en el día de la sesión del Concejo Municipal. Todos los comentarios recibidos del público formarán parte del acta de la sesión.**

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.

CALENDARIO DE CONSENTIMIENTO: Los temas del calendario de consentimiento implican cuestiones de naturaleza rutinaria o no controvertida. Todos los temas de consentimiento se adoptan mediante la aprobación de una sola moción del Concejo Municipal. Antes de la aprobación, cualquier tema puede eliminarse de la parte de consentimiento de la agenda y considerarse aparte, a petición de un concejal, individuo del personal del Ayuntamiento o persona del público.

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

A. CITY COUNCIL

CALL TO ORDER

ROLL CALL

PLEDGE OF ALLEGIANCE TO THE FLAG

PUBLIC COMMENTS (THREE-MINUTE TIME LIMIT)

PROCLAMATIONS AND CERTIFICATES

1. [National City Celebrates Soapy Joe's Day 2020](#)

AWARDS AND RECOGNITIONS

PRESENTATIONS

INTERVIEWS / APPOINTMENTS

2. [Interviews and Appointments: Various Boards and Committees. \(City Clerk\)](#)

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

CONSENT CALENDAR

3. [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. \(City Clerk\)](#)
4. [Resolution of the City Council of the City of National City ratifying a standard agreement with the State of California Department of Housing and Community Development and establishing fund appropriations and a corresponding revenue budget for SB2 Grant funds in the amount of \\$310,000. \(Housing Authority\)](#)
5. [Resolution of the City Council of the City of National City: 1\) awarding a contract to Basile Construction, Inc. in the amount of \\$1,394,292 for the P-1 Sewer Upsize Project for Sweetwater High School, CIP No. 19-43; 2\) authorizing a 15% contingency in the amount of \\$209,143.80 for any unforeseen changes; and 3\) authorizing the Mayor to execute the contract. \(Engineering/Public Works\)](#)
6. [Resolution of the City Council of the City of National City: 1\) authorizing the Mayor to execute Program Supplement Agreement \(PSA\) No. U51 with the](#)

- State of California Department of Transportation (Caltrans) for the Citywide Bike Wayfinding Project to allow for reimbursement of up to \$15,000 in eligible project expenditures through the State Active Transportation Program (ATP); and 2) authorizing the establishment of an Engineering Grant Funds appropriation of \$15,000 and corresponding revenue budget. (Engineering/Public Works)
7. Resolution of the City Council of the City of National City: 1) authorizing the Mayor to execute Program Supplement Agreement (PSA) No. U52 with the State of California Department of Transportation (Caltrans) for the Central Community Mobility Enhancements Project to allow for reimbursement of up to \$43,000 in eligible project expenditures through the State Active Transportation Program (ATP); and 2) authorizing the establishment of an Engineering Grant Funds appropriation of \$43,000 and corresponding revenue budget. (Engineering/Public Works)
 8. Warrant Register #42 for the period of 4/8/20 through 4/14/20 in the amount of \$1,138,982.03. (Finance)
 9. Warrant Register #43 for the period of 4/15/20 through 4/21/20 in the amount of \$2,856,064.58. (Finance)

PUBLIC HEARINGS: ORDINANCES AND RESOLUTIONS

10. Public Hearing and Adoption of a Resolution of the City Council of the City of National City confirming the costs of Weed Abatement and Approving the report and account for such, after having a Public Hearing which considered any objections or protests; pursuant to National City Municipal Code Chapters 1.36 (Abatement of Public Nuisances) and 9.12 (Abatement of Weeds and other Fire Hazards). (Fire)
11. 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 2020/21. (Planning)
12. Public Hearing and Adoption of a Resolution of the City Council of the City of National City accepting the National City 2020/2021 Tax Roll Sewer Service Fees report, which identifies by parcel number, each parcel of real property receiving sewer services and the amount of sewer charges for each parcel for FY 2020-21 as required by the California Health and Safety Code Section 5473, Et Seq., pertaining to collection of sewer charges on the tax roll, directing the City Clerk to file the report with the San Diego County Auditor, and directing the City Engineer to file a certification of the sewer service charges with the San Diego County Auditor. (Engineering/Public Works)

NON CONSENT RESOLUTIONS

13. [Resolution of the City Council of the City of National City accepting and authorizing the Mayor to sign an Encroachment Permit Agreement with Protea National City, LLC, to install an outdoor designated plaza area in the alley with an alley pop-out, awnings, and balconies within the public right-of-way as part of the future 7-story mixed use development project located on 130 East 8th Street \(APN 556-472-26-00\). \(Engineering/Public Works\)](#)
14. [Resolution of the City Council of the City of National City: 1\) authorizing the acceptance of a Coronavirus Aid, Relief, and Economic Security \(CARES\) Act Coronavirus Relief Fund \(CRF\) allocation of \\$1,095,124 from the County of San Diego and 2\) authorizing the establishment of appropriations and corresponding revenue budgets for the funds. \(City Manager\)](#)

NEW BUSINESS

15. [Update on the status of the City of National City's Fiscal Year 2021 proposed budget. \(Finance\)](#)

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

16. [Report to City Council on the Homefront to Waterfront Connectivity Study. \(Engineering/Public Works\)](#)
17. [Report to City Council on the 24th Street Transit-Oriented Overlay District. \(Planning\)](#)
18. [Report on the presentation of the Focused General Plan Update including the Sixth Cycle Housing Element to the Housing Advisory Committee. \(Housing Authority\)](#)
19. [COVID-19 Update. \(City Manager\)](#)

MAYOR AND CITY COUNCIL

CLOSED SESSION

CLOSED SESSION REPORT

ADJOURNMENT

Regular Meeting of the City Council and Community Development Commission - Housing Authority of the City of National City - Tuesday - June 16, 2020 - 6:00 p.m. - Council Chambers - National City, California.

City Council Legislative Recess:

July 7, 2020 - City Council Meeting - Dispensed With

July 21, 2020 - City Council Meeting - Dispensed With

The following page(s) contain the backup material for Agenda Item: [National City Celebrates Soapy Joe's Day 2020](#)

Please scroll down to view the backup material.

Item # ____
06/02/20

National City Celebrates Soapy Joe's Day 2020

PROCLAMATION

FROM THE OFFICE OF THE MAYOR OF NATIONAL CITY

National City Celebrates Soapy Joe's Day 2020

WHEREAS, Soapy Joe's Car Wash is a family owned and operated business with (12) locations around San Diego County. As the leading eco-friendly car wash in the city and surrounding areas, Soapy Joe's has been committed not only to its customers and the community, but also to environmental sustainability initiatives for more than 20 years; and

WHEREAS, Long before eco-friendliness was a massive movement, the company was investing in eco-friendly car wash technology to respect Earth's most vital resource: water. As a pioneer in eco-friendly car wash technology, Soapy Joe's uses a water reclamation system that saves water and filters out harmful pollutants. This recycling process allows Soapy Joe's to save 20 gallons of fresh water for each wash. Studies show the average home car wash uses 140 gallons of water, while a wash Soapy Joe's uses less than 30; and

WHEREAS, Unlike washing at home where dirty and chemical-filled water drains straight to our ocean, lakes and rivers; water at Soapy Joe's that is not re-used is processed before being sent to sanitary sewer systems for further refinement and processing; and

WHEREAS, Soapy Joe's uses the most modern, up-to-date water reclamation system in the industry as part of the overall environmental sustainability initiatives. In addition, all of the products and cleaning chemicals are biodegradable and pH balanced to a neutral state—so both vehicles and the environment are not exposed to any harmful chemicals; and

WHEREAS, Sustainability has always been a top priority for Soapy Joe's, and the company is dedicated to its ongoing support of water efficiency and conservation in San Diego

NOW THEREFORE, BE IT RESOLVED, that I, **ALEJANDRA SOTELO-SOLIS, MAYOR OF THE CITY OF NATIONAL CITY**, do hereby proclaim April 16, 2020 as

Soapy Joe's Water Conservation and Eco-Friendly Day

and urge all National City residents to join in recognition of this significant occasion.

Alejandra Sotelo-Solis
Mayor

Mona Rios
Vice Mayor

Ron Morrison
Council Member

Gonzalo Quintero
Council Member

Jerry Cano
Council Member



⇌ CALIFORNIA ⇌

NATIONAL CITY

NATIONAL CITY, CALIFORNIA • INCORPORATED 1887



The following page(s) contain the backup material for Agenda Item: [Interviews and Appointments: Various Boards and Committees. \(City Clerk\)](#)
Please scroll down to view the backup material.

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

MEETING DATE: June 2, 2020

AGENDA ITEM NO. _____

ITEM TITLE:

Interviews and Appointments: Various Boards and Committees. (City Clerk)

PREPARED BY: Michael R. Dalla

DEPARTMENT: City Clerk

PHONE: (619) 336-4226

APPROVED BY: _____



EXPLANATION:

See attached.

FINANCIAL STATEMENT:

N/A

APPROVED: _____ Finance

APPROVED: _____ MIS

ACCOUNT NO.

ENVIRONMENTAL REVIEW:

ORDINANCE: INTRODUCTION:

FINAL ADOPTION:

STAFF RECOMMENDATION:

Take action as desired.

ATTACHMENTS:

Explanation
Applications

CITY BOARDS AND COMMISSIONS – JUNE 2, 2020

CIVIL SERVICE COMMISSION

(Appointing Authority: City Council / Staff Liaison: Robert Meteau)

There is one (1) vacancy on the Civil Service Commission. There are no new applicants.

Name
Vacancy

Interviewed
No Applicants

COMMUNITY AND POLICE RELATIONS COMMISSION (CPRC)

(Appointing Authority: Mayor, subject to confirmation by City Council and successful completion of a background check / Staff Liaison: Lauren Maxilom)

There is one (1) expired term on the CPRC. There are no new applicants.

Name
Michael Leslie

Interviewed
Requests reappointment*

PLANNING COMMISSION

(Appointing Authority: City Council / Staff Liaison: Martin Reeder)

There is one (1) expired term (**Sendt**) and one (1) vacancy. Mr. Sendt requests reappointment. There is one additional application to be taken up at a later meeting.

Name
William Sendt

Interviewed
Requests reappointment*

PUBLIC ART COMMITTEE (Appointing Authority: Mayor, subject to confirmation by City Council / Staff Liaison: Audrey Denham)

There is one (1) unexpired term Vacancy (**Gloria Pangelinan**) on the Public Art Committee. There are currently two (2) alternates (**Charles Reilly and Jacqueline Schliapnik**). Both are eligible for appointment.

Name
Charles Reilly
Jacqueline Schliapnik

Interviewed
Current Alternate, Appointed 05-07-19
Current Alternate, Appointed 12-17-19

VETERANS AND MILITARY FAMILIES ADVISORY COMMITTEE (Appointing Authority: Mayor, subject to confirmation by City Council / Staff Liaison: Lauren Maxilom)

There is one (1) vacancy on the Veterans and Military Families Advisory Committee. There are no applicants.

Name
Vacancy

Interviewed
No Applicants

CITY OF NATIONAL CITY

APPLICATION FOR APPOINTMENT TO CITY BOARDS, COMMISSIONS, AND COMMITTEES

- Community & Police Relations Commission* (CPRC)
Library Board of Trustees
Parks, Recreation & Senior Citizens Advisory Board
Veterans & Military Families Advisory Committee*
Civil Service Committee
Planning Commission
Public Art Committee*
Traffic Safety Committee

Applicants must be residents of the City of National City except for those marked by an * and all applicants must be U.S. Citizens.
Applicants for the Community and Police Relations Commission must pass a criminal background check prior to appointment.

Name: CHARLES J. REILLY E-Mail: CHARLESR@SAN.RR.COM
Home Address: 3421 STELSON AVE. SD CA 92122 Tel. No.: 858/452 6607(C)
Business Affiliation: CHARLES REILLY CO. MKTG/AD/PR Title: PRESIDENT (RETIRED)
Business Address: AS ABOVE Tel. No.: 858/452 6607(C)
Length of Residence in National City: 0 San Diego County: 31 California: 50

Educational Background: B.A. BROWN U. PROVIDENCE, RI (1967)
MBA SAN DIEGO STATE U., (1995)

Occupational Experience: HAVE WORKED FOR LARGE & SMALL BUSINESSES -- SERVICES, MANUFACTURING, ENGINEERING, HOSPITAL & MEDICAL, ARCHITECTURAL, EDUCATIONAL AND NON PROFITS
Professional or Technical Organization Memberships: WHEN ACTIVE PRIOR TO RETIREMENT, HAVE BEEN MEMBER OF AMER. MKTG ASSN., PRESS CLUB, PR CLUB, FINANCIAL INSTITUTION MKTG

Civic or Community Experience, Membership, or Previous Public Service Appointments: PLEASE SEE APPENDIX THAT IS ATTACHED

Experience or Special Knowledge Pertaining to Area of Interest: HAVE HAD A KEEN INTEREST IN ART FOR 40 YRS. MY WIFE IS A WELL KNOWN S.D. ARTS CURATOR AND WE SPEND MUCH TIME WITH ARTISTS AND COLLECTORS, AS WELL AS IN MUSEUMS.

Have you ever been convicted of a felony crime? No: X Yes: misdemeanor crime? No: X Yes: If any convictions were expunged disclosure is not required. Convictions are not necessarily disqualifying. Please feel free to provide an explanation or information regarding yes answers to the above two questions.

Date: 2/13/2018 Signature: [Handwritten Signature]

Please feel free to provide additional information or letters of endorsement.

Return completed form to: Office of the City Clerk, 1243 National City Blvd., National City, CA 941950

Thank you for your interest in serving the City of National City.

This documents is filed as a public document

Revised: March 2017

CC: Mr. Brad Rawston

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Appendix:

Volunteer Community Involvement / Leadership Activities

Charles J. Reilly

Board of Directors, American Marketing Association (San Diego Chapter)

Active in member-retention and member-networking programs (1995-96).

Board of Directors, Sushi Performance and Visual Art

KChair, Development Committee. Founded in 1980, Sushi presents contemporary performance, dance and visual artists (1995-96).

Marketing Committee, Museum of Contemporary Art, San Diego

Strive to enhance ties between city and museum, especially downtown (1991-93).

City Council District's Balboa Park Committee

Work with community, business and neighborhood leaders and City Councilmember to improve social, safety and visitor services (1990-93).

Organizer, Marston Hills Neighbors

Work with neighbors and government officials to create neighborhood/citizens group to represent an historic neighborhood tucked into Balboa Park (1986-92).

Board of Trustees, Save Our Heritage Organizational

Create Special Gifts Committee to substantially increase annual giving (1989-91). Consultant on board development and Chair, Nominating Committee, '95, '96.

National City Chamber of Commerce

Member (2009 – present)

Board Member and Executive Committee Member (2016 – present)

Port of San Diego Arts, Culture and Design Committee

National City Representative, appointed by Mayor and City Council (2016 – present)

Other activities:

Francis Parker School Scholarship Committee (1990); Public

Relations Society of America; National Society of Fund Raising Executives.

In Pasadena, California (until 1986):

Citywide Strategic Planning Task Force

Appointed by Mayor; active on Arts & Culture Panel. Initiate plans to guide elected officials in developing strategies to enhance the arts as a vehicle for community vision and economic development. Later appointed by Mayor to Marketing/Steering Committee to win community support, political backing and funding for recommended programs.

Vice President, Board of Trustees, Pasadena Heritage

Chair, Development Committee. Help secure \$25,000 challenge grant and raise about \$65,000 in first year of an “Associates” program. Plan and lead program, including Board solicitation.

Other activities:

American Marketing Association; American Red Cross;
American Cancer Society (Public Affairs Committee Chair).

CITY OF NATIONAL CITY

APPLICATION FOR APPOINTMENT
TO CITY BOARDS, COMMISSIONS, AND COMMITTEES

RECEIVED
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2019 JUN 12 AM 11:37

- Community & Police Relations Commission* (CPRC)
- Library Board of Trustees
- Parks, Recreation & Senior Citizens Advisory Board
- Veterans & Military Families Advisory Committee*

- Civil Service Commission
- Planning Commission
- Public Art Committee*
- Traffic Safety Committee

> Applicants must be residents of the City of National City except for those marked by an * and all applicants must be U.S. Citizens.

> Applicants for the Community and Police Relations Commission must pass a criminal background check prior to appointment.

Name: Jacqueline Schliapnik E-Mail: jackie@1045radio latina.ca

Home Address: 1018 E. Lexington Ave #21 Tel. No.: 619-607-7113

Business Affiliation: Radio Latina 104.5 FM Title: Account Executive

Business Address: 1690 W. Frontage Rd. CV-91911 Tel. No.: 619-336-7800

Length of Residence in National City: _____ San Diego County: 17 California: _____

Educational Background: Bachelors Degree - Communications
Broadcast Electronic Arts

Occupational Experience: Actor, MC, Voice over Artist,
Community Activist

Professional or Technical Organization Memberships: SD Hispanic Chamber of Commerce

Civic or Community Experience, Membership, or Previous Public Service Appointments:
Community Activism

Experience or Special Knowledge Pertaining to Area of Interest: I have studied art
my whole life and know how important it is to our society.

Have you ever been convicted of a felony crime? No: Yes: ___ misdemeanor crime? No: ___ Yes: ___
If any convictions were expunged disclosure is not required. Convictions are not necessarily disqualifying. Please feel free to provide an explanation or information regarding yes answers to the above two questions.

Date: 6/6/19 Signature: J Schliapnik

Please feel free to provide additional information or letters of endorsement.

Return completed form to: Office of the City Clerk, 1243 National City Blvd., National City, CA 91950

Thank you for your interest in serving the City of National City.



June 7, 2019

To: The Public Art Committee

I have worked with Jacqueline Schliapnik for 6 years at Radio Latina 104.5 FM. She serves as an Account Executive and dedicated Promotions Liason at station events.

Jackie has volunteered her time and talents to many organizations. She acted as Master of Ceremonies at Cinco de Mayo Con Orgullo in Chicano Park (2019). She Co-Hosted Kids Care Fest, an event providing Medical and Dental Care for kids under 18, for the Grossmont Healthcare District (2017-18) She hosted The Science and Art Expo in Barrio Logan in Spring 2019.

Jackie is passionate about the arts, and her mission is to elevate their role in the community. She performed in the play "Fefu and her Friends" at Olive Wood Gardens in National City (May 2018). She played the role of Sue, an independent woman in the 1930's, and had the opportunity to showcase her many talents by singing opera. This experience reinforced how important creativity and the arts are in her life and in the lives of others. Jacqueline also founded and produced an online radio station for Latinos world-wide.

Jacqueline Schliapnik's decades of experience in media, and devotion to theater and the arts would be a great asset to the Public Art Committee for National City.

Best Regards,

Ellen Ascher - Senior Account Executive - Radio Latina XLTN 104.5 FM

IMAGEN GROUP LLC
240 Hoover Ave., National City, CA 91950

Tel: (619) 336-7800 / Fax: (619) 420-1092
www.1045radfolatina.com



June 7th, 2019

To whom it may concern:

I am the programming Director for Radio Latina 104.5. I have known and worked with Jacqueline Schliapnik for over 6 years at Radio Latina. She is an Account Executive developing local advertising business and also works with the promotions team on station events.

We work together but also have a friendship. I see her passion for the community and her interest in making positive change. She recently made a dream come true of seeing all the art she studied as a child in the gate program, when she visited the Louvre in Paris and found herself finally face to face with some of the most poignant pieces of artwork in history like the Mona Lisa by Leonardo Da Vinci and Degas famous ballerinas amongst many.

Jackie enjoys singing, dancing, acting and voice over work as the arts have been a constant in her life. She would be happy to bring the arts to the forefront of the community by actively participating in that creative process.

The arts have been proven to be an important thread in the building of a community and we need more people willing to do so. Jacqueline Schliapnik would be highly recommended for the Public Art Committee of National City.

Thank you,


Libia Saiz
Radio Latina Program Director
619-336-7800

IMAGEN GROUP, INC.
2403 Hoover Ave., National City, CA 91950

Tel: (619) 336-7800 / Fax: (619) 420-1092
www.1045radiolatina.com

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 # ____

06/02/20

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: [Resolution of the City Council of the City of National City ratifying a standard agreement with the State of California Department of Housing and Community Development and establishing fund appropriations and a corresponding revenue budget for SB2 Grant funds in the amount of \\$310,000. \(Housing Authority\)](#)

Please scroll down to view the backup material.

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

MEETING DATE: June 2, 2020

AGENDA ITEM NO.:

ITEM TITLE:

Resolution of the City Council of the City of National City ratifying a standard agreement with the State of California Department of Housing and Community Development and establishing fund appropriations and a corresponding revenue budget for SB2 Grant funds in the amount of \$310,000.

PREPARED BY: Raymundo Pe, Principal Planner

DEPARTMENT: Housing Authority

PHONE: 619-336-4421

APPROVED BY: 

Carlos Aguirre, Director

EXPLANATION:

In August 2019, the City filed an application with the Department of Housing and Community Development (HCD) for SB2 Planning Grant funds in the amount of \$310,000. In November 2019, HCD notified the City of the award of the requested funding amount. A standard agreement was provided to the City in January 2020. This resolution would approve the standard agreement with the state and appropriate the grant funds in Fiscal Year 2020 and will carry over until the funded scope is completed. . The appropriation will be used to fund the update of the Housing Element of the General Plan and housing-related policies contained in the Land Use Element, Mobility Element, and Climate Action Plan. The current due date for the updated Housing Element is April 21, 2021.

FINANCIAL STATEMENT:

APPROVED:  **FINANCE**

No City match required.

ACCOUNT NO.

Revenue: 001-43326-3463

Expense: 001-443-326-*

APPROVED: _____ **MIS**

ENVIRONMENTAL REVIEW:

This activity is not a project as defined in Section 15378 of the California Code of Regulations; therefore, no further action is required under the California Environmental Quality Act.

ORDINANCE: INTRODUCTION FINAL ADOPTION Not applicable.

STAFF RECOMMENDATION:

Adopt the resolution approving the standard agreement and appropriating grant funds.

BOARD / COMMISSION RECOMMENDATION:

Not applicable.

ATTACHMENTS:

1. Standard Agreement.
2. Resolution.

DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT
ADMINISTRATION AND MANAGEMENT DIVISION
Business and Contract Services Branch
Contracts Office

2020 W. El Camino Avenue, Suite 130, 95833
P. O. Box 952054
Sacramento, CA 94252-2054
(916) 263-6928 / FAX (916) 263-6917
www.hcd.ca.gov



JAN 27 2017

Brad Raulston
City Manager
City of National City
1243 National City Blvd.
National City, CA 91950

RE: Grant 19-PGP-13376

Dear Brad Raulston:

Congratulations on your Planning Grants Program (PGP), 2019 NOFA award. Attached is an electronic copy of the Standard Agreement ("Agreement") with Exhibits A through E:

A. Standard Agreement Contents (STD 213 and Exhibits A through E)

STD 213 - Cover page

Exhibit A - Authority, Purpose and Scope of Work

Exhibit B - Budget Detail and Payment Provisions

Exhibit C* - State of California General Terms and Conditions - GTC 04/2017

**Exhibit C is now incorporated by reference; please see the STD 213 for additional information.*

Exhibit D - PGP Terms and Conditions

Exhibit E - Special Conditions

B. For expeditious handling of the contract, the Department offers two options for returning signed STD 213; please complete the following:

1. Review the entire Agreement thoroughly and, if necessary, discuss the requirements with your legal and financial advisors.
2. The person or persons authorized by the Resolution(s), must provide an **original signature, printed name, title and date, must use blue ink**, on the lower left-hand section entitled "Contractor" on the STD 213 and/or on page 2 of the STD 213, if applicable.
3. **Option One:** For electronic signature processing, reply to this Standard Agreement

email notification with the attached, fully signed STD 213 page(s). All signatures must be original and in **blue ink**. All signers must be included in the reply email and confirm acceptance of e-signing the Agreement.

4. **Option Two:** Print five copies of the Standard Agreement, STD 213. Do not send photocopies of the signed STD 213 page(s). All five copies must be an original signature with **wet, blue ink**; do not return the Exhibits to HCD.
5. **Note:** If the resolution did not authorize a designated official to sign the STD 213 and amendments thereto, your governing body must adopt a resolution authorizing a designated official(s) to sign the STD 213 and any subsequent amendments. If the authorized designee as reflected in the resolution, the awarded NOFA amount or your entity status has changed, you are required to provide, to the Department, a new resolution consistent with the terms of the NOFA award and adopted by your Board.
6. Return the e-signed copy or the five signed copies of the STD 213; and, if applicable, the certified resolution within 30 days from the date of this letter to the following address:

**Department of Housing and Community Development
Business & Contract Services Branch
Contracts Office, Attn. Kelvin Singh
2020 West El Camino Avenue, Suite 130
Sacramento, CA 95833**
7. Maintain a complete electronic version of the contract Agreement, STD 213 and Exhibits, for your pending file. **Note: The contract is not effective until it is signed by the Awardee's designated official and the Department.**

The Department reserves the right to cancel any pending Standard Agreement in its entirety if not returned within the required 30-day period.

Please contact Planning Grants Program Manager, Paul McDougall, at paul.mcdougall@hcd.ca.gov, if you have any questions regarding the Standard Agreement or the provisions therein.

Sincerely,



Kelvin Singh
Contract Analyst

Attachment
cc: Planning Grants Program, John Buettner

STATE OF CALIFORNIA - DEPARTMENT OF GENERAL SERVICES

STANDARD AGREEMENT

STD 213 (Rev. 03/2019)

AGREEMENT NUMBER

19-PGP-13376

PURCHASING AUTHORITY NUMBER (if applicable)

1. This Agreement is entered into between the Contracting Agency and the Contractor named below:

CONTRACTING AGENCY NAME

DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT

CONTRACTOR'S NAME

City of National City

2. The term of this Agreement is:

START DATE

Upon HCD Approval

THROUGH END DATE

12/31/2022

3. The maximum amount of this Agreement is:

\$310,000.00

4. The parties agree to comply with the terms and conditions of the following exhibits, which are by this reference made a part of the Agreement.

EXHIBITS	TITLE	PAGES
Exhibit A	Authority, Purpose and Scope of Work	2
Exhibit B	Budget Detail and Payment Provisions	5
Exhibit C*	State of California General Terms and Conditions	GTC - 04/2017
Exhibit D	PGP Terms and Conditions	8
Exhibit E	Special Conditions	0
TOTAL NUMBER OF PAGES ATTACHED		15

Items shown with an asterisk (*), are hereby incorporated by reference and made part of this agreement as if attached hereto.

These documents can be viewed at <https://www.dgs.ca.gov/OLS/Resources>

IN WITNESS WHEREOF, THIS AGREEMENT HAS BEEN EXECUTED BY THE PARTIES HERETO.

CONTRACTOR

CONTRACTOR NAME (if other than an individual, state whether a corporation, partnership, etc.)

City of National City

CONTRACTOR BUSINESS ADDRESS

1243 National City Blvd.

CITY

National City

STATE

CA

ZIP

91950

PRINTED NAME OF PERSON SIGNING

Brad Raulston

TITLE

City Manager

CONTRACTOR AUTHORIZED SIGNATURE



DATE SIGNED

5/14/20

STATE OF CALIFORNIA

CONTRACTING AGENCY NAME

Department of Housing and Community Development

CONTRACTING AGENCY ADDRESS

2020 W. El Camino Ave., Suite 130

CITY

Sacramento

STATE

CA

ZIP

95833

PRINTED NAME OF PERSON SIGNING

Synthia Rhinehart

TITLE

Contracts Manager,
Business & Contract Services Branch

CONTRACTING AGENCY AUTHORIZED SIGNATURE

DATE SIGNED

California Department of General Services Approval (or exemption, if applicable)

Exempt per; SCM Vol. 1 4.04.A.3 (DGS memo dated 6/12/1981)

EXHIBIT A

AUTHORITY, PURPOSE AND SCOPE OF WORK

1. Authority

Pursuant to Health and Safety Code section 50470, subdivision (b)(1)(A), the State of California Department of Housing and Community Development (the "Department" or "State") has established the Planning Grants Program ("PGP," or the "Program" as defined in Section 102 of the Guidelines) for Local Governments and Localities. This Standard Agreement, along with all its exhibits (the "Agreement"), is entered into under the authority of, and in furtherance of, the purpose of the Program. Pursuant to Health and Safety Code Section 50470, subdivision (d), the Department has issued the Senate Bill 2 Planning Grants Program Year 1 Guidelines (the "Guidelines") dated December 2018 governing the Program, and a Notice of Funding Availability ("NOFA") dated March 28, 2019.

2. Purpose

In accordance with the authority cited above, the Grantee has been awarded financial assistance in the form of a grant from the Program. The Department has agreed to make the grant to provide financial assistance for the preparation, adoption and implementation of a plan for Accelerating Housing Production and Streamlined Housing Production (as defined in Section 102 of the Guidelines) pursuant to the terms of the Guidelines, the NOFA, and this Agreement. By entering into this Agreement and thereby accepting the award of the Program funds, the Grantee agrees to comply with the terms and conditions of the Guidelines, the NOFA, this Agreement, the representations contained in the application, and the requirements of the authority cited above. Based on the representations made by the Grantee, the State shall provide a grant in the amount shown in Exhibit B, Section 2.

3. Definitions

Terms herein shall have the same meaning as definitions in Section 102 of the Guidelines.

4. Scope of Work

Update planning documents, entitlement processes or zoning ordinances in accordance with the Grantee's Schedule F: Project Timeline and Budget, as provided by the Grantee in the SB 2 Planning Grant Program application used for subsequent approval by the Department.

5. Department Contract Coordinator

The Contract Coordinator of this Agreement for the Department is the Housing Policy Development Manager, or the Manager's designee. Unless otherwise informed, any

Planning Grants Program (PGP)
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Approved Date: October 17, 2019
Prep. Date: December 6, 2019

EXHIBIT A

notice, report, or other communication required by this Agreement shall be mailed by first class mail to the Department Contract Coordinator at the following address:

Department of Housing and Community Development
Housing Policy Development
Land Use Planning Unit
Attention: PGP Program Manager
2020 West El Camino Avenue, Suite 500
Sacramento, CA 95833
P. O. Box 952050
Sacramento, CA 94252-2050

Planning Grants Program (PGP)
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Prep. Date: December 6, 2019

EXHIBIT B

BUDGET DETAIL AND PAYMENT PROVISIONS

1. Application for Funds

- A. The Department is entering into this Agreement on the basis of, and in reliance on facts, information, assertions and representations contained in the Application and any subsequent modifications or additions thereto approved by the Department. The Application and any approved modifications and additions thereto are hereby incorporated into this Agreement.
- B. The Grantee warrants that all information, facts, assertions and representations contained in the Application and approved modifications and additions thereto are true, correct, and complete to the best of the Grantee's knowledge. In the event that any part of the Application and any approved modification and addition thereto is untrue, incorrect, incomplete, or misleading in such a manner that would substantially affect the Department's approval, disbursement, or monitoring of the funding and the grant or activities governed by this Agreement, the Department may declare a breach hereof and take such action or pursue such remedies as are provided for breach hereof.

2. Grant and Reimbursement Limit

The maximum total amount granted and reimbursable to the Grantee pursuant to this Agreement shall not exceed \$310,000.

3. Grant Timelines

- A. This Agreement is effective upon approval by all parties and the Department, which is evidenced by the date signed by the Department on page one, Standard Agreement, STD 213 (the "Effective Date").
- B. All Grant funds must be expended by June 30, 2022.
- C. The Grantee shall deliver to the Department all final invoices for reimbursement on or before February 28, 2022, to ensure meeting the June 30, 2022 deadline. Under special circumstances, as determined by the Department, the Department may modify the February 28, 2022 deadline.
- D. It is the responsibility of the Grantee to monitor the project and timeliness of draws within the specified dates.

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EXHIBIT B

4. Allowable Uses of Grant Funds

- A. The Department shall not award or disburse funds unless it determines that the grant funds shall be expended in compliance with the terms and provisions of the Guidelines, the NOFA, and this Agreement.
- B. Grant funds shall only be used by the Grantee for project activities approved by the State that involve the preparation and adoption of project activities as stated in the scope of work, project description, project timeline and other parts of the application, and eligible activities and uses pursuant to Article III of the Guidelines.
- C. Grant funds may not be used for administrative costs of persons employed by the Grantee for activities not directly related to the preparation and adoption of the proposed activity.
- D. The Grantee shall use no more than 5 percent of the total grant amount for costs related to administration of the project.
- E. A Grantee that receives funds under this Program may use a subcontractor. The subcontract shall provide for compliance with all the requirements of the Program. The subcontract shall not relieve the Grantee of its responsibilities under the Program.
- F. After the contract has been executed by the Department and all parties, approved and eligible costs for eligible activities may be reimbursed for the project(s) upon completion of deliverables in accordance with Schedule F: Project Timeline and Budget and the Statement of Work and subject to the terms and conditions of this Agreement.
- G. Only approved and eligible costs incurred for work after the NOFA date, continued past the date of execution and acceptance of the Standard Agreement and completed during the grant term will be reimbursable.
- H. Approved and eligible costs incurred prior to the NOFA date are ineligible.

5. Performance

The Grantee shall take such actions, pay such expenses, and do all things necessary to complete the scope of work specified in Exhibit A and as incorporated by the SB 2 Program application in accordance with the schedule for completion set forth therein and within the terms and conditions of this Agreement.

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EXHIBIT B

6. Fiscal Administration

- A. The Grantee is responsible for maintaining records which fully disclose the activities funded by the PGP grant. Adequate documentation for each reimbursable transaction shall be maintained to permit the determination, through an audit if requested by the State, of the accuracy of the records and the allowability of expenditures charged to PGP grant funds. If the allowability of expenditure cannot be determined because records or documentation are inadequate, the expenditure may be disallowed, and the State shall determine the reimbursement method for the amount disallowed. The State's determination of the allowability of any expense shall be final, absent fraud, mistake or arbitrariness.
- B. Work must be completed prior to requesting reimbursement. The Department may make exceptions to this provision on a case by case basis. In unusual circumstances, the Department may consider alternative arrangements to reimbursement and payment methods based on documentation demonstrating cost burdens, including the inability to pay for work.
- C. Prior to receiving reimbursement, the Grantee shall submit the following documentation:
- 1) Government Agency Taxpayer ID Form (GovTIN; Fi\$cal form);
 - 2) A Request for Funds on a form provided by the Department; and
 - 3) Any and all documentation requested by the Department in the form and manner as outlined in the following subsection D.
- D. Grantee shall submit all required reimbursement documentation to the following address:
- Department of Housing and Community Development
Housing Policy Development
Land Use Planning Unit
Attention: PGP Program Manager
2020 West El Camino Avenue, Suite 500
Sacramento, CA 95833
P. O. Box 952050
Sacramento, CA 94252-2050
- E. The Grantee shall submit invoices for reimbursement to the Department according to the following schedule:

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EXHIBIT B

- 1) At maximum, once per quarter; or
- 2) Upon completion of a deliverable, subject to the Department's approval; and
- 3) At minimum, one invoice for reimbursement annually.

The Department will use the 2019 calendar year beginning with January, with first requests for reimbursement accepted on or after September 30, 2019.

- F. The request for reimbursement must be for a minimum of 15 percent of the maximum grant amount awarded. The Department may consider exceptions to the minimum amount requested on a case-by-case basis. All invoices shall reference the contract number and shall be signed and submitted to the Department's Program Manager at the address provided above in Section 6, item D of Exhibit B. Invoices shall include at a minimum the following information:
- 1) Names of the Grantee's personnel performing work;
 - 2) Dates and times of project work;
 - 3) Itemized costs in accordance with the Schedule F: Project Timeline and Budget and Statement of Work, including identification of each employee, contractor, subcontractor staff who provided services during the period of the invoice, the number of hours and hourly rates for each of the Grantee's employees, contractor(s), sub-recipient(s) or subcontractor's staff member(s), authorized expenses with receipts, and contractor, sub-recipient and subcontractor invoices; and
 - 4) Any other documents, certifications, or evidence deemed necessary by the Department prior to disbursement of grant funds.
- G. The Department will reimburse the Grantee directly for all allowable project costs as promptly as the Department's fiscal procedures permit upon receipt of an itemized signed invoice.
- H. The Department recognizes that budgeted deliverable amounts are based upon estimates. Grantees may request, in writing, a budget adjustment across deliverables subject to written approval by the Department, as long as the total budget does not exceed the maximum amount awarded to the Grantee.
- I. Grant funds cannot be disbursed until this Standard Agreement has been fully executed.

EXHIBIT B

- J. Grant fund payments will be made on a reimbursement basis; advance payments are not allowed. The Grantee, its subcontractors and all partners, must have adequate cash flow to pay all grant-related expenses prior to requesting reimbursement from the Department. The Department may consider alternative arrangements to reimbursement and payment methods based on documentation demonstrating cost burdens, including the inability to pay for work pursuant to Section 601(f) of the Guidelines.

- K. The Grantee will be responsible for compiling and submitting all invoices, supporting documentation and reporting documents. Invoices must be accompanied by reporting materials where appropriate. Invoices without the appropriate reporting materials will not be paid.
 - 1) Supporting documentation may include, but is not limited to; purchase orders, receipts, progress payments, subcontractor invoices, timecards, or any other documentation as deemed necessary by the Department to support the reimbursement to the Grantee for expenditures incurred.

- L. The Grantee will submit for reimbursements to the Department based on actual costs incurred, and must bill the State based on clear and completed objectives and deliverables as outlined in the application, in Schedule F: Project Timeline and Budget, the Statement of Work, and/or any and all documentation incorporated into this Standard Agreement and made a part thereof.

- M. The Department may withhold 10 percent of the grant until grant terms have been fulfilled to the satisfaction of the Department.

EXHIBIT D

PGP TERMS AND CONDITIONS

1. Reporting

- A. During the term of the Standard Agreement the Grantee shall submit, upon request of the Department, a performance report that demonstrates satisfaction of all requirements identified in this Standard Agreement.
- B. Upon completion of all objectives and deliverables required to fulfill this contract pursuant to Schedule F: Project Timeline and Budget and the Scope of Work, Exhibit A, Section 4, and as referred to in Exhibit B, Section 6, subsection K. within this Standard Agreement, the Grantee shall submit a final close out report in accordance with Section 604, subsection (b), and as instructed in Attachment 3 of the December 2018 Planning Grants Program Guidelines. The close out report shall be submitted with the final invoice by the end of the grant term as listed in Exhibit B, Section 3, subsection C.

2. Accounting Records

- A. The Grantee, its staff, contractors and subcontractors shall establish and maintain an accounting system and reports that properly accumulate incurred project costs by line. The accounting system shall conform to Generally Accepted Accounting Principles (GAAP), enable the determination of incurred costs at interim points of completion, and provide support for reimbursement payment vouchers or invoices.
- B. The Grantee must establish a separate ledger account for receipts and expenditures of grant funds and maintain expenditure details in accordance with the scope of work, project timeline and budget. Separate bank accounts are not required.
- C. The Grantee shall maintain documentation of its normal procurement policy and competitive bid process (including the use of sole source purchasing), and financial records of expenditures incurred during the course of the project in accordance with GAAP.
- D. The Grantee agrees that the state or designated representative shall have the right to review and to copy any records and supporting documentation pertaining to the performance of the Standard Agreement.
- E. Subcontractors employed by the Grantee and paid with moneys under the terms of this Standard Agreement shall be responsible for maintaining accounting records as specified above.

3. Audits

- A. At any time during the term of the Standard Agreement, the Department may perform or cause to be performed a financial audit of any and all phases of the award. At the

EXHIBIT D

Department's request, the Grantee shall provide, at its own expense, a financial audit prepared by a certified public accountant. The State of California has the right to review project documents and conduct audits during and over the project life.

- 1) The Grantee agrees that the Department or the Department's designee shall have the right to review, obtain, and copy all records and supporting documentation pertaining to performance of this Agreement.
 - 2) The Grantee agrees to provide the Department or the Department's designee, with any relevant information requested.
 - 3) The Grantee agrees to permit the Department or the Department's designee access to its premises, upon reasonable notice, during normal business hours for the purpose of interviewing employees who might reasonably have information related to such records and inspecting and copying such books, records, accounts, and other material that may be relevant to a matter under investigation for the purpose of determining compliance with statutes, Program guidelines, and this Agreement.
- B. If a financial audit is required by the Department, the audit shall be performed by an independent certified public accountant. Selection of an independent audit firm shall be consistent with procurement standards contained in Exhibit D, Section 8 subsection A. of this Standard Agreement.
- 1) The Grantee shall notify the Department of the auditor's name and address immediately after the selection has been made. The contract for the audit shall allow access by the Department to the independent auditor's working papers.
 - 2) The Grantee is responsible for the completion of audits and all costs of preparing audits.
 - 3) If there are audit findings, the Grantee must submit a detailed response acceptable to the Department for each audit finding within 90 days from the date of the audit finding report.
- C. The Grantee agrees to maintain such records for possible audit after final payment pursuant to Exhibit D, Section 3, subsection E. below, unless a longer period of records retention is stipulated.
- 1) If any litigation, claim, negotiation, audit, monitoring, inspection or other action has been started before the expiration of the required record retention period, all records must be retained by the Grantee, contractors and sub-contractors until completion of the action and resolution of all issues which arise from it. The Grantee shall include in any contract that it enters into in an amount exceeding \$10,000, the Department's right to audit the contractor's records and interview their employees.

EXHIBIT D

2) The Grantee shall comply with the caveats and be aware of the penalties for violation of fraud and for obstruction of investigation as set forth in California Public Contracts Code Section 10115.10.

D. The determination by the Department of the eligibility of any expenditure shall be final.

E. The Grantee shall retain all books and records relevant to this Agreement for a minimum of (3) three years after the end of the term of this Agreement. Records relating to any and all audits or litigation relevant to this Agreement shall be retained for five years after the conclusion or resolution of the matter.

4. Remedies of Non-performance

A. Any dispute concerning a question of fact arising under this Standard Agreement that is not disposed of by agreement shall be decided by the Department's Housing Policy Development Manager, or the Manager's designee, who may consider any written or verbal evidence submitted by the Grantee. The decision of the Department's Housing Policy Development Manager or Designee shall be the Department's final decision regarding the dispute.

B. Neither the pendency of a dispute nor its consideration by the Department will excuse the Grantee from full and timely performance in accordance with the terms of this Standard Agreement.

C. In the event that it is determined, at the sole discretion of the Department, that the Grantee is not meeting the terms and conditions of the Standard Agreement, immediately upon receiving a written notice from the Department to stop work, the Grantee shall cease all work under the Standard Agreement. The Department has the sole discretion to determine that the Grantee meets the terms and conditions after a stop work order, and to deliver a written notice to the grantee to resume work under the Standard Agreement.

D. Both the Grantee and the Department have the right to terminate the Standard Agreement at any time upon 30 days written notice. The notice shall specify the reason for early termination and may permit the grantee or the Department to rectify any deficiency(ies) prior to the early termination date. The Grantee will submit any requested documents to the Department within 30 days of the early termination notice.

E. There must be a strong implementation component for the funded activity through this Program, including, where appropriate, agreement by the locality to formally adopt the completed planning document. Localities that do not formally adopt the funded activity could be subject to repayment of the grant.

F. The following shall each constitute a breach of this Agreement:

1) Grantee's failure to comply with any of the terms and conditions of this Agreement.

2) Use of, or permitting the use of, grant funds provided under this Agreement for any

EXHIBIT D

ineligible costs or for any activity not approved under this Agreement.

- 3) Any failure to comply with the deadlines set forth in this Agreement unless approved by the Program Manager.

G. In addition to any other remedies that may be available to the Department in law or equity for breach of this Agreement, the Department may at its discretion, exercise the following remedies:

- 1) Disqualify the Grantee from applying for future PGP Funds or other Department administered grant programs;
- 2) Revoke existing PGP award(s) to the Grantee;
- 3) Require the return of unexpended PGP funds disbursed under this Agreement;
- 4) Require repayment of PGP Funds disbursed and expended under this agreement;
- 5) Seek a court order for specific performance of the obligation defaulted upon, or the appointment of a receiver to complete the obligations in accordance with the PGP Program requirements; and
- 6) Other remedies available at law, or by and through this agreement. All remedies available to the Department are cumulative and not exclusive.
- 7) The Department may give written notice to the Grantee to cure the breach or violation within a period of not less than 15 days.

5. Indemnification

Neither the Department nor any officer or employee thereof is responsible for any injury, damage or liability occurring by reason of anything done or omitted to be done by the Grantee, its officers, employees, agents, its contractors, its sub-recipients or its subcontractors under or in connection with any work, authority or jurisdiction conferred upon the Grantee under this Standard Agreement. It is understood and agreed that the Grantee shall fully defend, indemnify and save harmless the Department and all of the Department's staff from all claims, suits or actions of every name, kind and description brought forth under, including, but not limited to, tortious, contractual, inverse condemnation or other theories or assertions of liability occurring by reason of anything done or omitted to be done by the Grantee, its officers, employees, agents contractors, sub-recipients, or subcontractors under this Standard Agreement.

6. Waivers

No waiver of any breach of this Agreement shall be held to be a waiver of any prior or subsequent breach. The failure of the Department to enforce at any time the provisions of this Agreement, or to require at any time, performance by the Grantee of these provisions, shall in no way be

EXHIBIT D

construed to be a waiver of such provisions nor to affect the validity of this Agreement or the right of the Department to enforce these provisions.

7. Relationship of Parties

It is expressly understood that this Standard Agreement is an agreement executed by and between two independent governmental entities and is not intended to, and shall not be construed to, create the relationship of agent, servant, employee, partnership, joint venture or association, or any other relationship whatsoever other than that of an independent party.

8. Third-Party Contracts

- A. All state-government funded procurements must be conducted using a fair and competitive procurement process. The Grantee may use its own procurement procedures as long as the procedures comply with all City/County laws, rules and ordinances governing procurement, and all applicable provisions of California state law.
- B. Any contract entered into as a result of this Agreement shall contain all the provisions stipulated in the Agreement to be applicable to the Grantee's sub-recipients, contractors, and subcontractors. Copies of all agreements with sub-recipients, contracts, and subcontractors must be submitted to the Department's program manager.
- C. The Department does not have a contractual relationship with the Grantee's sub-recipients, contractors, or subcontractors, and the Grantee shall be fully responsible for all work performed by its sub-recipients, contractors, or subcontractors.
- D. In the event the Grantee is partnering with another jurisdiction or forming a collaborative effort between the Grantee and other jurisdictions who are grantees of the SB 2 Planning Grants Program, the Grantee acknowledges that each partner and/or all entities forming the SB 2 Planning Grants Program collaborative are in mutual written agreement with each other but are contractually bound to the Department under separate, enforceable contracts.
- E. In the event the Grantee is partnering with another jurisdiction or forming a collaborative effort with other entities that are not grantees of the SB 2 Planning Grants Program, the Department shall defer to the provisions as noted in subsections 8(B) and 8(C) of this part.

9. Compliance with State and Federal Laws, Rules, Guidelines and Regulations

- A. The Grantee agrees to comply with all state and federal laws, rules and regulations that pertain to construction, health and safety, labor, fair employment practices, equal opportunity, and all other matters applicable to the grant, the Grantee, its contractors or subcontractors, and any other grant activity.
- B. During the performance of this Agreement, the Grantee assures that no otherwise qualified person shall be excluded from participation or employment, denied program

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EXHIBIT D

benefits, or be subjected to discrimination based on race, color, ancestry, national origin, sex, gender, gender identity, gender expression, genetic information, age, disability, handicap, familial status, religion, or belief, under any program or activity funded by this contract, as required by Title VI of the Civil Rights Act of 1964, the Fair Housing Act (42 USC 3601-20) and all implementing regulations, and the Age Discrimination Act of 1975 and all implementing regulations.

- C. The Grantee shall include the nondiscrimination and compliance provisions of this clause in all agreements with its sub-recipients, contractors, and subcontractors, and shall include a requirement in all agreements with all of same that each of them in turn include the nondiscrimination and compliance provisions of this clause in all contracts and subcontracts they enter into to perform work under the PGP.
- D. The Grantee shall, in the course of performing project work, fully comply with the applicable provisions of the Americans with Disabilities Act (ADA) of 1990, which prohibits discrimination on the basis of disability, as well as all applicable regulations and guidelines issued pursuant to the ADA. (42 U.S.C. 12101 et seq.)
- E. The Grantee shall adopt and implement affirmative processes and procedures that provide information, outreach and promotion of opportunities in the PGP project to encourage participation of all persons regardless of race, color, national origin, sex, religion, familial status, or disability. This includes, but is not limited to, a minority outreach program to ensure the inclusion, to the maximum extent possible, of minorities and women, and entities owned by minorities and women, as required by 24 CFR 92.351.

10. Litigation

- A. If any provision of this Agreement, or an underlying obligation, is held invalid by a court of competent jurisdiction, such invalidity, at the sole discretion of the Department, shall not affect any other provisions of this Agreement and the remainder of this Agreement shall remain in full force and effect. Therefore, the provisions of this Agreement are, and shall be, deemed severable.
- B. The Grantee shall notify the Department immediately of any claim or action undertaken by or against it, which affects or may affect this Agreement or the Department, and shall take such action with respect to the claim or action as is consistent with the terms of this Agreement and the interests of the Department.

11. Changes in Terms/Amendments

This Agreement may only be amended or modified by mutual written agreement of both parties.

12. State-Owned Data

- A. Definitions

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Approved Date: October 17, 2019
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EXHIBIT D

1) Work:

The work to be directly or indirectly produced by the Grantee, its employees, or by and of the Grantee's contractor's, subcontractor's and/or sub-recipient's employees under this Agreement.

2) Work Product:

All deliverables created or produced from Work under this Agreement including, but not limited to, all Work and Deliverable conceived or made, or made hereafter conceived or made, either solely or jointly with others during the term of this Agreement and during a period of six months after the termination thereof, which relates to the Work commissioned or performed under this Agreement. Work Product includes all deliverables, inventions, innovations, improvements, or other works of authorship Grantee and/or Grantee's contractor subcontractor and/or sub-recipient may conceive of or develop in the course of this Agreement, whether or not they are eligible for patent, copyright, trademark, trade secret or other legal protection.

3) Inventions:

Any ideas, methodologies, designs, concept, technique, invention, discovery, improvement or development regardless of patentability made solely by the Grantee or jointly with the Grantee's contractor, subcontractor and/or sub-recipient and/or Grantee's contractor, subcontractor, and/or sub-recipient's employees with one or more employees of the Department during the term of this Agreement and in performance of any Work under this Agreement, provided that either the conception or reduction to practice thereof occurs during the term of this Agreement and in performance of Work issued under this Agreement.

B. Ownership of Work Product and Rights

- 1) All work Product derived by the Work performed by the Grantee, its employees or by and of the Grantee's contractor's, subcontractor's and/or sub-recipient's employees under this Agreement, shall be owned by the Department and shall be considered to be works made for hire by the Grantee and the Grantee's contractor, subcontractor and/or subrecipient for the Department. The Department shall own all copyrights in the work product.
- 2) Grantee, its employees and all of Grantee's contractor's, subcontractor's and sub-recipient's employees agree to perpetually assign, and upon creation of each Work Product automatically assigns, to the Department, ownership of all United States and international copyrights in each and every Work Product, insofar as any such Work Product, by operation of law, may not be considered work made for hire by the Grantee's contractor, subcontractor and/or subrecipient from the Department. From time to time upon the Department's request, the Grantee's contractor, subcontractor and/or subrecipients, and/or its employees, shall confirm such

EXHIBIT D

assignments by execution and delivery of such assignment, confirmations or assignment or other written instruments as the Department may request. The Department shall have the right to obtain and hold in its name all copyright registrations and other evidence of rights that may be available for Work Product under this Agreement. Grantee hereby waives all rights relating to identification of authorship restriction or limitation on use or subsequent modification of the Work.

- 3) Grantee, its employees and all Grantee's contractors, subcontractors and sub-recipients hereby agrees to assign to the Department all Inventions, together with the right to seek protection by obtaining patent rights therefore and to claim all rights or priority thereunder and the same shall become and remain the Department's property regardless of whether such protection is sought. The Grantee, its employees and Grantee's contractor, subcontractor and /or subrecipient shall promptly make a complete written disclosure to the Department of each Invention not otherwise clearly disclosed to the Department in the pertinent Work Product, specifically noting features or concepts that the Grantee, its employees and/or Grantee's contractor, subcontractor and/or subrecipient believes to be new or different.
- 4) Upon completion of all work under this Agreement, all intellectual property rights, ownership and title to all reports, documents, plans, specifications and estimates, produced as part of this Agreement will automatically be vested in Department and no further agreement will be necessary to transfer ownership to Department.

13. Special Conditions

The State reserves the right to add any special conditions to this Agreement it deems necessary to assure that the policy and goals of the Program are achieved.

RESOLUTION NO. 2020-

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY RATIFYING A STANDARD AGREEMENT WITH THE STATE OF CALIFORNIA DEPARTMENT OF HOUSING AND COMMUNITY DEVELOPMENT AND ESTABLISHING FUND APPROPRIATIONS AND A CORRESPONDING REVENUE BUDGET FOR SB2 GRANT FUNDS IN THE AMOUNT OF \$310,000

WHEREAS, the State of California, Department of Housing and Community Development (Department) has issued a Notice of Funding Availability dated March 29, 2019, for its Planning Grants Program; and

WHEREAS, the Department is authorized to provide up to \$123 million under the SB 2 Planning Grants Program from the Building Homes and Jobs Trust Fund for assistance (as described in Health and Safety Code section 50470 et seq. (Chapter 364, Statutes of 2017 (SB 2) related to the PGP Program; and

WHEREAS, the City Council authorized City staff to apply for and submit to the Department the 2019 Planning Grants Program application released March 29, 2019 in the amount of \$310,000 by Resolution 2019-108 dated August 6, 2019; and

WHEREAS, in November 2019 the Department notified the City of National City ("City") of the award of the requested SB2 Grant amount and a Standard Agreement was provided to the City in January 2020.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of National City ratifies the City Manager's execution of the Standard Agreement with the Department and establishes fund appropriations and a corresponding revenue budget for SB2 Grant funds in the amount of \$310,000. A copy of the Standard Agreement is on file in the Office of the City Clerk.

PASSED and ADOPTED this 2nd day of June, 2020.

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: [Resolution of the City Council of the City of National City: 1\) awarding a contract to Basile Construction, Inc. in the amount of \\$1,394,292 for the P-1 Sewer Upsize Project for Sweetwater High School, CIP No. 19-43; 2\) authorizing a 15% contingency in the amount of \\$209,143.80 for any unforeseen changes; and 3\) authorizing the Mayor to execute the contract. \(Engineering/Public Works\)](#)

Please scroll down to view the backup material.

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

MEETING DATE: June 2, 2020

AGENDA ITEM NO.:

ITEM TITLE:

Resolution of the City Council of the City of National City, 1) awarding a contract to Basile Construction, Inc. in the amount of \$1,394,292 for the P-1 Sewer Upsize Project for Sweetwater High School, CIP No. 19-43; 2) authorizing a 15% contingency in the amount of \$209,143.80 for any unforeseen changes; and 3) authorizing the Mayor to execute the contract.

PREPARED BY: Carla Hutchinson, Assistant Engineer - Civil
PHONE: 619-336-4388



DEPARTMENT: Engineering and Public Works
APPROVED BY: 

EXPLANATION:

See attached explanation.

FINANCIAL STATEMENT:

APPROVED:  **FINANCE**

ACCOUNT NO.

APPROVED: _____ **MIS**

Contract Award (Funds are appropriated and available through prior City Council CIP Appropriations)

Expenditure Account: 125-409-500-598-2024 (Sewer Upsizing CIP) - \$1,394,292

15% contingency (Funds are appropriated and available through prior City Council CIP Appropriations)

Expenditure Account: 125-409-500-598-2024 (Sewer Upsizing CIP) - \$209,143.80

ENVIRONMENTAL REVIEW:

A CEQA Categorical Exemption was determined on January 23, 2020. The Notice of Exemption has been filed with the County Recorder's Office on February 3, 2020.

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

STAFF RECOMMENDATION:

Adopt Resolution awarding a contract to Basile Construction, Inc. in the amount of \$1,394,292 for the P-1 Sewer Upsize Project for Sweetwater High School, CIP No. 19-43.

BOARD / COMMISSION RECOMMENDATION:

N/A

ATTACHMENTS:

1. Explanation w/Exhibit
2. Bid Opening Summary
3. Three Lowest Bidders Summary
4. Owner-Contractor Agreement
5. Resolution

EXPLANATION

The P-1 Sewer Upsize Project includes open trench construction to remove and replace approximately 1490 linear feet of 8 inch diameter vitrified clay pipe (VCP) with 12 inch diameter PVC sewer main, manholes, laterals including pavement restoration, and placing a new sewer access road near the 2800 Block of D Avenue, just west of D Avenue. The work commences approximately 750 feet west of D Avenue and proceeds east for approximately 1500 feet through Sweetwater High School property and ends at F Avenue (see attached exhibit).

On April 6, 2020, the bid solicitation was posted on PlanetBids, a free public electronic bidding system for contractors. On April 8, 2020 and April 10, 2020, the bid solicitation was advertised in local newspapers.

On May 1, 2020, three (3) bids were received electronically on PlanetBids by the 2:00 p.m. deadline. Bid results were available immediately after the 2:00 p.m. deadline. HPS Mechanical, Inc. was the apparent lowest bidder. Upon review of all submitted documents, HPS Mechanical, Inc. was deemed "non-responsive" due to bid irregularities.

Basile Construction, Inc. was the second lowest bidder with a total base bid plus alternative bid amount of \$1,706,692.00:

- Base Bid – \$1,394,292 (Awarded)
- Alternate Bid - \$312,400 (Not awarded)

Upon review of all required documents submitted and reference checks, Basile Construction, Inc. was deemed responsive, and are the lowest responsible bidder qualified to perform the work as described in the project specifications.

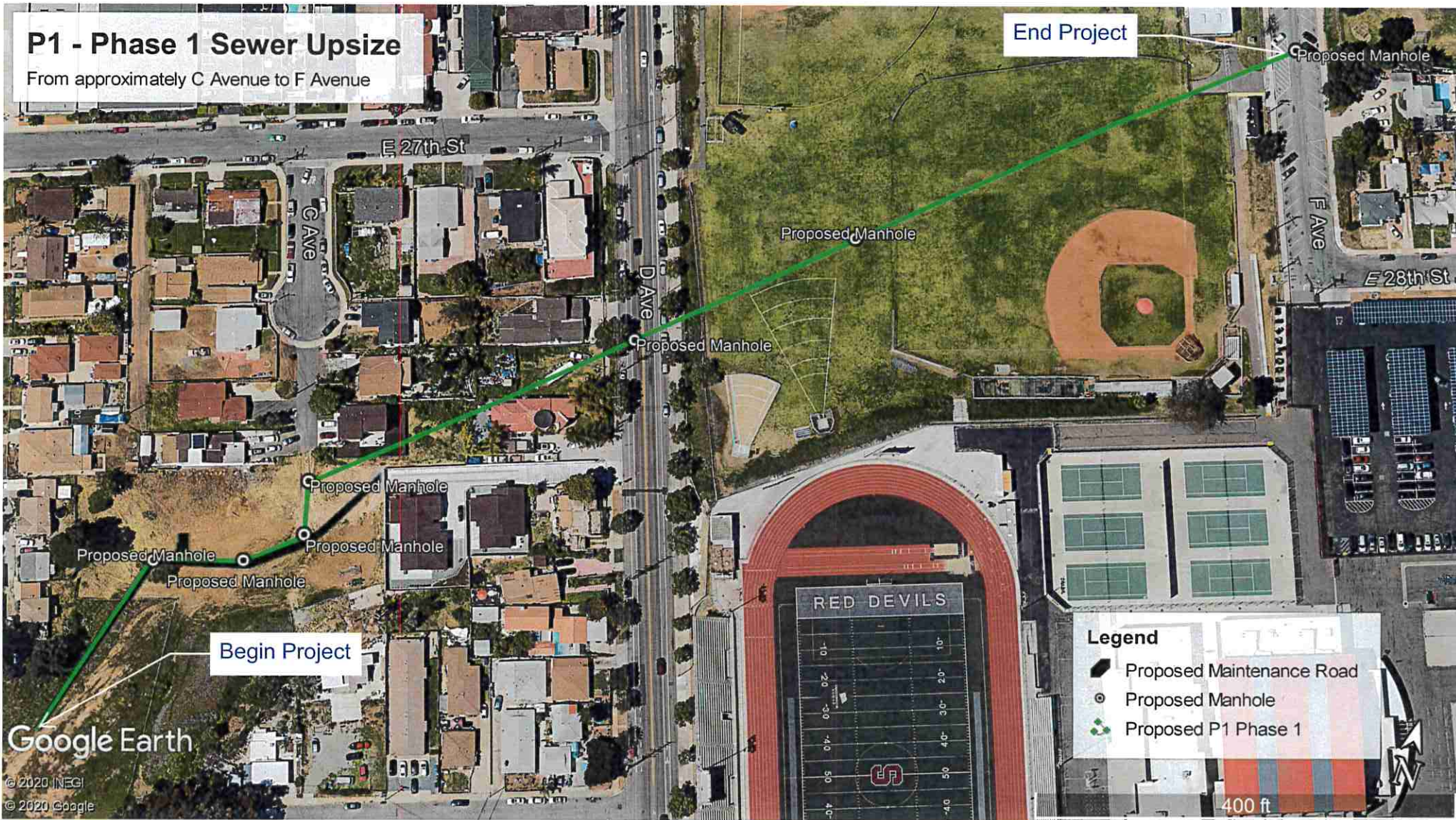
Therefore, staff recommends awarding a contract to Basile Construction, Inc. in the not-to-exceed amount of \$1,394,292. Staff also recommends authorizing a 15% contingency in the amount of \$209,143.80 to address any unforeseen conditions that may arise.

Attached are the bid opening summary sheet and a line item summary of the three lowest bidders for reference. Construction is estimated to be completed during winter 2020. Updates will be provided on the City's CIP website at: nationalcityprojects.com.

P1 - Phase 1 Sewer Upsize

From approximately C Avenue to F Avenue

End Project



Legend

- Proposed Maintenance Road
- Proposed Manhole
- Proposed P1 Phase 1

400 ft



BID OPENING SUMMARY

NAME: P-1 SEWER UPSIZE PROJECT FOR SWEETWATER HIGH SCHOOL, CIP NO: 19-43

DATE: Friday, May 1, 2020

TIME: 2:00 P.M.

ESTIMATE: \$980,590.00

PROJECT ENGINEER: Roberto Yano, P.E.

NO.	BIDDER'S NAME	BID AMOUNT	ADDENDA #1,2,3	BID SECURITY - BOND
1.	HPS Mechanical, Inc. 9260 Trade Place, Suite 101 San Diego, CA 92126	\$899,720.00	Yes	Bond
2.	Basile Construction, Inc. 7952 Armour Street San Diego, CA 92111	\$1,706,692.00	Yes	Bond
3.	Blue Pacific Engineering & Construction 7330 Opportunity Road, Suite J San Diego, CA 92111	\$1,916,600.00	Yes	Bond

Bid Results for P-1 Sewer Upsize Project (CIP No. 19-43)

Item No.	Description	Unit	Qty.	HPS Mechanical, Inc.	Basile Construction, Inc.	Blue Pacific Engineering & Construction			
Base Bid - Open Trench									
1	Mobilization/Demobilization	LS	1	\$15,000.00	\$15,000.00	\$26,500.00	\$26,500.00	\$60,000.00	\$60,000.00
2	Water Quality Control	LS	1	\$5,400.00	\$5,400.00	\$7,900.00	\$7,900.00	\$20,000.00	\$20,000.00
3	Traffic and Pedestrian Control	LS	1	\$16,000.00	\$16,000.00	\$20,700.00	\$20,700.00	\$30,000.00	\$30,000.00
4	Temporary Fence	LS	1	\$8,400.00	\$8,400.00	\$4,210.00	\$4,210.00	\$10,000.00	\$10,000.00
5	Surveying	LS	1	\$6,900.00	\$6,900.00	\$18,300.00	\$18,300.00	\$20,000.00	\$20,000.00
6	Protection and Restoration of Existing Improvements	LS	1	\$15,000.00	\$15,000.00	\$20,500.00	\$20,500.00	\$20,000.00	\$20,000.00
7	Clearing and Grubbing	LS	1	\$7,500.00	\$7,500.00	\$15,200.00	\$15,200.00	\$20,000.00	\$20,000.00
8	Sweet Water High School Ball Field(s) Restoration	LS	1	\$9,000.00	\$9,000.00	\$136,900.00	\$136,900.00	\$15,000.00	\$15,000.00
9	Sewer Bypass	LS	1	\$55,000.00	\$55,000.00	\$227,300.00	\$227,300.00	\$60,000.00	\$60,000.00
10	Dewatering Mobilization and Demobilization	EA	2	\$33,000.00	\$66,000.00	\$5,500.00	\$11,000.00	\$5,000.00	\$10,000.00
11	Dewatering	DAY	10	\$5,500.00	\$55,000.00	\$978.00	\$9,780.00	\$1,500.00	\$15,000.00
12	Remove Existing 48" Sewer Manhole	EA	3	\$4,000.00	\$12,000.00	\$2,230.00	\$6,690.00	\$6,000.00	\$18,000.00
13	Abandon Existing Manhole	EA	2	\$4,500.00	\$9,000.00	\$1,110.00	\$2,220.00	\$3,000.00	\$6,000.00
14	Abandon Existing Sewer Line	LF	190	\$78.00	\$14,820.00	\$27.00	\$5,130.00	\$20.00	\$3,800.00
15	12" Sewer Main by Open Trench	LF	1400	\$170.00	\$238,000.00	\$199.00	\$278,600.00	\$330.00	\$462,000.00
16	Sewer Main Cleanout, Type A	EA	5	\$690.00	\$3,450.00	\$581.00	\$2,905.00	\$2,500.00	\$12,500.00
17	Jack and Bore 18" sleeve and place 12" PVC sewer main within sleeve	LF	200	\$445.00	\$89,000.00	\$1,190.00	\$238,000.00	\$2,500.00	\$500,000.00

Bid Results for P-1 Sewer Upsize Project (CIP No. 19-43)

Item No.	Description	Unit	Qty.	HPS Mechanical, Inc.		Basile Construction, Inc.		Blue Pacific Engineering & Construction	
18	5' Sewer Manhole	EA	7	\$9,500.00	\$66,500.00	\$16,000.00	\$112,000.00	\$22,000.00	\$154,000.00
19	Manhole Locking Device	EA	4	\$250.00	\$1,000.00	\$1,460.00	\$5,840.00	\$1,500.00	\$6,000.00
20	Connect Existing Sewer to New Manhole	EA	2	\$5,700.00	\$11,400.00	\$977.00	\$1,954.00	\$3,500.00	\$7,000.00
21	Remove and Replace Existing Fence	LF	180	\$25.00	\$4,500.00	\$95.40	\$17,172.00	\$100.00	\$18,000.00
22	PCC Curb and Gutter	LF	50	\$54.00	\$2,700.00	\$74.60	\$3,730.00	\$60.00	\$3,000.00
23	PCC Sidewalk	SF	200	\$18.00	\$3,600.00	\$21.20	\$4,240.00	\$16.00	\$3,200.00
24	Shoring and Bracing	LS	1	\$25,000.00	\$25,000.00	\$62,600.00	\$62,600.00	\$40,000.00	\$40,000.00
25	Sewer Lateral Connection	EA	5	\$2,400.00	\$12,000.00	\$1,280.00	\$6,400.00	\$1,500.00	\$7,500.00
26	Sewer Lateral, 4" PVC SDR35	LF	250	\$145.00	\$36,250.00	\$40.70	\$10,175.00	\$80.00	\$20,000.00
27	14' Access Road	SF	8100	\$5.00	\$40,500.00	\$7.00	\$56,700.00	\$7.00	\$56,700.00
28	Asphalt Pavement Repair (4" AC on 8" Aggregate Base)	SF	500	\$22.00	\$11,000.00	\$20.40	\$10,200.00	\$7.00	\$3,500.00
29	Tree Replacement	EA	1	\$2,500.00	\$2,500.00	\$4,700.00	\$4,700.00	\$2,500.00	\$2,500.00
30	Signing & Striping	LS	1	\$9,000.00	\$9,000.00	\$3,230.00	\$3,230.00	\$5,000.00	\$5,000.00
31	Removal//Disposal and Replacment of Unsuitable Material	CY	500	\$65.00	\$32,500.00	\$68.40	\$34,200.00	\$100.00	\$50,000.00
32	Gate Detection Loop Detectors	EA	2	\$2,500.00	\$5,000.00	\$978.00	\$1,956.00	\$1,250.00	\$2,500.00
33	Pavement Lot Restoration	SF	1800	\$6.00	\$10,800.00	\$15.20	\$27,360.00	\$5.00	\$9,000.00
Sub Total				\$899,720.00		\$1,394,292.00		\$1,670,200.00	
Alternate Bid - Pipe Bursting									
34	Pipe Bursting (Sta. 7+50 - 15+79.43)	LF	880	\$0.00	\$0.00	\$355.00	\$312,400.00	\$280.00	\$246,400.00
Sub Total				\$0.00		\$312,400.00		\$246,400.00	
Summary of Award									
Base Bid - Open Trench					\$899,720.00		\$1,394,292.00		\$1,670,200.00
					\$899,720.00		\$1,394,292.00		\$1,670,200.00

OWNER - CONTRACTOR AGREEMENT

P-1 SEWER UPSIZE PROJECT FOR SWEETWATER HIGH SCHOOL, CIP NO. 19-43

This Owner-Contractor Agreement ("Agreement") is made by and between the City of National City, 1243 National City Boulevard National City, California 91950 and **Basile Construction, Inc. ("Contractor")**, 7952 Armour Street, San Diego, CA 92111, on the 2nd of June, 2020, for the construction of the above referenced Project.

In consideration of the mutual covenants and agreements set forth herein, the Owner and Contractor have mutually agreed as follows:

1. CONSTRUCTION

The Contractor agrees to do all the work and furnish all the labor, services, materials and equipment necessary to construct and complete the Project in a turn-key manner in accordance with this Agreement and all documents and plans referenced in Exhibit "A", (hereinafter "Contract Documents"), in compliance with all relevant Federal, State of California, County of San Diego and City of National City codes and regulations, and to the satisfaction of the Owner.

2. CONTRACT PRICE

Owner hereby agrees to pay and the Contractor agrees to accept as full compensation for constructing the project in accordance with these Contract Documents in an amount not to exceed the contract price as set forth in Exhibit "B" attached hereto and incorporated herein by reference. Payments to the Contractor shall be made in the manner described in the Special Provisions.

3. TIME FOR PERFORMANCE

Time is of the essence for this Agreement and the Contractor shall construct the project in every detail to a complete and turn-key fashion to the satisfaction of the Owner within the specified duration set forth in the Special Provisions.

4. NON-DISCRIMINATION

In the performance of this Agreement, the Contractor shall not refuse or fail to hire or employ any qualified person, or bar or discharge from employment any person, or discriminate against any person, with respect to such person's compensation, terms, conditions or privileges of employment because of such person's race, religious status, sex or age.

5. AUTHORIZED OWNER REPRESENTATIVES

On behalf of the Owner, the Project Manager designated at the pre-construction meeting shall be the Owner's authorized representative in the interpretation and enforcement of all Work performed in connection with this Agreement.

6. WORKERS' COMPENSATION INSURANCE

a) By my signature hereunder, as Contractor, I certify that I am aware of the provisions of Section 3700 of the Labor Code, which requires every employer to be insured against liability for Workers' Compensation or to undertake self-insurance in accordance with the provisions of that Code, and I will comply with such provisions before commencing the performance of the Work of this Agreement.

b) The Contractor shall require each subcontractor to comply with the requirements of Section 3700 of the Labor Code. Before commencing any Work, the Contractor shall cause each subcontractor to execute the following certification:

"I am aware of the provisions of Section 3700 of the Labor Code, which requires every employer to be insured against liability for worker's compensation or to undertake self-insurance in accordance with the provisions of that Code, and I will comply with such provisions before commencing the performance of the Work of this Agreement."

7. ENTIRE AGREEMENT; CONFLICT

The Contract Documents comprise the entire agreement between the Owner and the Contractor with respect to the Work. In the event of conflict between the terms of this Agreement and the bid of the Contractor, then this Agreement shall control and nothing herein shall be considered as an acceptance of the terms of the bid conflicting herewith.

8. MAINTENANCE OF AGREEMENT DOCUMENTATION

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 Owner and copies thereof shall be furnished to Owner if requested.

9. INDEPENDENT CONTRACTOR

At all times during the term of this Agreement, Contractor shall be an independent contractor and shall not be an employee, agent, partner or joint venturer of the Owner. Owner shall have the right to control Contractor insofar as the results of Contractor's

services rendered pursuant to this Agreement; however, Owner shall not have the right to control the means by which Contractor accomplishes such services.

10. LICENSES AND PERMITS

Contractor represents and declares to Owner that it has all licenses, permits, qualifications and approvals of whatever nature which are legally required to practice its profession. Contractor represents and warrants to Owner that Contractor shall, at its sole cost and expense, keep in effect at all times during the term of this Agreement, any licenses, permits, qualifications or approvals which are legally required for Contractor to practice its profession.

11. GOVERNING LAW, VENUE

This Agreement and the Contract Documents shall be construed under and in accordance with the laws of the State of California, and the appropriate venue for any action or proceeding arising from this Agreement and/or the Contract Documents shall be had in the Superior Court of San Diego, Central Branch.

12. COUNTERPARTS

This Agreement may be executed in any number of counterparts, each of which shall for all purposes be deemed to be an original.

13. FALSE CLAIMS

Contractor acknowledges that if a false claim is submitted to the Owner, it may be considered fraud and Contractor may be subject to criminal prosecution. Contractor acknowledges that the False Claims Act, California Government Code sections 12650, et seq., provides for civil penalties where a person knowingly submits a false claim to a public entity. These provisions include within their scope false claims made with deliberate ignorance of the false information or in reckless disregard of the truth or falsity of the information. In the event the Owner seeks to recover penalties pursuant to the False Claims Act, it is entitled to recover its litigation costs, including attorneys' fees. Contractor hereby acknowledges that the filing of a false claim may the Contractor to an administrative debarment proceeding wherein Contractor may be prevented from further bidding on public contracts for a period of up to five (5) years.

I have read and understood all of the provisions of this Section 15, above:

AB
(Initial)

AB
(Initial)

14. AGREEMENT MODIFICATION

This Agreement and the Contract Documents may not be modified orally or in any manner other than by an amendment in writing and signed by the Owner and the Contractor.

IN WITNESS WHEREOF this Agreement is executed as of the date first written above.


Owner:

Alejandra Sotelo-Solis
Mayor, City of National City

APPROVED AS TO FORM:

By: _____
Angil P. Morris-Jones
City Attorney

Contractor:
Basile Construction, Inc.



(Owner/Officer signature)

ALLEN BASILE / PRESIDENT
Print name and title

(Second officer signature if a corporation)

ALLEN BASILE / SECRETARY
Print name and title 

09017531
Contractor's City Business License No.

669248/A
State Contractor's License No. and Class

7952 ARMOUR STREET
Business street address

SAN DIEGO, CA 92111
City, State and Zip Code

EXHIBIT A

CONTRACT DOCUMENTS

Owner/Contractor Agreement

Bid Schedule

Addenda

Plans

Special Provisions (Specifications)

San Diego County Regional Standard Drawings

City of National City Standard Drawings

Standard Specifications for Public Works Construction and Regional Supplements
(Greenbook)

State Standard Specifications

State Standard Plans

California Building, Mechanical, Plumbing and Electrical Codes

Permits issued by jurisdictional regulatory agencies

Electric, gas, and communications companies specifications and standards

Sweetwater Authority specifications and standards

Specifications, standards and requirements of MTS, BNSF, SANDAG, Port of San Diego and
all other agencies that may be adjacent and/or affected by the project.

EXHIBIT B

CONTRACT PRICE

(NOTE - TO BE COMPLETED TO CONFORM WITH BID SCHEDULE ITEMS)

CORPORATE CERTIFICATE

I, ALLEN BASILE certify that I am the Secretary of the Corporation named as Contractor in the foregoing Contract; that ALLEN BASILE, who signed said contract on behalf of the Contractor, was then PRESIDENT of said Corporation; that said contract was duly signed for and in behalf of said Corporation by authority of its governing body and is within the scope of its corporate powers.

I, ALLEN BASILE certify that I am the Secretary of the Corporation named as Contractor in the foregoing Contract; that ALLEN BASILE, who signed said contract on behalf of the Contractor, was then SECRETARY of said Corporation; that said contract was duly signed for and in behalf of said Corporation by authority of its governing body and is within the scope of its corporate powers.

Corporate Seal: _____

CALIFORNIA ACKNOWLEDGMENT

CIVIL CODE § 1189

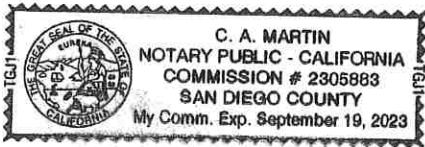
A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California }
County of San Diego }
On May 26, 2020 before me, C.A. Martin, Notary Public
Date Here Insert Name and Title of the Officer
personally appeared Peter Allen Basile
Name(s) of Signer(s)

who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



Place Notary Seal and/or Stamp Above

Signature [Handwritten Signature]
Signature of Notary Public

OPTIONAL

Completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document

Title or Type of Document: _____

Document Date: _____ Number of Pages: _____

Signer(s) Other Than Named Above: _____

Capacity(ies) Claimed by Signer(s)

Signer's Name: _____ Signer's Name: _____

Corporate Officer - Title(s): _____ Corporate Officer - Title(s): _____

Partner - Limited General Partner - Limited General

Individual Attorney in Fact Individual Attorney in Fact

Trustee Guardian or Conservator Trustee Guardian or Conservator

Other: _____ Other: _____

Signer is Representing: _____ Signer is Representing: _____

PARTNERSHIP CERTIFICATE

STATE OF _____)
) ss
COUNTY OF _____)

On this _____ day of _____, 20____, before me, the undersigned, a Notary Public in and for said County and State, personally appeared:

_____ (Notary Seal)

known to me to be _____ of the partners of the partnership that executed the within instrument, and acknowledged to me that such partnership executed the same.

Signature: _____

Name (Type or Print): _____
(Notary Public in and for said County and State)

My Commission expires: _____

PERFORMANCE BOND

WHEREAS, the City Council of the City of National City, by Resolution No. 2020-_____, on the 2nd day of June, 2020, has awarded Basile Construction, Inc., hereinafter designated as the "Principal", the P-1 SEWER UPSIZE PROJECT FOR SWEETWATER HIGH SCHOOL, CIP NO. 19-43.

WHEREAS, said Principal is required under the terms of said contract to furnish a bond for the faithful performance of said contract.

NOW, THEREFORE, we, the Principal and _____
Western Surety Company _____ as surety, are held and firmly bound unto the City of National City, hereinafter called the "City", in the penal sum of One Million, Three Thousand Ninety Four, Two Hundred Ninety Two (\$1,394,292.00) lawful money of the United States, for the payment of which sum well and truly to be made, we bind ourselves, our heirs, executors, administrators and successors, jointly and severally, firmly by these presents.

THE CONDITION OF THIS OBLIGATION IS SUCH THAT if the above bounden Principal, his/her or its heirs, executors, administrators, successors or assigns, shall in all things stand to and abide by, and well and truly keep and perform the covenants, conditions and agreements in the said contract any alteration thereof made as therein provides, on his or their part, to be kept and performed at the time and in the amount therein specified, and in all respects according to their true intent and meaning, and shall indemnify and save harmless the City of National City, its officers, agents, employees, and volunteers as therein stipulated, then this obligation shall become null and void; otherwise it shall be and remain in full force and virtue.

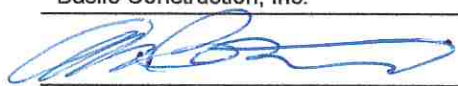
And the said Surety, for value received, hereby stipulates and agrees that no change, extension of time, alteration or addition to the terms of the contract or to the work to be performed herein or the specifications accompanying the same shall in any wise affect its obligations on this bond, and it does hereby waive notice of any such

change, extension of time, alteration or additions to the terms of the contract or to the work or to the specifications.

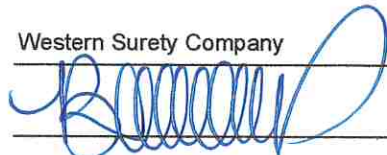
In the event suit is brought upon this bond by the City and judgment is recovered, the surety shall pay all costs incurred by the City in such suit, including a reasonable attorney's fee to be fixed by the Court.

IN WITNESS WHEREOF three identical counterparts of this instrument, each of which shall for all purposes be deemed an original thereof, have been duly executed by the

Principal and Surety above named, on the 20th day of May, 2020.

Basile Construction, Inc. (SEAL)
 (SEAL)
ALLEN BASILE, PRESIDENT (SEAL)

Surety

Western Surety Company (SEAL)
 (SEAL)
Brittany Aceves, Attorney-in-Fact (SEAL)

Principal

Western Surety Company

POWER OF ATTORNEY APPOINTING INDIVIDUAL ATTORNEY-IN-FACT

Know All Men By These Presents, That WESTERN SURETY COMPANY, a South Dakota corporation, is a duly organized and existing corporation having its principal office in the City of Sioux Falls, and State of South Dakota, and that it does by virtue of the signature and seal herein affixed hereby make, constitute and appoint

Jeffrey W Cavnagac, James P Schabarum II, Jase Hamilton, Brittany Aceves, Individually

of San Diego, CA, its true and lawful Attorney(s)-in-Fact with full power and authority hereby conferred to sign, seal and execute for and on its behalf bonds, undertakings and other obligatory instruments of similar nature

- In Unlimited Amounts -

and to bind it thereby as fully and to the same extent as if such instruments were signed by a duly authorized officer of the corporation and all the acts of said Attorney, pursuant to the authority hereby given, are hereby ratified and confirmed.

This Power of Attorney is made and executed pursuant to and by authority of the By-Law printed on the reverse hereof, duly adopted, as indicated, by the shareholders of the corporation.

In Witness Whereof, WESTERN SURETY COMPANY has caused these presents to be signed by its Vice President and its corporate seal to be hereto affixed on this 17th day of March, 2020.

WESTERN SURETY COMPANY



Paul T. Bruflat
Paul T. Bruflat, Vice President

State of South Dakota }
County of Minnehaha } ss

On this 17th day of March, 2020, before me personally came Paul T. Bruflat, to me known, who, being by me duly sworn, did depose and say: that he resides in the City of Sioux Falls, State of South Dakota; that he is the Vice President of WESTERN SURETY COMPANY described in and which executed the above instrument; that he knows the seal of said corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed pursuant to authority given by the Board of Directors of said corporation and that he signed his name thereto pursuant to like authority, and acknowledges same to be the act and deed of said corporation.

My commission expires
June 23, 2021



J. Mohr
J. Mohr, Notary Public

CERTIFICATE

I, L. Nelson, Assistant Secretary of WESTERN SURETY COMPANY do hereby certify that the Power of Attorney hereinabove set forth is still in force, and further certify that the By-Law of the corporation printed on the reverse hereof is still in force. In testimony whereof I have hereunto subscribed my name and affixed the seal of the said corporation this _____ day of MAY 20 2020.



WESTERN SURETY COMPANY

L. Nelson
L. Nelson, Assistant Secretary

Form F4280-7-2012

CALIFORNIA ALL- PURPOSE CERTIFICATE OF ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California }

County of San Diego }

On MAY 20 2020 before me, Shannen Sigman, Notary Public,
(Here insert name and title of the officer)

personally appeared Brittany Aceves,
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Notary Public Signature

(Notary Public Seal)



ADDITIONAL OPTIONAL INFORMATION

DESCRIPTION OF THE ATTACHED DOCUMENT

(Title or description of attached document)

(Title or description of attached document continued)

Number of Pages _____ Document Date _____

CAPACITY CLAIMED BY THE SIGNER

- Individual (s)
- Corporate Officer
- _____ (Title)
- Partner(s)
- Attorney-in-Fact
- Trustee(s)
- Other _____

INSTRUCTIONS FOR COMPLETING THIS FORM

This form complies with current California statutes regarding notary wording and, if needed, should be completed and attached to the document. Acknowledgments from other states may be completed for documents being sent to that state so long as the wording does not require the California notary to violate California notary law.

- State and County information must be the State and County where the document signer(s) personally appeared before the notary public for acknowledgment.
- Date of notarization must be the date that the signer(s) personally appeared which must also be the same date the acknowledgment is completed.
- The notary public must print his or her name as it appears within his or her commission followed by a comma and then your title (notary public).
- Print the name(s) of document signer(s) who personally appear at the time of notarization.
- Indicate the correct singular or plural forms by crossing off incorrect forms (i.e. ~~he~~/~~she~~/~~they~~, is /are) or circling the correct forms. Failure to correctly indicate this information may lead to rejection of document recording.
- The notary seal impression must be clear and photographically reproducible. Impression must not cover text or lines. If seal impression smudges, re-seal if a sufficient area permits, otherwise complete a different acknowledgment form.
- Signature of the notary public must match the signature on file with the office of the county clerk.
 - ❖ Additional information is not required but could help to ensure this acknowledgment is not misused or attached to a different document.
 - ❖ Indicate title or type of attached document, number of pages and date.
 - ❖ Indicate the capacity claimed by the signer. If the claimed capacity is a corporate officer, indicate the title (i.e. CEO, CFO, Secretary).
- Securely attach this document to the signed document with a staple.

PAYMENT BOND

WHEREAS, the City Council of the City of National City, by Resolution No. 2020-_____, on the 2nd day of June, 2020, has awarded Basile Construction, Inc., hereinafter designated as the "Principal", the P-1 SEWER UPSIZE PROJECT FOR SWEETWATER HIGH SCHOOL, CIP NO. 19-43.

WHEREAS, said Principal is required by Chapter 5 (commencing at Section 3225) and Chapter 7 (commencing at Section 3247), Title 15, Part 4, Division 3 of the California Civil Code to furnish a bond in connection with said contract;

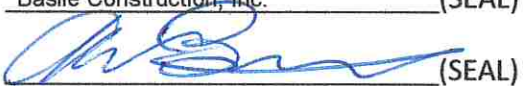
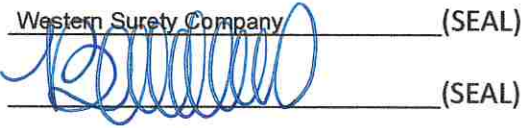
NOW, THEREFORE, we, the Principal and Western Surety Company as surety, are held and firmly bound unto the City of National City, hereinafter called the "City", in the penal sum of One Million, Three Thousand Ninety Four, Two Hundred Ninety Two(\$1,394,292.00) lawful money of the United States, for the payment of which sum well and truly to be made, we bind ourselves, our heirs, executors, administrators and successors, jointly and severally, firmly by these presents.

THE CONDITION OF THIS OBLIGATION IS SUCH that if said Principal, his/her or its subcontractors, heirs, executors, administrators, successors, or assigns, shall fail to pay any of the persons named in Section 3181 of the California Civil Code, or amounts due under the Unemployment Insurance Code with respect to work or labor performed by any such claimant, or for any amounts required to be deducted, withheld, and paid over to the Franchise Tax Board from the wages of employees of the Contractor and his subcontractors pursuant to Section 18806 of the Revenue and Taxation Code, with respect to such work and labor the Surety will pay for the same in an amount not exceeding the sum hereinafter specified, and also, in case suit is brought upon this bond, a reasonable attorney's fee, to be fixed by the Court.

This Bond shall inure to the benefit of any of the persons named in Section 3181 of the California Civil Code, so as to give a right of action to such persons or their assigns in any suit brought upon this bond.

It is further stipulated and agreed that the Surety on this bond shall not be exonerated or released from the obligation of this bond by any change, extension of time for performance, addition, alteration or modification in, to, or of any contract, plans, specifications, or agreement pertaining or relating to any scheme or work of improvement hereinabove described or pertaining or relating to the furnishing of labor, materials, or equipment therefore, not by any change or modification of any terms of payment or extension of the time for any payment pertaining or relating to any scheme or work of improvement hereinabove described, nor by any rescission or attempted rescission of the contract, agreement or bond, nor by any conditions precedent or subsequent in the bond attempting to limit the right of recovery of claimants otherwise entitled to recover under any such contract or agreement or under the bond, nor by any fraud practiced by any person other than the claimant seeking to recover on the bond and that this bond be construed most strongly against the Surety and in favor of all persons for whose benefit such bond is given, and under no circumstances shall Surety be released from liability to those for whose benefit such bond has been given, by reason of any breach of contract between the owner of Public Entity and original contractor or on the part of any obliges named in such bond, but the sole conditions of recovery shall be that claimant is a person described in Section 3110 or 3112 of the California Civil Code, and has not been paid the full amount of his claim and that Surety does hereby waive notice of any such change, extension of time, addition, alteration or modification herein mentioned.

IN WITNESS WHEREOF three identical counterparts of this instrument, each of which shall for all purposes be deemed an original thereof, have been duly executed by the Principal and Surety above named, on the 20th day of May, 2020.

<u>Basile Construction, Inc.</u> (SEAL)	<u>Western Surety Company</u> (SEAL)
 (SEAL)	 (SEAL)
<u>ALLEN BASILE, PRESIDENT</u> (SEAL)	<u>Brittany Aceves, Attorney-in-Fact</u> (SEAL)

Surety

Principal

Western Surety Company

POWER OF ATTORNEY APPOINTING INDIVIDUAL ATTORNEY-IN-FACT

Know All Men By These Presents, That WESTERN SURETY COMPANY, a South Dakota corporation, is a duly organized and existing corporation having its principal office in the City of Sioux Falls, and State of South Dakota, and that it does by virtue of the signature and seal herein affixed hereby make, constitute and appoint

Jeffrey W Cavnac, James P Schabarum II, Jase Hamilton, Brittany Aceves, Individually

of San Diego, CA, its true and lawful Attorney(s)-in-Fact with full power and authority hereby conferred to sign, seal and execute for and on its behalf bonds, undertakings and other obligatory instruments of similar nature

- In Unlimited Amounts -

and to bind it thereby as fully and to the same extent as if such instruments were signed by a duly authorized officer of the corporation and all the acts of said Attorney, pursuant to the authority hereby given, are hereby ratified and confirmed.

This Power of Attorney is made and executed pursuant to and by authority of the By-Law printed on the reverse hereof, duly adopted, as indicated, by the shareholders of the corporation.

In Witness Whereof, WESTERN SURETY COMPANY has caused these presents to be signed by its Vice President and its corporate seal to be hereto affixed on this 17th day of March, 2020.



WESTERN SURETY COMPANY

Paul T. Bruflat, Vice President

State of South Dakota }
County of Minnehaha } ss

On this 17th day of March, 2020, before me personally came Paul T. Bruflat, to me known, who, being by me duly sworn, did depose and say: that he resides in the City of Sioux Falls, State of South Dakota; that he is the Vice President of WESTERN SURETY COMPANY described in and which executed the above instrument; that he knows the seal of said corporation; that the seal affixed to the said instrument is such corporate seal; that it was so affixed pursuant to authority given by the Board of Directors of said corporation and that he signed his name thereto pursuant to like authority, and acknowledges same to be the act and deed of said corporation.

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June 23, 2021



J. Mohr, Notary Public

CERTIFICATE

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WESTERN SURETY COMPANY

L. Nelson, Assistant Secretary

CALIFORNIA ALL- PURPOSE CERTIFICATE OF ACKNOWLEDGMENT

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State of California }

County of San Diego }

On MAY 20 2020 before me, Shannen Sigman, Notary Public
(Here insert name and title of the officer)

personally appeared Brittany Aceves
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Notary Public Signature

(Notary Public Seal)



ADDITIONAL OPTIONAL INFORMATION

DESCRIPTION OF THE ATTACHED DOCUMENT

(Title or description of attached document)

(Title or description of attached document continued)

Number of Pages _____ Document Date _____

CAPACITY CLAIMED BY THE SIGNER

- Individual (s)
- Corporate Officer
- _____ (Title)
- Partner(s)
- Attorney-in-Fact
- Trustee(s)
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- Securely attach this document to the signed document with a staple.



(To be submitted only when there are no employees subject to Workers' Compensation)

DECLARATION AND ADDENDUM TO ALL CONTRACTS AWARDED TO:

BASILE CONSTRUCTION, INC.
(Company Name)

For the purpose of inducing the City of National City to go forward with any contracts awarded to BASILE CONSTRUCTION, INC. (Company), I declare as follows:

I, ALLEN BASILE (name), PRESIDENT (title), am authorized to execute this document on behalf of (company) with respect to compliance with the California Workers' Compensation and Labor laws. All work required will be performed personally and solely by volunteers of BASILE CONSTRUCTION, INC. (company), who are independent contractors. If, however, BASILE CONSTRUCTION, INC. (company) shall ever be required to hire employees or Subcontractors to perform this contract, BASILE CONSTRUCTION, INC. (company) shall obtain Workers' Compensation Insurance and/or provide proof of Workers' Compensation Insurance coverage to the City of National City.

This document constitutes a declaration by BASILE CONSTRUCTION, INC. (company) against its financial interest, relative to any claims which may be asserted under the California Workers' Compensation and/or Labor laws against the City of National City relating to any bid or contract awarded BASILE CONSTRUCTION, INC. (company).

BASILE CONSTRUCTION, INC. (company) will defend, indemnify, and hold harmless the City of National City, its officers and employees, from any and all claims and liability, including Workers' Compensation claims and liability that may be asserted or established by any party in the event it hires an employee in violation of this addendum or if a volunteer of the organization makes a claim against or alleges liability of the City of National City for Workers' Compensation, and it will further indemnify the City of National City, its officers and employees, for all damages the City thereby suffers.

I agree that these declarations shall constitute an addendum to any bid or contract awarded to: BASILE CONSTRUCTION, INC. (company).

Dated: MAY 26TH, 2020.

(Insert company name in all caps)

By: 
(Signature of Authorized Representative)

ALLEN BASILE / PRESIDENT
(Name and Title)

RESOLUTION NO. 2020 –

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY, 1) AWARDING A CONTRACT TO BASILE CONSTRUCTION, INC. IN THE AMOUNT OF \$1,394,292 FOR THE P-1 SEWER UPSIZE PROJECT FOR SWEETWATER HIGH SCHOOL, CIP NO. 19-43; 2) AUTHORIZING A 15% CONTINGENCY IN THE AMOUNT OF \$209,143.80 FOR ANY UNFORESEEN CHANGES; AND 3) AUTHORIZING THE MAYOR TO EXECUTE THE CONTRACT

WHEREAS, the P-1 Sewer Upsize Project includes open trench construction to remove and replace approximately 1490 linear feet of 8 inch diameter vitrified clay pipe (VCP) with 12 inch diameter PVC sewer main, manholes, laterals including pavement restoration, and placing a new sewer access road near the 2800 Block of “D” Avenue, just west of “D” Avenue; and

WHEREAS, the work commences approximately 750 feet west of “D” Avenue and proceeds east for approximately 1500 feet through Sweetwater High School property and ends at “F” Avenue; and

WHEREAS, on April 6, 2020, the bid solicitation was posted on PlanetBids, a free public electronic bidding system for contractors and advertised in local newspapers on April 8, 2020 and April 10, 2020; and

WHEREAS, on May 1, 2020, three (3) bids were received electronically by the Engineering Department for the P-1 Sewer Upsize Project; and

WHEREAS, HPS Mechanical, Inc. was the apparent lowest bidder, however, upon review of all submitted documents, HPS Mechanical, Inc. was deemed “non-responsive” due to bid irregularities; and

WHEREAS, City Staff recommends awarding the contract to Basile Construction, Inc. who is the lowest bidder qualified to perform the work as described in the project specifications with a total bid amount of \$1,394,292; and

WHEREAS, a 15% contingency amount up to \$209,143.80 for any unforeseen changes to the Project is requested.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of National City hereby awards the contract for the P-1 Sewer Upsize Project for Sweetwater High School, CIP No. 19-43, to the lowest responsive, responsible bidder, to wit:

BASILE CONSTRUCTION, INC.

BE IT FURTHER RESOLVED by the City Council of the City of National City that the Mayor is hereby authorized to execute on behalf of the City a contract in the amount of \$1,394,292 with Basile Construction, Inc. for the P-1 Sewer Upsize Project for Sweetwater High School. Said contract is on file in the Office of the City Clerk.

///

///

///

BE IT FURTHER RESOLVED that the City Council authorizes a 15% contingency in the amount of up to \$209,143.80 for any unforeseen changes.

PASSED and ADOPTED this 2nd day of June, 2020

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: [Resolution of the City Council of the City of National City: 1\) authorizing the Mayor to execute Program Supplement Agreement \(PSA\) No. U51 with the State of California Department of Transportation \(Caltrans\) for the Citywide Bike Wayfinding Project to allow for reimbursement of up to \\$15,000 in eligible project expenditures through the State Active Transportation Program \(ATP\); and 2\) authorizing the establishment of an Engineering Grant Funds appropriation of \\$15,000 and corresponding revenue budget. \(Engineering/Public Works\)](#)

Please scroll down to view the backup material.

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

MEETING DATE: June 2, 2020

AGENDA ITEM NO.:

ITEM TITLE:

Resolution of the City Council of the City of National City, 1) authorizing the Mayor to execute Program Supplement Agreement (PSA) No. U51 with the State of California Department of Transportation (Caltrans) for the Citywide Bike Wayfinding Project to allow for reimbursement of up to \$15,000 in eligible project expenditures through the State Active Transportation Program (ATP); and 2) authorizing the establishment of an Engineering Grant Funds appropriation of \$15,000 and corresponding revenue budget.

PREPARED BY: Carla Hutchinson, Assistant Engineer - Civil

DEPARTMENT: Engineering and Public Works

PHONE: 619-336-4388

APPROVED BY:  

EXPLANATION:

See attached explanation.

FINANCIAL STATEMENT:

ACCOUNT NO.

ATP Grant - \$15,000

Revenue Account No. 296-01925-3463

Expenditure Account No. 296-409-500-598-1925 (Citywide Bike Wayfinding)

No local match required.

APPROVED: 

FINANCE

APPROVED: _____

MIS

ENVIRONMENTAL REVIEW:

Staff will obtain environmental clearance at the conclusion of the Environmental and Permits phase.

ORDINANCE:

INTRODUCTION

FINAL ADOPTION

STAFF RECOMMENDATION:

Adopt Resolution authorizing the Mayor to execute PSA No. U51 with Caltrans for the Citywide Bike Wayfinding Project to allow for reimbursement of up to \$15,000 in ATP grant funds.

BOARD / COMMISSION RECOMMENDATION:

N/A

ATTACHMENTS:

1. Explanation w/Exhibits
2. Program Supplement Agreement
3. Resolution

Explanation

On January 30, 2019, the California Department of Transportation (Caltrans) awarded a \$942,000 State Active Transportation Program (ATP) grant for the Citywide Bike Wayfinding Project. The state has allocated \$43,000 for the Environmental and Permits phase. At the conclusion of the Environmental and Permits phase, staff will submit an allocation request to Caltrans for the remaining phases: Plans, Specifications, and Estimates (PS&E) (\$95,000), and Construction (\$832,000). Staff will return to City Council to appropriate the funds once they have been allocated by Caltrans.

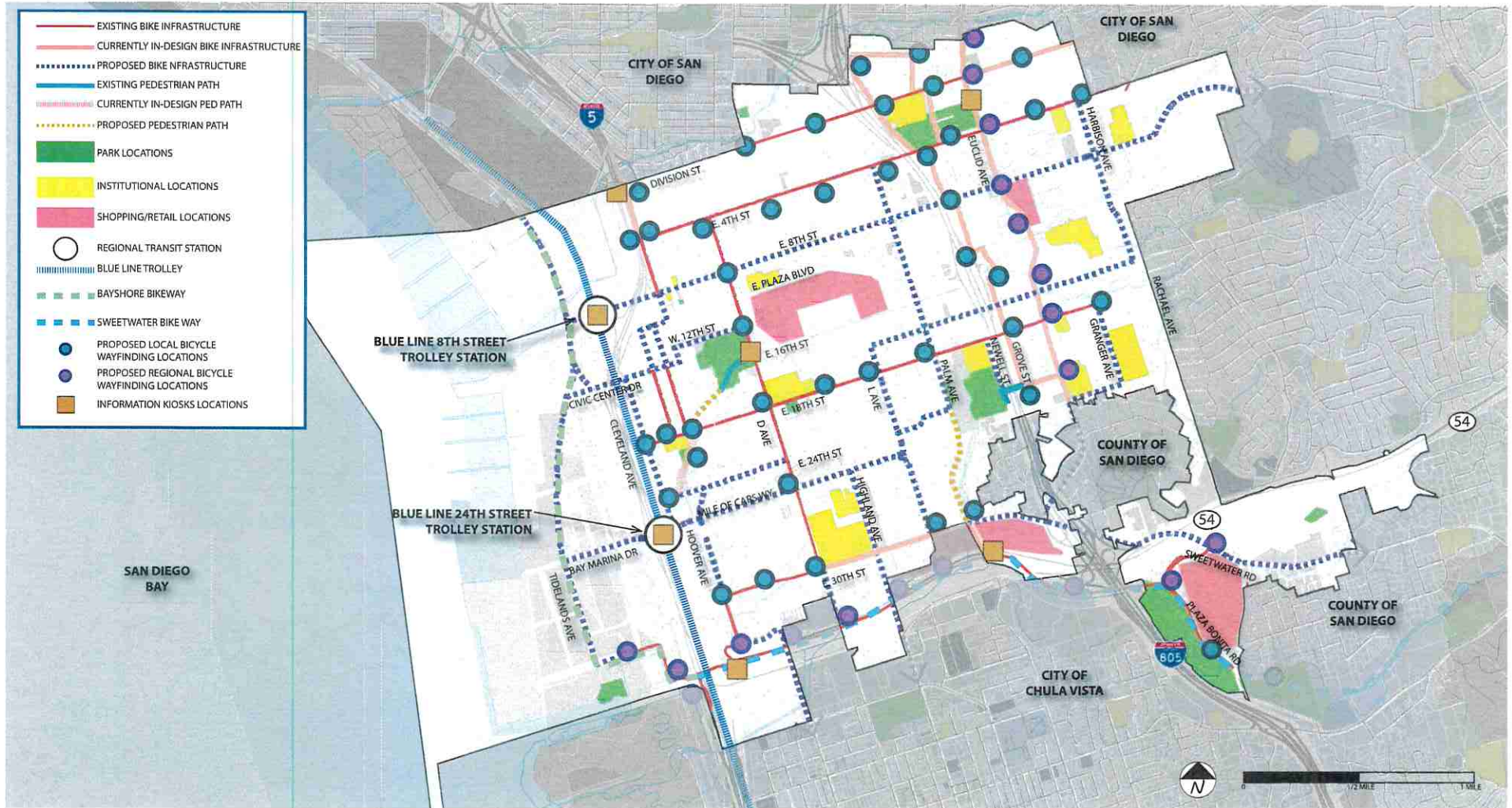
On March 25, 2020, Caltrans authorized the City to proceed with the Environmental & Permits phase in the amount of \$15,000.

The project proposes to install more than 100 signs at decision points throughout the City's recently constructed bicycle network. The wayfinding signs will direct people on bikes to important destinations such as schools, transit stations, community centers, and parks. It will also direct people to ride on safe bicycle facilities, keeping them off roadways unsuitable for biking to prevent collisions.

SANDAG has provided design guidance on the wayfinding signage across the San Diego region that should be adhered to on all regional bike projects. In the attached Proposed Bikeway Signage exhibit, the "GO by BIKE REGIONAL SIGNAGE" (top left) is consistent with SANDAG's guidelines and the signage will be installed on regional bicycle wayfinding locations per the attached Project Improvement Map. Additionally, SANDAG encourages local jurisdictions apply the design principles to local bikeway signage (bottom left), which will be installed on local bicycle wayfinding locations per the attached Project Improvement Map.

City Council Resolution authorizing the Mayor to execute Program Supplement Agreement No. U51 to Administering Agency-State Master Agreement No. 00013S is required to allow for reimbursement of eligible project expenditures through the ATP grant.

Project Improvement Map

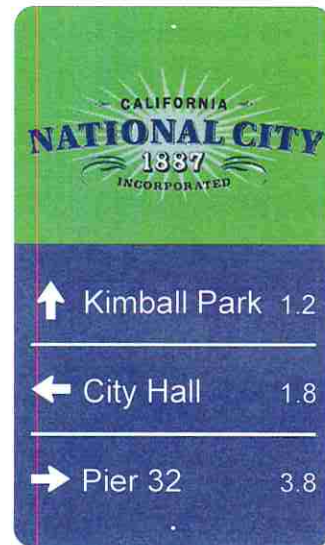


National City Bike Wayfinding Plan

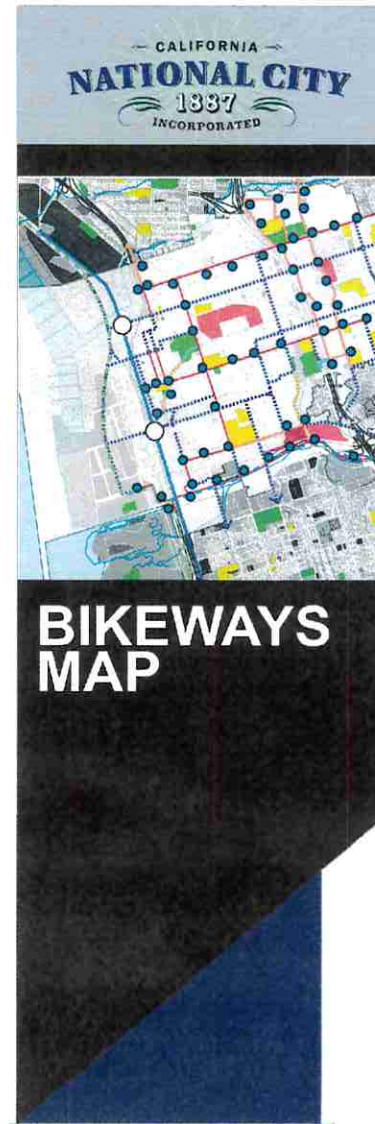
PROPOSED BIKEWAY SIGNAGE



GO by BIKE REGIONAL SIGNAGE



PROPOSED CITY BIKEWAY SIGNAGE



PROPOSED ORIENTATION KIOSK

NATIONAL CITY BIKE WAYFINDING PLAN

PEDESTRIAN AND BICYCLE CONNECTIVITY

JULY 2018

PROGRAM SUPPLEMENT NO. U51
to
ADMINISTERING AGENCY-STATE AGREEMENT
FOR STATE FUNDED PROJECTS NO 00013S

Adv Project ID Date: April 27, 2020
1120000087 Location: 11-SD-0-NATC
Project Number: ATPSB1L-5066(047)
E.A. Number:
Locode: 5066

This Program Supplement, effective 03/25/2020, hereby adopts and incorporates into the Administering Agency-State Agreement No. 00013S for State Funded Projects which was entered into between the ADMINISTERING AGENCY and the STATE with an effective date of 05/02/07 and is subject to all the terms and conditions thereof. This PROGRAM SUPPLEMENT is executed in accordance with Article I of the aforementioned Master Agreement under authority of Resolution No. _____ approved by the ADMINISTERING AGENCY on _____ (See copy attached).

The ADMINISTERING AGENCY further stipulates that as a condition to the payment by the State of any funds derived from sources noted below encumbered to this project, Administering Agency accepts and will comply with the Special Covenants and remarks set forth on the following pages.

PROJECT LOCATION: The project will install more than 100 bicycle wayfinding signs at decision points throughout the City's recently constructed bicycle network

TYPE OF WORK: Bicycle Related - Other

Estimated Cost	State Funds		Matching Funds	
	SB1 funds		LOCAL	OTHER
\$15,000.00	\$15,000.00		\$0.00	\$0.00

CITY OF NATIONAL CITY

By ALEJANDRA SOTELO-SOLIS
Title MAYOR
Date JUNE 2, 2020
Attest MICHAEL DALLA, CITY CLERK

STATE OF CALIFORNIA
Department of Transportation

By _____
Chief, Office of Project Implementation
Division of Local Assistance

Date _____

I hereby certify upon my personal knowledge that budgeted funds are available for this encumbrance:

Accounting Officer Jessica Chang

Date 4/29/2020 \$15,000.00

SPECIAL COVENANTS OR REMARKS

1. A. This PROJECT will be administered in accordance with the applicable CTC STIP guidelines and the Active Transportation Program guidelines as adopted or amended, the Local Assistance Procedures Manual (LAPM), the Local Assistance Program Guidelines (LAPG), and this PROGRAM SUPPLEMENT.

B. This PROJECT is programmed to receive State funds from the Active Transportation Program (ATP). Funding may be provided under one or more components. A component(s) specific fund allocation is required, in addition to other requirements, before reimbursable work can occur for the component(s) identified. Each allocation will be assigned an effective date and identify the amount of funds allocated per component(s).

This PROGRAM SUPPLEMENT has been prepared to allow reimbursement of eligible PROJECT expenditures for the component(s) allocated. Unless otherwise determined, the effective date of the component specific allocation will constitute the start of reimbursable expenditures.

C. STATE and ADMINISTERING AGENCY agree that any additional funds made available by future allocations will be encumbered on this PROJECT by use of a STATE-approved Allocation Letter and STATE Finance Letter. ADMINISTERING AGENCY agrees that STATE funds available for reimbursement will be limited to the amount allocated by the California Transportation Commission (CTC) and/or the STATE.

D. Upon ADMINISTERING AGENCY request, the CTC and/or STATE may approve supplementary allocations, time extensions, and fund transfers between components. Funds transferred between allocated project components retain their original timely use of funds deadlines, but an approved time extension will revise the timely use of funds criteria for the component(s) and allocation(s) requested. Approved supplementary allocations, time extensions, and fund transfers between components made after the execution of this PROGRAM SUPPLEMENT will be documented and considered subject to the terms and conditions thereof. Documentation will consist of a STATE approved Allocation Letter, Fund Transfer Letter, Time Extension Letter, and Finance Letter, as appropriate.

E. This PROJECT is subject to the timely use of funds provisions enacted by the Active Transportation Program guidelines, as adopted or amended, and by approved CTC and State procedures as outlined below.

Funds allocated for the environmental & permits (E&P), plan specifications & estimate (PS&E), and right-of-way components are available for expenditure until the end of the second fiscal year following the year in which the funds were allocated.

Funds allocated for the construction component are subject to an award deadline and contract completion deadline. ADMINISTERING AGENCY agrees to award the contract within 6 months of the construction fund allocation and to complete and accept the construction within 36 months of award.

F. Award information shall be submitted by the ADMINISTERING AGENCY to the District

SPECIAL COVENANTS OR REMARKS

Local Assistance Engineer immediately after project contract award and prior to the submittal of the ADMINISTERING AGENCY'S first invoice for the construction contract. Failure to do so will cause a delay in the State processing of invoices for the construction phase.

G. The ADMINISTERING AGENCY shall invoice STATE for environmental & permits (E&P), plans specifications & estimate (PS&E), and right-of-way costs no later than 180 days after the end of last eligible fiscal year of expenditure. For construction costs, the ADMINISTERING AGENCY has 180 days after project completion or contract acceptance to make the final payment to the contractor prepare the final Report of Expenditures and final invoice, and submit to STATE for verification and payment.

H. ADMINISTERING AGENCY agrees to submit the final report documents that collectively constitute a "Report of Expenditures" within one hundred eighty (180) days of PROJECT completion. Failure of ADMINISTERING AGENCY to submit a "Final Report of Expenditures" within 180 days of PROJECT completion will result in STATE imposing sanctions upon ADMINISTERING AGENCY in accordance with the current LAPM and the Active Transportation Program (ATP) Guidelines.

I. ADMINISTERING AGENCY indirect costs, as defined in 2 CFR, Part 200, Uniform Administrative Requirements, Cost Principles and Audit Requirement for Federal Awards, to be claimed must be allocated in accordance with an Indirect Cost Allocation Plan (ICAP), submitted, reviewed, and approved in accordance with Caltrans Audits and Investigations requirements which may be accessed at: www.dot.ca.gov/hq/audits/.

ADMINISTERING AGENCY agrees to comply with, and require all sub-recipients and project sponsors to comply with 2 CFR, Part 200, Uniform Administrative Requirements, Cost Principles and Audit Requirement for Federal Awards, and all applicable Federal and State laws and regulations.

ADMINISTERING AGENCY agrees, and will assure that its contractors and subcontractors will be obligated to agree, that Contract Cost Principles and Procedures, 48 CFR, Federal Acquisition Regulations System, Chapter 1, Part 31, et seq., and all applicable Federal and State laws and regulations, shall be used to determine the allowability of individual PROJECT cost items.

Any Fund expenditures for costs for which ADMINISTERING AGENCY has received payment or credit that are determined by subsequent audit to be unallowable under 2 CFR, Part 200, or 48 CFR, Chapter 1, Part 3, are subject to repayment by ADMINISTERING AGENCY to STATE. Should ADMINISTERING AGENCY fail to reimburse Funds due STATE within 30 days of demand, or within such other period as may be agreed in writing between the Parties hereto, STATE is authorized to intercept and withhold future payments due ADMINISTERING AGENCY from STATE or any third-party source, including, but not limited to, the State Treasurer, the State Controller, and the California Transportation Commission.

SPECIAL COVENANTS OR REMARKS

J. By executing this PROGRAM SUPPLEMENT, ADMINISTERING AGENCY agrees to comply with all reporting requirements in accordance with the Active Transportation Program guidelines, as adopted or amended.

K. This PROJECT has received funds from Active Transportation Program (ATP). The ADMINISTERING AGENCY agrees to administer the project in accordance with the CTC Adopted SB1 Accountability and Transparency Guidelines.

2. The ADMINISTERING AGENCY shall construct the PROJECT in accordance with the scope of work presented in the application and approved by the California Transportation Commission. Any changes to the approved PROJECT scope without the prior expressed approval of the California Transportation Commission are ineligible for reimbursement and may result in the entire PROJECT becoming ineligible for reimbursement.

RESOLUTION NO. 2020 –

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY,
1) AUTHORIZING THE MAYOR TO EXECUTE PROGRAM SUPPLEMENT
AGREEMENT (PSA) NO. U51 WITH THE STATE OF CALIFORNIA DEPARTMENT
OF TRANSPORTATION (CALTRANS) FOR THE CITYWIDE BIKE WAYFINDING
PROJECT TO ALLOW FOR REIMBURSEMENT OF UP TO \$15,000 IN ELIGIBLE
PROJECT EXPENDITURES THROUGH THE STATE ACTIVE TRANSPORTATION
PROGRAM (ATP); AND 2) AUTHORIZING THE ESTABLISHMENT OF AN
ENGINEERING GRANT FUNDS APPROPRIATION OF \$15,000 AND
CORRESPONDING REVENUE BUDGET**

WHEREAS, on January 30, 2019, the California Department of Transportation (Caltrans) awarded a \$942,000 State Active Transportation Program (“ATP”) grant for the Citywide Bike Wayfinding Project; and

WHEREAS, the State has allocated \$43,000 for the Environmental and Permits phase; and

WHEREAS, at the conclusion of the Environmental and Permits phase, City staff will submit an allocation request to Caltrans for the remaining phases: Plans, Specifications, and Estimates (“PS&E”) (\$95,000), and Construction (\$832,000).

WHEREAS, on March 25, 2020, Caltrans authorized the City to proceed with the Environmental & Permits phase in the amount of \$15,000; and

WHEREAS, the project proposes to install more than 100 signs at decision points throughout the City of National City’s recently constructed bicycle network; and

WHEREAS, the wayfinding signs will direct people on bikes to important destinations such as schools, transit stations, community centers, and parks and direct people to ride on safe bicycle facilities, keeping them off roadways unsuitable for biking to prevent collisions; and

WHEREAS, SANDAG has provided design guidance on the wayfinding signage across the San Diego region that should be adhered to on all regional bike projects; and

WHEREAS, City Staff recommends City Council to adopt this Resolution authorizing the Mayor to execute the Program Supplement Agreement No. U51 to Administering Agency-State Master Agreement No. 00013S that is required to allow for reimbursement of eligible project expenditures through the ATP grant.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of National City hereby authorizes the Mayor to execute the Program Supplement Agreement (PSA) No. U51 with the State of California Department of Transportation (“Caltrans”) for the Citywide Bike Wayfinding Project to allow for reimbursement of up to \$15,000 in eligible project expenditures through the State Active Transportation Program (“ATP”).

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BE IT FURTHER RESOLVED, that the City Council hereby authorizes the establishment of an Engineering Grants Fund appropriation of \$15,000 and corresponding revenue budget.

PASSED and ADOPTED this 2nd day of June, 2020.

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: [Resolution of the City Council of the City of National City: 1\) authorizing the Mayor to execute Program Supplement Agreement \(PSA\) No. U52 with the State of California Department of Transportation \(Caltrans\) for the Central Community Mobility Enhancements Project to allow for reimbursement of up to \\$43,000 in eligible project expenditures through the State Active Transportation Program \(ATP\); and 2\) authorizing the establishment of an Engineering Grant Funds appropriation of \\$43,000 and corresponding revenue budget. \(Engineering/Public Works\)](#)

Please scroll down to view the backup material.

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

MEETING DATE: June 2, 2020

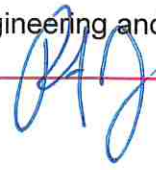
AGENDA ITEM NO.:

ITEM TITLE:

Resolution of the City Council of the City of National City, 1) authorizing the Mayor to execute Program Supplement Agreement (PSA) No. U52 with the State of California Department of Transportation (Caltrans) for the Central Community Mobility Enhancements Project to allow for reimbursement of up to \$43,000 in eligible project expenditures through the State Active Transportation Program (ATP); and 2) authorizing the establishment of an Engineering Grant Funds appropriation of \$43,000 and corresponding revenue budget.

PREPARED BY: Carla Hutchinson, Assistant Engineer - Civil
PHONE: 619-336-4388

DEPARTMENT: Engineering and Public Works
APPROVED BY: _____



EXPLANATION:

See attached explanation.

FINANCIAL STATEMENT:

ACCOUNT NO.

ATP Grant - \$43,000

Revenue Account No. 296-01923-3463

Expenditure Account No. 296-409-500-598-1923 (Central Community Mobility Enhancements)

Required Local Match - \$7,000 (funds are available through prior City Council CIP Appropriations)

Expenditure Account No. 001-409-500-598-6573 (Traffic Monitoring/System Improvements)

ENVIRONMENTAL REVIEW:

Staff will obtain environmental clearance at the conclusion of the Environmental and Permits phase.

APPROVED: _____ **FINANCE**
APPROVED: _____ **MIS**



ORDINANCE: INTRODUCTION FINAL ADOPTION

STAFF RECOMMENDATION:

Adopt Resolution authorizing the Mayor to execute PSA No. U52 with Caltrans for the Central Community Mobility Enhancements Project to allow for reimbursement of up to \$43,000 in ATP grant funds.

BOARD / COMMISSION RECOMMENDATION:

N/A

ATTACHMENTS:

1. Explanation w/Exhibits
2. Program Supplement Agreement
3. Resolution

Explanation

On January 30, 2019, the California Department of Transportation (Caltrans) awarded a \$1,286,000 State Active Transportation Program (ATP) grant for the Central Community Mobility Enhancements Project. The state has allocated \$43,000 for the Environmental & Permits phase. At the conclusion of the PA&ED phase, staff will submit an allocation request to Caltrans for the remaining phases: Plans, Specifications, and Estimates (PS&E) (\$104,000), Right-of-Way (\$44,000), and Construction (\$1,095,000). Staff will return to City Council to appropriate the funds once they have been allocated by Caltrans.

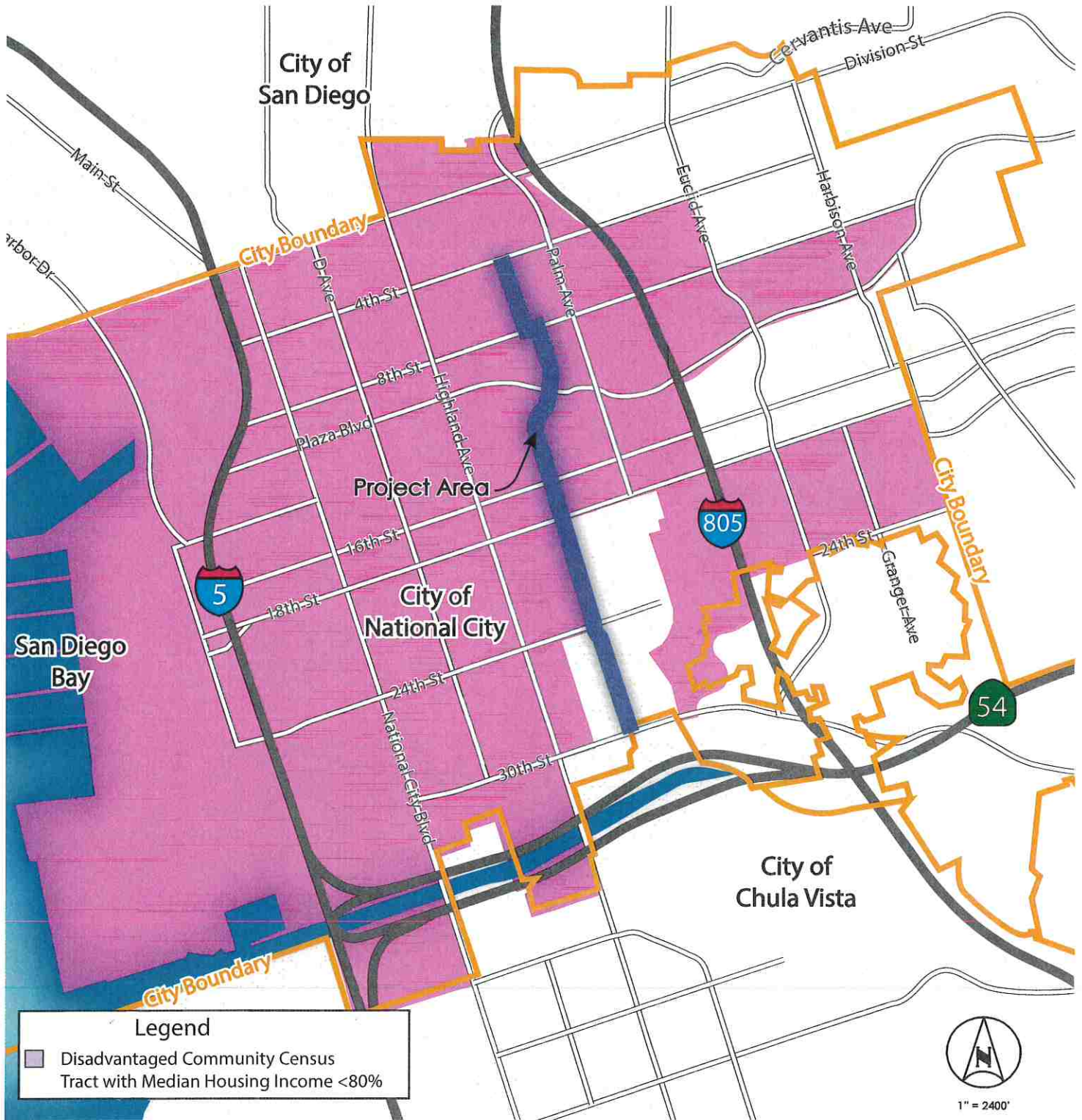
On March 26, 2020, Caltrans authorized the City to proceed with the Environmental & Permits phase in the amount of \$43,000. There is a \$7,000 local match requirement, which is available through prior City Council appropriations for FY 2020 CIP.

The project proposes to implement a north-south bicycle boulevard, close a sidewalk gap, and provide pedestrian enhancements in National City along M, N, and L Avenue, between 4th Street and 30th Street.

The project corridor is located on L Avenue (30th Street to 16th Street), N Avenue (16th Street to Plaza Boulevard), and M Avenue (Plaza Boulevard to 4th Street).

City Council Resolution authorizing the Mayor to execute Program Supplement Agreement No. U52 to Administering Agency-State Master Agreement No. 00013S is required to allow for reimbursement of eligible project expenditures through the ATP grant.

Location Map

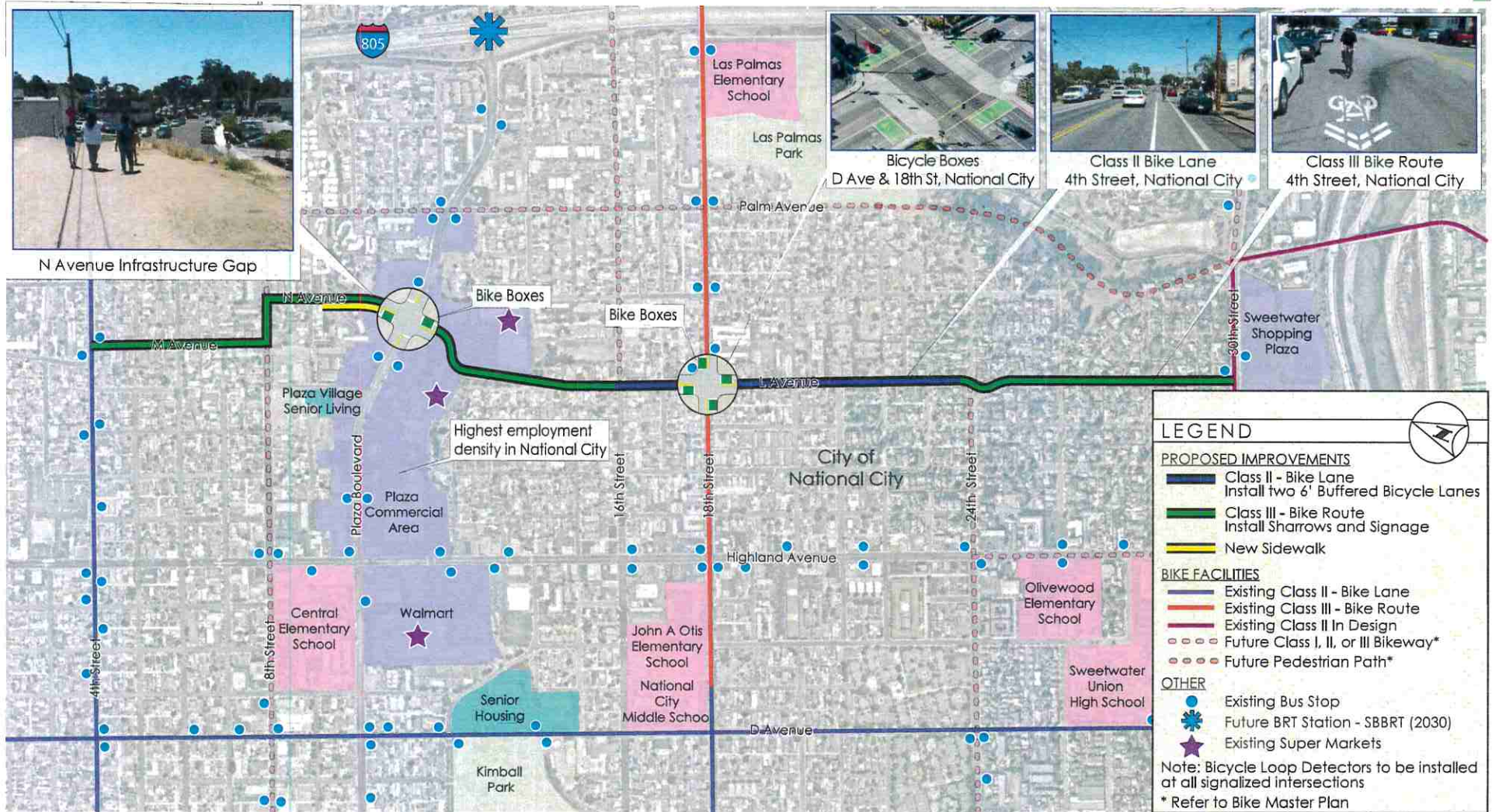


Central Community Mobility Enhancements



July 2018

Project Improvement Map



Central Community Mobility Enhancements

PROGRAM SUPPLEMENT NO. U52
to
ADMINISTERING AGENCY-STATE AGREEMENT
FOR STATE FUNDED PROJECTS NO 00013S

Adv Project ID **Date:** April 27, 2020
1120000089 **Location:** 11-SD-0-NATC
 Project Number: ATPSB1L-5066(048)
 E.A. Number:
 Locode: 5066

This Program Supplement, effective 03/26/2020, hereby adopts and incorporates into the Administering Agency-State Agreement No. 00013S for State Funded Projects which was entered into between the ADMINISTERING AGENCY and the STATE with an effective date of 05/02/07 and is subject to all the terms and conditions thereof. This PROGRAM SUPPLEMENT is executed in accordance with Article I of the aforementioned Master Agreement under authority of Resolution No. _____ approved by the ADMINISTERING AGENCY on _____ (See copy attached).

The ADMINISTERING AGENCY further stipulates that as a condition to the payment by the State of any funds derived from sources noted below encumbered to this project, Administering Agency accepts and will comply with the Special Covenants and remarks set forth on the following pages.

PROJECT LOCATION: Implement a north-south bicycle boulevard, close a sidewalk gap, and provide pedestrian enhancements in National City along M, N, and L Avenues, between 4th Street and 30th Street.

TYPE OF WORK: Pedestrian and Bike Path

Estimated Cost	State Funds		Matching Funds	
	SB1 funds		LOCAL	OTHER
\$50,000.00	\$43,000.00		\$7,000.00	\$0.00

CITY OF NATIONAL CITY

By ALEJANDRA SOTELO-SOLIS
Title MAYOR
Date JUNE 2, 2020
Attest MICHAEL DALLA, CITY CLERK

STATE OF CALIFORNIA
Department of Transportation

By _____
Chief, Office of Project Implementation
Division of Local Assistance
Date _____

I hereby certify upon my personal knowledge that budgeted funds are available for this encumbrance:

Accounting Officer Jessie Chang

Date 4/29/2020 \$43,000.00

SPECIAL COVENANTS OR REMARKS

1. A. This PROJECT will be administered in accordance with the applicable CTC STIP guidelines and the Active Transportation Program guidelines as adopted or amended, the Local Assistance Procedures Manual (LAPM), the Local Assistance Program Guidelines (LAPG), and this PROGRAM SUPPLEMENT.

B. This PROJECT is programmed to receive State funds from the Active Transportation Program (ATP). Funding may be provided under one or more components. A component(s) specific fund allocation is required, in addition to other requirements, before reimbursable work can occur for the component(s) identified. Each allocation will be assigned an effective date and identify the amount of funds allocated per component(s).

This PROGRAM SUPPLEMENT has been prepared to allow reimbursement of eligible PROJECT expenditures for the component(s) allocated. Unless otherwise determined, the effective date of the component specific allocation will constitute the start of reimbursable expenditures.

C. STATE and ADMINISTERING AGENCY agree that any additional funds made available by future allocations will be encumbered on this PROJECT by use of a STATE-approved Allocation Letter and STATE Finance Letter. ADMINISTERING AGENCY agrees that STATE funds available for reimbursement will be limited to the amount allocated by the California Transportation Commission (CTC) and/or the STATE.

D. Upon ADMINISTERING AGENCY request, the CTC and/or STATE may approve supplementary allocations, time extensions, and fund transfers between components. Funds transferred between allocated project components retain their original timely use of funds deadlines, but an approved time extension will revise the timely use of funds criteria for the component(s) and allocation(s) requested. Approved supplementary allocations, time extensions, and fund transfers between components made after the execution of this PROGRAM SUPPLEMENT will be documented and considered subject to the terms and conditions thereof. Documentation will consist of a STATE approved Allocation Letter, Fund Transfer Letter, Time Extension Letter, and Finance Letter, as appropriate.

E. This PROJECT is subject to the timely use of funds provisions enacted by the Active Transportation Program guidelines, as adopted or amended, and by approved CTC and State procedures as outlined below.

Funds allocated for the environmental & permits (E&P), plan specifications & estimate (PS&E), and right-of-way components are available for expenditure until the end of the second fiscal year following the year in which the funds were allocated.

Funds allocated for the construction component are subject to an award deadline and contract completion deadline. ADMINISTERING AGENCY agrees to award the contract within 6 months of the construction fund allocation and to complete and accept the construction within 36 months of award.

F. Award information shall be submitted by the ADMINISTERING AGENCY to the District

SPECIAL COVENANTS OR REMARKS

Local Assistance Engineer immediately after project contract award and prior to the submittal of the ADMINISTERING AGENCY'S first invoice for the construction contract. Failure to do so will cause a delay in the State processing of invoices for the construction phase.

G. The ADMINISTERING AGENCY shall invoice STATE for environmental & permits (E&P), plans specifications & estimate (PS&E), and right-of-way costs no later than 180 days after the end of last eligible fiscal year of expenditure. For construction costs, the ADMINISTERING AGENCY has 180 days after project completion or contract acceptance to make the final payment to the contractor prepare the final Report of Expenditures and final invoice, and submit to STATE for verification and payment.

H. ADMINISTERING AGENCY agrees to submit the final report documents that collectively constitute a "Report of Expenditures" within one hundred eighty (180) days of PROJECT completion. Failure of ADMINISTERING AGENCY to submit a "Final Report of Expenditures" within 180 days of PROJECT completion will result in STATE imposing sanctions upon ADMINISTERING AGENCY in accordance with the current LAPM and the Active Transportation Program (ATP) Guidelines.

I. ADMINISTERING AGENCY indirect costs, as defined in 2 CFR, Part 200, Uniform Administrative Requirements, Cost Principles and Audit Requirement for Federal Awards, to be claimed must be allocated in accordance with an Indirect Cost Allocation Plan (ICAP), submitted, reviewed, and approved in accordance with Caltrans Audits and Investigations requirements which may be accessed at: www.dot.ca.gov/hq/audits/.

ADMINISTERING AGENCY agrees to comply with, and require all sub-recipients and project sponsors to comply with 2 CFR, Part 200, Uniform Administrative Requirements, Cost Principles and Audit Requirement for Federal Awards, and all applicable Federal and State laws and regulations.

ADMINISTERING AGENCY agrees, and will assure that its contractors and subcontractors will be obligated to agree, that Contract Cost Principles and Procedures, 48 CFR, Federal Acquisition Regulations System, Chapter 1, Part 31, et seq., and all applicable Federal and State laws and regulations, shall be used to determine the allowability of individual PROJECT cost items.

Any Fund expenditures for costs for which ADMINISTERING AGENCY has received payment or credit that are determined by subsequent audit to be unallowable under 2 CFR, Part 200, or 48 CFR, Chapter 1, Part 3, are subject to repayment by ADMINISTERING AGENCY to STATE. Should ADMINISTERING AGENCY fail to reimburse Funds due STATE within 30 days of demand, or within such other period as may be agreed in writing between the Parties hereto, STATE is authorized to intercept and withhold future payments due ADMINISTERING AGENCY from STATE or any third-party source, including, but not limited to, the State Treasurer, the State Controller, and the California Transportation Commission.

SPECIAL COVENANTS OR REMARKS

J. By executing this PROGRAM SUPPLEMENT, ADMINISTERING AGENCY agrees to comply with all reporting requirements in accordance with the Active Transportation Program guidelines, as adopted or amended.

K. This PROJECT has received funds from Active Transportation Program (ATP). The ADMINISTERING AGENCY agrees to administer the project in accordance with the CTC Adopted SB1 Accountability and Transparency Guidelines.

2. The ADMINISTERING AGENCY shall construct the PROJECT in accordance with the scope of work presented in the application and approved by the California Transportation Commission. Any changes to the approved PROJECT scope without the prior expressed approval of the California Transportation Commission are ineligible for reimbursement and may result in the entire PROJECT becoming ineligible for reimbursement.

RESOLUTION NO. 2020 –

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY,
1) AUTHORIZING THE MAYOR TO EXECUTE PROGRAM SUPPLEMENT
AGREEMENT (PSA) NO. U52 WITH THE STATE OF CALIFORNIA DEPARTMENT OF
TRANSPORTATION (CALTRANS) FOR THE CENTRAL COMMUNITY MOBILITY
ENHANCEMENTS PROJECT TO ALLOW FOR REIMBURSEMENT OF UP TO
\$43,000 IN ELIGIBLE PROJECT EXPENDITURES THROUGH THE STATE ACTIVE
TRANSPORTATION PROGRAM (ATP); AND 2) AUTHORIZING THE
ESTABLISHMENT OF AN ENGINEERING GRANT FUNDS APPROPRIATION OF
\$43,000 AND CORRESPONDING REVENUE BUDGET**

WHEREAS, on January 30, 2019, the California Department of Transportation (“Caltrans”) awarded a \$1,286,000 State Active Transportation Program (“ATP”) grant for the Central Community Mobility Enhancements Project; and

WHEREAS, the State has allocated \$43,000 for the Environmental and Permits phase; and

WHEREAS, at the conclusion of the PA&ED phase, City staff will submit an allocation request to Caltrans for the remaining phases: Plans, Specifications, and Estimates (PS&E) (\$104,000), Right-of-Way (\$44,000), and Construction (\$1,095,000); and

WHEREAS, on March 26, 2020, Caltrans authorized the City of National City (“City”) to proceed with the Environmental & Permits phase in the amount of \$43,000 with a \$7,000 local match requirement, which is available through prior City Council appropriations for Fiscal Year 2020 CIP; and

WHEREAS, the project proposes to implement a north-south bicycle boulevard, close a sidewalk gap, and provide pedestrian enhancements in National City along “M”, “N”, and “L” Avenue, between 4th Street and 30th Street; and

WHEREAS, the project corridor is located on “L” Avenue (30th Street to 16th Street), “N” Avenue (16th Street to Plaza Boulevard), and “M” Avenue (Plaza Boulevard to 4th Street); and

WHEREAS, City Staff recommends City Council to adopt this Resolution authorizing the Mayor to execute the Program Supplement Agreement No. U52 to Administering Agency-State Master Agreement No. 00013S is required to allow for reimbursement of eligible project expenditures through the ATP grant.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of National City hereby authorizes the Mayor to execute the Program Supplement Agreement (PSA) No. U52 with the State of California Department of Transportation (“Caltrans”) for the Central Community Mobility Enhancements Project to allow for reimbursement of up to \$43,000 in eligible project expenditures through the State Active Transportation Program (“ATP”).

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BE IT FURTHER RESOLVED, that the City Council hereby authorizes the establishment of an Engineering Grants Fund appropriation of \$43,000 and corresponding revenue budget.

PASSED and ADOPTED this 2nd day of June, 2020.

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: [Warrant Register #42 for the period of 4/8/20 through 4/14/20 in the amount of \\$1,138,982.03. \(Finance\)](#)
Please scroll down to view the backup material.

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

MEETING DATE: June 2, 2020

AGENDA ITEM NO.:

ITEM TITLE:

Warrant Register #42 for the period of 4/8/20 through 4/14/20 in the amount of \$1,138,982.03. (Finance)

PREPARED BY: Karla Apalategui, Senior Accounting Assistant

DEPARTMENT: Finance

PHONE: 619-336-4572

APPROVED BY: 

EXPLANATION:

Per Government Section Code 37208, attached are the warrants issued for the period 4/8/20 - 4/14/20. 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>
Chen Ryan Associates	347118	88,770.95	Sweetwater Road
Innovative Construction	347128	88,139.00	Euclid Ave & Ped. Enhancement
Kimley Horn	347130	113,043.61	El Toyon-Las Palmas
Project Professionals Corp	347138	66,277.06	Paradise Creek Park II
STC Traffic	347145	311,454.02	Citywide Traffic Signal Timing
HealthNet	347165	74,912.31	GRP# R1192A – March 2020
Mile of Cars Association	347171	68,405.18	FY20 Apportionments #5 & #6
Admisure Inc	803682	63,314.05	W/C Comp Replenishment Mar2020

FINANCIAL STATEMENT:

APPROVED: 

FINANCE

ACCOUNT NO.

APPROVED: _____

MIS

Warrant total \$1,138,982.03.

ENVIRONMENTAL REVIEW:

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

ORDINANCE: INTRODUCTION FINAL ADOPTION

STAFF RECOMMENDATION:

Ratify warrants totaling \$1,138,982.03.

BOARD / COMMISSION RECOMMENDATION:

ATTACHMENTS:

Warrant Register # 42



**WARRANT REGISTER # 42
4/14/2020**

<u>PAYEE</u>	<u>DESCRIPTION</u>	<u>CHK NO</u>	<u>DATE</u>	<u>AMOUNT</u>
A REASON TO SURVIVE	BIKE CORRALS	347116	4/14/20	2,052.70
AT&T	AT&T SBC ANNUAL PHONE SERVICE FOR FY20	347117	4/14/20	2,286.60
CHEN RYAN ASSOCIATES INC	SWEETWATER ROAD	347118	4/14/20	88,770.95
CIRCULATE SAN DIEGO	224 SRTS	347119	4/14/20	12,141.20
CORDOVA, A	REIMBURSEMENT TRAINING / NSD	347120	4/14/20	204.15
COUNTY OF SAN DIEGO	MAIL PROCESSING SERVICES	347121	4/14/20	2,072.03
COX COMMUNICATIONS	COX DATA VIDEO SERVICES FY20	347122	4/14/20	174.00
DIMENSION DATA	SMARTNET RENWAL SOFTWARE	347124	4/14/20	20,230.00
D-MAX ENGINEERING INC	STORMWATER SERVICES 2019-2020	347125	4/14/20	46,636.92
GEOSYNTEC CONSULTANTS INC	DUCK POND	347126	4/14/20	13,433.90
GRAINGER	VARIOUS SAFETY SUPPLIES	347127	4/14/20	6,142.80
INNOVATIVE CONSTRUCTION	EUCLID AVE. & PED. EHNANCEMENT	347128	4/14/20	88,139.00
IPS GROUP INC	ENFORCEMENTS SERVICES - FEB. 2020	347129	4/14/20	3,404.36
KIMLEY HORN AND	EL TOYON-LAS PALMAS	347130	4/14/20	113,043.61
KTUA	WATERFRONT TO HOMEFRONT	347131	4/14/20	6,976.25
LASER SAVER INC	LASER SAVER MOP FY20	347132	4/14/20	119.52
MYSTERY RANCH LTD	SHIFT BLACK L	347133	4/14/20	2,565.04
NERI LANDSCAPE ARCHITECTURE	PARADISE CREEK PARK	347134	4/14/20	6,885.00
OLIVEWOOD GARDENS AND	TUP REIMBURSEMENT / NSD	347135	4/14/20	50.00
PRO BUILD COMPANY	MOP 45707 GENERAL SUPPLIES - PW	347136	4/14/20	4,281.72
PROFESSIONAL SEARCH GROUP LLC	TEMP SERVICES	347137	4/14/20	2,240.00
PROJECT PROFESSIONALS CORP	PARADISE CREEK PARK III	347138	4/14/20	66,277.06
PRUDENTIAL OVERALL SUPPLY	MOP 45742 LAUDRY SVC / NSD	347139	4/14/20	102.20
RELY ENVIRONMENTAL	HAZARDOUS MATERIALS	347140	4/14/20	3,209.06
SAN DIEGO COUNTY ASSESSOR	COUNTY RECORDS / NSD	347141	4/14/20	12.00
SCST INC	PARADISE CREEK SOIL SCREENING ENV.	347142	4/14/20	13,922.00
SORIANO, R	PARKING REIMBURSEMENT / NSD	347143	4/14/20	51.00
STAPLES BUSINESS ADVANTAGE	COVID-19 VIDEO CONFERENCING EQUIPMENT	347144	4/14/20	109.80
STC TRAFFIC	CITYWIDE TRAFFIC SIGNAL TIMING	347145	4/14/20	311,454.02
THE COUNSELING TEAM	PERSONNEL COUNSELING	347146	4/14/20	900.00
THE SHERWIN WILLIAMS CO	MOP 77816 PAINT SUPPLIES / NSD	347147	4/14/20	296.48
TOUCH SCREENS INC.	21.5 INCH INTERACTIVE TOUCHSCREEN KIOSK	347148	4/14/20	2,598.40
U S BANK	US BANK CARD PAYMENT	347149	4/14/20	362.30
U S BANK	CREDIT CARD STATEMENT	347150	4/14/20	52.00
VERIZON WIRELESS	VERIZON CELLULAR SERVICES FOR FY20	347151	4/14/20	6,048.04
VISTA PAINT	MOP 68834 PAINT SUPPLIES / NSD	347152	4/14/20	463.52
WAXIE SANITARY SUPPLY	COVID 19 CLEANING AND DISINFECTING	347153	4/14/20	9,170.36
WEST COAST ARBORISTS INC	ARBORIST SERVICES	347154	4/14/20	16,940.00
WILLY'S ELECTRONIC SUPPLY	VIDEO CONFERENCING SUPPLIES - COVID 19	347155	4/14/20	38.57
AK & COMPANY	SB90 MANDATED COST CLAIM SERVICES	347156	4/14/20	3,500.00
CSMFO	ANNUAL MEMBERSHIP / ROBERTS / GALEANA	347157	4/14/20	220.00
DIVISION ARCHITECT	SB1186 DISABILITY AND EDU FUND / JAN - M	347158	4/14/20	948.80
DIVISION ARCHITECT	SB1186 DISABILITY AND EDU FUND / APR - J	347159	4/14/20	222.70
DIVISION ARCHITECT	SB1186 DISABILITY AND EDU FUND / JUL - S	347160	4/14/20	144.40
DIVISION ARCHITECT	SB1186 DISABILITY AND EDU FUND / OCT-DEC	347161	4/14/20	105.60
HDL COREN & CONE	CONTRACT SVCS PROPERTY TAX - JAN-MAR 2020	347162	4/14/20	2,893.04
HEALTH NET	GRP# N7177A - MAR 2020	347163	4/14/20	1,860.36



**WARRANT REGISTER # 42
4/14/2020**

<u>PAYEE</u>	<u>DESCRIPTION</u>	<u>CHK NO</u>	<u>DATE</u>	<u>AMOUNT</u>
HEALTH NET	GRP #N7176F - MARCH 2020	347164	4/14/20	1,598.46
HEALTH NET INC	GRP# R1192A - MARCH 2020	347165	4/14/20	74,912.31
HEALTH NET INC	GRP #57135M- MARCH 2020	347166	4/14/20	1,252.16
HODGES, B	REFUND FOR RETIREE HEALTH DEDUCTION	347167	4/14/20	889.82
JANI-KING OF CALIFORNIA INC	JANITORIAL SERVICES FOR HOLLISTER	347168	4/14/20	1,313.40
KAISER FOUNDATION HEALTH PLANS	GRP# 104220-7002 - FEB 2020	347169	4/14/20	1,183.24
LUNT, D	REIMB / CAPPO CONFERENCE / FINANCE	347170	4/14/20	170.93
MILE OF CARS ASSOCIATION	FY20 APPORTIONMENTS #5 & #6	347171	4/14/20	68,405.18
NHA ADVISORS LLC	2019 CONTINUING DISCLOSURE & CDIAC	347172	4/14/20	4,500.00
OFFICE SOLUTIONS BUSINESS	MOP 83778. OFFICE SUPPLIES / FINANCE	347173	4/14/20	42.74
OPTUM	MONTHLY SERVICE FEE OCT - DEC 2019	347174	4/14/20	45.50
PACIFIC REFRIGERATION INC	REPAIRS TO ICE MACHINE	347175	4/14/20	576.85
SOCCER KIDS AMERICA	REFUND OF CANCELLED CLASS / CSD	347176	4/14/20	300.00
STAPLES BUSINESS ADVANTAGE	MOP 45704. OFFICE SUPPLIES / CSD	347177	4/14/20	1,531.15
THE LINCOLN NATIONAL LIFE INS	GRP# 415491 - MARCH 2020	347178	4/14/20	17,617.67
			A/P Total	1,038,090.87
WIRED PAYMENTS				
ADMINSURE INC	W/C COMP REPLENISHMENT MAR 2020	803682	4/8/20	63,314.05
ARCO BUSINESS SOLUTIONS	FUEL SVC FOR CITY FLEET APR-20	803685	4/8/20	37,577.11
			GRAND TOTAL	<u>\$1,138,982.03</u>

CERTIFICATION

IN ACCORDANCE WITH SECTIONS 37202, 37208, AND 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

MARK ROBERTS, DIRECTOR OF FINANCE

BRAD RAULSTON, CITY MANAGER

FINANCE COMMITTEE

ALEJANDRA SOTELO-SOLIS, MAYOR/CHAIRWOMAN

MONA RIOS, VICE MAYOR

JERRY CANO, COUNCILMEMBER

GONZALO QUINTERO, COUNCILMEMBER

RONALD J. MORRISON, COUNCILMEMBER

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 2ND OF JUNE 2020.

AYES _____

NAYS _____

ABSENT _____

The following page(s) contain the backup material for Agenda Item: [Warrant Register #43 for the period of 4/15/20 through 4/21/20 in the amount of \\$2,856,064.58. \(Finance\)](#)
Please scroll down to view the backup material.

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

MEETING DATE: June 2, 2020

AGENDA ITEM NO.:

ITEM TITLE:

Warrant Register #43 for the period of 4/15/20 through 4/21/20 in the amount of \$2,856,064.58.
(Finance)

PREPARED BY: Karla Apalategui, Senior Accounting Assistant

DEPARTMENT: Finance

PHONE: 619-336-4572

APPROVED BY: 

EXPLANATION:

Per Government Section Code 37208, attached are the warrants issued for the period 4/15/20 - 4/21/20. 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>
Health Net Inc	347218	79,767.72	GRP# R1192A – April 2020
Innovative Construction	347225	57,606.50	Euclid Ave Bicycle & Ped. Ehn.
Kaiser Foundation HP	347226	188,798.76	GRP# 104220-0002 – March 2020
Portillo Concrete Inc	347243	157,938.52	Euclid Ave Bicycle & Ped
Project Professional Copr	347245	75,147.74	Paradise Creek Park 111

FINANCIAL STATEMENT:

APPROVED: 

FINANCE

ACCOUNT NO.

APPROVED: _____

MIS

Warrant total \$2,856,064.58.

ENVIRONMENTAL REVIEW:

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

ORDINANCE: INTRODUCTION FINAL ADOPTION

STAFF RECOMMENDATION:

Ratify warrants totaling \$2,856,064.58.

BOARD / COMMISSION RECOMMENDATION:

ATTACHMENTS:

Warrant Register # 43



WARRANT REGISTER # 43
4/21/2020

<u>PAYEE</u>	<u>DESCRIPTION</u>	<u>CHK NO</u>	<u>DATE</u>	<u>AMOUNT</u>
LINE X SAN DIEGO	PAINT / PW	347179	4/21/20	5,013.75
PROFESSIONAL SEARCH GROUP LLC	TEMPORARY SVC / NSD	347180	4/21/20	960.00
ADAMOS, M	TRAINING / PD	347181	4/21/20	9.10
ALDEMCO	FOOD / NUTRITION	347182	4/21/20	1,990.29
ALIGNMENT EXPRESS OF CA INC	HYDRAUDLIC OIL	347183	4/21/20	4,205.77
ALL FRESH PRODUCTS	CONSUMABLES NUTRITION	347184	4/21/20	1,329.38
ALLSTATE SECURITY SERVICES INC	ALLSTATE SECURITY GUARD SERVICE	347185	4/21/20	1,259.38
AMAZON	AMAZON OFFICE SUPPLIES / LIBRARY	347186	4/21/20	49.18
BAKER & TAYLOR	BOOKS AS NEEDED FOR FY20	347187	4/21/20	933.88
BENNETT BOWEN & LIGHTHOUSE INC	REVERSABLE JACKET MULTIPLE SIZES	347188	4/21/20	557.01
BROADWAY AUTO GLASS	OFFSITE WINDOW TINT & REPAIRS	347189	4/21/20	856.49
CALIFORNIA ELECTRIC SUPPLY	MOP 45698 ELECTRIC SUPPLIES - PW	347190	4/21/20	484.48
CALIFORNIA LIBRARY ASSOCIATION	CLA INSTITUTIONAL MEMBERSHIP RENEWAL	347191	4/21/20	600.00
CARDOZA, M	TRAINING REIM CRIA CARDOZA	347192	4/21/20	6.69
CEKANDER, L	TRAINING REIM GEO PROFLNG CEKANDER	347193	4/21/20	308.61
CLEAN HARBORS ENVIRONMENTAL	CONTRACT SERVICES	347194	4/21/20	466.37
CLEAR WATER TECHNOLOGIES LLC	WATER TREATMENT SERVICE AGREEMENT	347195	4/21/20	3,095.00
CLF WAREHOUSE INC	MOP 80331. SUPPLIES FOR EQUIPMENT	347196	4/21/20	331.53
COUNTYWIDE MECHANICAL SYSTEMS	CITYWIDE ON-SITE HVAC SERVICES	347197	4/21/20	2,522.35
DELTA DENTAL	DENTAL INS PREMIER 05-0908600000 - MARCH	347198	4/21/20	14,638.77
DELTA DENTAL	DENTAL PREMIER 05-0908600000 - APR 2020	347199	4/21/20	14,481.05
DELTA DENTAL	GRP# 05-0908601002 - APRIL 2020	347200	4/21/20	416.11
DELTA DENTAL	GRP# 05-0908601002 - MARCH 2020	347201	4/21/20	416.11
DELTA DENTAL INSURANCE CO	GRP# 05-7029600000 - MARCH 2020	347202	4/21/20	2,432.10
DELTA DENTAL INSURANCE CO	GRP# 05-7029600000 - APRIL 2020	347203	4/21/20	2,421.54
DISCOUNT SPECIALTY CHEMICALS	COVID 19 CLEANING SUPPLIES	347204	4/21/20	835.75
DURRANT, S	TRAINING REIM PARKING CONFLI DURRANT	347205	4/21/20	10.00
FACTORY MOTOR PARTS	MOP 82766 GENERAL AUTO SUPPLIES - PW	347206	4/21/20	302.52
FEDEX	LHR MICROFILM SHIPMENT TO UC RIVERSIDE	347207	4/21/20	143.82
FLEET SERVICES INC	ROTOR / PW	347208	4/21/20	1,141.88
FORDYCE CONSTRUCTION INC	INV 19064-3R / 1430 HOOVER AVE WAREHOUSE	347209	4/21/20	9,912.36
GEOSYNTEC CONSULTANTS INC	A NEEDED SERVICES	347210	4/21/20	31,648.02
GRAINGER	CARPETED ENTRANCE MAT	347211	4/21/20	1,224.20
GRASS ROOTS PRESS	WORKBOOKS FOR TUTORS AND LEARNERS	347212	4/21/20	470.74
HAAKER EQUIPMENT COMPANY	24' POLE SET / PW	347213	4/21/20	940.19
HEALTH NET	GRP# N7177A - APRIL 2020	347214	4/21/20	1,860.36
HEALTH NET	GRP# N71776F - APRIL 2020	347215	4/21/20	1,598.46
HEALTH NET	GRP# R1192R - MARCH 2020	347216	4/21/20	832.36
HEALTH NET	GRP# R1192R - APRIL 2020	347217	4/21/20	832.36
HEALTH NET INC	GRP# R1192A - APRIL 2020	347218	4/21/20	79,767.72
HEALTH NET INC	GRP# KB439A - MARCH 2020	347219	4/21/20	3,570.90
HEALTH NET INC	GRP# 57135A - MARCH 2020	347220	4/21/20	2,504.29
HEALTH NET INC	GRP# LB439-A - APRIL 2020	347221	4/21/20	1,785.45
HEALTH NET INC	GROUP# 57135M - APRIL 2020	347222	4/21/20	1,252.16
HOME DEPOT CREDIT SERVICES	GENERAL SUPPLIES FOR FY20	347223	4/21/20	987.19
HUB CONSTRUCTION	ARMOR DOT IND GRADE	347224	4/21/20	273.93
INNOVATIVE CONSTRUCTION	EUCLID AVE BICYCLE & PED. EHN.	347225	4/21/20	57,606.50



WARRANT REGISTER # 43
4/21/2020

<u>PAYEE</u>	<u>DESCRIPTION</u>	<u>CHK NO</u>	<u>DATE</u>	<u>AMOUNT</u>
KAISER FOUNDATION HEALTH PLANS	GRP# 104220-0002 - MARCH 2020	347226	4/21/20	188,798.76
KAISER FOUNDATION HEALTH PLANS	GRP# 104220-01, 06, 07 - MARCH 2020	347227	4/21/20	20,688.34
KAISER FOUNDATION HEALTH PLANS	GRP# 104220-03, 09 - MARCH 2020	347228	4/21/20	7,687.10
KAISER FOUNDATION HEALTH PLANS	GRP# 104220-03, 09 / MARCH 2020	347229	4/21/20	6,797.28
KAISER FOUNDATION HEALTH PLANS	GRP# 104220-03, 09 - APRIL 2020	347230	4/21/20	6,797.28
KAISER FOUNDATION HEALTH PLANS	GROUP# 104220-05 / MARCH 2020	347231	4/21/20	5,830.46
KAISER FOUNDATION HEALTH PLANS	GRP# 104220-7002 - MARCH 2020	347232	4/21/20	1,183.24
LEXIA LEARNING SYSTEMS LLC	DATABASE SUBSCRIPTION RENEWAL	347233	4/21/20	400.00
MAINTEX INC	CITYWIDE JANITORIAL SUPPLIES & PARTS	347234	4/21/20	399.25
MARIOTA, R	TRAINING REIM SWAT TEAM LDR MARIOTA	347235	4/21/20	105.55
MIDWEST TAPE	AUDIOVISUAL MATERIALS FOR FY20	347236	4/21/20	219.85
NATIONAL CITY ELECTRIC	CITYWIDE ON-SITE ELECTRICAL	347237	4/21/20	400.00
NGUYEN, L	TRAINING RIEMB ARRESTCNTRL NGUYEN	347238	4/21/20	642.03
NV5 INC	LAS PALMAS POOL ELECTRICAL SYS.	347239	4/21/20	38,388.08
NV5 INC	HARDING AVE/W. 21ST ST.	347240	4/21/20	1,765.00
OLIVER PRODUCTS	CONSUMABLES NUTRITION	347241	4/21/20	2,053.03
PARTS AUTHORITY METRO LLC	MOP 75943 GENERAL AUTO SUPPLIES - PW	347242	4/21/20	452.40
PORTILLO CONCRETE INC	EUCLID AVENUE BICYCLE & PED.	347243	4/21/20	157,938.52
PROFESSIONAL SEARCH GROUP LLC	PSG TEMPORARY PLACEMENT ADMIN SECRETARY	347244	4/21/20	2,970.00
PROJECT PROFESSIONALS CORP	PARADISE CREEK PARK 111	347245	4/21/20	75,147.74
PRUDENTIAL OVERALL SUPPLY	MOP 45742 LAUNDRY SERVICES - PW	347246	4/21/20	566.28
RED TRUCK FIRE & SAFETY CO	CITYWIDE, ON-SITE FIRE EXTINGUISHER	347247	4/21/20	76.25
RELIANCE STANDARD	GRP VA1826233-VC1801146,VG180848 / MARCH	347248	4/21/20	277.77
RIO HONDO COLLEGE	TRAINING TUITION FTO CAMCHO	347249	4/21/20	38.00
S & S WELDING	3 X 3 ANGLE IRON FOR STORM DRAIN PLATES	347250	4/21/20	135.94
SAN DIEGO GAS & ELECTRIC	SAN DIEGOS GAS & ELECTRIC	347251	4/21/20	1,851.48
SAN DIEGO MIRAMAR COLLEGE	TRAINING TUITION ROT STANICH	347252	4/21/20	23.00
SCST INC	CITYWIDE TRAFFIC SIGNAL	347253	4/21/20	1,844.00
SDG&E	GAS AND ELECTRIC UTILITIES / NUTRITION	347254	4/21/20	351.83
SEAPORT MEAT COMPANY	FOOD NUTRITION	347255	4/21/20	1,008.33
SHANAHAN, M	TRAINING REIMBUR OIS SHANAHAN	347256	4/21/20	191.58
SIRSIDYNIX 774271	HORIZON AUTOMATION SYSTEM SERVICE	347257	4/21/20	19,614.53
SITEONE LANDSCAPE SUPPLY LLC	MOP 69277 LANDSCAPE SUPPLIES - PW	347258	4/21/20	450.53
STAPLES BUSINESS ADVANTAGE	MOP 45704 OFFICE SUPPLIES - PW	347259	4/21/20	583.74
STATE CONTROLLER	ANNUAL STREET REPORT FY 18-19	347260	4/21/20	3,231.03
SULLIVAN, C	TRAINING REIM MANG ABC SULLIVAN	347261	4/21/20	930.90
SWEETWATER AUTHORITY	WATER BILL FOR PARKS DIVISION FY 2020	347262	4/21/20	187.96
SYSCO SAN DIEGO INC	FOOD / NUTRITION	347263	4/21/20	3,307.02
TERMINIX INTERNATIONAL	CITY OWNED FACILITIES ONGOING PEST	347264	4/21/20	2,120.00
TODD PIPE & SUPPLY LLC	CITYWIDE PLUMBING MATERIALS & PARTS	347265	4/21/20	3,767.26
UNDERGROUND SERVICE ALERT	UNDERGROUND SERVICE ALERT FY 2020	347266	4/21/20	252.55
UNITED ROTARY BRUSH CORP	STREET SWEEPER REPAIRS AND MAINTENANCE	347267	4/21/20	1,225.16
VISION SERVICE PLAN	VISION SERVICE PLAN - MAR 2020	347268	4/21/20	966.56
VISION SERVICE PLAN	VISION SERVICE PLAN - APRIL 2020	347269	4/21/20	847.30
WAXIE SANITARY SUPPLY	MISCELLANEOUS JANITORIAL SUPPLIES	347270	4/21/20	962.31
WHITAKER BROTHERS	RIBBON 5650 PURPLE	347271	4/21/20	53.57
YBARRA, A	TRAINING REIM MANG YBARRA	347272	4/21/20	314.48



**WARRANT REGISTER # 43
4/21/2020**

<u>PAYEE</u>	<u>DESCRIPTION</u>	<u>CHK NO</u>	<u>DATE</u>	<u>AMOUNT</u>
			A/P Total	823,129.37
PAYROLL				
Pay period	Start Date	End Date	Check Date	
7	3/24/2020	4/6/2020	4/15/2020	1,038,052.21
		GRAND TOTAL		<u>\$ 2,856,064.58</u>

CERTIFICATION

IN ACCORDANCE WITH SECTIONS 37202, 37208, AND 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

MARK ROBERTS, DIRECTOR OF FINANCE

BRAD RAULSTON, CITY MANAGER

FINANCE COMMITTEE

ALEJANDRA SOTELO-SOLIS, MAYOR/CHAIRWOMAN

MONA RIOS, VICE MAYOR

JERRY CANO, COUNCILMEMBER

GONZALO QUINTERO, COUNCILMEMBER

RONALD J. MORRISON, COUNCILMEMBER

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 2ND OF JUNE 2020.

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 confirming the costs of Weed Abatement and Approving the report and account for such, after having a Public Hearing which considered any objections or protests; pursuant to National City Municipal Code Chapters 1.36 \(Abatement of Public Nuisances\) and 9.12 \(Abatement of Weeds and other Fire Hazards\). \(Fire\)](#)

Please scroll down to view the backup material.

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

MEETING DATE: June 2, 2020

AGENDA ITEM NO. |

ITEM TITLE:

Public Hearing and Adoption of a Resolution of the City Council of the City of National City confirming the costs of Weed Abatement and Approving the report and account for such, after having considered any objections or protests; pursuant to National City Municipal Code Chapters 1.36 (Abatement of Public Nuisances) and 9.12 (Abatement of Weeds and other Fire Hazards). (Fire)

PREPARED BY: Robert Drew/Deputy Fire Marshal

DEPARTMENT: Fire

PHONE: 336-4558

APPROVED BY: 

EXPLANATION:

In accordance with National City Municipal Code (NCMC), Chapter 9.12, a report of the proceedings and an accurate account of the cost of abating the nuisance on each separate property shall be filed with the City Council. Notice of the public hearing shall be served in the same manner as summons in a civil action in accordance with Article 3 (commencing with Section 415.10) of Chapter 4 of Title 5 of Part 2 of the Code of Civil Procedure. Pursuant to NCMC Section 1.36.100, the City Council shall consider the Report and Account at the time set for the confirmation of costs hearing, together with any objections or protests by the responsible person or other interested persons. The responsible person or other interested persons may present a written or oral protest or objection to the report and account. At the conclusion of the hearing, the City Council shall by resolution either approve the Report and Account as submitted, or as modified or corrected by the City Council. The approved costs of the abatements will be liens upon the respective lots or premises.

The proposed resolution incorporates all the parcels subject to weed abatement liens pursuant to NCMC Section 1.36.110. A copy of the resolution shall be served on the responsible person, pursuant to the procedures set forth in the NCMC Section 1.36.040, no later than 15 days after the date of adoption. If the cost of abatement is waived by the Mayor and Council, the City of National City will be responsible for all costs associated with the weed abatement conducted by Fire Prevention Services.

Report on file in the City Clerk's Office.

FINANCIAL STATEMENT:

APPROVED:  Finance

ACCOUNT NO. 001-12124-3561 \$23,543.84

APPROVED: _____ MIS

No expenditure account. Payments to Fire Prevention Services are deducted from the above revenue account.

ENVIRONMENTAL REVIEW:

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

ORDINANCE: INTRODUCTION: FINAL ADOPTION:

STAFF RECOMMENDATION:

City Council by resolution approves the Report and Account as submitted or as modified or corrected by the City Council.

BOARD / COMMISSION RECOMMENDATION:

N/A

ATTACHMENTS:

Fixed Charges Special Assessments - Please see Exhibit "A"
Complete background supportive documents filed in the Office of the City Clerk and available for review upon request.

Parcel	Assmed Amt	Site Address	Owner	Mail Address	City	St	Zip
554 041 08 00	\$888.26	1459 E 1st St	Chavez-Vasquez German	591 Telegraph Canyon Rd #367	Chula Vista	CA	91910
556 332 04 00	\$899.08	629 A Ave	629 A Avenue Trust	4420 Rainier Ave #303	San Diego	CA	92120
557 092 05 00	\$1,023.81	1338-1340 E 6th St	Deanda Christian	1338 E 6th St	National City	CA	91950
557 102 28 00	\$895.36	8th St	Agpaoa Florino P & Corazon R Trust	1442 Highland Ave	National City	CA	91950
557 220 63 00	\$883.46	915 Paradise Knoll Ct	Garcia Bernard P	915 Paradise Knoll Ct	National City	CA	91950
557 280 08 00	\$883.46	2016 E 10th St	Strapp William	2016 E 10th St	National City	CA	91950
557 280 09 00	\$881.86	2044 E 10th St	Asone Properties Lp;Mark Mendez Mireya	710 Edgewater Dr #E	Chula Vista	CA	91913
557 380 40 00	\$871.98	2240 E Plaza Blvd	Grove Plaza	6480 Weathers Pl #225	San Diego	CA	92121
557 430 30 00	\$877.18	1430 Sheryl Ln	Elite Visions Holding Inc	660 Van Houten Ave	El Cajon	CA	92020
557 430 41 00	\$877.18	1420 Sheryl Ln	Samex Properties L L C	5721 Meadows Del Mar	San Diego	CA	92130
558 153 22 00	\$1,200.54	Palmer St	Vargas Living Trust	36 Broadway	Chula Vista	CA	91910
558 220 35 00	\$2,079.80	3040 E 16th St	Brown Clara M	10037 Dunbar Ln	El Cajon	CA	92021
558 320 22 00	\$2,964.08	2112 Rachael Ave	Casillas Jose D Castillas Estella V	1298 Fools Gold Way #1	Chula Vista	CA	91913
559 101 07 00	\$883.46	1818 Wilson Ave	Yanez Luis A	1818 Wilson Ave	National City	CA	91950
560 064 06 00	\$874.52	National City Blvd	Library Village South Inc	9945 Hibert St #210	San Diego	CA	92131
561 202 02 00	\$1,131.58	1905 K Ave	William Richard C Jr & Curtis Diana L	1905 K Ave	National City	CA	91950
562 180 31 00	\$3,521.92	101 E 30th St #A-D	Analog Properties LLC	3693 Columbia St	San Diego	CA	92103
564 010 55 00	\$1,906.31	2547 Fenton Pl	Ruvalcaba Carlos & Lilian	136 Glenhaven Way	Chula Vista	CA	91911
Total Parcels:	18						
Total Assess:	\$23,543.84						

SUMMARY REPORT FOR APN 554-041-08-00

07/31/19 Initial inspection was made, property was found to be in violation.

08/01/19 Mailed 30 day courtesy notice to the owner.

09/04/19 Re-inspection was made, property was found to be in violation.

09/04/19 Posted property.

09/05/19 Mailed 10 day final notice to the owner, certified mail.

09/16/19 Final inspection was made, property was found to be in violation.

09/19/19 Verified ownership information with County of San Diego.

09/24/19 Work order authorization signed by District Official.

10/15/19 F.P.S.I. crews abated the property.

10/17/19 The owner was mailed a bill at the contracted rates.

11/13/19 The owner was mailed a final bill.

12/03/19 A Notice of Abatement was filed on the property.

05/21/20 The list of Fixed Charge Special Assessments [EXHIBIT "A"] and the City Clerk's "NOTICE OF PUBLIC CONFIRMATION OF COSTS HEARING" was served upon the property owner by means of Regular Mail, Certified Mail and Posting upon the property.

CITY OF NATIONAL CITY FIRE DEPARTMENT

1243 National City Blvd.: NATIONAL CITY, CA. 91950-4596

NOTICE TO ABATE PUBLIC NUISANCE

Owner: Chavez-Vasquez German
Address: 591 Telegraph Canyon Rd #367
Chula Vista, CA 91910

Parcel Number: **554 041 08 00**
Date: **8/1/2019**

COPY

Location of Public Nuisance: **1459 E 1st St**

Instructions for Abatement: **Please clear the entire property of all weeds, dead vegetation, trash, debris and arundo. All piles of dead vegetation and debris must be removed from the property. (Please maintain any and all grasses below 3 inches year round)**

You are hereby directed to abate the public nuisance described above, of which you are the occupant or owner, **within thirty (30) days of 8/1/2019**. **Your failure to comply with this order will result in the City having your property cleaned by the City's contractor at **your** expense (per National City Municipal Code Chapter 1.36). A \$350.00 administrative fee will be charged in addition to the contractor's fees to clean the property (per Resolution number 94-97). Violations are also subject to prosecution as misdemeanors.

Guidelines For The Abatement of Flammable Vegetation

For the protection of life and property, remove all brush, flammable vegetation, or combustible growth which is located from thirty (30) feet to one hundred (100) feet from such a building or structure or to the property line, whichever is nearer, or as required by the Fire Department, including the maintenance of grass and other vegetation more than thirty (30) from such building or structure. Cuttings are to be removed from the property and disposed of properly. Vegetation is to be cut within two (2) inches of the ground.

"NOTICE REGARDING RARE, THREATENED OR ENDANGERED SPECIES"

If you have previously received a notice from the California Department of Fish and Game or the U.S. Fish and Wildlife Services that rare, threatened or endangered species of fish or wildlife have occurred on your property in the areas identified for fuel break clearance, YOU MUST NOTIFY BOTH AGENCIES AND THE NATIONAL CITY FIRE DEPARTMENT IN WRITING AT LEAST TEN (10) DAYS PRIOR TO BEGINNING VEGETATION CLEARING. IF THESE AGENCIES FAIL TO OBJECT OR NOTIFY YOU OF ANY ALTERNATIVE PROCEDURES WITHIN THOSE TEN (10) DAYS, YOU MAY THEN PROCEED TO CLEAR VEGETATION AS DIRECTED BY THIS NOTICE. Failure to provide notification to these agencies may render you liable under Federal or State Law to penalties.

National City Municipal Code 9.12.010 Public Nuisance Declared--In General

Any of the following conditions are hereby declared to constitute a public nuisance:

- A. When the Fire Chief or his/her designee determines that there exists in any building or on any premises combustible, hazardous or explosive materials or dangerous accumulations of rubbish; or unnecessary accumulations of wastepaper, boxes, shavings, or any highly flammable materials which are so situated as to endanger life or property; or finds obstructions to or on fire escapes, stairs, passageways, doors or windows that reasonably tend to interfere with the operations of the fire department or the egress of the occupants of such building of premises; or finds that the effectiveness of any exit door, attic separation or any fire separation wall is reduced; or finds that any provision of the Uniform Fire Code is being violated.
- B. When the Fire Chief or his/her designee deems any chimney, smokestack, stove, oven, incinerator, furnace or other heating device, electric fixture or any appurtenance thereto, or anything regulated under a nationally recognized standard in or upon any building, structure or premises not specifically mentioned in the Uniform Fire Code, to be defective or unsafe so as to create a hazard.
- C. When the Fire Chief or his/her designee finds any condition which in his/her judgment increases or may cause an increase of the hazard or menace of fire to a greater degree than customarily recognized as normal by persons in the public service regularly engaged in preventing, suppressing or extinguishing fire or any thing or act which may obstruct, delay, hinder or interfere with the operations of the fire department or the egress of occupants in the event of fire.

National City Municipal Code 9.12.020 Public Nuisance Declared--Weeds and Other Flammable Materials

All weeds, growing or located upon streets, sidewalks or private property are hereby declared to be a public nuisance. For the purposes of this chapter, "weeds" shall include the following:

- A. Weeds which bear seeds of a downy or wingy nature.
- B. Sagebrush, chaparral, and any other brush or weeds which attain such large growth as to become, when dry, a fire menace to adjacent improved property.
- C. Weeds which are otherwise noxious or dangerous.
- D. Poison oak and poison ivy when the conditions of growth are such as to constitute a menace to the public health.
- E. Dry grass, stubble, brush, litter, or other flammable material which endangers the public safety by creating a fire hazard in a portion of the City which has been zoned for single and multiple residence purposes.

National City Municipal Code 1.36.010 Public Nuisance Defined

"Public Nuisance" means any condition defined or declared to be a public nuisance in any section of this code, and/or any condition caused, maintained or permitted to exist which constitutes a threat to the public's health, safety and welfare or which significantly obstructs, injures or interferes with the reasonable of free use of property in a neighborhood, community or to any considerable number of persons. A public nuisance also has the same meaning as set forth in California Civil Code Section 3479.

National City Municipal Code 1.36.060 Abatement-- Appeal-- Hearing

Within ten (10) days from the date of posting, mailing or personal service of the required notice, the owner or person occupying or controlling such lot or premises affected may appeal to the City Council. Such appeal shall be in writing and shall be filed with the City Clerk.

If you should have any questions, please feel free to call this number: 1-866-779-3774

Si usted tiene alguna pregunta, por favor llame al numero: 1-866-779-3774

Sa anumang katanungan, tumawag lang po sa numerong ito: 1-866-779-3774

Sincerely yours in public safety,

1-866-779-3774 ext. 311 or <http://fireprevention.net>

Fire Prevention Services***

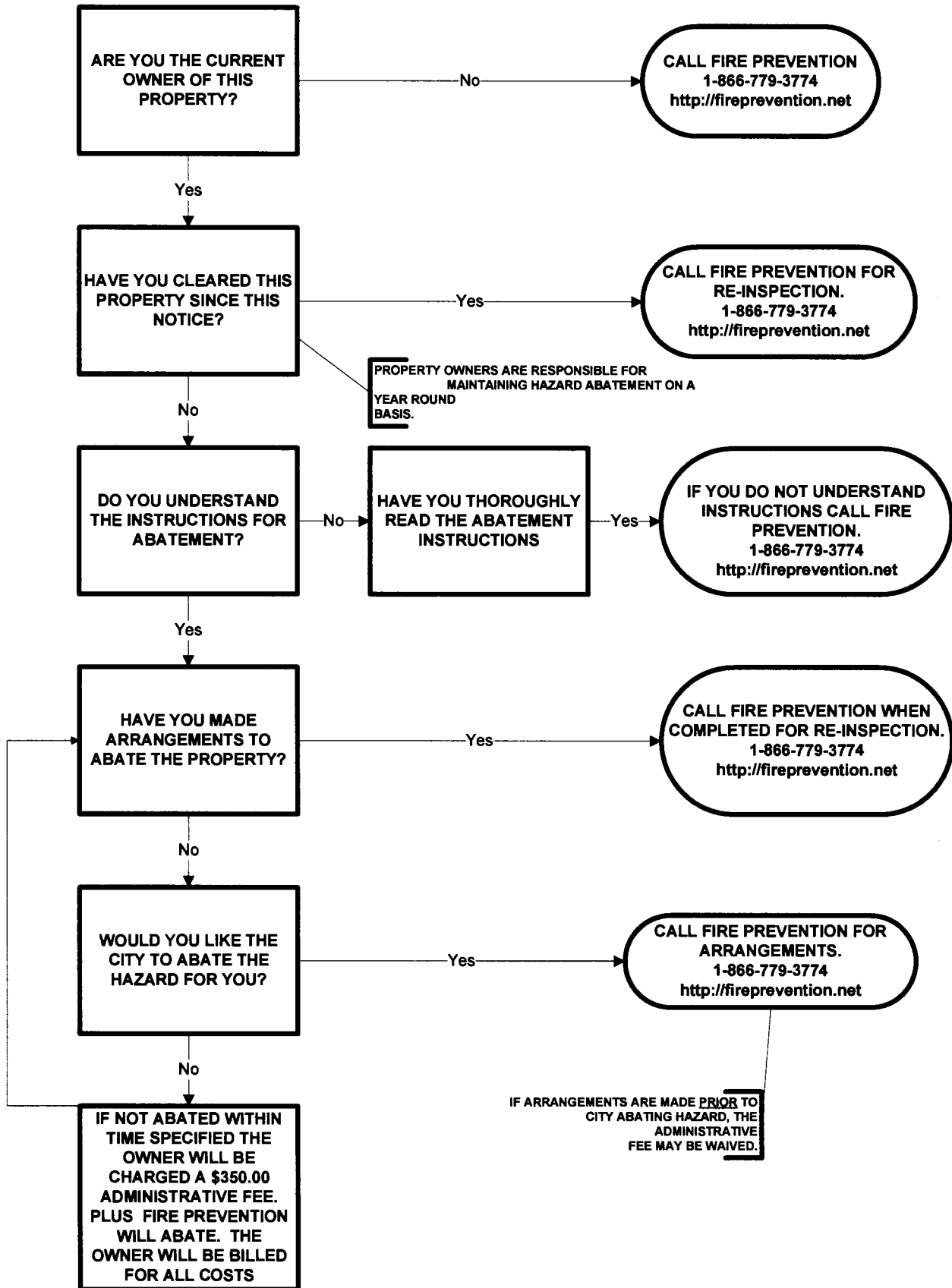
**You have the right to appeal this matter to the City Council within ten (10) days of the receipt of this notice.

The appeal shall be in writing and filed with the City Clerk. (NCMC 1.36.050)

***Fire Prevention Services, Inc. is under contract with the City of National City.

NATIONAL CITY FIRE DEPARTMENT

COMMON QUESTIONS AND ANSWERS



CITY OF NATIONAL CITY

SCHEDULE OF FEES

1.	<u>Tractor Mowing</u>	
	A. per parcel, sized 1 to 7,500 square feet	\$250.00
	B. per parcel, sized 7,501 to 15,000 square feet	\$325.00
	C. per parcel, sized 15,001 square feet to 30,000 square feet	\$400.00
	D. per parcel, sized 30,001 square feet to one acre	\$450.00
	E. Per square foot over one acre	\$ 00.02
2.	<u>Hand Labor</u>	
	A. per square foot of area abated	\$ 00.10
3.	<u>Dozer Operation</u>	
	A. hourly rate	\$150.00
	B. move-on fee	\$150.00
4.	<u>Debris Remediation</u> (includes chipping, grinding, and/or shredding)	
	A. per cubic yard of material prior to chipping, and or compacting	\$ 38.00
	B. dump fees	(reimbursement of cost)
5.	<u>Administrative Fee</u> (failure to comply with final notice)	
	A. per parcel	\$350.00
6.	<u>Attorney Services</u>	
	A. per parcel, per hour	\$200.00
7.	<u>Assessment Fees</u> (includes preparing reports, attending hearings, etc.)	
	A. Cost confirmations fee, per parcel	\$275.00
8.	<u>Miscellaneous Fees</u>	
	A. special inspection fee	\$ 50.00
	B. abatement lien	\$ 50.00
	C. Interest on lien (apr)	10%
	D. release of abatement lien	\$ 50.00
	E. public notary	\$ 20.00
	F. File duplication fee	\$ 50.00
	G. Unscheduled Labor per man hour	\$ 50.00
	H. unscheduled fees	(reimbursement of cost)

CITY OF NATIONAL CITY FIRE DEPARTMENT

1243 National City Blvd : NATIONAL CITY, CA. 91950-4596

FINAL NOTICE TO ABATE PUBLIC NUISANCE

Owner: Chavez-Vasquez German
Address: 591 Telegraph Canyon Rd #367
Chula Vista, CA 91910

Parcel Number: 554 041 08 00
Date: 9/5/2019

COPY

Location of Public Nuisance: 1459 E 1st St

Instructions for Abatement: **Please clear the entire property of all weeds, dead vegetation, trash, debris and arundo. All piles of dead vegetation and debris must be removed from the property. (Please maintain any and all grasses below 3 inches year round)**

You are hereby directed to abate the public nuisance described above, of which you are the occupant or owner, **within ten (10) days of 9/5/2019**. **Your failure to comply with this order will result in you being charged the administrative fee and the City having your property cleaned by the City's contractor at **your** expense (per National City Municipal Code Chapter 1.36). A \$350.00 administrative fee will be charged in addition to the contractor's fees to clean the property (per Resolution number 94-97). Violations are also subject to prosecution as misdemeanors.

Guidelines For The Abatement of Flammable Vegetation

For the protection of life and property, remove all brush, flammable vegetation, or combustible growth which is located from thirty (30) feet to one hundred (100) feet from such a building or structure or to the property line, whichever is nearer, or as required by the Fire Department, including the maintenance of grass and other vegetation more than thirty (30) from such building or structure. Cuttings are to be removed from the property and disposed of properly. Vegetation is to be cut within two (2) inches of the ground.

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- B. When the Fire Chief or his/her designee deems any chimney, smokestack, stove, oven, incinerator, furnace or other heating device, electric fixture or any appurtenance thereto, or anything regulated under a nationally recognized standard in or upon any building, structure or premises not specifically mentioned in the Uniform Fire Code, to be defective or unsafe so as to create a hazard.
- C. When the Fire Chief or his/her designee finds any condition which in his/her judgment increases or may cause an increase of the hazard or menace of fire to a greater degree than customarily recognized as normal by persons in the public service regularly engaged in preventing, suppressing or extinguishing fire or any thing or act which may obstruct, delay, hinder or interfere with the operations of the fire department or the egress of occupants in the event of fire.

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- D. Poison oak and poison ivy when the conditions of growth are such as to constitute a menace to the public health.
- E. Dry grass, stubble, brush, litter, or other flammable material which endangers the public safety by creating a fire hazard in a portion of the City which has been zoned for single and multiple residence purposes.

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Si usted tiene alguna pregunta, por favor llame al numero: 1-866-779-3774

Sa anumang katanungan, tumawag lang po sa numerong ito: 1-866-779-3774

Sincerely yours in public safety,

notice. 1-866-779-3774 ext. 311 or <http://fireprevention.net>

**You have the right to appeal this matter to the City Council within ten (10) days of the receipt of this notice. The appeal shall be in writing and filed with the City Clerk. (NCMC 1.36.050)

***Fire Prevention Services, Inc. is under contract with the City of National City.

Fire Prevention Services***
rev. 03/27/06, 04/24/06, 06/21/06

U.S. Postal Service

CERTIFIED MAIL® RECEIPT

Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

CHULA VISTA, CA 91910

OFFICIAL USE

Certified Mail Fee

\$3.50

Extra Services & Fees (check box, add fee as appropriate)

- Return Receipt (hardcopy) \$0.00
- Return Receipt (electronic) \$0.00
- Certified Mail Restricted Delivery \$0.00
- Adult Signature Required \$0.00
- Adult Signature Restricted Delivery \$0.00

Postage

\$0.55

Total Postage

\$4.00

Sent To

Chavez-Vasquez German

Street or

591 Telegraph Canyon Rd #367

City, State

Chula Vista CA

0020

22

SEP

Postmark
Here

09/05/2019

NC

111 of 890

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A pink rectangular sign is mounted on a wooden post. The sign has the text "NOTICE TO ABATE PUBLIC NUISANCE" printed in black, bold, capital letters. The sign is positioned in front of a black metal fence. The background consists of tall, dry grass and a body of water in the distance.

NOTICE TO
ABATE
PUBLIC
NUISANCE

09/04/19 Re-Inspection



1459

NOTICE TO
ADJUT
GUY
MAY 2019

09/04/19 Re-Inspection



09/04/19 Re-Inspection

1433

09/04/19 Re-Inspection

NOTICE TO
ABATE



09/04/19 Re-Inspection



09/04/19 Re-Inspection

14



09/04/19 Re-Inspection



09/04/19 Re-Inspection



09/04/19 Re-Inspection



09/16/19 Final Inspection



09/16/19 Final Inspection

A photograph showing a utility pole on the left with a sign attached. A chain-link fence runs across the middle ground. In the background, there are large trees and a concrete path or driveway. The scene is outdoors and appears to be a residential or utility area.

09/16/19 Final Inspection



09/16/19 Final Inspection



09/16/19 Final Inspection

22



09/16/19 Final Inspection



09/16/19 Final Inspection



09/16/19 Final Inspection



1459

09/24/19 Inspection



09/24/19 Inspection



09/24/19 Inspection



09/24/19 Inspection



09/24/19 Inspection



09/24/19 Inspection



09/24/19 Inspection

CITY OF NATIONAL CITY FIRE DEPARTMENT

1243 National City Blvd.: NATIONAL CITY, CA. 91950-4596

WORK ORDER AUTHORIZATION

Authorization # 6901

Owner: Chavez-Vasquez German
Address: 591 Telegraph Canyon Rd #367
Chula Vista, CA 91910

Parcel #554 041 08 00 Job location: 1459 E 1st St

Authorized by: R. Srew

Signature: [Signature]

Date: 9-24-19

WHEN SIGNED THIS DOCUMENT ALLOWS RIGHT OF PASSAGE ONTO PRIVATE PROPERTY FOR THE PURPOSE OF FIRE VIOLATION / PUBLIC NUISANCE REDUCTION OR REMOVAL.

METHOD OF CLEARING

Entire Parcel Fire Break

Hand Cutting: 100 sq. ft. Removal: _____ cu. yds.

Tractor Mowing: _____ sq. ft. Discing: _____ sq. ft.

CREW INFORMATION

Crew

Date

Type: HAND

10/15/19

Type: _____

Type: _____

Type: _____

Notes: Please clear the entire property of all weeds, dead vegetation, trash, debris and arundo. All piles of dead vegetation and debris must be removed from the property. (Please maintain any and all grasses below 3 inches year round)

Work space for diagrams and amount of work done

Hand Sq. Ft.: 100

Tractor Sq. Ft.: 0

Total Removal Cu. Yds.: 0

Dump ticket: 0

Dump Charge: 0

$5 \times 20 = 100 \text{ sq. ft.}$





10/15/19 Before



10/15/19 Before



10/15/19 Before



10/15/19 After



10/15/19 After

Fire Prevention Services, Inc.

P.O. Box 1720 : El Cajon, CA 92022-1720
(619) 562-1058 : fax (619) 445-6336
<http://fireprevention.net>

10/17/2019

Chavez-Vasquez German
591 Telegraph Canyon Rd #367
Chula Vista, CA 91910

Parcel # 554 041 08 00
Location: 1459 E 1st St
-

COPY

Dear Chavez-Vasquez German,

This letter is to inform you that the **Public Nuisance** on the above referenced property was abated pursuant to a prior Notice to Abate and order of the City of National City.

Fire Prevention Services was contracted by the City of National City to help reduce Public Nuisances and potential fire violations thus improving the safety of its citizens.

The abatement work on your property was performed as mandated by The National City Municipal Code Chapter 1.36. The charges thus far total \$360.00. You will incur no further costs if this amount is paid within fifteen (15) days of the date of this notice.

Failure to pay this bill may result in the filing of an abatement lien upon your property.

Please make your check payable to Fire Prevention Services and include the Parcel # 554 041 08 00 on the check.

If you have any questions please call us direct at **(619) 562-1058**.

Sincerely,

Fire Prevention Services, Inc.
rev.05/19/06

NATIONAL CITY SCHEDULE OF FEES

<u>Tractor Mowing</u>		quantity	sub total
A.	per parcel, sized 1 to 7,500 square feet	_____	_____
B.	per parcel, sized 7,501 to 15,000 square feet	_____	_____
C.	per parcel, sized 15,001 square feet to 30,000 square feet	_____	_____
D.	per parcel, sized 30,001 square feet to one acre	_____	_____
E.	per square foot over one acre	_____ sq. ft.	_____

<u>Hand Labor</u>			
A.	per square foot of area abated	\$0.10	100 sq. Ft. <u>\$10.00</u>

<u>Dozer Operation</u>			
A.	hourly rate	\$150.00	_____
B.	move-on fee	\$150.00	_____

<u>Debris Remediation</u> (includes chipping, grinding, and/or shredding)			
A.	per cubic yard of material prior to chipping, and or compacting	\$38.00	X _____ cu.yds = _____
B.	dump fees (reimbursement of cost)		_____

<u>Administrative Fee</u> (failure to comply by deadline of notice)			
A.	per parcel	\$350.00	1 <u>\$350.00</u>

<u>Attorney Services</u>			
A.	per parcel, per hour	\$200.00	_____

<u>Assessment Fees</u> (includes preparing reports, attending hearings, etc.)			
A.	cost confirmation fee, per parcel	\$275.00	_____

<u>Miscellaneous Fees Per Parcel</u>			
A.	special inspection fee	\$50.00	_____
B.	abatement lien	\$50.00	_____
C.	Interest on lien (apr)	10%	_____
D.	release of abatement lien	\$50.00	_____
E.	public notary	\$20.00	_____
F.	file duplication fee	\$50.00	_____
G.	unscheduled Labor per man hour	\$50.00	_____
H.	unscheduled fees (reimbursement of cost)		_____

FILE # 6901 APN # 554-041-08-00 **TOTAL** \$ 360.00

COPY

Fire Prevention Services, Inc.

P.O. Box 1720 : El Cajon, CA 92022-1720

(619) 562-1058 : fax (619) 445-6336

<http://fireprevention.net>

Final Bill

11/13/2019

Chavez-Vasquez German
591 Telegraph Canyon Rd #367
Chula Vista, CA 91910

COPY

Ref: Parcel # 554 041 08 00

-

Dear Chavez-Vasquez German,

This is a reminder of the letter we sent you on 10/17/2019 and we have not received payment in the amount of \$360.00

If we do not receive payment within 10 days we will be required to seek appropriate action to collect these monies.

This action may include filing an abatement lien on your property and forwarding this bill to our collection agency. Under state and local law, costs for such action will be added to your total amount. Please tender a check to us immediately to avoid any further action.

Make your check payable to **Fire Prevention Services, Inc.**, and include the Parcel # 554 041 08 00 on the check.

Should you need to discuss this matter you may contact us at **(619) 562-1058**.

Sincerely,

Fire Prevention Services, Inc.

rev.05/19/06

RECORDING REQUESTED BY

Fire Prevention Services, Inc.
PO Box 2012
Alpine, CA 91903-2012
(619) 562-1058 fax (619) 445-6336

DOC# 2019-0567648



Dec 06, 2019 08:39 AM
OFFICIAL RECORDS
Ernest J. Dronenburg, Jr.,
SAN DIEGO COUNTY RECORDER
FEES: \$0.00 (SB2 Atkins: \$0.00)

AND WHEN RECORDED MAIL TO

Fire Prevention Services, Inc.
PO Box 2012
Alpine, CA 91903-2012

PAGES: 1

NOTICE OF ABATEMENT

**TO THE CURRENT OWNER OF RECORD AND ANY FUTURE OWNERS/PURCHASERS OF THE
HEREIN DESCRIBED PROPERTY**

WHEREAS it was determined that a violation of Chapter 1.36 of the National City Municipal Code did exist, and

WHEREAS such violation was ordered abated on 9/24/2019, and

WHEREAS representatives of the National City Fire Department abated the violation(s) on 10/15/2019, and

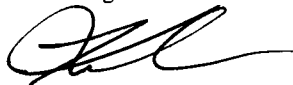
WHEREAS the charge for such abatement amounted to \$430.00;

THEREFORE be it known that an abatement obligation exists on the property regardless of owner until paid. The current owner of the property is Chavez-Vasquez German at 591 Telegraph Canyon Rd #367, Chula Vista, CA 91910 described as follows:

APN # 554 041 08 00
ADDRESS: 1459 E 1st St
LEGAL DESCRIPTION: Doc75-27986 In Lots 74&75&77 Blk 5Tr 1404

This abatement obligation shall attach to the property, not the owner, and may not be extinguished by a tax sale under the California Revenue and Taxation Code Section 3712. After confirmation by the City Council shall become a special assessment on the property tax bill. If not paid pursuant to State Law and State Tax Lien Law, the property may be sold to satisfy that obligation. The amount of such claim shall be plus interest and other costs which may hereafter become due. This filing does not preclude the filing of legal action for collection. Should such actions be required or determined to be appropriate, reasonable legal fees will be incurred and added to said obligation.

DATED: December 3, 2019

BY: 
Ken Osborn, Fire Prevention Services, Inc.,
Designee for National City Fire Department

Certificate Of Acknowledgement

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document, to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California)
County of San Diego)

On December 3, 2019 before me, Angelina Michelle Byington, Notary Public, personally appeared Ken Osborn, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.





(Seal)

SUMMARY REPORT FOR APN 556-332-04-00

02/28/19 Initial inspection was made, property was found to be in violation.

03/04/19 Mailed 30 day courtesy notice to the owner.

03/12/19 Courtesy notice returned, "not deliverable as addressed".

04/04/19 Re-inspection was made, property was found to be in violation.

04/04/19 Posted property.

04/05/19 Verified ownership information with County of San Diego.

04/05/19 Mailed 10 day final notice to the owner, certified mail.

04/15/19 Certified notice returned "not deliverable as addressed".

04/16/19 Final inspection was made, property was found to be in violation.

04/18/19 Verified ownership information with County of San Diego.

05/07/19 Work order authorization signed by District Official for Admin Fee..

05/09/19 The owner was mailed an Administrative bill at the contracted rates.

05/16/19 Admin bill returned, "not deliverable as addressed".

06/06/19 The owner was mailed a final bill.

06/18/19 A Notice of Abatement was filed on the property.

05/21/20 The list of Fixed Charge Special Assessments [EXHIBIT "A"] and the City Clerk's "NOTICE OF PUBLIC CONFIRMATION OF COSTS HEARING" was served upon the property owner by means of Regular Mail, Certified Mail and Posting upon the property.

CITY OF NATIONAL CITY FIRE DEPARTMENT

1243 National City Blvd.: NATIONAL CITY, CA. 91950-4596

NOTICE TO ABATE PUBLIC NUISANCE

Owner: 629 A Avenue Trust
Address: 4420 Rainier Ave #303
San Diego, CA 92120

Parcel Number: 556 332 04 00
Date: 3/4/2019

COPY

Location of Public Nuisance: 629 A Ave

Instructions for Abatement: **Please clear the entire property of all weeds, dead vegetation, trash, debris and arundo. All piles of dead vegetation and debris must be removed from the property. (Please maintain any and all grasses below 3 inches year round)**

You are hereby directed to abate the public nuisance described above, of which you are the occupant or owner, **within thirty (30) days of 3/4/2019**. **Your failure to comply with this order will result in the City having your property cleaned by the City's contractor at **your** expense (per National City Municipal Code Chapter 1.36). A \$350.00 administrative fee will be charged in addition to the contractor's fees to clean the property (per Resolution number 94-97). Violations are also subject to prosecution as misdemeanors.

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- A. When the Fire Chief or his/her designee determines that there exists in any building or on any premises combustible, hazardous or explosive materials or dangerous accumulations of rubbish; or unnecessary accumulations of wastepaper, boxes, shavings, or any highly flammable materials which are so situated as to endanger life or property; or finds obstructions to or on fire escapes, stairs, passageways, doors or windows that reasonably tend to interfere with the operations of the fire department or the egress of the occupants of such building of premises; or finds that the effectiveness of any exit door, attic separation or any fire separation wall is reduced; or finds that any provision of the Uniform Fire Code is being violated.
- B. When the Fire Chief or his/her designee deems any chimney, smokestack, stove, oven, incinerator, furnace or other heating device, electric fixture or any appurtenance thereto, or anything regulated under a nationally recognized standard in or upon any building, structure or premises not specifically mentioned in the Uniform Fire Code, to be defective or unsafe so as to create a hazard.
- C. When the Fire Chief or his/her designee finds any condition which in his/her judgment increases or may cause an increase of the hazard or menace of fire to a greater degree that customarily recognized as normal by persons in the public service regularly engaged in preventing, suppressing or extinguishing fire or any thing or act which may obstruct, delay, hinder or interfere with the operations of the fire department or the egress of occupants in the event of fire.

National City Municipal Code 9.12.020 Public Nuisance Declared--Weeds and Other Flammable Materials

All weeds, growing or located upon streets, sidewalks or private property are hereby declared to be a public nuisance. For the purposes of this chapter, "weeds" shall include the following:

- A. Weeds which bear seeds of a downy or wingy nature.
- B. Sagebrush, chaparral, and any other brush or weeds which attain such large growth as to become, when dry, a fire menace to adjacent improved property.
- C. Weeds which are otherwise noxious or dangerous.
- D. Poison oak and poison ivy when the conditions of growth are such as to constitute a menace the the public health.
- E. Dry grass, stubble, brush, litter, or other flammable material which endangers the public safety by creating a fire hazard in a portion of the City which has been zoned for single and multiple residence purposes.

National City Municipal Code 1.36.010 Public Nuisance Defined

"Public Nuisance" means any condition defined or declared to be a public nuisance in any section of this code, and/or and condition caused, maintained or permitted to exist which constitutes a threat to the public's health, safety and welfare or which significantly obstructs, injures or interferes with the reasonable of free use of property in a neighborhood, community or to any considerable number of persons. A public nuisance also has the same meaning as set forth in California Civil Code Section 3479.

National City Municipal Code 1.36.060 Abatement-- Appeal-- Hearing

Within ten (10) days from the date of posting, mailing or personal service of the required notice, the owner or person occupying or controlling such lot or premises affected may appeal to the City Council. Such appeal shall be in writing and shall be filed with the City Clerk.

If you should have any questions, please feel free to call this number: 1-866-779-3774

Si usted tiene alguna pregunta, por favor llame al numero: 1-866-779-3774

Sa anumang katanungan, tumawag lang po sa numerong ito: 1-866-779-3774

Sincerely yours in public safety,

1-866-779-3774 ext. 311 or <http://fireprevention.net>

Fire Prevention Services***

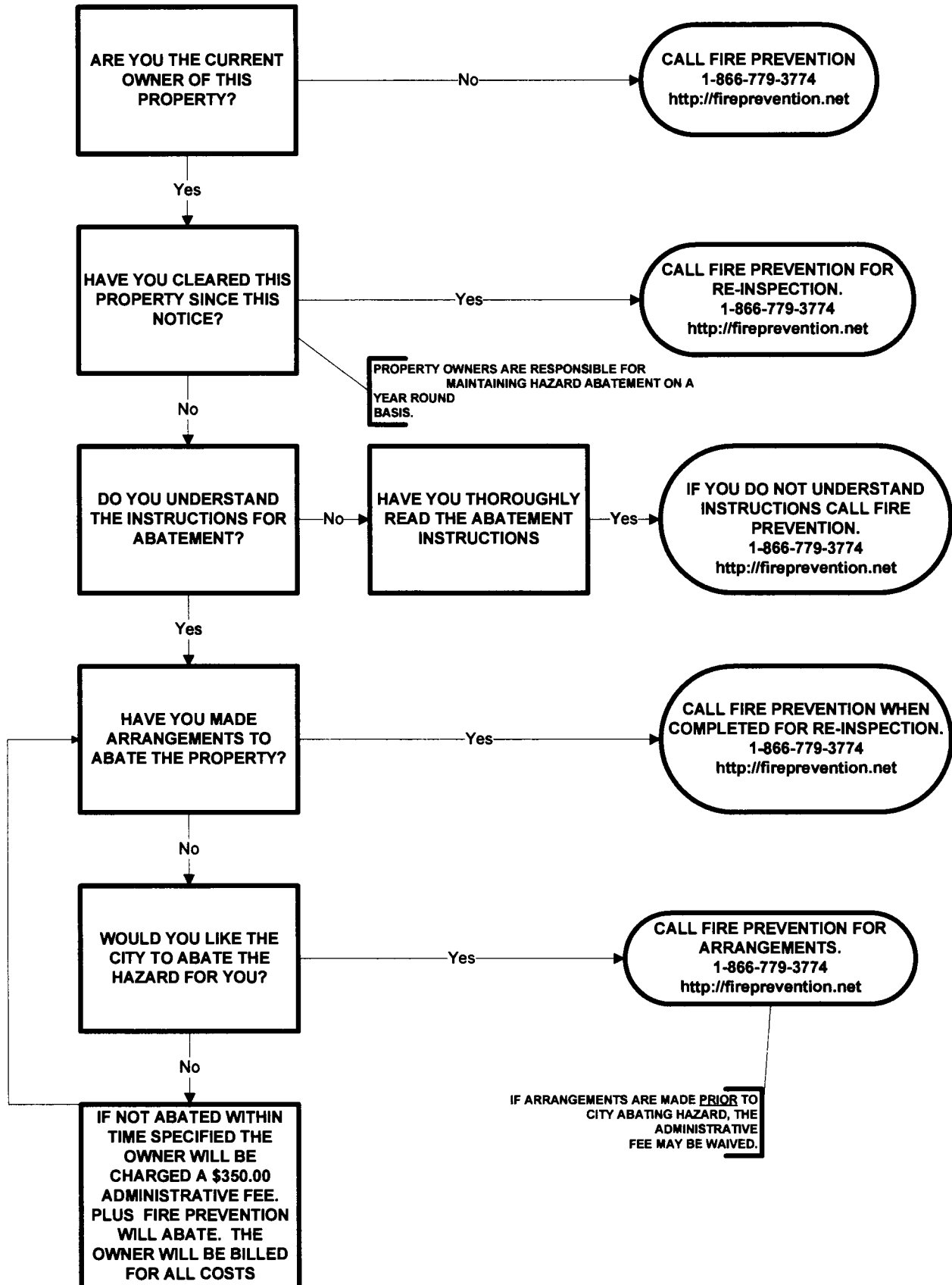
**You have the right to appeal this matter to the City Council within ten (10) days of the receipt of this notice.

The appeal shall be in writing and filed with the City Clerk. (NCMC 1.36.050)

***Fire Prevention Services, Inc. is under contract with the City of National City.

NATIONAL CITY FIRE DEPARTMENT

COMMON QUESTIONS AND ANSWERS



333 E. 16th Street : National City, CA : 91950-4596

CITY OF NATIONAL CITY

SCHEDULE OF FEES

1.	<u>Tractor Mowing</u>	
	A. per parcel, sized 1 to 7,500 square feet	\$250.00
	B. per parcel, sized 7,501 to 15,000 square feet	\$325.00
	C. per parcel, sized 15,001 square feet to 30,000 square feet	\$400.00
	D. per parcel, sized 30,001 square feet to one acre	\$450.00
	E. Per square foot over one acre	\$ 00.02
2.	<u>Hand Labor</u>	
	A. per square foot of area abated	\$ 00.10
3.	<u>Dozer Operation</u>	
	A. hourly rate	\$150.00
	B. move-on fee	\$150.00
4.	<u>Debris Remediation</u> (includes chipping, grinding, and/or shredding)	
	A. per cubic yard of material prior to chipping, and or compacting	\$ 38.00
	B. dump fees	(reimbursement of cost)
5.	<u>Administrative Fee</u> (failure to comply with final notice)	
	A. per parcel	\$350.00
6.	<u>Attorney Services</u>	
	A. per parcel, per hour	\$200.00
7.	<u>Assessment Fees</u> (includes preparing reports, attending hearings, etc.)	
	A. Cost confirmations fee, per parcel	\$275.00
8.	<u>Miscellaneous Fees</u>	
	A. special inspection fee	\$ 50.00
	B. abatement lien	\$ 50.00
	C. Interest on lien (apr)	10%
	D. release of abatement lien	\$ 50.00
	E. public notary	\$ 20.00
	F. File duplication fee	\$ 50.00
	G. Unscheduled Labor per man hour	\$ 50.00
	H. unscheduled fees	(reimbursement of cost)

CITY OF NATIONAL CITY FIRE DEPARTMENT

1243 National City Blvd : NATIONAL CITY, CA. 91950-4596

FINAL NOTICE TO ABATE PUBLIC NUISANCE

Owner: 629 A Avenue Trust
Address: 4420 Rainier Ave #303
San Diego, CA 92120

Parcel Number: 556 332 04 00
Date: 4/5/2019

COPY

Location of Public Nuisance: 629 A Ave

Instructions for Abatement: **Please clear the entire property of all weeds, dead vegetation, trash, debris and arundo. All piles of dead vegetation and debris must be removed from the property. (Please maintain any and all grasses below 3 inches year round)**

You are hereby directed to abate the public nuisance described above, of which you are the occupant or owner, **within ten (10) days of 4/5/2019**. **Your failure to comply with this order will result in you being charged the administrative fee and the City having your property cleaned by the City's contractor at **your** expense (per National City Municipal Code Chapter 1.36). A \$350.00 administrative fee will be charged in addition to the contractor's fees to clean the property (per Resolution number 94-97). Violations are also subject to prosecution as misdemeanors.

Guidelines For The Abatement of Flammable Vegetation

For the protection of life and property, remove all brush, flammable vegetation, or combustible growth which is located from thirty (30) feet to one hundred (100) feet from such a building or structure or to the property line, whichever is nearer, or as required by the Fire Department, including the maintenance of grass and other vegetation more than thirty (30) from such building or structure. Cuttings are to be removed from the property and disposed of properly. Vegetation is to be cut within two (2) inches of the ground.

"NOTICE REGARDING RARE, THREATENED OR ENDANGERED SPECIES"

If you have previously received a notice from the California Department of Fish and Game or the U.S. Fish and Wildlife Services that rare, threatened or endangered species of fish or wildlife have occurred on your property in the areas identified for fuel break clearance, YOU MUST NOTIFY BOTH AGENCIES AND THE NATIONAL CITY FIRE DEPARTMENT IN WRITING AT LEAST TEN (10) DAYS PRIOR TO BEGINNING VEGETATION CLEARING. IF THESE AGENCIES FAIL TO OBJECT OR NOTIFY YOU OF ANY ALTERNATIVE PROCEDURES WITHIN THOSE TEN (10) DAYS, YOU MAY THEN PROCEED TO CLEAR VEGETATION AS DIRECTED BY THIS NOTICE. Failure to provide notification to these agencies may render you liable under Federal or State Law to penalties.

National City Municipal Code 9.12.010 Public Nuisance Declared--In General

Any of the following conditions are hereby declared to constitute a public nuisance:

- A. When the Fire Chief or his/her designee determines that there exists in any building or on any premises combustible, hazardous or explosive materials or dangerous accumulations of rubbish; or unnecessary accumulations of wastepaper, boxes, shavings, or any highly flammable materials which are so situated as to endanger life or property; or finds obstructions to or on fire escapes, stairs, passageways, doors or windows that reasonably tend to interfere with the operations of the fire department or the egress of the occupants of such building of premises; or finds that the effectiveness of any exit door, attic separation or any fire separation wall is reduced; or finds that any provision of the Uniform Fire Code is being violated.
- B. When the Fire Chief or his/her designee deems any chimney, smokestack, stove, oven, incinerator, furnace or other heating device, electric fixture or any appurtenance thereto, or anything regulated under a nationally recognized standard in or upon any building, structure or premises not specifically mentioned in the Uniform Fire Code, to be defective or unsafe so as to create a hazard.
- C. When the Fire Chief or his/her designee finds any condition which in his/her judgment increases or may cause an increase of the hazard or menace of fire to a greater degree that customarily recognized as normal by persons in the public service regularly engaged in preventing, suppressing or extinguishing fire or any thing or act which may obstruct, delay, hinder or interfere with the operations of the fire department or the egress of occupants in the event of fire.

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- C. Weeds which are otherwise noxious or dangerous.
- D. Poison oak and poison ivy when the conditions of growth are such as to constitute a menace to the public health.
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If you should have any questions, please feel free to call this number: 1-866-779-3774

Si usted tiene alguna pregunta, por favor llame al numero: 1-866-779-3774

Sa anumang katanungan, tumawag lang po sa numerong ito: 1-866-779-3774

Sincerely yours in public safety,

notice. 1-866-779-3774 ext. 311 or <http://fireprevention.net>

**You have the right to appeal this matter to the City Council within ten (10) days of the receipt of this notice. The appeal shall be in writing and filed with the City Clerk. (NCMC 1.36.050)

***Fire Prevention Services, Inc. is under contract with the City of National City.

Fire Prevention Services***
rev. 03/27/06, 04/24/06, 06/21/06

U.S. Postal Service™
CERTIFIED MAIL® RECEIPT

Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

SAN DIEGO, CA 92120

OFFICIAL USE

Certified Mail Fee	\$3.50
\$	\$2.80
Extra Services & Fees (check box, add fee as appropriate)	
<input type="checkbox"/> Return Receipt (hardcopy)	\$ 0.00
<input type="checkbox"/> Return Receipt (electronic)	\$ 0.00
<input type="checkbox"/> Certified Mail Restricted Delivery	\$ 0.00
<input type="checkbox"/> Adult Signature Required	\$ 0.00
<input type="checkbox"/> Adult Signature Restricted Delivery	\$

Postage \$0.55

\$

Total Postage \$ 556332 04 00

Sent To 629 A Avenue Trust
4420 Rainier Ave #303
Street and Apt. San Diego 50 CA

City, State, ZIP+



154 of 890

Fire Prevention Services

P. O. Box 1720
El Cajon, CA 92022-1720



7018 0360 0001 8867 2119



1000



92120

U.S. POSTAGE PAID
FCM LETTER
EL CAJON, CA
92020
APR 05, 19
AMOUNT

\$6.85

R2303S103281-36

1st NOTICE 4/13/19

2nd NOTICE

URNED

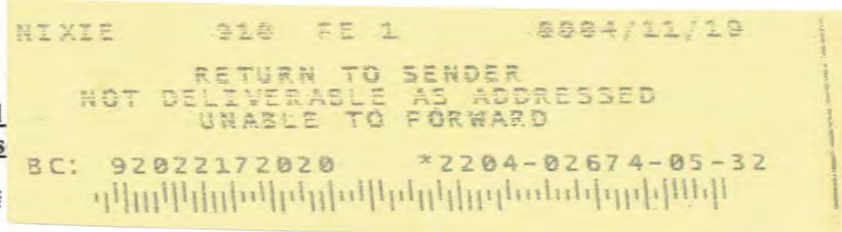
**IMPORTANT
WEED & HAZARD
ABATEMENT NOTICE
INSIDE**

Owner: 629 A Avenue Trust
Address: 4420 Rainier Ave #303
San Diego, CA 92120

Date: 4/5/2019

Location of Public Nuisance: 629 A Ave
Instructions for Abatement: Please clear the entire property of all
vegetation and debris must be removed from the property. (Please

92120-332978



Fire Prevention Services

P. O. Box 1720
El Cajon, CA 92022-1720

SAN DIEGO CA 920

04 MAR 2019 PM 1 L



**IMPORTANT
WEED & HAZARD
ABATEMENT NOTICE
INSIDE**

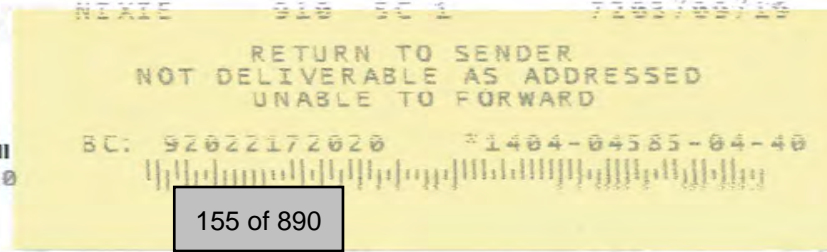
Owner: 629 A Avenue Trust
Address: 4420 Rainier Ave #303
San Diego, CA 92120

Parcel Number: 5:

Date: 3/4/2019

Location of Public Nuisance: 629 A Ave
Instructions for Abatement: Please clear the entire property of all

92120-332978





NOTICE TO
ABATE
PUBLIC
NUISANCE

04/04/19 Re-Inspection



04/04/19 Re-Inspection



04/04/19 Re-Inspection



04/04/19 Re-Inspection



04/04/19 Re-Inspection



04/16/19 Final Inspection



04/16/19 Final Inspection



04/16/19 Final Inspection



04/16/19 Final Inspection



04/16/19 Final Inspection



NATIONAL CITY
Office of the City Engineer

Dear Mr. [Name]:

Re: [Project Name]

Reference is made to your letter of [Date] regarding [Subject].

As a result of the [Inspection/Review] conducted on [Date], the following [Findings/Issues] were identified:

- [List of findings or issues]

It is requested that you [Action Required] by the [Deadline].

Sincerely,
[Signature]

04/16/19 Final Inspection

CITY OF NATIONAL CITY FIRE DEPARTMENT

1243 National City Blvd.: NATIONAL CITY, CA. 91950-4596

WORK ORDER AUTHORIZATION

Authorization # 6445

Owner: 629 A Avenue Trust
Address: 4420 Rainier Ave #303
San Diego, CA 92120

Parcel #556 332 04 00 Job location:629 A Ave

ADMIN ONLY

Authorized by: R. DREW

Signature: [Signature]

Date: 5-7-19

WHEN SIGNED THIS DOCUMENT ALLOWS RIGHT OF PASSAGE ONTO PRIVATE PROPERTY FOR THE PURPOSE OF FIRE VIOLATION / PUBLIC NUISANCE REDUCTION OR REMOVAL.

METHOD OF CLEARING

Entire Parcel Fire Break

Hand Cutting: _____ sq. ft. Removal: _____ cu. yds.

Tractor Mowing: _____ sq. ft. Discing: _____ sq. ft.

CREW INFORMATION

Crew

Date

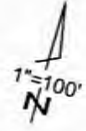
Type: _____

Type: _____

Type: _____

Type: _____

Notes: Please clear the entire property of all weeds, dead vegetation, trash, debris and arundo. All piles of dead vegetation and debris must be removed from the property. (Please maintain any and all grasses below 3 inches year round)



556-33/332
-341/342
-371/372
-381/382

NATIONAL CITY (NATIONAL AVE)

LJB 7-3-4



1/27/2017 RC

CHANGES				
BLK	OLD	NEW	YR	CUT
331	371-VAR	16-24		
332	372-VAR	16-29		
333	341-VAR	1-17		
334	341-VAR	1-24	05	10009
335	16-01-01	1B	05	1727
337	16-19	25	93	1153
337	25	SAVING	07	4608
337	25	SAVING	07	5590
337	25	SAVING	15	5590
337	26A21	26	17	1087

35

SW COR LOT B
1/4 SEC 155 MP 156

SAN DIEGO COUNTY
ASSESSOR'S MAP
BOOK 556 PAGE 33

THIS MAP WAS PREPARED FOR ASSESSMENT PURPOSES ONLY. NO LIABILITY IS ASSUMED FOR THE ACCURACY OF THE DATA SHOWN. ASSESSOR'S PARCELS MAY NOT COMPLY WITH LOCAL SUBDIVISION OR BUILDING ORDINANCES.

MAP 15413 - CASE FILE NO S-2003-5/CUP-2003-22
MAP 77 - PINNEYS SUB
MAP 57 - PARSONS ADD. (SUB OF LOT B)
ROS 13498

Fire Prevention Services, Inc.

P.O. Box 1720 : El Cajon, CA 92022-1720

(866) 779-3774 : fax (619) 445-6336

<http://fireprevention.net>

ADMINISTRATIVE BILL

5/9/2019

629 A Avenue Trust
4420 Rainier Ave #303
San Diego, CA 92120

Parcel # 556 332 04 00
Location: 629 A Ave
-

COPY

Dear 629 A Avenue Trust,

Fire Prevention Services has been contracted by the City of National City to help reduce potential fire violations thus improving the safety of its citizens.

Your property was re-inspected on 4/16/2019 and found to still be in violation of the National City Municipal Code Chapter 1.36. As stated in the notice, if the violation is not corrected prior to the deadline you will be charged an administrative fee.

A final inspection was performed on the above referenced parcel, as of 4/8/2019 this parcel is in compliance with the National City Municipal Code Chapter 1.36.

Due to the abatement not being completed by the deadline, you are being charged the administrative fee. Thus far your bill is \$ 350 and if paid within fifteen (15) days of this notice no further costs will be incurred by you.

Please make check payable to F.P.S.I. and please include the File # 556 332 04 00 on the check.

If you have any questions please call us direct at **(866) 779-3774**.

Sincerely,

Fire Prevention Services, Inc.
rev.05/19/06

NATIONAL CITY SCHEDULE OF FEES

Tractor Mowing

		quantity	sub total
A. per parcel, sized 1 to 7,500 square feet	\$250.00	_____	_____
B. per parcel, sized 7,501 to 15,000 square feet	\$325.00	_____	_____
C. per parcel, sized 15,001 square feet to 30,000 square feet	\$400.00	_____	_____
D. per parcel, sized 30,001 square feet to one acre	\$450.00	_____	_____
E. per square foot over one acre	\$00.02	_____ sq. ft.	_____

Hand Labor

A. per square foot of area abated	\$0.10	_____ sq. Ft.	_____
-----------------------------------	--------	---------------	-------

Dozer Operation

A. hourly rate	\$150.00	_____	_____
B. move-on fee	\$150.00	_____	_____

Debris Remediation (includes chipping, grinding, and/or shredding)

A. per cubic yard of material prior to chipping, and or compacting	\$38.00	X	_____ cu.yds =	_____
B. dump fees			(reimbursement of cost)	_____

Administrative Fee (failure to comply by deadline of notice)

A. per parcel	\$350.00	1	_____	<u>\$350.00</u>
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Attorney Services

A. per parcel, per hour	\$200.00	_____	_____
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Assessment Fees (includes preparing reports, attending hearings, etc.)

A. cost confirmation fee, per parcel	\$275.00	_____	_____
--------------------------------------	----------	-------	-------

Miscellaneous Fees Per Parcel

A. special inspection fee	\$50.00	_____	_____
B. abatement lien	\$50.00	_____	_____
C. Interest on lien (apr)	10%	_____	_____
D. release of abatement lien	\$50.00	_____	_____
E. public notary	\$20.00	_____	_____
F. file duplication fee	\$50.00	_____	_____
G. unscheduled Labor per man hour	\$50.00	_____	_____
H. unscheduled fees			(reimbursement of cost)

FILE # <u>6445</u>	APN # <u>556-332-04-00</u>	TOTAL	\$	<u>350.00</u>
--------------------	----------------------------	--------------	-----------	---------------

Fire Prevention Services, Inc.

P.O. Box 1720 : El Cajon, CA 92022-1720

(866) 779-3774 : fax (619) 445-6336

<http://fireprevention.net>

Final Bill

6/6/2019

629 A Avenue Trust
4420 Rainier Ave #303
San Diego, CA 92120

Ref: Parcel # 556 332 04 00

-

Dear 629 A Avenue Trust,

This is a reminder of the letter we sent you on 5/9/2019 and we have not received payment in the amount of \$350.00

If we do not receive payment within 10 days we will be required to seek appropriate action to collect these monies.

This action may include filing an abatement lien on your property and forwarding this bill to our collection agency. Under state and local law, costs for such action will be added to your total amount. Please tender a check to us immediately to avoid any further action.

Make your check payable to **Fire Prevention Services, Inc.**, and include the Parcel # 556 332 04 00 on the check.

Should you need to discuss this matter you may contact us at **(866) 779-3774**.

Sincerely,

Fire Prevention Services, Inc.

rev.05/19/06

COPY

RECORDING REQUESTED BY

Fire Prevention Services, Inc.
PO Box 2012
Alpine, CA 91903-2012
(619) 562-1058 fax (619) 445-6336

DOC# 2019-0255453



Jun 28, 2019 09:20 AM
OFFICIAL RECORDS
Ernest J. Dronenburg, Jr.,
SAN DIEGO COUNTY RECORDER
FEES: \$0.00 (SB2 Atkins: \$0.00)

AND WHEN RECORDED MAIL TO

Fire Prevention Services, Inc.
PO Box 2012
Alpine, CA 91903-2012

PAGES: 1

NOTICE OF ABATEMENT

**TO THE CURRENT OWNER OF RECORD AND ANY FUTURE OWNERS/PURCHASERS OF THE
HEREIN DESCRIBED PROPERTY**

WHEREAS it was determined that a violation of Chapter 1.36 of the National City Municipal Code did exist, and

WHEREAS such violation was ordered abated on 4/8/2019, and

WHEREAS representatives of the National City Fire Department abated the violation(s) on 4/8/2019, and

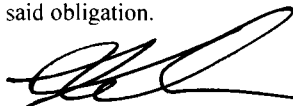
WHEREAS the charge for such abatement amounted to \$420.00;

THEREFORE be it known that an abatement obligation exists on the property regardless of owner until paid. The current owner of the property is 629 A Avenue Trust at 4420 Rainier Ave #303, San Diego, CA 92120 described as follows:

APN # 556 332 04 00
ADDRESS: 629 A Ave
LEGAL DESCRIPTION: N 1.0 Ft Lot 13 & All Lot 14 Blk 2Tr 77

This abatement obligation shall attach to the property, not the owner, and may not be extinguished by a tax sale under the California Revenue and Taxation Code Section 3712. After confirmation by the City Council shall become a special assessment on the property tax bill. If not paid pursuant to State Law and State Tax Lien Law, the property may be sold to satisfy that obligation. The amount of such claim shall be plus interest and other costs which may hereafter become due. This filing does not preclude the filing of legal action for collection. Should such actions be required or determined to be appropriate, reasonable legal fees will be incurred and added to said obligation.

DATED: June 18, 2019

BY: 
Ken Osborn, Fire Prevention Services, Inc.,
Designee for National City Fire Department

Certificate Of Acknowledgement

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document, to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California)
County of San Diego)

On June 18, 2019 before me, Angelina Michelle Byington, Notary Public, personally appeared Ken Osborn, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.





(Seal)

SUMMARY REPORT FOR APN 557-092-05-00

05/24/19 Initial inspection was made, property was found to be in violation.

06/07/19 Mailed 30 day courtesy notice to the owner.

07/09/19 Re-inspection was made, property was found to be in violation.

07/09/19 Posted property.

07/10/19 Mailed 10 day final notice to the owner, certified mail.

07/23/19 Final inspection was made, property was found to be in violation.

07/25/19 Verified ownership information with County of San Diego.

07/30/19 Work order authorization signed by District Official.

08/05/19 F.P.S.I. crews abated the property.

08/06/19 The owner was mailed a bill at the contracted rates.

08/07/19 Certified notice returned "unclaimed".

08/21/19 The owner was mailed a final bill.

09/03/19 A Notice of Abatement was filed on the property.

05/21/20 The list of Fixed Charge Special Assessments [EXHIBIT "A"] and the City Clerk's "NOTICE OF PUBLIC CONFIRMATION OF COSTS HEARING" was served upon the property owner by means of Regular Mail, Certified Mail and Posting upon the property.

CITY OF NATIONAL CITY FIRE DEPARTMENT

1243 National City Blvd.: NATIONAL CITY, CA. 91950-4596

NOTICE TO ABATE PUBLIC NUISANCE

Owner: Deanda Christian Parcel Number: 557 092 05 00

Address: 1338 E 6th St Date: 6/7/2019

National City, CA 91950

COPY

Location of Public Nuisance: 1338-1340 E 6th St

Instructions for Abatement: **Please clear the entire property of all weeds, dead vegetation, trash, debris and arundo. All piles of dead vegetation and debris must be removed from the property. (Please maintain any and all grasses below 3 inches year round)**

You are hereby directed to abate the public nuisance described above, of which you are the occupant or owner, **within thirty (30) days of 6/7/2019**. **Your failure to comply with this order will result in the City having your property cleaned by the City's contractor at **your** expense (per National City Municipal Code Chapter 1.36). A \$350.00 administrative fee will be charged in addition to the contractor's fees to clean the property (per Resolution number 94-97). Violations are also subject to prosecution as misdemeanors.

Guidelines For The Abatement of Flammable Vegetation

For the protection of life and property, remove all brush, flammable vegetation, or combustible growth which is located from thirty (30) feet to one hundred (100) feet from such a building or structure or to the property line, whichever is nearer, or as required by the Fire Department, including the maintenance of grass and other vegetation more than thirty (30) feet from such building or structure. Cuttings are to be removed from the property and disposed of properly. Vegetation is to be cut within two (2) inches of the ground.

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If you have previously received a notice from the California Department of Fish and Game or the U.S. Fish and Wildlife Services that rare, threatened or endangered species of fish or wildlife have occurred on your property in the areas identified for fuel break clearance, YOU MUST NOTIFY BOTH AGENCIES AND THE NATIONAL CITY FIRE DEPARTMENT IN WRITING AT LEAST TEN (10) DAYS PRIOR TO BEGINNING VEGETATION CLEARING. IF THESE AGENCIES FAIL TO OBJECT OR NOTIFY YOU OF ANY ALTERNATIVE PROCEDURES WITHIN THOSE TEN (10) DAYS, YOU MAY THEN PROCEED TO CLEAR VEGETATION AS DIRECTED BY THIS NOTICE. Failure to provide notification to these agencies may render you liable under Federal or State Law to penalties.

National City Municipal Code 9.12.010 Public Nuisance Declared--In General

Any of the following conditions are hereby declared to constitute a public nuisance:

- A. When the Fire Chief or his/her designee determines that there exists in any building or on any premises combustible, hazardous or explosive materials or dangerous accumulations of rubbish; or unnecessary accumulations of wastepaper, boxes, shavings, or any highly flammable materials which are so situated as to endanger life or property; or finds obstructions to or on fire escapes, stairs, passageways, doors or windows that reasonably tend to interfere with the operations of the fire department or the egress of the occupants of such building or premises; or finds that the effectiveness of any exit door, attic separation or any fire separation wall is reduced; or finds that any provision of the Uniform Fire Code is being violated.
- B. When the Fire Chief or his/her designee deems any chimney, smokestack, stove, oven, incinerator, furnace or other heating device, electric fixture or any appurtenance thereto, or anything regulated under a nationally recognized standard in or upon any building, structure or premises not specifically mentioned in the Uniform Fire Code, to be defective or unsafe so as to create a hazard.
- C. When the Fire Chief or his/her designee finds any condition which in his/her judgment increases or may cause an increase of the hazard or menace of fire to a greater degree than customarily recognized as normal by persons in the public service regularly engaged in preventing, suppressing or extinguishing fire or any thing or act which may obstruct, delay, hinder or interfere with the operations of the fire department or the egress of occupants in the event of fire.

National City Municipal Code 9.12.020 Public Nuisance Declared--Weeds and Other Flammable Materials

All weeds, growing or located upon streets, sidewalks or private property are hereby declared to be a public nuisance. For the purposes of this chapter, "weeds" shall include the following:

- A. Weeds which bear seeds of a downy or wingy nature.
- B. Sagebrush, chaparral, and any other brush or weeds which attain such large growth as to become, when dry, a fire menace to adjacent improved property.
- C. Weeds which are otherwise noxious or dangerous.
- D. Poison oak and poison ivy when the conditions of growth are such as to constitute a menace to the public health.
- E. Dry grass, stubble, brush, litter, or other flammable material which endangers the public safety by creating a fire hazard in a portion of the City which has been zoned for single and multiple residence purposes.

National City Municipal Code 1.36.010 Public Nuisance Defined

"Public Nuisance" means any condition defined or declared to be a public nuisance in any section of this code, and/or any condition caused, maintained or permitted to exist which constitutes a threat to the public's health, safety and welfare or which significantly obstructs, injures or interferes with the reasonable of free use of property in a neighborhood, community or to any considerable number of persons. A public nuisance also has the same meaning as set forth in California Civil Code Section 3479.

National City Municipal Code 1.36.060 Abatement-- Appeal-- Hearing

Within ten (10) days from the date of posting, mailing or personal service of the required notice, the owner or person occupying or controlling such lot or premises affected may appeal to the City Council. Such appeal shall be in writing and shall be filed with the City Clerk.

If you should have any questions, please feel free to call this number: 1-866-779-3774

Si usted tiene alguna pregunta, por favor llame al numero: 1-866-779-3774

Sa anumang katanungan, tumawag lang po sa numerong ito: 1-866-779-3774


Sincerely yours in public safety,

1-866-779-3774 ext. 311 or <http://fireprevention.net>

Fire Prevention Services***

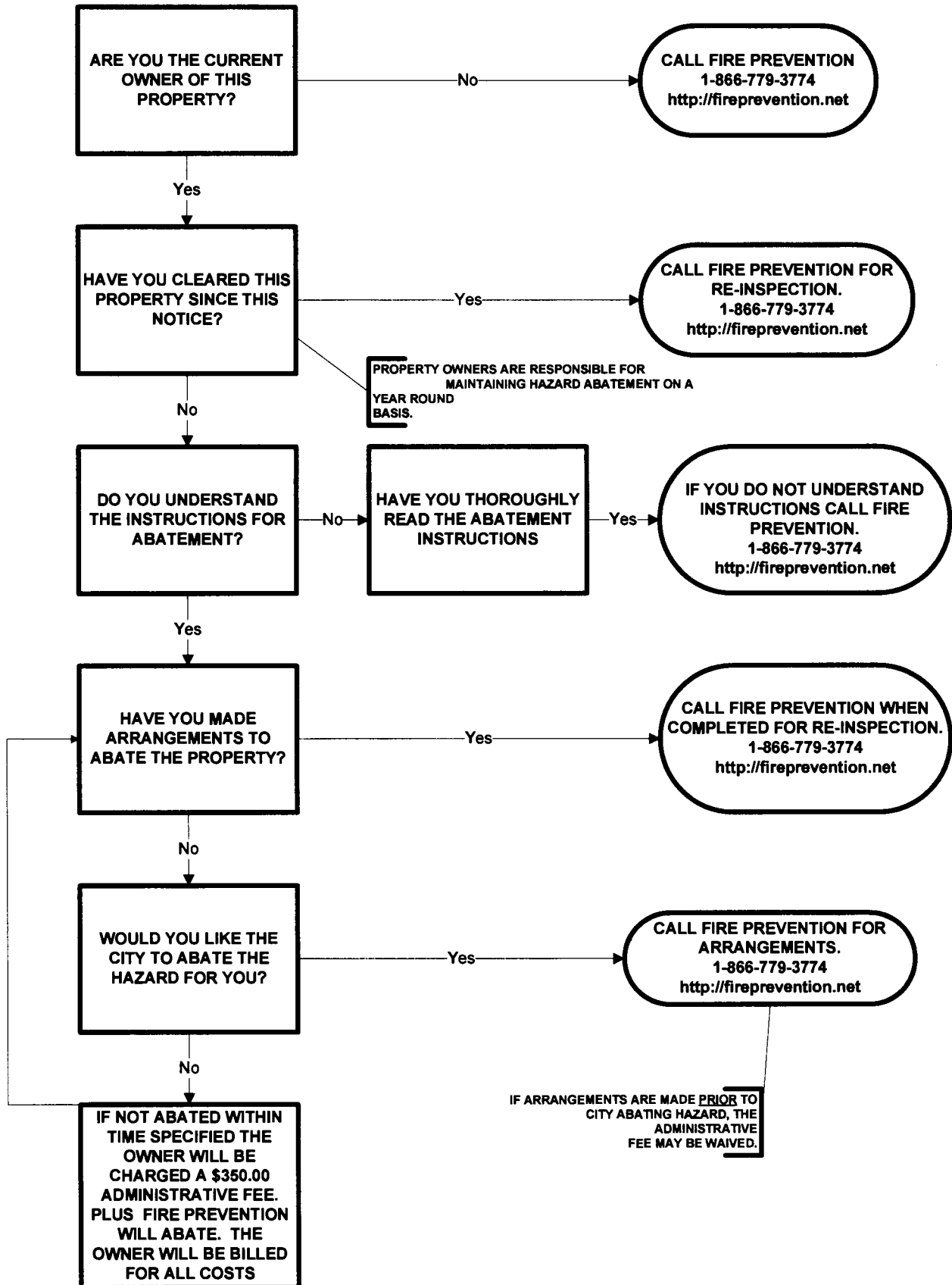
**You have the right to appeal this matter to the City Council within ten (10) days of the receipt of this notice.

The appeal shall be in writing and filed with the City Clerk. (NCMC 1.36.050)

***Fire Prevention Services,  is under contract with the City of National City.

NATIONAL CITY FIRE DEPARTMENT

COMMON QUESTIONS AND ANSWERS



CITY OF NATIONAL CITY

SCHEDULE OF FEES

1.	<u>Tractor Mowing</u>	
	A. per parcel, sized 1 to 7,500 square feet	\$250.00
	B. per parcel, sized 7,501 to 15,000 square feet	\$325.00
	C. per parcel, sized 15,001 square feet to 30,000 square feet	\$400.00
	D. per parcel, sized 30,001 square feet to one acre	\$450.00
	E. Per square foot over one acre	\$ 00.02
2.	<u>Hand Labor</u>	
	A. per square foot of area abated	\$ 00.10
3.	<u>Dozer Operation</u>	
	A. hourly rate	\$150.00
	B. move-on fee	\$150.00
4.	<u>Debris Remediation</u> (includes chipping, grinding, and/or shredding)	
	A. per cubic yard of material prior to chipping, and or compacting	\$ 38.00
	B. dump fees	(reimbursement of cost)
5.	<u>Administrative Fee</u> (failure to comply with final notice)	
	A. per parcel	\$350.00
6.	<u>Attorney Services</u>	
	A. per parcel, per hour	\$200.00
7.	<u>Assessment Fees</u> (includes preparing reports, attending hearings, etc.)	
	A. Cost confirmations fee, per parcel	\$275.00
8.	<u>Miscellaneous Fees</u>	
	A. special inspection fee	\$ 50.00
	B. abatement lien	\$ 50.00
	C. Interest on lien (apr)	10%
	D. release of abatement lien	\$ 50.00
	E. public notary	\$ 20.00
	F. File duplication fee	\$ 50.00
	G. Unscheduled Labor per man hour	\$ 50.00
	H. unscheduled fees	(reimbursement of cost)

CITY OF NATIONAL CITY FIRE DEPARTMENT

1243 National City Blvd : NATIONAL CITY, CA. 91950-4596

FINAL NOTICE TO ABATE PUBLIC NUISANCE

Owner: Deanda Christian

Parcel Number: 557 092 05 00

Address: 1338 E 6th St

Date: 7/10/2019

National City, CA 91950

COPY

Location of Public Nuisance: 1338-1340 E 6th St

Instructions for Abatement: **Please clear the entire property of all weeds, dead vegetation, trash, debris and arundo. All piles of dead vegetation and debris must be removed from the property. (Please maintain any and all grasses below 3 inches year round)**

You are hereby directed to abate the public nuisance described above, of which you are the occupant or owner, **within ten (10) days of 7/10/2019**. **Your failure to comply with this order will result in you being charged the administrative fee and the City having your property cleaned by the City's contractor at **your** expense (per National City Municipal Code Chapter 1.36). A \$350.00 administrative fee will be charged in addition to the contractor's fees to clean the property (per Resolution number 94-97). Violations are also subject to prosecution as misdemeanors.

Guidelines For The Abatement of Flammable Vegetation

For the protection of life and property, remove all brush, flammable vegetation, or combustible growth which is located from thirty (30) feet to one hundred (100) feet from such a building or structure or to the property line, whichever is nearer, or as required by the Fire Department, including the maintenance of grass and other vegetation more than thirty (30) feet from such building or structure. Cuttings are to be removed from the property and disposed of properly. Vegetation is to be cut within two (2) inches of the ground.

"NOTICE REGARDING RARE, THREATENED OR ENDANGERED SPECIES"

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- B. When the Fire Chief or his/her designee deems any chimney, smokestack, stove, oven, incinerator, furnace or other heating device, electric fixture or any appurtenance thereto, or anything regulated under a nationally recognized standard in or upon any building, structure or premises not specifically mentioned in the Uniform Fire Code, to be defective or unsafe so as to create a hazard.
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Sa anumang katanungan, tumawag lang po sa numerong ito: 1-866-779-3774

Sincerely yours in public safety,

notice. 1-866-779-3774 ext. 311 or <http://fireprevention.net>

**You have the right to appeal this matter to the City Council within ten (10) days of the receipt of this notice. The appeal shall be in writing and filed with the City Clerk. (NCMC 1.36.050)

***Fire Prevention Services, Inc. is under contract with the City of National City.

U.S. Postal Service™
CERTIFIED MAIL® RECEIPT

Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

NATIONAL CITY, CA 91950

OFFICIAL USE

Certified Mail Fee \$3.50

\$ 2.80

0020
36

Extra Services & Fees (check box, add fee as appropriate)

- Return Receipt (hardcopy) \$ 0.00
- Return Receipt (electronic) \$ 0.00
- Certified Mail Restricted Delivery \$ 0.00
- Adult Signature Required \$ 0.00
- Adult Signature Restricted Delivery \$



Postage \$0.55

\$ Total P 557 092.05 00

\$ Sent To Deanda Christian
Street: 1338 E 6th St
City, S National City CA 91950

178 of 890

Fire Prevention Services

P. O. Box 1720
El Cajon, CA 92022-1720



7016 1370 0002 4459 1015



1000



91950

U.S. POSTAGE PAID
FCM LETTER
EL CAJON, CA
92020
JUL 10, 19
AMOUNT

\$6.85

R2303S103281-36

IMPORTANT WEED & HAZARD ABATEMENT NOTICE INSIDE

Handwritten: KLC
7/2/19

NOTICE 08-06-19
NOTICE
D

Owner: Deanda Christian Parcel Number: 5

Address: 1338 E 6th St Date: 7/10/2019 Parcel Number: 5

National City, CA 91950

Location of Public Nuisance: 1338-1340 E 6th St

Instructions for Abatement: Please clear the entire property

NIXIE 910 DE 1 0008/04/19

RETURN TO SENDER
UNCLAIMED
UNABLE TO FORWARD

BC: 92022172020 *2104-08010-10-39

UNC 75
01000110000000



NOTICE TO
ABATE
PUBLIC
NUISANCE

07/09/19 Re-Inspection



07/09/19 Re-Inspection



07/09/19 Re-Inspection



07/09/19 Re-Inspection

79



07/09/19 Re-Inspection



07/23/19 Final Inspection



07/23/19 Final Inspection



07/30/19 Inspection



07/30/19 Inspection

84

188 of 890



07/30/19 Inspection

85

189 of 890



07/30/19 Inspection

86

190 of 890

CITY OF NATIONAL CITY FIRE DEPARTMENT

1243 National City Blvd.: NATIONAL CITY, CA. 91950-4596

WORK ORDER AUTHORIZATION

Authorization # 6708

Owner: Deanda Christian
Address: 1338 E 6th St
National City, CA 91950

Parcel #557 092 05 00 Job location:1338-1340 E 6th St

Authorized by: R. DREW

Signature: 

Date: 7-30-19

WHEN SIGNED THIS DOCUMENT ALLOWS RIGHT OF PASSAGE ONTO PRIVATE PROPERTY FOR THE PURPOSE OF FIRE VIOLATION / PUBLIC NUISANCE REDUCTION OR REMOVAL.

METHOD OF CLEARING

	Entire Parcel	Fire Break
Hand Cutting:	<u>1188</u> sq. ft.	Removal: _____ cu. yds.
Tractor Mowing:	_____ sq. ft.	Discing: _____ sq. ft.

CREW INFORMATION

<u>Crew</u>	<u>Date</u>
Type: <u>HAND</u>	<u>8/5/19</u>
Type: _____	_____
Type: _____	_____
Type: _____	_____

Notes: Please clear the entire property of all weeds, dead vegetation, trash, debris and arundo. All piles of dead vegetation and debris must be removed from the property. (Please maintain any and all grasses below 3 inches year round)

Work space for diagrams and amount of work done

Hand Sq. Ft.: 1188

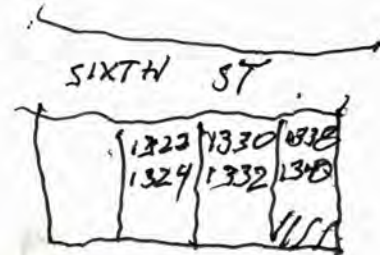
Tractor Sq. Ft.: _____

Total Removal Cu. Yds.: _____

Dump ticket: _____

Dump Charge: _____

Hand $54 \times 22 = 1188$





08/05/19 Before



08/05/19 Before

91



08/05/19 Before



08/05/19 Before



08/05/19 After



08/05/19 After



08/05/19 After



08/05/19 After

Fire Prevention Services, Inc.

P.O. Box 1720 : El Cajon, CA 92022-1720

(619) 562-1058 : fax (619) 445-6336

<http://fireprevention.net>

8/6/2019

Deanda Christian
1338 E 6th St
National City, CA 91950

Parcel # 557 092 05 00
Location: 1338-1340 E 6th St
-

COPY

Dear Deanda Christian,

This letter is to inform you that the **Public Nuisance** on the above referenced property was abated pursuant to a prior Notice to Abate and order of the City of National City.

Fire Prevention Services was contracted by the City of National City to help reduce Public Nuisances and potential fire violations thus improving the safety of its citizens.

The abatement work on your property was performed as mandated by The National City Municipal Code Chapter 1.36. The charges thus far total \$468.80. You will incur no further costs if this amount is paid within fifteen (15) days of the date of this notice.

Failure to pay this bill may result in the filing of an abatement lien upon your property.

Please make your check payable to Fire Prevention Services and include the Parcel # 557 092 05 00 on the check.

If you have any questions please call us direct at **(619) 562-1058**.

Sincerely,

Fire Prevention Services, Inc.
rev.05/19/06

NATIONAL CITY SCHEDULE OF FEES

<u>Tractor Mowing</u>			quantity	sub total
A.	per parcel, sized 1 to 7,500 square feet	\$250.00	_____	_____
B.	per parcel, sized 7,501 to 15,000 square feet	\$325.00	_____	_____
C.	per parcel, sized 15,001 square feet to 30,000 square feet	\$400.00	_____	_____
D.	per parcel, sized 30,001 square feet to one acre	\$450.00	_____	_____
E.	per square foot over one acre	\$00.02	_____sq. ft.	_____

<u>Hand Labor</u>				
A.	per square foot of area abated	\$0.10	<u>1,188</u> sq. Ft.	<u>\$118.80</u>

<u>Dozer Operation</u>				
A.	hourly rate	\$150.00	_____	_____
B.	move-on fee	\$150.00	_____	_____

<u>Debris Remediation</u> (includes chipping, grinding, and/or shredding)				
A.	per cubic yard of material prior to chipping, and or compacting	\$38.00	X _____ cu.yds =	_____
B.	dump fees (reimbursement of cost)		_____	_____

<u>Administrative Fee</u> (failure to comply by deadline of notice)				
A.	per parcel	\$350.00	<u>1</u>	<u>\$350.00</u>

<u>Attorney Services</u>				
A.	per parcel, per hour	\$200.00	_____	_____

<u>Assessment Fees</u> (includes preparing reports, attending hearings, etc.)				
A.	cost confirmation fee, per parcel	\$275.00	_____	_____

<u>Miscellaneous Fees Per Parcel</u>				
A.	special inspection fee	\$50.00	_____	_____
B.	abatement lien	\$50.00	_____	_____
C.	Interest on lien (apr)	10%	_____	_____
D.	release of abatement lien	\$50.00	_____	_____
E.	public notary	\$20.00	_____	_____
F.	file duplication fee	\$50.00	_____	_____
G.	unscheduled Labor per man hour	\$50.00	_____	_____
H.	unscheduled fees (reimbursement of cost)		_____	_____

FILE # 6708 APN # 557-092-05-00 **TOTAL** \$ 468.80

Fire Prevention Services, Inc.

P.O. Box 1720 : El Cajon, CA 92022-1720

(619) 562-1058 : fax (619) 445-6336

<http://fireprevention.net>

Final Bill

8/21/2019

Deanda Christian
1338 E 6th St
National City, CA 91950

Ref: Parcel # 557 092 05 00

-

COPY

Dear Deanda Christian,

This is a reminder of the letter we sent you on 8/6/2019 and we have not received payment in the amount of \$468.80

If we do not receive payment within 10 days we will be required to seek appropriate action to collect these monies.

This action may include filing an abatement lien on your property and forwarding this bill to our collection agency. Under state and local law, costs for such action will be added to your total amount. Please tender a check to us immediately to avoid any further action.

Make your check payable to **Fire Prevention Services, Inc.**, and include the Parcel # 557 092 05 00 on the check.

Should you need to discuss this matter you may contact us at **(619) 562-1058**.

Sincerely,

Fire Prevention Services, Inc.
rev.05/19/06

RECORDING REQUESTED BY

Fire Prevention Services, Inc.
PO Box 2012
Alpine, CA 91903-2012
(619) 562-1058 fax (619) 445-6336

DOC# 2019-0388576



Sep 09, 2019 12:58 PM

OFFICIAL RECORDS
Ernest J. Dronenburg, Jr.,
SAN DIEGO COUNTY RECORDER
FEES: \$0.00 (SB2 Atkins: \$0.00)

AND WHEN RECORDED MAIL TO

Fire Prevention Services, Inc.
PO Box 2012
Alpine, CA 91903-2012

PAGES: 1

NOTICE OF ABATEMENT

**TO THE CURRENT OWNER OF RECORD AND ANY FUTURE OWNERS/PURCHASERS OF THE
HEREIN DESCRIBED PROPERTY**

WHEREAS it was determined that a violation of Chapter 1.36 of the National City Municipal Code did exist, and

WHEREAS such violation was ordered abated on 7/30/2019, and

WHEREAS representatives of the National City Fire Department abated the violation(s) on 8/5/2019, and


WHEREAS the charge for such abatement amounted to \$538.80;

THEREFORE be it known that an abatement obligation exists on the property regardless of owner until paid. The current owner of the property is Deanda Christian at 1338 E 6th St, National City, CA 91950 described as follows:

APN # 557 092 05 00
ADDRESS: 1338-1340 E 6th St
LEGAL DESCRIPTION: Lot 12 Tr 3725

This abatement obligation shall attach to the property, not the owner, and may not be extinguished by a tax sale under the California Revenue and Taxation Code Section 3712. After confirmation by the City Council shall become a special assessment on the property tax bill. If not paid pursuant to State Law and State Tax Lien Law, the property may be sold to satisfy that obligation. The amount of such claim shall be plus interest and other costs which may hereafter become due. This filing does not preclude the filing of legal action for collection. Should such actions be required or determined to be appropriate, reasonable legal fees will be incurred and added to said obligation.

DATED: September 3, 2019

BY: 
Ken Osborn, Fire Prevention Services, Inc.,
Designee for National City Fire Department

Certificate Of Acknowledgement

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document, to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

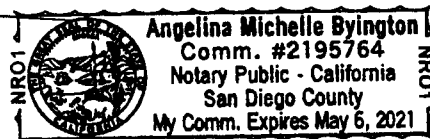
State of California)
County of San Diego)

On September 3, 2019 before me, Angelina Michelle Byington, Notary Public, personally appeared Ken Osborn, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.





(Seal)

SUMMARY REPORT FOR APN 557-102-28-00

04/16/19 Initial inspection was made, property was found to be in violation.

04/17/19 Mailed 30 day courtesy notice to the owner.

05/21/19 Re-inspection was made, property was found to be in violation.

05/21/19 Posted property.

05/22/19 Mailed 10 day final notice to the owner, certified mail.

06/03/19 Final inspection was made, property was found to be in violation.

06/04/19 Verified ownership information with County of San Diego.

06/10/19 Work order authorization signed by District Official for Admin Fee.

06/12/19 The owner was mailed an Administrative bill at the contracted rates.

07/02/19 The owner was mailed a final bill.

07/16/19 A Notice of Abatement was filed on the property.

05/21/20 The list of Fixed Charge Special Assessments [EXHIBIT "A"] and the City Clerk's "NOTICE OF PUBLIC CONFIRMATION OF COSTS HEARING" was served upon the property owner by means of Regular Mail, Certified Mail and Posting upon the property.

CITY OF NATIONAL CITY FIRE DEPARTMENT

1243 National City Blvd.: NATIONAL CITY, CA. 91950-4596

NOTICE TO ABATE PUBLIC NUISANCE

Owner: Agpaoa Florino P & Corazon R Trust

Parcel Number: 557 102 28 00

Address: 1442 Highland Ave

Date: 4/17/2019

National City, CA 91950

COPY

Location of Public Nuisance: 8th St

Instructions for Abatement: **Please clear the entire property of all weeds, dead vegetation, trash, debris and arundo. All piles of dead vegetation and debris must be removed from the property. (Please maintain any and all grasses below 3 inches year round)**

You are hereby directed to abate the public nuisance described above, of which you are the occupant or owner, **within thirty (30) days of 4/17/2019**. ****Your failure to comply with this order will result in the City having your property cleaned by the City's contractor at your expense (per National City Municipal Code Chapter 1.36). A \$350.00 administrative fee will be charged in addition to the contractor's fees to clean the property (per Resolution number 94-97). Violations are also subject to prosecution as misdemeanors.**

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C. When the Fire Chief or his/her designee finds any condition which in his/her judgment increases or may cause an increase of the hazard or menace of fire to a greater degree that customarily recognized as normal by persons in the public service regularly engaged in preventing, suppressing or extinguishing fire or any thing or act which may obstruct, delay, hinder or interfere with the operations of the fire department or the egress of occupants in the event of fire.

National City Municipal Code 9.12.020 Public Nuisance Declared--Weeds and Other Flammable Materials

All weeds, growing or located upon streets, sidewalks or private property are hereby declared to be a public nuisance. For the purposes of this chapter, "weeds" shall include the following:

- A. Weeds which bear seeds of a downy or wingy nature.
- B. Sagebrush, chaparral, and any other brush or weeds which attain such large growth as to become, when dry, a fire menace to adjacent improved property.
- C. Weeds which are otherwise noxious or dangerous.
- D. Poison oak and poison ivy when the conditions of growth are such as to constitute a menace to the public health.
- E. Dry grass, stubble, brush, litter, or other flammable material which endangers the public safety by creating a fire hazard in a portion of the City which has been zoned for single and multiple residence purposes.

National City Municipal Code 1.36.010 Public Nuisance Defined

"Public Nuisance" means any condition defined or declared to be a public nuisance in any section of this code, and/or and condition caused, maintained or permitted to exist which constitutes a threat to the public's health, safety and welfare or which significantly obstructs, injures or interferes with the reasonable of free use of property in a neighborhood, community or to any considerable number of persons. A public nuisance also has the same meaning as set forth in California Civil Code Section 3479.

National City Municipal Code 1.36.060 Abatement-- Appeal-- Hearing

Within ten (10) days from the date of posting, mailing or personal service of the required notice, the owner or person occupying or controlling such lot or premises affected may appeal to the City Council. Such appeal shall be in writing and shall be filed with the City Clerk.

If you should have any questions, please feel free to call this number: 1-866-779-3774

Si usted tiene alguna pregunta, por favor llame al numero: 1-866-779-3774

Sa anumang katanungan, tumawag lang po sa numerong ito: 1-866-779-3774

Sincerely yours in public safety,

****You have the right to appeal this matter to the City Council within ten (10) days of the receipt of this notice.**

1-866-779-3774 ext. 311 or <http://fireprevention.net>

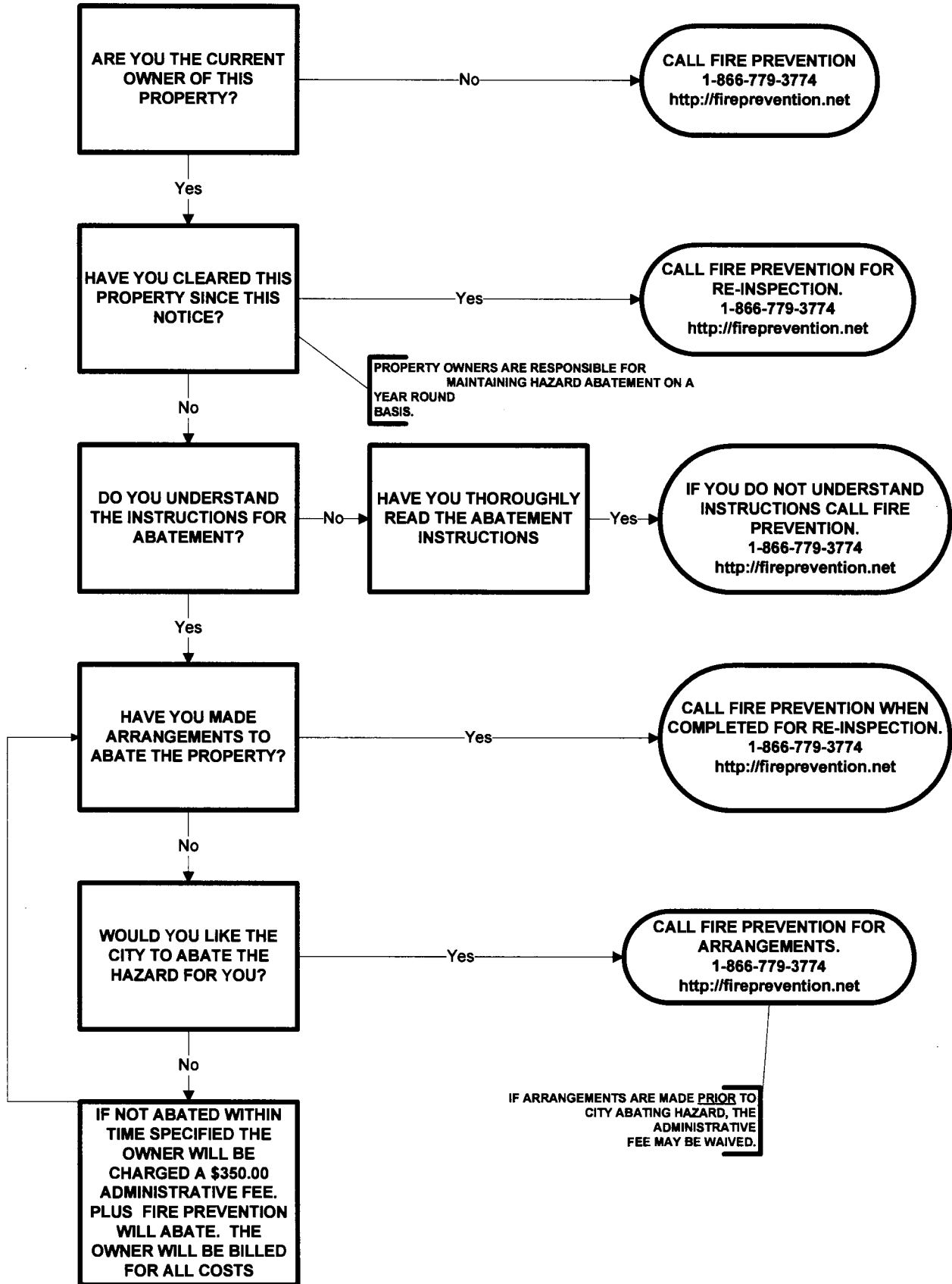
The appeal shall be in writing and filed with the City Clerk. (NCMC 1.36.050)

***Fire Prevention Services, 103 is under contract with the City of National City.

Fire Prevention Services***

NATIONAL CITY FIRE DEPARTMENT

COMMON QUESTIONS AND ANSWERS



CITY OF NATIONAL CITY

SCHEDULE OF FEES

1.	<u>Tractor Mowing</u>	
	A. per parcel, sized 1 to 7,500 square feet	\$250.00
	B. per parcel, sized 7,501 to 15,000 square feet	\$325.00
	C. per parcel, sized 15,001 square feet to 30,000 square feet	\$400.00
	D. per parcel, sized 30,001 square feet to one acre	\$450.00
	E. Per square foot over one acre	\$ 00.02
2.	<u>Hand Labor</u>	
	A. per square foot of area abated	\$ 00.10
3.	<u>Dozer Operation</u>	
	A. hourly rate	\$150.00
	B. move-on fee	\$150.00
4.	<u>Debris Remediation</u> (includes chipping, grinding, and/or shredding)	
	A. per cubic yard of material prior to chipping, and or compacting	\$ 38.00
	B. dump fees	(reimbursement of cost)
5.	<u>Administrative Fee</u> (failure to comply with final notice)	
	A. per parcel	\$350.00
6.	<u>Attorney Services</u>	
	A. per parcel, per hour	\$200.00
7.	<u>Assessment Fees</u> (includes preparing reports, attending hearings, etc.)	
	A. Cost confirmations fee, per parcel	\$275.00
8.	<u>Miscellaneous Fees</u>	
	A. special inspection fee	\$ 50.00
	B. abatement lien	\$ 50.00
	C. Interest on lien (apr)	10%
	D. release of abatement lien	\$ 50.00
	E. public notary	\$ 20.00
	F. File duplication fee	\$ 50.00
	G. Unscheduled Labor per man hour	\$ 50.00
	H. unscheduled fees	(reimbursement of cost)

CITY OF NATIONAL CITY FIRE DEPARTMENT

1243 National City Blvd : NATIONAL CITY, CA. 91950-4596

FINAL NOTICE TO ABATE PUBLIC NUISANCE

Owner: Agpaoa Florino P & Corazon R Trust
Address: 1442 Highland Ave
National City, CA 91950

Parcel Number: 557 102 28 00

Date: 5/22/2019

COPY

Location of Public Nuisance: 8th St

Instructions for Abatement: **Please clear the entire property of all weeds, dead vegetation, trash, debris and arundo. All piles of dead vegetation and debris must be removed from the property. (Please maintain any and all grasses below 3 inches year round)**

You are hereby directed to abate the public nuisance described above, of which you are the occupant or owner, **within ten (10) days of 5/22/2019**. **Your failure to comply with this order will result in you being charged the administrative fee and the City having your property cleaned by the City's contractor at **your** expense (per National City Municipal Code Chapter 1.36). A \$350.00 administrative fee will be charged in addition to the contractor's fees to clean the property (per Resolution number 94-97). Violations are also subject to prosecution as misdemeanors.

Guidelines For The Abatement of Flammable Vegetation

For the protection of life and property, remove all brush, flammable vegetation, or combustible growth which is located from thirty (30) feet to one hundred (100) feet from such a building or structure or to the property line, whichever is nearer, or as required by the Fire Department, including the maintenance of grass and other vegetation more than thirty (30) feet from such building or structure. Cuttings are to be removed from the property and disposed of properly. Vegetation is to be cut within two (2) inches of the ground.

"NOTICE REGARDING RARE, THREATENED OR ENDANGERED SPECIES"

If you have previously received a notice from the California Department of Fish and Game or the U.S. Fish and Wildlife Services that rare, threatened or endangered species of fish or wildlife have occurred on your property in the areas identified for fuel break clearance, YOU MUST NOTIFY BOTH AGENCIES AND THE NATIONAL CITY FIRE DEPARTMENT IN WRITING AT LEAST TEN (10) DAYS PRIOR TO BEGINNING VEGETATION CLEARING. IF THESE AGENCIES FAIL TO OBJECT OR NOTIFY YOU OF ANY ALTERNATIVE PROCEDURES WITHIN THOSE TEN (10) DAYS, YOU MAY THEN PROCEED TO CLEAR VEGETATION AS DIRECTED BY THIS NOTICE. Failure to provide notification to these agencies may render you liable under Federal or State Law to penalties.

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Any of the following conditions are hereby declared to constitute a public nuisance:

- A. When the Fire Chief or his/her designee determines that there exists in any building or on any premises combustible, hazardous or explosive materials or dangerous accumulations of rubbish; or unnecessary accumulations of wastepaper, boxes, shavings, or any highly flammable materials which are so situated as to endanger life or property; or finds obstructions to or on fire escapes, stairs, passageways, doors or windows that reasonably tend to interfere with the operations of the fire department or the egress of the occupants of such building of premises; or finds that the effectiveness of any exit door, attic separation or any fire separation wall is reduced; or finds that any provision of the Uniform Fire Code is being violated.
- B. When the Fire Chief or his/her designee deems any chimney, smokestack, stove, oven, incinerator, furnace or other heating device, electric fixture or any appurtenance thereto, or anything regulated under a nationally recognized standard in or upon any building, structure or premises not specifically mentioned in the Uniform Fire Code, to be defective or unsafe so as to create a hazard.
- C. When the Fire Chief or his/her designee finds any condition which in his/her judgment increases or may cause an increase of the hazard or menace of fire to a greater degree that customarily recognized as normal by persons in the public service regularly engaged in preventing, suppressing or extinguishing fire or any thing or act which may obstruct, delay, hinder or interfere with the operations of the fire department or the egress of occupants in the event of fire.

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Sincerely yours in public safety,

notice. 1-866-779-3774 ext. 311 or <http://fireprevention.net>

**You have the right to appeal this matter to the City Council within ten (10) days of the receipt of this notice. The appeal shall be in writing and filed with the City Clerk. (NCMC 1.36.050)

***Fire Prevention Services, Inc. is under contract with the City of National City.

Fire Prevention Services***

rev. 03/27/06, 04/24/06, 06/21/06

U.S. Postal Service
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

NATIONAL CITY, CA 91950

OFFICIAL USE

Certified Mail Fee	\$3.50
	\$2.80
Extra Services & Fees (check box, add fee as appropriate)	
<input type="checkbox"/> Return Receipt (hardcopy)	\$0.00
<input type="checkbox"/> Return Receipt (electronic)	\$0.00
<input type="checkbox"/> Certified Mail Restricted Delivery	\$0.00
<input type="checkbox"/> Adult Signature Required	\$0.00
<input type="checkbox"/> Adult Signature Restricted Delivery	\$

Postage \$0.55

Total Postage

\$6.85
557 102 28 00

Sent To Agpaoa Florino P & Corazon R Trust
Street and 1442 Highland Ave
City, State, National City 107 CA



NC

NOTICE TO
ABATE
PUBLIC
NUISANCE

05/21/19 Re-Inspection



05/21/19 Re-Inspection



05/21/19 Re-Inspection



05/21/19 Re-Inspection

NOTICE TO
ABATE
PUBLIC
NUISANCE

05/21/19 Re-Inspection



05/21/19 Re-Inspection



06/03/19 Final Inspection



1419

06/03/19 Final Inspection



06/03/19 Final Inspection



06/03/19 Final Inspection



06/03/19 Final Inspection

A photograph showing a dirt path leading up a hillside. The path is surrounded by tall, dry grass and some green bushes. In the background, there are several houses, including one with a prominent gabled roof. The sky is overcast.

06/03/19 Final Inspection



06/03/19 Final Inspection



06/10/19 Inspection



06/10/19 Inspection



06/10/19 Inspection

123

CITY OF NATIONAL CITY FIRE DEPARTMENT

1243 National City Blvd.: NATIONAL CITY, CA. 91950-4596

WORK ORDER AUTHORIZATION

Authorization # 6537

Owner: Agpaoa Florino P & Corazon R Trust
Address: 1442 Highland Ave
National City, CA 91950

ADMIN ONLY

Parcel #557 102 28 00 Job location: 8th St

Authorized by: *R. DREW*

Signature: *[Signature]*

Date: *6-10-19*

WHEN SIGNED THIS DOCUMENT ALLOWS RIGHT OF PASSAGE ONTO PRIVATE PROPERTY FOR THE PURPOSE OF FIRE VIOLATION / PUBLIC NUISANCE REDUCTION OR REMOVAL.

METHOD OF CLEARING

	Entire Parcel	Fire Break
Hand Cutting:	_____ sq. ft.	Removal: _____ cu. yds.
Tractor Mowing:	_____ sq. ft.	Discing: _____ sq. ft.

CREW INFORMATION

<u>Crew</u>	<u>Date</u>
Type: _____	_____
Type: _____	_____
Type: _____	_____
Type: _____	_____

Notes: Please clear the entire property of all weeds, dead vegetation, trash, debris and arundo. All piles of dead vegetation and debris must be removed from the property. (Please maintain any and all grasses below 3 inches year round)

Fire Prevention Services, Inc.

P.O. Box 1720 : El Cajon, CA 92022-1720

(866) 779-3774 : fax (619) 445-6336

<http://fireprevention.net>

ADMINISTRATIVE BILL

6/12/2019

Agpaoa Florino P & Corazon R Trust
1442 Highland Ave
National City, CA 91950

Parcel # 557 102 28 00
Location: 8th St
-

COPY

Dear Agpaoa Florino P & Corazon R Trust,

Fire Prevention Services has been contracted by the City of National City to help reduce potential fire violations thus improving the safety of its citizens.

Your property was re-inspected on 6/3/2019 and found to still be in violation of the National City Municipal Code Chapter 1.36. As stated in the notice, if the violation is not corrected prior to the deadline you will be charged an administrative fee.

A final inspection was performed on the above referenced parcel, as of 6/10/2019 this parcel is in compliance with the National City Municipal Code Chapter 1.36.

Due to the abatement not being completed by the deadline, you are being charged the administrative fee. Thus far your bill is \$ 350 and if paid within fifteen (15) days of this notice no further costs will be incurred by you.

Please make check payable to F.P.S.I. and please include the File # 557 102 28 00 on the check.

If you have any questions please call us direct at **(866) 779-3774**.

Sincerely,

Fire Prevention Services, Inc.
rev.05/19/06

NATIONAL CITY SCHEDULE OF FEES

Tractor Mowing

		quantity	sub total
A. per parcel, sized 1 to 7,500 square feet	\$250.00	_____	_____
B. per parcel, sized 7,501 to 15,000 square feet	\$325.00	_____	_____
C. per parcel, sized 15,001 square feet to 30,000 square feet	\$400.00	_____	_____
D. per parcel, sized 30,001 square feet to one acre	\$450.00	_____	_____
E. per square foot over one acre	\$00.02	_____ sq. ft.	_____

Hand Labor

A. per square foot of area abated	\$0.10	_____ sq. Ft.	_____
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Dozer Operation

A. hourly rate	\$150.00	_____	_____
B. move-on fee	\$150.00	_____	_____

COPY

Debris Remediation (includes chipping, grinding, and/or shredding)

A. per cubic yard of material prior to chipping, and or compacting	\$38.00	X	_____ cu.yds =	_____
B. dump fees (reimbursement of cost)			_____	_____

Administrative Fee (failure to comply by deadline of notice)

A. per parcel	\$350.00	1	_____	\$350.00
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Attorney Services

A. per parcel, per hour	\$200.00	_____	_____
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Assessment Fees (includes preparing reports, attending hearings, etc.)

A. cost confirmation fee, per parcel	\$275.00	_____	_____
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Miscellaneous Fees Per Parcel

A. special inspection fee	\$50.00	_____	_____
B. abatement lien	\$50.00	_____	_____
C. Interest on lien (apr)	10%	_____	_____
D. release of abatement lien	\$50.00	_____	_____
E. public notary	\$20.00	_____	_____
F. file duplication fee	\$50.00	_____	_____
G. unscheduled Labor per man hour	\$50.00	_____	_____
H. unscheduled fees (reimbursement of cost)		_____	_____

FILE # 6537 APN # 557-102-28-00 **TOTAL** \$ 350.00

Fire Prevention Services, Inc.

P.O. Box 1720 : El Cajon, CA 92022-1720

(866) 779-3774 : fax (619) 445-6336

<http://fireprevention.net>

Final Bill

7/2/2019

Agpaoa Florino P & Corazon R Trust
1442 Highland Ave
National City, CA 91950

COPY

Ref: Parcel # 557 102 28 00

-

Dear Agpaoa Florino P & Corazon R Trust,

This is a reminder of the letter we sent you on 6/12/2019 and we have not received payment in the amount of \$350.00

If we do not receive payment within 10 days we will be required to seek appropriate action to collect these monies.

This action may include filing an abatement lien on your property and forwarding this bill to our collection agency. Under state and local law, costs for such action will be added to your total amount. Please tender a check to us immediately to avoid any further action.

Make your check payable to **Fire Prevention Services, Inc.**, and include the Parcel # 557 102 28 00 on the check.

Should you need to discuss this matter you may contact us at **(866) 779-3774**.

Sincerely,

Fire Prevention Services, Inc.

rev.05/19/06

RECORDING REQUESTED BY

Fire Prevention Services, Inc.
PO Box 2012
Alpine, CA 91903-2012
(619) 562-1058 fax (619) 445-6336

DOC# 2019-0286888



Jul 17, 2019 10:37 AM
OFFICIAL RECORDS
Ernest J. Dronenburg, Jr.,
SAN DIEGO COUNTY RECORDER
FEES: \$0.00 (SB2 Atkins: \$0.00)

AND WHEN RECORDED MAIL TO

Fire Prevention Services, Inc.
PO Box 2012
Alpine, CA 91903-2012

PAGES: 1

NOTICE OF ABATEMENT

**TO THE CURRENT OWNER OF RECORD AND ANY FUTURE OWNERS/PURCHASERS OF THE
HEREIN DESCRIBED PROPERTY**

WHEREAS it was determined that a violation of Chapter 1.36 of the National City Municipal Code did exist, and

WHEREAS such violation was ordered abated on 6/5/2019, and

WHEREAS representatives of the National City Fire Department abated the violation(s) on 6/10/2019, and

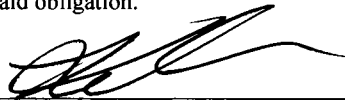
WHEREAS the charge for such abatement amounted to \$420.00;

THEREFORE be it known that an abatement obligation exists on the property regardless of owner until paid. The current owner of the property is Agpaoa Florino P & Corazon R Trust at 1442 Highland Ave, National City, CA 91950 described as follows:

APN # 557 102 28 00
ADDRESS: 8th St
LEGAL DESCRIPTION: (Ex St&Nly 190 Ft)Ely 50 Ft Of W HO f Seq Of Lot 2 Qsec 131 Tr 0166

This abatement obligation shall attach to the property, not the owner, and may not be extinguished by a tax sale under the California Revenue and Taxation Code Section 3712. After confirmation by the City Council shall become a special assessment on the property tax bill. If not paid pursuant to State Law and State Tax Lien Law, the property may be sold to satisfy that obligation. The amount of such claim shall be plus interest and other costs which may hereafter become due. This filing does not preclude the filing of legal action for collection. Should such actions be required or determined to be appropriate, reasonable legal fees will be incurred and added to said obligation.

DATED: July 16, 2019

BY: 
Ken Osborn, Fire Prevention Services, Inc.,
Designee for National City Fire Department

Certificate Of Acknowledgement

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document, to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

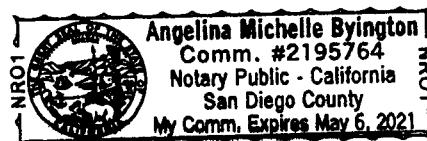
State of California)
County of San Diego)

On July 16, 2019 before me, Angelina Michelle Byington, Notary Public, personally appeared Ken Osborn, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.





(Seal)

SUMMARY REPORT FOR APN 557-220-63-00

06/06/19 Initial inspection was made, property was found to be in violation.

06/07/19 Mailed 30 day courtesy notice to the owner.

07/09/19 Re-inspection was made, property was found to be in violation.

07/09/19 Posted property.

07/09/19 Property owner called and left a message.

07/10/19 Returned property owners call.

07/10/19 Mailed 10 day final notice to the owner, certified mail.

07/23/19 Final inspection was made, property was found to be in violation.

07/25/19 Verified ownership information with County of San Diego.

07/31/19 Certified notice returned "unclaimed".

08/12/19 Work order authorization signed by District Official.

08/13/19 Called Property owner and left a message of what needs to be done.

09/16/19 Received e-mail from property owner.

09/16/19 Replied to property owner e-mail.

10/09/19 F.P.S.I. crews abated the property.

09/09/19 The owner was mailed an Administrative bill at the contracted rates.

09/30/19 The owner was mailed a final bill.

10/15/19 A Notice of Abatement was filed on the property.

05/21/20 The list of Fixed Charge Special Assessments [EXHIBIT "A"] and the City Clerk's "NOTICE OF PUBLIC CONFIRMATION OF COSTS HEARING" was served upon the property owner by means of Regular Mail, Certified Mail and Posting upon the property.

CITY OF NATIONAL CITY FIRE DEPARTMENT

1243 National City Blvd.: NATIONAL CITY, CA. 91950-4596

NOTICE TO ABATE PUBLIC NUISANCE

Owner: Garcia Bernard P
Address: 915 Paradise Knoll Ct
National City, CA 91950

Parcel Number: 557 220 63 00
Date: 6/7/2019

COPY

Location of Public Nuisance: 915 Paradise Knoll Ct

Instructions for Abatement: **Please clear the entire property of all weeds, dead vegetation, trash, debris and arundo. All piles of dead vegetation and debris must be removed from the property. (Please maintain any and all grasses below 3 inches year round)**

You are hereby directed to abate the public nuisance described above, of which you are the occupant or owner, **within thirty (30) days of 6/7/2019**. **Your failure to comply with this order will result in the City having your property cleaned by the City's contractor at **your** expense (per National City Municipal Code Chapter 1.36). A \$350.00 administrative fee will be charged in addition to the contractor's fees to clean the property (per Resolution number 94-97). Violations are also subject to prosecution as misdemeanors.

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For the protection of life and property, remove all brush, flammable vegetation, or combustible growth which is located from thirty (30) feet to one hundred (100) feet from such a building or structure or to the property line, whichever is nearer, or as required by the Fire Department, including the maintenance of grass and other vegetation more than thirty (30) feet from such building or structure. Cuttings are to be removed from the property and disposed of properly. Vegetation is to be cut within two (2) inches of the ground.

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1-866-779-3774 ext. 311 or <http://fireprevention.net>

Fire Prevention Services***

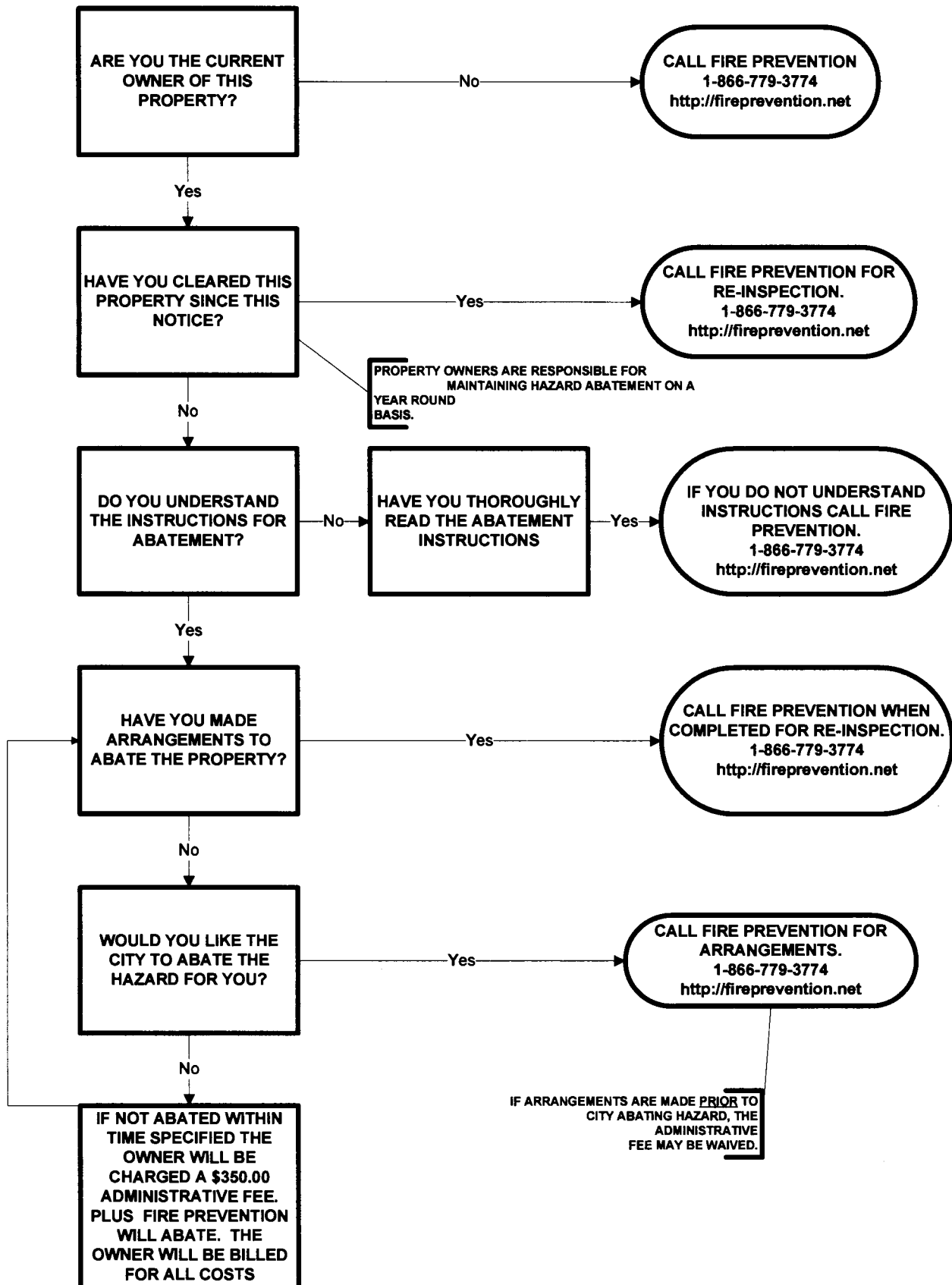
**You have the right to appeal this matter to the City Council within ten (10) days of the receipt of this notice.

The appeal shall be in writing and filed with the City Clerk. (NCMC 1.36.050)

***Fire Prevention Services, Inc. is under contract with the City of National City.

NATIONAL CITY FIRE DEPARTMENT

COMMON QUESTIONS AND ANSWERS



333 E. 16th Street : National City, CA : 91950-4596

CITY OF NATIONAL CITY

SCHEDULE OF FEES

1. Tractor Mowing
 - A. per parcel, sized 1 to 7,500 square feet \$250.00
 - B. per parcel, sized 7,501 to 15,000 square feet \$325.00
 - C. per parcel, sized 15,001 square feet to 30,000 square feet \$400.00
 - D. per parcel, sized 30,001 square feet to one acre \$450.00
 - E. Per square foot over one acre \$ 00.02

2. Hand Labor
 - A. per square foot of area abated \$ 00.10

3. Dozer Operation
 - A. hourly rate \$150.00
 - B. move-on fee \$150.00

4. Debris Remediation (includes chipping, grinding, and/or shredding)
 - A. per cubic yard of material prior to chipping, and or compacting \$ 38.00
 - B. dump fees (reimbursement of cost)

5. Administrative Fee (failure to comply with final notice)
 - A. per parcel \$350.00

6. Attorney Services
 - A. per parcel, per hour \$200.00

7. Assessment Fees (includes preparing reports, attending hearings, etc.)
 - A. Cost confirmations fee, per parcel \$275.00

8. Miscellaneous Fees
 - A. special inspection fee \$ 50.00
 - B. abatement lien \$ 50.00
 - C. Interest on lien (apr) 10%
 - D. release of abatement lien \$ 50.00
 - E. public notary \$ 20.00
 - F. File duplication fee \$ 50.00
 - G. Unscheduled Labor per man hour \$ 50.00
 - H. unscheduled fees (reimbursement of cost)

CITY OF NATIONAL CITY FIRE DEPARTMENT

1243 National City Blvd : NATIONAL CITY, CA. 91950-4596

FINAL NOTICE TO ABATE PUBLIC NUISANCE

Owner: Garcia Bernard P
Address: 915 Paradise Knoll Ct
National City, CA 91950

Parcel Number: 557 220 63 00
Date: 7/10/2019

COPY

Location of Public Nuisance: 915 Paradise Knoll Ct

Instructions for Abatement: **Please clear the entire property of all weeds, dead vegetation, trash, debris and arundo. All piles of dead vegetation and debris must be removed from the property. (Please maintain any and all grasses below 3 inches year round)**

You are hereby directed to abate the public nuisance described above, of which you are the occupant or owner, **within ten (10) days of 7/10/2019**. ****Your failure to comply with this order will result in you being charged the administrative fee and the City having your property cleaned by the City's contractor at your expense (per National City Municipal Code Chapter 1.36). A \$350.00 administrative fee will be charged in addition to the contractor's fees to clean the property (per Resolution number 94-97). Violations are also subject to prosecution as misdemeanors.**

Guidelines For The Abatement of Flammable Vegetation

For the protection of life and property, remove all brush, flammable vegetation, or combustible growth which is located from thirty (30) feet to one hundred (100) feet from such a building or structure or to the property line, whichever is nearer, or as required by the Fire Department, including the maintenance of grass and other vegetation more than thirty (30) feet from such building or structure. Cuttings are to be removed from the property and disposed of properly. Vegetation is to be cut within two (2) inches of the ground.

"NOTICE REGARDING RARE, THREATENED OR ENDANGERED SPECIES"

If you have previously received a notice from the California Department of Fish and Game or the U.S. Fish and Wildlife Services that rare, threatened or endangered species of fish or wildlife have occurred on your property in the areas identified for fuel break clearance, **YOU MUST NOTIFY BOTH AGENCIES AND THE NATIONAL CITY FIRE DEPARTMENT IN WRITING AT LEAST TEN (10) DAYS PRIOR TO BEGINNING VEGETATION CLEARING. IF THESE AGENCIES FAIL TO OBJECT OR NOTIFY YOU OF ANY ALTERNATIVE PROCEDURES WITHIN THOSE TEN (10) DAYS, YOU MAY THEN PROCEED TO CLEAR VEGETATION AS DIRECTED BY THIS NOTICE. Failure to provide notification to these agencies may render you liable under Federal or State Law to penalties.**

National City Municipal Code 9.12.010 Public Nuisance Declared--In General

Any of the following conditions are hereby declared to constitute a public nuisance:

- A. When the Fire Chief or his/her designee determines that there exists in any building or on any premises combustible, hazardous or explosive materials or dangerous accumulations of rubbish; or unnecessary accumulations of wastepaper, boxes, shavings, or any highly flammable materials which are so situated as to endanger life or property; or finds obstructions to or on fire escapes, stairs, passageways, doors or windows that reasonably tend to interfere with the operations of the fire department or the egress of the occupants of such building of premises; or finds that the effectiveness of any exit door, attic separation or any fire separation wall is reduced; or finds that any provision of the Uniform Fire Code is being violated.
- B. When the Fire Chief or his/her designee deems any chimney, smokestack, stove, oven, incinerator, furnace or other heating device, electric fixture or any appurtenance thereto, or anything regulated under a nationally recognized standard in or upon any building, structure or premises not specifically mentioned in the Uniform Fire Code, to be defective or unsafe so as to create a hazard.
- C. When the Fire Chief or his/her designee finds any condition which in his/her judgment increases or may cause an increase of the hazard or menace of fire to a greater degree that customarily recognized as normal by persons in the public service regularly engaged in preventing, suppressing or extinguishing fire or any thing or act which may obstruct, delay, hinder or interfere with the operations of the fire department or the egress of occupants in the event of fire.

National City Municipal Code 9.12.020 Public Nuisance Declared--Weeds and Other Flammable Materials

All weeds, growing or located upon streets, sidewalks or private property are hereby declared to be a public nuisance. For the purposes of this chapter, "weeds" shall include the following:

- A. Weeds which bear seeds of a downy or wingy nature.
- B. Sagebrush, chaparral, and any other brush or weeds which attain such large growth as to become, when dry, a fire menace to adjacent improved property.
- C. Weeds which are otherwise noxious or dangerous.
- D. Poison oak and poison ivy when the conditions of growth are such as to constitute a menace to the public health.
- E. Dry grass, stubble, brush, litter, or other flammable material which endangers the public safety by creating a fire hazard in a portion of the City which has been zoned for single and multiple residence purposes.

National City Municipal Code 1.36.010 Public Nuisance Defined

"Public Nuisance" means any condition defined or declared to be a public nuisance in any section of this code, and/or and condition caused, maintained or permitted to exist which constitutes a threat to the public's health, safety and welfare or which significantly obstructs, injures or interferes with the reasonable of free use of property in a neighborhood, community or to any considerable number of persons. A public nuisance also has the same meaning as set forth in California Civil Code Section 3479.

National City Municipal Code 1.36.060 Abatement-- Appeal-- Hearing

Within ten (10) days from the date of posting, mailing or personal service of the required notice, the owner or person occupying or controlling such lot or premises affected may appeal to the City Council. Such appeal shall be in writing and shall be filed with the City Clerk.

If you should have any questions, please feel free to call this number: 1-866-779-3774

Si usted tiene alguna pregunta, por favor llame al numero: 1-866-779-3774

Sa anumang katanungan, tumawag lang po sa numerong ito: 1-866-779-3774

Sincerely yours in public safety,

notice. 1-866-779-3774 ext. 311 or <http://fireprevention.net>

**You have the right to appeal this matter to the City Council within ten (10) days of the receipt of this notice. The appeal shall be in writing and filed with the City Clerk. (NCMC 1.36.050)

***Fire Prevention Services, Inc. is under contract with the City of National City.

Fire Prevention Services***
rev. 03/27/06, 04/24/06, 06/21/06

NOTICE TO
ABATE
PUBLIC
NUISANCE

07/09/19 Re-Inspection



915

NOTICE TO
ABATE
MOLD
...
...

07/09/19 Re-Inspection



07/09/19 Re-Inspection



07/09/19 Re-Inspection



07/23/19 Final Inspection



07/23/19 Final Inspection



07/23/19 Final Inspection



08/12/19 Inspection



08/12/19 Inspection



08/12/19 Inspection

CITY OF NATIONAL CITY FIRE DEPARTMENT

1243 National City Blvd.: NATIONAL CITY, CA. 91950-4596

WORK ORDER AUTHORIZATION

Authorization # 6725

Owner: Garcia Bernard P
Address: 915 Paradise Knoll Ct
National City, CA 91950

Parcel #557 220 63 00 Job location: 915 Paradise Knoll Ct

Authorized by: RDREW

Signature: [Signature]

Date: 8-12-19

WHEN SIGNED THIS DOCUMENT ALLOWS RIGHT OF PASSAGE ONTO PRIVATE PROPERTY FOR THE PURPOSE OF FIRE VIOLATION / PUBLIC NUISANCE REDUCTION OR REMOVAL.

METHOD OF CLEARING

	Entire Parcel	Fire Break
Hand Cutting:	<u>150</u> sq. ft.	Removal: _____ cu. yds.
Tractor Mowing:	_____ sq. ft.	Discing: _____ sq. ft.

CREW INFORMATION

<u>Crew</u>	<u>Date</u>
Type: <u>HAND</u>	<u>10/9/19</u>
Type: _____	_____
Type: _____	_____
Type: _____	_____

Notes: Please clear the entire property of all weeds, dead vegetation, trash, debris and arundo. All piles of dead vegetation and debris must be removed from the property. (Please maintain any and all grasses below 3 inches year round)

Work space for diagrams and amount of work done

Hand Sq. Ft.: 150

Tractor Sq. Ft.: 0

Total Removal Cu. Yds.: 0

Dump ticket: 0

Dump Charge: 0

$5 \times 30 = 150$





10/09/19 Before

149



10/09/19 After

150

Fire Prevention Services, Inc.

P.O. Box 1720 : El Cajon, CA 92022-1720

(619) 562-1058 : fax (619) 445-6336

<http://fireprevention.net>

ADMINISTRATIVE BILL

COPY

9/9/2019

Garcia Bernard P
915 Paradise Knoll Ct
National City, CA 91950

Parcel # 557 220 63 00
Location: 915 Paradise Knoll Ct

-

Dear Garcia Bernard P,

Fire Prevention Services has been contracted by the City of National City to help reduce potential fire violations thus improving the safety of its citizens.

Your property was re-inspected on 7/23/2019 and found to still be in violation of the National City Municipal Code Chapter 1.36. As stated in the notice, if the violation is not corrected prior to the deadline you will be charged an administrative fee.

A final inspection was performed on the above referenced parcel, as of 9/6/2019 this parcel is in compliance with the National City Municipal Code Chapter 1.36.

Due to the abatement not being completed by the deadline, you are being charged the administrative fee. Thus far your bill is \$ 350 and if paid within fifteen (15) days of this notice no further costs will be incurred by you.

Please make check payable to F.P.S.I. and please include the File # 557 220 63 00 on the check.

If you have any questions please call us direct at **(619) 562-1058**.

Sincerely,

Fire Prevention Services, Inc.
rev.05/19/06

NATIONAL CITY SCHEDULE OF FEES

COPY

Tractor Mowing

		quantity	sub total
A. per parcel, sized 1 to 7,500 square feet	\$250.00	_____	_____
B. per parcel, sized 7,501 to 15,000 square feet	\$325.00	_____	_____
C. per parcel, sized 15,001 square feet to 30,000 square feet	\$400.00	_____	_____
D. per parcel, sized 30,001 square feet to one acre	\$450.00	_____	_____
E. per square foot over one acre	\$00.02	_____ sq. ft.	_____

Hand Labor

A. per square foot of area abated	\$0.10	_____ sq. Ft.	_____
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Dozer Operation

A. hourly rate	\$150.00	_____	_____
B. move-on fee	\$150.00	_____	_____

Debris Remediation (includes chipping, grinding, and/or shredding)

A. per cubic yard of material prior to chipping, and or compacting	\$38.00	X	_____ cu.yds =	_____
B. dump fees			(reimbursement of cost)	_____

Administrative Fee (failure to comply by deadline of notice)

A. per parcel	\$350.00	<u>1</u>	<u>\$350.00</u>
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Attorney Services

A. per parcel, per hour	\$200.00	_____	_____
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Assessment Fees (includes preparing reports, attending hearings, etc.)

A. cost confirmation fee, per parcel	\$275.00	_____	_____
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Miscellaneous Fees Per Parcel

A. special inspection fee	\$50.00	_____	_____
B. abatement lien	\$50.00	_____	_____
C. Interest on lien (apr)	10%	_____	_____
D. release of abatement lien	\$50.00	_____	_____
E. public notary	\$20.00	_____	_____
F. file duplication fee	\$50.00	_____	_____
G. unscheduled Labor per man hour	\$50.00	_____	_____
H. unscheduled fees			(reimbursement of cost)

FILE # 6725 APN # 557-220-63-00 **TOTAL** \$ 350.00

Fire Prevention Services, Inc.

P.O. Box 1720 : El Cajon, CA 92022-1720

(619) 562-1058 : fax (619) 445-6336

<http://fireprevention.net>

Final Bill

9/30/2019

Garcia Bernard P
915 Paradise Knoll Ct
National City, CA 91950

Ref: Parcel # 557 220 63 00

-

Dear Garcia Bernard P,

This is a reminder of the letter we sent you on 9/9/2019 and we have not received payment in the amount of \$350.00

If we do not receive payment within 10 days we will be required to seek appropriate action to collect these monies.

This action may include filing an abatement lien on your property and forwarding this bill to our collection agency. Under state and local law, costs for such action will be added to your total amount. Please tender a check to us immediately to avoid any further action.

Make your check payable to **Fire Prevention Services, Inc.**, and include the Parcel # 557 220 63 00 on the check.

Should you need to discuss this matter you may contact us at **(619) 562-1058**.

Sincerely,

Fire Prevention Services, Inc.
rev.05/19/06

COPY

0
RECORDING REQUESTED BY
Fire Prevention Services, Inc.
PO Box 2012
Alpine, CA 91903-2012
(619) 562-1058 fax (619) 445-6336

DOC# 2019-0475127



Oct 22, 2019 08:32 AM
OFFICIAL RECORDS

Ernest J. Dronenburg, Jr.,
SAN DIEGO COUNTY RECORDER
FEES: \$0.00 (SB2 Atkins: \$0.00)

PAGES: 1

1P
AND WHEN RECORDED MAIL TO
Fire Prevention Services, Inc.
PO Box 2012
Alpine, CA 91903-2012

NT

**NOTICE OF ABATEMENT
TO THE CURRENT OWNER OF RECORD AND ANY FUTURE OWNERS/PURCHASERS OF THE
HEREIN DESCRIBED PROPERTY**

WHEREAS it was determined that a violation of Chapter 1.36 of the National City Municipal Code did exist, and

WHEREAS such violation was ordered abated on 8/12/2019, and

WHEREAS representatives of the National City Fire Department abated the violation(s) on 9/6/2019, and

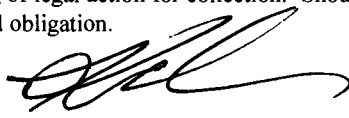
WHEREAS the charge for such abatement amounted to \$420.00;

THEREFORE be it known that an abatement obligation exists on the property regardless of owner until paid. The current owner of the property is Garcia Bernard P at 915 Paradise Knoll Ct, National City, CA 91950 described as follows:

APN # 557 220 63 00
ADDRESS: 915 Paradise Knoll Ct
LEGAL DESCRIPTION: Lot 9 Tr 14269

This abatement obligation shall attach to the property, not the owner, and may not be extinguished by a tax sale under the California Revenue and Taxation Code Section 3712. After confirmation by the City Council shall become a special assessment on the property tax bill. If not paid pursuant to State Law and State Tax Lien Law, the property may be sold to satisfy that obligation. The amount of such claim shall be plus interest and other costs which may hereafter become due. This filing does not preclude the filing of legal action for collection. Should such actions be required or determined to be appropriate, reasonable legal fees will be incurred and added to said obligation.

DATED: October 15, 2019

BY: 
Ken Osborn, Fire Prevention Services, Inc.,
Designee for National City Fire Department

Certificate Of Acknowledgement

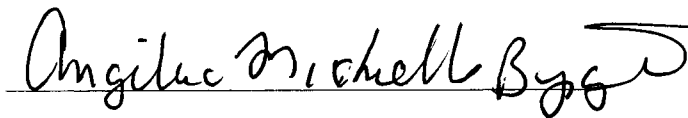
A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document, to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

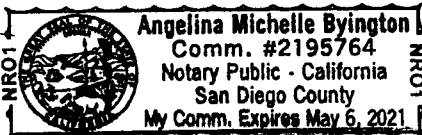
State of California)
County of San Diego)

On October 15, 2019 before me, Angelina Michelle Byington, Notary Public, personally appeared Ken Osborn, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.





(Seal)

SUMMARY REPORT FOR APN 557-280-08-00

05/28/19 Initial inspection was made, property was found to be in violation.

06/07/19 Mailed 30 day courtesy notice to the owner.

07/09/19 Re-inspection was made, property was found to be in violation.

07/09/19 Posted property.

07/10/19 Mailed 10 day final notice to the owner, certified mail.

07/23/19 Final inspection was made, property was found to be in violation.

07/25/19 Verified ownership information with County of San Diego.

07/30/19 Work order authorization signed by District Official.

08/07/19 Certified notice returned "unclaimed".

09/06/19 F.P.S.I. crews attempted to abate the property and found compliant.

09/09/19 The owner was mailed an Administrative bill at the contracted rates.

09/30/19 The owner was mailed a final bill.

10/15/19 A Notice of Abatement was filed on the property.

05/21/20 The list of Fixed Charge Special Assessments [EXHIBIT "A"] and the City Clerk's "NOTICE OF PUBLIC CONFIRMATION OF COSTS HEARING" was served upon the property owner by means of Regular Mail, Certified Mail and Posting upon the property.

CITY OF NATIONAL CITY FIRE DEPARTMENT

1243 National City Blvd.: NATIONAL CITY, CA. 91950-4596

NOTICE TO ABATE PUBLIC NUISANCE

Owner: Strapp William

Parcel Number: 557 280 08 00

Address: 2016 E 10th St

Date: 6/7/2019

National City, CA 91950

COPY

Location of Public Nuisance: 2016 E 10th St

Instructions for Abatement: **Please clear the entire property of all weeds, dead vegetation, trash, debris and arundo. All piles of dead vegetation and debris must be removed from the property. (Please maintain any and all grasses below 3 inches year round)**

You are hereby directed to abate the public nuisance described above, of which you are the occupant or owner, **within thirty (30) days of 6/7/2019**. ****Your failure to comply with this order will result in the City having your property cleaned by the City's contractor at your expense (per National City Municipal Code Chapter 1.36). A \$350.00 administrative fee will be charged in addition to the contractor's fees to clean the property (per Resolution number 94-97). Violations are also subject to prosecution as misdemeanors.**

Guidelines For The Abatement of Flammable Vegetation

For the protection of life and property, remove all brush, flammable vegetation, or combustible growth which is located from thirty (30) feet to one hundred (100) feet from such a building or structure or to the property line, whichever is nearer, or as required by the Fire Department, including the maintenance of grass and other vegetation more than thirty (30) feet from such building or structure. Cuttings are to be removed from the property and disposed of properly. Vegetation is to be cut within two (2) inches of the ground.

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National City Municipal Code 9.12.010 Public Nuisance Declared--In General

Any of the following conditions are hereby declared to constitute a public nuisance:

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Si usted tiene alguna pregunta, por favor llame al numero: 1-866-779-3774

Sa anumang katanungan, tumawag lang po sa numerong ito: 1-866-779-3774

Sincerely yours in public safety,

1-866-779-3774 ext. 311 or <http://fireprevention.net>

Fire Prevention Services***

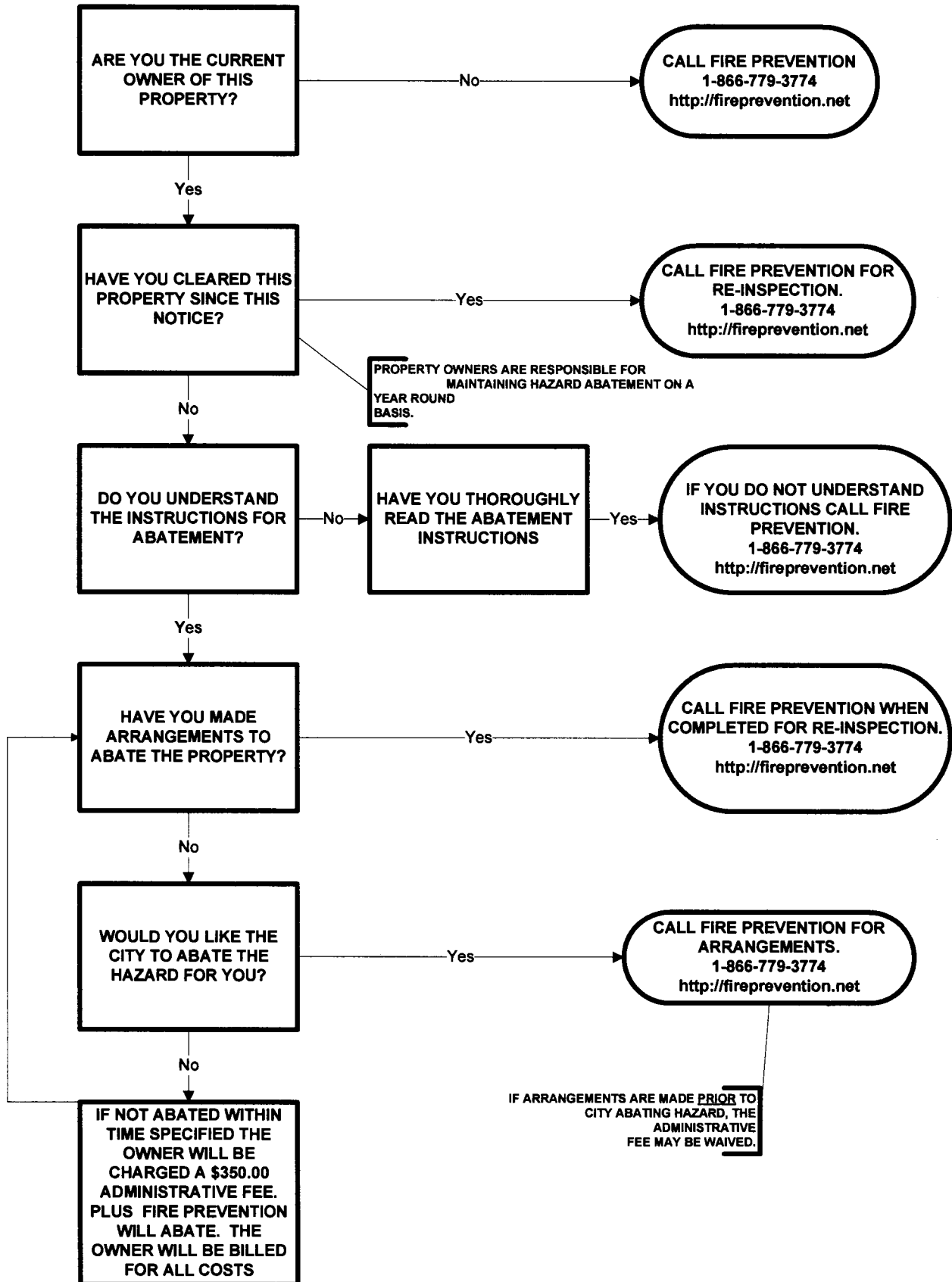
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NATIONAL CITY FIRE DEPARTMENT

COMMON QUESTIONS AND ANSWERS



CITY OF NATIONAL CITY

SCHEDULE OF FEES

1.	<u>Tractor Mowing</u>	
	A. per parcel, sized 1 to 7,500 square feet	\$250.00
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	A. per parcel	\$350.00
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	E. public notary	\$ 20.00
	F. File duplication fee	\$ 50.00
	G. Unscheduled Labor per man hour	\$ 50.00
	H. unscheduled fees	(reimbursement of cost)

CITY OF NATIONAL CITY FIRE DEPARTMENT

1243 National City Blvd : NATIONAL CITY, CA. 91950-4596

FINAL NOTICE TO ABATE PUBLIC NUISANCE

Owner: Strapp William Parcel Number: 557 280 08 00
Address: 2016 E 10th St Date: 7/10/2019
National City, CA 91950

COPY

Location of Public Nuisance: 2016 E 10th St

Instructions for Abatement: **Please clear the entire property of all weeds, dead vegetation, trash, debris and arundo. All piles of dead vegetation and debris must be removed from the property. (Please maintain any and all grasses below 3 inches year round)**

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For the protection of life and property, remove all brush, flammable vegetation, or combustible growth which is located from thirty (30) feet to one hundred (100) feet from such a building or structure or to the property line, whichever is nearer, or as required by the Fire Department, including the maintenance of grass and other vegetation more than thirty (30) feet from such building or structure. Cuttings are to be removed from the property and disposed of properly. Vegetation is to be cut within two (2) inches of the ground.

"NOTICE REGARDING RARE, THREATENED OR ENDANGERED SPECIES"

If you have previously received a notice from the California Department of Fish and Game or the U.S. Fish and Wildlife Services that rare, threatened or endangered species of fish or wildlife have occurred on your property in the areas identified for fuel break clearance, YOU MUST NOTIFY BOTH AGENCIES AND THE NATIONAL CITY FIRE DEPARTMENT IN WRITING AT LEAST TEN (10) DAYS PRIOR TO BEGINNING VEGETATION CLEARING. IF THESE AGENCIES FAIL TO OBJECT OR NOTIFY YOU OF ANY ALTERNATIVE PROCEDURES WITHIN THOSE TEN (10) DAYS, YOU MAY THEN PROCEED TO CLEAR VEGETATION AS DIRECTED BY THIS NOTICE. Failure to provide notification to these agencies may render you liable under Federal or State Law to penalties.

National City Municipal Code 9.12.010 Public Nuisance Declared--In General

Any of the following conditions are hereby declared to constitute a public nuisance:

- A. When the Fire Chief or his/her designee determines that there exists in any building or on any premises combustible, hazardous or explosive materials or dangerous accumulations of rubbish; or unnecessary accumulations of wastepaper, boxes, shavings, or any highly flammable materials which are so situated as to endanger life or property; or finds obstructions to or on fire escapes, stairs, passageways, doors or windows that reasonably tend to interfere with the operations of the fire department or the egress of the occupants of such building or premises; or finds that the effectiveness of any exit door, attic separation or any fire separation wall is reduced; or finds that any provision of the Uniform Fire Code is being violated.
- B. When the Fire Chief or his/her designee deems any chimney, smokestack, stove, oven, incinerator, furnace or other heating device, electric fixture or any appurtenance thereto, or anything regulated under a nationally recognized standard in or upon any building, structure or premises not specifically mentioned in the Uniform Fire Code, to be defective or unsafe so as to create a hazard.
- C. When the Fire Chief or his/her designee finds any condition which in his/her judgment increases or may cause an increase of the hazard or menace of fire to a greater degree that customarily recognized as normal by persons in the public service regularly engaged in preventing, suppressing or extinguishing fire or any thing or act which may obstruct, delay, hinder or interfere with the operations of the fire department or the egress of occupants in the event of fire.

National City Municipal Code 9.12.020 Public Nuisance Declared--Weeds and Other Flammable Materials

All weeds, growing or located upon streets, sidewalks or private property are hereby declared to be a public nuisance. For the purposes of this chapter, "weeds" shall include the following:

- A. Weeds which bear seeds of a downy or wingy nature.
- B. Sagebrush, chaparral, and any other brush or weeds which attain such large growth as to become, when dry, a fire menace to adjacent improved property.
- C. Weeds which are otherwise noxious or dangerous.
- D. Poison oak and poison ivy when the conditions of growth are such as to constitute a menace to the public health.
- E. Dry grass, stubble, brush, litter, or other flammable material which endangers the public safety by creating a fire hazard in a portion of the City which has been zoned for single and multiple residence purposes.

National City Municipal Code 1.36.010 Public Nuisance Defined

"Public Nuisance" means any condition defined or declared to be a public nuisance in any section of this code, and/or and condition caused, maintained or permitted to exist which constitutes a threat to the public's health, safety and welfare or which significantly obstructs, injures or interferes with the reasonable of free use of property in a neighborhood, community or to any considerable number of persons. A public nuisance also has the same meaning as set forth in California Civil Code Section 3479.

National City Municipal Code 1.36.060 Abatement-- Appeal-- Hearing

Within ten (10) days from the date of posting, mailing or personal service of the required notice, the owner or person occupying or controlling such lot or premises affected may appeal to the City Council. Such appeal shall be in writing and shall be filed with the City Clerk.

If you should have any questions, please feel free to call this number: 1-866-779-3774

Si usted tiene alguna pregunta, por favor llame al numero: 1-866-779-3774

Sa anumang katanungan, tumawag lang po sa numerong ito: 1-866-779-3774

Sincerely yours in public safety,

notice. 1-866-779-3774 ext. 311 or <http://fireprevention.net>

**You have the right to appeal this matter to the City Council within ten (10) days of the receipt of this notice. The appeal shall be in writing and filed with the City Clerk. (NCMC 1.36.050)

***Fire Prevention Services, Inc. is under contract with the City of National City.

U.S. Postal Service™
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

NATIONAL CITY, CA 91950

OFFICIAL USE

Certified Mail Fee \$3.50

\$		\$2.80
Extra Services & Fees (check box, add fee as appropriate)		
<input type="checkbox"/>	Return Receipt (hardcopy)	\$0.00
<input type="checkbox"/>	Return Receipt (electronic)	\$0.00
<input type="checkbox"/>	Certified Mail Restricted Delivery	\$0.00
<input type="checkbox"/>	Adult Signature Required	\$0.00
<input type="checkbox"/>	Adult Signature Restricted Delivery	\$

Postage \$0.55

\$
Total P~~c~~ 557 280 08 00

\$
Sent To Strapp William
Street a 2016 E 10th St
City, St~~e~~ National City 16A 919

City, St~~e~~



Fire Prevention Services

P. O. Box 1720
El Cajon, CA 92022-1720



7016 1370 0002 4459 0988

**IMPORTANT
WEED & HAZARD
ABATEMENT NOTICE
INSIDE**



1000



91950

U.S. POSTAGE PAID
FCM LETTER
EL CAJON, CA
92020
JUL 10, 19
AMOUNT

\$6.85

R2303S103281-36

NU
7.16.19

NOTICE 08.06.19
NOTICE

Owner: Strapp William Parcel Number: 557 280 08
Address: 2016 E 10th St Date: 7/10/2019 Parcel Number: 557 280 08
National City, CA 91950

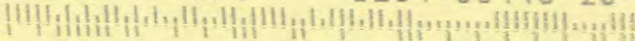
Location of Public Nuisance: 2016 E 10th St
Actions for Abatement: **Please clear the entire property of all weed**

NIXIE 910 DE 1 0008/04/19

RETURN TO SENDER
UNCLAIMED
UNABLE TO FORWARD

UNC
92022172020 161

BC: 92022172020 *2104-06440-10-39





NOTICE TO
ABATE
PUBLIC
NUISANCE

KEEP OUT

07/09/19 Re-Inspection



07/09/19 Re-Inspection

A photograph showing a field of tall, dry, yellowish-brown grass. In the background, there is a utility pole with some white material wrapped around it, and dense green foliage. The scene is brightly lit, suggesting a sunny day.

07/09/19 Re-Inspection



07/09/19 Re-Inspection



07/09/19 Re-Inspection



07/23/19 Final Inspection



07/23/19 Final Inspection



07/23/19 Final Inspection



07/23/19 Final Inspection



07/23/19 Final Inspection



07/23/19 Final Inspection



07/23/19 Final Inspection



07/30/19 Inspection



07/30/19 Inspection



07/30/19 Inspection



07/30/19 Inspection

177



07/30/19 Inspection

178

282 of 890

CITY OF NATIONAL CITY FIRE DEPARTMENT

1243 National City Blvd.: NATIONAL CITY, CA. 91950-4596

WORK ORDER AUTHORIZATION

Authorization # 6689

Owner: Strapp William
Address: 2016 E 10th St
National City, CA 91950

Parcel #557 280 08 00 Job location:2016 E 10th St

Authorized by: R. SAEW

Signature: 

Date: 7-30-19

WHEN SIGNED THIS DOCUMENT ALLOWS RIGHT OF PASSAGE ONTO PRIVATE PROPERTY FOR THE PURPOSE OF FIRE VIOLATION / PUBLIC NUISANCE REDUCTION OR REMOVAL.

METHOD OF CLEARING

Entire Parcel Fire Break

Hand Cutting: _____ sq. ft. Removal: _____ cu. yds.

Tractor Mowing: _____ sq. ft. Discing: _____ sq. ft.

CREW INFORMATION

Crew

Date

Type: _____

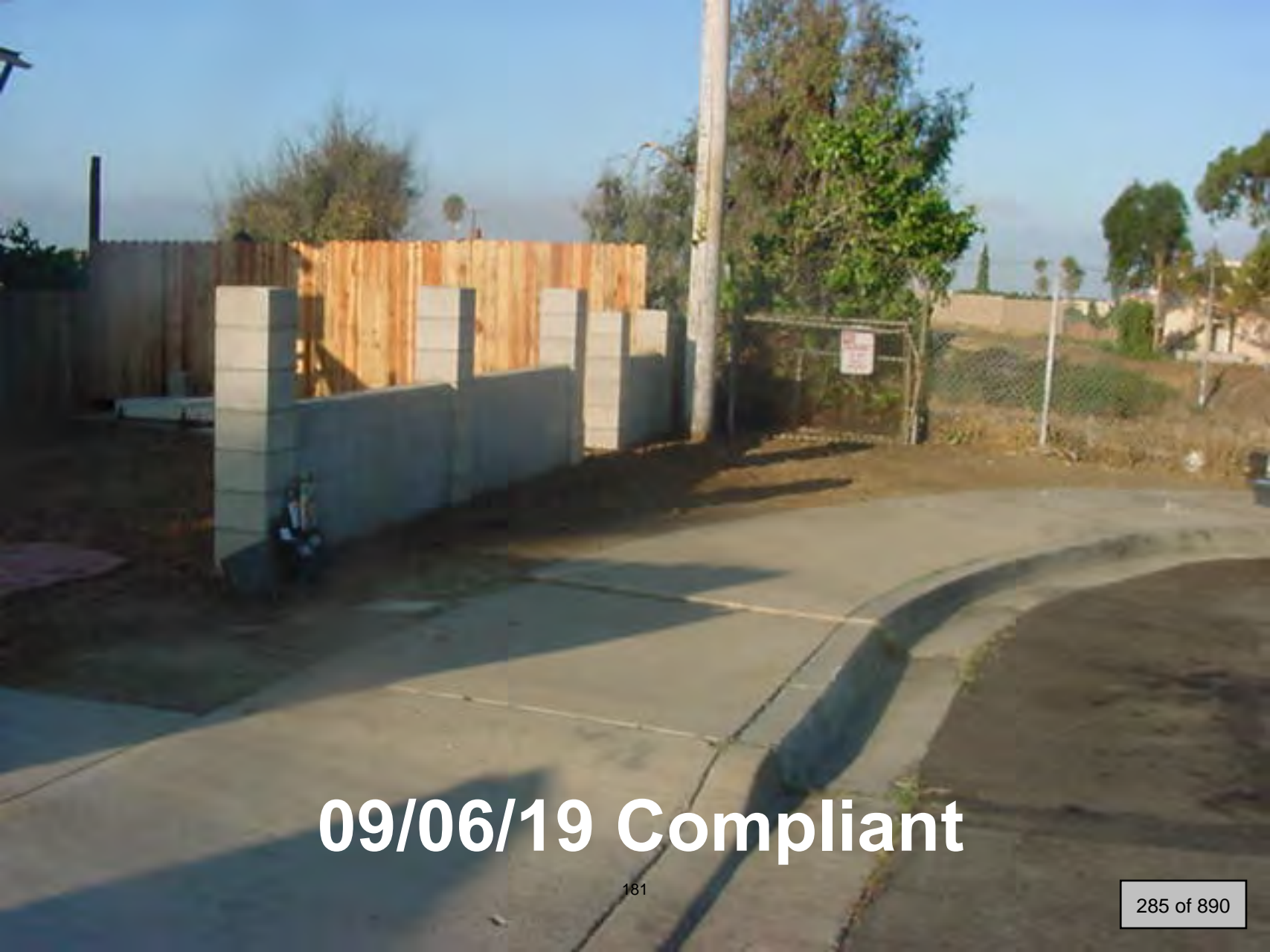
Type: _____

Type: _____

Type: _____

*BIN FOR
ADMIN FEE*

Notes: Please clear the entire property of all weeds, dead vegetation, trash, debris and arundo. All piles of dead vegetation and debris must be removed from the property. (Please maintain any and all grasses below 3 inches year round)



09/06/19 Compliant



09/06/19 Compliant

182

Fire Prevention Services, Inc.

P.O. Box 1720 : El Cajon, CA 92022-1720

(619) 562-1058 : fax (619) 445-6336

<http://fireprevention.net>

ADMINISTRATIVE BILL

9/9/2019

Strapp William
2016 E 10th St
National City, CA 91950

COPY

Parcel # 557 280 08 00
Location: 2016 E 10th St

Dear Strapp William,

Fire Prevention Services has been contracted by the City of National City to help reduce potential fire violations thus improving the safety of its citizens.

Your property was re-inspected on 7/23/2019 and found to still be in violation of the National City Municipal Code Chapter 1.36. As stated in the notice, if the violation is not corrected prior to the deadline you will be charged an administrative fee.

A final inspection was performed on the above referenced parcel, as of 9/6/2019 this parcel is in compliance with the National City Municipal Code Chapter 1.36.

Due to the abatement not being completed by the deadline, you are being charged the administrative fee. Thus far your bill is \$ 350 and if paid within fifteen (15) days of this notice no further costs will be incurred by you.

Please make check payable to F.P.S.I. and please include the File # 557 280 08 00 on the check.

If you have any questions please call us direct at **(619) 562-1058**.

Sincerely,

Fire Prevention Services, Inc.
rev.05/19/06

NATIONAL CITY SCHEDULE OF FEES

COPY

<u>Tractor Mowing</u>		quantity	sub total
A. per parcel, sized 1 to 7,500 square feet	\$250.00	_____	_____
B. per parcel, sized 7,501 to 15,000 square feet	\$325.00	_____	_____
C. per parcel, sized 15,001 square feet to 30,000 square feet	\$400.00	_____	_____
D. per parcel, sized 30,001 square feet to one acre	\$450.00	_____	_____
E. per square foot over one acre	\$00.02	_____ sq. ft.	_____

<u>Hand Labor</u>			
A. per square foot of area abated	\$0.10	_____ sq. Ft.	_____

<u>Dozer Operation</u>			
A. hourly rate	\$150.00	_____	_____
B. move-on fee	\$150.00	_____	_____

<u>Debris Remediation</u> (includes chipping, grinding, and/or shredding)			
A. per cubic yard of material prior to chipping, and or compacting	\$38.00	X _____ cu.yds =	_____
B. dump fees (reimbursement of cost)		_____	_____

<u>Administrative Fee</u> (failure to comply by deadline of notice)			
A. per parcel	\$350.00	1 _____	<u>\$350.00</u>

<u>Attorney Services</u>			
A. per parcel, per hour	\$200.00	_____	_____

<u>Assessment Fees</u> (includes preparing reports, attending hearings, etc.)			
A. cost confirmation fee, per parcel	\$275.00	_____	_____

<u>Miscellaneous Fees Per Parcel</u>			
A. special inspection fee	\$50.00	_____	_____
B. abatement lien	\$50.00	_____	_____
C. Interest on lien (apr)	10%	_____	_____
D. release of abatement lien	\$50.00	_____	_____
E. public notary	\$20.00	_____	_____
F. file duplication fee	\$50.00	_____	_____
G. unscheduled Labor per man hour	\$50.00	_____	_____
H. unscheduled fees (reimbursement of cost)		_____	_____

FILE # <u>6689</u>	APN # <u>557-280-08-00</u>	TOTAL	\$ <u>350.00</u>
--------------------	----------------------------	--------------	------------------

Fire Prevention Services, Inc.

P.O. Box 1720 : El Cajon, CA 92022-1720

(619) 562-1058 : fax (619) 445-6336

<http://fireprevention.net>

Final Bill

9/30/2019

Strapp William
2016 E 10th St
National City, CA 91950

Ref: Parcel # 557 280 08 00

-

Dear Strapp William,

This is a reminder of the letter we sent you on 9/9/2019 and we have not received payment in the amount of \$350.00

If we do not receive payment within 10 days we will be required to seek appropriate action to collect these monies.

This action may include filing an abatement lien on your property and forwarding this bill to our collection agency. Under state and local law, costs for such action will be added to your total amount. Please tender a check to us immediately to avoid any further action.

Make your check payable to **Fire Prevention Services, Inc.**, and include the Parcel # 557 280 08 00 on the check.

Should you need to discuss this matter you may contact us at **(619) 562-1058**.

Sincerely,

Fire Prevention Services, Inc.
rev.05/19/06

COPY

7 RECORDING REQUESTED BY
Fire Prevention Services, Inc.
PO Box 2012
Alpine, CA 91903-2012
(619) 562-1058 fax (619) 445-6336

DOC# 2019-0475128



Oct 22, 2019 08:32 AM
OFFICIAL RECORDS
Ernest J. Dronenburg, Jr.,
SAN DIEGO COUNTY RECORDER
FEES: \$0.00 (SB2 Atkins: \$0.00)

1P AND WHEN RECORDED MAIL TO
Fire Prevention Services, Inc.
PO Box 2012
Alpine, CA 91903-2012

PAGES: 1

NF

NOTICE OF ABATEMENT

TO THE CURRENT OWNER OF RECORD AND ANY FUTURE OWNERS/PURCHASERS OF THE HEREIN DESCRIBED PROPERTY

WHEREAS it was determined that a violation of Chapter 1.36 of the National City Municipal Code did exist, and

WHEREAS such violation was ordered abated on 7/30/2019, and

WHEREAS representatives of the National City Fire Department abated the violation(s) on 9/6/2019, and

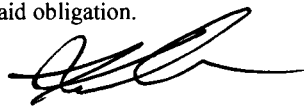
WHEREAS the charge for such abatement amounted to \$420.00;

THEREFORE be it known that an abatement obligation exists on the property regardless of owner until paid. The current owner of the property is Strapp William at 2016 E 10th St, National City, CA 91950 described as follows:

APN # 557 280 08 00
ADDRESS: 2016 E 10th St
LEGAL DESCRIPTION: Por Lot 1 1/4 Sec 129 Tr 166

This abatement obligation shall attach to the property, not the owner, and may not be extinguished by a tax sale under the California Revenue and Taxation Code Section 3712. After confirmation by the City Council shall become a special assessment on the property tax bill. If not paid pursuant to State Law and State Tax Lien Law, the property may be sold to satisfy that obligation. The amount of such claim shall be plus interest and other costs which may hereafter become due. This filing does not preclude the filing of legal action for collection. Should such actions be required or determined to be appropriate, reasonable legal fees will be incurred and added to said obligation.

DATED: October 15, 2019

BY: 
Ken Osborn, Fire Prevention Services, Inc.,
Designee for National City Fire Department

Certificate Of Acknowledgement

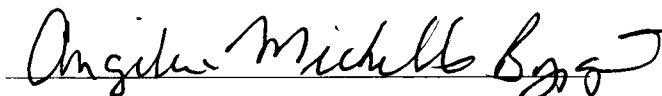
A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document, to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

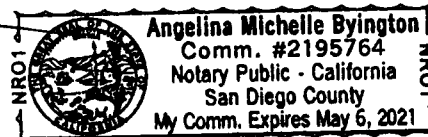
State of California)
County of San Diego)

On October 15, 2019 before me, Angelina Michelle Byington, Notary Public, personally appeared Ken Osborn, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.





(Seal)

SUMMARY REPORT FOR APN 557-280-09-00

07/31/19 Initial inspection was made, property was found to be in violation.

08/01/19 Mailed 30 day courtesy notice to the owner.

08/26/19 Courtesy notice returned "attempted not known".

08/27/19 Verified ownership information with County of San Diego.

09/04/19 Re-inspection was made, property was found to be in violation.

09/04/19 Posted property.

09/05/19 Mailed 10 day final notice to the owner, certified mail.

09/16/19 Final inspection was made, property was found to be in violation.

09/19/19 Verified ownership information with County of San Diego.

09/24/19 Work order authorization signed by District Official.

09/30/19 F.P.S.I. crews attempted to abate the property and found compliant.

10/01/19 The owner was mailed an Administrative bill at the contracted rates.

10/16/19 The owner was mailed a final bill.

10/29/19 A Notice of Abatement was filed on the property.

05/21/19 The list of Fixed Charge Special Assessments [EXHIBIT "A"] and the City Clerk's "NOTICE OF PUBLIC CONFIRMATION OF COSTS HEARING" was served upon the property owner by means of Regular Mail, Certified Mail and Posting upon the property.

CITY OF NATIONAL CITY FIRE DEPARTMENT

1243 National City Blvd.: NATIONAL CITY, CA. 91950-4596

NOTICE TO ABATE PUBLIC NUISANCE

Owner: Asone Properties Lp; Mark Mendez Mireya
Address: 710 Edgewater Dr #E
Chula Vista, CA 91913

Parcel Number: 557 280 09 00

COPY

Location of Public Nuisance: 2044 E 10th St

Instructions for Abatement: **Please clear the entire property of all weeds, dead vegetation, trash, debris and arundo. All piles of dead vegetation and debris must be removed from the property. (Please maintain any and all grasses below 3 inches year round)**

You are hereby directed to abate the public nuisance described above, of which you are the occupant or owner, **within thirty (30) days of 8/1/2019**. **Your failure to comply with this order will result in the City having your property cleaned by the City's contractor at **your** expense (per National City Municipal Code Chapter 1.36). A \$350.00 administrative fee will be charged in addition to the contractor's fees to clean the property (per Resolution number 94-97). Violations are also subject to prosecution as misdemeanors.

Guidelines For The Abatement of Flammable Vegetation

For the protection of life and property, remove all brush, flammable vegetation, or combustible growth which is located from thirty (30) feet to one hundred (100) feet from such a building or structure or to the property line, whichever is nearer, or as required by the Fire Department, including the maintenance of grass and other vegetation more than thirty (30) feet from such building or structure. Cuttings are to be removed from the property and disposed of properly. Vegetation is to be cut within two (2) inches of the ground.

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- B. When the Fire Chief or his/her designee deems any chimney, smokestack, stove, oven, incinerator, furnace or other heating device, electric fixture or any appurtenance thereto, or anything regulated under a nationally recognized standard in or upon any building, structure or premises not specifically mentioned in the Uniform Fire Code, to be defective or unsafe so as to create a hazard.
- C. When the Fire Chief or his/her designee finds any condition which in his/her judgment increases or may cause an increase of the hazard or menace of fire to a greater degree than customarily recognized as normal by persons in the public service regularly engaged in preventing, suppressing or extinguishing fire or any thing or act which may obstruct, delay, hinder or interfere with the operations of the fire department or the egress of occupants in the event of fire.

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- A. Weeds which bear seeds of a downy or wingy nature.
- B. Sagebrush, chaparral, and any other brush or weeds which attain such large growth as to become, when dry, a fire menace to adjacent improved property.
- C. Weeds which are otherwise noxious or dangerous.
- D. Poison oak and poison ivy when the conditions of growth are such as to constitute a menace to the public health.
- E. Dry grass, stubble, brush, litter, or other flammable material which endangers the public safety by creating a fire hazard in a portion of the City which has been zoned for single and multiple residence purposes.

National City Municipal Code 1.36.010 Public Nuisance Defined

"Public Nuisance" means any condition defined or declared to be a public nuisance in any section of this code, and/or and condition caused, maintained or permitted to exist which constitutes a threat to the public's health, safety and welfare or which significantly obstructs, injures or interferes with the reasonable of free use of property in a neighborhood, community or to any considerable number of persons. A public nuisance also has the same meaning as set forth in California Civil Code Section 3479.

National City Municipal Code 1.36.060 Abatement-- Appeal-- Hearing

Within ten (10) days from the date of posting, mailing or personal service of the required notice, the owner or person occupying or controlling such lot or premises affected may appeal to the City Council. Such appeal shall be in writing and shall be filed with the City Clerk.

If you should have any questions, please feel free to call this number: 1-866-779-3774
Si usted tiene alguna pregunta, por favor llame al numero: 1-866-779-3774
Sa anumang katanungan, tumawag lang po sa numerong ito: 1-866-779-3774

Sincerely yours in public safety,

1-866-779-3774 ext. 311 or <http://fireprevention.net>

Fire Prevention Services***

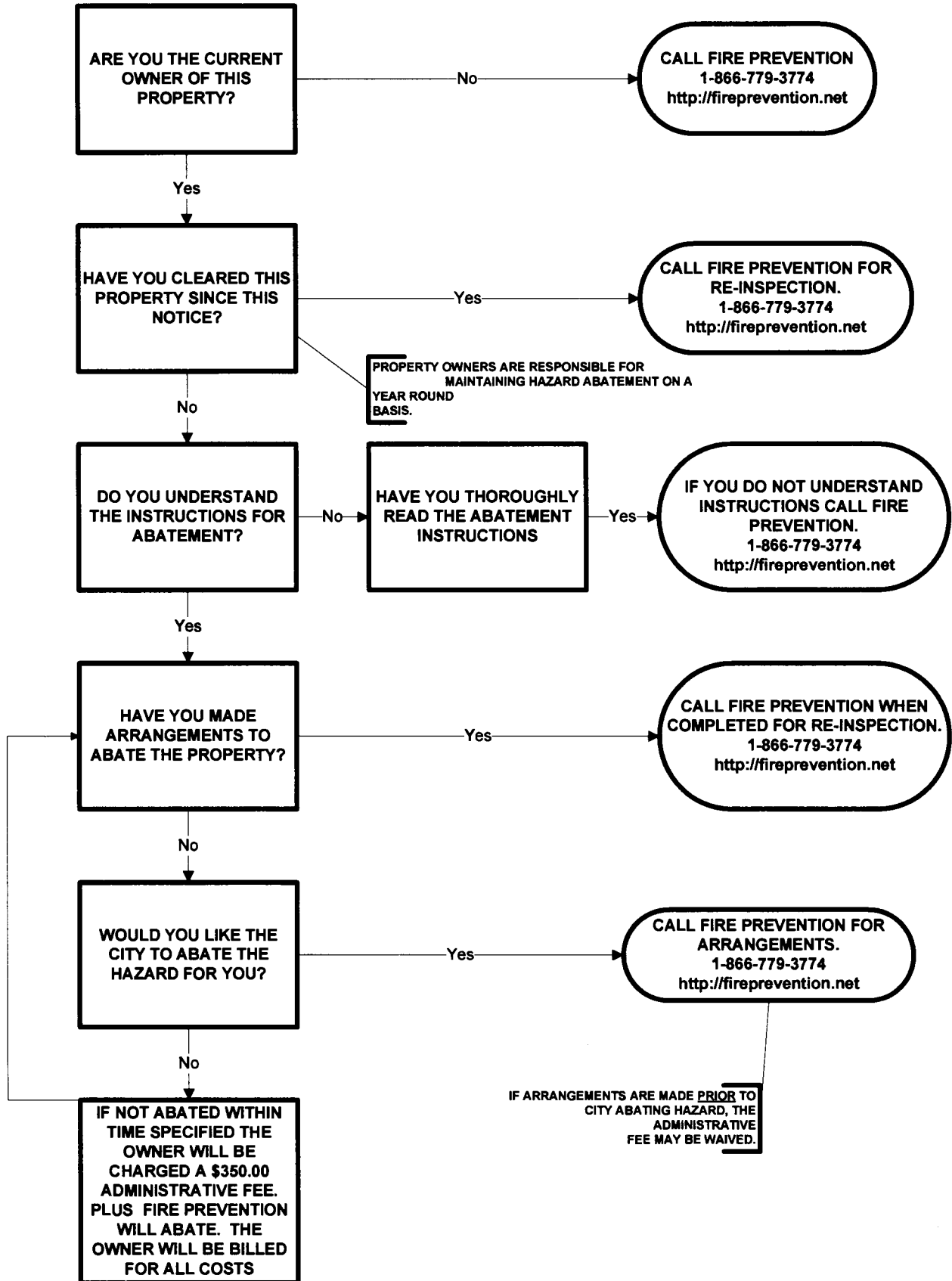
**You have the right to appeal this matter to the City Council within ten (10) days of the receipt of this notice.

The appeal shall be in writing and filed with the City Clerk. (NCMC 1.36.050)

***Fire Prevention Services, 188 is under contract with the City of National City.

NATIONAL CITY FIRE DEPARTMENT

COMMON QUESTIONS AND ANSWERS



333 E. 16th Street : National City, CA : 91950-4596

CITY OF NATIONAL CITY

SCHEDULE OF FEES

1.	<u>Tractor Mowing</u>	
	A. per parcel, sized 1 to 7,500 square feet	\$250.00
	B. per parcel, sized 7,501 to 15,000 square feet	\$325.00
	C. per parcel, sized 15,001 square feet to 30,000 square feet	\$400.00
	D. per parcel, sized 30,001 square feet to one acre	\$450.00
	E. Per square foot over one acre	\$ 00.02
2.	<u>Hand Labor</u>	
	A. per square foot of area abated	\$ 00.10
3.	<u>Dozer Operation</u>	
	A. hourly rate	\$150.00
	B. move-on fee	\$150.00
4.	<u>Debris Remediation</u> (includes chipping, grinding, and/or shredding)	
	A. per cubic yard of material prior to chipping, and or compacting	\$ 38.00
	B. dump fees	(reimbursement of cost)
5.	<u>Administrative Fee</u> (failure to comply with final notice)	
	A. per parcel	\$350.00
6.	<u>Attorney Services</u>	
	A. per parcel, per hour	\$200.00
7.	<u>Assessment Fees</u> (includes preparing reports, attending hearings, etc.)	
	A. Cost confirmations fee, per parcel	\$275.00
8.	<u>Miscellaneous Fees</u>	
	A. special inspection fee	\$ 50.00
	B. abatement lien	\$ 50.00
	C. Interest on lien (apr)	10%
	D. release of abatement lien	\$ 50.00
	E. public notary	\$ 20.00
	F. File duplication fee	\$ 50.00
	G. Unscheduled Labor per man hour	\$ 50.00
	H. unscheduled fees	(reimbursement of cost)

CITY OF NATIONAL CITY FIRE DEPARTMENT

1243 National City Blvd : NATIONAL CITY, CA. 91950-4596

FINAL NOTICE TO ABATE PUBLIC NUISANCE

Owner: Asone Properties Lp; Mark Mendez Mireya
Address: 710 Edgewater Dr #E Date: 9/5/2019
Chula Vista, CA 91913

Parcel Number: 557 280 09 00

COPY

Location of Public Nuisance: 2044 E 10th St

Instructions for Abatement: **Please clear the entire property of all weeds, dead vegetation, trash, debris and arundo. All piles of dead vegetation and debris must be removed from the property. (Please maintain any and all grasses below 3 inches year round)**

You are hereby directed to abate the public nuisance described above, of which you are the occupant or owner, **within ten (10) days of 9/5/2019**. **Your failure to comply with this order will result in you being charged the administrative fee and the City having your property cleaned by the City's contractor at **your** expense (per National City Municipal Code Chapter 1.36). A \$350.00 administrative fee will be charged in addition to the contractor's fees to clean the property (per Resolution number 94-97). Violations are also subject to prosecution as misdemeanors.

Guidelines For The Abatement of Flammable Vegetation

For the protection of life and property, remove all brush, flammable vegetation, or combustible growth which is located from thirty (30) feet to one hundred (100) feet from such a building or structure or to the property line, whichever is nearer, or as required by the Fire Department, including the maintenance of grass and other vegetation more than thirty (30) from such building or structure. Cuttings are to be removed from the property and disposed of properly. Vegetation is to be cut within two (2) inches of the ground.

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If you have previously received a notice from the California Department of Fish and Game or the U.S. Fish and Wildlife Services that rare, threatened or endangered species of fish or wildlife have occurred on your property in the areas identified for fuel break clearance, YOU MUST NOTIFY BOTH AGENCIES AND THE NATIONAL CITY FIRE DEPARTMENT IN WRITING AT LEAST TEN (10) DAYS PRIOR TO BEGINNING VEGETATION CLEARING. IF THESE AGENCIES FAIL TO OBJECT OR NOTIFY YOU OF ANY ALTERNATIVE PROCEDURES WITHIN THOSE TEN (10) DAYS, YOU MAY THEN PROCEED TO CLEAR VEGETATION AS DIRECTED BY THIS NOTICE. Failure to provide notification to these agencies may render you liable under Federal or State Law to penalties.

National City Municipal Code 9.12.010 Public Nuisance Declared--In General

Any of the following conditions are hereby declared to constitute a public nuisance:

- A. When the Fire Chief or his/her designee determines that there exists in any building or on any premises combustible, hazardous or explosive materials or dangerous accumulations of rubbish; or unnecessary accumulations of wastepaper, boxes, shavings, or any highly flammable materials which are so situated as to endanger life or property; or finds obstructions to or on fire escapes, stairs, passageways, doors or windows that reasonably tend to interfere with the operations of the fire department or the egress of the occupants of such building of premises; or finds that the effectiveness of any exit door, attic separation or any fire separation wall is reduced; or finds that any provision of the Uniform Fire Code is being violated.
- B. When the Fire Chief or his/her designee deems any chimney, smokestack, stove, oven, incinerator, furnace or other heating device, electric fixture or any appurtenance thereto, or anything regulated under a nationally recognized standard in or upon any building, structure or premises not specifically mentioned in the Uniform Fire Code, to be defective or unsafe so as to create a hazard.
- C. When the Fire Chief or his/her designee finds any condition which in his/her judgment increases or may cause an increase of the hazard or menace of fire to a greater degree than customarily recognized as normal by persons in the public service regularly engaged in preventing, suppressing or extinguishing fire or any thing or act which may obstruct, delay, hinder or interfere with the operations of the fire department or the egress of occupants in the event of fire.

National City Municipal Code 9.12.020 Public Nuisance Declared--Weeds and Other Flammable Materials

All weeds, growing or located upon streets, sidewalks or private property are hereby declared to be a public nuisance. For the purposes of this chapter, "weeds" shall include the following:

- A. Weeds which bear seeds of a downy or wingy nature.
- B. Sagebrush, chaparral, and any other brush or weeds which attain such large growth as to become, when dry, a fire menace to adjacent improved property.
- C. Weeds which are otherwise noxious or dangerous.
- D. Poison oak and poison ivy when the conditions of growth are such as to constitute a menace to the public health.
- E. Dry grass, stubble, brush, litter, or other flammable material which endangers the public safety by creating a fire hazard in a portion of the City which has been zoned for single and multiple residence purposes.

National City Municipal Code 1.36.010 Public Nuisance Defined

"Public Nuisance" means any condition defined or declared to be a public nuisance in any section of this code, and/or and condition caused, maintained or permitted to exist which constitutes a threat to the public's health, safety and welfare or which significantly obstructs, injures or interferes with the reasonable of free use of property in a neighborhood, community or to any considerable number of persons. A public nuisance also has the same meaning as set forth in California Civil Code Section 3479.

National City Municipal Code 1.36.060 Abatement-- Appeal-- Hearing

Within ten (10) days from the date of posting, mailing or personal service of the required notice, the owner or person occupying or controlling such lot or premises affected may appeal to the City Council. Such appeal shall be in writing and shall be filed with the City Clerk.

If you should have any questions, please feel free to call this number: 1-866-779-3774

Si usted tiene alguna pregunta, por favor llame al numero: 1-866-779-3774

Sa anumang katanungan, tumawag lang po sa numerong ito: 1-866-779-3774

Sincerely yours in public safety,

notice. 1-866-779-3774 ext. 311 or <http://fireprevention.net>

**You have the right to appeal this matter to the City Council within ten (10) days of the receipt of this

The appeal shall be in writing and filed with the City Clerk. (NCMC 1.36.050)

***Fire Prevention Services, Inc. is under contract with the City of National City.

Fire Prevention Services***
rev. 03/27/06, 04/24/06, 06/21/06

U.S. Postal Service™
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

CHULA VISTA, CA 91913

OFFICIAL USE

Certified Mail Fee	\$3.50
\$	
Extra Services & Fees (check box, add fee as appropriate)	\$2.80
<input type="checkbox"/> Return Receipt (hardcopy)	\$0.00
<input type="checkbox"/> Return Receipt (electronic)	\$0.00
<input type="checkbox"/> Certified Mail Restricted Delivery	\$0.00
<input type="checkbox"/> Adult Signature Required	\$0.00
<input type="checkbox"/> Adult Signature Restricted Delivery	\$0.00

Postage	\$0.55
\$	
Total P	\$4.35
\$	

557 280 09 00

Sent To: Asone Properties Lp; Mark Mendez Mir
Street: 710 Edgewater Dr #E
City, S: Chula Vista CA 91913



296 of 890

7018 2290 0000 3631 8103 E0T8 T89 0000 0620 9T02

Fire Prevention Services

P. O. Box 1720
El Cajon, CA 92022-1720

SAN DIEGO CA 920

01 AUG 2019 PM 5 L



**IMPORTANT
WEED & HAZARD
ABATEMENT NOTICE
INSIDE**

Owner: Azone Properties Lp
Address: 710 Edgewater Dr
Chula Vista, CA 91913

Parcel Number: 557 28

Date: 8/1/2019

Location of Public Nuisance: 2044 E 10th St

Instructions for Abatement: Please clear the entire property of all weeds

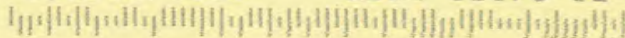
FWD 193

919131093040020

NIXIE 911 FE 1 0008/20/19

RETURN TO SENDER
ATTEMPTED - NOT KNOWN
UNABLE TO FORWARD

BC: 92022172020 *1504-02676-01-33



NOTICE TO
ABATE
PUBLIC
NUISANCE

09/04/19 Re-Inspection

NOTICE TO
ABATE
PUBLIC
NUISANCE

09/04/19 Re-Inspection



09/04/19 Re-Inspection



09/04/19 Re-Inspection



09/04/19 Re-Inspection



09/04/19 Re-Inspection



09/04/19 Re-Inspection



09/04/19 Re-Inspection



09/16/19 Final Inspection



09/16/19 Final Inspection



09/16/19 Final Inspection



09/16/19 Final Inspection



09/16/19 Final Inspection



09/16/19 Final Inspection



09/24/19 Inspection



09/24/19 Inspection



09/24/19 Inspection



09/24/19 Inspection



09/24/19 Inspection



09/24/19 Inspection



09/24/19 Inspection

214

318 of 890

CITY OF NATIONAL CITY FIRE DEPARTMENT

1243 National City Blvd.: NATIONAL CITY, CA. 91950-4596

WORK ORDER AUTHORIZATION

Authorization # 6904

Owner: Astone Properties Lp; Mark Mendez Mireya
Address: 710 Edgewater Dr #E
Chula Vista, CA 91913

Parcel #557 280 09 00 Job location: 2044 E 10th St

Authorized by: R. Drew

Signature: [Signature]

Date: 9-24-19

WHEN SIGNED THIS DOCUMENT ALLOWS RIGHT OF PASSAGE ONTO PRIVATE PROPERTY FOR THE PURPOSE OF FIRE VIOLATION / PUBLIC NUISANCE REDUCTION OR REMOVAL.

METHOD OF CLEARING

Entire Parcel Fire Break

Hand Cutting: _____ sq. ft. Removal: _____ cu. yds.

Tractor Mowing: _____ sq. ft. Discing: _____ sq. ft.

CREW INFORMATION

Crew

Date

Type: _____

Type: _____

Type: _____

Type: _____

Notes: Please clear the entire property of all weeds, dead vegetation, trash, debris and arundo. All piles of dead vegetation and debris must be removed from the property. (Please maintain any and all grasses below 3 inches year round)

Fire Prevention Services, Inc.

P.O. Box 1720 : El Cajon, CA 92022-1720

(619) 562-1058 : fax (619) 445-6336

<http://fireprevention.net>

ADMINISTRATIVE BILL

COPY

10/1/2019

Azone Properties Lp;Mark Mendez Mireya
710 Edgewater Dr #E
Chula Vista, CA 91913

Parcel # 557 280 09 00
Location: 2044 E 10th St
-

Dear Azone Properties Lp;Mark Mendez Mireya,

Fire Prevention Services has been contracted by the City of National City to help reduce potential fire violations thus improving the safety of its citizens.

Your property was re-inspected on 9/16/2019 and found to still be in violation of the National City Municipal Code Chapter 1.36. As stated in the notice, if the violation is not corrected prior to the deadline you will be charged an administrative fee.

A final inspection was performed on the above referenced parcel, as of 9/30/2019 this parcel is in compliance with the National City Municipal Code Chapter 1.36.

Due to the abatement not being completed by the deadline, you are being charged the administrative fee. Thus far your bill is \$ 350 and if paid within fifteen (15) days of this notice no further costs will be incurred by you.

Please make check payable to F.P.S.I. and please include the File # 557 280 09 00 on the check.

If you have any questions please call us direct at **(619) 562-1058**.

Sincerely,

Fire Prevention Services, Inc.
rev.05/19/06

NATIONAL CITY SCHEDULE OF FEES

COPY

Tractor Mowing

		quantity	sub total
A. per parcel, sized 1 to 7,500 square feet	\$250.00	_____	_____
B. per parcel, sized 7,501 to 15,000 square feet	\$325.00	_____	_____
C. per parcel, sized 15,001 square feet to 30,000 square feet	\$400.00	_____	_____
D. per parcel, sized 30,001 square feet to one acre	\$450.00	_____	_____
E. per square foot over one acre	\$00.02	_____ sq. ft.	_____

Hand Labor

A. per square foot of area abated	\$0.10	_____ sq. Ft.	_____
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Dozer Operation

A. hourly rate	\$150.00	_____	_____
B. move-on fee	\$150.00	_____	_____

Debris Remediation (includes chipping, grinding, and/or shredding)

A. per cubic yard of material prior to chipping, and or compacting	\$38.00	X	_____ cu.yds =	_____
B. dump fees			_____	_____
			(reimbursement of cost)	

Administrative Fee (failure to comply by deadline of notice)

A. per parcel	\$350.00	1	\$350.00
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Attorney Services

A. per parcel, per hour	\$200.00	_____	_____
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Assessment Fees (includes preparing reports, attending hearings, etc.)

A. cost confirmation fee, per parcel	\$275.00	_____	_____
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Miscellaneous Fees Per Parcel

A. special inspection fee	\$50.00	_____	_____
B. abatement lien	\$50.00	_____	_____
C. Interest on lien (apr)	10%	_____	_____
D. release of abatement lien	\$50.00	_____	_____
E. public notary	\$20.00	_____	_____
F. file duplication fee	\$50.00	_____	_____
G. unscheduled Labor per man hour	\$50.00	_____	_____
H. unscheduled fees			_____
			(reimbursement of cost)

FILE # 6904 APN # 557-280-09-00 **TOTAL** \$ 350.00

Fire Prevention Services, Inc.

P.O. Box 1720 : El Cajon, CA 92022-1720

(619) 562-1058 : fax (619) 445-6336

<http://fireprevention.net>

Final Bill

10/16/2019

Asone Properties Lp;Mark Mendez Mireya
710 Edgewater Dr #E
Chula Vista, CA 91913

COPY

Ref: Parcel # 557 280 09 00

-

Dear Asone Properties Lp;Mark Mendez Mireya,

This is a reminder of the letter we sent you on 10/1/2019 and we have not received payment in the amount of \$350.00

If we do not receive payment within 10 days we will be required to seek appropriate action to collect these monies.

This action may include filing an abatement lien on your property and forwarding this bill to our collection agency. Under state and local law, costs for such action will be added to your total amount. Please tender a check to us immediately to avoid any further action.

Make your check payable to **Fire Prevention Services, Inc.**, and include the Parcel # 557 280 09 00 on the check.

Should you need to discuss this matter you may contact us at **(619) 562-1058**.

Sincerely,

Fire Prevention Services, Inc.
rev.05/19/06

5 RECORDING REQUESTED BY
Fire Prevention Services, Inc.
PO Box 2012
Alpine, CA 91903-2012
(619) 562-1058 fax (619) 445-6336

DOC# 2019-0500014



Nov 01, 2019 09:26 AM
OFFICIAL RECORDS
Ernest J. Dronenburg, Jr.,
SAN DIEGO COUNTY RECORDER
FEES: \$0.00 (SB2 Atkins: \$0.00)

1P AND WHEN RECORDED MAIL TO
Fire Prevention Services, Inc.
PO Box 2012
Alpine, CA 91903-2012

PAGES: 1

NF

**NOTICE OF ABATEMENT
TO THE CURRENT OWNER OF RECORD AND ANY FUTURE OWNERS/PURCHASERS OF THE
HEREIN DESCRIBED PROPERTY**

WHEREAS it was determined that a violation of Chapter 1.36 of the National City Municipal Code did exist, and

WHEREAS such violation was ordered abated on 9/24/2019, and

WHEREAS representatives of the National City Fire Department abated the violation(s) on 9/30/2019, and


WHEREAS the charge for such abatement amounted to \$420.00;

THEREFORE be it known that an abatement obligation exists on the property regardless of owner until paid. The current owner of the property is Asone Properties Lp;Mark Mendez Mireya at 710 Edgewater Dr #E, Chula Vista, CA 91913 described as follows:

APN # 557 280 09 00
ADDRESS: 2044 E 10th St
LEGAL DESCRIPTION: Por Lot 1 1/4 Sec 129 Tr 166

This abatement obligation shall attach to the property, not the owner, and may not be extinguished by a tax sale under the California Revenue and Taxation Code Section 3712. After confirmation by the City Council shall become a special assessment on the property tax bill. If not paid pursuant to State Law and State Tax Lien Law, the property may be sold to satisfy that obligation. The amount of such claim shall be plus interest and other costs which may hereafter become due. This filing does not preclude the filing of legal action for collection. Should such actions be required or determined to be appropriate, reasonable legal fees will be incurred and added to said obligation.

DATED: October 29, 2019

BY: 
Ken Osborn, Fire Prevention Services, Inc.,
Designee for National City Fire Department

Certificate Of Acknowledgement

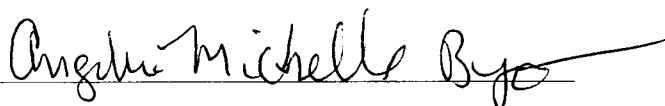
A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document, to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California)
County of San Diego)

On October 29, 2019 before me, Angelina Michelle Byington, Notary Public, personally appeared Ken Osborn, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.





(Seal)

CITY OF NATIONAL CITY FIRE DEPARTMENT

1243 National City Blvd.: NATIONAL CITY, CA. 91950-4596

WORK ORDER AUTHORIZATION

Authorization # 6904

Owner: Ason Properties Lp;Mark Mendez Mireya
Address: 710 Edgewater Dr #E
Chula Vista, CA 91913

Parcel #557 280 09 00 Job location:2044 E 10th St

Authorized by: R. Drew

Signature: [Signature]

Date: 9-24-19

WHEN SIGNED THIS DOCUMENT ALLOWS RIGHT OF PASSAGE ONTO PRIVATE PROPERTY FOR THE PURPOSE OF FIRE VIOLATION / PUBLIC NUISANCE REDUCTION OR REMOVAL.

METHOD OF CLEARING

Entire Parcel Fire Break

Hand Cutting: _____ sq. ft. Removal: _____ cu. yds.

Tractor Mowing: _____ sq. ft. Discing: _____ sq. ft.

CREW INFORMATION

Crew

Date

Type: _____

Type: _____

Type: _____

Type: _____

Notes: Please clear the entire property of all weeds, dead vegetation, trash, debris and arundo. All piles of dead vegetation and debris must be removed from the property. (Please maintain any and all grasses below 3 inches year round)

SUMMARY REPORT FOR APN 557-380-40-00

06/24/19 Initial inspection was made, property was found to be in violation.

07/15/19 Mailed 30 day courtesy notice to the owner.

08/20/19 Re-inspection was made, property was found to be in violation.

08/20/19 Posted property.

08/20/19 Mailed 10 day final notice to the owner, certified mail.

08/26/19 Received signed certified return receipt.

09/03/19 Final inspection was made, property was found to be in violation.

09/05/19 Verified ownership information with County of San Diego.

09/10/19 Work order authorization signed by District Official.

11/13/19 FPSI crew attempted to abate and found property compliant.

11/20/19 The owner was mailed an Administrative bill at the contracted rates.

12/17/19 The owner was mailed a final bill.

01/13/20 A Notice of Abatement was filed on the property.

05/21/20 The list of Fixed Charge Special Assessments [EXHIBIT "A"] and the City Clerk's "NOTICE OF PUBLIC CONFIRMATION OF COSTS HEARING" was served upon the property owner by means of Regular Mail, Certified Mail and Posting upon the property.

CITY OF NATIONAL CITY FIRE DEPARTMENT

1243 National City Blvd.: NATIONAL CITY, CA. 91950-4596

NOTICE TO ABATE PUBLIC NUISANCE

Owner: Grove Plaza
Address: 6480 Weathers Pl #225
San Diego, CA 92121

Parcel Number: 557 380 40 00
Date: 7/15/2019

COPY

Location of Public Nuisance: 2240 E Plaza Blvd

Instructions for Abatement: Please clear the entire property of all weeds, dead vegetation, trash, debris and arundo. All piles of dead vegetation and debris must be removed from the property. (Please maintain any and all grasses below 3 inches year round)

You are hereby directed to abate the public nuisance described above, of which you are the occupant or owner, **within thirty (30) days of 7/15/2019**. **Your failure to comply with this order will result in the City having your property cleaned by the City's contractor at your expense (per National City Municipal Code Chapter 1.36). A \$350.00 administrative fee will be charged in addition to the contractor's fees to clean the property (per Resolution number 94-97). Violations are also subject to prosecution as misdemeanors.

Guidelines For The Abatement of Flammable Vegetation

For the protection of life and property, remove all brush, flammable vegetation, or combustible growth which is located from thirty (30) feet to one hundred (100) feet from such a building or structure or to the property line, whichever is nearer, or as required by the Fire Department, including the maintenance of grass and other vegetation more than thirty (30) feet from such building or structure. Cuttings are to be removed from the property and disposed of properly. Vegetation is to be cut within two (2) inches of the ground.

"NOTICE REGARDING RARE, THREATENED OR ENDANGERED SPECIES"

If you have previously received a notice from the California Department of Fish and Game or the U.S. Fish and Wildlife Services that rare, threatened or endangered species of fish or wildlife have occurred on your property in the areas identified for fuel break clearance, YOU MUST NOTIFY BOTH AGENCIES AND THE NATIONAL CITY FIRE DEPARTMENT IN WRITING AT LEAST TEN (10) DAYS PRIOR TO BEGINNING VEGETATION CLEARING. IF THESE AGENCIES FAIL TO OBJECT OR NOTIFY YOU OF ANY ALTERNATIVE PROCEDURES WITHIN THOSE TEN (10) DAYS, YOU MAY THEN PROCEED TO CLEAR VEGETATION AS DIRECTED BY THIS NOTICE. Failure to provide notification to these agencies may render you liable under Federal or State Law to penalties.

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B. When the Fire Chief or his/her designee deems any chimney, smokestack, stove, oven, incinerator, furnace or other heating device, electric fixture or any appurtenance thereto, or anything regulated under a nationally recognized standard in or upon any building, structure or premises not specifically mentioned in the Uniform Fire Code, to be defective or unsafe so as to create a hazard.

C. When the Fire Chief or his/her designee finds any condition which in his/her judgment increases or may cause an increase of the hazard or menace of fire to a greater degree than customarily recognized as normal by persons in the public service regularly engaged in preventing, suppressing or extinguishing fire or any thing or act which may obstruct, delay, hinder or interfere with the operations of the fire department or the egress of occupants in the event of fire.

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- D. Poison oak and poison ivy when the conditions of growth are such as to constitute a menace to the public health.
- E. Dry grass, stubble, brush, litter, or other flammable material which endangers the public safety by creating a fire hazard in a portion of the City which has been zoned for single and multiple residence purposes.

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National City Municipal Code 1.36.060 Abatement-- Appeal-- Hearing

Within ten (10) days from the date of posting, mailing or personal service of the required notice, the owner or person occupying or controlling such lot or premises affected may appeal to the City Council. Such appeal shall be in writing and shall be filed with the City Clerk.

If you should have any questions, please feel free to call this number: 1-866-779-3774

Si usted tiene alguna pregunta, por favor llame al numero: 1-866-779-3774

Sa anumang katanungan, tumawag lang po sa numerong ito: 1-866-779-3774

Sincerely yours in public safety,

1-866-779-3774 ext. 311 or <http://fireprevention.net>

Fire Prevention Services***

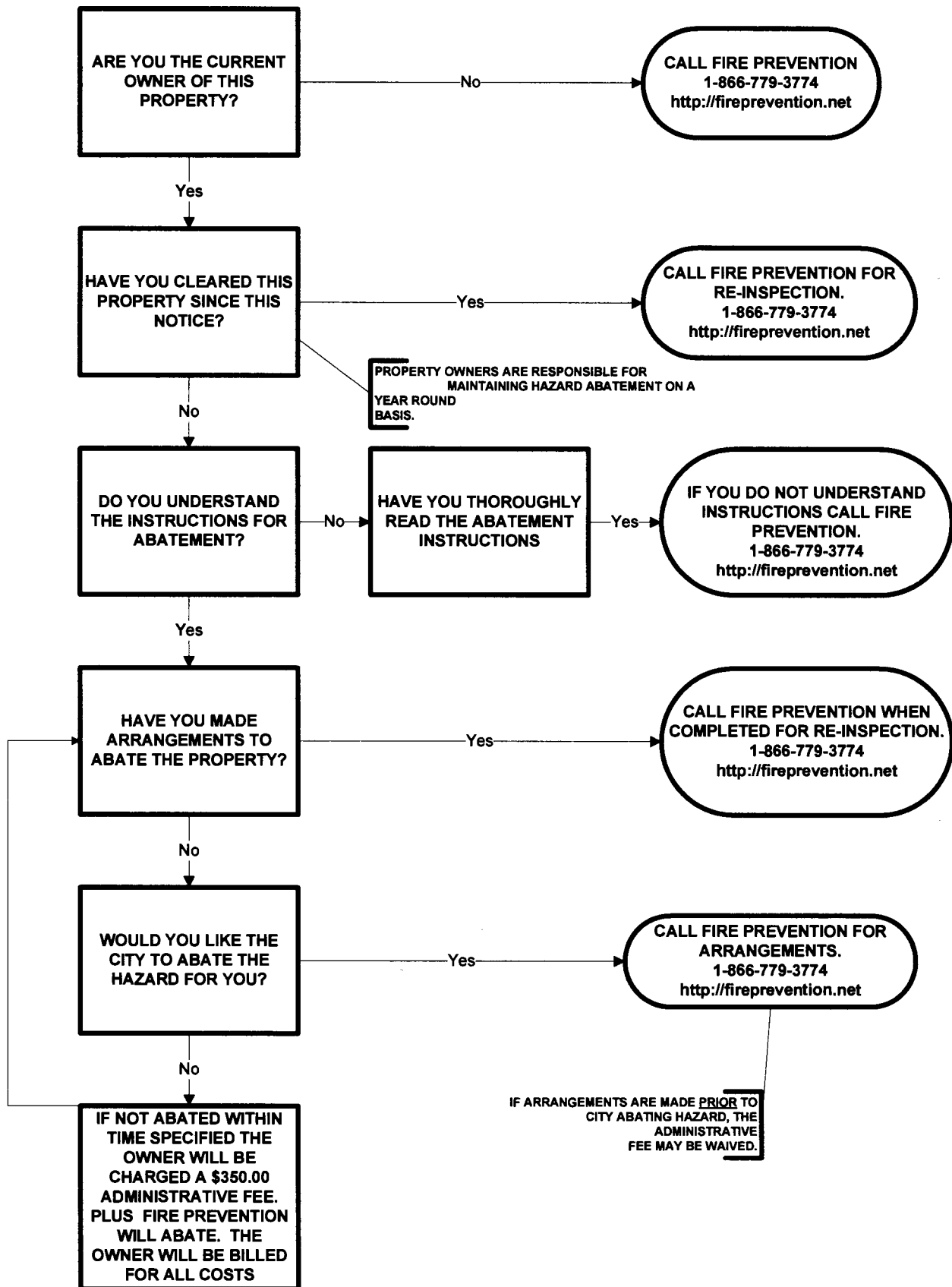
**You have the right to appeal this matter to the City Council within ten (10) days of the receipt of this notice.

The appeal shall be in writing and filed with the City Clerk. (NMC 1.36.050)

***Fire Prevention Services, 223 is under contract with the City of National City.

NATIONAL CITY FIRE DEPARTMENT

COMMON QUESTIONS AND ANSWERS



CITY OF NATIONAL CITY

SCHEDULE OF FEES

1.	<u>Tractor Mowing</u>	
	A. per parcel, sized 1 to 7,500 square feet	\$250.00
	B. per parcel, sized 7,501 to 15,000 square feet	\$325.00
	C. per parcel, sized 15,001 square feet to 30,000 square feet	\$400.00
	D. per parcel, sized 30,001 square feet to one acre	\$450.00
	E. Per square foot over one acre	\$ 00.02
2.	<u>Hand Labor</u>	
	A. per square foot of area abated	\$ 00.10
3.	<u>Dozer Operation</u>	
	A. hourly rate	\$150.00
	B. move-on fee	\$150.00
4.	<u>Debris Remediation</u> (includes chipping, grinding, and/or shredding)	
	A. per cubic yard of material prior to chipping, and or compacting	\$ 38.00
	B. dump fees	(reimbursement of cost)
5.	<u>Administrative Fee</u> (failure to comply with final notice)	
	A. per parcel	\$350.00
6.	<u>Attorney Services</u>	
	A. per parcel, per hour	\$200.00
7.	<u>Assessment Fees</u> (includes preparing reports, attending hearings, etc.)	
	A. Cost confirmations fee, per parcel	\$275.00
8.	<u>Miscellaneous Fees</u>	
	A. special inspection fee	\$ 50.00
	B. abatement lien	\$ 50.00
	C. Interest on lien (apr)	10%
	D. release of abatement lien	\$ 50.00
	E. public notary	\$ 20.00
	F. File duplication fee	\$ 50.00
	G. Unscheduled Labor per man hour	\$ 50.00
	H. unscheduled fees	(reimbursement of cost)

CITY OF NATIONAL CITY FIRE DEPARTMENT

1243 National City Blvd : NATIONAL CITY, CA. 91950-4596

FINAL NOTICE TO ABATE PUBLIC NUISANCE

Owner: Grove Plaza
Address: 6480 Weathers Pl #225
San Diego, CA 92121

Parcel Number: 557 380 40 00
Date: 8/20/2019

COPY

Location of Public Nuisance: 2240 E Plaza Blvd

Instructions for Abatement: **Please clear the entire property of all weeds, dead vegetation, trash, debris and arundo. All piles of dead vegetation and debris must be removed from the property. (Please maintain any and all grasses below 3 inches year round)**

You are hereby directed to abate the public nuisance described above, of which you are the occupant or owner, **within ten (10) days of 8/20/2019**. **Your failure to comply with this order will result in you being charged the administrative fee and the City having your property cleaned by the City's contractor at **your** expense (per National City Municipal Code Chapter 1.36). A \$350.00 administrative fee will be charged in addition to the contractor's fees to clean the property (per Resolution number 94-97). Violations are also subject to prosecution as misdemeanors.

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For the protection of life and property, remove all brush, flammable vegetation, or combustible growth which is located from thirty (30) feet to one hundred (100) feet from such a building or structure or to the property line, whichever is nearer, or as required by the Fire Department, including the maintenance of grass and other vegetation more than thirty (30) feet from such building or structure. Cuttings are to be removed from the property and disposed of properly. Vegetation is to be cut within two (2) inches of the ground.

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National City Municipal Code 9.12.010 Public Nuisance Declared--In General

Any of the following conditions are hereby declared to constitute a public nuisance:

- A. When the Fire Chief or his/her designee determines that there exists in any building or on any premises combustible, hazardous or explosive materials or dangerous accumulations of rubbish; or unnecessary accumulations of wastepaper, boxes, shavings, or any highly flammable materials which are so situated as to endanger life or property; or finds obstructions to or on fire escapes, stairs, passageways, doors or windows that reasonably tend to interfere with the operations of the fire department or the egress of the occupants of such building of premises; or finds that the effectiveness of any exit door, attic separation or any fire separation wall is reduced; or finds that any provision of the Uniform Fire Code is being violated.
- B. When the Fire Chief or his/her designee deems any chimney, smokestack, stove, oven, incinerator, furnace or other heating device, electric fixture or any appurtenance thereto, or anything regulated under a nationally recognized standard in or upon any building, structure or premises not specifically mentioned in the Uniform Fire Code, to be defective or unsafe so as to create a hazard.
- C. When the Fire Chief or his/her designee finds any condition which in his/her judgment increases or may cause an increase of the hazard or menace of fire to a greater degree that customarily recognized as normal by persons in the public service regularly engaged in preventing, suppressing or extinguishing fire or any thing or act which may obstruct, delay, hinder or interfere with the operations of the fire department or the egress of occupants in the event of fire.

National City Municipal Code 9.12.020 Public Nuisance Declared--Weeds and Other Flammable Materials

All weeds, growing or located upon streets, sidewalks or private property are hereby declared to be a public nuisance. For the purposes of this chapter, "weeds" shall include the following:

- A. Weeds which bear seeds of a downy or wingy nature.
- B. Sagebrush, chaparral, and any other brush or weeds which attain such large growth as to become, when dry, a fire menace to adjacent improved property.
- C. Weeds which are otherwise noxious or dangerous.
- D. Poison oak and poison ivy when the conditions of growth are such as to constitute a menace the the public health.
- E. Dry grass, stubble, brush, litter, or other flammable material which endangers the public safety by creating a fire hazard in a portion of the City which has been zoned for single and multiple residence purposes.

National City Municipal Code 1.36.010 Public Nuisance Defined

"Public Nuisance" means any condition defined or declared to be a public nuisance in any section of this code, and/or and condition caused, maintained or permitted to exist which constitutes a threat to the public's health, safety and welfare or which significantly obstructs, injures or interferes with the reasonable of free use of property in a neighborhood, community or to any considerable number of persons. A public nuisance also has the same meaning as set forth in California Civil Code Section 3479.

National City Municipal Code 1.36.060 Abatement-- Appeal-- Hearing

Within ten (10) days from the date of posting, mailing or personal service of the required notice, the owner or person occupying or controlling such lot or premises affected may appeal to the City Council. Such appeal shall be in writing and shall be filed with the City Clerk.

If you should have any questions, please feel free to call this number: 1-866-779-3774

Si usted tiene alguna pregunta, por favor llame al numero: 1-866-779-3774

Sa anumang katanungan, tumawag lang po sa numerong ito: 1-866-779-3774

Sincerely yours in public safety,

notice. 1-866-779-3774 ext. 311 or <http://fireprevention.net>

**You have the right to appeal this matter to the City Council within ten (10) days of the receipt of this notice. The appeal shall be in writing and filed with the City Clerk. (NCMC 1.36.050)

***Fire Prevention Services, Inc. is under contract with the City of National City.

Fire Prevention Services***
rev. 03/27/06, 04/24/06, 06/21/06

U.S. Postal Service™
CERTIFIED MAIL® RECEIPT

Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

SAN DIEGO, CA 92121

OFFICIAL USE

Certified Mail Fee \$3.50

\$ 2.80

Extra Services & Fees (check box, add fee as appropriate)

Return Receipt (hardcopy) \$ 0.00

Return Receipt (electronic) \$ 0.00

Certified Mail Restricted Delivery \$ 0.00

Adult Signature Required \$ 0.00

Adult Signature Restricted Delivery \$

Postage \$0.55

\$ Total Postage 557 380 40 00

\$ Sent To Grove Plaza
6480 Weathers Pl #225
Street and Apt San Diego 227 CA

City, State, Zip



08/20/2019
NC

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

557 380 40 00 NC
 Grove Plaza
 6480 Weathers PI #225
 San Diego CA 92121



9590 9402 4723 8344 8600 21

7018 0360 0001 8874 0728

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

- Agent
 Addressee

B. Received by (Printed Name)

C. Date of Delivery

Stephanie Smith 8-22-19


D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type

- | | |
|--|--|
| <input type="checkbox"/> Adult Signature | <input type="checkbox"/> Priority Mail Express® |
| <input type="checkbox"/> Adult Signature Restricted Delivery | <input type="checkbox"/> Registered Mail™ |
| <input type="checkbox"/> Certified Mail® | <input type="checkbox"/> Registered Mail Restricted Delivery |
| <input type="checkbox"/> Certified Mail Restricted Delivery | <input type="checkbox"/> Return Receipt for Merchandise |
| <input type="checkbox"/> Collect on Delivery | <input type="checkbox"/> Signature Confirmation™ |
| <input type="checkbox"/> Collect on Delivery Restricted Delivery | <input type="checkbox"/> |

(over \$500)

332 of 890



NOTICE TO
ABATE
PUBLIC
NUISANCE

08/19/19 Re-Inspection

BARBERSHOP

Locations Nationwide
1-800-WE'RE HERE

RAC *Rent-A-Center*

2240



08/19/19 Re-Inspection



08/19/19 Re-Inspection



08/19/19 Re-Inspection

232

336 of 890



08/19/19 Re-Inspection



08/19/19 Re-Inspection



08/19/19 Re-Inspection



08/19/19 Re-Inspection



08/19/19 Re-Inspection



08/19/19 Re-Inspection

238

342 of 890



09/03/19 Final Inspection



09/03/19 Final Inspection



09/03/19 Final Inspection

241

345 of 890



09/03/19 Final Inspection



09/03/19 Final Inspection



09/03/19 Final Inspection



09/03/19 Final Inspection

CITY OF NATIONAL CITY FIRE DEPARTMENT

1243 National City Blvd.: NATIONAL CITY, CA. 91950-4596

WORK ORDER AUTHORIZATION

Authorization # 6862

Owner: Grove Plaza
Address: 6480 Weathers Pl #225
San Diego, CA 92121

Parcel #557 380 40 00 Job location:2240 E Plaza Blvd

Authorized by: R. Sacw

Signature: Om

Date: 9-10-19

WHEN SIGNED THIS DOCUMENT ALLOWS RIGHT OF PASSAGE ONTO PRIVATE PROPERTY FOR THE PURPOSE OF FIRE VIOLATION / PUBLIC NUISANCE REDUCTION OR REMOVAL.

METHOD OF CLEARING

Entire Parcel Fire Break

Hand Cutting: _____ sq. ft. Removal: _____ cu. yds.

Tractor Mowing: _____ sq. ft. Discing: _____ sq. ft.

CREW INFORMATION

Crew

Date

Type: _____

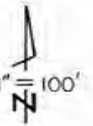
Type: _____

Type: _____

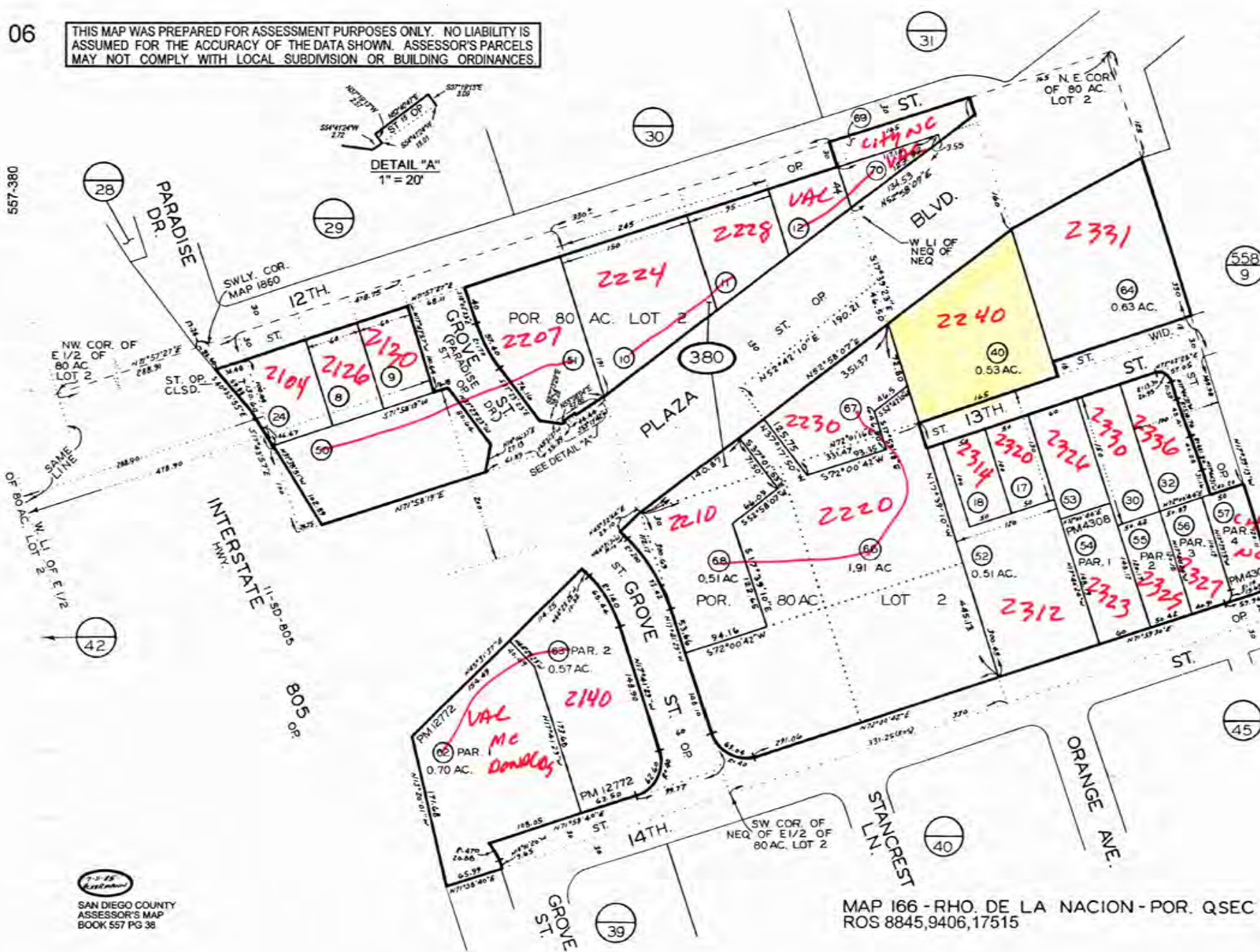
Type: _____

Notes: Please clear the entire property of all weeds, dead vegetation, trash, debris and arundo. All piles of dead vegetation and debris must be removed from the property. (Please maintain any and all grasses below 3 inches year round)

THIS MAP WAS PREPARED FOR ASSESSMENT PURPOSES ONLY. NO LIABILITY IS ASSUMED FOR THE ACCURACY OF THE DATA SHOWN. ASSESSOR'S PARCELS MAY NOT COMPLY WITH LOCAL SUBDIVISION OR BUILDING ORDINANCES.



557-380



11/19/2010 ACR

BLK	OLD	NEW	YR	CUT
380	32	32	84	4830
	59	62	84	2828
	14	68	86	5507
	26	68	86	1401
	60	65	87	1078
	65	66	87	2255
	24	57	89	5821
	12	58	90	5000
		64	92	1580
	39	64	92	1348
	51	51	11	4878

7-11-18
SAN DIEGO COUNTY
ASSESSOR'S MAP
BOOK 557 PG 38

MAP 166 - RHO. DE LA NACION - POR. QSEC 129
ROS 8845,9406,17515



11/13/19 Compliance



11/13/19 Compliance

Fire Prevention Services, Inc.

P.O. Box 1720 : El Cajon, CA 92022-1720

(619) 562-1058 : fax (619) 445-6336

<http://fireprevention.net>

ADMINISTRATIVE BILL

11/20/2019

Grove Plaza
6480 Weathers Pl #225
San Diego, CA 92121

Parcel # 557 380 40 00
Location: 2240 E Plaza Blvd

COPY

Dear Grove Plaza,

Fire Prevention Services has been contracted by the City of National City to help reduce potential fire violations thus improving the safety of its citizens.

Your property was re-inspected on 9/3/2019 and found to still be in violation of the National City Municipal Code Chapter 1.36. As stated in the notice, if the violation is not corrected prior to the deadline you will be charged an administrative fee.

A final inspection was performed on the above referenced parcel, as of this parcel is in compliance with the National City Municipal Code Chapter 1.36.

Due to the abatement not being completed by the deadline, you are being charged the administrative fee. Thus far your bill is \$ 350 and if paid within fifteen (15) days of this notice no further costs will be incurred by you.

Please make check payable to F.P.S.I. and please include the File # 557 380 40 00 on the check.

If you have any questions please call us direct at **(619) 562-1058**.

Sincerely,

Fire Prevention Services, Inc.
rev.05/19/06

NATIONAL CITY SCHEDULE OF FEES

<u>Tractor Mowing</u>		quantity	sub total
A. per parcel, sized 1 to 7,500 square feet	\$250.00	_____	_____
B. per parcel, sized 7,501 to 15,000 square feet	\$325.00	_____	_____
C. per parcel, sized 15,001 square feet to 30,000 square feet	\$400.00	_____	_____
D. per parcel, sized 30,001 square feet to one acre	\$450.00	_____	_____
E. per square foot over one acre	\$00.02	_____ sq. ft.	_____

<u>Hand Labor</u>		_____ sq. Ft.	_____
A. per square foot of area abated	\$0.10	_____	_____

<u>Dozer Operation</u>		_____	_____
A. hourly rate	\$150.00	_____	_____
B. move-on fee	\$150.00	_____	_____

<u>Debris Remediation</u> (includes chipping, grinding, and/or shredding)		_____ cu.yds = _____	_____
A. per cubic yard of material prior to chipping, and or compacting	\$38.00 X	_____	_____
B. dump fees (reimbursement of cost)		_____	_____

<u>Administrative Fee</u> (failure to comply by deadline of notice)		1 _____	\$350.00
A. per parcel	\$350.00	_____	_____

<u>Attorney Services</u>		_____	_____
A. per parcel, per hour	\$200.00	_____	_____

<u>Assessment Fees</u> (includes preparing reports, attending hearings, etc.)		_____	_____
A. cost confirmation fee, per parcel	\$275.00	_____	_____

<u>Miscellaneous Fees Per Parcel</u>		_____	_____
A. special inspection fee	\$50.00	_____	_____
B. abatement lien	\$50.00	_____	_____
C. Interest on lien (apr)	10%	_____	_____
D. release of abatement lien	\$50.00	_____	_____
E. public notary	\$20.00	_____	_____
F. file duplication fee	\$50.00	_____	_____
G. unscheduled Labor per man hour	\$50.00	_____	_____
H. unscheduled fees (reimbursement of cost)		_____	_____

FILE # 6862 APN # 557-380-40-00 **TOTAL** \$ 350.00

COPY

Fire Prevention Services, Inc.

P.O. Box 1720 : El Cajon, CA 92022-1720

(619) 562-1058 : fax (619) 445-6336

<http://fireprevention.net>

Final Bill

12/17/2019

Grove Plaza
6480 Weathers Pl #225
San Diego, CA 92121

Ref: Parcel # 557 380 40 00

COPY

Dear Grove Plaza,

This is a reminder of the letter we sent you on 11/20/2019 and we have not received payment in the amount of \$350.00

If we do not receive payment within 10 days we will be required to seek appropriate action to collect these monies.

This action may include filing an abatement lien on your property and forwarding this bill to our collection agency. Under state and local law, costs for such action will be added to your total amount. Please tender a check to us immediately to avoid any further action.

Make your check payable to **Fire Prevention Services, Inc.**, and include the Parcel # 557 380 40 00 on the check.

Should you need to discuss this matter you may contact us at **(619) 562-1058**.

Sincerely,

Fire Prevention Services, Inc.
rev.05/19/06

4

RECORDING REQUESTED BY
Fire Prevention Services, Inc.
PO Box 1720
El Cajon, CA 92022-1720
(619) 562-1058 fax (619) 445-6336

DOC# 2020-0035255



Jan 23, 2020 08:51 AM
OFFICIAL RECORDS
Ernest J. Dronenburg, Jr.,
SAN DIEGO COUNTY RECORDER
FEES: \$0.00 (SB2 Atkins: \$0.00)

76

AND WHEN RECORDED MAIL TO
Fire Prevention Services, Inc.
PO Box 1720
El Cajon, CA 92022-1720

PAGES: 1

NF

NOTICE OF ABATEMENT
TO THE CURRENT OWNER OF RECORD AND ANY FUTURE OWNERS/PURCHASERS OF THE
HEREIN DESCRIBED PROPERTY

WHEREAS it was determined that a violation of Chapter 1.36 of the National City Municipal Code did exist, and

WHEREAS such violation was ordered abated on 9/10/2019, and

WHEREAS representatives of the National City Fire Department abated the violation(s) on 11/13/2019, and


WHEREAS the charge for such abatement amounted to \$420.00;

THEREFORE be it known that an abatement obligation exists on the property regardless of owner until paid. The current owner of the property is Grove Plaza at 6480 Weathers Pl #225, San Diego, CA 92121 described as follows:

APN # 557 380 40 00
ADDRESS: 2240 E Plaza Blvd
LEGAL DESCRIPTION: 0.53 Ac M/L In Lot 2 Qsec 129 Tr166

This abatement obligation shall attach to the property, not the owner, and may not be extinguished by a tax sale under the California Revenue and Taxation Code Section 3712. After confirmation by the City Council shall become a special assessment on the property tax bill. If not paid pursuant to State Law and State Tax Lien Law, the property may be sold to satisfy that obligation. The amount of such claim shall be plus interest and other costs which may hereafter become due. This filing does not preclude the filing of legal action for collection. Should such actions be required or determined to be appropriate, reasonable legal fees will be incurred and added to said obligation.

DATED: January 13, 2020

BY: 
Ken Osborn, Fire Prevention Services, Inc.,
Designee for National City Fire Department

Certificate Of Acknowledgement

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document, to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

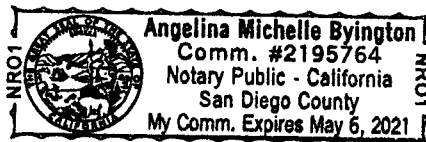
State of California)
County of San Diego)

On January 13, 2020 before me, Angelina Michelle Byington, Notary Public, personally appeared Ken Osborn, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.





(Seal)

SUMMARY REPORT FOR APN 557-430-30-00

07/31/19 Initial inspection was made, property was found to be in violation.

08/12/19 Mailed 30 day courtesy notice to the owner.

09/16/19 Re-inspection was made, property was found to be in violation.

09/16/19 Posted property.

09/17/19 Mailed 10 day final notice to the owner, certified mail.

09/23/19 Received signed certified return receipt.

09/30/19 Final inspection was made, property was found to be in violation.

10/03/19 Verified ownership information with County of San Diego.

10/09/19 Work order authorization signed by District Official for Admin Fee.

10/17/19 The owner was mailed an Administrative bill at the contracted rates.

11/13/19 The owner was mailed a final bill.

12/03/19 A Notice of Abatement was filed on the property.

05/21/20 The list of Fixed Charge Special Assessments [EXHIBIT "A"] and the City Clerk's "NOTICE OF PUBLIC CONFIRMATION OF COSTS HEARING" was served upon the property owner by means of Regular Mail, Certified Mail and Posting upon the property.

CITY OF NATIONAL CITY FIRE DEPARTMENT

1243 National City Blvd.: NATIONAL CITY, CA. 91950-4596

NOTICE TO ABATE PUBLIC NUISANCE

Owner: Elite Visions Holding Inc
Address: 660 Van Houten Ave
El Cajon, CA 92020

Parcel Number: 557 430 30 00

Date: 8/12/2019

COPY

Location of Public Nuisance: 1430 Sheryl Ln

Instructions for Abatement: **Please clear the entire property of all weeds, dead vegetation, trash, debris and arundo. All piles of dead vegetation and debris must be removed from the property. (Please maintain any and all grasses below 3 inches year round)**

You are hereby directed to abate the public nuisance described above, of which you are the occupant or owner, **within thirty (30) days of 8/12/2019**. **Your failure to comply with this order will result in the City having your property cleaned by the City's contractor at **your** expense (per National City Municipal Code Chapter 1.36). A \$350.00 administrative fee will be charged in addition to the contractor's fees to clean the property (per Resolution number 94-97). Violations are also subject to prosecution as misdemeanors.

Guidelines For The Abatement of Flammable Vegetation

For the protection of life and property, remove all brush, flammable vegetation, or combustible growth which is located from thirty (30) feet to one hundred (100) feet from such a building or structure or to the property line, whichever is nearer, or as required by the Fire Department, including the maintenance of grass and other vegetation more than thirty (30) from such building or structure. Cuttings are to be removed from the property and disposed of properly. Vegetation is to be cut within two (2) inches of the ground.

"NOTICE REGARDING RARE, THREATENED OR ENDANGERED SPECIES"

If you have previously received a notice from the California Department of Fish and Game or the U.S. Fish and Wildlife Services that rare, threatened or endangered species of fish or wildlife have occurred on your property in the areas identified for fuel break clearance, YOU MUST NOTIFY BOTH AGENCIES AND THE NATIONAL CITY FIRE DEPARTMENT IN WRITING AT LEAST TEN (10) DAYS PRIOR TO BEGINNING VEGETATION CLEARING. IF THESE AGENCIES FAIL TO OBJECT OR NOTIFY YOU OF ANY ALTERNATIVE PROCEDURES WITHIN THOSE TEN (10) DAYS, YOU MAY THEN PROCEED TO CLEAR VEGETATION AS DIRECTED BY THIS NOTICE. Failure to provide notification to these agencies may render you liable under Federal or State Law to penalties.

National City Municipal Code 9.12.010 Public Nuisance Declared--In General

Any of the following conditions are hereby declared to constitute a public nuisance:

- A. When the Fire Chief or his/her designee determines that there exists in any building or on any premises combustible, hazardous or explosive materials or dangerous accumulations of rubbish; or unnecessary accumulations of wastepaper, boxes, shavings, or any highly flammable materials which are so situated as to endanger life or property; or finds obstructions to or on fire escapes, stairs, passageways, doors or windows that reasonably tend to interfere with the operations of the fire department or the egress of the occupants of such building of premises; or finds that the effectiveness of any exit door, attic separation or any fire separation wall is reduced; or finds that any provision of the Uniform Fire Code is being violated.
- B. When the Fire Chief or his/her designee deems any chimney, smokestack, stove, oven, incinerator, furnace or other heating device, electric fixture or any appurtenance thereto, or anything regulated under a nationally recognized standard in or upon any building, structure or premises not specifically mentioned in the Uniform Fire Code, to be defective or unsafe so as to create a hazard.
- C. When the Fire Chief or his/her designee finds any condition which in his/her judgment increases or may cause an increase of the hazard or menace of fire to a greater degree than customarily recognized as normal by persons in the public service regularly engaged in preventing, suppressing or extinguishing fire or any thing or act which may obstruct, delay, hinder or interfere with the operations of the fire department or the egress of occupants in the event of fire.

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- B. Sagebrush, chaparral, and any other brush or weeds which attain such large growth as to become, when dry, a fire menace to adjacent improved property
- C. Weeds which are otherwise noxious or dangerous.
- D. Poison oak and poison ivy when the conditions of growth are such as to constitute a menace the the public health.
- E. Dry grass, stubble, brush, litter, or other flammable material which endangers the public safety by creating a fire hazard in a portion of the City which has been zoned for single and multiple residence purposes.

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"Public Nuisance" means any condition defined or declared to be a public nuisance in any section of this code, and/or and condition caused, maintained or permitted to exist which constitutes a threat to the public's health, safety and welfare or which significantly obstructs, injures or interferes with the reasonable of free use of property in a neighborhood, community or to any considerable number of persons. A public nuisance also has the same meaning as set forth in California Civil Code Section 3479.

National City Municipal Code 1.36.060 Abatement-- Appeal-- Hearing

Within ten (10) days from the date of posting, mailing or personal service of the required notice, the owner or person occupying or controlling such lot or premises affected may appeal to the City Council. Such appeal shall be in writing and shall be filed with the City Clerk.

If you should have any questions, please feel free to call this number: 1-866-779-3774

Si usted tiene alguna pregunta, por favor llame al numero: 1-866-779-3774

Sa anumang katanungan, tumawag lang po sa numerong ito: 1-866-779-3774

Sincerely yours in public safety,

1-866-779-3774 ext. 311 or <http://fireprevention.net>

Fire Prevention Services***

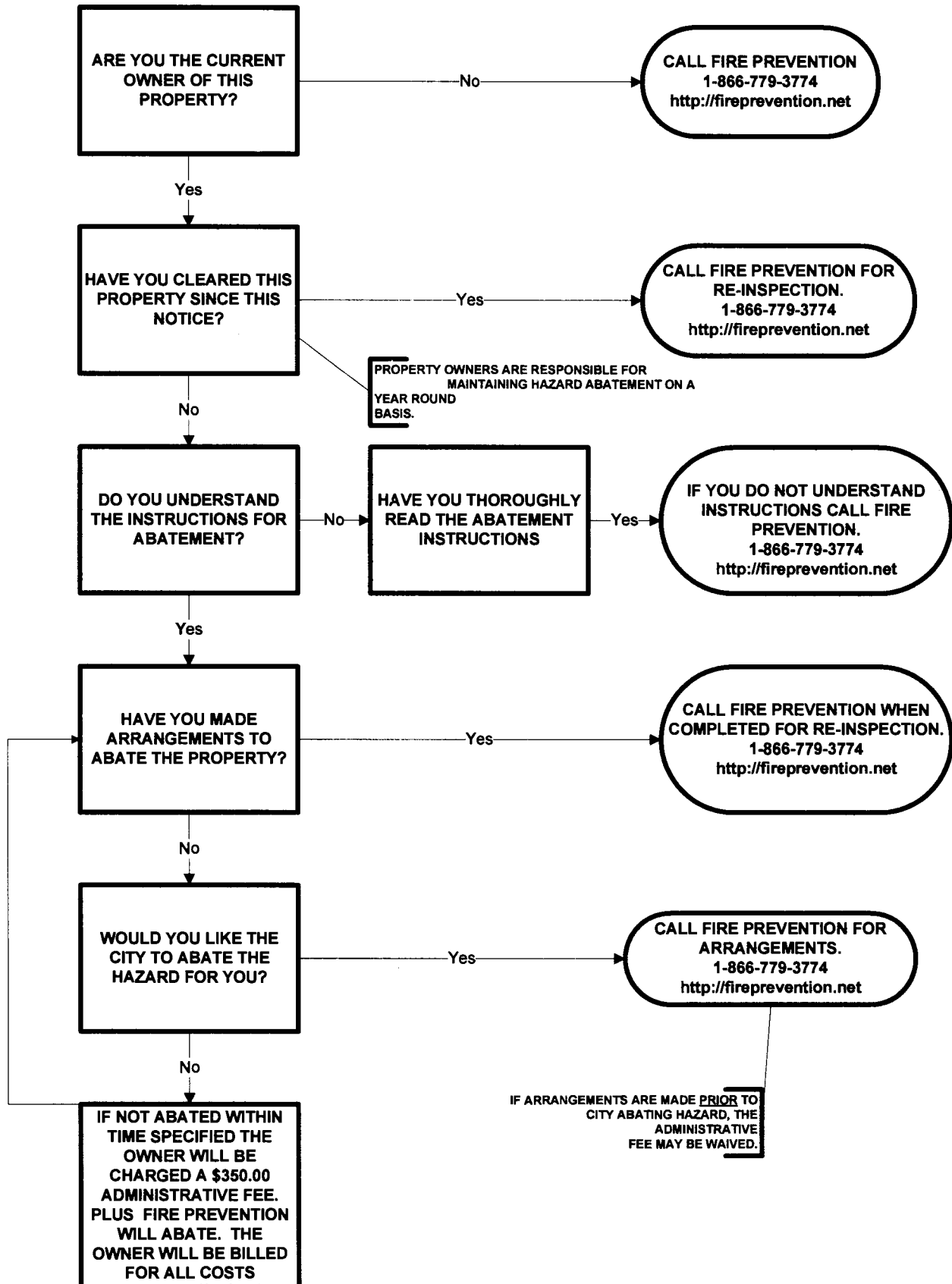
**You have the right to appeal this matter to the City Council within ten (10) days of the receipt of this notice.

The appeal shall be in writing and filed with the City Clerk. (NCMC 1.36.050)

***Fire Prevention Services, #255 is under contract with the City of National City.

NATIONAL CITY FIRE DEPARTMENT

COMMON QUESTIONS AND ANSWERS



CITY OF NATIONAL CITY

SCHEDULE OF FEES

1.	<u>Tractor Mowing</u>	
	A. per parcel, sized 1 to 7,500 square feet	\$250.00
	B. per parcel, sized 7,501 to 15,000 square feet	\$325.00
	C. per parcel, sized 15,001 square feet to 30,000 square feet	\$400.00
	D. per parcel, sized 30,001 square feet to one acre	\$450.00
	E. Per square foot over one acre	\$ 00.02
2.	<u>Hand Labor</u>	
	A. per square foot of area abated	\$ 00.10
3.	<u>Dozer Operation</u>	
	A. hourly rate	\$150.00
	B. move-on fee	\$150.00
4.	<u>Debris Remediation</u> (includes chipping, grinding, and/or shredding)	
	A. per cubic yard of material prior to chipping, and or compacting	\$ 38.00
	B. dump fees	(reimbursement of cost)
5.	<u>Administrative Fee</u> (failure to comply with final notice)	
	A. per parcel	\$350.00
6.	<u>Attorney Services</u>	
	A. per parcel, per hour	\$200.00
7.	<u>Assessment Fees</u> (includes preparing reports, attending hearings, etc.)	
	A. Cost confirmations fee, per parcel	\$275.00
8.	<u>Miscellaneous Fees</u>	
	A. special inspection fee	\$ 50.00
	B. abatement lien	\$ 50.00
	C. Interest on lien (apr)	10%
	D. release of abatement lien	\$ 50.00
	E. public notary	\$ 20.00
	F. File duplication fee	\$ 50.00
	G. Unscheduled Labor per man hour	\$ 50.00
	H. unscheduled fees	(reimbursement of cost)

CITY OF NATIONAL CITY FIRE DEPARTMENT

1243 National City Blvd : NATIONAL CITY, CA. 91950-4596

FINAL NOTICE TO ABATE PUBLIC NUISANCE

Owner: Elite Visions Holding Inc
Address: 660 Van Houten Ave
El Cajon, CA 92020

Parcel Number: 557 430 30 00

Date: 9/17/2019

COPY

Location of Public Nuisance: 1430 Sheryl Ln

Instructions for Abatement: Please clear the entire property of all weeds, dead vegetation, trash, debris and arundo. All piles of dead vegetation and debris must be removed from the property. (Please maintain any and all grasses below 3 inches year round)

You are hereby directed to abate the public nuisance described above, of which you are the occupant or owner, **within ten (10) days of 9/17/2019**. **Your failure to comply with this order will result in you being charged the administrative fee and the City having your property cleaned by the City's contractor at **your** expense (per National City Municipal Code Chapter 1.36). A \$350.00 administrative fee will be charged in addition to the contractor's fees to clean the property (per Resolution number 94-97). Violations are also subject to prosecution as misdemeanors.

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For the protection of life and property, remove all brush, flammable vegetation, or combustible growth which is located from thirty (30) feet to one hundred (100) feet from such a building or structure or to the property line, whichever is nearer, or as required by the Fire Department, including the maintenance of grass and other vegetation more than thirty (30) from such building or structure. Cuttings are to be removed from the property and disposed of properly. Vegetation is to be cut within two (2) inches of the ground.

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Any of the following conditions are hereby declared to constitute a public nuisance:

- A. When the Fire Chief or his/her designee determines that there exists in any building or on any premises combustible, hazardous or explosive materials or dangerous accumulations of rubbish; or unnecessary accumulations of wastepaper, boxes, shavings, or any highly flammable materials which are so situated as to endanger life or property; or finds obstructions to or on fire escapes, stairs, passageways, doors or windows that reasonably tend to interfere with the operations of the fire department or the egress of the occupants of such building of premises; or finds that the effectiveness of any exit door, attic separation or any fire separation wall is reduced; or finds that any provision of the Uniform Fire Code is being violated.
- B. When the Fire Chief or his/her designee deems any chimney, smokestack, stove, oven, incinerator, furnace or other heating device, electric fixture or any appurtenance thereto, or anything regulated under a nationally recognized standard in or upon any building, structure or premises not specifically mentioned in the Uniform Fire Code, to be defective or unsafe so as to create a hazard.
- C. When the Fire Chief or his/her designee finds any condition which in his/her judgment increases or may cause an increase of the hazard or menace of fire to a greater degree than customarily recognized as normal by persons in the public service regularly engaged in preventing, suppressing or extinguishing fire or any thing or act which may obstruct, delay, hinder or interfere with the operations of the fire department or the egress of occupants in the event of fire.

National City Municipal Code 9.12.020 Public Nuisance Declared--Weeds and Other Flammable Materials

All weeds, growing or located upon streets, sidewalks or private property are hereby declared to be a public nuisance. For the purposes of this chapter, "weeds" shall include the following:

- A. Weeds which bear seeds of a downy or wingy nature.
- B. Sagebrush, chaparral, and any other brush or weeds which attain such large growth as to become, when dry, a fire menace to adjacent improved property.
- C. Weeds which are otherwise noxious or dangerous.
- D. Poison oak and poison ivy when the conditions of growth are such as to constitute a menace the the public health.
- E. Dry grass, stubble, brush, litter, or other flammable material which endangers the public safety by creating a fire hazard in a portion of the City which has been zoned for single and multiple residence purposes.

National City Municipal Code 1.36.010 Public Nuisance Defined

"Public Nuisance" means any condition defined or declared to be a public nuisance in any section of this code, and/or and condition caused, maintained or permitted to exist which constitutes a threat to the public's health, safety and welfare or which significantly obstructs, injures or interferes with the reasonable of free use of property in a neighborhood, community or to any considerable number of persons. A public nuisance also has the same meaning as set forth in California Civil Code Section 3479.

National City Municipal Code 1.36.060 Abatement-- Appeal-- Hearing

Within ten (10) days from the date of posting, mailing or personal service of the required notice, the owner or person occupying or controlling such lot or premises affected may appeal to the City Council. Such appeal shall be in writing and shall be filed with the City Clerk.

If you should have any questions, please feel free to call this number: 1-866-779-3774

Si usted tiene alguna pregunta, por favor llame al numero: 1-866-779-3774

Sa anumang katanungan, tumawag lang po sa numerong ito: 1-866-779-3774

Sincerely yours in public safety.

notice. **1-866-779-3774 ext. 311 or <http://fireprevention.net>**

**You have the right to appeal this matter to the City Council within ten (10) days of the receipt of this

The appeal shall be in writing and filed with the City Clerk. (NCMC 1.36.050)

***Fire Prevention Services, Inc. is under contract with the City of National City.

Fire Prevention Services***
rev. 03/27/06, 04/24/06, 06/21/06

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

557 430 30 00 NC
 Elite Visions Holding Inc
 660 Van Houten Ave
 El Cajon CA 92020



9590 9402 4723 8344 8608 78

7018 2290 0000 3631 8344

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

MW Smart

Agent
 Addressee

B. Received by (Printed Name)

MW Smart

C. Date of Delivery

9/19/19

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type

- | | |
|--|--|
| <input type="checkbox"/> Adult Signature | <input type="checkbox"/> Priority Mail Express® |
| <input type="checkbox"/> Adult Signature Restricted Delivery | <input type="checkbox"/> Registered Mail™ |
| <input type="checkbox"/> Certified Mail® | <input type="checkbox"/> Registered Mail Restricted Delivery |
| <input type="checkbox"/> Certified Mail Restricted Delivery | <input type="checkbox"/> Return Receipt for Merchandise |
| <input type="checkbox"/> Collect on Delivery | <input type="checkbox"/> Signature Confirmation™ |
| <input type="checkbox"/> Collect on Delivery Restricted Delivery | <input type="checkbox"/> |
- Mail
 Mail Restricted Delivery
 (over \$500)

364 of 890



NOTICE TO
ABATE
PUBLIC
NUISANCE

09/16/19 Re-Inspection



09/16/19 Re-Inspection



09/16/19 Re-Inspection

203

367 of 890



09/16/19 Re-Inspection

264

368 of 890



09/16/19 Re-Inspection

265



09/16/19 Re-Inspection

266

370 of 890



09/16/19 Re-Inspection

267



09/30/19 Final Inspection



09/30/19 Final Inspection

209



09/30/19 Final Inspection

270



09/30/19 Final Inspection

271

375 of 890



10/09/19 Inspection



10/09/19 Inspection

273



2

3

10/09/19 Inspection



10/09/19 Inspection

275

379 of 890



10/09/19 Inspection

276

CITY OF NATIONAL CITY FIRE DEPARTMENT

1243 National City Blvd.: NATIONAL CITY, CA. 91950-4596

WORK ORDER AUTHORIZATION

Authorization # 6947

Owner: Elite Visions Holding Inc
Address: 660 Van Houten Ave
El Cajon, CA 92020

ADMIN FEE

Parcel #557 430 30 00 Job location: 1430 Sheryl Ln

Authorized by: R. Jrew

Signature: Om

Date: 10-9-19

WHEN SIGNED THIS DOCUMENT ALLOWS RIGHT OF PASSAGE ONTO PRIVATE PROPERTY FOR THE PURPOSE OF FIRE VIOLATION / PUBLIC NUISANCE REDUCTION OR REMOVAL.

METHOD OF CLEARING

Entire Parcel Fire Break

Hand Cutting: _____ sq. ft. Removal: _____ cu. yds.

Tractor Mowing: _____ sq. ft. Discing: _____ sq. ft.

CREW INFORMATION

Crew

Date

Type: _____

Type: _____

Type: _____

Type: _____

Notes: Please clear the entire property of all weeds, dead vegetation, trash, debris and arundo. All piles of dead vegetation and debris must be removed from the property. (Please maintain any and all grasses below 3 inches year round)

Fire Prevention Services, Inc.

P.O. Box 1720 : El Cajon, CA 92022-1720

(619) 562-1058 : fax (619) 445-6336

<http://fireprevention.net>

ADMINISTRATIVE BILL

10/17/2019

Elite Visions Holding Inc
660 Van Houten Ave
El Cajon, CA 92020

Parcel # 557 430 30 00
Location: 1430 Sheryl Ln
-



Dear Elite Visions Holding Inc,

Fire Prevention Services has been contracted by the City of National City to help reduce potential fire violations thus improving the safety of its citizens.

Your property was re-inspected on 9/30/2019 and found to still be in violation of the National City Municipal Code Chapter 1.36. As stated in the notice, if the violation is not corrected prior to the deadline you will be charged an administrative fee.

Due to the abatement not being completed by the deadline, you are being charged the administrative fee. Thus far your bill is \$ 350 and must be paid within fifteen (15) days of this notice.

Please note the above referenced property is still in violation and is subject to abatement and additional charges.

Please make check payable to **F.P.S.I.** and please include the File # **557 430 30 00** on the check.

If you have any questions please call us direct at **(619) 562-1058**.

Sincerely,

Fire Prevention Services, Inc.
<http://fireprevention.net>
rev.05/19/06

NATIONAL CITY SCHEDULE OF FEES

<u>Tractor Mowing</u>		quantity	sub total
A. per parcel, sized 1 to 7,500 square feet	\$250.00	_____	_____
B. per parcel, sized 7,501 to 15,000 square feet	\$325.00	_____	_____
C. per parcel, sized 15,001 square feet to 30,000 square feet	\$400.00	_____	_____
D. per parcel, sized 30,001 square feet to one acre	\$450.00	_____	_____
E. per square foot over one acre	\$00.02	_____ sq. ft.	_____

<u>Hand Labor</u>			
A. per square foot of area abated	\$0.10	_____ sq. Ft.	_____

<u>Dozer Operation</u>			
A. hourly rate	\$150.00	_____	_____
B. move-on fee	\$150.00	_____	_____

<u>Debris Remediation</u> (includes chipping, grinding, and/or shredding)			
A. per cubic yard of material prior to chipping, and or compacting	\$38.00	X _____ cu.yds =	_____
B. dump fees (reimbursement of cost)		_____	_____

<u>Administrative Fee</u> (failure to comply by deadline of notice)			
A. per parcel	\$350.00	1 _____	<u>\$350.00</u>

<u>Attorney Services</u>			
A. per parcel, per hour	\$200.00	_____	_____

<u>Assessment Fees</u> (includes preparing reports, attending hearings, etc.)			
A. cost confirmation fee. per parcel	\$275.00	_____	_____

<u>Miscellaneous Fees Per Parcel</u>			
A. special inspection fee	\$50.00	_____	_____
B. abatement lien	\$50.00	_____	_____
C. Interest on lien (apr)	10%	_____	_____
D. release of abatement lien	\$50.00	_____	_____
E. public notary	\$20.00	_____	_____
F. file duplication fee	\$50.00	_____	_____
G. unscheduled Labor per man hour	\$50.00	_____	_____
H. unscheduled fees (reimbursement of cost)		_____	_____

FILE # 6947 APN # 557-430-30-00 **TOTAL** \$ 350.00

Fire Prevention Services, Inc.

P.O. Box 1720 : El Cajon, CA 92022-1720

(619) 562-1058 : fax (619) 445-6336

<http://fireprevention.net>

Final Bill

11/13/2019

Elite Visions Holding Inc
660 Van Houten Ave
El Cajon, CA 92020

COPY

Ref: Parcel # 557 430 30 00

-

Dear Elite Visions Holding Inc,

This is a reminder of the letter we sent you on 10/17/2019 and we have not received payment in the amount of \$350.00

If we do not receive payment within 10 days we will be required to seek appropriate action to collect these monies.

This action may include filing an abatement lien on your property and forwarding this bill to our collection agency. Under state and local law, costs for such action will be added to your total amount. Please tender a check to us immediately to avoid any further action.

Make your check payable to **Fire Prevention Services, Inc.**, and include the Parcel # 557 430 30 00 on the check.

Should you need to discuss this matter you may contact us at **(619) 562-1058**.

Sincerely,

Fire Prevention Services, Inc.

rev.05/19/06

RECORDING REQUESTED BY
Fire Prevention Services, Inc.
PO Box 2012
Alpine, CA 91903-2012
(619) 562-1058 fax (619) 445-6336

DOC# 2019-0567644



Dec 06, 2019 08:39 AM
OFFICIAL RECORDS
Ernest J. Dronenburg, Jr.,
SAN DIEGO COUNTY RECORDER
FEES: \$0.00 (SB2 Atkins: \$0.00)

AND WHEN RECORDED MAIL TO
Fire Prevention Services, Inc.
PO Box 2012
Alpine, CA 91903-2012

PAGES: 1

NOTICE OF ABATEMENT
TO THE CURRENT OWNER OF RECORD AND ANY FUTURE OWNERS/PURCHASERS OF THE
HEREIN DESCRIBED PROPERTY

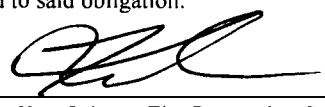
WHEREAS it was determined that a violation of Chapter 1.36 of the National City Municipal Code did exist, and
WHEREAS such violation was ordered abated on 10/9/2019, and
WHEREAS representatives of the National City Fire Department abated the violation(s) on 10/15/2019, and
WHEREAS the charge for such abatement amounted to \$420.00;

THEREFORE be it known that an abatement obligation exists on the property regardless of owner until paid. The current owner of the property is Elite Visions Holding Inc at 660 Van Houten Ave, El Cajon, CA 92020 described as follows:

APN # 557 430 30 00
ADDRESS: 1430 Sheryl Ln
LEGAL DESCRIPTION: Doc4806Rec72 In Lot 2 Qsec 129 Tr166

This abatement obligation shall attach to the property, not the owner, and may not be extinguished by a tax sale under the California Revenue and Taxation Code Section 3712. After confirmation by the City Council shall become a special assessment on the property tax bill. If not paid pursuant to State Law and State Tax Lien Law, the property may be sold to satisfy that obligation. The amount of such claim shall be plus interest and other costs which may hereafter become due. This filing does not preclude the filing of legal action for collection. Should such actions be required or determined to be appropriate, reasonable legal fees will be incurred and added to said obligation.

DATED: December 3, 2019

BY: 
Ken Osborn, Fire Prevention Services, Inc.,
Designee for National City Fire Department

Certificate Of Acknowledgement

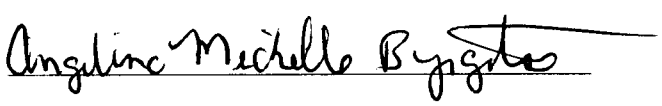
A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document, to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California)
County of San Diego)

On December 3, 2019 before me, Angelina Michelle Byington, Notary Public, personally appeared Ken Osborn, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.





(Seal)

SUMMARY REPORT FOR APN 557-430-41-00

07/31/19 Initial inspection was made, property was found to be in violation.

08/12/19 Mailed 30 day courtesy notice to the owner.

09/16/19 Re-inspection was made, property was found to be in violation.

09/16/19 Posted property.

09/17/19 Mailed 10 day final notice to the owner, certified mail./

09/19/19 Received signed certified return receipt.

09/30/19 Final inspection was made, property was found to be in violation.

10/03/19 Verified ownership information with County of San Diego.

10/09/19 Work order authorization signed by District Official for Admin Fee.

10/17/19 The owner was mailed an Administrative bill at the contracted rates.

10/24/19 Received e-mail from property owner.

10/25/19 Faxed copy of notices to property manager.

10/28/19 Responded to property manager e-mail.

11/13/19 The owner was mailed a final bill.

12/03/19 A Notice of Abatement was filed on the property.

05/21/20 The list of Fixed Charge Special Assessments [EXHIBIT "A"] and the City Clerk's "NOTICE OF PUBLIC CONFIRMATION OF COSTS HEARING" was served upon the property owner by means of Regular Mail, Certified Mail and Posting upon the property.

CITY OF NATIONAL CITY FIRE DEPARTMENT

1243 National City Blvd.: NATIONAL CITY, CA. 91950-4596

NOTICE TO ABATE PUBLIC NUISANCE

Owner: Samex Properties L L C
Address: 5721 Meadows Del Mar
San Diego, CA 92130

Parcel Number: 557 430 41 00
Date: 8/12/2019

COPY

Location of Public Nuisance: 1420 Sheryl Ln

Instructions for Abatement: **Please clear the entire property of all weeds, dead vegetation, trash, debris and arundo. All piles of dead vegetation and debris must be removed from the property. (Please maintain any and all grasses below 3 inches year round)(also parking lot fence)**

You are hereby directed to abate the public nuisance described above, of which you are the occupant or owner, **within thirty (30) days of 8/12/2019**. **Your failure to comply with this order will result in the City having your property cleaned by the City's contractor at **your** expense (per National City Municipal Code Chapter 1.36). A \$350.00 administrative fee will be charged in addition to the contractor's fees to clean the property (per Resolution number 94-97). Violations are also subject to prosecution as misdemeanors.

Guidelines For The Abatement of Flammable Vegetation

For the protection of life and property, remove all brush, flammable vegetation, or combustible growth which is located from thirty (30) feet to one hundred (100) feet from such a building or structure or to the property line, whichever is nearer, or as required by the Fire Department, including the maintenance of grass and other vegetation more than thirty (30) from such building or structure. Cuttings are to be removed from the property and disposed of properly. Vegetation is to be cut within two (2) inches of the ground.

"NOTICE REGARDING RARE, THREATENED OR ENDANGERED SPECIES"

If you have previously received a notice from the California Department of Fish and Game or the U.S. Fish and Wildlife Services that rare, threatened or endangered species of fish or wildlife have occurred on your property in the areas identified for fuel break clearance, YOU MUST NOTIFY BOTH AGENCIES AND THE NATIONAL CITY FIRE DEPARTMENT IN WRITING AT LEAST TEN (10) DAYS PRIOR TO BEGINNING VEGETATION CLEARING. IF THESE AGENCIES FAIL TO OBJECT OR NOTIFY YOU OF ANY ALTERNATIVE PROCEDURES WITHIN THOSE TEN (10) DAYS, YOU MAY THEN PROCEED TO CLEAR VEGETATION AS DIRECTED BY THIS NOTICE. Failure to provide notification to these agencies may render you liable under Federal or State Law to penalties.

National City Municipal Code 9.12.010 Public Nuisance Declared--In General

Any of the following conditions are hereby declared to constitute a public nuisance:

- A. When the Fire Chief or his/her designee determines that there exists in any building or on any premises combustible, hazardous or explosive materials or dangerous accumulations of rubbish; or unnecessary accumulations of wastepaper, boxes, shavings, or any highly flammable materials which are so situated as to endanger life or property; or finds obstructions to or on fire escapes, stairs, passageways, doors or windows that reasonably tend to interfere with the operations of the fire department or the egress of the occupants of such building of premises; or finds that the effectiveness of any exit door, attic separation or any fire separation wall is reduced; or finds that any provision of the Uniform Fire Code is being violated.
- B. When the Fire Chief or his/her designee deems any chimney, smokestack, stove, oven, incinerator, furnace or other heating device, electric fixture or any appurtenance thereto, or anything regulated under a nationally recognized standard in or upon any building, structure or premises not specifically mentioned in the Uniform Fire Code, to be defective or unsafe so as to create a hazard.
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- C. Weeds which are otherwise noxious or dangerous.
- D. Poison oak and poison ivy when the conditions of growth are such as to constitute a menace to the public health.
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Sincerely yours in public safety,

1-866-779-3774 ext. 311 or <http://fireprevention.net>

**You have the right to appeal this matter to the City Council within ten (10) days of the receipt of this notice.
The appeal shall be in writing and filed with the City Clerk. (NCMC 1.36.050)
***Fire Prevention Services, Inc. is under contract with the City of National City.

CITY OF NATIONAL CITY

SCHEDULE OF FEES

1.	<u>Tractor Mowing</u>	
	A. per parcel, sized 1 to 7,500 square feet	\$250.00
	B. per parcel, sized 7,501 to 15,000 square feet	\$325.00
	C. per parcel, sized 15,001 square feet to 30,000 square feet	\$400.00
	D. per parcel, sized 30,001 square feet to one acre	\$450.00
	E. Per square foot over one acre	\$ 00.02
2.	<u>Hand Labor</u>	
	A. per square foot of area abated	\$ 00.10
3.	<u>Dozer Operation</u>	
	A. hourly rate	\$150.00
	B. move-on fee	\$150.00
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	A. per cubic yard of material prior to chipping, and or compacting	\$ 38.00
	B. dump fees	(reimbursement of cost)
5.	<u>Administrative Fee</u> (failure to comply with final notice)	
	A. per parcel	\$350.00
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	A. per parcel, per hour	\$200.00
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	A. Cost confirmations fee, per parcel	\$275.00
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	A. special inspection fee	\$ 50.00
	B. abatement lien	\$ 50.00
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	E. public notary	\$ 20.00
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	H. unscheduled fees	(reimbursement of cost)

CITY OF NATIONAL CITY FIRE DEPARTMENT

1243 National City Blvd : NATIONAL CITY, CA. 91950-4596

FINAL NOTICE TO ABATE PUBLIC NUISANCE

Owner: Samex Properties L L C
Address: 5721 Meadows Del Mar
San Diego, CA 92130

Parcel Number: 557 430 41 00
Date: 9/17/2019

COPY

Location of Public Nuisance: 1420 Sheryl Ln

Instructions for Abatement: **Please clear the entire property of all weeds, dead vegetation, trash, debris and arundo. All piles of dead vegetation and debris must be removed from the property. (Please maintain any and all grasses below 3 inches year round)(also parking lot fence)**

You are hereby directed to abate the public nuisance described above, of which you are the occupant or owner, **within ten (10) days of 9/17/2019**. **Your failure to comply with this order will result in you being charged the administrative fee and the City having your property cleaned by the City's contractor at **your** expense (per National City Municipal Code Chapter 1.36). A \$350.00 administrative fee will be charged in addition to the contractor's fees to clean the property (per Resolution number 94-97). Violations are also subject to prosecution as misdemeanors.

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If you should have any questions, please feel free to call this number: 1-866-779-3774

Si usted tiene alguna pregunta, por favor llame al numero: 1-866-779-3774

Sa anumang katanungan, tumawag lang po sa numerong ito: 1-866-779-3774

Sincerely yours in public safety,

notice. 1-866-779-3774 ext. 311 or <http://fireprevention.net>

**You have the right to appeal this matter to the City Council within ten (10) days of the receipt of this

The appeal shall be in writing and filed with the City Clerk. (NCMC 1.36.050)

***Fire Prevention Services, Inc. is under contract with the City of National City.

Fire Prevention Services***

U.S. Postal Service™
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

SAN DIEGO, CA 92130

OFFICIAL USE

Certified Mail Fee	\$3.50
\$	
Extra Services & Fees (check box, add fee as appropriate)	\$2.80
<input type="checkbox"/> Return Receipt (hardcopy)	\$0.00
<input type="checkbox"/> Return Receipt (electronic)	\$0.00
<input type="checkbox"/> Certified Mail Restricted Delivery	\$0.00
<input type="checkbox"/> Adult Signature Required	\$0.00
<input type="checkbox"/> Adult Signature Restricted Delivery	\$0.00

Postage \$0.55

Total Postage \$4.85

557 430 41 00

Sent To
Street and Ap
City, State, Zi
Samex Properties L L C
5721 Meadows Del Mar
San Diego 288 CA

0020
36



392 of 890

0048 7E9E 0000 0620 9T07
7018 2290 0000 3631 8400

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

557 430 41 00 NC
 Samex Properties L L C
 5721 Meadows Del Mar
 San Diego CA 92130



9590 9402 4723 8344 8608 85

2 Article Number (Transfer from service label)

7018 2290 0000 3631 84289

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X *[Handwritten Signature]*

- Agent
 Addressee

B. Received by (*Printed Name*)

Keila Anderson

C. Date of Delivery

5/18


D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type

- | | |
|--|--|
| <input type="checkbox"/> Adult Signature | <input type="checkbox"/> Priority Mail Express® |
| <input type="checkbox"/> Adult Signature Restricted Delivery | <input type="checkbox"/> Registered Mail™ |
| <input type="checkbox"/> Certified Mail® | <input type="checkbox"/> Registered Mail Restricted Delivery |
| <input type="checkbox"/> Certified Mail Restricted Delivery | <input type="checkbox"/> Return Receipt for Merchandise |
| <input type="checkbox"/> Collect on Delivery | <input type="checkbox"/> Signature Confirmation™ |
| <input type="checkbox"/> Collect on Delivery Restricted Delivery | <input type="checkbox"/> Signature Confirmation™ |

all
 all Restricted Delivery
 (over \$500)

393 of 890



NOTICE TO
ABATE
PUBLIC
NUISANCE

09/16/19 Re-Inspection



09/16/19 Re-Inspection

291



09/16/19 Re-Inspection

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2

09/16/19 Re-Inspection

3



09/16/19 Re-Inspection

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09/30/19 Final Inspection



09/30/19 Final Inspection

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09/30/19 Final Inspection



09/30/19 Final Inspection

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10/09/19 Inspection

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10/09/19 Inspection

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VISITOR



10/09/19 ³⁰¹ Inspection



10/09/19 Inspection

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10/09/19 Inspection

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10/09/19 Inspection

CITY OF NATIONAL CITY FIRE DEPARTMENT

1243 National City Blvd.: NATIONAL CITY, CA. 91950-4596

WORK ORDER AUTHORIZATION

Authorization # 6948

Owner: Samex Properties L L C
Address: 5721 Meadows Del Mar
San Diego, CA 92130

ADMIN FEE

Parcel #557 430 41 00 Job location:1420 Sheryl Ln

Authorized by: R. DREW

Signature: Om

Date: 10-9-19

WHEN SIGNED THIS DOCUMENT ALLOWS RIGHT OF PASSAGE ONTO PRIVATE PROPERTY FOR THE PURPOSE OF FIRE VIOLATION / PUBLIC NUISANCE REDUCTION OR REMOVAL.

METHOD OF CLEARING

Entire Parcel Fire Break

Hand Cutting: _____ sq. ft. Removal: _____ cu. yds.

Tractor Mowing: _____ sq. ft. Discing: _____ sq. ft.

CREW INFORMATION

Crew

Date

Type: _____

Type: _____

Type: _____

Type: _____

Notes: Please clear the entire property of all weeds, dead vegetation, trash, debris and arundo. All piles of dead vegetation and debris must be removed from the property. (Please maintain any and all grasses below 3 inches year round)(also parking lot fence)

Fire Prevention Services, Inc.

P.O. Box 1720 : El Cajon, CA 92022-1720

(619) 562-1058 : fax (619) 445-6336

<http://fireprevention.net>

ADMINISTRATIVE BILL

10/17/2019

Samex Properties L L C
5721 Meadows Del Mar
San Diego, CA 92130

Parcel # 557 430 41 00
Location: 1420 Sheryl Ln
-

COPY

Dear Samex Properties L L C,

Fire Prevention Services has been contracted by the City of National City to help reduce potential fire violations thus improving the safety of its citizens.

Your property was re-inspected on 9/30/2019 and found to still be in violation of the National City Municipal Code Chapter 1.36. As stated in the notice, if the violation is not corrected prior to the deadline you will be charged an administrative fee.

Due to the abatement not being completed by the deadline, you are being charged the administrative fee. Thus far your bill is \$ 350 and must be paid within fifteen (15) days of this notice.

Please note the above referenced property is still in violation and is subject to abatement and additional charges.

Please make check payable to **F.P.S.I.** and please include the File # **557 430 41 00** on the check.

If you have any questions please call us direct at **(619) 562-1058**.

Sincerely,

Fire Prevention Services, Inc.
<http://fireprevention.net>
rev.05/19/06

NATIONAL CITY SCHEDULE OF FEES

Tractor Mowing

		quantity	sub total
A. per parcel, sized 1 to 7,500 square feet	\$250.00	_____	_____
B. per parcel, sized 7,501 to 15,000 square feet	\$325.00	_____	_____
C. per parcel, sized 15,001 square feet to 30,000 square feet	\$400.00	_____	_____
D. per parcel, sized 30,001 square feet to one acre	\$450.00	_____	_____
E. per square foot over one acre	\$00.02	_____ sq. ft.	_____

Hand Labor

A. per square foot of area abated	\$0.10	_____ sq. Ft.	_____
-----------------------------------	--------	---------------	-------

Dozer Operation

A. hourly rate	\$150.00	_____	_____
B. move-on fee	\$150.00	_____	_____

Debris Remediation (includes chipping, grinding, and/or shredding)

A. per cubic yard of material prior to chipping, and or compacting	\$38.00	X	_____ cu.yds =	_____
B. dump fees (reimbursement of cost)			_____	_____

Administrative Fee (failure to comply by deadline of notice)

A. per parcel	\$350.00	1 _____	<u>\$350.00</u>
---------------	----------	---------	-----------------

Attorney Services

A. per parcel, per hour	\$200.00	_____	_____
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Assessment Fees (includes preparing reports, attending hearings, etc.)

A. cost confirmation fee, per parcel	\$275.00	_____	_____
--------------------------------------	----------	-------	-------

Miscellaneous Fees Per Parcel

COPY

A. special inspection fee	\$50.00	_____	_____
B. abatement lien	\$50.00	_____	_____
C. Interest on lien (apr)	10%	_____	_____
D. release of abatement lien	\$50.00	_____	_____
E. public notary	\$20.00	_____	_____
F. file duplication fee	\$50.00	_____	_____
G. unscheduled Labor per man hour	\$50.00	_____	_____
H. unscheduled fees (reimbursement of cost)		_____	_____

FILE # 6948 APN # 557-430-41-00 **TOTAL \$** 350.00

Fire Prevention Services, Inc.

P.O. Box 1720 : El Cajon, CA 92022-1720
(619) 562-1058 : fax (619) 445-6336

<http://fireprevention.net>

Final Bill

11/13/2019

Samex Properties L L C
5721 Meadows Del Mar
San Diego, CA 92130

Ref: Parcel # 557 430 41 00

COPY

Dear Samex Properties L L C,

This is a reminder of the letter we sent you on 10/17/2019 and we have not received payment in the amount of \$350.00

If we do not receive payment within 10 days we will be required to seek appropriate action to collect these monies.

This action may include filing an abatement lien on your property and forwarding this bill to our collection agency. Under state and local law, costs for such action will be added to your total amount. Please tender a check to us immediately to avoid any further action.

Make your check payable to **Fire Prevention Services, Inc.**, and include the Parcel # 557 430 41 00 on the check.

Should you need to discuss this matter you may contact us at **(619) 562-1058**.

Sincerely,

Fire Prevention Services, Inc.
rev.05/19/06

RECORDING REQUESTED BY

Fire Prevention Services, Inc.
PO Box 2012
Alpine, CA 91903-2012
(619) 562-1058 fax (619) 445-6336

DOC# 2019-0567647



Dec 06, 2019 08:39 AM
OFFICIAL RECORDS
Ernest J. Dronenburg, Jr.,
SAN DIEGO COUNTY RECORDER
FEES: \$0.00 (SB2 Atkins: \$0.00)

AND WHEN RECORDED MAIL TO

Fire Prevention Services, Inc.
PO Box 2012
Alpine, CA 91903-2012

PAGES: 1

NOTICE OF ABATEMENT

**TO THE CURRENT OWNER OF RECORD AND ANY FUTURE OWNERS/PURCHASERS OF THE
HEREIN DESCRIBED PROPERTY**

WHEREAS it was determined that a violation of Chapter 1.36 of the National City Municipal Code did exist, and

WHEREAS such violation was ordered abated on 10/9/2019, and

WHEREAS representatives of the National City Fire Department abated the violation(s) on 10/12/2019, and


WHEREAS the charge for such abatement amounted to \$420.00;

THEREFORE be it known that an abatement obligation exists on the property regardless of owner until paid. The current owner of the property is Samex Properties L L C at 5721 Meadows Del Mar, San Diego, CA 92130 described as follows:

APN # 557 430 41 00
ADDRESS: 1420 Sheryl Ln
LEGAL DESCRIPTION: (Ex Par 1 Per Doc93-754038) Par 1Tr 1019058

This abatement obligation shall attach to the property, not the owner, and may not be extinguished by a tax sale under the California Revenue and Taxation Code Section 3712. After confirmation by the City Council shall become a special assessment on the property tax bill. If not paid pursuant to State Law and State Tax Lien Law, the property may be sold to satisfy that obligation. The amount of such claim shall be plus interest and other costs which may hereafter become due. This filing does not preclude the filing of legal action for collection. Should such actions be required or determined to be appropriate, reasonable legal fees will be incurred and added to said obligation.

DATED: December 3, 2019

BY: 
Ken Osborn, Fire Prevention Services, Inc.,
Designee for National City Fire Department

Certificate Of Acknowledgement

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document, to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

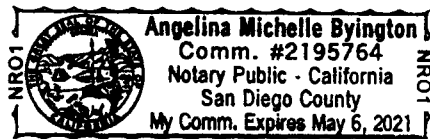
State of California)
County of San Diego)

On December 3, 2019 before me, Angelina Michelle Byington, Notary Public, personally appeared Ken Osborn, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.





(Seal)

SUMMARY REPORT FOR APN 558-153-22-00

06/07/19 Initial inspection was made, property was found to be in violation.

06/27/19 Mailed 30 day courtesy notice to the owner.

09/11/19 Re-inspection was made, property was found to be in violation.

09/11/19 Posted property.

09/11/19 Mailed 10 day final notice to the owner, certified mail.

10/08/19 Final inspection was made, property was found to be in violation.

10/10/19 Verified ownership information with County of San Diego.

10/15/19 Work order authorization signed by District Official.

11/13/19 F.P.S.I. crews abated the property.

11/20/19 The owner was mailed a bill at the contracted rates.

12/17/19 The owner was mailed a final bill.

01/13/20 A Notice of Abatement was filed on the property.

05/21/20 The list of Fixed Charge Special Assessments [EXHIBIT "A"] and the City Clerk's "NOTICE OF PUBLIC CONFIRMATION OF COSTS HEARING" was served upon the property owner by means of Regular Mail, Certified Mail and Posting upon the property.

CITY OF NATIONAL CITY FIRE DEPARTMENT

1243 National City Blvd.: NATIONAL CITY, CA. 91950-4596

NOTICE TO ABATE PUBLIC NUISANCE

Owner: Vargas Living Trust
Address: 36 Broadway
Chula Vista, CA 91910

Parcel Number: 558 153 22 00

Date: 6/27/2019

COPY

Location of Public Nuisance: **Palmer St**

Instructions for Abatement: **Please clear the entire property of all weeds, dead vegetation, trash, debris and arundo. All piles of dead vegetation and debris must be removed from the property. (Please maintain any and all grasses below 3 inches year round)(Includes back Slope)**

You are hereby directed to abate the public nuisance described above, of which you are the occupant or owner, **within thirty (30) days of 6/27/2019**. **Your failure to comply with this order will result in the City having your property cleaned by the City's contractor at **your** expense (per National City Municipal Code Chapter 1.36). A \$350.00 administrative fee will be charged in addition to the contractor's fees to clean the property (per Resolution number 94-97). Violations are also subject to prosecution as misdemeanors.

Guidelines For The Abatement of Flammable Vegetation

For the protection of life and property, remove all brush, flammable vegetation, or combustible growth which is located from thirty (30) feet to one hundred (100) feet from such a building or structure or to the property line, whichever is nearer, or as required by the Fire Department, including the maintenance of grass and other vegetation more than thirty (30) from such building or structure. Cuttings are to be removed from the property and disposed of properly. Vegetation is to be cut within two (2) inches of the ground.

"NOTICE REGARDING RARE, THREATENED OR ENDANGERED SPECIES"

If you have previously received a notice from the California Department of Fish and Game or the U.S. Fish and Wildlife Services that rare, threatened or endangered species of fish or wildlife have occurred on your property in the areas identified for fuel break clearance, YOU MUST NOTIFY BOTH AGENCIES AND THE NATIONAL CITY FIRE DEPARTMENT IN WRITING AT LEAST TEN (10) DAYS PRIOR TO BEGINNING VEGETATION CLEARING. IF THESE AGENCIES FAIL TO OBJECT OR NOTIFY YOU OF ANY ALTERNATIVE PROCEDURES WITHIN THOSE TEN (10) DAYS, YOU MAY THEN PROCEED TO CLEAR VEGETATION AS DIRECTED BY THIS NOTICE. Failure to provide notification to these agencies may render you liable under Federal or State Law to penalties.

National City Municipal Code 9.12.010 Public Nuisance Declared--In General

Any of the following conditions are hereby declared to constitute a public nuisance:

- A. When the Fire Chief or his/her designee determines that there exists in any building or on any premises combustible, hazardous or explosive materials or dangerous accumulations of rubbish; or unnecessary accumulations of wastepaper, boxes, shavings, or any highly flammable materials which are so situated as to endanger life or property; or finds obstructions to or on fire escapes, stairs, passageways, doors or windows that reasonably tend to interfere with the operations of the fire department or the egress of the occupants of such building of premises; or finds that the effectiveness of any exit door, attic separation or any fire separation wall is reduced; or finds that any provision of the Uniform Fire Code is being violated.
- B. When the Fire Chief or his/her designee deems any chimney, smokestack, stove, oven, incinerator, furnace or other heating device, electric fixture or any appurtenance thereto, or anything regulated under a nationally recognized standard in or upon any building, structure or premises not specifically mentioned in the Uniform Fire Code, to be defective or unsafe so as to create a hazard.
- C. When the Fire Chief or his/her designee finds any condition which in his/her judgment increases or may cause an increase of the hazard or menace of fire to a greater degree than customarily recognized as normal by persons in the public service regularly engaged in preventing, suppressing or extinguishing fire or any thing or act which may obstruct, delay, hinder or interfere with the operations of the fire department or the egress of occupants in the event of fire.

National City Municipal Code 9.12.020 Public Nuisance Declared--Weeds and Other Flammable Materials

All weeds, growing or located upon streets, sidewalks or private property are hereby declared to be a public nuisance. For the purposes of this chapter, "weeds" shall include the following:

- A. Weeds which bear seeds of a downy or wingy nature.
- B. Sagebrush, chaparral, and any other brush or weeds which attain such large growth as to become, when dry, a fire menace to adjacent improved property.
- C. Weeds which are otherwise noxious or dangerous.
- D. Poison oak and poison ivy when the conditions of growth are such as to constitute a menace to the public health.
- E. Dry grass, stubble, brush, litter, or other flammable material which endangers the public safety by creating a fire hazard in a portion of the City which has been zoned for single and multiple residence purposes.

National City Municipal Code 1.36.010 Public Nuisance Defined

"Public Nuisance" means any condition defined or declared to be a public nuisance in any section of this code, and/or and condition caused, maintained or permitted to exist which constitutes a threat to the public's health, safety and welfare or which significantly obstructs, injures or interferes with the reasonable of free use of property in a neighborhood, community or to any considerable number of persons. A public nuisance also has the same meaning as set forth in California Civil Code Section 3479.

National City Municipal Code 1.36.060 Abatement-- Appeal-- Hearing

Within ten (10) days from the date of posting, mailing or personal service of the required notice, the owner or person occupying or controlling such lot or premises affected may appeal to the City Council. Such appeal shall be in writing and shall be filed with the City Clerk.

If you should have any questions, please feel free to call this number: 1-866-779-3774

Si usted tiene alguna pregunta, por favor llame al numero: 1-866-779-3774

Sa anumang katanungan, tumawag lang po sa numerong ito: 1-866-779-3774

Sincerely yours in public safety,

1-866-779-3774 ext. 311 or <http://fireprevention.net>

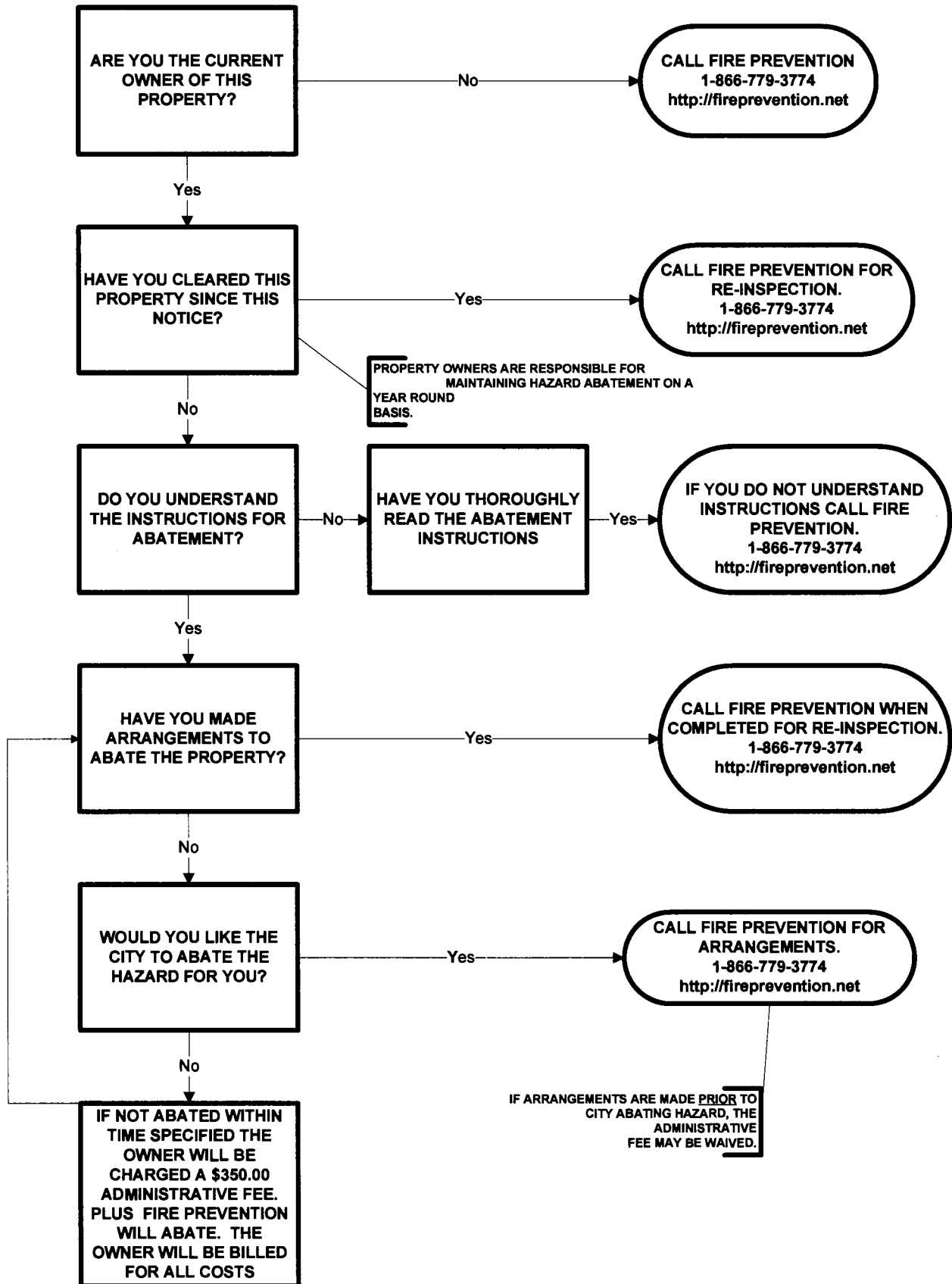
**You have the right to appeal this matter to the City Council within ten (10) days of the receipt of this

The appeal shall be in writing and filed with the City Clerk. (NCMC 1.36.050)

***Fire Prevention Services, Inc. is under contract with the City of National City

NATIONAL CITY FIRE DEPARTMENT

COMMON QUESTIONS AND ANSWERS



CITY OF NATIONAL CITY

SCHEDULE OF FEES

1.	<u>Tractor Mowing</u>	
	A. per parcel, sized 1 to 7,500 square feet	\$250.00
	B. per parcel, sized 7,501 to 15,000 square feet	\$325.00
	C. per parcel, sized 15,001 square feet to 30,000 square feet	\$400.00
	D. per parcel, sized 30,001 square feet to one acre	\$450.00
	E. Per square foot over one acre	\$ 00.02
2.	<u>Hand Labor</u>	
	A. per square foot of area abated	\$ 00.10
3.	<u>Dozer Operation</u>	
	A. hourly rate	\$150.00
	B. move-on fee	\$150.00
4.	<u>Debris Remediation</u> (includes chipping, grinding, and/or shredding)	
	A. per cubic yard of material prior to chipping, and or compacting	\$ 38.00
	B. dump fees	(reimbursement of cost)
5.	<u>Administrative Fee</u> (failure to comply with final notice)	
	A. per parcel	\$350.00
6.	<u>Attorney Services</u>	
	A. per parcel, per hour	\$200.00
7.	<u>Assessment Fees</u> (includes preparing reports, attending hearings, etc.)	
	A. Cost confirmations fee, per parcel	\$275.00
8.	<u>Miscellaneous Fees</u>	
	A. special inspection fee	\$ 50.00
	B. abatement lien	\$ 50.00
	C. Interest on lien (apr)	10%
	D. release of abatement lien	\$ 50.00
	E. public notary	\$ 20.00
	F. File duplication fee	\$ 50.00
	G. Unscheduled Labor per man hour	\$ 50.00
	H. unscheduled fees	(reimbursement of cost)

CITY OF NATIONAL CITY FIRE DEPARTMENT

1243 National City Blvd : NATIONAL CITY, CA. 91950-4596

FINAL NOTICE TO ABATE PUBLIC NUISANCE

Owner: Vargas Living Trust

Parcel Number: 558 153 22 00

Address: 36 Broadway

Date: 9/11/2019

Chula Vista, CA 91910

COPY

Location of Public Nuisance: **Palmer St**

Instructions for Abatement: **Please clear the entire property of all weeds, dead vegetation, trash, debris and arundo. All piles of dead vegetation and debris must be removed from the property. (Please maintain any and all grasses below 3 inches year round)(Includes back Slope)**

You are hereby directed to abate the public nuisance described above, of which you are the occupant or owner, **within ten (10) days of 9/11/2019**. ****Your failure to comply with this order will result in you being charged the administrative fee and the City having your property cleaned by the City's contractor at your expense (per National City Municipal Code Chapter 1.36). A \$350.00 administrative fee will be charged in addition to the contractor's fees to clean the property (per Resolution number 94-97). Violations are also subject to prosecution as misdemeanors.**

Guidelines For The Abatement of Flammable Vegetation

For the protection of life and property, remove all brush, flammable vegetation, or combustible growth which is located from thirty (30) feet to one hundred (100) feet from such a building or structure or to the property line, whichever is nearer, or as required by the Fire Department, including the maintenance of grass and other vegetation more than thirty (30) from such building or structure. Cuttings are to be removed from the property and disposed of properly. Vegetation is to be cut within two (2) inches of the ground.

"NOTICE REGARDING RARE, THREATENED OR ENDANGERED SPECIES"

If you have previously received a notice from the California Department of Fish and Game or the U.S. Fish and Wildlife Services that rare, threatened or endangered species of fish or wildlife have occurred on your property in the areas identified for fuel break clearance, YOU MUST NOTIFY BOTH AGENCIES AND THE NATIONAL CITY FIRE DEPARTMENT IN WRITING AT LEAST TEN (10) DAYS PRIOR TO BEGINNING VEGETATION CLEARING. IF THESE AGENCIES FAIL TO OBJECT OR NOTIFY YOU OF ANY ALTERNATIVE PROCEDURES WITHIN THOSE TEN (10) DAYS, YOU MAY THEN PROCEED TO CLEAR VEGETATION AS DIRECTED BY THIS NOTICE. Failure to provide notification to these agencies may render you liable under Federal or State Law to penalties.

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Any of the following conditions are hereby declared to constitute a public nuisance:

- A. When the Fire Chief or his/her designee determines that there exists in any building or on any premises combustible, hazardous or explosive materials or dangerous accumulations of rubbish; or unnecessary accumulations of wastepaper, boxes, shavings, or any highly flammable materials which are so situated as to endanger life or property; or finds obstructions to or on fire escapes, stairs, passageways, doors or windows that reasonably tend to interfere with the operations of the fire department or the egress of the occupants of such building of premises; or finds that the effectiveness of any exit door, attic separation or any fire separation wall is reduced; or finds that any provision of the Uniform Fire Code is being violated.
- B. When the Fire Chief or his/her designee deems any chimney, smokestack, stove, oven, incinerator, furnace or other heating device, electric fixture or any appurtenance thereto, or anything regulated under a nationally recognized standard in or upon any building, structure or premises not specifically mentioned in the Uniform Fire Code, to be defective or unsafe so as to create a hazard.
- C. When the Fire Chief or his/her designee finds any condition which in his/her judgment increases or may cause an increase of the hazard or menace of fire to a greater degree that customarily recognized as normal by persons in the public service regularly engaged in preventing, suppressing or extinguishing fire or any thing or act which may obstruct, delay, hinder or interfere with the operations of the fire department or the egress of occupants in the event of fire.

National City Municipal Code 9.12.020 Public Nuisance Declared--Weeds and Other Flammable Materials

All weeds, growing or located upon streets, sidewalks or private property are hereby declared to be a public nuisance. For the purposes of this chapter, "weeds" shall include the following:

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- B. Sagebrush, chaparral, and any other brush or weeds which attain such large growth as to become, when dry, a fire menace to adjacent improved property.
- C. Weeds which are otherwise noxious or dangerous.
- D. Poison oak and poison ivy when the conditions of growth are such as to constitute a menace to the public health.
- E. Dry grass, stubble, brush, litter, or other flammable material which endangers the public safety by creating a fire hazard in a portion of the City which has been zoned for single and multiple residence purposes.

National City Municipal Code 1.36.010 Public Nuisance Defined

"Public Nuisance" means any condition defined or declared to be a public nuisance in any section of this code, and/or and condition caused, maintained or permitted to exist which constitutes a threat to the public's health, safety and welfare or which significantly obstructs, injures or interferes with the reasonable of free use of property in a neighborhood, community or to any considerable number of persons. A public nuisance also has the same meaning as set forth in California Civil Code Section 3479.

National City Municipal Code 1.36.060 Abatement-- Appeal-- Hearing

Within ten (10) days from the date of posting, mailing or personal service of the required notice, the owner or person occupying or controlling such lot or premises affected may appeal to the City Council. Such appeal shall be in writing and shall be filed with the City Clerk.

If you should have any questions, please feel free to call this number: 1-866-779-3774

Si usted tiene alguna pregunta, por favor llame al numero: 1-866-779-3774

Sa anumang katanungan, tumawag lang po sa numerong ito: 1-866-779-3774

Sincerely yours in public safety,

notice. **1-866-779-3774 ext. 311 or <http://fireprevention.net>**

Fire Prevention Services***

****You have the right to appeal this matter to the City Council within ten (10) days of the receipt of this**

The appeal shall be in writing and filed with the City Clerk. (NCMC 1.36.050)

*****Fire Prevention Services, Inc. is under contract with the City of National City.**

419 of 890

U.S. Postal Service™ CERTIFIED MAIL® RECEIPT

Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

CHULA VISTA, CA 91910

OFFICIAL USE

Certified Mail Fee \$3.50

\$

Extra Services & Fees (check box, add fee as appropriate)

- Return Receipt (hardcopy) \$ ~~\$2.80~~ \$0.00
- Return Receipt (electronic) \$ ~~\$0.00~~ \$0.00
- Certified Mail Restricted Delivery \$ ~~\$0.00~~ \$0.00
- Adult Signature Required \$ ~~\$0.00~~ \$0.00
- Adult Signature Restricted Delivery \$ ~~\$0.00~~ \$0.00

Postage \$0.55

\$

Total Postage \$58.45

Sent To Vargas Living Trust
Street and Ap 36 Broadway
City, State, Zi Chula Vista 316 CA

0020

36

Postmark
Here

SEP

2019

09/11/2019

NC

420 of 890

7018 2290 0000 3631 8271

NOTICE TO
ABATE
PUBLIC
NUISANCE

09/11/19 Re-Inspection



09/11/19 Re-Inspection



09/11/19 Re-Inspection

A photograph showing a grassy area with a fence. A pink marker is visible in the grass. The background shows dense vegetation and trees. The overall scene appears to be an outdoor area, possibly a field or a garden.

09/11/19 Re-Inspection



09/11/19 Re-Inspection

09/11/19 Re-Inspection

322

426 of 890



10/08/19 Final Inspection

A photograph of a field of tall, dry grasses. In the upper center, a red flag is visible, likely marking a location. The grasses are a mix of brown and green, suggesting some are still growing while others are dry. The lighting is bright, casting shadows on the ground.

10/08/19 Final Inspection

324



10/08/19 Final Inspection

325

429 of 890



10/08/19 Final Inspection



10/08/19 Final Inspection



10/08/19 Final Inspection

A photograph showing a field with a chain-link fence in the foreground. The field contains various plants, including tall grasses and some green leafy plants. The text "10/08/19 Final Inspection" is overlaid in white at the bottom of the image.

10/08/19 Final Inspection



10/15/19 Inspection

330

434 of 890



10/15/19 Inspection



10/15/19 Inspection

332

436 of 890



10/15/19 Inspection

CITY OF NATIONAL CITY FIRE DEPARTMENT

1243 National City Blvd.: NATIONAL CITY, CA. 91950-4596

WORK ORDER AUTHORIZATION

Authorization # 6891

Owner: Vargas Living Trust
Address: 36 Broadway
Chula Vista, CA 91910

Parcel #558 153 22 00 Job location:Palmer St

Authorized by: R. New

Signature: [Signature]

Date: 10-15-19

WHEN SIGNED THIS DOCUMENT ALLOWS RIGHT OF PASSAGE ONTO PRIVATE PROPERTY FOR THE PURPOSE OF FIRE VIOLATION / PUBLIC NUISANCE REDUCTION OR REMOVAL.

METHOD OF CLEARING

Entire Parcel Fire Break

Hand Cutting: 3000 sq. ft. Removal: _____ cu. yds.

Tractor Mowing: _____ sq. ft. Discing: _____ sq. ft.

CREW INFORMATION

Crew

Date

Type: HAND

11/13/19

Type: _____

Type: _____

Type: _____

Notes: Please clear the entire property of all weeds, dead vegetation, trash, debris and arundo. All piles of dead vegetation and debris must be removed from the property. (Please maintain any and all grasses below 3 inches year round)(Includes back Slope)

Work space for diagrams and amount of work done

Hand Sq. Ft.: 3000

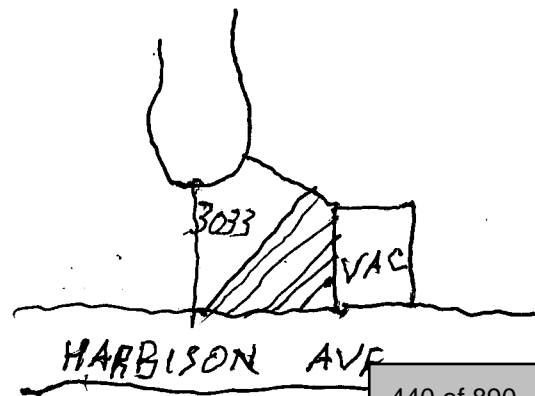
Tractor Sq. Ft.: 0

Total Removal Cu. Yds.: 0

Dump ticket: 0

Dump Charge: 0

Hand - 3,000 sq ft





11/13/19 Before

337

441 of 890



11/13/19 Before



11/13/19 After

339

443 of 890



11/13/19 After

Fire Prevention Services, Inc.

P.O. Box 1720 : El Cajon, CA 92022-1720

(619) 562-1058 : fax (619) 445-6336

<http://fireprevention.net>

11/20/2019

Vargas Living Trust
36 Broadway
Chula Vista, CA 91910

Parcel # 558 153 22 00
Location: Palmer St

COPY

Dear Vargas Living Trust,

This letter is to inform you that the **Public Nuisance** on the above referenced property was abated pursuant to a prior Notice to Abate and order of the City of National City.

Fire Prevention Services was contracted by the City of National City to help reduce Public Nuisances and potential fire violations thus improving the safety of its citizens.

The abatement work on your property was performed as mandated by The National City Municipal Code Chapter 1.36. The charges thus far total \$650.00. You will incur no further costs if this amount is paid within fifteen (15) days of the date of this notice.

Failure to pay this bill may result in the filing of an abatement lien upon your property.

Please make your check payable to Fire Prevention Services and include the Parcel # 558 153 22 00 on the check.

If you have any questions please call us direct at **(619) 562-1058**.

Sincerely,

Fire Prevention Services, Inc.
rev.05/19/06

NATIONAL CITY SCHEDULE OF FEES

<u>Tractor Mowing</u>		quantity	sub total
A.	per parcel, sized 1 to 7,500 square feet	_____	_____
B.	per parcel, sized 7,501 to 15,000 square feet	_____	_____
C.	per parcel, sized 15,001 square feet to 30,000 square feet	_____	_____
D.	per parcel, sized 30,001 square feet to one acre	_____	_____
E.	per square foot over one acre	_____ sq. ft.	_____

<u>Hand Labor</u>			
A.	per square foot of area abated	\$0.10	3,000 sq. Ft. 300.00

<u>Dozer Operation</u>			
A.	hourly rate	\$150.00	_____
B.	move-on fee	\$150.00	_____

<u>Debris Remediation</u> (includes chipping, grinding, and/or shredding)			
A.	per cubic yard of material prior to chipping, and or compacting	\$38.00 X	_____ cu.yds = _____
B.	dump fees (reimbursement of cost)		_____

<u>Administrative Fee</u> (failure to comply by deadline of notice)			
A.	per parcel	\$350.00	1 _____ \$350.00

<u>Attorney Services</u>			
A.	per parcel, per hour	\$200.00	_____

<u>Assessment Fees</u> (includes preparing reports, attending hearings, etc.)			
A.	cost confirmation fee, per parcel	\$275.00	_____

<u>Miscellaneous Fees Per Parcel</u>			
A.	special inspection fee	\$50.00	_____
B.	abatement lien	\$50.00	_____
C.	Interest on lien (apr)	10%	_____
D.	release of abatement lien	\$50.00	_____
E.	public notary	\$20.00	_____
F.	file duplication fee	\$50.00	_____
G.	unscheduled Labor per man hour	\$50.00	_____
H.	unscheduled fees (reimbursement of cost)		_____

FILE # 6891 APN # 558-153-22-00 **TOTAL** \$ 650.00

COPY

Fire Prevention Services, Inc.

P.O. Box 1720 : El Cajon, CA 92022-1720

(619) 562-1058 : fax (619) 445-6336

<http://fireprevention.net>

Final Bill

12/17/2019

Vargas Living Trust
36 Broadway
Chula Vista, CA 91910

Ref: Parcel # 558 153 22 00

-

Dear Vargas Living Trust,

This is a reminder of the letter we sent you on 11/20/2019 and we have not received payment in the amount of \$650.00

If we do not receive payment within 10 days we will be required to seek appropriate action to collect these monies.

This action may include filing an abatement lien on your property and forwarding this bill to our collection agency. Under state and local law, costs for such action will be added to your total amount. Please tender a check to us immediately to avoid any further action.

Make your check payable to **Fire Prevention Services, Inc.**, and include the Parcel # 558 153 22 00 on the check.

Should you need to discuss this matter you may contact us at **(619) 562-1058**.

Sincerely,

Fire Prevention Services, Inc.

rev.05/19/06

COPY

3

RECORDING REQUESTED BY
Fire Prevention Services, Inc.
PO Box 1720
El Cajon, CA 92022-1720
(619) 562-1058 fax (619) 445-6336

DOC# 2020-0035254



Jan 23, 2020 08:51 AM
OFFICIAL RECORDS
Ernest J. Dronenburg, Jr.,
SAN DIEGO COUNTY RECORDER
FEES: \$0.00 (SB2 Atkins: \$0.00)

PAGES: 1

IP

AND WHEN RECORDED MAIL TO
Fire Prevention Services, Inc.
PO Box 1720
El Cajon, CA 92022-1720

NF

NOTICE OF ABATEMENT

TO THE CURRENT OWNER OF RECORD AND ANY FUTURE OWNERS/PURCHASERS OF THE HEREIN DESCRIBED PROPERTY

WHEREAS it was determined that a violation of Chapter 1.36 of the National City Municipal Code did exist, and

WHEREAS such violation was ordered abated on 10/15/2019, and

WHEREAS representatives of the National City Fire Department abated the violation(s) on 11/13/2019, and

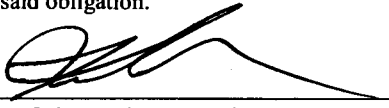
WHEREAS the charge for such abatement amounted to \$720.00;

THEREFORE be it known that an abatement obligation exists on the property regardless of owner until paid. The current owner of the property is Vargas Living Trust at 36 Broadway, Chula Vista, CA 91910 described as follows:

APN # 558 153 22 00
ADDRESS: Palmer St
LEGAL DESCRIPTION: Par 2

This abatement obligation shall attach to the property, not the owner, and may not be extinguished by a tax sale under the California Revenue and Taxation Code Section 3712. After confirmation by the City Council shall become a special assessment on the property tax bill. If not paid pursuant to State Law and State Tax Lien Law, the property may be sold to satisfy that obligation. The amount of such claim shall be plus interest and other costs which may hereafter become due. This filing does not preclude the filing of legal action for collection. Should such actions be required or determined to be appropriate, reasonable legal fees will be incurred and added to said obligation.

DATED: January 13, 2020

BY: 
Ken Osborn, Fire Prevention Services, Inc.,
Designee for National City Fire Department

Certificate Of Acknowledgement

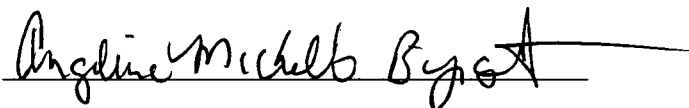
A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document, to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California)
County of San Diego)

On January 13, 2020 before me, Angelina Michelle Byington, Notary Public, personally appeared Ken Osborn, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.





(Seal)

SUMMARY REPORT FOR APN 558-220-35-00

- 12/16/19 Initial inspection was made, property was found to be in violation.
- 01/22/20 Mailed 30 day courtesy notice to the owner.
- 02/25/20 Re-inspection was made, property was found to be in violation.
- 02/25/20 Posted property.
- 02/25/20 Mailed 10 day final notice to the owner, certified mail.
- 03/06/20 Received citizen complaint.
- 03/09/20 Final inspection was made, property was found to be in violation.
- 03/10/20 Verified ownership information with County of San Diego.
- 03/17/20 Certified notice returned "unclaimed".
- 03/18/20 Work order authorization signed by District Official.
- 03/24/20-03/25/20 F.P.S.I. crews abated the property.
- 03/30/20 The owner was mailed a bill at the contracted rates.
- 04/22/20 The owner was mailed a final bill.
- 04/28/20 Received a call from Property Owners POA.
- 04/30/20 Returned the POA call, voice mail could not accept any more messages.
- 05/12/20 A Notice of Abatement was filed on the property.
- 05/21/20 The list of Fixed Charge Special Assessments [EXHIBIT "A"] and the City Clerk's "NOTICE OF PUBLIC CONFIRMATION OF COSTS HEARING" was served upon the property owner by means of Regular Mail, Certified Mail and Posting upon the property.

CITY OF NATIONAL CITY FIRE DEPARTMENT

1243 National City Blvd.: NATIONAL CITY, CA. 91950-4596

NOTICE TO ABATE PUBLIC NUISANCE

Owner: Brown Clara M
Address: 10037 Dunbar Ln
El Cajon, CA 92021

Parcel Number: 558 220 35 00
Date: 1/22/2020

COPY

Location of Public Nuisance: 3040 E 16th St

Instructions for Abatement: **Please clear the entire property of all weeds, dead vegetation, trash, debris and arundo. All piles of dead vegetation and debris must be removed from the property. (Please maintain any and all grasses below 3 inches year round)**

You are hereby directed to abate the public nuisance described above, of which you are the occupant or owner, **within thirty (30) days of 1/22/2020**. **Your failure to comply with this order will result in the City having your property cleaned by the City's contractor at **your** expense (per National City Municipal Code Chapter 1.36). A \$350.00 administrative fee will be charged in addition to the contractor's fees to clean the property (per Resolution number 94-97). Violations are also subject to prosecution as misdemeanors.

Guidelines For The Abatement of Flammable Vegetation

For the protection of life and property, remove all brush, flammable vegetation, or combustible growth which is located from thirty (30) feet to one hundred (100) feet from such a building or structure or to the property line, whichever is nearer, or as required by the Fire Department, including the maintenance of grass and other vegetation more than thirty (30) from such building or structure. Cuttings are to be removed from the property and disposed of properly. Vegetation is to be cut within two (2) inches of the ground.

"NOTICE REGARDING RARE, THREATENED OR ENDANGERED SPECIES"

If you have previously received a notice from the California Department of Fish and Game or the U.S. Fish and Wildlife Services that rare, threatened or endangered species of fish or wildlife have occurred on your property in the areas identified for fuel break clearance, YOU MUST NOTIFY BOTH AGENCIES AND THE NATIONAL CITY FIRE DEPARTMENT IN WRITING AT LEAST TEN (10) DAYS PRIOR TO BEGINNING VEGETATION CLEARING. IF THESE AGENCIES FAIL TO OBJECT OR NOTIFY YOU OF ANY ALTERNATIVE PROCEDURES WITHIN THOSE TEN (10) DAYS, YOU MAY THEN PROCEED TO CLEAR VEGETATION AS DIRECTED BY THIS NOTICE. Failure to provide notification to these agencies may render you liable under Federal or State Law to penalties.

National City Municipal Code 9.12.010 Public Nuisance Declared--In General

Any of the following conditions are hereby declared to constitute a public nuisance:

- A. When the Fire Chief or his/her designee determines that there exists in any building or on any premises combustible, hazardous or explosive materials or dangerous accumulations of rubbish; or unnecessary accumulations of wastepaper, boxes, shavings, or any highly flammable materials which are so situated as to endanger life or property; or finds obstructions to or on fire escapes, stairs, passageways, doors or windows that reasonably tend to interfere with the operations of the fire department or the egress of the occupants of such building of premises; or finds that the effectiveness of any exit door, attic separation or any fire separation wall is reduced; or finds that any provision of the Uniform Fire Code is being violated.
- B. When the Fire Chief or his/her designee deems any chimney, smokestack, stove, oven, incinerator, furnace or other heating device, electric fixture or any appurtenance thereto, or anything regulated under a nationally recognized standard in or upon any building, structure or premises not specifically mentioned in the Uniform Fire Code, to be defective or unsafe so as to create a hazard.
- C. When the Fire Chief or his/her designee finds any condition which in his/her judgment increases or may cause an increase of the hazard or menace of fire to a greater degree that customarily recognized as normal by persons in the public service regularly engaged in preventing, suppressing or extinguishing fire or any thing or act which may obstruct, delay, hinder or interfere with the operations of the fire department or the egress of occupants in the event of fire.

National City Municipal Code 9.12.020 Public Nuisance Declared--Weeds and Other Flammable Materials

All weeds, growing or located upon streets, sidewalks or private property are hereby declared to be a public nuisance. For the purposes of this chapter, "weeds" shall include the following:

- A. Weeds which bear seeds of a downy or wingy nature.
- B. Sagebrush, chaparral, and any other brush or weeds which attain such large growth as to become, when dry, a fire menace to adjacent improved property.
- C. Weeds which are otherwise noxious or dangerous.
- D. Poison oak and poison ivy when the conditions of growth are such as to constitute a menace to the public health.
- E. Dry grass, stubble, brush, litter, or other flammable material which endangers the public safety by creating a fire hazard in a portion of the City which has been zoned for single and multiple residence purposes.

National City Municipal Code 1.36.010 Public Nuisance Defined

"Public Nuisance" means any condition defined or declared to be a public nuisance in any section of this code, and/or and condition caused, maintained or permitted to exist which constitutes a threat to the public's health, safety and welfare or which significantly obstructs, injures or interferes with the reasonable of free use of property in a neighborhood, community or to any considerable number of persons. A public nuisance also has the same meaning as set forth in California Civil Code Section 3479.

National City Municipal Code 1.36.060 Abatement-- Appeal-- Hearing

Within ten (10) days from the date of posting, mailing or personal service of the required notice, the owner or person occupying or controlling such lot or premises affected may appeal to the City Council. Such appeal shall be in writing and shall be filed with the City Clerk.

If you should have any questions, please feel free to call this number: 1-866-779-3774

Si usted tiene alguna pregunta, por favor llame al numero: 1-866-779-3774

Sa anumang katanungan, tumawag lang po sa numerong ito: 1-866-779-3774

Sincerely yours in public safety,

1-866-779-3774 ext. 311 or <http://fireprevention.net>

Fire Prevention Services***

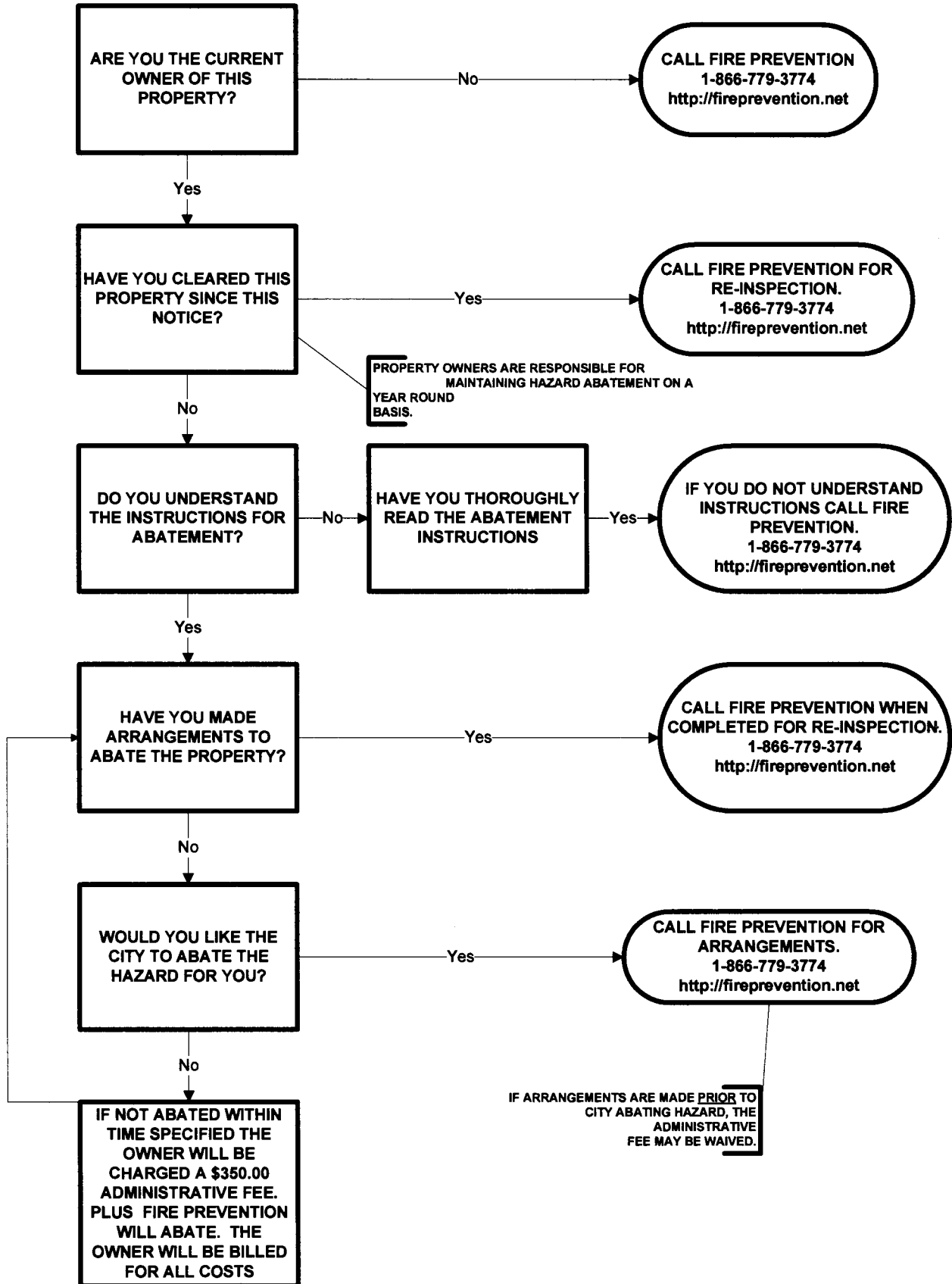
**You have the right to appeal this matter to the City Council within ten (10) days of the receipt of this notice.

The appeal shall be in writing and filed with the City Clerk. (NCMC 1.36.050)

***Fire Prevention Services, Inc. is under contract with the City of National City.

NATIONAL CITY FIRE DEPARTMENT

COMMON QUESTIONS AND ANSWERS



333 E. 16th Street : National City, CA : 91950-4596

CITY OF NATIONAL CITY

SCHEDULE OF FEES

1.	<u>Tractor Mowing</u>	
	A. per parcel, sized 1 to 7,500 square feet	\$250.00
	B. per parcel, sized 7,501 to 15,000 square feet	\$325.00
	C. per parcel, sized 15,001 square feet to 30,000 square feet	\$400.00
	D. per parcel, sized 30,001 square feet to one acre	\$450.00
	E. Per square foot over one acre	\$ 00.02
2.	<u>Hand Labor</u>	
	A. per square foot of area abated	\$ 00.10
3.	<u>Dozer Operation</u>	
	A. hourly rate	\$150.00
	B. move-on fee	\$150.00
4.	<u>Debris Remediation</u> (includes chipping, grinding, and/or shredding)	
	A. per cubic yard of material prior to chipping, and or compacting	\$ 38.00
	B. dump fees	(reimbursement of cost)
5.	<u>Administrative Fee</u> (failure to comply with final notice)	
	A. per parcel	\$350.00
6.	<u>Attorney Services</u>	
	A. per parcel, per hour	\$200.00
7.	<u>Assessment Fees</u> (includes preparing reports, attending hearings, etc.)	
	A. Cost confirmations fee, per parcel	\$275.00
8.	<u>Miscellaneous Fees</u>	
	A. special inspection fee	\$ 50.00
	B. abatement lien	\$ 50.00
	C. Interest on lien (apr)	10%
	D. release of abatement lien	\$ 50.00
	E. public notary	\$ 20.00
	F. File duplication fee	\$ 50.00
	G. Unscheduled Labor per man hour	\$ 50.00
	H. unscheduled fees	(reimbursement of cost)

CITY OF NATIONAL CITY FIRE DEPARTMENT

1243 National City Blvd : NATIONAL CITY, CA. 91950-4596

FINAL NOTICE TO ABATE PUBLIC NUISANCE

Owner: Brown Clara M
Address: 10037 Dunbar Ln
El Cajon, CA 92021

Parcel Number: 558 220 35 00
Date: 2/25/2020

COPY

Location of Public Nuisance: 3040 E 16th St

Instructions for Abatement: **Please clear the entire property of all weeds, dead vegetation, trash, debris and arundo. All piles of dead vegetation and debris must be removed from the property. (Please maintain any and all grasses below 3 inches year round)**

You are hereby directed to abate the public nuisance described above, of which you are the occupant or owner, **within ten (10) days of 2/25/2020**. **Your failure to comply with this order will result in you being charged the administrative fee and the City having your property cleaned by the City's contractor at **your** expense (per National City Municipal Code Chapter 1.36). A \$350.00 administrative fee will be charged in addition to the contractor's fees to clean the property (per Resolution number 94-97). Violations are also subject to prosecution as misdemeanors.

Guidelines For The Abatement of Flammable Vegetation

For the protection of life and property, remove all brush, flammable vegetation, or combustible growth which is located from thirty (30) feet to one hundred (100) feet from such a building or structure or to the property line, whichever is nearer, or as required by the Fire Department, including the maintenance of grass and other vegetation more than thirty (30) from such building or structure. Cuttings are to be removed from the property and disposed of properly. Vegetation is to be cut within two (2) inches of the ground.

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- B. When the Fire Chief or his/her designee deems any chimney, smokestack, stove, oven, incinerator, furnace or other heating device, electric fixture or any appurtenance thereto, or anything regulated under a nationally recognized standard in or upon any building, structure or premises not specifically mentioned in the Uniform Fire Code, to be defective or unsafe so as to create a hazard.
- C. When the Fire Chief or his/her designee finds any condition which in his/her judgment increases or may cause an increase of the hazard or menace of fire to a greater degree than customarily recognized as normal by persons in the public service regularly engaged in preventing, suppressing or extinguishing fire or any thing or act which may obstruct, delay, hinder or interfere with the operations of the fire department or the egress of occupants in the event of fire.

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- C. Weeds which are otherwise noxious or dangerous.
- D. Poison oak and poison ivy when the conditions of growth are such as to constitute a menace to the public health.
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Sa anumang katanungan, tumawag lang po sa numerong ito: 1-866-779-3774

Sincerely yours in public safety,

notice. 1-866-779-3774 ext. 311 or <http://fireprevention.net>

**You have the right to appeal this matter to the City Council within ten (10) days of the receipt of this notice. The appeal shall be in writing and filed with the City Clerk. (NCMC 1.36.050)

***Fire Prevention Services, Inc. is under contract with the City of National City.

Fire Prevention Services***
rev. 03/27/06, 04/24/06, 06/21/06

U.S. Postal Service™
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

EL CAJON, CA 92021

OFFICIAL USE

Certified Mail Fee	\$3.55
\$	\$2.85
Extra Services & Fees (check box, add fee as appropriate)	\$0.00
<input type="checkbox"/> Return Receipt (hardcopy)	\$0.00
<input type="checkbox"/> Return Receipt (electronic)	\$0.00
<input type="checkbox"/> Certified Mail Restricted Delivery	\$0.00
<input type="checkbox"/> Adult Signature Required	\$0.00
<input type="checkbox"/> Adult Signature Restricted Delivery	\$0.00

Postage \$0.55

\$ Total P \$6.95

\$ 558 220 35 00

Sent To: Brown Clara M

Street: 10037 Dunbar Ln

City, St: El Cajon CA 92021



NC

920 454 of 890

7019 1120 0001 2279 2859

Fire Prevention Services

P. O. Box 1720

El Cajon, CA 92022-1720



7019 1120 0001 2279 2859



1000



92021

U.S. POSTAGE PAID
FCM LETTER
EL CAJON, CA
92020
FEB 25, 20
AMOUNT

\$6.95

R2307M152783-09

**IMPORTANT
WEED & HAZARD
ABATEMENT NOTICE
INSIDE**

NAME _____
FIRST NOTICE 03-17-2020
SECOND NOTICE _____
RETURNED _____

Owner: Brown Clara M

Parcel Number: 558 22

Address: 10037 Dunbar Ln

Date: 2/25/2020

El Cajon, CA 92021

Location of Public Nuisance: 3040 E 16th St

Instructions for Abatement: Please clear the entire property of all

JNC

BC: 92022172020

*1404-00228-25-35

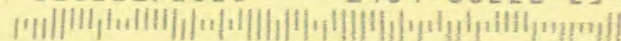
92022-1720


92021-253137

351

NIXIE 916 DE 1 0003/15/20

RETURN TO SENDER
UNCLAIMED
UNABLE TO FORWARD





NOTICE TO
ABATE
PUBLIC
NUISANCE

02/25/20 Re-Inspection



02/25/20 Re-Inspection

383



02/25/20 Re-⁵⁴Inspection



02/25/20 Re-Inspection



02/25/20 Re-Inspection

356



02/25/20 Re-Inspection



02/25/20 Re-Inspection



03/09/20 Final Inspection

359



03/09/20 Final Inspection



03/09/20 Final Inspection

A photograph showing a large pile of cut grass or brush in a yard. The pile is in the center, surrounded by green grass and weeds. To the left is a large tree trunk, and to the right is a chain-link fence. The background shows more greenery and a house.

03/09/20 Final Inspection



03/09/20 Final Inspection

A photograph showing a grassy area with a chain-link fence on the left side. The background is filled with dense green trees. The text "03/18/19 Inspection" is overlaid in white at the bottom center.

03/18/19 Inspection

364

468 of 890



03/18/19 Inspection

A photograph showing a large pile of brown mulch or straw in a grassy area. In the foreground, there is a chain-link fence with a sign that reads "PO NO TR KEEP". The background features a large tree on the left and a building partially visible through the trees.

03/18/19 Inspection



03/18/19 Inspection



03/18/19 Inspection

A photograph of a garden bed filled with green, leafy plants. In the background, there is a white lattice fence and some trees. The scene is outdoors and appears to be a well-maintained garden.

03/18/19 Inspection

369

473 of 890

CITY OF NATIONAL CITY FIRE DEPARTMENT

1243 National City Blvd.: NATIONAL CITY, CA. 91950-4596

WORK ORDER AUTHORIZATION

Authorization # 7017

Owner: Brown Clara M
Address: 10037 Dunbar Ln
El Cajon, CA 92021

Parcel #558 220 35 00 Job location:3040 E 16th St

Authorized by: R. Srew

Signature: 

Date: 3-18-2020

WHEN SIGNED THIS DOCUMENT ALLOWS RIGHT OF PASSAGE ONTO PRIVATE PROPERTY FOR THE PURPOSE OF FIRE VIOLATION / PUBLIC NUISANCE REDUCTION OR REMOVAL.

METHOD OF CLEARING

	Entire Parcel	Fire Break
Hand Cutting:	<u>11550</u> sq. ft.	Removal: _____ cu. yds.
Tractor Mowing:	_____ sq. ft.	Discing: _____ sq. ft.

CREW INFORMATION

<u>Crew</u>	<u>Date</u>
Type: <u>HAND</u>	<u>3/24/20</u>
Type: <u>HAND</u>	<u>3/25/20</u>
Type: _____	_____
Type: _____	_____

Notes: Please clear the entire property of all weeds, dead vegetation, trash, debris and arundo. All piles of dead vegetation and debris must be removed from the property. (Please maintain any and all grasses below 3 inches year round)

Work space for diagrams and amount of work done

Hand Sq. Ft.: 11,550

Tractor Sq. Ft.: 0

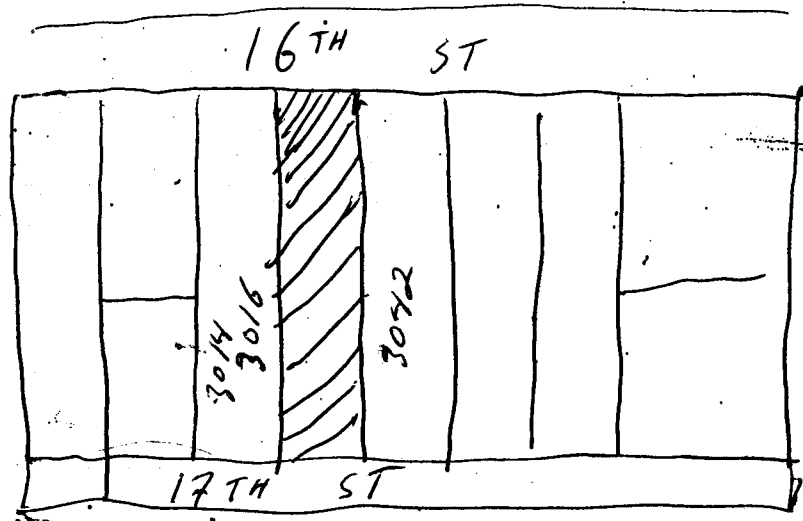
Total Removal Cu. Yds.: 0

Dump ticket: 0

Dump Charge: 0

HAND

$$66 \times 175 = 11,550$$





03/24/20 Before



03/24/20 Before

A photograph showing a residential area. On the left, there is a two-story house with a tan exterior and a dark brown wooden fence. A white tarp is draped over the fence. The foreground and middle ground are dominated by tall, green grass. In the background, there are other houses, trees, and a street lamp under a cloudy sky. The text "03/24/20 Before" is overlaid in white at the bottom center.

03/24/20 Before



03/24/20 Before



03/24/20 Before



03/24/20 Before

378

482 of 890



03/24/20 Before



03/25/20 After



03/25/20 After



03/25/20 After



03/25/20 After

383

487 of 890



03/25/20 After

Fire Prevention Services, Inc.

P.O. Box 1720 : El Cajon, CA 92022-1720

(619) 562-1058 : fax (619) 445-6336

<http://fireprevention.net>

3/30/2020

Brown Clara M
10037 Dunbar Ln
El Cajon, CA 92021

Parcel # 558 220 35 00
Location: 3040 E 16th St
-

COPY

Dear Brown Clara M,

This letter is to inform you that the **Public Nuisance** on the above referenced property was abated pursuant to a prior Notice to Abate and order of the City of National City.

Fire Prevention Services was contracted by the City of National City to help reduce Public Nuisances and potential fire violations thus improving the safety of its citizens.

The abatement work on your property was performed as mandated by The National City Municipal Code Chapter 1.36. The charges thus far total \$1,505.00. You will incur no further costs if this amount is paid within fifteen (15) days of the date of this notice.

Failure to pay this bill may result in the filing of an abatement lien upon your property.

Please make your check payable to Fire Prevention Services and include the Parcel # 558 220 35 00 on the check.

If you have any questions please call us direct at **(619) 562-1058**.

Sincerely,

Fire Prevention Services, Inc.
rev.05/19/06

NATIONAL CITY SCHEDULE OF FEES

<u>Tractor Mowing</u>		quantity	sub total
A.	per parcel, sized 1 to 7,500 square feet	_____	_____
B.	per parcel, sized 7,501 to 15,000 square feet	_____	_____
C.	per parcel, sized 15,001 square feet to 30,000 square feet	_____	_____
D.	per parcel, sized 30,001 square feet to one acre	_____	_____
E.	per square foot over one acre	_____ sq. ft.	_____

<u>Hand Labor</u>			
A.	per square foot of area abated	\$0.10	11,550 sq. Ft. 1,155.00

<u>Dozer Operation</u>			
A.	hourly rate	\$150.00	_____
B.	move-on fee	\$150.00	_____

<u>Debris Remediation</u> (includes chipping, grinding, and/or shredding)			
A.	per cubic yard of material prior to chipping, and or compacting	\$38.00	x _____ cu.yds = _____
B.	dump fees	(reimbursement of cost)	_____

<u>Administrative Fee</u> (failure to comply by deadline of notice)			
A.	per parcel	\$350.00	1 _____ \$350.00

<u>Attorney Services</u>			
A.	per parcel, per hour	\$200.00	_____

<u>Assessment Fees</u> (includes preparing reports, attending hearings, etc.)			
A.	cost confirmation fee, per parcel	\$275.00	_____

<u>Miscellaneous Fees Per Parcel</u>			
A.	special inspection fee	\$50.00	_____
B.	abatement lien	\$50.00	_____
C.	Interest on lien (apr)	10%	_____
D.	release of abatement lien	\$50.00	_____
E.	public notary	\$20.00	_____
F.	file duplication fee	\$50.00	_____
G.	unscheduled Labor per man hour	\$50.00	_____
H.	unscheduled fees	(reimbursement of cost)	_____

FILE # 7017 APN # 558-220-35 **TOTAL** \$ 1,505.00

Fire Prevention Services, Inc.

P.O. Box 1720 : El Cajon, CA 92022-1720

(619) 562-1058 : fax (619) 445-6336

<http://fireprevention.net>

Final Bill

4/22/2020

Brown Clara M
10037 Dunbar Ln
El Cajon, CA 92021

COPY

Ref: Parcel # 558 220 35 00

Dear Brown Clara M,

This is a reminder of the letter we sent you on 3/30/2020 and we have not received payment in the amount of \$1,505.00

If we do not receive payment within 10 days we will be required to seek appropriate action to collect these monies.

This action may include filing an abatement lien on your property and forwarding this bill to our collection agency. Under state and local law, costs for such action will be added to your total amount. Please tender a check to us immediately to avoid any further action.

Make your check payable to **Fire Prevention Services, Inc.**, and include the Parcel # 558 220 35 00 on the check.

Should you need to discuss this matter you may contact us at **(619) 562-1058**.

Sincerely,

Fire Prevention Services, Inc.
rev.05/19/06

SUMMARY REPORT FOR APN 558-320-22-00

04/04/19 Initial inspection was made, property was found to be in violation.

04/12/19 Mailed 30 day courtesy notice to the owner.

05/13/19 Re-inspection was made, property was found to be in violation.

05/13/19 Posted property.

05/14/19 Mailed 10 day final notice to the owner, certified mail.

05/28/19 Final inspection was made, property was found to be in violation.

05/29/19 Verified ownership information with County of San Diego.

06/12/19 Certified notice returned "unclaimed".

06/05/19 Work order authorization signed by District Official.

06/10/19 F.P.S.I. crews abated the property.

06/12/19 The owner was mailed a bill at the contracted rates.

07/02/19 The owner was mailed a final bill.

07/16/19 A Notice of Abatement was filed on the property.

05/21/19 The list of Fixed Charge Special Assessments [EXHIBIT "A"] and the City Clerk's "NOTICE OF PUBLIC CONFIRMATION OF COSTS HEARING" was served upon the property owner by means of Regular Mail, Certified Mail and Posting upon the property.

CITY OF NATIONAL CITY FIRE DEPARTMENT

1243 National City Blvd.: NATIONAL CITY, CA. 91950-4596

NOTICE TO ABATE PUBLIC NUISANCE

Owner: Casillas Jose D Castillas Estella V
Address: 1298 Fools Gold Way #1
Chula Vista, CA 91913

Parcel Number: 558 320 22 00

Date: 4/12/2019

COPY

Location of Public Nuisance: 2112 Rachael Ave

Instructions for Abatement: **Please clear the entire property of all weeds, dead vegetation, trash, debris and arundo. All piles of dead vegetation and debris must be removed from the property. (Please maintain any and all grasses below 3 inches year round)**

You are hereby directed to abate the public nuisance described above, of which you are the occupant or owner, **within thirty (30) days of 4/12/2019**. **Your failure to comply with this order will result in the City having your property cleaned by the City's contractor at **your** expense (per National City Municipal Code Chapter 1.36). A \$350.00 administrative fee will be charged in addition to the contractor's fees to clean the property (per Resolution number 94-97). Violations are also subject to prosecution as misdemeanors.

Guidelines For The Abatement of Flammable Vegetation

For the protection of life and property, remove all brush, flammable vegetation, or combustible growth which is located from thirty (30) feet to one hundred (100) feet from such a building or structure or to the property line, whichever is nearer, or as required by the Fire Department, including the maintenance of grass and other vegetation more than thirty (30) feet from such building or structure. Cuttings are to be removed from the property and disposed of properly. Vegetation is to be cut within two (2) inches of the ground.

"NOTICE REGARDING RARE, THREATENED OR ENDANGERED SPECIES"

If you have previously received a notice from the California Department of Fish and Game or the U.S. Fish and Wildlife Services that rare, threatened or endangered species of fish or wildlife have occurred on your property in the areas identified for fuel break clearance, YOU MUST NOTIFY BOTH AGENCIES AND THE NATIONAL CITY FIRE DEPARTMENT IN WRITING AT LEAST TEN (10) DAYS PRIOR TO BEGINNING VEGETATION CLEARING. IF THESE AGENCIES FAIL TO OBJECT OR NOTIFY YOU OF ANY ALTERNATIVE PROCEDURES WITHIN THOSE TEN (10) DAYS, YOU MAY THEN PROCEED TO CLEAR VEGETATION AS DIRECTED BY THIS NOTICE. Failure to provide notification to these agencies may render you liable under Federal or State Law to penalties.

National City Municipal Code 9.12.010 Public Nuisance Declared--In General

Any of the following conditions are hereby declared to constitute a public nuisance:

- A. When the Fire Chief or his/her designee determines that there exists in any building or on any premises combustible, hazardous or explosive materials or dangerous accumulations of rubbish; or unnecessary accumulations of wastepaper, boxes, shavings, or any highly flammable materials which are so situated as to endanger life or property; or finds obstructions to or on fire escapes, stairs, passageways, doors or windows that reasonably tend to interfere with the operations of the fire department or the egress of the occupants of such building or premises; or finds that the effectiveness of any exit door, attic separation or any fire separation wall is reduced; or finds that any provision of the Uniform Fire Code is being violated.
- B. When the Fire Chief or his/her designee deems any chimney, smokestack, stove, oven, incinerator, furnace or other heating device, electric fixture or any appurtenance thereto, or anything regulated under a nationally recognized standard in or upon any building, structure or premises not specifically mentioned in the Uniform Fire Code, to be defective or unsafe so as to create a hazard.
- C. When the Fire Chief or his/her designee finds any condition which in his/her judgment increases or may cause an increase of the hazard or menace of fire to a greater degree than customarily recognized as normal by persons in the public service regularly engaged in preventing, suppressing or extinguishing fire or any thing or act which may obstruct, delay, hinder or interfere with the operations of the fire department or the egress of occupants in the event of fire.

National City Municipal Code 9.12.020 Public Nuisance Declared--Weeds and Other Flammable Materials

All weeds, growing or located upon streets, sidewalks or private property are hereby declared to be a public nuisance. For the purposes of this chapter, "weeds" shall include the following:

- A. Weeds which bear seeds of a downy or wingy nature.
- B. Sagebrush, chaparral, and any other brush or weeds which attain such large growth as to become, when dry, a fire menace to adjacent improved property.
- C. Weeds which are otherwise noxious or dangerous.
- D. Poison oak and poison ivy when the conditions of growth are such as to constitute a menace to the public health.
- E. Dry grass, stubble, brush, litter, or other flammable material which endangers the public safety by creating a fire hazard in a portion of the City which has been zoned for single and multiple residence purposes.

National City Municipal Code 1.36.010 Public Nuisance Defined

"Public Nuisance" means any condition defined or declared to be a public nuisance in any section of this code, and/or and condition caused, maintained or permitted to exist which constitutes a threat to the public's health, safety and welfare or which significantly obstructs, injures or interferes with the reasonable of free use of property in a neighborhood, community or to any considerable number of persons. A public nuisance also has the same meaning as set forth in California Civil Code Section 3479.

National City Municipal Code 1.36.060 Abatement-- Appeal-- Hearing

Within ten (10) days from the date of posting, mailing or personal service of the required notice, the owner or person occupying or controlling such lot or premises affected may appeal to the City Council. Such appeal shall be in writing and shall be filed with the City Clerk.

If you should have any questions, please feel free to call this number: 1-866-779-3774

Si usted tiene alguna pregunta, por favor llame al numero: 1-866-779-3774

Sa anumang katanungan, tumawag lang po sa numerong ito: 1-866-779-3774

Sincerely yours in public safety,

1-866-779-3774 ext. 311 or <http://fireprevention.net>

Fire Prevention Services***

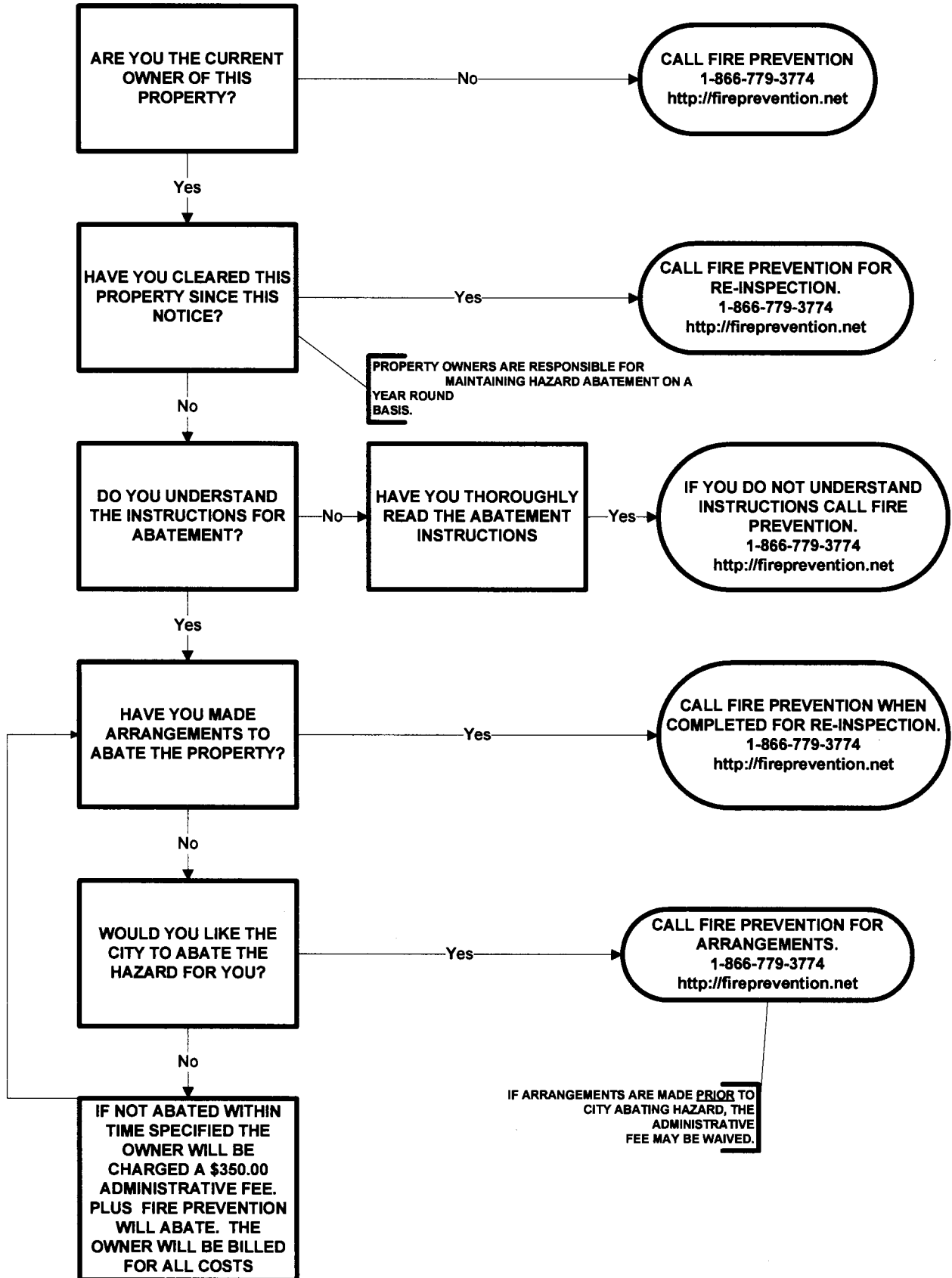
**You have the right to appeal this matter to the City Council within ten (10) days of the receipt of this notice.

The appeal shall be in writing and filed with the City Clerk. (NCMC 1.36.050)

***Fire Prevention Services, 889 is under contract with the City of National City.

NATIONAL CITY FIRE DEPARTMENT

COMMON QUESTIONS AND ANSWERS



CITY OF NATIONAL CITY

SCHEDULE OF FEES

1.	<u>Tractor Mowing</u>	
	A. per parcel, sized 1 to 7,500 square feet	\$250.00
	B. per parcel, sized 7,501 to 15,000 square feet	\$325.00
	C. per parcel, sized 15,001 square feet to 30,000 square feet	\$400.00
	D. per parcel, sized 30,001 square feet to one acre	\$450.00
	E. Per square foot over one acre	\$ 00.02
2.	<u>Hand Labor</u>	
	A. per square foot of area abated	\$ 00.10
3.	<u>Dozer Operation</u>	
	A. hourly rate	\$150.00
	B. move-on fee	\$150.00
4.	<u>Debris Remediation</u> (includes chipping, grinding, and/or shredding)	
	A. per cubic yard of material prior to chipping, and or compacting	\$ 38.00
	B. dump fees	(reimbursement of cost)
5.	<u>Administrative Fee</u> (failure to comply with final notice)	
	A. per parcel	\$350.00
6.	<u>Attorney Services</u>	
	A. per parcel, per hour	\$200.00
7.	<u>Assessment Fees</u> (includes preparing reports, attending hearings, etc.)	
	A. Cost confirmations fee, per parcel	\$275.00
8.	<u>Miscellaneous Fees</u>	
	A. special inspection fee	\$ 50.00
	B. abatement lien	\$ 50.00
	C. Interest on lien (apr)	10%
	D. release of abatement lien	\$ 50.00
	E. public notary	\$ 20.00
	F. File duplication fee	\$ 50.00
	G. Unscheduled Labor per man hour	\$ 50.00
	H. unscheduled fees	(reimbursement of cost)

CITY OF NATIONAL CITY FIRE DEPARTMENT

1243 National City Blvd : NATIONAL CITY, CA. 91950-4596

FINAL NOTICE TO ABATE PUBLIC NUISANCE

Owner: Casillas Jose D Castillas Estella V
Address: 1298 Fools Gold Way #1
Chula Vista, CA 91913

Parcel Number: 558 320 22 00

Date: 5/14/2019

COPY

Location of Public Nuisance: 2112 Rachael Ave

Instructions for Abatement: **Please clear the entire property of all weeds, dead vegetation, trash, debris and arundo. All piles of dead vegetation and debris must be removed from the property. (Please maintain any and all grasses below 3 inches year round)**

You are hereby directed to abate the public nuisance described above, of which you are the occupant or owner, **within ten (10) days of 5/14/2019**. ****Your failure to comply with this order will result in you being charged the administrative fee and the City having your property cleaned by the City's contractor at your expense (per National City Municipal Code Chapter 1.36). A \$350.00 administrative fee will be charged in addition to the contractor's fees to clean the property (per Resolution number 94-97). Violations are also subject to prosecution as misdemeanors.**

Guidelines For The Abatement of Flammable Vegetation

For the protection of life and property, remove all brush, flammable vegetation, or combustible growth which is located from thirty (30) feet to one hundred (100) feet from such a building or structure or to the property line, whichever is nearer, or as required by the Fire Department, including the maintenance of grass and other vegetation more than thirty (30) feet from such building or structure. Cuttings are to be removed from the property and disposed of properly. Vegetation is to be cut within two (2) inches of the ground.

"NOTICE REGARDING RARE, THREATENED OR ENDANGERED SPECIES"

If you have previously received a notice from the California Department of Fish and Game or the U.S. Fish and Wildlife Services that rare, threatened or endangered species of fish or wildlife have occurred on your property in the areas identified for fuel break clearance, YOU MUST NOTIFY BOTH AGENCIES AND THE NATIONAL CITY FIRE DEPARTMENT IN WRITING AT LEAST TEN (10) DAYS PRIOR TO BEGINNING VEGETATION CLEARING. IF THESE AGENCIES FAIL TO OBJECT OR NOTIFY YOU OF ANY ALTERNATIVE PROCEDURES WITHIN THOSE TEN (10) DAYS, YOU MAY THEN PROCEED TO CLEAR VEGETATION AS DIRECTED BY THIS NOTICE. Failure to provide notification to these agencies may render you liable under Federal or State Law to penalties.

National City Municipal Code 9.12.010 Public Nuisance Declared--In General

Any of the following conditions are hereby declared to constitute a public nuisance:

- A. When the Fire Chief or his/her designee determines that there exists in any building or on any premises combustible, hazardous or explosive materials or dangerous accumulations of rubbish; or unnecessary accumulations of wastepaper, boxes, shavings, or any highly flammable materials which are so situated as to endanger life or property; or finds obstructions to or on fire escapes, stairs, passageways, doors or windows that reasonably tend to interfere with the operations of the fire department or the egress of the occupants of such building of premises; or finds that the effectiveness of any exit door, attic separation or any fire separation wall is reduced; or finds that any provision of the Uniform Fire Code is being violated.
- B. When the Fire Chief or his/her designee deems any chimney, smokestack, stove, oven, incinerator, furnace or other heating device, electric fixture or any appurtenance thereto, or anything regulated under a nationally recognized standard in or upon any building, structure or premises not specifically mentioned in the Uniform Fire Code, to be defective or unsafe so as to create a hazard.
- C. When the Fire Chief or his/her designee finds any condition which in his/her judgment increases or may cause an increase of the hazard or menace of fire to a greater degree that customarily recognized as normal by persons in the public service regularly engaged in preventing, suppressing or extinguishing fire or any thing or act which may obstruct, delay, hinder or interfere with the operations of the fire department or the egress of occupants in the event of fire.

National City Municipal Code 9.12.020 Public Nuisance Declared--Weeds and Other Flammable Materials

All weeds, growing or located upon streets, sidewalks or private property are hereby declared to be a public nuisance. For the purposes of this chapter, "weeds" shall include the following:

- A. Weeds which bear seeds of a downy or wingy nature.
- B. Sagebrush, chaparral, and any other brush or weeds which attain such large growth as to become, when dry, a fire menace to adjacent improved property.
- C. Weeds which are otherwise noxious or dangerous.
- D. Poison oak and poison ivy when the conditions of growth are such as to constitute a menace the the public health.
- E. Dry grass, stubble, brush, litter, or other flammable material which endangers the public safety by creating a fire hazard in a portion of the City which has been zoned for single and multiple residence purposes.

National City Municipal Code 1.36.010 Public Nuisance Defined

"Public Nuisance" means any condition defined or declared to be a public nuisance in any section of this code, and/or and condition caused, maintained or permitted to exist which constitutes a threat to the public's health, safety and welfare or which significantly obstructs, injures or interferes with the reasonable of free use of property in a neighborhood, community or to any considerable number of persons. A public nuisance also has the same meaning as set forth in California Civil Code Section 3479.

National City Municipal Code 1.36.060 Abatement-- Appeal-- Hearing

Within ten (10) days from the date of posting, mailing or personal service of the required notice, the owner or person occupying or controlling such lot or premises affected may appeal to the City Council. Such appeal shall be in writing and shall be filed with the City Clerk.

If you should have any questions, please feel free to call this number: 1-866-779-3774

Si usted tiene alguna pregunta, por favor llame al numero: 1-866-779-3774

Sa anumang katanungan, tumawag lang po sa numerong ito: 1-866-779-3774

Sincerely yours in public safety,

notice. 1-866-779-3774 ext. 311 or <http://fireprevention.net>

**You have the right to appeal this matter to the City Council within ten (10) days of the receipt of this

The appeal shall be in writing and filed with the City Clerk. (NCMC 1.36.050)

***Fire Prevention Services, Inc. is under contract with the City of National City.

Fire Prevention Services***

rev. 03/27/06, 04/24/06, 06/21/06

U.S. Postal Service™
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

CHULA VISTA, CA 91913

OFFICIAL USE

Certified Mail Fee \$3.50

\$ 2.80

Extra Services & Fees (check box, add fee as appropriate)

- Return Receipt (hardcopy) \$ 0.00
- Return Receipt (electronic) \$ 0.00
- Certified Mail Restricted Delivery \$ 0.00
- Adult Signature Required \$ 0.00
- Adult Signature Restricted Delivery \$

Postage \$0.55

\$

Total P \$6.85

\$ 558 320 22 00

Sent To: Casillas Jose D
Street: 1298 Fools Gold Way #1
City, S: Chula Vista CA 91913

0020
36

SDSN
MAY 14 2019
Postmark Here
05/14/2019
NC

497 of 890

7018 0360 0001 8867 2324

Fire Prevention Services

P. O. Box 1720
El Cajon, CA 92022-1720



7018 0360 0001 8867 2324



1000



91913

U.S. POSTAGE PAID
FCM LETTER
EL CAJON, CA
92020
MAY 14, 19
AMOUNT

\$6.85

R2303S103281-36

**IMPORTANT
WEED & HAZARD
ABATEMENT NOTICE
INSIDE**

SK 5/16/19

NAME
FIRST NOTICE 06-11-19
SECOND NOTICE
RETURNED

Sender: Casillas Jose D
Address: 1298 Fools Gold Way #1
Chula Vista, CA 91913

Parcel Number: 558 320 2

Date: 5/14/2019

Location of Public Nuisance: 2112 Rachael Ave

Instructions for Abatement: Please clear the entire property of all weed

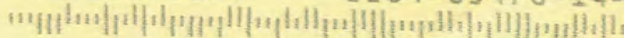
394

019392381930

NIXIE 911 DE 1 0006/09/19

RETURN TO SENDER
UNCLAIMED
UNABLE TO FORWARD

BC: 92022172020 *2204-03476-14-42



NOTICE TO
ABATE
PUBLIC
NUISANCE

05/13/19 Re-Inspection



05/13/19 Re-Inspection



05/13/19 Re-Inspection



05/13/19 Re-Inspection



05/13/19 Re-Inspection

399

503 of 890



05/13/19 Re-Inspection



05/13/19 Re-Inspection



05/28/19 Final Inspection



05/28/19 Final Inspection



05/28/19 Final Inspection



05/28/19 Final Inspection



05/28/19 Final Inspection

A photograph of a residential property. In the foreground, there is a black metal fence with vertical bars. Behind the fence, a tan storage container is visible. In the background, there is a house with a brown roof and a white wall. The property is surrounded by tall grass and trees. The sky is blue.

05/28/19 Final Inspection

407

511 of 890



05/28/19 Final Inspection



05/28/19 Final Inspection



06/05/19 Inspection



06/05/19 Inspection




06/05/19 Inspection



06/05/19 Inspection

413

517 of 890



06/05/19 Inspection

414

518 of 890



06/05/19 Inspection

415

CITY OF NATIONAL CITY FIRE DEPARTMENT

1243 National City Blvd.: NATIONAL CITY, CA. 91950-4596

WORK ORDER AUTHORIZATION

Authorization # 6504

Owner: Casillas Jose D Castillas Estella V
Address: 1298 Fools Gold Way #1
Chula Vista, CA 91913

Parcel #558 320 22 00 Job location:2112 Rachael Ave

Authorized by: R. DREW

Signature: 

Date: 10-5-19

WHEN SIGNED THIS DOCUMENT ALLOWS RIGHT OF PASSAGE ONTO PRIVATE PROPERTY FOR THE PURPOSE OF FIRE VIOLATION / PUBLIC NUISANCE REDUCTION OR REMOVAL.

METHOD OF CLEARING

	Entire Parcel	Fire Break
Hand Cutting:	<u>17,975</u> sq. ft.	Removal: _____ cu. yds.
Tractor Mowing:	_____ sq. ft.	Discing: _____ sq. ft.

CREW INFORMATION

<u>Crew</u>	<u>Date</u>
Type: <u>HAND</u>	<u>6/10/19</u>
Type: _____	_____
Type: _____	_____
Type: _____	_____

Notes: Please clear the entire property of all weeds, dead vegetation, trash, debris and arundo. All piles of dead vegetation and debris must be removed from the property. (Please maintain any and all grasses below 3 inches year round)

Work space for diagrams and amount of work done

Hand Sq. Ft.: 17,975

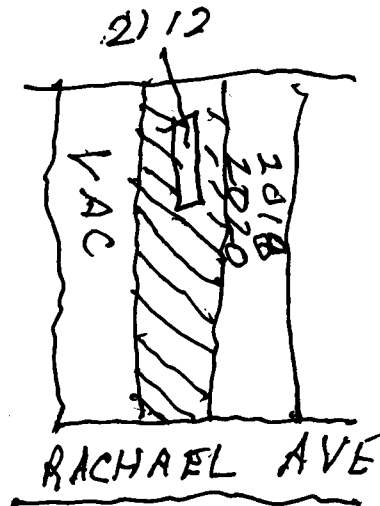
Tractor Sq. Ft.: 0

Total Removal Cu. Yds.: 0

Dump ticket: 0

Dump Charge: 0

Hand - $75 \times 200 = 15,000$
- $35 \times 85 = 2,975$





06/10/19 Before

JUN 10 2019



06/10/19 Before

JUN 10 2019



06/10/19 After

JUN 10 2019



06/10/19 After

JUN 10 2019

Fire Prevention Services, Inc.

P.O. Box 1720 : El Cajon, CA 92022-1720

(866) 779-3774 : fax (619) 445-6336

<http://fireprevention.net>

6/12/2019

Casillas Jose D Castillas Estella V
1298 Fools Gold Way #1
Chula Vista, CA 91913

Parcel # 558 320 22 00
Location: 2112 Rachael Ave

COPY

Dear Casillas Jose D Castillas Estella V,

This letter is to inform you that the **Public Nuisance** on the above referenced property was abated pursuant to a prior Notice to Abate and order of the City of National City.

Fire Prevention Services was contracted by the City of National City to help reduce Public Nuisances and potential fire violations thus improving the safety of its citizens.

The abatement work on your property was performed as mandated by The National City Municipal Code Chapter 1.36. The charges thus far total \$2,147.50. You will incur no further costs if this amount is paid within fifteen (15) days of the date of this notice.

Failure to pay this bill may result in the filing of an abatement lien upon your property.

Please make your check payable to Fire Prevention Services and include the Parcel # 558 320 22 00 on the check.

If you have any questions please call us direct at **(866) 779-3774**.

Sincerely,

Fire Prevention Services, Inc.

rev.05/19/06

NATIONAL CITY SCHEDULE OF FEES

Tractor Mowing

		quantity	sub total
A. per parcel, sized 1 to 7,500 square feet	\$250.00	_____	_____
B. per parcel, sized 7,501 to 15,000 square feet	\$325.00	_____	_____
C. per parcel, sized 15,001 square feet to 30,000 square feet	\$400.00	_____	_____
D. per parcel, sized 30,001 square feet to one acre	\$450.00	_____	_____
E. per square foot over one acre	\$00.02	_____ sq. ft.	_____

Hand Labor

A. per square foot of area abated	\$0.10	17.975 sq. Ft.	1,797.50
-----------------------------------	--------	----------------	----------



Dozer Operation

A. hourly rate	\$150.00	_____	_____
B. move-on fee	\$150.00	_____	_____

Debris Remediation (includes chipping, grinding, and/or shredding)

A. per cubic yard of material prior to chipping, and or compacting	\$38.00	X	_____ cu.yds =	_____
B. dump fees (reimbursement of cost)			_____	_____

Administrative Fee (failure to comply by deadline of notice)

A. per parcel	\$350.00	1	\$350.00
---------------	----------	---	----------

Attorney Services

A. per parcel, per hour	\$200.00	_____	_____
-------------------------	----------	-------	-------

Assessment Fees (includes preparing reports, attending hearings, etc.)

A. cost confirmation fee, per parcel	\$275.00	_____	_____
--------------------------------------	----------	-------	-------

Miscellaneous Fees Per Parcel

A. special inspection fee	\$50.00	_____	_____
B. abatement lien	\$50.00	_____	_____
C. Interest on lien (apr)	10%	_____	_____
D. release of abatement lien	\$50.00	_____	_____
E. public notary	\$20.00	_____	_____
F. file duplication fee	\$50.00	_____	_____
G. unscheduled Labor per man hour	\$50.00	_____	_____
H. unscheduled fees (reimbursement of cost)		_____	_____

FILE # 6504 APN # 558-320-22-00 **TOTAL** \$ 2,147.50

Fire Prevention Services, Inc.

P.O. Box 1720 : El Cajon, CA 92022-1720

(866) 779-3774 : fax (619) 445-6336

<http://fireprevention.net>

Final Bill

7/2/2019

Casillas Jose D Castillas Estella V
1298 Fools Gold Way #1
Chula Vista, CA 91913

COPY

Ref: Parcel # 558 320 22 00

Dear Casillas Jose D Castillas Estella V,

This is a reminder of the letter we sent you on 6/12/2019 and we have not received payment in the amount of \$2,147.50

If we do not receive payment within 10 days we will be required to seek appropriate action to collect these monies.

This action may include filing an abatement lien on your property and forwarding this bill to our collection agency. Under state and local law, costs for such action will be added to your total amount. Please tender a check to us immediately to avoid any further action.

Make your check payable to **Fire Prevention Services, Inc.**, and include the Parcel # 558 320 22 00 on the check.

Should you need to discuss this matter you may contact us at **(866) 779-3774**.

Sincerely,

Fire Prevention Services, Inc.

rev.05/19/06

RECORDING REQUESTED BY

Fire Prevention Services, Inc.
PO Box 2012
Alpine, CA 91903-2012
(619) 562-1058 fax (619) 445-6336

DOC# 2019-0286887



Jul 17, 2019 10:37 AM

OFFICIAL RECORDS
Ernest J. Dronenburg, Jr.,
SAN DIEGO COUNTY RECORDER
FEES: \$0.00 (SB2 Atkins: \$0.00)

AND WHEN RECORDED MAIL TO

Fire Prevention Services, Inc.
PO Box 2012
Alpine, CA 91903-2012

PAGES: 1

NOTICE OF ABATEMENT

**TO THE CURRENT OWNER OF RECORD AND ANY FUTURE OWNERS/PURCHASERS OF THE
HEREIN DESCRIBED PROPERTY**

WHEREAS it was determined that a violation of Chapter 1.36 of the National City Municipal Code did exist, and

WHEREAS such violation was ordered abated on 6/5/2019, and

WHEREAS representatives of the National City Fire Department abated the violation(s) on 6/10/2019, and

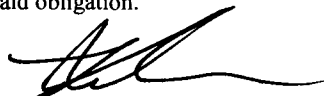
WHEREAS the charge for such abatement amounted to \$2,217.50;

THEREFORE be it known that an abatement obligation exists on the property regardless of owner until paid. The current owner of the property is Casillas Jose D Castillas Estella V at 1298 Fools Gold Way #1, Chula Vista, CA 91913 described as follows:

APN # 558 320 22 00
ADDRESS: 2112 Rachael Ave
LEGAL DESCRIPTION: Lot 383 Tr 1748

This abatement obligation shall attach to the property, not the owner, and may not be extinguished by a tax sale under the California Revenue and Taxation Code Section 3712. After confirmation by the City Council shall become a special assessment on the property tax bill. If not paid pursuant to State Law and State Tax Lien Law, the property may be sold to satisfy that obligation. The amount of such claim shall be plus interest and other costs which may hereafter become due. This filing does not preclude the filing of legal action for collection. Should such actions be required or determined to be appropriate, reasonable legal fees will be incurred and added to said obligation.

DATED: July 16, 2019

BY: 
Ken Osborn, Fire Prevention Services, Inc.,
Designee for National City Fire Department

Certificate Of Acknowledgement

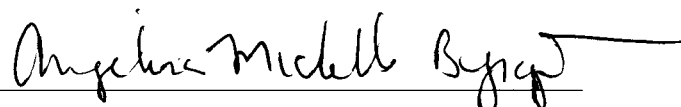
A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document, to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California)
County of San Diego)

On July 16, 2019 before me, Angelina Michelle Byington, Notary Public, personally appeared Ken Osborn, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.





(Seal)

SUMMARY REPORT FOR APN 559-101-07-00

06/26/19 Initial inspection was made, property was found to be in violation.

06/27/19 Mailed 30 day courtesy notice to the owner.

07/29/19 Re-inspection was made, property was found to be in violation.

07/29/19 Posted property.

07/31/19 Mailed 10 day final notice to the owner, certified mail.

08/06/19 Received signed certified return receipt.

08/12/19 Final inspection was made, property was found to be in violation.

08/14/19 Verified ownership information with County of San Diego.

08/28/19 Work order authorization signed by District Official.

09/06/19 F.P.S.I. crews attempted to abate the property and found compliant.

09/09/19 The owner was mailed an Administrative bill at the contracted rates.

09/30/19 The owner was mailed a final bill.

10/15/19 A Notice of Abatement was filed on the property.

05/21/20 The list of Fixed Charge Special Assessments [EXHIBIT "A"] and the City Clerk's "NOTICE OF PUBLIC CONFIRMATION OF COSTS HEARING" was served upon the property owner by means of Regular Mail, Certified Mail and Posting upon the property.

CITY OF NATIONAL CITY FIRE DEPARTMENT

1243 National City Blvd.: NATIONAL CITY, CA. 91950-4596

NOTICE TO ABATE PUBLIC NUISANCE

Owner: Yanez Luis A
Address: 1818 Wilson Ave
National City, CA 91950

Parcel Number: 559 101 07 00
Date: 6/27/2019

COPY

Location of Public Nuisance: 1818 Wilson Ave

Instructions for Abatement: Please clear the entire property of all weeds, dead vegetation, trash, debris and arundo. All piles of dead vegetation and debris must be removed from the property. (Please maintain any and all grasses below 3 inches year round)(Includes alley)

You are hereby directed to abate the public nuisance described above, of which you are the occupant or owner, **within thirty (30) days of 6/27/2019**. **Your failure to comply with this order will result in the City having your property cleaned by the City's contractor at **your** expense (per National City Municipal Code Chapter 1.36). A \$350.00 administrative fee will be charged in addition to the contractor's fees to clean the property (per Resolution number 94-97). Violations are also subject to prosecution as misdemeanors.

Guidelines For The Abatement of Flammable Vegetation

For the protection of life and property, remove all brush, flammable vegetation, or combustible growth which is located from thirty (30) feet to one hundred (100) feet from such a building or structure or to the property line, whichever is nearer, or as required by the Fire Department, including the maintenance of grass and other vegetation more than thirty (30) from such building or structure. Cuttings are to be removed from the property and disposed of properly. Vegetation is to be cut within two (2) inches of the ground.

"NOTICE REGARDING RARE, THREATENED OR ENDANGERED SPECIES"

If you have previously received a notice from the California Department of Fish and Game or the U.S. Fish and Wildlife Services that rare, threatened or endangered species of fish or wildlife have occurred on your property in the areas identified for fuel break clearance, YOU MUST NOTIFY BOTH AGENCIES AND THE NATIONAL CITY FIRE DEPARTMENT IN WRITING AT LEAST TEN (10) DAYS PRIOR TO BEGINNING VEGETATION CLEARING. IF THESE AGENCIES FAIL TO OBJECT OR NOTIFY YOU OF ANY ALTERNATIVE PROCEDURES WITHIN THOSE TEN (10) DAYS, YOU MAY THEN PROCEED TO CLEAR VEGETATION AS DIRECTED BY THIS NOTICE. Failure to provide notification to these agencies may render you liable under Federal or State Law to penalties.

National City Municipal Code 9.12.010 Public Nuisance Declared--In General

Any of the following conditions are hereby declared to constitute a public nuisance:

- A. When the Fire Chief or his/her designee determines that there exists in any building or on any premises combustible, hazardous or explosive materials or dangerous accumulations of rubbish; or unnecessary accumulations of wastepaper, boxes, shavings, or any highly flammable materials which are so situated as to endanger life or property; or finds obstructions to or on fire escapes, stairs, passageways, doors or windows that reasonably tend to interfere with the operations of the fire department or the egress of the occupants of such building of premises; or finds that the effectiveness of any exit door, attic separation or any fire separation wall is reduced; or finds that any provision of the Uniform Fire Code is being violated.
- B. When the Fire Chief or his/her designee deems any chimney, smokestack, stove, oven, incinerator, furnace or other heating device, electric fixture or any appurtenance thereto, or anything regulated under a nationally recognized standard in or upon any building, structure or premises not specifically mentioned in the Uniform Fire Code, to be defective or unsafe so as to create a hazard.
- C. When the Fire Chief or his/her designee finds any condition which in his/her judgment increases or may cause an increase of the hazard or menace of fire to a greater degree than customarily recognized as normal by persons in the public service regularly engaged in preventing, suppressing or extinguishing fire or any thing or act which may obstruct, delay, hinder or interfere with the operations of the fire department or the egress of occupants in the event of fire.

National City Municipal Code 9.12.020 Public Nuisance Declared--Weeds and Other Flammable Materials

All weeds, growing or located upon streets, sidewalks or private property are hereby declared to be a public nuisance. For the purposes of this chapter, "weeds" shall include the following:

- A. Weeds which bear seeds of a downy or wingy nature.
- B. Sagebrush, chaparral, and any other brush or weeds which attain such large growth as to become, when dry, a fire menace to adjacent improved property.
- C. Weeds which are otherwise noxious or dangerous.
- D. Poison oak and poison ivy when the conditions of growth are such as to constitute a menace to the public health.
- E. Dry grass, stubble, brush, litter, or other flammable material which endangers the public safety by creating a fire hazard in a portion of the City which has been zoned for single and multiple residence purposes.

National City Municipal Code 1.36.010 Public Nuisance Defined

"Public Nuisance" means any condition defined or declared to be a public nuisance in any section of this code, and/or and condition caused, maintained or permitted to exist which constitutes a threat to the public's health, safety and welfare or which significantly obstructs, injures or interferes with the reasonable of free use of property in a neighborhood, community or to any considerable number of persons. A public nuisance also has the same meaning as set forth in California Civil Code Section 3479.

National City Municipal Code 1.36.060 Abatement-- Appeal-- Hearing

Within ten (10) days from the date of posting, mailing or personal service of the required notice, the owner or person occupying or controlling such lot or premises affected may appeal to the City Council. Such appeal shall be in writing and shall be filed with the City Clerk.

If you should have any questions, please feel free to call this number: 1-866-779-3774
Si usted tiene alguna pregunta, por favor llame al numero: 1-866-779-3774
Sa anumang katanungan, tumawag lang po sa numerong ito: 1-866-779-3774

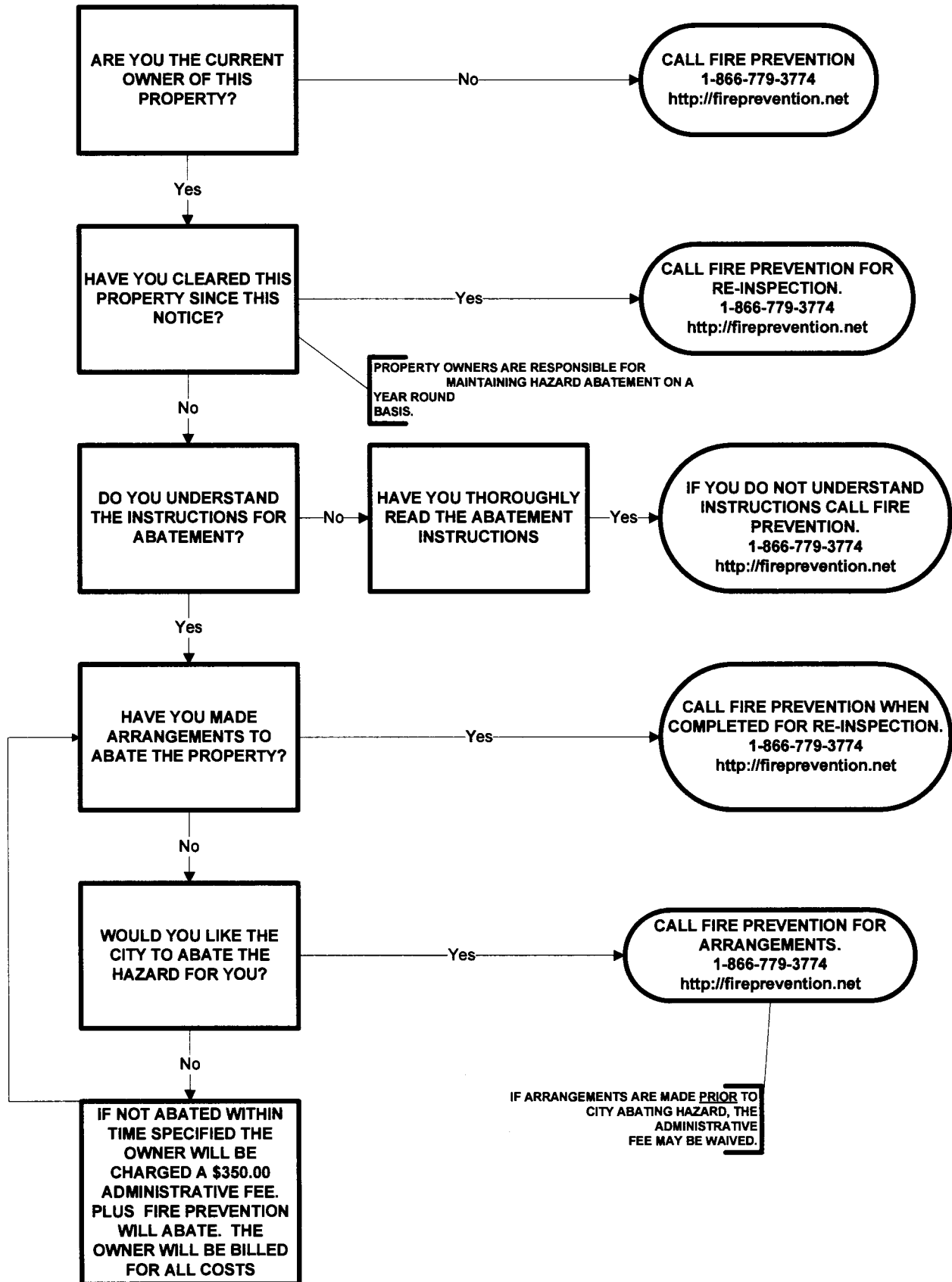
Sincerely yours in public safety,

1-866-779-3774 ext. 311 or <http://fireprevention.net>

**You have the right to appeal this matter to the City Council within ten (10) days of the receipt of this notice.
The appeal shall be in writing and filed with the City Clerk. (NCMC 1.36.050)
***Fire Prevention Services, Inc. is under contract with the City of National City

NATIONAL CITY FIRE DEPARTMENT

COMMON QUESTIONS AND ANSWERS



CITY OF NATIONAL CITY

SCHEDULE OF FEES

1.	<u>Tractor Mowing</u>	
	A. per parcel, sized 1 to 7,500 square feet	\$250.00
	B. per parcel, sized 7,501 to 15,000 square feet	\$325.00
	C. per parcel, sized 15,001 square feet to 30,000 square feet	\$400.00
	D. per parcel, sized 30,001 square feet to one acre	\$450.00
	E. Per square foot over one acre	\$ 00.02
2.	<u>Hand Labor</u>	
	A. per square foot of area abated	\$ 00.10
3.	<u>Dozer Operation</u>	
	A. hourly rate	\$150.00
	B. move-on fee	\$150.00
4.	<u>Debris Remediation</u> (includes chipping, grinding, and/or shredding)	
	A. per cubic yard of material prior to chipping, and or compacting	\$ 38.00
	B. dump fees	(reimbursement of cost)
5.	<u>Administrative Fee</u> (failure to comply with final notice)	
	A. per parcel	\$350.00
6.	<u>Attorney Services</u>	
	A. per parcel, per hour	\$200.00
7.	<u>Assessment Fees</u> (includes preparing reports, attending hearings, etc.)	
	A. Cost confirmations fee, per parcel	\$275.00
8.	<u>Miscellaneous Fees</u>	
	A. special inspection fee	\$ 50.00
	B. abatement lien	\$ 50.00
	C. Interest on lien (apr)	10%
	D. release of abatement lien	\$ 50.00
	E. public notary	\$ 20.00
	F. File duplication fee	\$ 50.00
	G. Unscheduled Labor per man hour	\$ 50.00
	H. unscheduled fees	(reimbursement of cost)

CITY OF NATIONAL CITY FIRE DEPARTMENT

1243 National City Blvd : NATIONAL CITY, CA. 91950-4596

FINAL NOTICE TO ABATE PUBLIC NUISANCE

Owner: Yanez Luis A Parcel Number: 559 101 07 00
Address: 1818 Wilson Ave Date: 7/31/2019
National City, CA 91950

COPY

Location of Public Nuisance: 1818 Wilson Ave

Instructions for Abatement: **Please clear the entire property of all weeds, dead vegetation, trash, debris and arundo. All piles of dead vegetation and debris must be removed from the property. (Please maintain any and all grasses below 3 inches year round)(Includes alley)**

You are hereby directed to abate the public nuisance described above, of which you are the occupant or owner, **within ten (10) days of 7/31/2019**. **Your failure to comply with this order will result in you being charged the administrative fee and the City having your property cleaned by the City's contractor at **your** expense (per National City Municipal Code Chapter 1.36). A \$350.00 administrative fee will be charged in addition to the contractor's fees to clean the property (per Resolution number 94-97). Violations are also subject to prosecution as misdemeanors.

Guidelines For The Abatement of Flammable Vegetation

For the protection of life and property, remove all brush, flammable vegetation, or combustible growth which is located from thirty (30) feet to one hundred (100) feet from such a building or structure or to the property line, whichever is nearer, or as required by the Fire Department, including the maintenance of grass and other vegetation more than thirty (30) feet from such building or structure. Cuttings are to be removed from the property and disposed of properly. Vegetation is to be cut within two (2) inches of the ground.

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- B. When the Fire Chief or his/her designee deems any chimney, smokestack, stove, oven, incinerator, furnace or other heating device, electric fixture or any appurtenance thereto, or anything regulated under a nationally recognized standard in or upon any building, structure or premises not specifically mentioned in the Uniform Fire Code, to be defective or unsafe so as to create a hazard.
- C. When the Fire Chief or his/her designee finds any condition which in his/her judgment increases or may cause an increase of the hazard or menace of fire to a greater degree that customarily recognized as normal by persons in the public service regularly engaged in preventing, suppressing or extinguishing fire or any thing or act which may obstruct, delay, hinder or interfere with the operations of the fire department or the egress of occupants in the event of fire.

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If you should have any questions, please feel free to call this number: 1-866-779-3774

Si usted tiene alguna pregunta, por favor llame al numero: 1-866-779-3774

Sa anumang katanungan, tumawag lang po sa numerong ito: 1-866-779-3774

Sincerely yours in public safety,

notice. 1-866-779-3774 ext. 311 or <http://fireprevention.net>

**You have the right to appeal this matter to the City Council within ten (10) days of the receipt of this notice. The appeal shall be in writing and filed with the City Clerk. (NCMC 1.36.050)

***Fire Prevention Services, Inc. is under contract with the City of National City.

Fire Prevention Services***

535 of 890

U.S. Postal Service™
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

NATIONAL CITY, CA 91950

Certified Mail Fee **\$3.50**

\$ **\$2.80**

Extra Services & Fees (check box, add fee as appropriate)

Return Receipt (hardcopy) \$ **\$0.00**

Return Receipt (electronic) \$ **\$0.00**

Certified Mail Restricted Delivery \$ **\$0.00**

Adult Signature Required \$ **\$0.00**

Adult Signature Restricted Delivery \$ **\$0.00**

Postage **\$0.55**

\$ **\$6.95**
Total Postage: **659 101 07 00**

\$
Sent To Yanez Luis A
Street and Apt. 1818 Wilson Ave
City, State, ZIP National City 32 CA

07/31/2019
NC



536 of 890

7018 0360 0001 8873 9959

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mailpiece, or on the front if space permits.

559 101 07 00 NC
 Yanez Luis A
 1818 Wilson Ave
 National City CA 91950



9590 9402 4723 8344 8874 00

7018 0360 0001 8873 9951 483

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

- Agent
 Addressee

B. Received by (*Printed Name*)

C. Date of Delivery

D. Is delivery address different from item 1? Yes
 If YES, enter delivery address below: No

3. Service Type

- | | |
|--|--|
| <input type="checkbox"/> Adult Signature | <input type="checkbox"/> Priority Mail Express® |
| <input type="checkbox"/> Adult Signature Restricted Delivery | <input type="checkbox"/> Registered Mail™ |
| <input type="checkbox"/> Certified Mail® | <input type="checkbox"/> Registered Mail Restricted Delivery |
| <input type="checkbox"/> Certified Mail Restricted Delivery | <input type="checkbox"/> Return Receipt for Merchandise |
| <input type="checkbox"/> Collect on Delivery | <input type="checkbox"/> Signature Confirmation™ |
| <input type="checkbox"/> Collect on Delivery Restricted Delivery | |
| Mail | |
| Mail Restricted Delivery | |
| (over 500) | |

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07/29/19 Re-Inspection

434

538 of 890



07/29/19 Re-Inspection



07/29/19 Re-Inspection

A photograph showing a residential scene. In the foreground, a white tarp is draped over an object, partially obscuring it. To the left, a white car is parked. In the background, there is a white fence and some greenery. The overall scene appears to be a residential area with some clutter or debris.

07/29/19 Re-Inspection

A pink sign is mounted on a wooden post. The sign has the text "NOTICE OF ABATEMENT FOR PUBLIC NUISANCE" printed on it in black, bold, capital letters. The sign is slightly wrinkled and is positioned in front of a large, dense, green and brown shrub. The background shows a concrete sidewalk and a concrete wall.

NOTICE OF
ABATEMENT FOR
PUBLIC NUISANCE

07/29/19 Re-Inspection

1818

07/29/19 Re-Inspection

NOTICE TO
ABATE
PUBLIC
NUISANCE



08/12/19 Final Inspection



08/12/19 Final Inspection



08/12/19 Final Inspection



08/12/19 Final Inspection



08/28/19 Inspection



08/28/19 Inspection



08/28/19 Inspection

446

550 of 890

CITY OF NATIONAL CITY FIRE DEPARTMENT

1243 National City Blvd.: NATIONAL CITY, CA. 91950-4596

WORK ORDER AUTHORIZATION

Authorization # 6882

Owner: Yanez Luis A
Address: 1818 Wilson Ave
National City, CA 91950

Parcel #559 101 07 00 Job location:1818 Wilson Ave

Authorized by: R. Drew

Signature: *[Signature]*

Date: 8-28-19

WHEN SIGNED THIS DOCUMENT ALLOWS RIGHT OF PASSAGE ONTO PRIVATE PROPERTY FOR THE PURPOSE OF FIRE VIOLATION / PUBLIC NUISANCE REDUCTION OR REMOVAL.

METHOD OF CLEARING

	Entire Parcel	Fire Break
Hand Cutting:	_____ sq. ft.	Removal: _____ cu. yds.
Tractor Mowing:	_____ sq. ft.	Discing: _____ sq. ft.

CREW INFORMATION

<u>Crew</u>	<u>Date</u>
Type: _____	_____
Type: _____	_____
Type: _____	_____
Type: _____	_____

Notes: Please clear the entire property of all weeds, dead vegetation, trash, debris and arundo. All piles of dead vegetation and debris must be removed from the property. (Please maintain any and all grasses below 3 inches year round)(Includes alley)



12/12/2011 JGD

CHANGES

BLK	OLD	NEW	YR	CUT
101	10	1112	65	5726
106	9	1011		
105	2	1011	69	4589
101	13	13	72	966
102	11-13	16	72	2979
103	1	872	77	5577
101	11	1415		
101	12	1617		
106	10	1213	78	576
106	11	1415		
104	81-7	SAME	81	5589
102	141516	17	81	867
106	131517	1617		
106	101-126	18	81	1313
104	1	819	85	2287
104	4	1011	85	2877
104	719	12	85	2093
103	1	SAME	86	5628
101	1	SAME		
106	1213	SAME	87	5690
104	6,8,12	13-19	88	1569
102	2,3,8,17	18	92	2446
106	6&7	19	12	1077

THIS MAP WAS PREPARED FOR ASSESSMENT PURPOSES ONLY. NO LIABILITY IS ASSUMED FOR THE ACCURACY OF THE DATA SHOWN. ASSESSOR'S PARCELS MAY NOT COMPLY WITH LOCAL SUBDIVISION OR BUILDING ORDINANCES.

MAP 348 - NATIONAL CITY REFILED
ROS 9928, 10784, 12247, 15763, 15954





09/06/19 Compliant

Fire Prevention Services, Inc.

P.O. Box 1720 : El Cajon, CA 92022-1720

(619) 562-1058 : fax (619) 445-6336

<http://fireprevention.net>

ADMINISTRATIVE BILL

COPY

9/9/2019

Yanez Luis A
1818 Wilson Ave
National City, CA 91950

Parcel # 559 101 07 00
Location: 1818 Wilson Ave
-

Dear Yanez Luis A,

Fire Prevention Services has been contracted by the City of National City to help reduce potential fire violations thus improving the safety of its citizens.

Your property was re-inspected on 8/12/2019 and found to still be in violation of the National City Municipal Code Chapter 1.36. As stated in the notice, if the violation is not corrected prior to the deadline you will be charged an administrative fee.

A final inspection was performed on the above referenced parcel, as of 9/6/2019 this parcel is in compliance with the National City Municipal Code Chapter 1.36.

Due to the abatement not being completed by the deadline, you are being charged the administrative fee. Thus far your bill is \$ 350 and if paid within fifteen (15) days of this notice no further costs will be incurred by you.

Please make check payable to F.P.S.I. and please include the File # 559 101 07 00 on the check.

If you have any questions please call us direct at **(619) 562-1058**.

Sincerely,

Fire Prevention Services, Inc.
rev.05/19/06

NATIONAL CITY SCHEDULE OF FEES

COPY

Tractor Mowing

		quantity	sub total
A. per parcel, sized 1 to 7,500 square feet	\$250.00	_____	_____
B. per parcel, sized 7,501 to 15,000 square feet	\$325.00	_____	_____
C. per parcel, sized 15,001 square feet to 30,000 square feet	\$400.00	_____	_____
D. per parcel, sized 30,001 square feet to one acre	\$450.00	_____	_____
E. per square foot over one acre	\$00.02	_____ sq. ft.	_____

Hand Labor

A. per square foot of area abated	\$0.10	_____ sq. Ft.	_____
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Dozer Operation

A. hourly rate	\$150.00	_____	_____
B. move-on fee	\$150.00	_____	_____

Debris Remediation (includes chipping, grinding, and/or shredding)

A. per cubic yard of material prior to chipping, and or compacting	\$38.00	X	_____ cu.yds =	_____
B. dump fees			(reimbursement of cost)	_____

Administrative Fee (failure to comply by deadline of notice)

A. per parcel	\$350.00	1	_____	\$350.00
---------------	----------	---	-------	----------

Attorney Services

A. per parcel, per hour	\$200.00	_____	_____
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Assessment Fees (includes preparing reports, attending hearings, etc.)

A. cost confirmation fee, per parcel	\$275.00	_____	_____
--------------------------------------	----------	-------	-------

Miscellaneous Fees Per Parcel

A. special inspection fee	\$50.00	_____	_____
B. abatement lien	\$50.00	_____	_____
C. Interest on lien (apr)	10%	_____	_____
D. release of abatement lien	\$50.00	_____	_____
E. public notary	\$20.00	_____	_____
F. file duplication fee	\$50.00	_____	_____
G. unscheduled Labor per man hour	\$50.00	_____	_____
H. unscheduled fees		(reimbursement of cost)	_____

FILE # 6882 APN # 559-101-07-00 **TOTAL** \$ 350.00

Fire Prevention Services, Inc.

P.O. Box 1720 : El Cajon, CA 92022-1720

(619) 562-1058 : fax (619) 445-6336

<http://fireprevention.net>

Final Bill

9/30/2019

Yanez Luis A
1818 Wilson Ave
National City, CA 91950

Ref: Parcel # 559 101 07 00

-

Dear Yanez Luis A,

This is a reminder of the letter we sent you on 9/9/2019 and we have not received payment in the amount of \$350.00

If we do not receive payment within 10 days we will be required to seek appropriate action to collect these monies.

This action may include filing an abatement lien on your property and forwarding this bill to our collection agency. Under state and local law, costs for such action will be added to your total amount. Please tender a check to us immediately to avoid any further action.

Make your check payable to **Fire Prevention Services, Inc.**, and include the Parcel # 559 101 07 00 on the check.

Should you need to discuss this matter you may contact us at **(619) 562-1058**.

Sincerely,

Fire Prevention Services, Inc.
rev.05/19/06

COPY

5
RECORDING REQUESTED BY
Fire Prevention Services, Inc.
PO Box 2012
Alpine, CA 91903-2012
(619) 562-1058 fax (619) 445-6336

DOC# 2019-0475126



Oct 22, 2019 08:32 AM
OFFICIAL RECORDS
Ernest J. Dronenburg, Jr.,
SAN DIEGO COUNTY RECORDER
FEES: \$0.00 (SB2 Atkins: \$0.00)

PAGES: 1

1P
AND WHEN RECORDED MAIL TO
Fire Prevention Services, Inc.
PO Box 2012
Alpine, CA 91903-2012

NE

NOTICE OF ABATEMENT

TO THE CURRENT OWNER OF RECORD AND ANY FUTURE OWNERS/PURCHASERS OF THE HEREIN DESCRIBED PROPERTY

WHEREAS it was determined that a violation of Chapter 1.36 of the National City Municipal Code did exist, and

WHEREAS such violation was ordered abated on 8/28/2019, and

WHEREAS representatives of the National City Fire Department abated the violation(s) on 9/6/2019, and

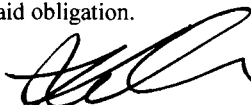
WHEREAS the charge for such abatement amounted to \$420.00;

THEREFORE be it known that an abatement obligation exists on the property regardless of owner until paid. The current owner of the property is Yanez Luis A at 1818 Wilson Ave, National City, CA 91950 described as follows:

APN # 559 101 07 00
ADDRESS: 1818 Wilson Ave
LEGAL DESCRIPTION: Lot 19 Blk 174 Tr 348

This abatement obligation shall attach to the property, not the owner, and may not be extinguished by a tax sale under the California Revenue and Taxation Code Section 3712. After confirmation by the City Council shall become a special assessment on the property tax bill. If not paid pursuant to State Law and State Tax Lien Law, the property may be sold to satisfy that obligation. The amount of such claim shall be plus interest and other costs which may hereafter become due. This filing does not preclude the filing of legal action for collection. Should such actions be required or determined to be appropriate, reasonable legal fees will be incurred and added to said obligation.

DATED: October 15, 2019

BY: 
Ken Osborn, Fire Prevention Services, Inc.,
Designee for National City Fire Department

Certificate Of Acknowledgement

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document, to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

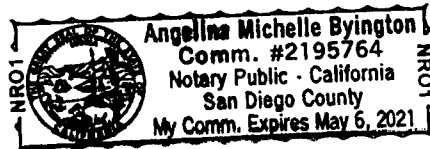
State of California)
County of San Diego)

On October 15, 2019 before me, Angelina Michelle Byington, Notary Public, personally appeared Ken Osborn, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.





(Seal)

SUMMARY REPORT FOR APN 560-064-06-00

06/26/19 Initial inspection was made, property was found to be in violation.

06/27/19 Mailed 30 day courtesy notice to the owner.

07/10/19 Courtesy notice returned "not deliverable as addressed".

07/12/19 Verified ownership information with County of San Diego.

07/29/19 Re-inspection was made, property was found to be in violation.

07/29/19 Posted property.

07/31/19 Mailed 10 day final notice to the owner, certified mail.

08/12/19 Final inspection was made, property was found to be in violation.

08/14/19 Verified ownership information with County of San Diego.

08/28/19 Work order authorization signed by District Official for Admin Fee.

09/03/19 The owner was mailed an Administrative bill at the contracted rates.

09/18/19 The owner was mailed a final bill.

12/24/19 A Notice of Abatement was filed on the property.

05/21/20 The list of Fixed Charge Special Assessments [EXHIBIT "A"] and the City Clerk's "NOTICE OF PUBLIC CONFIRMATION OF COSTS HEARING" was served upon the property owner by means of Regular Mail, Certified Mail and Posting upon the property.

CITY OF NATIONAL CITY FIRE DEPARTMENT

1243 National City Blvd.: NATIONAL CITY, CA. 91950-4596

NOTICE TO ABATE PUBLIC NUISANCE

Owner: Library Village South Inc
Address: 9945 Hibert St #210
San Diego, CA 92131

Parcel Number: 560 064 06 00

Date: 6/27/2019

COPY

Location of Public Nuisance: **National City Blvd**

Instructions for Abatement: **Please clear the entire property of all weeds, dead vegetation, trash, debris and arundo. All piles of dead vegetation and debris must be removed from the property. (Please maintain any and all grasses below 3 inches year round)**

You are hereby directed to abate the public nuisance described above, of which you are the occupant or owner, **within thirty (30) days of 6/27/2019**. **Your failure to comply with this order will result in the City having your property cleaned by the City's contractor at **your** expense (per National City Municipal Code Chapter 1.36). A \$350.00 administrative fee will be charged in addition to the contractor's fees to clean the property (per Resolution number 94-97). Violations are also subject to prosecution as misdemeanors.

Guidelines For The Abatement of Flammable Vegetation

For the protection of life and property, remove all brush, flammable vegetation, or combustible growth which is located from thirty (30) feet to one hundred (100) feet from such a building or structure or to the property line, whichever is nearer, or as required by the Fire Department, including the maintenance of grass and other vegetation more than thirty (30) from such building or structure. Cuttings are to be removed from the property and disposed of properly. Vegetation is to be cut within two (2) inches of the ground.

"NOTICE REGARDING RARE, THREATENED OR ENDANGERED SPECIES"

If you have previously received a notice from the California Department of Fish and Game or the U.S. Fish and Wildlife Services that rare, threatened or endangered species of fish or wildlife have occurred on your property in the areas identified for fuel break clearance, YOU MUST NOTIFY BOTH AGENCIES AND THE NATIONAL CITY FIRE DEPARTMENT IN WRITING AT LEAST TEN (10) DAYS PRIOR TO BEGINNING VEGETATION CLEARING. IF THESE AGENCIES FAIL TO OBJECT OR NOTIFY YOU OF ANY ALTERNATIVE PROCEDURES WITHIN THOSE TEN (10) DAYS, YOU MAY THEN PROCEED TO CLEAR VEGETATION AS DIRECTED BY THIS NOTICE. Failure to provide notification to these agencies may render you liable under Federal or State Law to penalties.

National City Municipal Code 9.12.010 Public Nuisance Declared--In General

Any of the following conditions are hereby declared to constitute a public nuisance:

- A. When the Fire Chief or his/her designee determines that there exists in any building or on any premises combustible, hazardous or explosive materials or dangerous accumulations of rubbish; or unnecessary accumulations of wastepaper, boxes, shavings, or any highly flammable materials which are so situated as to endanger life or property; or finds obstructions to or on fire escapes, stairs, passageways, doors or windows that reasonably tend to interfere with the operations of the fire department or the egress of the occupants of such building of premises; or finds that the effectiveness of any exit door, attic separation or any fire separation wall is reduced; or finds that any provision of the Uniform Fire Code is being violated.
- B. When the Fire Chief or his/her designee deems any chimney, smokestack, stove, oven, incinerator, furnace or other heating device, electric fixture or any appurtenance thereto, or anything regulated under a nationally recognized standard in or upon any building, structure or premises not specifically mentioned in the Uniform Fire Code, to be defective or unsafe so as to create a hazard.
- C. When the Fire Chief or his/her designee finds any condition which in his/her judgment increases or may cause an increase of the hazard or menace of fire to a greater degree that customarily recognized as normal by persons in the public service regularly engaged in preventing, suppressing or extinguishing fire or any thing or act which may obstruct, delay, hinder or interfere with the operations of the fire department or the egress of occupants in the event of fire.

National City Municipal Code 9.12.020 Public Nuisance Declared--Weeds and Other Flammable Materials

All weeds, growing or located upon streets, sidewalks or private property are hereby declared to be a public nuisance. For the purposes of this chapter, "weeds" shall include the following:

- A. Weeds which bear seeds of a downy or wingy nature.
- B. Sagebrush, chaparral, and any other brush or weeds which attain such large growth as to become, when dry, a fire menace to adjacent improved property.
- C. Weeds which are otherwise noxious or dangerous.
- D. Poison oak and poison ivy when the conditions of growth are such as to constitute a menace to the public health.
- E. Dry grass, stubble, brush, litter, or other flammable material which endangers the public safety by creating a fire hazard in a portion of the City which has been zoned for single and multiple residence purposes.

National City Municipal Code 1.36.010 Public Nuisance Defined

"Public Nuisance" means any condition defined or declared to be a public nuisance in any section of this code, and/or and condition caused, maintained or permitted to exist which constitutes a threat to the public's health, safety and welfare or which significantly obstructs, injures or interferes with the reasonable of free use of property in a neighborhood, community or to any considerable number of persons. A public nuisance also has the same meaning as set forth in California Civil Code Section 3479.

National City Municipal Code 1.36.060 Abatement-- Appeal-- Hearing

Within ten (10) days from the date of posting, mailing or personal service of the required notice, the owner or person occupying or controlling such lot or premises affected may appeal to the City Council. Such appeal shall be in writing and shall be filed with the City Clerk.

If you should have any questions, please feel free to call this number: 1-866-779-3774

Si usted tiene alguna pregunta, por favor llame al numero: 1-866-779-3774

Sa anumang katanungan, tumawag lang po sa numerong ito: 1-866-779-3774

Sincerely yours in public safety,

1-866-779-3774 ext. 311 or <http://fireprevention.net>

Fire Prevention Services***

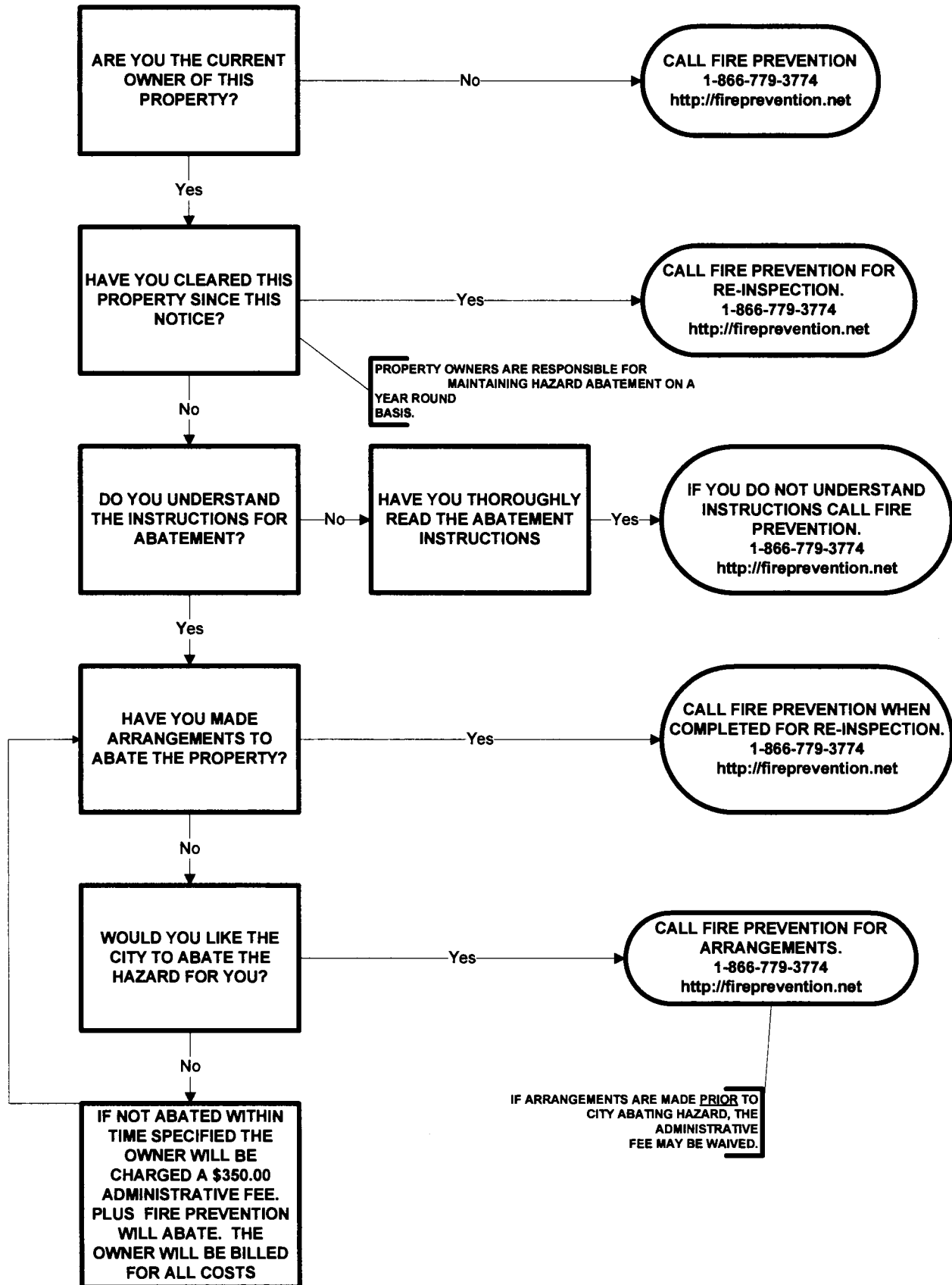
**You have the right to appeal this matter to the City Council within ten (10) days of the receipt of this notice.

The appeal shall be in writing and filed with the City Clerk. (NCMC 1.36.050)

***Fire Prevention Services, Inc. is under contract with the City of National City.

NATIONAL CITY FIRE DEPARTMENT

COMMON QUESTIONS AND ANSWERS



CITY OF NATIONAL CITY

SCHEDULE OF FEES

1.	<u>Tractor Mowing</u>	
	A. per parcel, sized 1 to 7,500 square feet	\$250.00
	B. per parcel, sized 7,501 to 15,000 square feet	\$325.00
	C. per parcel, sized 15,001 square feet to 30,000 square feet	\$400.00
	D. per parcel, sized 30,001 square feet to one acre	\$450.00
	E. Per square foot over one acre	\$ 00.02
2.	<u>Hand Labor</u>	
	A. per square foot of area abated	\$ 00.10
3.	<u>Dozer Operation</u>	
	A. hourly rate	\$150.00
	B. move-on fee	\$150.00
4.	<u>Debris Remediation</u> (includes chipping, grinding, and/or shredding)	
	A. per cubic yard of material prior to chipping, and or compacting	\$ 38.00
	B. dump fees	(reimbursement of cost)
5.	<u>Administrative Fee</u> (failure to comply with final notice)	
	A. per parcel	\$350.00
6.	<u>Attorney Services</u>	
	A. per parcel, per hour	\$200.00
7.	<u>Assessment Fees</u> (includes preparing reports, attending hearings, etc.)	
	A. Cost confirmations fee, per parcel	\$275.00
8.	<u>Miscellaneous Fees</u>	
	A. special inspection fee	\$ 50.00
	B. abatement lien	\$ 50.00
	C. Interest on lien (apr)	10%
	D. release of abatement lien	\$ 50.00
	E. public notary	\$ 20.00
	F. File duplication fee	\$ 50.00
	G. Unscheduled Labor per man hour	\$ 50.00
	H. unscheduled fees	(reimbursement of cost)

CITY OF NATIONAL CITY FIRE DEPARTMENT

1243 National City Blvd : NATIONAL CITY, CA. 91950-4596

FINAL NOTICE TO ABATE PUBLIC NUISANCE

Owner: Library Village South Inc
Address: 9945 Hibert St #210
San Diego, CA 92131

Parcel Number: 560 064 06 00

Date: 7/31/2019

COPY

Location of Public Nuisance: **National City Blvd**

Instructions for Abatement: **Please clear the entire property of all weeds, dead vegetation, trash, debris and arundo. All piles of dead vegetation and debris must be removed from the property. (Please maintain any and all grasses below 3 inches year round)**

You are hereby directed to abate the public nuisance described above, of which you are the occupant or owner, **within ten (10) days of 7/31/2019**. ****Your failure to comply with this order will result in you being charged the administrative fee and the City having your property cleaned by the City's contractor at your expense (per National City Municipal Code Chapter 1.36). A \$350.00 administrative fee will be charged in addition to the contractor's fees to clean the property (per Resolution number 94-97). Violations are also subject to prosecution as misdemeanors.**

Guidelines For The Abatement of Flammable Vegetation

For the protection of life and property, remove all brush, flammable vegetation, or combustible growth which is located from thirty (30) feet to one hundred (100) feet from such a building or structure or to the property line, whichever is nearer, or as required by the Fire Department, including the maintenance of grass and other vegetation more than thirty (30) feet from such building or structure. Cuttings are to be removed from the property and disposed of properly. Vegetation is to be cut within two (2) inches of the ground.

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- A. When the Fire Chief or his/her designee determines that there exists in any building or on any premises combustible, hazardous or explosive materials or dangerous accumulations of rubbish; or unnecessary accumulations of wastepaper, boxes, shavings, or any highly flammable materials which are so situated as to endanger life or property; or finds obstructions to or on fire escapes, stairs, passageways, doors or windows that reasonably tend to interfere with the operations of the fire department or the egress of the occupants of such building or premises; or finds that the effectiveness of any exit door, attic separation or any fire separation wall is reduced; or finds that any provision of the Uniform Fire Code is being violated.
- B. When the Fire Chief or his/her designee deems any chimney, smokestack, stove, oven, incinerator, furnace or other heating device, electric fixture or any appurtenance thereto, or anything regulated under a nationally recognized standard in or upon any building, structure or premises not specifically mentioned in the Uniform Fire Code, to be defective or unsafe so as to create a hazard.
- C. When the Fire Chief or his/her designee finds any condition which in his/her judgment increases or may cause an increase of the hazard or menace of fire to a greater degree than customarily recognized as normal by persons in the public service regularly engaged in preventing, suppressing or extinguishing fire or any thing or act which may obstruct, delay, hinder or interfere with the operations of the fire department or the egress of occupants in the event of fire.

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- D. Poison oak and poison ivy when the conditions of growth are such as to constitute a menace to the public health.
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Si usted tiene alguna pregunta, por favor llame al numero: 1-866-779-3774

Sa anumang katanungan, tumawag lang po sa numerong ito: 1-866-779-3774

Sincerely yours in public safety,

notice. **1-866-779-3774 ext. 311 or <http://fireprevention.net>**

****You have the right to appeal this matter to the City Council within ten (10) days of the receipt of this notice. The appeal shall be in writing and filed with the City Clerk. (NCMC 1.36.050)**

*****Fire Prevention Services, Inc. is under contract with the City of National City.**

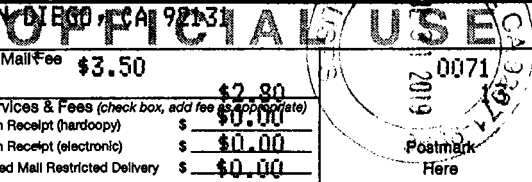
Fire Prevention Services***

rev. 03/27/06, 04/24/06, 06/21/06

U.S. Postal Service™
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com™

SAN DIEGO, CA 92131



Certified Mail Fee \$3.50

Extra Services & Fees (check box, add fee as appropriate)

<input type="checkbox"/> Return Receipt (hardcopy)	\$ 0.00
<input type="checkbox"/> Return Receipt (electronic)	\$ 0.00
<input type="checkbox"/> Certified Mail Restricted Delivery	\$ 0.00
<input type="checkbox"/> Adult Signature Required	\$ 0.00
<input type="checkbox"/> Adult Signature R	\$ 0.00

560 064 04 00

NC

Postage \$0.70
560 064 06 00

NC

Total Postage and Fees \$7.20
Library Village South Inc

9948 Hibert St #210
Sent To San Diego CA 92131

Street and Apt. No.

City, State, ZIP+4®

7018 0360 0001 8873 9966

SENDER: COMPLETE THIS SECTION

- Complete items 1, 2, and 3.
- Print your name and address on the reverse so that we can return the card to you.
- Attach this card to the back of the mail.

560 064 04 00 NC

560 064 06 00 NC

Library Village South Inc
9948 Hibert St #210
San Diego CA 92131



9590 9402 4723 8344 8874 17

COMPLETE THIS SECTION ON DELIVERY

A. Signature

X

- Agent
 Addressee

B. Received by (Printed Name)

LIBRA EVAS

C. Date of Delivery

8.5.19

D. Is delivery address different from item 1? Yes
If YES, enter delivery address below: No

3. Service Type

- | | |
|--|--|
| <input type="checkbox"/> Adult Signature | <input type="checkbox"/> Priority Mail Express® |
| <input type="checkbox"/> Adult Signature Restricted Delivery | <input type="checkbox"/> Registered Mail™ |
| <input type="checkbox"/> Certified Mail® | <input type="checkbox"/> Registered Mail Restricted Delivery |
| <input type="checkbox"/> Certified Mail Restricted Delivery | <input type="checkbox"/> Return Receipt for Merchandise |
| <input type="checkbox"/> Collect on Delivery | <input type="checkbox"/> Signature Confirmation™ |
| <input type="checkbox"/> Collect on Delivery Restricted Delivery | <input type="checkbox"/> |

Restricted Delivery

564 of 890

(over)

Domestic Return Receipt

Fire Prevention Services

P. O. Box 1720

El Cajon, CA 92022-1720

SAN DIEGO CA 920

27 JUN 2019 PM 3 L



IMPORTANT WEED & HAZARD ABATEMENT NOTICE INSIDE

Owner: Library Village South Inc

Address: 9945 Hibert St #210

San Diego, CA 92131

Parcel Num.

Date: 6/27/2019

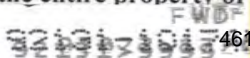
Location of Public Nuisance: National City Blvd

Instructions for Abatement: Please clear the entire property of

NIXIE 911 FE 1 0007/06/19

RETURN TO SENDER
NOT DELIVERABLE AS ADDRESSED
UNABLE TO FORWARD

BC: 92022172020 *2104-07400-27-40





NOTICE TO
ABATE
PUBLIC
NUISANCE

07/29/19 Re-Inspection



07/29/19 Re-Inspection



07/29/19 Re-Inspection



07/29/19 Re-Inspection



07/29/19 Re-Inspection



07/29/19 Re-Inspection



08/12/19 Final Inspection



08/12/19 Final Inspection



08/12/19 Final Inspection



NYRCF

08/12/19 Final Inspection



08/12/19 Final Inspection

472

576 of 890



08/12/19 Final Inspection



08/12/19 Final Inspection



08/28/19 Inspection



08/28/19 Inspection



08/28/19 Inspection



Diamond

08/28/19 Inspection



08/28/19 Inspection

CITY OF NATIONAL CITY FIRE DEPARTMENT

1243 National City Blvd.: NATIONAL CITY, CA. 91950-4596

WORK ORDER AUTHORIZATION

Authorization # 6884

Owner: Library Village South Inc
Address: 9945 Hibert St #210
San Diego, CA 92131

*FEE
ADMIN ONLY*

Parcel #560 064 06 00 Job location: National City Blvd

Authorized by: *R. DREW*

Signature: *[Signature]*

Date: *8-28-19*

WHEN SIGNED THIS DOCUMENT ALLOWS RIGHT OF PASSAGE ONTO PRIVATE PROPERTY FOR THE PURPOSE OF FIRE VIOLATION / PUBLIC NUISANCE REDUCTION OR REMOVAL.

METHOD OF CLEARING

	Entire Parcel	Fire Break
Hand Cutting:	_____ sq. ft.	Removal: _____ cu. yds.
Tractor Mowing:	_____ sq. ft.	Discing: _____ sq. ft.

CREW INFORMATION

<u>Crew</u>	<u>Date</u>
Type: _____	_____
Type: _____	_____
Type: _____	_____
Type: _____	_____

Notes: Please clear the entire property of all weeds, dead vegetation, trash, debris and arundo. All piles of dead vegetation and debris must be removed from the property. (Please maintain any and all grasses below 3 inches year round)

Fire Prevention Services, Inc.

P.O. Box 1720 : El Cajon, CA 92022-1720

(619) 562-1058 : fax (619) 445-6336

<http://fireprevention.net>

ADMINISTRATIVE BILL

COPY

9/3/2019

Library Village South Inc
9945 Hibert St #210
San Diego, CA 92131

Parcel # 560 064 06 00
Location: National City Blvd
-

Dear Library Village South Inc,

Fire Prevention Services has been contracted by the City of National City to help reduce potential fire violations thus improving the safety of its citizens.

Your property was re-inspected on 8/12/2019 and found to still be in violation of the National City Municipal Code Chapter 1.36. As stated in the notice, if the violation is not corrected prior to the deadline you will be charged an administrative fee.

A final inspection was performed on the above referenced parcel, as of 8/28/2019 this parcel is in compliance with the National City Municipal Code Chapter 1.36.

Due to the abatement not being completed by the deadline, you are being charged the administrative fee. Thus far your bill is \$ 350 and if paid within fifteen (15) days of this notice no further costs will be incurred by you.

Please make check payable to F.P.S.I. and please include the File # 560 064 06 00 on the check.

If you have any questions please call us direct at **(619) 562-1058**.

Sincerely,

Fire Prevention Services, Inc.
rev.05/19/06

NATIONAL CITY SCHEDULE OF FEES

COPY

Tractor Mowing

		quantity	sub total
A. per parcel, sized 1 to 7,500 square feet	\$250.00	_____	_____
B. per parcel, sized 7,501 to 15,000 square feet	\$325.00	_____	_____
C. per parcel, sized 15,001 square feet to 30,000 square feet	\$400.00	_____	_____
D. per parcel, sized 30,001 square feet to one acre	\$450.00	_____	_____
E. per square foot over one acre	\$00.02	_____ sq. ft.	_____

Hand Labor

A. per square foot of area abated	\$0.10	_____ sq. Ft.	_____
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Dozer Operation

A. hourly rate	\$150.00	_____	_____
B. move-on fee	\$150.00	_____	_____

Debris Remediation (includes chipping, grinding, and/or shredding)

A. per cubic yard of material prior to chipping, and or compacting	\$38.00	X	_____ cu.yds =	_____
B. dump fees			(reimbursement of cost)	_____

Administrative Fee (failure to comply by deadline of notice)

A. per parcel	\$350.00	1	_____	\$350.00
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Attorney Services

A. per parcel, per hour	\$200.00	_____	_____
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Assessment Fees (includes preparing reports, attending hearings, etc.)

A. cost confirmation fee, per parcel	\$275.00	_____	_____
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Miscellaneous Fees Per Parcel

A. special inspection fee	\$50.00	_____	_____
B. abatement lien	\$50.00	_____	_____
C. Interest on lien (apr)	10%	_____	_____
D. release of abatement lien	\$50.00	_____	_____
E. public notary	\$20.00	_____	_____
F. file duplication fee	\$50.00	_____	_____
G. unscheduled Labor per man hour	\$50.00	_____	_____
H. unscheduled fees			(reimbursement of cost)

FILE # 6884 APN # 560-064-06-00 **TOTAL** \$ 350.00

Fire Prevention Services, Inc.

P.O. Box 1720 : El Cajon, CA 92022-1720

(619) 562-1058 : fax (619) 445-6336

<http://fireprevention.net>

Final Bill

9/18/2019

Library Village South Inc
9945 Hibert St #210
San Diego, CA 92131

COPY

Ref: Parcel # 560 064 06 00

-

Dear Library Village South Inc,

This is a reminder of the letter we sent you on 9/3/2019 and we have not received payment in the amount of \$350.00

If we do not receive payment within 10 days we will be required to seek appropriate action to collect these monies.

This action may include filing an abatement lien on your property and forwarding this bill to our collection agency. Under state and local law, costs for such action will be added to your total amount. Please tender a check to us immediately to avoid any further action.

Make your check payable to **Fire Prevention Services, Inc.**, and include the Parcel # 560 064 06 00 on the check.

Should you need to discuss this matter you may contact us at **(619) 562-1058**.

Sincerely,

Fire Prevention Services, Inc.

rev.05/19/06

RECORDING REQUESTED BY
Fire Prevention Services, Inc.
PO Box 2012
Alpine, CA 91903-2012
(619) 562-1058 fax (619) 445-6336

DOC# 2019-0605353



Dec 26, 2019 09:58 AM
OFFICIAL RECORDS
Ernest J. Dronenburg, Jr.,
SAN DIEGO COUNTY RECORDER
FEES: \$0.00 (SB2 Atkins: \$0.00)

AND WHEN RECORDED MAIL TO
Fire Prevention Services, Inc.
PO Box 2012
Alpine, CA 91903-2012

PAGES: 1

NOTICE OF ABATEMENT
TO THE CURRENT OWNER OF RECORD AND ANY FUTURE OWNERS/PURCHASERS OF THE
HEREIN DESCRIBED PROPERTY

WHEREAS it was determined that a violation of Chapter 1.36 of the National City Municipal Code did exist, and

WHEREAS such violation was ordered abated on 8/13/2019, and

WHEREAS representatives of the National City Fire Department abated the violation(s) on 8/28/2019, and

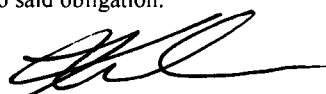
WHEREAS the charge for such abatement amounted to \$420.00;

THEREFORE be it known that an abatement obligation exists on the property regardless of owner until paid. The current owner of the property is Library Village South Inc at 9945 Hibert St #210, San Diego, CA 92131 described as follows:

APN # 560 064 06 00
ADDRESS: National City Blvd
LEGAL DESCRIPTION: Lot 13 Blk 16 Tr 348

This abatement obligation shall attach to the property, not the owner, and may not be extinguished by a tax sale under the California Revenue and Taxation Code Section 3712. After confirmation by the City Council shall become a special assessment on the property tax bill. If not paid pursuant to State Law and State Tax Lien Law, the property may be sold to satisfy that obligation. The amount of such claim shall be plus interest and other costs which may hereafter become due. This filing does not preclude the filing of legal action for collection. Should such actions be required or determined to be appropriate, reasonable legal fees will be incurred and added to said obligation.

DATED: December 24, 2019

BY: 
Ken Osborn, Fire Prevention Services, Inc.,
Designee for National City Fire Department

Certificate Of Acknowledgement

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document, to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

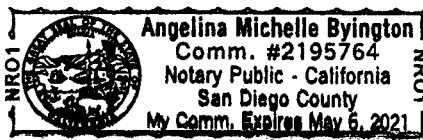
State of California)
County of San Diego)

On December 24, 2019 before me, Angelina Michelle Byington, Notary Public, personally appeared Ken Osborn, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.





(Seal)

SUMMARY REPORT FOR APN 561-202-02-00

09/09/19 Initial inspection was made, property was found to be in violation.

09/10/19 Mailed 30 day courtesy notice to the owner.

10/14/19 Re-inspection was made, property was found to be in violation.

10/14/19 Posted property.

10/15/19 Mailed 10 day final notice to the owner, certified mail.

10/28/19 Final inspection was made, property was found to be in violation.

10/30/19 Verified ownership information with County of San Diego.

11/12/19 Certified notice returned "unclaimed".

11/05/19 Work order authorization signed by District Official.

12/12/19 F.P.S.I. crews abated the property.

12/13/19 The owner was mailed a bill at the contracted rates.

01/14/20 The owner was mailed a final bill.

01/30/19 A Notice of Abatement was filed on the property.

05/21/20 The list of Fixed Charge Special Assessments [EXHIBIT "A"] and the City Clerk's "NOTICE OF PUBLIC CONFIRMATION OF COSTS HEARING" was served upon the property owner by means of Regular Mail, Certified Mail and Posting upon the property.

CITY OF NATIONAL CITY FIRE DEPARTMENT

1243 National City Blvd.: NATIONAL CITY, CA. 91950-4596

NOTICE TO ABATE PUBLIC NUISANCE

Owner: William Richard C Jr & Curtis Diana L
Address: 1905 K Ave National City, CA 91950
Date: 9/10/2019

Parcel Number: 561 202 02 00

COPY

Location of Public Nuisance: 1905 K Ave

Instructions for Abatement: **Please clear the entire property of all weeds, dead vegetation, trash, debris and arundo. All piles of dead vegetation and debris must be removed from the property. (Please maintain any and all grasses below 3 inches year round)**

You are hereby directed to abate the public nuisance described above, of which you are the occupant or owner, **within thirty (30) days of 9/10/2019**. **Your failure to comply with this order will result in the City having your property cleaned by the City's contractor at your expense (per National City Municipal Code Chapter 1.36). A \$350.00 administrative fee will be charged in addition to the contractor's fees to clean the property (per Resolution number 94-97). Violations are also subject to prosecution as misdemeanors.

Guidelines For The Abatement of Flammable Vegetation

For the protection of life and property, remove all brush, flammable vegetation, or combustible growth which is located from thirty (30) feet to one hundred (100) feet from such a building or structure or to the property line, whichever is nearer, or as required by the Fire Department, including the maintenance of grass and other vegetation more than thirty (30) from such building or structure. Cuttings are to be removed from the property and disposed of properly. Vegetation is to be cut within two (2) inches of the ground.

"NOTICE REGARDING RARE, THREATENED OR ENDANGERED SPECIES"

If you have previously received a notice from the California Department of Fish and Game or the U.S. Fish and Wildlife Services that rare, threatened or endangered species of fish or wildlife have occurred on your property in the areas identified for fuel break clearance, YOU MUST NOTIFY BOTH AGENCIES AND THE NATIONAL CITY FIRE DEPARTMENT IN WRITING AT LEAST TEN (10) DAYS PRIOR TO BEGINNING VEGETATION CLEARING. IF THESE AGENCIES FAIL TO OBJECT OR NOTIFY YOU OF ANY ALTERNATIVE PROCEDURES WITHIN THOSE TEN (10) DAYS, YOU MAY THEN PROCEED TO CLEAR VEGETATION AS DIRECTED BY THIS NOTICE. Failure to provide notification to these agencies may render you liable under Federal or State Law to penalties.

National City Municipal Code 9.12.010 Public Nuisance Declared--In General

Any of the following conditions are hereby declared to constitute a public nuisance:

- A. When the Fire Chief or his/her designee determines that there exists in any building or on any premises combustible, hazardous or explosive materials or dangerous accumulations of rubbish; or unnecessary accumulations of wastepaper, boxes, shavings, or any highly flammable materials which are so situated as to endanger life or property; or finds obstructions to or on fire escapes, stairs, passageways, doors or windows that reasonably tend to interfere with the operations of the fire department or the egress of the occupants of such building of premises; or finds that the effectiveness of any exit door, attic separation or any fire separation wall is reduced; or finds that any provision of the Uniform Fire Code is being violated.
- B. When the Fire Chief or his/her designee deems any chimney, smokestack, stove, oven, incinerator, furnace or other heating device, electric fixture or any appurtenance thereto, or anything regulated under a nationally recognized standard in or upon any building, structure or premises not specifically mentioned in the Uniform Fire Code, to be defective or unsafe so as to create a hazard.
- C. When the Fire Chief or his/her designee finds any condition which in his/her judgment increases or may cause an increase of the hazard or menace of fire to a greater degree that customarily recognized as normal by persons in the public service regularly engaged in preventing, suppressing or extinguishing fire or any thing or act which may obstruct, delay, hinder or interfere with the operations of the fire department or the egress of occupants in the event of fire.

National City Municipal Code 9.12.020 Public Nuisance Declared--Weeds and Other Flammable Materials

All weeds, growing or located upon streets, sidewalks or private property are hereby declared to be a public nuisance. For the purposes of this chapter, "weeds" shall include the following:

- A. Weeds which bear seeds of a downy or wingy nature.
- B. Sagebrush, chaparral, and any other brush or weeds which attain such large growth as to become, when dry, a fire menace to adjacent improved property.
- C. Weeds which are otherwise noxious or dangerous.
- D. Poison oak and poison ivy when the conditions of growth are such as to constitute a menace the the public health.
- E. Dry grass, stubble, brush, litter, or other flammable material which endangers the public safety by creating a fire hazard in a portion of the City which has been zoned for single and multiple residence purposes.

National City Municipal Code 1.36.010 Public Nuisance Defined

"Public Nuisance" means any condition defined or declared to be a public nuisance in any section of this code, and/or and condition caused, maintained or permitted to exist which constitutes a threat to the public's health, safety and welfare or which significantly obstructs, injures or interferes with the reasonable of free use of property in a neighborhood, community or to any considerable number of persons. A public nuisance also has the same meaning as set forth in California Civil Code Section 3479.

National City Municipal Code 1.36.060 Abatement-- Appeal-- Hearing

Within ten (10) days from the date of posting, mailing or personal service of the required notice, the owner or person occupying or controlling such lot or premises affected may appeal to the City Council. Such appeal shall be in writing and shall be filed with the City Clerk.

If you should have any questions, please feel free to call this number: 1-866-779-3774

Si usted tiene alguna pregunta, por favor llame al numero: 1-866-779-3774

Sa anumang katanungan, tumawag lang po sa numerong ito: 1-866-779-3774

Sincerely yours in public safety,

1-866-779-3774 ext. 311 or <http://fireprevention.net>

Fire Prevention Services***

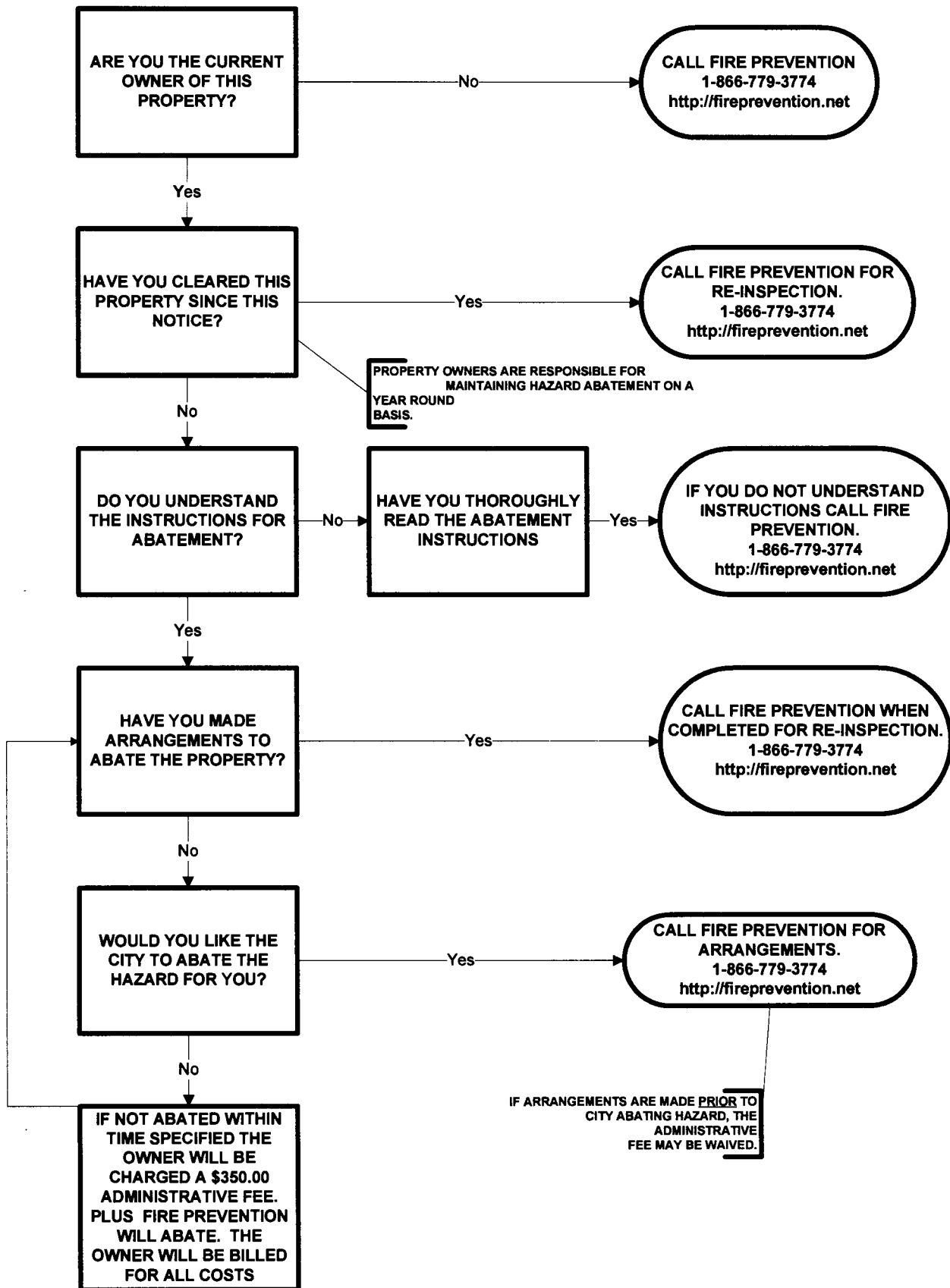
**You have the right to appeal this matter to the City Council within ten (10) days of the receipt of this notice.

The appeal shall be in writing and filed with the City Clerk. (NCMC 1.36.050)

***Fire Prevention Services, Inc. is under contract with the City of National City.

NATIONAL CITY FIRE DEPARTMENT

COMMON QUESTIONS AND ANSWERS



333 E. 16th Street : National City, CA : 91950-4596

CITY OF NATIONAL CITY

SCHEDULE OF FEES

1.	<u>Tractor Mowing</u>	
	A. per parcel, sized 1 to 7,500 square feet	\$250.00
	B. per parcel, sized 7,501 to 15,000 square feet	\$325.00
	C. per parcel, sized 15,001 square feet to 30,000 square feet	\$400.00
	D. per parcel, sized 30,001 square feet to one acre	\$450.00
	E. Per square foot over one acre	\$ 00.02
2.	<u>Hand Labor</u>	
	A. per square foot of area abated	\$ 00.10
3.	<u>Dozer Operation</u>	
	A. hourly rate	\$150.00
	B. move-on fee	\$150.00
4.	<u>Debris Remediation</u> (includes chipping, grinding, and/or shredding)	
	A. per cubic yard of material prior to chipping, and or compacting	\$ 38.00
	B. dump fees	(reimbursement of cost)
5.	<u>Administrative Fee</u> (failure to comply with final notice)	
	A. per parcel	\$350.00
6.	<u>Attorney Services</u>	
	A. per parcel, per hour	\$200.00
7.	<u>Assessment Fees</u> (includes preparing reports, attending hearings, etc.)	
	A. Cost confirmations fee, per parcel	\$275.00
8.	<u>Miscellaneous Fees</u>	
	A. special inspection fee	\$ 50.00
	B. abatement lien	\$ 50.00
	C. Interest on lien (apr)	10%
	D. release of abatement lien	\$ 50.00
	E. public notary	\$ 20.00
	F. File duplication fee	\$ 50.00
	G. Unscheduled Labor per man hour	\$ 50.00
	H. unscheduled fees	(reimbursement of cost)

CITY OF NATIONAL CITY FIRE DEPARTMENT

1243 National City Blvd : NATIONAL CITY, CA. 91950-4596

FINAL NOTICE TO ABATE PUBLIC NUISANCE

Owner: William Richard C Jr & Curtis Diana L
Address: 1905 K Ave Date: 10/15/2019
National City, CA 91950

Parcel Number: 561 202 02 00

COPY

Location of Public Nuisance: 1905 K Ave

Instructions for Abatement: **Please clear the entire property of all weeds, dead vegetation, trash, debris and arundo. All piles of dead vegetation and debris must be removed from the property. (Please maintain any and all grasses below 3 inches year round)**

You are hereby directed to abate the public nuisance described above, of which you are the occupant or owner, **within ten (10) days of 10/15/2019**. **Your failure to comply with this order will result in you being charged the administrative fee and the City having your property cleaned by the City's contractor at **your** expense (per National City Municipal Code Chapter 1.36). A \$350.00 administrative fee will be charged in addition to the contractor's fees to clean the property (per Resolution number 94-97). Violations are also subject to prosecution as misdemeanors.

Guidelines For The Abatement of Flammable Vegetation

For the protection of life and property, remove all brush, flammable vegetation, or combustible growth which is located from thirty (30) feet to one hundred (100) feet from such a building or structure or to the property line, whichever is nearer, or as required by the Fire Department, including the maintenance of grass and other vegetation more than thirty (30) from such building or structure. Cuttings are to be removed from the property and disposed of properly. Vegetation is to be cut within two (2) inches of the ground.

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- B. When the Fire Chief or his/her designee deems any chimney, smokestack, stove, oven, incinerator, furnace or other heating device, electric fixture or any appurtenance thereto, or anything regulated under a nationally recognized standard in or upon any building, structure or premises not specifically mentioned in the Uniform Fire Code, to be defective or unsafe so as to create a hazard.
- C. When the Fire Chief or his/her designee finds any condition which in his/her judgment increases or may cause an increase of the hazard or menace of fire to a greater degree than customarily recognized as normal by persons in the public service regularly engaged in preventing, suppressing or extinguishing fire or any thing or act which may obstruct, delay, hinder or interfere with the operations of the fire department or the egress of occupants in the event of fire.

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- C. Weeds which are otherwise noxious or dangerous.
- D. Poison oak and poison ivy when the conditions of growth are such as to constitute a menace to the public health.
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Si usted tiene alguna pregunta, por favor llame al numero: 1-866-779-3774

Sa anumang katanungan, tumawag lang po sa numerong ito: 1-866-779-3774

Sincerely yours in public safety,

notice. 1-866-779-3774 ext. 311 or <http://fireprevention.net>

**You have the right to appeal this matter to the City Council within ten (10) days of the receipt of this notice. The appeal shall be in writing and filed with the City Clerk. (NCMC 1.36.050)

***Fire Prevention Services, Inc. is under contract with the City of National City.

U.S. Postal Service
CERTIFIED MAIL® RECEIPT
Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

NATIONAL CITY, CA 91950

OFFICIAL USE

Certified Mail Fee \$3.50

\$ 2.80

Extra Services & Fees (check box, add fee as appropriate)

- | | |
|--|----------------|
| <input type="checkbox"/> Return Receipt (hardcopy) | \$ <u>0.00</u> |
| <input type="checkbox"/> Return Receipt (electronic) | \$ <u>0.00</u> |
| <input type="checkbox"/> Certified Mail Restricted Delivery | \$ <u>0.00</u> |
| <input type="checkbox"/> Adult Signature Required | \$ <u>0.00</u> |
| <input type="checkbox"/> Adult Signature Restricted Delivery | \$ <u>0.00</u> |

Postage \$0.55

\$ 0.55

Total Pos \$6.85

561 202 02 00

Sent To William Richard C Jr & Curtis Diana L

Street and 1905 K Ave

City, State National City CA



NC

91 595 of 890



10/14/19 Re-Inspection

492

596 of 890



10/14/19 Re-Inspection



10/14/19 Re-Inspection



10/14/19 Re-Inspection



10/14/19 Re-Inspection

A photograph showing a field of tall, dry, yellowish-brown grasses. In the background, a blue trash can is visible. The scene is outdoors, and the lighting suggests it might be late afternoon or early morning. The text "10/14/19 Re-Inspection" is overlaid in white at the bottom of the image.

10/14/19 Re-Inspection



10/14/19 Re-Inspection



10/14/19 Re-Inspection



NOTICE TO
ABATE
PUBLIC
NUISANCE

10/14/19 Re-Inspection



10/14/19 Re-Inspection



NOTICE TO
ABATE
PUBLIC
NUISANCE

10/14/19 Re-Inspection

A photograph showing a fenced-in area with dense, overgrown vegetation. A chain-link fence runs across the top and sides of the frame. In the foreground, the corner of a red vehicle is visible on the left. The ground is covered with dry leaves and twigs. The text "10/28/19 Final Inspection" is overlaid in white at the bottom center.

10/28/19 Final Inspection

503

607 of 890



10/28/19 Final Inspection

504



10/28/19 Final Inspection



10/28/19 Final Inspection

A photograph showing a chain-link fence in the foreground. Behind the fence, there is a dense thicket of dry, brown brush and weeds. A green trash bin is visible through the brush on the left side. The background consists of lush green trees under a clear sky. The text "10/28/19 Final Inspection" is overlaid in white at the bottom center of the image.

10/28/19 Final Inspection



10/28/19 Final Inspection



10/28/19 Final Inspection

509

613 of 890

A photograph showing a field of tall, dry, brownish grasses in the foreground. In the background, there is a dark building with a lit window, partially obscured by trees and more vegetation. The overall scene is somewhat dimly lit, suggesting late afternoon or early morning.


10/28/19 Final Inspection



10/28/19 Final Inspection



11/05/19 Inspection



11/05/19 Inspection



11/05/19 Inspection



11/05/19 Inspection

A photograph showing an outdoor area viewed through a metal fence. In the background, there is a green trash bin and a black barrel. The ground is covered with dry grass and twigs. In the foreground, there is a wooden platform or deck. The text "11/05/19 Inspection" is overlaid in white at the bottom center.

11/05/19 Inspection

CITY OF NATIONAL CITY FIRE DEPARTMENT

1243 National City Blvd.: NATIONAL CITY, CA. 91950-4596

WORK ORDER AUTHORIZATION

Authorization # 6986

Owner: William Richard C Jr & Curtis Diana L
Address: 1905 K Ave
National City, CA 91950

Parcel #561 202 02 00 Job location:1905 K Ave

Authorized by: R. New

Signature: Om

Date: ^{pd}12-5-19

WHEN SIGNED THIS DOCUMENT ALLOWS RIGHT OF PASSAGE ONTO PRIVATE PROPERTY FOR THE PURPOSE OF FIRE VIOLATION / PUBLIC NUISANCE REDUCTION OR REMOVAL.

METHOD OF CLEARING

	Entire Parcel	Fire Break
Hand Cutting:	<u>2401</u> sq. ft.	Removal: _____ cu. yds.
Tractor Mowing:	_____ sq. ft.	Discing: _____ sq. ft.

CREW INFORMATION

<u>Crew</u>	<u>Date</u>
Type: <u>HAND</u>	<u>12/12/19</u>
Type: _____	_____
Type: _____	_____
Type: _____	_____

Notes: Please clear the entire property of all weeds, dead vegetation, trash, debris and arundo. All piles of dead vegetation and debris must be removed from the property. (Please maintain any and all grasses below 3 inches year round)

Work space for diagrams and amount of work done

Hand Sq. Ft.: 2401

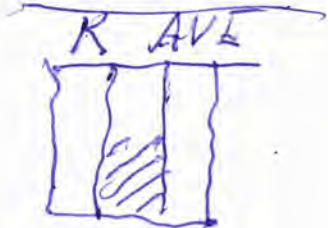
Tractor Sq. Ft.: 0

Total Removal Cu. Yds.: 0

Dump ticket: 0

Dump Charge: 0

$$\text{Hand} = 49 \times 49 = 2401 \text{ sq. ft.}$$





12/12/19 Before

520

624 of 890



12/12/19 Before



12/12/19 After

522

626 of 890



12/12/19 After

Fire Prevention Services, Inc.

P.O. Box 1720 : El Cajon, CA 92022-1720

(619) 562-1058 : fax (619) 445-6336

<http://fireprevention.net>

12/13/2019

William Richard C Jr & Curtis Diana L
1905 K Ave
National City, CA 91950

Parcel # 561 202 02 00
Location: 1905 K Ave

COPY

Dear William Richard C Jr & Curtis Diana L,

This letter is to inform you that the **Public Nuisance** on the above referenced property was abated pursuant to a prior Notice to Abate and order of the City of National City.

Fire Prevention Services was contracted by the City of National City to help reduce Public Nuisances and potential fire violations thus improving the safety of its citizens.

The abatement work on your property was performed as mandated by The National City Municipal Code Chapter 1.36. The charges thus far total \$590.10. You will incur no further costs if this amount is paid within fifteen (15) days of the date of this notice.

Failure to pay this bill may result in the filing of an abatement lien upon your property.

Please make your check payable to Fire Prevention Services and include the Parcel # 561 202 02 00 on the check.

If you have any questions please call us direct at **(619) 562-1058**.

Sincerely,

Fire Prevention Services, Inc.
rev.05/19/06

NATIONAL CITY SCHEDULE OF FEES

<u>Tractor Mowing</u>		quantity	sub total
A.	per parcel, sized 1 to 7,500 square feet	_____	_____
B.	per parcel, sized 7,501 to 15,000 square feet	_____	_____
C.	per parcel, sized 15,001 square feet to 30,000 square feet	_____	_____
D.	per parcel, sized 30,001 square feet to one acre	_____	_____
E.	per square foot over one acre	_____ sq. ft.	_____

<u>Hand Labor</u>			
A.	per square foot of area abated	\$0.10	2,401 sq. Ft. 240.10

<u>Dozer Operation</u>			
A.	hourly rate	\$150.00	_____
B.	move-on fee	\$150.00	_____

<u>Debris Remediation</u> (includes chipping, grinding, and/or shredding)			
A.	per cubic yard of material prior to chipping, and or compacting	\$38.00	X _____ cu.yds = _____
B.	dump fees (reimbursement of cost)		_____

<u>Administrative Fee</u> (failure to comply by deadline of notice)			
A.	per parcel	\$350.00	1 <u> </u> \$350.00

<u>Attorney Services</u>			
A.	per parcel, per hour	\$200.00	_____

<u>Assessment Fees</u> (includes preparing reports, attending hearings, etc.)			
A.	cost confirmation fee, per parcel	\$275.00	_____

<u>Miscellaneous Fees Per Parcel</u>			
A.	special inspection fee	\$50.00	_____
B.	abatement lien	\$50.00	_____
C.	Interest on lien (apr)	10%	_____
D.	release of abatement lien	\$50.00	_____
E.	public notary	\$20.00	_____
F.	file duplication fee	\$50.00	_____
G.	unscheduled Labor per man hour	\$50.00	_____
H.	unscheduled fees (reimbursement of cost)		_____

FILE # 6986 APN # 561-202-02-00 **TOTAL** \$ 590.10

COPY

Fire Prevention Services, Inc.

P.O. Box 1720 : El Cajon, CA 92022-1720
(619) 562-1058 : fax (619) 445-6336

<http://fireprevention.net>

Final Bill

1/14/2020

William Richard C Jr & Curtis Diana L
1905 K Ave
National City, CA 91950

COPY

Ref: Parcel # 561 202 02 00

-

Dear William Richard C Jr & Curtis Diana L,

This is a reminder of the letter we sent you on 12/13/2019 and we have not received payment in the amount of \$590.10

If we do not receive payment within 10 days we will be required to seek appropriate action to collect these monies.

This action may include filing an abatement lien on your property and forwarding this bill to our collection agency. Under state and local law, costs for such action will be added to your total amount. Please tender a check to us immediately to avoid any further action.

Make your check payable to **Fire Prevention Services, Inc.**, and include the Parcel # 561 202 02 00 on the check.

Should you need to discuss this matter you may contact us at **(619) 562-1058**.

Sincerely,

Fire Prevention Services, Inc.
rev.05/19/06

SUMMARY REPORT FOR APN 562-180-31-00

10/21/19 Initial inspection was made, property was found to be in violation.

10/22/19 Mailed 30 day courtesy notice to the owner.

11/18/19 Courtesy notice returned "attempted not known".

11/19/18 Verified ownership information with County of San Diego.

11/22/19 Re-inspection was made, property was found to be in violation.

11/22/19 Posted property.

11/22/19 Mailed 10 day final notice to the owner, certified mail.

12/04/19 Final inspection was made, property was found to be in violation.

12/06/19 Verified ownership information with County of San Diego.

12/16/19 Certified notice returned "unclaimed".

12/10/19 Work order authorization signed by District Official.

01/15/20 F.P.S.I. crews abated the property.

01/16/20 The owner was mailed a bill at the contracted rates.

01/31/20 The owner was mailed a final bill.

02/12/20 A Notice of Abatement was filed on the property.

05/21/20 The list of Fixed Charge Special Assessments [EXHIBIT "A"] and the City Clerk's "NOTICE OF PUBLIC CONFIRMATION OF COSTS HEARING" was served upon the property owner by means of Regular Mail, Certified Mail and Posting upon the property.

CITY OF NATIONAL CITY FIRE DEPARTMENT

1243 National City Blvd.: NATIONAL CITY, CA. 91950-4596

NOTICE TO ABATE PUBLIC NUISANCE

Owner: Analog Properties Llc
Address: 3693 Columbia St
San Diego, CA 92103

Parcel Number: 562 180 31 00
Date: 10/22/2019

COPY

Location of Public Nuisance: 101 E 30th St #A-D

Instructions for Abatement: **Please clear the entire property of all weeds, dead vegetation, trash, debris and arundo. All piles of dead vegetation and debris must be removed from the property. (Please maintain any and all grasses below 3 inches year round)(Canyon sidewalk area)**

You are hereby directed to abate the public nuisance described above, of which you are the occupant or owner, **within thirty (30) days of 10/22/2019**. **Your failure to comply with this order will result in the City having your property cleaned by the City's contractor at your expense (per National City Municipal Code Chapter 1.36). A \$350.00 administrative fee will be charged in addition to the contractor's fees to clean the property (per Resolution number 94-97). Violations are also subject to prosecution as misdemeanors.

Guidelines For The Abatement of Flammable Vegetation

For the protection of life and property, remove all brush, flammable vegetation, or combustible growth which is located from thirty (30) feet to one hundred (100) feet from such a building or structure or to the property line, whichever is nearer, or as required by the Fire Department, including the maintenance of grass and other vegetation more than thirty (30) from such building or structure. Cuttings are to be removed from the property and disposed of properly. Vegetation is to be cut within two (2) inches of the ground.

"NOTICE REGARDING RARE, THREATENED OR ENDANGERED SPECIES"

If you have previously received a notice from the California Department of Fish and Game or the U.S. Fish and Wildlife Services that rare, threatened or endangered species of fish or wildlife have occurred on your property in the areas identified for fuel break clearance, YOU MUST NOTIFY BOTH AGENCIES AND THE NATIONAL CITY FIRE DEPARTMENT IN WRITING AT LEAST TEN (10) DAYS PRIOR TO BEGINNING VEGETATION CLEARING. IF THESE AGENCIES FAIL TO OBJECT OR NOTIFY YOU OF ANY ALTERNATIVE PROCEDURES WITHIN THOSE TEN (10) DAYS, YOU MAY THEN PROCEED TO CLEAR VEGETATION AS DIRECTED BY THIS NOTICE. Failure to provide notification to these agencies may render you liable under Federal or State Law to penalties.

National City Municipal Code 9.12.010 Public Nuisance Declared--In General

Any of the following conditions are hereby declared to constitute a public nuisance:

- A. When the Fire Chief or his/her designee determines that there exists in any building or on any premises combustible, hazardous or explosive materials or dangerous accumulations of rubbish; or unnecessary accumulations of wastepaper, boxes, shavings, or any highly flammable materials which are so situated as to endanger life or property; or finds obstructions to or on fire escapes, stairs, passageways, doors or windows that reasonably tend to interfere with the operations of the fire department or the egress of the occupants of such building of premises; or finds that the effectiveness of any exit door, attic separation or any fire separation wall is reduced; or finds that any provision of the Uniform Fire Code is being violated.
- B. When the Fire Chief or his/her designee deems any chimney, smokestack, stove, oven, incinerator, furnace or other heating device, electric fixture or any appurtenance thereto, or anything regulated under a nationally recognized standard in or upon any building, structure or premises not specifically mentioned in the Uniform Fire Code, to be defective or unsafe so as to create a hazard.
- C. When the Fire Chief or his/her designee finds any condition which in his/her judgment increases or may cause an increase of the hazard or menace of fire to a greater degree than customarily recognized as normal by persons in the public service regularly engaged in preventing, suppressing or extinguishing fire or any thing or act which may obstruct, delay, hinder or interfere with the operations of the fire department or the egress of occupants in the event of fire.

National City Municipal Code 9.12.020 Public Nuisance Declared--Weeds and Other Flammable Materials

All weeds, growing or located upon streets, sidewalks or private property are hereby declared to be a public nuisance. For the purposes of this chapter, "weeds" shall include the following:

- A. Weeds which bear seeds of a downy or wingy nature.
- B. Sagebrush, chaparral, and any other brush or weeds which attain such large growth as to become, when dry, a fire menace to adjacent improved property.
- C. Weeds which are otherwise noxious or dangerous.
- D. Poison oak and poison ivy when the conditions of growth are such as to constitute a menace to the public health.
- E. Dry grass, stubble, brush, litter, or other flammable material which endangers the public safety by creating a fire hazard in a portion of the City which has been zoned for single and multiple residence purposes.

National City Municipal Code 1.36.010 Public Nuisance Defined

"Public Nuisance" means any condition defined or declared to be a public nuisance in any section of this code, and/or and condition caused, maintained or permitted to exist which constitutes a threat to the public's health, safety and welfare or which significantly obstructs, injures or interferes with the reasonable of free use of property in a neighborhood, community or to any considerable number of persons. A public nuisance also has the same meaning as set forth in California Civil Code Section 3479.

National City Municipal Code 1.36.060 Abatement-- Appeal-- Hearing

Within ten (10) days from the date of posting, mailing or personal service of the required notice, the owner or person occupying or controlling such lot or premises affected may appeal to the City Council. Such appeal shall be in writing and shall be filed with the City Clerk.

If you should have any questions, please feel free to call this number: 1-866-779-3774

Si usted tiene alguna pregunta, por favor llame al numero: 1-866-779-3774

Sa anumang katanungan, tumawag lang po sa numerong ito: 1-866-779-3774

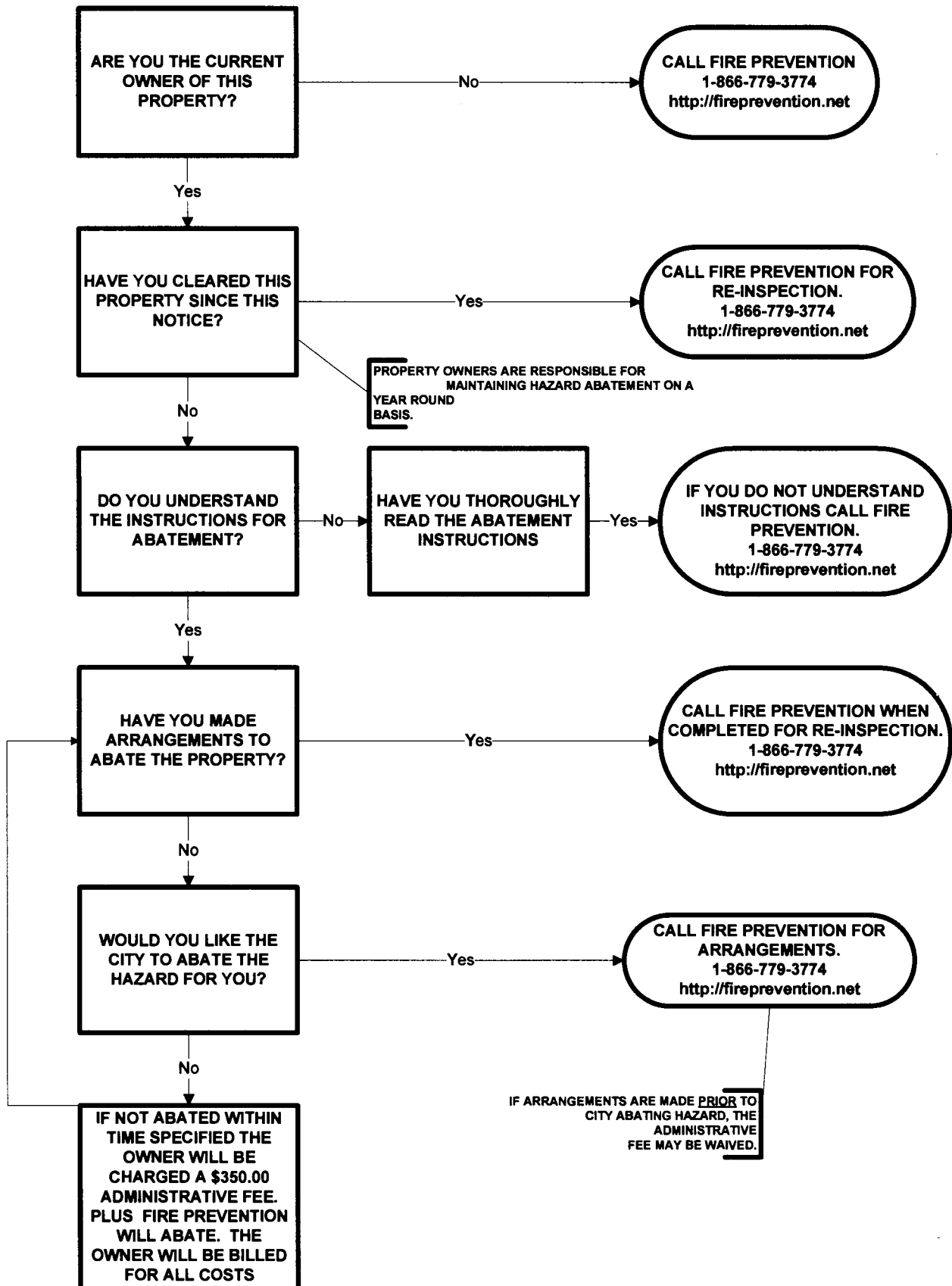
Sincerely yours in public safety,

1-866-779-3774 ext. 311 or <http://fireprevention.net>

**You have the right to appeal this matter to the City Council within ten (10) days of the receipt of this notice. The appeal shall be in writing and filed with the City Clerk. (NCMC 1.36.050)
***Fire Prevention Services, Inc. is under contract with the City of National City

NATIONAL CITY FIRE DEPARTMENT

COMMON QUESTIONS AND ANSWERS



CITY OF NATIONAL CITY

SCHEDULE OF FEES

1.	<u>Tractor Mowing</u>	
	A. per parcel, sized 1 to 7,500 square feet	\$250.00
	B. per parcel, sized 7,501 to 15,000 square feet	\$325.00
	C. per parcel, sized 15,001 square feet to 30,000 square feet	\$400.00
	D. per parcel, sized 30,001 square feet to one acre	\$450.00
	E. Per square foot over one acre	\$ 00.02
2.	<u>Hand Labor</u>	
	A. per square foot of area abated	\$ 00.10
3.	<u>Dozer Operation</u>	
	A. hourly rate	\$150.00
	B. move-on fee	\$150.00
4.	<u>Debris Remediation</u> (includes chipping, grinding, and/or shredding)	
	A. per cubic yard of material prior to chipping, and or compacting	\$ 38.00
	B. dump fees	(reimbursement of cost)
5.	<u>Administrative Fee</u> (failure to comply with final notice)	
	A. per parcel	\$350.00
6.	<u>Attorney Services</u>	
	A. per parcel, per hour	\$200.00
7.	<u>Assessment Fees</u> (includes preparing reports, attending hearings, etc.)	
	A. Cost confirmations fee, per parcel	\$275.00
8.	<u>Miscellaneous Fees</u>	
	A. special inspection fee	\$ 50.00
	B. abatement lien	\$ 50.00
	C. Interest on lien (apr)	10%
	D. release of abatement lien	\$ 50.00
	E. public notary	\$ 20.00
	F. File duplication fee	\$ 50.00
	G. Unscheduled Labor per man hour	\$ 50.00
	H. unscheduled fees	(reimbursement of cost)

CITY OF NATIONAL CITY FIRE DEPARTMENT

1243 National City Blvd : NATIONAL CITY, CA. 91950-4596

FINAL NOTICE TO ABATE PUBLIC NUISANCE

Owner: Analog Properties Llc
Address: 3693 Columbia St
San Diego, CA 92103

Parcel Number: 562 180 31 00
Date: 11/22/2019

COPY

Location of Public Nuisance: 101 E 30th St #A-D

Instructions for Abatement: **Please clear the entire property of all weeds, dead vegetation, trash, debris and arundo. All piles of dead vegetation and debris must be removed from the property. (Please maintain any and all grasses below 3 inches year round)(Canyon sidewalk area)**

You are hereby directed to abate the public nuisance described above, of which you are the occupant or owner, **within ten (10) days of 11/22/2019**. **Your failure to comply with this order will result in you being charged the administrative fee and the City having your property cleaned by the City's contractor at **your** expense (per National City Municipal Code Chapter 1.36). A \$350.00 administrative fee will be charged in addition to the contractor's fees to clean the property (per Resolution number 94-97). Violations are also subject to prosecution as misdemeanors.

Guidelines For The Abatement of Flammable Vegetation

For the protection of life and property, remove all brush, flammable vegetation, or combustible growth which is located from thirty (30) feet to one hundred (100) feet from such a building or structure or to the property line, whichever is nearer, or as required by the Fire Department, including the maintenance of grass and other vegetation more than thirty (30) from such building or structure. Cuttings are to be removed from the property and disposed of properly. Vegetation is to be cut within two (2) inches of the ground.

"NOTICE REGARDING RARE, THREATENED OR ENDANGERED SPECIES"

If you have previously received a notice from the California Department of Fish and Game or the U.S. Fish and Wildlife Services that rare, threatened or endangered species of fish or wildlife have occurred on your property in the areas identified for fuel break clearance, YOU MUST NOTIFY BOTH AGENCIES AND THE NATIONAL CITY FIRE DEPARTMENT IN WRITING AT LEAST TEN (10) DAYS PRIOR TO BEGINNING VEGETATION CLEARING. IF THESE AGENCIES FAIL TO OBJECT OR NOTIFY YOU OF ANY ALTERNATIVE PROCEDURES WITHIN THOSE TEN (10) DAYS, YOU MAY THEN PROCEED TO CLEAR VEGETATION AS DIRECTED BY THIS NOTICE. Failure to provide notification to these agencies may render you liable under Federal or State Law to penalties.

National City Municipal Code 9.12.010 Public Nuisance Declared--In General

Any of the following conditions are hereby declared to constitute a public nuisance:

- A. When the Fire Chief or his/her designee determines that there exists in any building or on any premises combustible, hazardous or explosive materials or dangerous accumulations of rubbish; or unnecessary accumulations of wastepaper, boxes, shavings, or any highly flammable materials which are so situated as to endanger life or property; or finds obstructions to or on fire escapes, stairs, passageways, doors or windows that reasonably tend to interfere with the operations of the fire department or the egress of the occupants of such building of premises; or finds that the effectiveness of any exit door, attic separation or any fire separation wall is reduced; or finds that any provision of the Uniform Fire Code is being violated.
- B. When the Fire Chief or his/her designee deems any chimney, smokestack, stove, oven, incinerator, furnace or other heating device, electric fixture or any appurtenance thereto, or anything regulated under a nationally recognized standard in or upon any building, structure or premises not specifically mentioned in the Uniform Fire Code, to be defective or unsafe so as to create a hazard.
- C. When the Fire Chief or his/her designee finds any condition which in his/her judgment increases or may cause an increase of the hazard or menace of fire to a greater degree than customarily recognized as normal by persons in the public service regularly engaged in preventing, suppressing or extinguishing fire or any thing or act which may obstruct, delay, hinder or interfere with the operations of the fire department or the egress of occupants in the event of fire.

National City Municipal Code 9.12.020 Public Nuisance Declared--Weeds and Other Flammable Materials

All weeds, growing or located upon streets, sidewalks or private property are hereby declared to be a public nuisance. For the purposes of this chapter, "weeds" shall include the following:

- A. Weeds which bear seeds of a downy or wingy nature.
- B. Sagebrush, chaparral, and any other brush or weeds which attain such large growth as to become, when dry, a fire menace to adjacent improved property.
- C. Weeds which are otherwise noxious or dangerous.
- D. Poison oak and poison ivy when the conditions of growth are such as to constitute a menace to the public health.
- E. Dry grass, stubble, brush, litter, or other flammable material which endangers the public safety by creating a fire hazard in a portion of the City which has been zoned for single and multiple residence purposes.

National City Municipal Code 1.36.010 Public Nuisance Defined

"Public Nuisance" means any condition defined or declared to be a public nuisance in any section of this code, and/or and condition caused, maintained or permitted to exist which constitutes a threat to the public's health, safety and welfare or which significantly obstructs, injures or interferes with the reasonable of free use of property in a neighborhood, community or to any considerable number of persons. A public nuisance also has the same meaning as set forth in California Civil Code Section 3479.

National City Municipal Code 1.36.060 Abatement-- Appeal-- Hearing

Within ten (10) days from the date of posting, mailing or personal service of the required notice, the owner or person occupying or controlling such lot or premises affected may appeal to the City Council. Such appeal shall be in writing and shall be filed with the City Clerk.

If you should have any questions, please feel free to call this number: 1-866-779-3774

Si usted tiene alguna pregunta, por favor llame al numero: 1-866-779-3774

Sa anumang katanungan, tumawag lang po sa numerong ito: 1-866-779-3774

Sincerely yours in public safety,

notice. 1-866-779-3774 ext. 311 or <http://fireprevention.net>

**You have the right to appeal this matter to the City Council within ten (10) days of the receipt of this

The appeal shall be in writing and filed with the City Clerk. (NCMC 1.36.050)

***Fire Prevention Services, Inc. is under contract with the City of National City.

Fire Prevention Services***

635 of 890

Fire Prevention Services

P. O. Box 1720

El Cajon, CA 92022-1720

SAN DIEGO CA 920

22 OCT 2019 PM 5 L



**IMPORTANT
WEED & HAZARD
ABATEMENT NOTICE
INSIDE**

Owner: Analog Properties Llc
Address: 3693 Columbia St
San Diego, CA 92103

Parcel Number: **562 180**
Date: **10/22/2019**

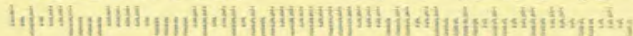
Location of Public Nuisance: **101 E 30th St #A-D**

NIXIE 910 7E 1 7211/16/19

RETURN TO SENDER
ATTEMPTED - NOT KNOWN
UNABLE TO FORWARD

BC: 92022172020 *1504-03470-22-33

ANK
92103-076255-0
532



U.S. Postal Service™
CERTIFIED MAIL® RECEIPT

Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

SAN DIEGO, CA 92103

OFFICIAL USE

Certified Mail Fee \$3.50

\$ 2.80

Extra Services & Fees (check box, add fee as appropriate)

Return Receipt (hardcopy) \$0.00

Return Receipt (electronic) \$0.00

Certified Mail Restricted Delivery \$0.00

Adult Signature Required \$0.00

Adult Signature Restricted Delivery \$

Postage \$0.55

\$

Total Postage \$6.85

562 180 31 00

Sent To

Analog Properties Llc

Street and A

3693 Columbia St

City, State, Z

San Diego CA



NC

637 of 890

NOTICE TO
ABATE
PUBLIC
NUISANCE

11/22/19 Re-Inspection



11/22/19 Re-Inspection



11/22/19 Re-Inspection



11/22/19 Re-Inspection



11/22/19 Re-Inspection



11/22/19 Re-Inspection

536



11/22/19 Re-Inspection



11/22/19 Re-Inspection

541



11/22/19 Re-Inspection



11/22/19 Re-Inspection



12/04/19 Final Inspection



12/04/19 Final Inspection



12/04/19 Final Inspection

546

650 of 890

An aerial photograph of a wetland or marsh area. The terrain is covered with a mix of green and brown vegetation, likely grasses and sedges. A small, irregularly shaped pond or wet area is visible on the right side of the image. A single red survey marker is planted in the ground on the left side of the frame. The overall scene appears to be a natural, undisturbed wetland environment.

12/04/19 Final Inspection



12/04/19 Final Inspection



12/04/19 Final Inspection



12/04/19 Final Inspection

550

654 of 890



12/04/19 Final Inspection



12/04/19 Final Inspection



12/10/19 Inspection

553



7 **12/10/19 Inspection**



12/10/19 Inspection



12/10/19 Inspection



12/10/19 Inspection



12/10/19 Inspection



12/10/19 Inspection



12/10/19 Inspection

566



12/10/19 Inspection

CITY OF NATIONAL CITY FIRE DEPARTMENT

1243 National City Blvd.: NATIONAL CITY, CA. 91950-4596

WORK ORDER AUTHORIZATION

Authorization # 7000

Owner: Analog Properties Llc
Address: 3693 Columbia St
San Diego, CA 92103

Parcel #562 180 31 00 Job location:101 E 30th St #A-D

Authorized by: R. Srew

Signature: [Signature]

Date: 12-10-19

WHEN SIGNED THIS DOCUMENT ALLOWS RIGHT OF PASSAGE ONTO PRIVATE PROPERTY FOR THE PURPOSE OF FIRE VIOLATION / PUBLIC NUISANCE REDUCTION OR REMOVAL.

METHOD OF CLEARING

Entire Parcel Fire Break

Hand Cutting: 17,100 sq. ft. Removal: 18 cu. yds.

Tractor Mowing: _____ sq. ft. Discing: _____ sq. ft.

CREW INFORMATION

Crew

Date

Type: HAND

1/15/20

Type: REMOVAL

1/15/20

Type: _____

Type: _____

Notes: Please clear the entire property of all weeds, dead vegetation, trash, debris and arundo. All piles of dead vegetation and debris must be removed from the property. (Please maintain any and all grasses below 3 inches year round)(Canyon sidewalk area)

Work space for diagrams and amount of work done

Hand Sq. Ft.: 17,100

Tractor Sq. Ft.: 2

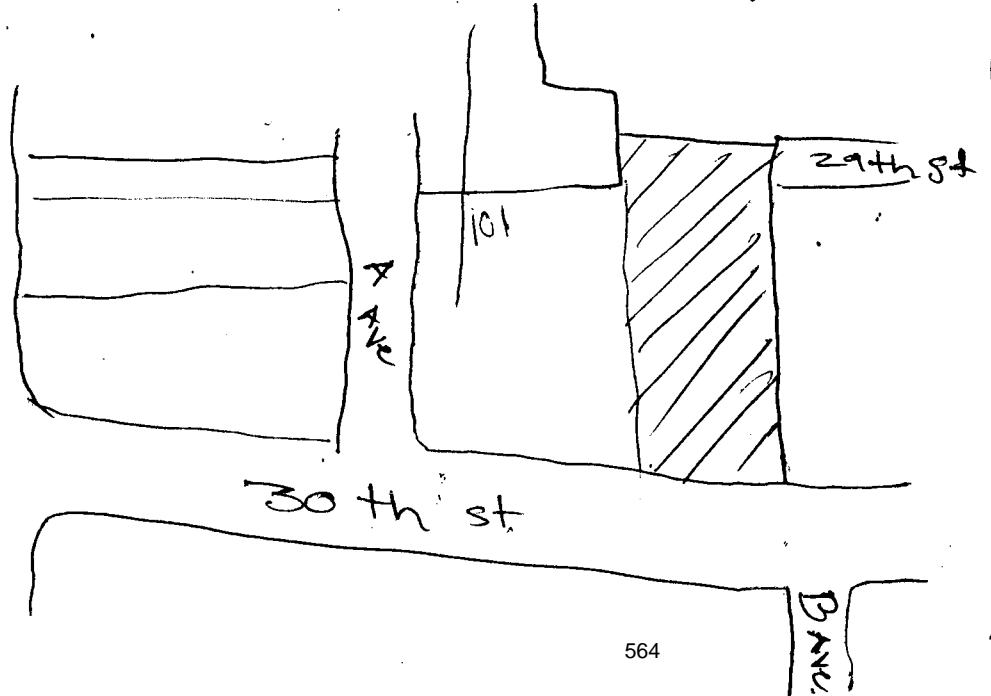
Total Removal Cu. Yds.: ~~18~~ 18

Dump ticket: YES

Dump Charge: \$49.00

Hand $90 \times 190 = 17,100$ sq. ft.

Pile $3.5 \times 7 \times 20 =$ ~~18.14~~ ^{18.14} cu yds





01/15/19 Before

A photograph of a grassy field with a yellow object on a blue tarp. The field is green with some brown patches. In the foreground, there are some dry, brown branches. A yellow object is lying on a blue tarp in the middle ground. The background shows a grassy slope with some trees and a fence line.

01/15/19 Before



01/15/19 Before



01/15/19 Before



01/15/19 Before







01/15/19 After

573



01/15/19 After



01/15/19 575 **After**



01/15/19 After



01/15/19 After

Fire Prevention Services, Inc.

P.O. Box 1720 : El Cajon, CA 92022-1720

(619) 562-1058 : fax (619) 445-6336

<http://fireprevention.net>

1/16/2020

Analog Properties Llc
3693 Columbia St
San Diego, CA 92103

Parcel # 562 180 31 00
Location: 101 E 30th St #A-D
-

COPY

Dear Analog Properties Llc,

This letter is to inform you that the **Public Nuisance** on the above referenced property was abated pursuant to a prior Notice to Abate and order of the City of National City.

Fire Prevention Services was contracted by the City of National City to help reduce Public Nuisances and potential fire violations thus improving the safety of its citizens.

The abatement work on your property was performed as mandated by The National City Municipal Code Chapter 1.36. The charges thus far total \$2,793.00. You will incur no further costs if this amount is paid within fifteen (15) days of the date of this notice.

Failure to pay this bill may result in the filing of an abatement lien upon your property.

Please make your check payable to Fire Prevention Services and include the Parcel # 562 180 31 00 on the check.

If you have any questions please call us direct at **(619) 562-1058**.

Sincerely,

Fire Prevention Services, Inc.
rev.05/19/06

NATIONAL CITY SCHEDULE OF FEES

Tractor Mowing

		quantity	sub total
A. per parcel, sized 1 to 7,500 square feet	\$250.00	_____	_____
B. per parcel, sized 7,501 to 15,000 square feet	\$325.00	_____	_____
C. per parcel, sized 15,001 square feet to 30,000 square feet	\$400.00	_____	_____
D. per parcel, sized 30,001 square feet to one acre	\$450.00	_____	_____
E. per square foot over one acre	\$00.02	_____ sq. ft.	_____

Hand Labor

A. per square foot of area abated	\$0.10	17,100 sq. Ft.	1,710 _____
-----------------------------------	--------	----------------	-------------

COPY

Dozer Operation

A. hourly rate	\$150.00	_____	_____
B. move-on fee	\$150.00	_____	_____

Debris Remediation (includes chipping, grinding, and/or shredding)

A. per cubic yard of material prior to chipping, and or compacting	\$38.00	X 18 _____ cu.yds =	684.00
B. dump fees	(reimbursement of cost)	1 _____	\$49.00

Administrative Fee (failure to comply by deadline of notice)

A. per parcel	\$350.00	1 _____	\$350.00
---------------	----------	---------	----------

Attorney Services

A. per parcel, per hour	\$200.00	_____	_____
-------------------------	----------	-------	-------

Assessment Fees (includes preparing reports, attending hearings, etc.)

A. cost confirmation fee, per parcel	\$275.00	_____	_____
--------------------------------------	----------	-------	-------

Miscellaneous Fees Per Parcel

A. special inspection fee	\$50.00	_____	_____
B. abatement lien	\$50.00	_____	_____
C. Interest on lien (apr)	10%	_____	_____
D. release of abatement lien	\$50.00	_____	_____
E. public notary	\$20.00	_____	_____
F. file duplication fee	\$50.00	_____	_____
G. unscheduled Labor per man hour	\$50.00	_____	_____
H. unscheduled fees	(reimbursement of cost)	_____	_____

FILE # 7000 _____ APN # 562-180-31 _____ **TOTAL \$ 2,793.00** _____

Fire Prevention Services, Inc.

P.O. Box 1720 : El Cajon, CA 92022-1720

(619) 562-1058 : fax (619) 445-6336

<http://fireprevention.net>

Final Bill

1/31/2020

Analog Properties Llc
3693 Columbia St
San Diego, CA 92103

COPY

Ref: Parcel # 562 180 31 00

Dear Analog Properties Llc,

This is a reminder of the letter we sent you on 1/16/2020 and we have not received payment in the amount of \$2,793.00

If we do not receive payment within 10 days we will be required to seek appropriate action to collect these monies.

This action may include filing an abatement lien on your property and forwarding this bill to our collection agency. Under state and local law, costs for such action will be added to your total amount. Please tender a check to us immediately to avoid any further action.

Make your check payable to **Fire Prevention Services, Inc.**, and include the Parcel # 562 180 31 00 on the check.

Should you need to discuss this matter you may contact us at **(619) 562-1058**.

Sincerely,

Fire Prevention Services, Inc.
rev.05/19/06

SUMMARY REPORT FOR APN 564-010-55-00

04/17/19 Initial inspection was made, property was found to be in violation.

04/25/19 Mailed 30 day courtesy notice to the owner.

05/06/19 Courtesy notice returned "not deliverable as addressed".

05/29/19 Re-inspection was made, property was found to be in violation.

05/29/19 Posted property.

05/29/19 Mailed 10 day final notice to the owner, certified mail.

06/10/19 Final inspection was made, property was found to be in violation.

06/03/19 Certified notice returned "not deliverable as addressed".

06/11/19 Verified ownership information with County of San Diego.

06/20/19 Work order authorization signed by District Official.

06/27/19 F.P.S.I. crews abated the property.

07/11/19 The owner was mailed a bill at the contracted rates.

07/29/19 The owner was mailed a final bill.

08/15/19 A Notice of Abatement was filed on the property.

05/21/20 The list of Fixed Charge Special Assessments [EXHIBIT "A"] and the City Clerk's "NOTICE OF PUBLIC CONFIRMATION OF COSTS HEARING" was served upon the property owner by means of Regular Mail, Certified Mail and Posting upon the property.

CITY OF NATIONAL CITY FIRE DEPARTMENT

1243 National City Blvd.: NATIONAL CITY, CA. 91950-4596

NOTICE TO ABATE PUBLIC NUISANCE

Owner: Ruvalcaba Carlos & Lilian
Address: 136 Glenhaven Way
Chula Vista, CA 91911

Parcel Number: 564 010 55 00

Date: 4/25/2019

COPY

Location of Public Nuisance: 2547 Fenton Pl

Instructions for Abatement: Please clear the entire property of all weeds, dead vegetation, trash, debris and arundo. All piles of dead vegetation and debris must be removed from the property. (Please maintain any and all grasses below 3 inches year round)

You are hereby directed to abate the public nuisance described above, of which you are the occupant or owner, **within thirty (30) days of 4/25/2019**. ****Your failure to comply with this order will result in the City having your property cleaned by the City's contractor at your expense (per National City Municipal Code Chapter 1.36). A \$350.00 administrative fee will be charged in addition to the contractor's fees to clean the property (per Resolution number 94-97). Violations are also subject to prosecution as misdemeanors.**

Guidelines For The Abatement of Flammable Vegetation

For the protection of life and property, remove all brush, flammable vegetation, or combustible growth which is located from thirty (30) feet to one hundred (100) feet from such a building or structure or to the property line, whichever is nearer, or as required by the Fire Department, including the maintenance of grass and other vegetation more than thirty (30) feet from such building or structure. Cuttings are to be removed from the property and disposed of properly. Vegetation is to be cut within two (2) inches of the ground.

"NOTICE REGARDING RARE, THREATENED OR ENDANGERED SPECIES"

If you have previously received a notice from the California Department of Fish and Game or the U.S. Fish and Wildlife Services that rare, threatened or endangered species of fish or wildlife have occurred on your property in the areas identified for fuel break clearance, **YOU MUST NOTIFY BOTH AGENCIES AND THE NATIONAL CITY FIRE DEPARTMENT IN WRITING AT LEAST TEN (10) DAYS PRIOR TO BEGINNING VEGETATION CLEARING. IF THESE AGENCIES FAIL TO OBJECT OR NOTIFY YOU OF ANY ALTERNATIVE PROCEDURES WITHIN THOSE TEN (10) DAYS, YOU MAY THEN PROCEED TO CLEAR VEGETATION AS DIRECTED BY THIS NOTICE.** Failure to provide notification to these agencies may render you liable under Federal or State Law to penalties.

National City Municipal Code 9.12.010 Public Nuisance Declared--In General

Any of the following conditions are hereby declared to constitute a public nuisance:

- A. When the Fire Chief or his/her designee determines that there exists in any building or on any premises combustible, hazardous or explosive materials or dangerous accumulations of rubbish; or unnecessary accumulations of wastepaper, boxes, shavings, or any highly flammable materials which are so situated as to endanger life or property; or finds obstructions to or on fire escapes, stairs, passageways, doors or windows that reasonably tend to interfere with the operations of the fire department or the egress of the occupants of such building of premises; or finds that the effectiveness of any exit door, attic separation or any fire separation wall is reduced; or finds that any provision of the Uniform Fire Code is being violated.
- B. When the Fire Chief or his/her designee deems any chimney, smokestack, stove, oven, incinerator, furnace or other heating device, electric fixture or any appurtenance thereto, or anything regulated under a nationally recognized standard in or upon any building, structure or premises not specifically mentioned in the Uniform Fire Code, to be defective or unsafe so as to create a hazard.
- C. When the Fire Chief or his/her designee finds any condition which in his/her judgment increases or may cause an increase of the hazard or menace of fire to a greater degree that customarily recognized as normal by persons in the public service regularly engaged in preventing, suppressing or extinguishing fire or any thing or act which may obstruct, delay, hinder or interfere with the operations of the fire department or the egress of occupants in the event of fire.

National City Municipal Code 9.12.020 Public Nuisance Declared--Weeds and Other Flammable Materials

All weeds, growing or located upon streets, sidewalks or private property are hereby declared to be a public nuisance. For the purposes of this chapter, "weeds" shall include the following:

- A. Weeds which bear seeds of a downy or wingy nature.
- B. Sagebrush, chaparral, and any other brush or weeds which attain such large growth as to become, when dry, a fire menace to adjacent improved property.
- C. Weeds which are otherwise noxious or dangerous.
- D. Poison oak and poison ivy when the conditions of growth are such as to constitute a menace the the public health.
- E. Dry grass, stubble, brush, litter, or other flammable material which endangers the public safety by creating a fire hazard in a portion of the City which has been zoned for single and multiple residence purposes.

National City Municipal Code 1.36.010 Public Nuisance Defined

"Public Nuisance" means any condition defined or declared to be a public nuisance in any section of this code, and/or and condition caused, maintained or permitted to exist which constitutes a threat to the public's health, safety and welfare or which significantly obstructs, injures or interferes with the reasonable of free use of property in a neighborhood, community or to any considerable number of persons. A public nuisance also has the same meaning as set forth in California Civil Code Section 3479.

National City Municipal Code 1.36.060 Abatement-- Appeal-- Hearing

Within ten (10) days from the date of posting, mailing or personal service of the required notice, the owner or person occupying or controlling such lot or premises affected may appeal to the City Council. Such appeal shall be in writing and shall be filed with the City Clerk.

If you should have any questions, please feel free to call this number: 1-866-779-3774

Si usted tiene alguna pregunta, por favor llame al numero: 1-866-779-3774

Sa anumang katanungan, tumawag lang po sa numerong ito: 1-866-779-3774

Sincerely yours in public safety,

****You have the right to appeal this matter to the City Council within ten (10) days of the receipt of this notice.**

1-866-779-3774 ext. 311 or <http://fireprevention.net>

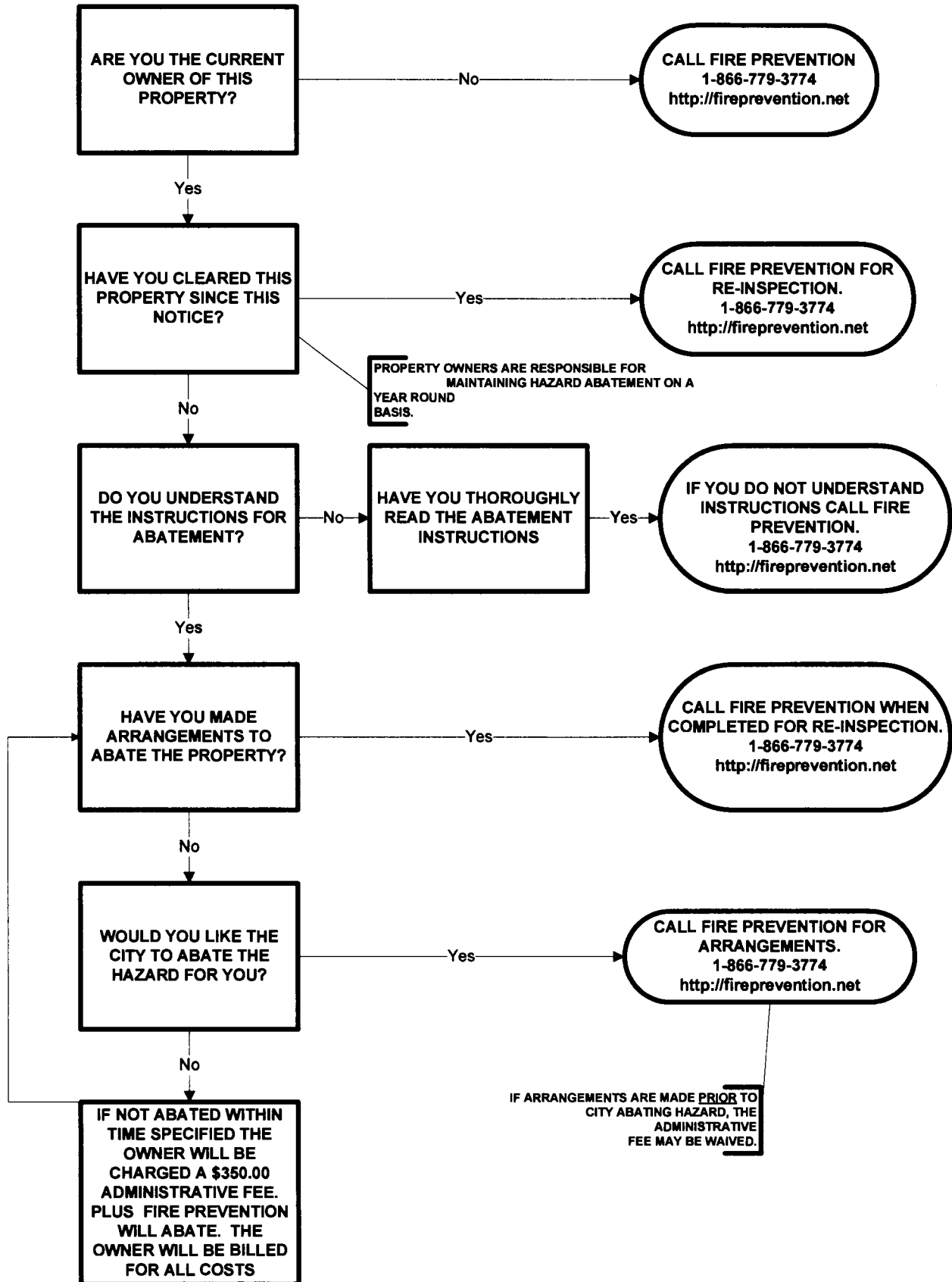
The appeal shall be in writing and filed with the City Clerk. (NCMC 1.36.050)

*****Fire Prevention Services, 1682s under contract with the City of National City.**

Fire Prevention Services***

NATIONAL CITY FIRE DEPARTMENT

COMMON QUESTIONS AND ANSWERS



333 E. 16th Street : National City, CA : 91950-4596

CITY OF NATIONAL CITY

SCHEDULE OF FEES

1.	<u>Tractor Mowing</u>	
	A. per parcel, sized 1 to 7,500 square feet	\$250.00
	B. per parcel, sized 7,501 to 15,000 square feet	\$325.00
	C. per parcel, sized 15,001 square feet to 30,000 square feet	\$400.00
	D. per parcel, sized 30,001 square feet to one acre	\$450.00
	E. Per square foot over one acre	\$ 00.02
2.	<u>Hand Labor</u>	
	A. per square foot of area abated	\$ 00.10
3.	<u>Dozer Operation</u>	
	A. hourly rate	\$150.00
	B. move-on fee	\$150.00
4.	<u>Debris Remediation</u> (includes chipping, grinding, and/or shredding)	
	A. per cubic yard of material prior to chipping, and or compacting	\$ 38.00
	B. dump fees	(reimbursement of cost)
5.	<u>Administrative Fee</u> (failure to comply with final notice)	
	A. per parcel	\$350.00
6.	<u>Attorney Services</u>	
	A. per parcel, per hour	\$200.00
7.	<u>Assessment Fees</u> (includes preparing reports, attending hearings, etc.)	
	A. Cost confirmations fee, per parcel	\$275.00
8.	<u>Miscellaneous Fees</u>	
	A. special inspection fee	\$ 50.00
	B. abatement lien	\$ 50.00
	C. Interest on lien (apr)	10%
	D. release of abatement lien	\$ 50.00
	E. public notary	\$ 20.00
	F. File duplication fee	\$ 50.00
	G. Unscheduled Labor per man hour	\$ 50.00
	H. unscheduled fees	(reimbursement of cost)

CITY OF NATIONAL CITY FIRE DEPARTMENT

1243 National City Blvd : NATIONAL CITY, CA. 91950-4596

FINAL NOTICE TO ABATE PUBLIC NUISANCE

Owner: Ruvalcaba Carlos & Lilian
Address: 136 Glenhaven Way
Chula Vista, CA 91911

Parcel Number: 564 010 55 00

Date: 5/29/2019

COPY

Location of Public Nuisance: 2547 Fenton Pl

Instructions for Abatement: **Please clear the entire property of all weeds, dead vegetation, trash, debris and arundo. All piles of dead vegetation and debris must be removed from the property. (Please maintain any and all grasses below 3 inches year round)**

You are hereby directed to abate the public nuisance described above, of which you are the occupant or owner, **within ten (10) days of 5/29/2019**. **Your failure to comply with this order will result in you being charged the administrative fee and the City having your property cleaned by the City's contractor at **your** expense (per National City Municipal Code Chapter 1.36). A \$350.00 administrative fee will be charged in addition to the contractor's fees to clean the property (per Resolution number 94-97). Violations are also subject to prosecution as misdemeanors.

Guidelines For The Abatement of Flammable Vegetation

For the protection of life and property, remove all brush, flammable vegetation, or combustible growth which is located from thirty (30) feet to one hundred (100) feet from such a building or structure or to the property line, whichever is nearer, or as required by the Fire Department, including the maintenance of grass and other vegetation more than thirty (30) feet from such building or structure. Cuttings are to be removed from the property and disposed of properly. Vegetation is to be cut within two (2) inches of the ground.

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- B. When the Fire Chief or his/her designee deems any chimney, smokestack, stove, oven, incinerator, furnace or other heating device, electric fixture or any appurtenance thereto, or anything regulated under a nationally recognized standard in or upon any building, structure or premises not specifically mentioned in the Uniform Fire Code, to be defective or unsafe so as to create a hazard.
- C. When the Fire Chief or his/her designee finds any condition which in his/her judgment increases or may cause an increase of the hazard or menace of fire to a greater degree that customarily recognized as normal by persons in the public service regularly engaged in preventing, suppressing or extinguishing fire or any thing or act which may obstruct, delay, hinder or interfere with the operations of the fire department or the egress of occupants in the event of fire.

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- C. Weeds which are otherwise noxious or dangerous.
- D. Poison oak and poison ivy when the conditions of growth are such as to constitute a menace to the public health.
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Sa anumang katanungan, tumawag lang po sa numerong ito: 1-866-779-3774

Sincerely yours in public safety,

notice. 1-866-779-3774 ext. 311 or <http://fireprevention.net>

**You have the right to appeal this matter to the City Council within ten (10) days of the receipt of this notice. The appeal shall be in writing and filed with the City Clerk. (NCMC 1.36.050)

***Fire Prevention Services, Inc. is under contract with the City of National City.

U.S. Postal Service™ CERTIFIED MAIL® RECEIPT

Domestic Mail Only

For delivery information, visit our website at www.usps.com®.

CHULA VISTA, CA 91911

OFFICIAL USE

Certified Mail Fee \$3.50

\$ 2.80

Extra Services & Fees (check box, add fee as appropriate)

Return Receipt (hardcopy) \$ 0.00

Return Receipt (electronic) \$ 0.00

Certified Mail Restricted Delivery \$ 0.00

Adult Signature Required \$ 0.00

Adult Signature Restricted Delivery \$

Postage \$0.55

\$

Total \$6.85

\$

Ser

Str

City

564 010 55 00

Ruvalcaba Carlos & Lillian

136 Glenhaven Way

Chula Vista CA

586

91911

0020
36

Postmark
Here



05/29/2019
NC

690 of 890

Fire Prevention Services

P. O. Box 1720
El Cajon, CA 92022-1720



7018 0360 0001 8867 2492



1000



91911

U.S. POSTAGE PAID
FCM LETTER
EL CAJON, CA
92020
MAY 29, 19
AMOUNT

\$6.85

R2303S103281-36

NAME: _____
FIRST NOTICE: 6/1/19
SECOND NOTICE: _____
RETURNED: _____

**IMPORTANT
WEED & HAZARD
ABATEMENT NOTICE
INSIDE**

Owner: Ruvalcaba Carlos & Lilian Parcel Num.
Address: 136 Glenhaven Way Date: 5/29/2019
Chula Vista, CA 91911
Location of Public Nuisance: 2547 Fenton Pl
Instructions for Abatement: Please clear the entire property of all

NIXIE 918 NFE 1 19I0005/29/19
RETURN TO SENDER
NOT DELIVERABLE AS ADDRESSED
UNABLE TO FORWARD
BC: 92022172020 *0304-05907-29-41

Fire Prevention Services

P. O. Box 1720
El Cajon, CA 92022-1720

SAN DIEGO CA 920

26 APR 2019 PM 4 L



**IMPORTANT
WEED & HAZARD
ABATEMENT NOTICE
INSIDE**

Owner: Ruvalcaba Carlos & Lilian Parcel Num.
Address: 136 Glenhaven Way Date: 4/25/2019
Chula Vista, CA 91911
Location of Public Nuisance: 2547 Fenton Pl
Instructions for Abatement: Please clear the entire property of all

NIXIE 918 NFE 1 19I0004/26/19
RETURN TO SENDER
NOT DELIVERABLE AS ADDRESSED
UNABLE TO FORWARD
BC: 92022172020 *2004-02898-26-36



NOTICE TO
ABATE
PUBLIC
NUISANCE

05/29/19 Re-Inspection



05/29/19 Re-Inspection

589

693 of 890



NOT TO BE
USED FOR
REMOVAL

05/29/19 Re-Inspection



05/29/19 Re-Inspection

891



05/29/19 Re-Inspection



05/29/19 Re-Inspection



05/29/19 Re-Inspection



05/29/19 Re-Inspection



05/29/19 Re-Inspection

A photograph of a chain-link fence in an outdoor setting. The fence is made of metal and has a purple sign attached to it. The sign has some text on it, which is partially obscured by the fence and the text overlay. In the background, there are trees and a building. The ground is covered with dry grass and some green plants.

05/29/19 Re-Inspection



06/10/19 Final Inspection

598

702 of 890



06/10/19 Final Inspection



06/10/19 Final Inspection



06/10/19 Final Inspection



06/10/19 Final Inspection



06/10/19 Final Inspection



06/10/19 Final Inspection



06/20/19 Inspection



06/20/19 Inspection

606

710 of 890



06/20/19 Inspection



06/20/19 Inspection

CITY OF NATIONAL CITY FIRE DEPARTMENT

1243 National City Blvd.: NATIONAL CITY, CA. 91950-4596

WORK ORDER AUTHORIZATION

Authorization # 6579

Owner: Ruvalcaba Carlos & Lilian
Address: 136 Glenhaven Way
Chula Vista, CA 91911

Parcel #564 010 55 00 Job location:2547 Fenton Pl

Authorized by: R. DREW

Signature: [Signature]

Date: 6-20-19

WHEN SIGNED THIS DOCUMENT ALLOWS RIGHT OF PASSAGE ONTO PRIVATE PROPERTY FOR THE PURPOSE OF FIRE VIOLATION / PUBLIC NUISANCE REDUCTION OR REMOVAL.

METHOD OF CLEARING

	Entire Parcel	Fire Break
Hand Cutting:	<u>4500</u> sq. ft.	Removal: <u>9.72</u> cu. yds.
Tractor Mowing:	_____ sq. ft.	Discing: _____ sq. ft.

CREW INFORMATION

<u>Crew</u>	<u>Date</u>
Type: <u>HAND</u>	<u>6/27/19</u>
Type: _____	_____
Type: _____	_____
Type: _____	_____

Notes: Please clear the entire property of all weeds, dead vegetation, trash, debris and arundo. All piles of dead vegetation and debris must be removed from the property. (Please maintain any and all grasses below 3 inches year round)

Work space for diagrams and amount of work done

Hand Sq. Ft.: 4500 ✓

Tractor Sq. Ft.: 0

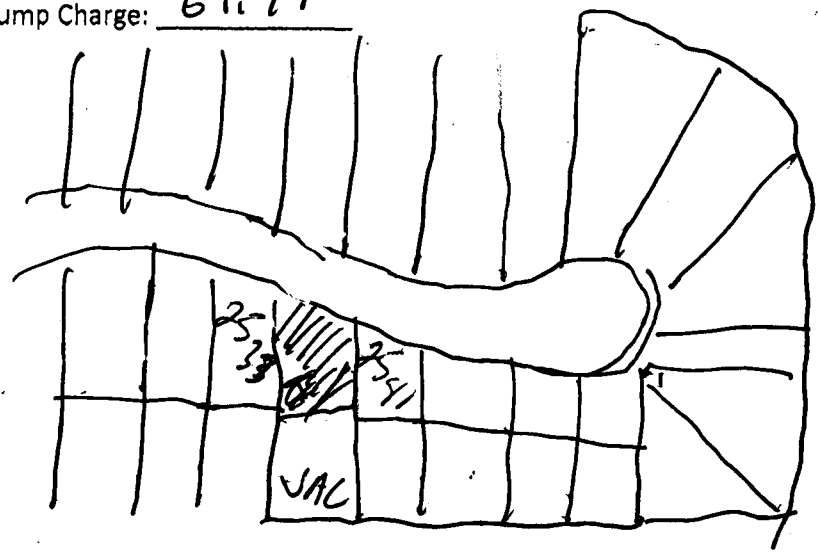
Total Removal Cu. Yds.: 9.72

Dump ticket: 1690003

Dump Charge: 69.77

HAND 4500

PILE #1 3.5x5x15





06/27/19 Before



06/27/19 Before

613

06/27/2019 6:27 AM



06/27/19 Before

2019 6 27 2019 6 27
7:37 AM 7:37 AM



06/27/19 After

615

2019 6 27 2019 6
10:31 AM 10:3

719 of 890

06/27/19 After

616

2019 6 27 2019 6
10:31 AM 10:31 AM

720 of 890



06/27/19 After

617

2019 6 27 2019 6
10:31 AM 10:31 AM

721 of 890



06/27/19 After

618

Fire Prevention Services, Inc.

P.O. Box 1720 : El Cajon, CA 92022-1720

(619) 562-1058 : fax (619) 445-6336

<http://fireprevention.net>

7/11/2019

COPY

Ruvalcaba Carlos & Lilian
136 Glenhaven Way
Chula Vista, CA 91911

Parcel # 564 010 55 00
Location: 2547 Fenton Pl
-

Dear Ruvalcaba Carlos & Lilian,

This letter is to inform you that the **Public Nuisance** on the above referenced property was abated pursuant to a prior Notice to Abate and order of the City of National City.

Fire Prevention Services was contracted by the City of National City to help reduce Public Nuisances and potential fire violations thus improving the safety of its citizens.

The abatement work on your property was performed as mandated by The National City Municipal Code Chapter 1.36. The charges thus far total \$1,239.13. You will incur no further costs if this amount is paid within fifteen (15) days of the date of this notice.

Failure to pay this bill may result in the filing of an abatement lien upon your property.

Please make your check payable to Fire Prevention Services and include the Parcel # 564 010 55 00 on the check.

If you have any questions please call us direct at **(619) 562-1058**.

Sincerely,

Fire Prevention Services, Inc.
rev.05/19/06

NATIONAL CITY SCHEDULE OF FEES

Tractor Mowing

		quantity	sub total
A. per parcel, sized 1 to 7,500 square feet	\$250.00	_____	_____
B. per parcel, sized 7,501 to 15,000 square feet	\$325.00	_____	_____
C. per parcel, sized 15,001 square feet to 30,000 square feet	\$400.00	_____	_____
D. per parcel, sized 30,001 square feet to one acre	\$450.00	_____	_____
E. per square foot over one acre	\$00.02	_____ sq. ft.	_____

Hand Labor

A. per square foot of area abated	\$0.10	4,500 sq. Ft.	\$450.00
-----------------------------------	--------	---------------	----------

Dozer Operation

A. hourly rate	\$150.00	_____	_____
B. move-on fee	\$150.00	_____	_____

Debris Remediation (includes chipping, grinding, and/or shredding)

A. per cubic yard of material prior to chipping, and or compacting	\$38.00	X	9.72 cu.yds.	=\$369.36
B. dump fees				\$69.77
				(reimbursement of cost)

Administrative Fee (failure to comply by deadline of notice)

A. per parcel	\$350.00	1	\$350.00
---------------	----------	---	----------

Attorney Services

A. per parcel, per hour	\$200.00	_____	_____
-------------------------	----------	-------	-------

Assessment Fees (includes preparing reports, attending hearings, etc.)

A. cost confirmation fee, per parcel	\$275.00	_____	_____
--------------------------------------	----------	-------	-------

Miscellaneous Fees Per Parcel

A. special inspection fee	\$50.00	_____	_____
B. abatement lien	\$50.00	_____	_____
C. Interest on lien (apr)	10%	_____	_____
D. release of abatement lien	\$50.00	_____	_____
E. public notary	\$20.00	_____	_____
F. file duplication fee	\$50.00	_____	_____
G. unscheduled Labor per man hour	\$50.00	_____	_____
H. unscheduled fees			(reimbursement of cost)

FILE # 6579 APN # 564-010-55-00 **TOTAL** \$ 1,239.13

Fire Prevention Services, Inc.

P.O. Box 1720 : El Cajon, CA 92022-1720

(619) 562-1058 : fax (619) 445-6336

<http://fireprevention.net>

Final Bill

7/29/2019

Ruvalcaba Carlos & Lilian
136 Glenhaven Way
Chula Vista, CA 91911

COPY

Ref: Parcel # 564 010 55 00

-

Dear Ruvalcaba Carlos & Lilian,

This is a reminder of the letter we sent you on 7/11/2019 and we have not received payment in the amount of \$1,239.13

If we do not receive payment within 10 days we will be required to seek appropriate action to collect these monies.

This action may include filing an abatement lien on your property and forwarding this bill to our collection agency. Under state and local law, costs for such action will be added to your total amount. Please tender a check to us immediately to avoid any further action.

Make your check payable to **Fire Prevention Services, Inc.**, and include the Parcel # 564 010 55 00 on the check.

Should you need to discuss this matter you may contact us at **(619) 562-1058**.

Sincerely,

Fire Prevention Services, Inc.

rev.05/19/06

RECORDING REQUESTED BY

Fire Prevention Services, Inc.
PO Box 2012
Alpine, CA 91903-2012
(619) 562-1058 fax (619) 445-6336

DOC# 2019-0373615



Aug 30, 2019 08:32 AM
OFFICIAL RECORDS
Ernest J. Dronenburg, Jr.,
SAN DIEGO COUNTY RECORDER
FEES: \$0.00 (SB2 Atkins: \$0.00)

AND WHEN RECORDED MAIL TO

Fire Prevention Services, Inc.
PO Box 2012
Alpine, CA 91903-2012

PAGES: 1

NOTICE OF ABATEMENT

**TO THE CURRENT OWNER OF RECORD AND ANY FUTURE OWNERS/PURCHASERS OF THE
HEREIN DESCRIBED PROPERTY**

WHEREAS it was determined that a violation of Chapter 1.36 of the National City Municipal Code did exist, and

WHEREAS such violation was ordered abated on 6/20/2019, and

WHEREAS representatives of the National City Fire Department abated the violation(s) on 6/27/2019, and


WHEREAS the charge for such abatement amounted to \$1,309.13;

THEREFORE be it known that an abatement obligation exists on the property regardless of owner until paid. The current owner of the property is Ruvalcaba Carlos & Lilian at 136 Glenhaven Way, Chula Vista, CA 91911 described as follows:

APN # 564 010 55 00
ADDRESS: 2547 Fenton Pl
LEGAL DESCRIPTION: /Exc Nly 86.54 Ft/ Lot 437 Tr 1754

This abatement obligation shall attach to the property, not the owner, and may not be extinguished by a tax sale under the California Revenue and Taxation Code Section 3712. After confirmation by the City Council shall become a special assessment on the property tax bill. If not paid pursuant to State Law and State Tax Lien Law, the property may be sold to satisfy that obligation. The amount of such claim shall be plus interest and other costs which may hereafter become due. This filing does not preclude the filing of legal action for collection. Should such actions be required or determined to be appropriate, reasonable legal fees will be incurred and added to said obligation.

DATED: August 15, 2019

BY: 
Ken Osborn, Fire Prevention Services, Inc.,
Designee for National City Fire Department

Certificate Of Acknowledgement

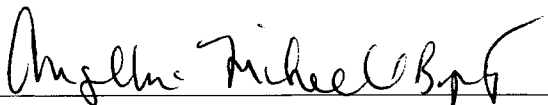
A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document, to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

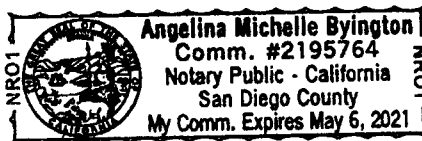
State of California)
County of San Diego)

On August 15, 2019 before me, Angelina Michelle Byington, Notary Public, personally appeared Ken Osborn, who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.





(Seal)

RESOLUTION NO. 2020 -

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY
CONFIRMING THE COSTS OF WEED ABATEMENT AND APPROVING THE
REPORT AND ACCOUNT FOR SUCH, AFTER HAVING A PUBLIC HEARING WHICH
CONSIDERED ANY OBJECTIONS OR PROTESTS PURSUANT TO THE NATIONAL
CITY MUNICIPAL CODE CHAPTERS 1.36 (ABATEMENT OF PUBLIC NUISANCES)
AND 9.12 (ABATEMENT OF WEEDS AND OTHER FIRE HAZARDS)**

WHEREAS, pursuant to National City Municipal Code Chapters 1.36 (Abatement of Public Nuisances) and 9.12 (Abatement of Weeds and other Fire Hazards), when the City Manager, his designee, or the department director causes a public nuisance to be abated, the City Manager, his designee, or the department director shall prepare a report describing the work performed, an itemized account of the total abatement costs, including the names and addresses of the responsible person for each parcel, and the tax assessor's parcel number (the "Report and Account"); and

WHEREAS, the Chief of Emergency Services filed with the City Clerk the Report and Account for weed abatement work done pursuant to National City Municipal Code Chapters 1.36 and 9.12; and

WHEREAS, the City Clerk has given notice of the filing of the Report and Account and of the time for a Public Hearing by the City Council pursuant to the National City Municipal Code Section 1.36.090, and if the notice was served by posting a copy of the notice, an affidavit of posting such notice has been made and is on file in the office of the City Clerk; and

WHEREAS, on June 2, 2020, the City Council held a Public Hearing at which the Report and Account, and all written appeals, protests, or objections, if any, were duly presented, read, and considered, and all persons desiring to be heard thereon were heard, and the City Council gave all persons an opportunity to submit written testimony with respect to any matter relating to the work, to any act or determination of the Chief of Emergency Services, or to any other concerns relating to the work or the costs or the proceedings; and

WHEREAS, all persons desiring to submit written testimony or written comments to the City Council have been heard.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of National City, in accordance with National City Municipal Code Chapters 1.36 (Abatement of Public Nuisances) and 9.12 (Abatement of Weeds and Other Fire Hazards), does hereby find, resolve, determine, and order as follows:

1. That Public Hearing has been duly held;
2. That each and every step of the proceeding prior to and including the Public Hearing has been duly and regularly taken;

///

///

///

3. That the City Council is satisfied with the Report and Account, the proceedings and all matters relating thereto, and all protests, objections, or appeals are overruled and denied;
4. That the City Council approves the Report and Account, attached hereto as Exhibit "A"; and
5. That the City Clerk is directed to file with the County Auditor of the County of San Diego, a certified copy of this Resolution.

PASSED AND ADOPTED this 2nd day of June, 2020.

Alejandra Sotelo-Solis, Mayor

ATTEST:

Michael R. Dalla, City Clerk

APPROVED AS TO FORM:

Angil P. Morris-Jones, City Attorney

City of National City
Weed Abatement Program
2020/2021
Fixed Charge Special Assessments

EXHIBIT A

Parcel	Assmed Amt	Site Address	Owner	Mail Address	City	St	Zip
554 041 08 00	\$888.26	1459 E 1st St	Chavez-Vasquez German	591 Telegraph Canyon Rd #367	Chula Vista	CA	91910
556 332 04 00	\$899.08	629 A Ave	629 A Avenue Trust	4420 Rainier Ave #303	San Diego	CA	92120
557 092 05 00	\$1,023.81	1338-1340 E 6th St	Deanda Christian	1338 E 6th St	National City	CA	91950
557 102 28 00	\$895.36	8th St	Agpaoa Florino P & Corazon R Trust	1442 Highland Ave	National City	CA	91950
557 220 63 00	\$883.46	915 Paradise Knoll Ct	Garcia Bernard P	915 Paradise Knoll Ct	National City	CA	91950
557 280 08 00	\$883.46	2016 E 10th St	Strapp William	2016 E 10th St	National City	CA	91950
557 280 09 00	\$881.86	2044 E 10th St	Asonne Properties Lp;Mark Mendez Mireya	710 Edgewater Dr #E	Chula Vista	CA	91913
557 380 40 00	\$871.98	2240 E Plaza Blvd	Grove Plaza	6480 Weathers Pl #225	San Diego	CA	92121
557 430 30 00	\$877.18	1430 Sheryl Ln	Elite Visions Holding Inc	660 Van Houten Ave	El Cajon	CA	92020
557 430 41 00	\$877.18	1420 Sheryl Ln	Samex Properties L L C	5721 Meadows Del Mar	San Diego	CA	92130
558 153 22 00	\$1,200.54	Palmer St	Vargas Living Trust	36 Broadway	Chula Vista	CA	91910
558 220 35 00	\$2,079.80	3040 E 16th St	Brown Clara M	10037 Dunbar Ln	El Cajon	CA	92021
558 320 22 00	\$2,964.08	2112 Rachael Ave	Casillas Jose D Castillas Estella V	1298 Fools Gold Way #1	Chula Vista	CA	91913
559 101 07 00	\$883.46	1818 Wilson Ave	Yanez Luis A	1818 Wilson Ave	National City	CA	91950
560 064 06 00	\$874.52	National City Blvd	Library Village South Inc	9945 Hibert St #210	San Diego	CA	92131
561 202 02 00	\$1,131.58	1905 K Ave	William Richard C Jr & Curtis Diana L	1905 K Ave	National City	CA	91950
562 180 31 00	\$3,521.92	101 E 30th St #A-D	Analog Properties LLC	3693 Columbia St	San Diego	CA	92103
564 010 55 00	\$1,906.31	2547 Fenton Pl	Ruvalcaba Carlos & Lilian	136 Glenhaven Way	Chula Vista	CA	91911
Total Parcels:	18						
Total Assess:	\$23,543.84						

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 confirming the assessment and ordering the levy for Landscape Maintenance District No. 1 \(Mile of Cars\) for Fiscal Year 2020/21. \(Planning\)](#)

Please scroll down to view the backup material.

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

MEETING DATE: June 2, 2020

AGENDA ITEM NO.:

ITEM TITLE:

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 2020/21.

PREPARED BY: Raymundo Pe, Principal Planner
PHONE: 619-336-4421

DEPARTMENT: Community Development
APPROVED BY: 

Armando Vergara, Director

EXPLANATION:

The City formed the Mile of Cars Landscape Maintenance District No. 1 in 1995 to provide for the maintenance, operations, and servicing of certain improvements in the District, including landscaping, signage, and lighting. Each year, the City Council considers the adoption of a resolution to allow the District to continue operating with funding through a special tax levy on properties within the District.

The resolution would confirm the assessment and order the levy on behalf of the District for Fiscal Year 2020/21 based on the Engineer's Report that identifies the assessment to be levied and the work program to be conducted by the Mile of Cars Landscape Maintenance District. The Mile of Cars Association has approved the scope of work, the proposed assessment, and the District budget. There are no changes or additions to the maintained improvements for the coming fiscal year. The proposed total assessment of \$155,463.48 is an increase of approximately 2.8 percent above the prior year total assessment. The City's consultant and City administrative costs are paid from the District's assessment funds.

FINANCIAL STATEMENT: Assessment funds received from the County Tax Collector are transferred to account 195-0000-3007 for distribution to the Mile of Cars Association, less City administrative costs.

APPROVED:  **FINANCE**

ACCOUNT NO.

APPROVED: _____ **MIS**

ENVIRONMENTAL REVIEW:

This activity is not a project as defined in Section 15378 of the California Code of Regulations; therefore, no further action is required under the California Environmental Quality Act.

ORDINANCE: INTRODUCTION FINAL ADOPTION Not applicable.

STAFF RECOMMENDATION:

Conduct the public hearing and adopt the resolution confirming the assessment and ordering the levy.

BOARD / COMMISSION RECOMMENDATION:

Not applicable.

ATTACHMENTS:

1. Engineer's Report.
2. Resolution.

CITY OF NATIONAL CITY

Fiscal Year 2020/21 Engineer's Report For:

Landscape Maintenance District No. 1 (Mile of Cars)

April 2020

Prepared by:



ATTACHMENT 1

1

Corporate Headquarters
32605 Temecula Parkway, Suite 100
Temecula, CA 92592
Toll free: 800-676-7516

732 of 890

CITY OF NATIONAL CITY LANDSCAPE MAINTENANCE DISTRICT NO. 1 (MILE OF CARS)

**1243 National City Boulevard
National City, CA 91950
Phone - (619) 336-4241
Fax - (619) 336-4239**

CITY COUNCIL

Alejandra Sotelo-Solis, Mayor

Mona Rios, Vice Mayor

Jerry Cano, Councilmember

Gonzalo Quintero, Councilmember

Ron Morrison, Councilmember

CITY STAFF

Brad Raulston, City Manager

Tony Winney, Deputy City Manager

Raymond Pe, Principal Planner

DISTRICT STAFF

Leslie Larranaga-Britt, Executive Director

NBS

Pablo Perez, Project Director

Adina McCargo, Project Manager

John Egan, Assessment Engineer

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1. ENGINEER'S LETTER

WHEREAS, the City Council of the City of National City (the "City"), State of California, directed NBS to prepare and file a report presenting plans and specifications describing the general nature, location and extent of the improvements to be maintained, an estimate of the costs of the maintenance, operations and servicing of the improvements for the City's Landscape Maintenance District No. 1 (Mile of Cars) (the "District") for Fiscal Year 2020/21. The report includes a diagram for the District, showing the area and properties proposed to be assessed, an assessment of the estimated costs of the maintenance, operations and servicing the improvements, and the net amount upon all assessable lots and/or parcels within the District in proportion to the special benefit received and

WHEREAS, the assessment for each parcel is in compliance with the Proposition 218 Omnibus Implementation Act and Section 4 of Article XIII D of the California Constitution. The Fiscal Year 2020/21 assessment is not proposed to increase by more than the 10% annual increase approved at formation of the District over the Fiscal Year 2019/20 maximum assessment.

NOW THEREFORE, only special benefits are assessed and any general benefits have been separated from the special benefits for purposes of this report. The following assessment is made to cover the portion of the estimated costs of maintenance, operation and servicing of said improvements to be paid by the assessable real property within the District in proportion to the special benefit received:

Summary of Assessment	Fiscal Year 2020/21 Amounts
Annual Budget	\$169,665.40
(Less) General Benefit Contribution by the City	(14,201.92)
Annual Assessment⁽¹⁾	\$155,463.48

⁽¹⁾ Amount shown is prior to truncating and rounding. Refer to Assessment Roll in Section 5.3 for final total figure.

I, the undersigned, respectfully submit the enclosed Engineer's Report and, to the best of my knowledge, information and belief, the assessments herein have been prepared and computed in accordance with the assessment methodology adopted and approved by the City Council at the time of District formation.

John G Egan, P.E.
 John Egan, Assessment Engineer



2. OVERVIEW

2.1 Introduction

The City formed the District in 1995 to provide maintenance services to benefit certain parcels in the City. The levies are made pursuant to the provisions of the Landscaping and Lighting Act of 1972, Part 2 of Division 15 of the California Streets and Highway Code (the “Act”).

The City designated the Mile of Cars Association as the entity that maintains and administers the improvements and services funded by the District. The Engineer’s Report (the “Report”) describes the District and the annual assessment per parcel for Fiscal Year 2020/21, which is based on the historical and estimated costs to maintain the improvements and provide the services that benefit parcels within the District.

The word “parcel,” for the purposes of this Report, refers to an individual property assigned its own Assessor’s Parcel Number by the San Diego County Assessor’s Office. The San Diego County Auditor-Controller uses Assessor’s Parcel Numbers and specific Fund Numbers to identify on the tax roll, properties assessed for special district benefit assessments.

Following consideration of public comments at a noticed public hearing, and following review of the Report, the City Council may confirm the Report as submitted, and may order the levy and collection of assessments for Fiscal Year 2020/21. If approved, the assessment information shall be submitted to the County Auditor-Controller, and included on the property tax roll for each benefiting parcel for Fiscal Year 2020/21.

2.2 Description of the District Boundaries

The District’s improvements are generally located along National City Boulevard and bounded by 18th Street to the north and 33rd Street and State Route 54 (SR 54) to the south.

2.3 Description of Improvements

A general description of the improvements to be maintained under these proceedings is described as follows, but, shall not be limited to:

1. Median Improvements
 - Landscape planting and irrigation
 - Colored concrete hardscape
 - Lighting system
 - Graphic panels, banners and signage
 - Painted crosswalks
 - Identification sign at 23rd Street and McKinley Avenue

2. Frontage Improvements

- Improvements to parkways on both sides of National City Boulevard between 18th Street and 33rd Street
- Landscape planting and irrigation
- Colored concrete sidewalks and mow curbs
- Street furniture

2.4 Description of Maintenance

The maintenance of the improvements shall include the furnishing of services and materials for the ordinary and usual maintenance and servicing of the improvements, including but shall not be limited to:

1. General Plant Maintenance

- Mowing, trimming, pruning and weeding
- Watering, including water usage
- Fertilizing
- Plant replacement
- Periodic skinning of palm trees

2. Maintenance of Irrigation System

- Adjustment of timers
- Repair/replacement of worn-out, stolen or malfunctioning equipment

3. Periodic restriping of decorative crosswalks

4. Periodic repainting of metal benches and trash receptacles

5. Periodic repainting and repair of light poles, graphic panels, signage and other miscellaneous equipment

6. Maintenance of electrical system

- Bulb replacement
- Repair/replacement of worn out or malfunctioning equipment
- Electrical energy charges

7. Litter removal

8. Trash pick-up

9. Other repairs of damage caused by vandalism and/or traffic accidents

3. ESTIMATE OF COSTS

3.1 District Budget

The cost of servicing, maintaining, repairing and replacing the improvements as described in the Description of Maintenance are summarized in the table below. Estimated expenditures are shown along with the incidental expenses to be funded by the District.

The following table summarizes the components that make up the Fiscal Year 2020/21 estimate of costs for the District:

Description	Median Improvements	Frontage Improvements	Total
<u>Maintenance Costs</u>			
1. Lawn planting care	\$0.00	\$42,678.29	\$42,678.29
2. Median planting care	21,863.06	0.00	21,863.06
3. Palm tree maintenance	7,500.00	7,500.00	\$15,000.00
4. Water usage	13,836.67	13,836.67	27,673.34
5. Refurbishment of graphic panels	20,000.00	0.00	20,000.00
6. General maintenance of electrical system/lights	3,046.11	0.00	3,046.11
7. Electrical usage	15,000.00	0.00	15,000.00
8. Refurbishment of decorative crosswalks	250.00	250.00	500.00
9. Reserves	<u>250.00</u>	<u>250.00</u>	<u>500.00</u>
Total Cost of Annual Maintenance:	\$81,745.84	\$64,514.96	\$146,260.80
<u>Incidental Expenses</u>			
A. Administration	\$3,750.00	\$3,750.00	\$7,500.00
B. Other contractual obligations ⁽¹⁾	4,950.00	4,950.00	9,900.00
C. Engineering	0.00	0.00	0.00
D. City expenses	2,750.00	2,750.00	5,500.00
E. Consultant fees	250.00	250.00	500.00
F. County collection fees	<u>2.30</u>	<u>2.30</u>	<u>4.60</u>
Total Incidentals:	\$11,702.30	\$11,702.30	\$23,404.60
Total Estimated Annual Cost:	\$93,448.14	\$76,217.26	\$169,665.40
(Less) General Benefit Contribution⁽²⁾:	<u>(\$7,937.52)</u>	<u>(\$6,264.40)</u>	<u>(\$14,201.92)</u>
TOTAL ANNUAL ASSESSMENT⁽³⁾:	\$85,510.62	\$69,952.86	\$155,463.48

⁽¹⁾ Includes legal, accounting and advertising.

⁽²⁾ General benefit contribution will be funded from other sources and is not being paid from annual assessments.

⁽³⁾ Amounts shown are prior to truncating and rounding. Refer to Assessment Roll in Section 5.3 for final total figure.

3.2 Reserves

The City may establish and collect reserve funds for the District in order to pay for the maintenance and servicing of the improvements prior to December 10 of the fiscal year, or whenever the City expects to receive its apportionment of special assessments and tax collections from the County, whichever is later.

The fund may be allowed to accumulate in anticipation of any unforeseen expenses not included in the yearly maintenance costs.

The following table details the current and projected reserve balances:

Reserve Balance 12/31/2019	Reserve Collection/Reduction for FY 2020/21	Reserve Balance Projection 6/30/2021
\$93,782.00	\$500.00	\$94,282.00

4. ASSESSMENT DIAGRAM

The Assessment Diagram sets forth (a) the exterior boundaries of the District and (b) the lines of each lot or parcel of land within the District. The Assessment Diagram further identifies each lot or parcel by a distinctive number or letter. For a detailed description of the lines and dimensions of any lot or parcel, reference is made to the County Assessor's Map applicable for the next fiscal year, which map shall govern for all details concerning the lines and dimensions of such lots or parcels. The following pages provide a copy of the Amended Assessment Diagram for the District.

**AMENDED ASSESSMENT DIAGRAM OF
LANDSCAPE MAINTENANCE DISTRICT NO. 1 (MILE OF CARS)
CITY OF NATIONAL CITY
COUNTY OF SAN DIEGO
STATE OF CALIFORNIA**

FILED IN THE OFFICE OF THE CITY CLERK OF THE CITY OF NATIONAL CITY THIS _____ DAY OF _____, 1996.

CITY CLERK
CITY OF NATIONAL CITY
STATE OF CALIFORNIA

RECORDED IN THE OFFICE OF THE SUPERINTENDENT OF STREETS OF THE CITY OF NATIONAL CITY THIS _____ DAY OF _____, 1996.

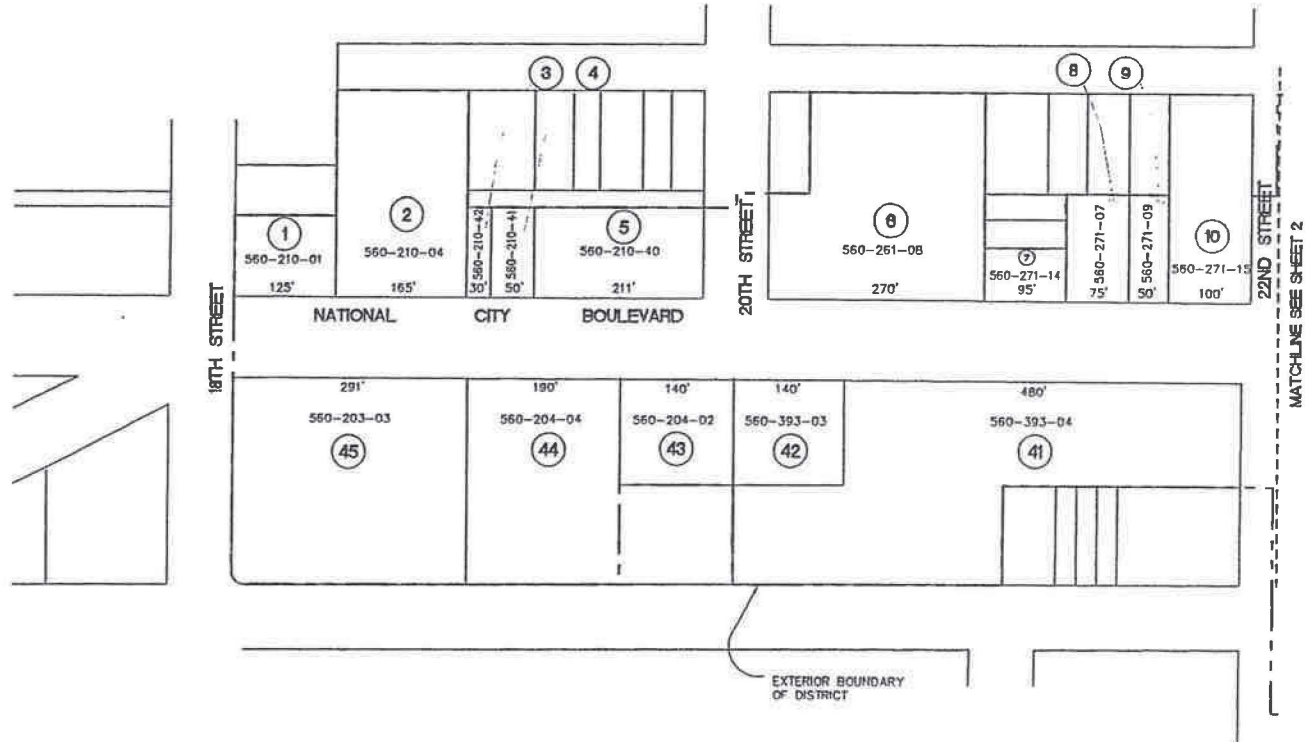
SUPERINTENDENT OF STREETS
CITY OF NATIONAL CITY
STATE OF CALIFORNIA

AN ASSESSMENT WAS LEVIED BY THE CITY COUNCIL ON THE LOTS, PIECES, AND PARCELS OF LAND SHOWN ON THIS ASSESSMENT DIAGRAM. SAID ASSESSMENT WAS LEVIED ON THE _____ DAY OF _____, 1996; SAID ASSESSMENT DIAGRAM AND THE ASSESSMENT ROLL WERE RECORDED IN THE OFFICE OF THE SUPERINTENDENT OF STREETS OF SAID CITY ON THE _____ DAY OF _____, 1996. REFERENCE IS MADE TO THE ASSESSMENT ROLL RECORDED IN THE OFFICE OF THE SUPERINTENDENT OF STREETS FOR THE EXACT AMOUNT OF EACH ASSESSMENT LEVIED AGAINST EACH PARCEL OF LAND SHOWN ON THIS ASSESSMENT DIAGRAM.

CITY CLERK
CITY OF NATIONAL CITY
STATE OF CALIFORNIA

FILED THIS _____ DAY OF _____, 1996, AT THE HOUR OF _____ O'CLOCK _____ M. IN BOOK _____ OF MAPS OF ASSESSMENT AND COMMUNITY FACILITIES DISTRICTS IN THE OFFICE OF THE COUNTY RECORDER OF THE COUNTY OF SAN DIEGO, CALIFORNIA.

COUNTY RECORDER
COUNTY OF SAN DIEGO
STATE OF CALIFORNIA



NOTE:
THE FRONTAGE OF EACH PARCEL IS BASED UPON CURRENT COUNTY ASSESSOR'S MAPS AND SHOWN HEREON TO THE NEAREST FOOT. REFER TO ASSESSOR'S PARCEL MAPS FOR PROPERTY DIMENSIONS NOT SHOWN.

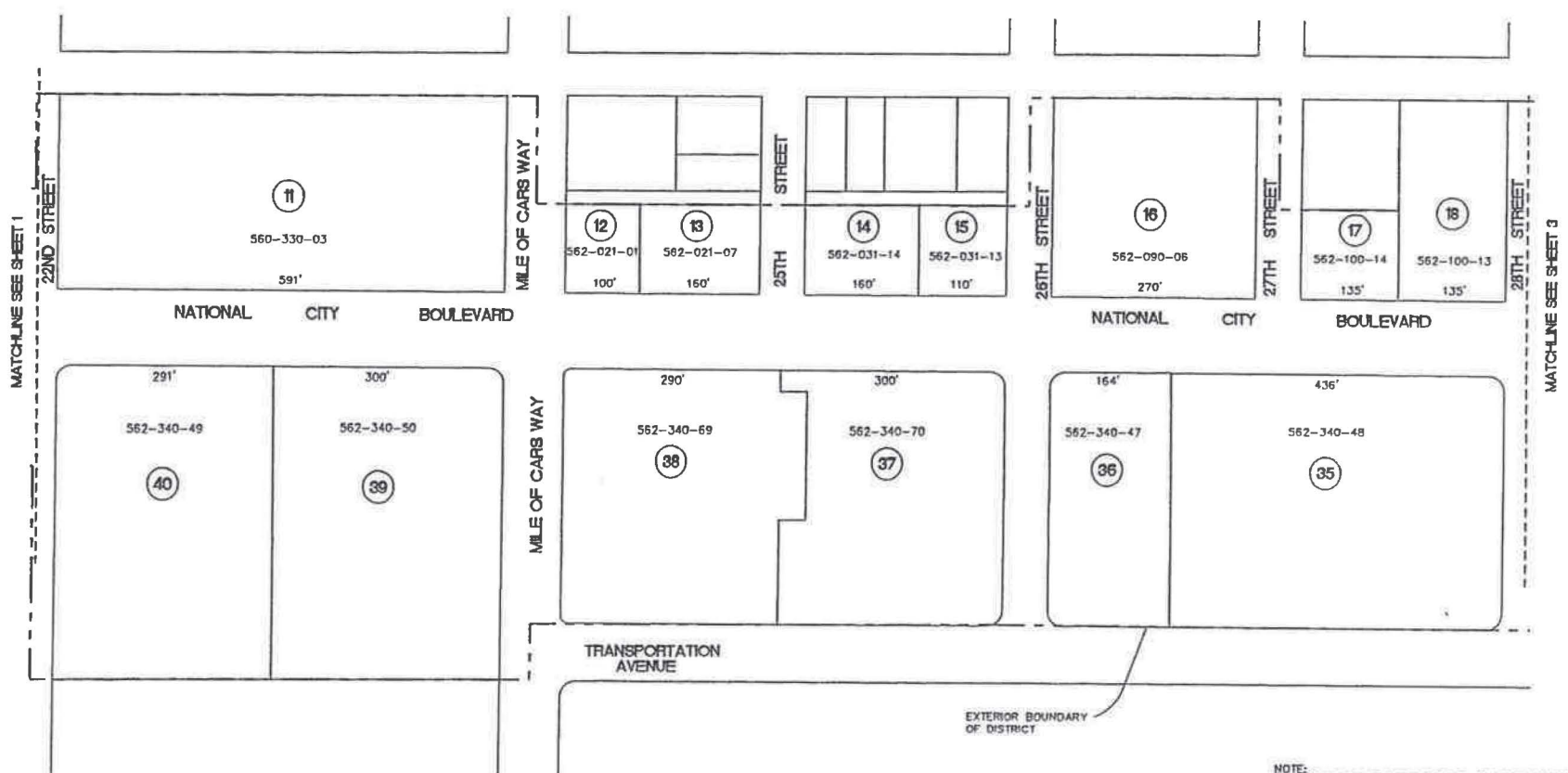
REVISED 8-1-96
REVISED 6-11-97
REVISED 6-19-02
REVISED 6-09-03
REVISED 5-26-04



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CIVIL ENGINEERING • SURVEYING • LAND PLANNING
4740 Ruffner Street, San Diego, California, 92111 • 619-292-7770

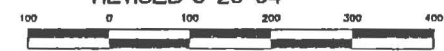
AMENDED ASSESSMENT DIAGRAM OF LANDSCAPE MAINTENANCE DISTRICT NO. 1 (MILE OF CARS)

CITY OF NATIONAL CITY
COUNTY OF SAN DIEGO
STATE OF CALIFORNIA



REVISED 8-1-96
 REVISED 6-11-97
 REVISED 6-19-02
 REVISED 6-09-03
 REVISED 5-26-04

NOTE:
 THE FRONTAGE OF EACH PARCEL IS BASED UPON
 CURRENT COUNTY ASSESSOR'S MAPS AND SHOWN
 HEREON TO THE NEAREST FOOT. REFER TO ASSESSOR'S
 PARCEL MAPS FOR PROPERTY DIMENSIONS NOT SHOWN.



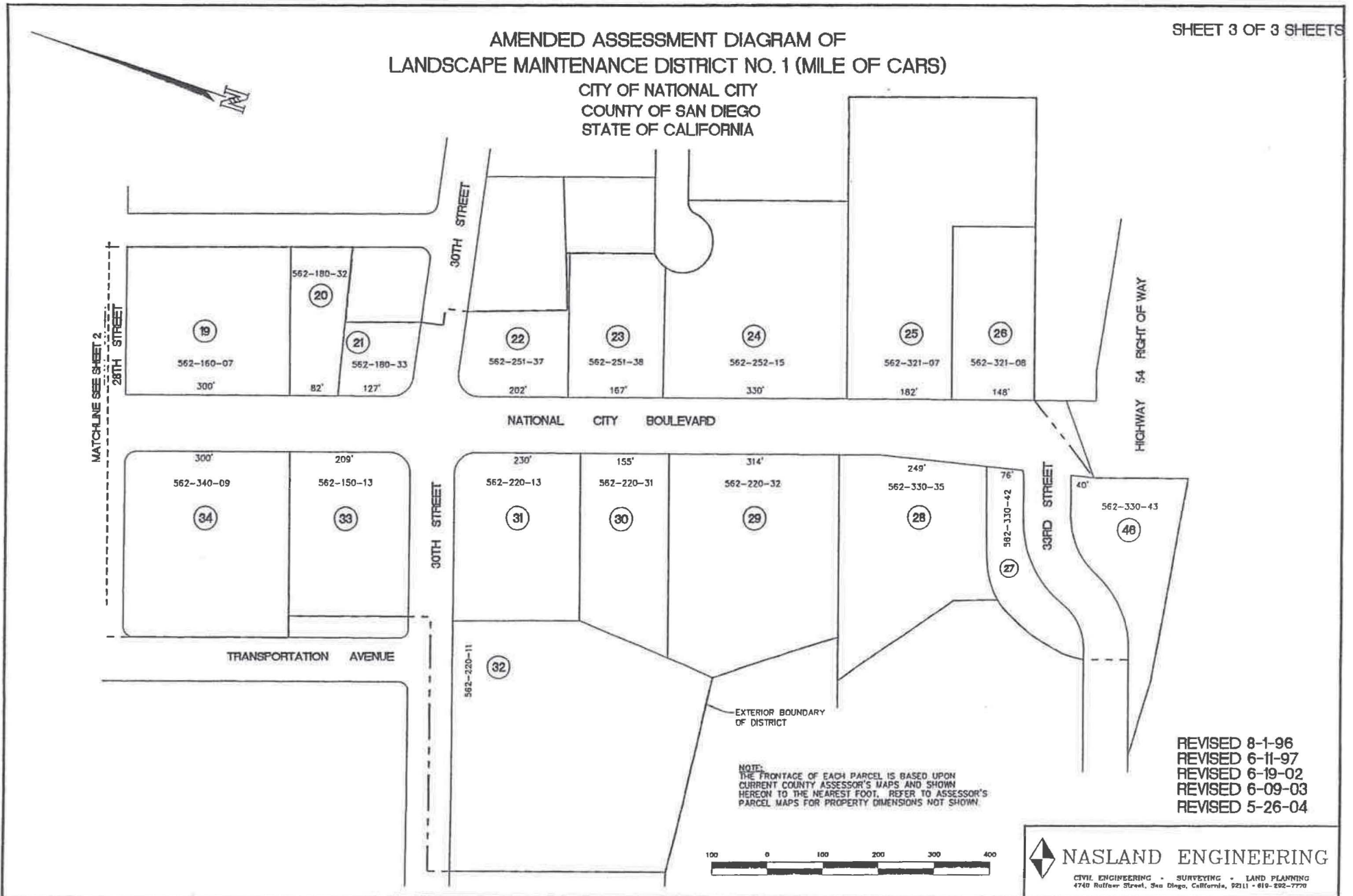
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 4740 Ruffner Street, San Diego, California, 92111 • 619-292-7770

NOTE: ORIGINAL SHEET
 SIZE 18" x 26"

N.E. JOB No. 1

AMENDED ASSESSMENT DIAGRAM OF LANDSCAPE MAINTENANCE DISTRICT NO. 1 (MILE OF CARS)

CITY OF NATIONAL CITY
COUNTY OF SAN DIEGO
STATE OF CALIFORNIA



REVISED 8-1-96
REVISED 6-11-97
REVISED 6-19-02
REVISED 6-09-03
REVISED 5-26-04

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NOTE: ORIGINAL SHEET
SIZE 18" x 26"

N.E. JOB No

5. ASSESSMENTS

The actual assessments for Fiscal Year 2020/21, apportioned to each parcel as shown on the latest equalized roll at the County Assessor’s office, are listed and submitted at the end of this section. The description of each lot or parcel is part of the records of the County Assessor of the County of San Diego and such records are, by reference, made part of this Report.

5.1 Method of Apportionment

The law requires and the statutes provide that assessments, as levied pursuant to the provisions of the Act, must be based on the benefit that the properties receive from the improvements to be maintained. The statute does not specify the method or formula that should be used in any special assessment district proceedings. The responsibility rests with the Assessment Engineer, who is appointed for the purpose of making an analysis of the facts and determining the correct apportionment of the assessment obligation.

The figures in section 5.1 are derived from a Special v. General Benefit Analysis performed in Fiscal Year 2013/14.

5.1.1 IDENTIFY THE BENEFIT

First, it is necessary to identify the benefit that the improvements to be maintained will render to the properties within the boundaries of the District. The improvements significantly improve the visual appearance of the streetscape, making the Mile of Cars a more enjoyable and desirable location for customers. The special signage and lighting provide a unifying theme, benefiting all of the properties within the District.

The District’s improvements and services provide benefits to both those properties within the District boundaries and to the community. The benefit conferred to property within the District will be referred to as an “aesthetic benefit.” The aesthetic benefit provided by the district improvements and services are supported by the City’s General Plan (the “Plan”) and the Citywide Goals and Policies regarding Land Use and Community Character for its districts. The Plan states a desire to, “have the community character integrated and to ensure that physical forms, patterns, and aesthetic features advance the City’s desire for a higher quality of life.” The aesthetic benefits provided by the improvements and services support the following City policies outlined in the Plan:

- Policy LU-5.3: Recognize the diverse needs of the City’s business districts through the development of policies, design guidelines, and implementation measures specific to the unique requirements of each district.
- Policy LU-5.4: Allow for adaptive reuse of vacant car dealerships and the establishment of new compatible uses along the Mile of Cars.
- Policy LU-5.9: Encourage members of the business community to participate in implementing actions to improve business districts.
- Policy LU-5.10: Assist the business community in evaluating the City’s marketing and development potential and in identifying development strategies that are beneficial to the public and private sectors.

- Policy LU-9.1: Design developments along mixed-use and “community corridors” for the comfort and enjoyment of pedestrians and bicyclists. This includes features such as street trees, placing buildings close to the street, de-emphasizing parking lots and garages, limited driveway cuts, traffic-calming features, clearly defined street crossings, adequate lighting, and street furnishings where appropriate.
- Policy LU-9.4: Encourage an overall high-quality streetscape design, where feasible, that promotes narrow roadways, bike lanes; on-street parking, minimal curb cuts; enhanced crosswalks; appropriate sidewalk widths, landscaped medians and parkways; street trees, planters, and wells; street lighting; street furniture; way finding; enhanced paving; public art; and other features that contribute to the desired character for the City, where appropriate.
- Policy LU-11.2: Identify gateways at major entrances to the City using such features as buildings, street trees, welcome signs, decorative lighting, archways, and other design techniques to announce the gateway.
- Policy LU-11.4: Recognize, maintain, and enhance the character and identity of residential neighborhoods and business districts.
- Policy LU-11.7: Encourage residential and businesses to clean and maintain their properties and public spaces to further a sense of ownership and community pride.
- Policy LU-11.8: Require the sensitive placement, screening, and/or treatment of utility meters, boxes, valves, vaults, switches, plumbing, wiring, fences, etc. to eliminate or minimize the aesthetic impact to the neighborhood.
- Policy LU-11.9: Encourage the improvement of existing signage to help promote a more attractive street scene in business districts.

The Plan states these policies are important because a positive community image and quality community design instills a sense of pride and well-being in the community. The aesthetic benefit attained as a result of the services and improvements provided by the District is detailed below.

5.1.2 AESTHETIC BENEFIT

The aesthetic benefit relates to an improvement in the District’s visual appearance as a result of the District improvements and services. The beautification of property within the District can best be described as the ability for the property within the District to develop and operate at the property’s highest and best use. Properties within the District receive the following aesthetic benefits as a result of the District’s improvements and services:

- Uniform and up-to-date streetscape and median and frontage improvements create cohesion throughout the District from 18th Street to SR 54. This District cohesion enhances the experience for all stakeholders.
- The improvements and services enhance the community identity of the Mile of Cars area, which will lead to a stronger and healthier street corridor. The image of the Mile of Cars area is improved by maintaining the median and frontage improvements.
- The District revitalizes and beautifies the Mile of Cars area. This revitalization encourages new business development and existing business retention and expansion which overall reduces vacancies and increases lease rates for property, more specifically, the auto dealerships located within the District.

- The streetscape improvements encourage an increase in activity throughout the District. The Mile of Cars area becomes more pedestrian-friendly, thus improving activity for residents and businesses alike.
- Upgraded median and frontage amenities provided by the District enhance the appearance, desirability, and experience of the properties directly fronting the improvements provided throughout the District.

The streetscape improvements add aesthetic value to property adjacent to the improvements, but the improvements also make the property appear more stable and prosperous. The aesthetic benefit received by properties within the District assists each property in developing and operating at its highest and best use.

5.1.3 SEPARATION OF GENERAL BENEFIT

Section 4 of Article XIID of the California Constitution provides that once a local agency which proposes to impose assessments on property has identified those parcels that will have special benefits conferred upon them and upon which an assessment will be imposed, the local agency must then “separate the general benefits from the special benefits conferred,” and only the special benefits can be included in the amount of the assessments imposed.

General benefit is an overall and similar benefit to the public at large resulting from the improvements and services to be provided. The District improvements and maintenance services, which are more fully presented in Section 2 of this Report, will be provided within the District boundaries only. There will be no improvements or maintenance services provided by the District outside of the District boundaries.

The District provides aesthetic benefits to the properties within the District. However, it is recognized that the District also provides a level of benefit to some property and businesses within close proximity to the District, as well as visitors and individuals passing through the District. Vehicular and pedestrian traffic from property within and outside of the District, as well as individuals passing through the Mile of Cars area, will be able to enjoy the improvements and maintenance services. Therefore, it is necessary to quantify the general benefits created as a result of the District improvements and services. A Special v. General Benefit Analysis was performed in Fiscal Year 2013/14 to quantify said general benefits.

5.1.4 QUANTIFICATION OF GENERAL BENEFIT

As previously mentioned, general benefit is an overall and similar benefit to the public at large resulting from the improvements and services which are funded by the assessment revenue. The District improvements and maintenance services will be provided within the District boundaries only. There will be no improvements or maintenance services provided by the District outside of the District boundaries.

General benefits accrue to individuals “walking through” the District and to vehicles “passing through” the District. Individuals walking through the District are typically people who live in close proximity and whose origin or destination neither begins with nor ends at a parcel within the District. Any walking that begins with or ends at a parcel within the District are considered part of the special benefit for those parcels within the boundaries of the District.

Vehicles passing through the District are those vehicles whose origin or destination neither begins with nor ends at a parcel within the District. Any vehicle trips that begin with or end at a parcel within the District

are considered part of the special benefit for those parcels within the boundaries of the District. For the purposes of this analysis, it was determined that the general benefit quantification should be focused on vehicle trips passing through the District because National City Boulevard is a major thoroughfare which connects and provides access to SR 54.

To quantify and separate the amount of general benefit received by the general population as a result of the improvements and services provided by the assessment revenue, it has been determined that general benefits accrue mainly to vehicles “passing through” the District. Meaning, any vehicle using the City’s streets that lie within the boundaries of the District that is coming or going to a parcel within the District ultimately is not part of the “general public” benefitting from the proposed improvements and services. Accordingly, the separation of general benefits from special benefits will be measured by that estimated portion of vehicle trips “passing through” the District.

In order to determine the estimated portion of the vehicle trips “passing through” the District, trip generation data was collected for each parcel within the boundaries of the District using San Diego County assigned land use codes and property characteristics. Each land use code was categorized and located in the ITE Trip Generation Manuals – 2nd Edition. Using the property characteristics and data gathered from the ITE Trip Generation Manuals, the estimated amount of Average Daily Trips (ADT) was calculated for each parcel within the boundaries of the District. The ADT were then added together for each parcel within the boundaries of the District to arrive at a total amount of vehicle trips generated by the District, which equaled 13,385 ADT.

The total average vehicle trips were then compared to the average vehicle trip generation data detailed in the City of National City Comprehensive Land Use Update (Transportation and Circulation) for the streets running through the District, which equaled 14,825 ADT. The comparison concluded that 90.29% of all vehicle trips passing through the District were coming or going to a parcel within the boundaries of the District, hence 90.29% of all vehicle trips passing through the District are designated as benefiting from the special benefits provided by the District. As a result, 9.71% of all vehicle trips passing through the District are general in nature and hence, do not receive any special benefit from the District.

Pursuant to the Special v. General Benefit Analysis performed in Fiscal Year 2013/14, 9.71% of the benefits of the services are considered general benefit. Accordingly, 90.29% of the benefit from the improvements and services are considered to provide special benefit to the properties within the District and thus are subject to the assessment.

5.1.5 APPORTIONMENT OF COSTS

In further making the analysis, it is necessary that the property owners receive a special and direct benefit distinguished from that of the general public. In this case, an in-depth analysis was performed and several factors are being used in the final method and spread of assessment.

All of the improvements are intended to be of direct benefit to properties within the District. These improvements require significantly more maintenance than normally provided by the City. It is therefore appropriate that the properties receiving the benefit be assessed for the additional cost.

Lineal frontage was assigned as the assessment variable by the original assessment engineer because all of the special aesthetic benefits received by properties within the District from the improvements and services provided, using revenues from the annual assessment levy, can be quantified best by identifying

the lineal frontage of the property along National City Boulevard. Lineal frontage is a tangible property characteristic that clearly ties the aesthetic benefits received by parcels within the District to the amount of frontage of each property, which is where the aesthetic benefit is to be received and realized.

The improvements and maintenance services being provided to and enjoyed by the parcels within the District provide an aesthetic benefit not provided to any parcels outside of the District boundaries. The annual assessment is based upon a parcel's lineal frontage unless otherwise identified by the original assessment engineer, as previously approved by property owners at the formation of the District.

There are generally two categories of improvements to be maintained by the District – the median improvements and the frontage improvements. The median improvements benefit all properties within the District. The improvements to the parkway (referred to herein as Frontage Improvements) benefit those properties which they abut. The specific method of spreading the assessment is described below:

5.1.6 MEDIAN IMPROVEMENTS

1. The total cost for maintenance of the Median Improvements is apportioned to all parcels in the District and is based on the frontage of each parcel along National City Boulevard.
2. Parcel 32 (APN 562-220-11) does not have frontage on National City Boulevard, but receives some benefit from median improvements and maintenance services benefiting properties within the boundaries of the District. As a result, the original assessment engineer determined that the parcel received a lower level of benefit and therefore assigned 100 frontage feet of benefit to the parcel.

5.1.7 FRONTAGE IMPROVEMENTS

1. The total cost for maintenance of the Frontage Improvements is apportioned to all parcels in the District and is based on the frontage of each parcel along National City Boulevard.
2. Parcel 32 (APN 562-220-11) does not have frontage on National City Boulevard. As such, Parcel 32 receives no benefit from the frontage improvements.
3. The frontage of each parcel is determined from current Assessor's maps for the County of San Diego, State of California. All frontage dimensions have been rounded to the nearest foot.

5.2 Maximum Annual Assessment Rates

The maximum annual assessment to be levied on all properties within the District in any fiscal year shall be subject to an annual escalation of up to 10% based upon actual and anticipated expenditures.

The following table shows the historical maximum annual assessment rates.

Fiscal Year	Percentage Increase	Maximum Frontage Rate Per Frontage Foot	Maximum Median Rate Per Frontage Foot	Total Maximum Rate Per Frontage Foot ⁽¹⁾	Total Actual Rate Per Frontage Foot ⁽¹⁾	Actual Percentage Increase
1996/97	N/A	\$3.29	\$6.43	\$9.72	\$9.72	N/A
1997/98	10%	3.62	7.07	10.69	10.69	9.98%
1998/99	10%	3.98	7.78	11.76	11.09	3.74%
1999/00	10%	4.38	8.56	12.94	11.07	-0.18%
2000/01	10%	4.82	9.41	14.23	11.51	3.97%
2001/02	10%	5.30	10.35	15.66	10.52	-8.60%
2002/03	10%	5.83	11.39	17.22	11.03	4.85%
2003/04	10%	6.41	12.53	18.95	11.25	1.99%
2004/05	10%	7.05	13.78	20.84	11.56	2.76%
2005/06	10%	7.76	15.16	22.93	11.68	1.04%
2006/07	10%	8.54	16.68	25.22	12.37	5.91%
2007/08	10%	9.39	18.35	27.74	13.72	10.91%
2008/09	10%	10.33	20.18	30.52	14.79	7.80%
2009/10	10%	11.36	22.20	33.57	16.19	9.47%
2010/11	10%	12.50	24.42	36.93	16.87	4.20%
2011/12	10%	13.75	26.86	40.62	15.75	-6.64%
2012/13	10%	15.12	29.55	44.68	15.80	0.32%
2013/14	10%	16.64	32.51	49.15	15.49	-1.96%
2014/15	10%	18.30	35.76	54.07	15.15	-2.19%
2015/16	10%	20.13	39.33	59.46	15.11	-0.26%
2016/17	10%	22.15	43.27	65.42	15.86	4.96%
2017/18	10%	24.36	47.60	71.96	15.69	-1.07%
2018/19	10%	26.80	52.36	79.16	16.38	4.40%
2019/20	10%	29.48	57.59	87.07	16.77	2.38%
2020/21	10%	32.43	63.35	95.78	17.24	2.80%

⁽¹⁾ Rates are truncated.

The annual assessment shall not exceed the maximum assessment, unless the appropriate Proposition 218 proceedings are conducted by the City to authorize an increase beyond the maximum assessment amount. The actual combined annual assessment rate for Fiscal Year 2020/21 is \$17.24, which represents a 2.80% increase from Fiscal Year 2019/20.

5.3 Assessment Roll

The proposed Fiscal Year 2020/21 District assessment roll is listed on the following page.

City of National City
Landscape Maintenance District No. 1 (Mile of Cars)
Assessment Roll
Fiscal Year 2020/21

APN	Owner	Frontage (Feet)	Levy	Misc. Adjustments	Total
560-203-03-00	FUENTES FRANK SEPARATE PROPERTY TRUST 08-13-96	291	\$5,015.65	(0.01)	\$5,015.64
560-204-02-00	CAPPS DIANE L & BALL 1998 TRUST	140	2,413.03	(0.01)	2,413.02
560-204-04-00	BALL JOHN D II	190	3,274.82	0.00	3,274.82
560-210-01-00	HATTON RONNIE & HATTON PAM	125	2,154.49	(0.01)	2,154.48
560-210-04-00	LTC PROPERTIES LLC	165	2,843.92	0.00	2,843.92
560-210-40-00	BALL JOHN D & BALL 1998 TRUST	211	3,636.78	0.00	3,636.78
560-210-41-00	BALL JOHN D & BALL 1998 TRUST	50	861.79	(0.01)	861.78
560-210-42-00	LTC PROPERTIES LLC	30	517.07	(0.01)	517.06
560-261-08-00	BALL JOHN D & BALL 1998 TRUST	270	4,653.70	0.00	4,653.70
560-271-07-00	BALL JOHN D & BALL 1998 TRUST	75	1,292.69	(0.01)	1,292.68
560-271-09-00	BALL AUTOMOTIVE GROUP & FIRST AMERICAN TRUST FSB TR	50	861.79	(0.01)	861.78
560-271-14-00	BALL JOHN D & BALL 1998 TRUST	95	1,637.41	(0.01)	1,637.40
560-271-15-00	BALL JOHN D & BALL 1998 TRUST	100	1,723.59	(0.01)	1,723.58
560-330-03-00	SKRBLP	591	10,186.43	(0.01)	10,186.42
560-393-03-00	PNJ PROPERTIES LLC	140	2,413.03	(0.01)	2,413.02
560-393-04-00	FALK PROPERTIES NC LLC	480	8,273.24	0.00	8,273.24
562-021-01-00	POLAKOFF GARY & DIANE 2401 TRUST	100	1,723.59	(0.01)	1,723.58
562-021-07-00	DIAZ LUIS J & MARIA G 2004 FAMILY TRUST 01-28-04	160	2,757.74	0.00	2,757.74
562-031-13-00	BALL JOHN II	110	1,895.95	(0.01)	1,895.94
562-031-14-00	BALL JOHN II	160	2,757.74	0.00	2,757.74
562-090-06-00	WEBSTER GEORGE H SECOND LIVING NON-MARITAL TRUST	270	4,653.70	0.00	4,653.70
562-100-13-00	BALL JOHN II	135	2,326.85	(0.01)	2,326.84
562-100-14-00	WEBSTER GEORGE H SECOND LIVING NON-MARITAL TRUST	135	2,326.85	(0.01)	2,326.84
562-150-13-00	GEN3 PROPERTIES ONE LLC	209	3,602.31	(0.01)	3,602.30
562-160-07-00	GEN3 PROPERTIES TWO LLC	300	5,170.78	0.00	5,170.78
562-180-32-00	GEN3 PROPERTIES TWO LLC	82	1,413.34	0.00	1,413.34
562-180-33-00	GEN3 PROPERTIES TWO LLC	127	2,188.96	0.00	2,188.96
562-220-11-00	MAG 100 30TH STREET LLC	100	943.30	0.00	943.30
562-220-13-00	MCCUNE MOTORS & MCCREDIE TOD C TRUST 03-28-96 (55%)	230	3,964.26	0.00	3,964.26
562-220-31-00	MCCUNE MOTORS & MCCREDIE TOD C TRUST 03-28-96 (55%)	155	2,671.57	(0.01)	2,671.56
562-220-32-00	FRANK REAL PROPERTIES II LP	314	5,412.08	0.00	5,412.08
562-251-37-00	CV VENTURES LLC	202	3,481.65	(0.01)	3,481.64
562-251-38-00	CV VENTURES LLC	167	2,878.40	0.00	2,878.40
562-252-16-00	ERM FAMILY TRUST 11-19-91 & ERM RUDY JR SEPARATE PROPERTY TRUST 05-17-19	330	5,687.85	(0.01)	5,687.84
562-321-07-00	SOC PROPERTIES LLC	182	3,136.94	0.00	3,136.94
562-321-08-00	CITY OF NATIONAL CITY	148	2,550.91	(0.01)	2,550.90
562-330-43-00	54/NATIONAL SELF STORAGE LLC	40	689.43	(0.01)	689.42
562-330-47-00	NATIONAL CITY BLVD STORAGE LLC	192	3,309.29	(0.01)	3,309.28
562-330-48-00	NATIONAL CITY BLVD STORAGE LLC	133	2,292.37	(0.01)	2,292.36
562-340-09-00	WESTCOTT REVOCABLE TRUST 10-28-14 & PARADISE DEBRA J	300	5,170.78	0.00	5,170.78
562-340-47-00	MOSSY IMPORTS LLC	164	2,826.69	(0.01)	2,826.68
562-340-48-00	MOSSY IMPORTS LLC	436	7,514.86	0.00	7,514.86
562-340-49-00	ESCONDIDO DEVELOPMENT PROPERTIES LLC	291	5,015.65	(0.01)	5,015.64
562-340-50-00	PERRY MOTORS/PROPERTIES OF NATIONAL CITY LLC	300	5,170.78	0.00	5,170.78
562-340-69-00	FRANK REAL PROPERTIES ILP	290	4,998.42	0.00	4,998.42
562-340-70-00	FRANK REAL PROPERTIES ILP	300	5,170.78	0.00	5,170.78
Total	46 Accounts	9,065	\$155,463.25	(\$0.25)	\$155,463.00

RESOLUTION NO. 2020 -

**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 2020/2021**

WHEREAS, the City Council previously completed its proceedings in accordance with and pursuant to the Landscape and Lighting Act of 1972, Part 2, Division 15 of the California Streets and Highways Code (commencing with Section 22500) (the "Act") to establish the City's Landscape Maintenance District No. 1 (Mile of Cars) (the "Assessment District"); and

WHEREAS, on May 5, 2020, the City Council adopted a Resolution of Intention to hold a Public Hearing concerning the levy and collection of assessments within the Assessment District; and

WHEREAS, a Public Hearing has been held and concluded, and notice thereof was duly given in accordance with Section 22626 of the Act; and

WHEREAS, at the time and place specified in the Resolution of Intention, the City of National City conducted such Public Hearing and considered all objections to the assessment.

NOW, THEREFORE, BE IT RESOLVED, DETERMINED, AND ORDERED BY THE CITY COUNCIL, AS FOLLOWS:

1. Confirmation of Assessment and Diagram: The City Council hereby confirms the assessment and the diagram as is described in full detail in the Engineer's Report on file with the City Clerk.
2. Levy of Assessment: Pursuant to Section 22631 of the Act, the adoption of this Resolution shall constitute the levy of an assessment for the fiscal year commencing July 1, 2020 and ending June 30, 2021.
3. Ordering of the Levy: The City Council hereby orders consultant to prepare and submit the levy of assessments to the County of San Diego for placement on the Fiscal Year 2020/2021 secured property tax roll.

PASSED and ADOPTED this 2nd day of June, 2020.

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: [Public Hearing and Adoption of a Resolution of the City Council of the City of National City accepting the National City 2020/2021 Tax Roll Sewer Service Fees report, which identifies by parcel number, each parcel of real property receiving sewer services and the amount of sewer charges for each parcel for FY 2020-21 as required by the California Health and Safety Code Section 5473, Et Seq., pertaining to collection of sewer charges on the tax roll, directing the City Clerk to file the report with the San Diego County Auditor, and directing the City Engineer to file a certification of the sewer service charges with the San Diego County Auditor. \(Engineering/Public Works\)](#)

Please scroll down to view the backup material.

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

MEETING DATE: June 2, 2020

AGENDA ITEM NO.:

ITEM TITLE:

A Public Hearing and Adoption of a Resolution of the City Council of the City of National City accepting the National City 2020/2021 Tax Roll Sewer Service Fees report, which identifies by parcel number, each parcel of real property receiving sewer services and the amount of sewer charges for each parcel for FY 2020-21 as required by the California Health and Safety Code Section 5473, Et Seq., pertaining to collection of sewer charges on the tax roll, directing the City Clerk to file the report with the San Diego County Auditor, and directing the City Engineer to file a certification of the sewer service charges with the San Diego County Auditor.

PREPARED BY: Carla Hutchinson, Assistant Engineer - Civil
PHONE: 619-336-4388

DEPARTMENT: Engineering and Public Works
APPROVED BY: 

EXPLANATION:

See attached explanation.

FINANCIAL STATEMENT:

ACCOUNT NO.:

FY 21 Sewer Service Fees - \$ 9,931,785.40

Revenue Account No. 125-22222-3563

APPROVED: 

FINANCE

APPROVED: _____

MIS

ENVIRONMENTAL REVIEW:

N/A

ORDINANCE:

INTRODUCTION

FINAL ADOPTION

STAFF RECOMMENDATION:

Hold public hearing and adopt Resolution to accept the National City 2020/2021 Tax Roll Sewer Service Fees report.

BOARD / COMMISSION RECOMMENDATION:

N/A

ATTACHMENTS:

1. Explanation
2. Report – National City 2020/2021 Tax Roll Sewer Service Fees by Parcel Number for FY 2020-21 (on file at Office of the City Clerk Office)
3. Resolution

Explanation:

The City of National City provides sewer services to about 9,000 customers. A Public Hearing is required annually for the preparation and approval of the sewer tax roll. Sewer service charges are collected annually concurrently with property taxes. Collecting sewer service charges through the tax roll avoids a separate and costly billing process. The charges described in this report have been previously approved by the City Council.

This is a request to conduct a Public Hearing on the National City tax roll report, and to subsequently adopt a resolution approving collection of sewer service charges on the tax roll, as authorized by the Uniform Sewer Ordinance and County Water Service Ordinance.

The Public Hearing is to consider adoption of the report, which identifies by parcel number, each parcel of real property receiving sewer services, and the amount of sewer charges for each parcel for FY 2020-21 as required by the California Health and Safety Code Section 5473, et seq., pertaining to collection of sewer charges on the tax roll. Said report is on file with the Office of the City Clerk. The Notice of Public Hearing was published by the City Clerk's Office in accordance with Government Code Section 66017, on the dates of May 15, 2020 and May 22, 2020.

Pursuant to Ordinance No. 2017-2442, adopted by City Council on December 5, 2017, the City Council adopted a five-year sewer service fee rate adjustment schedule commensurate with projected Regional Wastewater treatment increases, and elected to have sewer service charges collected on the tax roll, as provided by California Health and Safety Code Section 5473 et seq.

The City of National City sewer services fees for residential customers are monthly flat rates based on water consumption for domestic users. For commercial and industrial customers, the charges are variable and based on annual water consumption and the strength of the sewage they generate (low, medium or high). The following table summarizes the five-year rate plan adopted by City Council on December 5, 2017.

National City Sewer Services Rates for FY 19-23

Residential Flat Rates (per month)	FY 2019 Monthly	FY2020 Monthly	FY 2021 Monthly	FY 2022 Monthly	FY 2023 Monthly
Single Family Residence	\$ 35.23	\$ 38.68	\$ 42.47	\$ 46.61	\$ 51.18
Multi-Family Residence	\$ 27.48	\$ 30.17	\$ 33.13	\$ 36.36	\$ 39.92
Mobile Homes	\$ 21.49	\$ 23.60	\$ 25.91	\$ 28.43	\$ 31.22

Commercial Variables Rates (per HCF)

Suspended Solids/BOD Strength Category	Suspended Solids/BOD Strength	FY 2019	FY2020	FY 2021	FY 2022	FY2023
Commercial - Low	< 200 PPM	\$ 3.61	\$ 3.97	\$ 4.35	\$ 4.78	\$ 5.25
Commercial - Medium Low	201 to 280 PPM	\$ 3.89	\$ 4.33	\$ 4.73	\$ 5.13	\$ 5.66
Commercial - Medium	281 to 420 PPM	\$ 4.69	\$ 5.37	\$ 5.76	\$ 6.13	\$ 6.80
Commercial - Medium High	421 to 600 PPM	\$ 5.48	\$ 6.40	\$ 6.80	\$ 7.12	\$ 7.95
Commercial - High	> 600 PPM	\$ 6.82	\$ 8.14	\$ 8.55	\$ 8.79	\$ 9.88

RESOLUTION NO. 2020 -

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY ACCEPTING THE NATIONAL CITY 2020/2021 TAX ROLL SEWER SERVICE FEES REPORT, WHICH IDENTIFIES BY PARCEL NUMBER, EACH PARCEL OF REAL PROPERTY RECEIVING SEWER SERVICES AND THE AMOUNT OF SEWER CHARGES FOR EACH PARCEL FOR FY 2020-21 AS REQUIRED BY THE CALIFORNIA HEALTH AND SAFETY CODE SECTION 5473, ET SEQ., PERTAINING TO COLLECTION OF SEWER CHARGES ON THE TAX ROLL, DIRECTING THE CITY CLERK TO FILE THE REPORT WITH THE SAN DIEGO COUNTY AUDITOR, AND DIRECTING THE CITY ENGINEER TO FILE A CERTIFICATION OF THE SEWER SERVICE CHARGES WITH THE SAN DIEGO COUNTY AUDITOR

WHEREAS, the City of National City provides sewer services to about 9,000 customers; and

WHEREAS, pursuant to Ordinance No. 2017-2442, adopted by City Council on December 5, 2017, the City Council adopted a five-year sewer service fee rate adjustment schedule commensurate with projected Regional Wastewater treatment increases, and elected to have sewer service charges collected on the tax roll, as provided by California Health and Safety Code Section 5473 et seq.; and

WHEREAS, California Health and Safety Code Section 5473 requires a written report to be prepared each year and filed with the City Clerk's Office, and the report shall contain a description of each parcel of real property receiving sewer service and the amount of the sewer service charges for each parcel for the year (the "Report"); and

WHEREAS, California Health and Safety Code Section 5473.2 requires that the City of National City to hold a Public Hearing where the City Council will hear and consider all objections or protests, if any, to the Report; and

WHEREAS, if the City Council finds that a protest is made by the owners of a majority of separate parcels of property described in the Report, then the Report shall not be adopted and the charges shall be collected separately from the tax roll and shall not constitute a lien against any parcel or parcels of land; and

WHEREAS, upon conclusion of the Public Hearing, the City Council may adopt, revise, change, reduce or modify any charge, or overrule any or all objections and shall make its determination upon each charge as described in the Report; and

WHEREAS, California Health and Safety Code Section 5473.4 provides that on or before August 11th of each year, the City Clerk's Office shall file a copy of the Report with the San Diego County Auditor with a statement endorsed on the Report over the City Clerk's signature that the Report has been adopted by the City Council.

NOW, THEREFORE, BE IT RESOLVED that on June 2, 2020, the City Council held a Public Hearing where the City Council heard and considered all objections or protests, if any, to the Report.

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BE IT FURTHER RESOLVED that the City Council finds that a protest has not been made by the owners of a majority of separate parcels of property described in the Report.

BE IT FURTHER RESOLVED that the City Council overrules any and all objections to the Report.

BE IT FURTHER RESOLVED that the City Council adopts the Report required by California Health and Safety Code Section 5473, et seq., for Fiscal Year 2021-2021, and directs the City Clerk to keep the Report on file in his office.

BE IT FURTHER RESOLVED that the City Council directs the City Clerk to file a copy of the Report with the San Diego County Auditor with a statement that the Report has been adopted by the City Council.

BE IT FURTHER RESOLVED that the City Council directs the City Engineer to file a certification of the City of National City sewer service charges with the San Diego County Auditor.

PASSED and ADOPTED this 2nd day of June, 2020.

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: [Resolution of the City Council of the City of National City accepting and authorizing the Mayor to sign an Encroachment Permit Agreement with Protea National City, LLC, to install an outdoor designated plaza area in the alley with an alley pop-out, awnings, and balconies within the public right-of-way as part of the future 7-story mixed use development project located on 130 East 8th Street \(APN 556-472-26-00\). \(Engineering/Public Works\)](#)

Please scroll down to view the backup material.

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

MEETING DATE: June 2, 2020

AGENDA ITEM NO.:

ITEM TITLE:

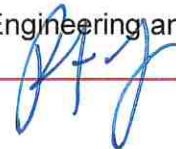
Resolution of the City Council of the City of National City accepting and authorizing the Mayor to sign an Encroachment Permit Agreement with Protea National City, LLC, to install an outdoor designated plaza area in the alley with an alley pop-out, awnings, and balconies within the public right-of-way as part of the future 7-story mixed use development project located on 130 East 8th Street (APN 556-472-26-00).

PREPARED BY: Carla Hutchinson, Assistant Engineer - Civil
PHONE: 619-336-4388

C.H.

DEPARTMENT: Engineering and Public Works

APPROVED BY: _____



EXPLANATION:

See attached explanation.

FINANCIAL STATEMENT:

ACCOUNT NO.
N/A

APPROVED: _____ **FINANCE**

APPROVED: _____ **MIS**

ENVIRONMENTAL REVIEW:

N/A

ORDINANCE: INTRODUCTION FINAL ADOPTION

STAFF RECOMMENDATION:

Adopt Resolution accepting the Encroachment Permit Agreement with Protea National City, LLC, for the installation an outdoor designated plaza area in the alley with an alley pop-out, awnings, and balconies as part of the future 7-story mixed use development project located on 130 East 8th Street (APN 556-472-26-00).

BOARD / COMMISSION RECOMMENDATION:

N/A

ATTACHMENTS:

1. Explanation
2. Encroachment Permit Agreement
3. Resolution

EXPLANATION

Protea National City, LLC has proposed a 7-story mixed use (commercial and residential) development complex to be constructed at 130 E. 8th Street (Assessor Parcel Number 556-472-26-00). The grading plans have been approved, and the public improvement plans have been submitted and are currently under review.

The project proposes to install an alley designated plaza area with an alley pop-out, which will provide outdoor seating area (see attached Exhibit "B"). The owner intends to enhance this area with elements such as decorative pavement treatment, chairs, tables, benches, bicycle racks, trash receptacles, planters, umbrellas, patio heaters, and other similar street amenities. In addition, the building as currently designed, proposes to install balconies and overhead awnings within the public right of way.

An encroachment agreement is required to allow the property owner to install these improvements in the public right of way.

The developer has coordinated alley access with EDCO and with the Fire Department, due to the proposed alley closure on the E. 8th Street side. All alley access will be directed through E. 9th Street. EDCO has confirmed trash service will not be impacted. The Fire Department has reviewed the encroachment, and has agreed that the north portion of the alley would not pose a life safety impact for the Fire Department if this area is to vacate. If at any time, the City wishes to remove the encroachment, the owner must do so. Upon notification in writing by the City Engineer, the above described encroachment must be abandoned, removed, or relocated by the owner, at the owner's expense.

Protea National City, LLC is requesting that the City approve and the Mayor sign the agreement. If approved by the City Council, this Encroachment Permit Agreement will be recorded with the Office of the San Diego County Recorder.

Staff recommends the City Council adopt the resolution accepting the Encroachment Permit Agreement with Protea National City, LLC, for the installation of an outdoor designated plaza area in the alley with an alley pop-out, awnings, and balconies as part of the future 7-story mixed use development project located on 130 East 8th Street (APN 556-472-26-00).

ENCROACHMENT PERMIT AND AGREEMENT
(Commercial)

The City Of National City hereby grants an Encroachment Permit to the undersigned, Protea National City, LLC (hereinafter referred to as "OWNER"), in accordance with and pursuant to the terms and conditions set forth in Chapter 13.12 of the National City Municipal Code.

OWNER is the owner of that certain real property described in the attached Exhibit "A", or is an owner of personal property that is proposed to be installed in the public right-of-way or other public property of the City of National City, County of San Diego, State of California. The OWNER, in consideration of this grant of permission by the City of National City (hereinafter referred to as "CITY") to install and maintain certain personal property or a building, facility, or other structure (hereafter designated from time to time as an "encroachment") within or upon a CITY easement, property, or right-of-way for the use and benefit of OWNER'S property and adjacent lands, now covenants and agrees as follows:

The site of installation and any description of OWNER'S encroachment is described in Exhibit "B", attached.

The terms and conditions under which the encroachment is to be installed and maintained are as follows:

1. Upon notification in writing by the City Engineer, the above described encroachment shall be abandoned, removed, or relocated by OWNER at the owner's sole expense.
2. The said encroachment shall be maintained in a safe and sanitary condition at all times at the sole cost, risk, and responsibility of OWNER and any successor in interest, who shall hold CITY harmless with respect thereto.
3. This Permit and Agreement, when made for the direct benefit of OWNER's land or property described above, and the covenants herein contained shall run with said land and shall be binding on the assigns and successors of OWNER. Should OWNER or its successors fail to remove or relocate the encroachment herein permitted within thirty (30) days after notice of removal or relocation from the CITY, CITY may cause such removal or relocation to be done at OWNER's sole cost and expense, which shall be a lien upon said land. A copy of this Encroachment Agreement shall be recorded against any real property of the owner's that is hereby benefited by the encroachment. Upon request by CITY, PERMITTEE shall record this Encroachment Agreement with the County of San Diego, County Recorder's Office, and upon recordation shall return the original to the CITY.
4. OWNER shall indemnify, defend, and hold harmless CITY and its officers, agents, and employees from all liability, loss, costs, claims, demands, suits, and defense costs, including attorneys' fees, arising out of Owner's entry upon and use of City's easement or right-of-way for the installation, maintenance, and use of the owner's encroachment.
5. OWNER and each successor in interest or assign shall take out and maintain, during the time the encroachment remains on CITY's easement or right-of-way, commercial general liability insurance with minimum limits of One Million Dollars (\$1,000,000.00) combined single limit per occurrence, covering all bodily and property damage arising out of this Encroachment Agreement.

This policy shall name CITY and its officers, agents, and employees as additional insured, and shall constitute primary insurance as to CITY and its officers, agents, and employees, so that any other policies held by CITY shall not contribute to any loss under said insurance. Said policy shall

provide for thirty (30) days prior written notice to CITY of cancellation or material change. Prior to commencement of this Encroachment Agreement, OWNER shall furnish CITY a certificate of insurance with original endorsements evidencing the coverage required by this section. Should owner fail to do so, City may elect to obtain such coverage at OWNER'S expense or immediately terminate this Agreement.

6. The full terms and conditions under which this Encroachment Permit is issued are further set forth in Chapter 13.12 of the National City Municipal Code, which terms OWNER hereby specifically acknowledges and agrees to. Owner also acknowledges that those terms and conditions include, without limitation, the following:

a. The City reserves the right to charge the Owner "fair and reasonable" compensation for the use of CITY property retroactive to the date of construction or installation of the encroachment.

b. The CITY can require the removal, relocation, or undergrounding of the encroachment when deemed necessary and feasible by and in the sole discretion of the City Engineer at owner's expense.

7. This encroachment Permit is not valid and confers no rights to install and maintain an encroachment until it is accepted by the Owner.

DATED:

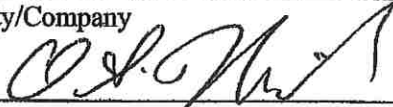
CITY OF NATIONAL CITY

Alejandra Sotelo-Solis, Mayor

PERMITTEE:

Protea National City, LLC

Entity/Company


Signature

ANDREW MALICK, MANAGER
Name & Title PROTEA NATIONAL CITY, LLC

ATTACH NOTARY CERTIFICATION FOR THE NAME OF PERMITTEE SHOWN ABOVE. USE CALIFORNIA ALL PURPOSE ACKNOWLEDGEMENT NOTARY ONLY.

PERMITTEE/APPLICANT INFORMATION:

Person in Responsible Charge

Mailing Address:

Protea National City, LLC

24/7 Phone Number

3262 Holiday Court, Unit 100

Protea National City, LLC

La Jolla, CA 92037

Firm Name

PLAT SHOWING LOCATION OF STRUCTURES, EASEMENT, OR RIGHT-OF-WAY, AND SEWER AND/OR DRAINAGE FACILITIES: SEE EXHIBIT "B", ATTACHED

ACKNOWLEDGMENT

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California

County of SAN DIEGO)

On 12 MAY 2020 before me, DAVID RUSSELL, Notary Public
(insert name and title of the officer)

personally appeared ANDREW MALICA
who proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.



Signature David Russell (Seal)

EXHIBIT "A"

OWNER:
PROTEA NATIONAL CITY, LLC
3262 HOLIDAY COURT, UNIT 100
LA JOLLA, CA 92037

SITE ADDRESS:
130 E 8TH STREET
NATIONAL CITY, CA 91950
APN: 556-472-26

OWNER IS THE OWNER OF THAT CERTAIN REAL PROPERTY SITUATED IN THE STATE OF CALIFORNIA, COUNTY OF SAN DIEGO, CITY OF NATIONAL CITY AND DESCRIBED AS FOLLOWS:

LOTS 11, 12, 13, 14, 15 16, 17 18, 19 AND 20 IN BLOCK 2 OF W.C. KIMBALL'S SUBDIVISION OF 10 ACRE LOT 1 IN QUARTER SECTION 154 OF RANCHO DE LA NACION, IN THE CITY OF NATIONAL CITY, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO MAP THEREOF NO. 105, FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY, MARCH 10, 1887.

**LEGAL DESCRIPTION
RIGHT-OF-WAY ENCROACHMENTS**

THOSE PORTIONS OF THE 8th STREET AND BLOCK 2 OF W.C. KIMBALL'S SUBDIVISION OF 10 ACRE LOT 1 IN QUARTER SECTION 154 OF RANCHO DE LA NACION, IN THE CITY OF NATIONAL CITY, COUNTY OF SAN DIEGO, STATE OF CALIFORNIA, ACCORDING TO MAP THEREOF NO. 105, FILED IN THE OFFICE OF THE COUNTY RECORDER OF SAN DIEGO COUNTY, March 10, 1887, DESCRIBED AS FOLLOWS:

PARCEL A:

COMMENCING AT THE NORTHWEST CORNER OF LOT 20 OF SAID BLOCK 2 OF W.C. KIMBALL'S SUBDIVISION; **THENCE**, ALONG THE NORTHERLY LINE OF SAID LOT 20, NORTH 72°01'07" EAST 6.44 FEET TO **TRUE POINT OF BEGINNING**;

THENCE, LEAVING SAID NORTHERLY LINE, NORTH 17°58'53" WEST 4.20 FEET;

THENCE NORTH 72°01'07" EAST 105.70 FEET;

THENCE SOUTH 17°58'53" EAST 4.20 FEET TO THE NORTHERLY LINE OF SAID LOT 20;

THENCE, ALONG SAID NORTHERLY LINE, SOUTH 72°01'07" WEST 105.70 FEET TO THE **POINT OF BEGINNING**;

CONTAINING 444.0 SQ. FT., MORE OR LESS.

PARCEL B:

BEGINNING AT THE SOUTHWEST CORNER OF LOT 11 OF SAID BLOCK 2 OF W.C. KIMBALL'S SUBDIVISION;

EXHIBIT "A"

THENCE, ALONG THE SOUTHERLY LINE OF SAID LOT 11, NORTH 72°00'50" EAST 106.80 FEET.

THENCE, LEAVING SAID SOUTHERLY LINE, SOUTH 17°59'10" EAST 3.92 FEET;

THENCE, SOUTH 72°00'50" WEST 106.80 FEET;

THENCE, NORTH 17°59'10" WEST 3.92 FEET TO THE POINT OF BEGINNING.

CONTAINING 419.2 SQ. FT., MORE OR LESS.

PARCEL C:

COMMENCING AT THE NORTHWEST CORNER OF LOT 20 OF SAID BLOCK 2 OF W.C. KIMBALL'S SUBDIVISION; THENCE, ALONG THE WESTERLY LINE OF LOTS 20 AND 19 OF SAID BLOCK 2, SOUTH 17°45'10" EAST 45.51 FEET TO THE TRUE POINT OF BEGINNING.

THENCE, CONTINUING ALONG THE WESTERLY LINE OF LOTS 19 THROUGH 13 INCLUSIVE OF SAID BLOCK 2, SOUTH 17°44'10" EAST 143.60 FEET;

THENCE, LEAVING SAID WESTERLY LINE, SOUTH 72°14'50" EAST 3.79 FEET;

THENCE, NORTH 17°45'10" WEST 143.60 FEET;

THENCE, NORTH 72°14'50" EAST 3.79 FEET TO THE WESTERLY LINE OF SAID LOT 19 AND THE TRUE POINT OF BEGINNING.

CONTAINING 543.9 SQ. FT., MORE OR LESS.

PARCEL D:

COMMENCING AT THE NORTHEAST CORNER OF SAID LOT 20 OF BLOCK 2; THENCE, ALONG THE EASTERLY LINES OF LOTS 20 AND 19 OF SAID BLOCK 2, SOUTH 17°45'54" EAST 38.73 FEET TO THE TRUE POINT OF BEGINNING;

THENCE, LEAVING SAID EASTERLY LINE, NORTH 72°14'06" EAST 3.94 FEET;

THENCE SOUTH 17°45'54" EAST 149.02 FEET;

THENCE SOUTH 72°14'06" WEST 3.94 FEET TO THE EASTERLY LINE OF SAID BLOCK 2;

EXHIBIT "A"

THENCE, ALONG SAID EASTERLY LINE NORTH 17°45'54" WEST 149.02 FEET TO THE TRUE POINT OF BEGINNING.

CONTAINING 587.7 SQ. FT., MORE OR LESS.

PARCEL E:

BEGINNING AT THE NORTHWEST CORNER OF LOT 20 OF SAID BLOCK 2 OF W.C. KIMBALL'S SUBDIVISION AND THE TRUE POINT OF BEGINNING.

THENCE, ALONG THE WESTERLY LINE OF LOTS 20 AND 19 OF SAID BLOCK 2, SOUTH 17°45'10" EAST 45.51 FEET;

THENCE, LEAVING SAID WESTERLY LINE, SOUTH 72°14'50" WEST 20.00 FEET TO THE EASTERLY LINE OF LOT 2 OF SAID BLOCK 2;

THENCE, ALONG THE EASTERLY LINE OF LOTS 2 AND 1 OF SAID BLOCK 2, NORTH 17°45'10" EAST 45.43 FEET TO THE NORTHEASTERLY CORNER OF SAID LOT 1;

THENCE, NORTH 72°01'07" EAST 20.00 FEET TO THE POINT OF BEGINNING;

CONTAINING 909.4 SQ. FT., MORE OR LESS.

PARCEL F:

COMMENCING AT THE NORTHWEST CORNER OF LOT 20 OF SAID BLOCK 2 OF W.C. KIMBALL'S SUBDIVISION; THENCE, ALONG THE NORTHERLY LINE OF SAID LOT 20, NORTH 72°01'07" EAST 22.78 FEET; THENCE, LEAVING SAID NORTHERLY LINE, NORTH 17°58'53" WEST 10.00 FEET TO THE TRUE POINT OF BEGINNING;

THENCE, ALONG A LINE PARALLEL WITH AND 10.00 FEET NORTHERLY OF THE NORTHERLY LINE OF SAID BLOCK 2, SOUTH 72°01'07" WEST 46.00 FEET;

THENCE, LEAVING SAID PARALLEL LINE, NORTH 63°25'40" WEST 12.09 FEET TO THE BEGINNING OF A 4.50 RADIUS CURVE, CONCAVE EASTERLY, A RADIAL LINE TO SAID BEGINNING BEARS SOUTH 26°16'14" WEST;

THENCE NORTHERLY ALONG SAID CURVE THROUGH A CENTRAL ANGLE OF 135°44'53" AND ARC DISTANCE OF 10.66 FEET;

THENCE, NORTH 72°01'07" EAST 34.93 FEET;

EXHIBIT "A"

THENCE SOUTH 63°43'46" EAST 25.08 FEET TO THE POINT OF BEGINNING;

CONTAINING 779.2 SQ. FT., MORE OR LESS.

SEE EXHIBIT "B" ATTACHED HERETO AND MADE A PART HEREOF, BY THIS REFERENCE.

PREPARED BY:

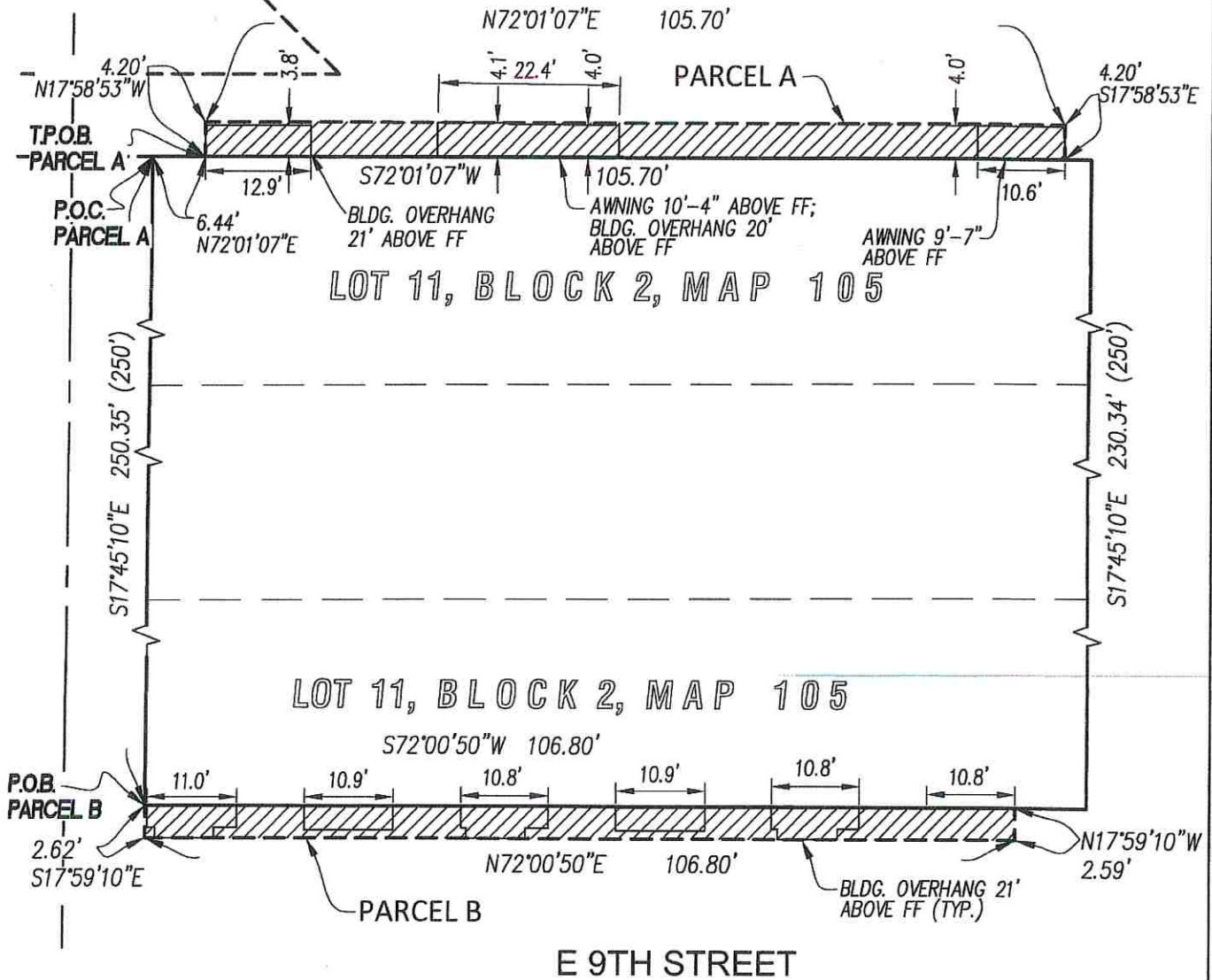
Deyan Pantich 4/9/20
DEYAN PANTICH, PLS



EXHIBIT B

SHEET 2 OF 4

E. 8TH STREET



E 8TH STREET

EXHIBIT B

SHEET 3 OF 4

S72°01'07"E 115.43' (115')

P.O.C. PARCEL C

P.O.C. PARCEL D

20

S17°45'10"E 45.51'

S17°45'54"E 38.73'

19

3.79' N72°14'50"E

T.P.O.B. PARCEL C

T.P.O.B. PARCEL C

3.94' N72°14'06"E

BLOCK 2
MAP 105

3.8'

18

AWNING 9'-5" ABOVE FF;
BLDG. OVERHANG 20' ABOVE FF

143.60'

143.60'

17

PARCEL D

ALLEY

N17°45'10"W

S17°45'10"E

149.02'

149.02'

16

PARCEL C

N17°45'55"W

S17°45'54"E

B AVENUE

6.2'

10'

15

BLDG. OVERHANG 21' ABOVE FF

14



3.2'

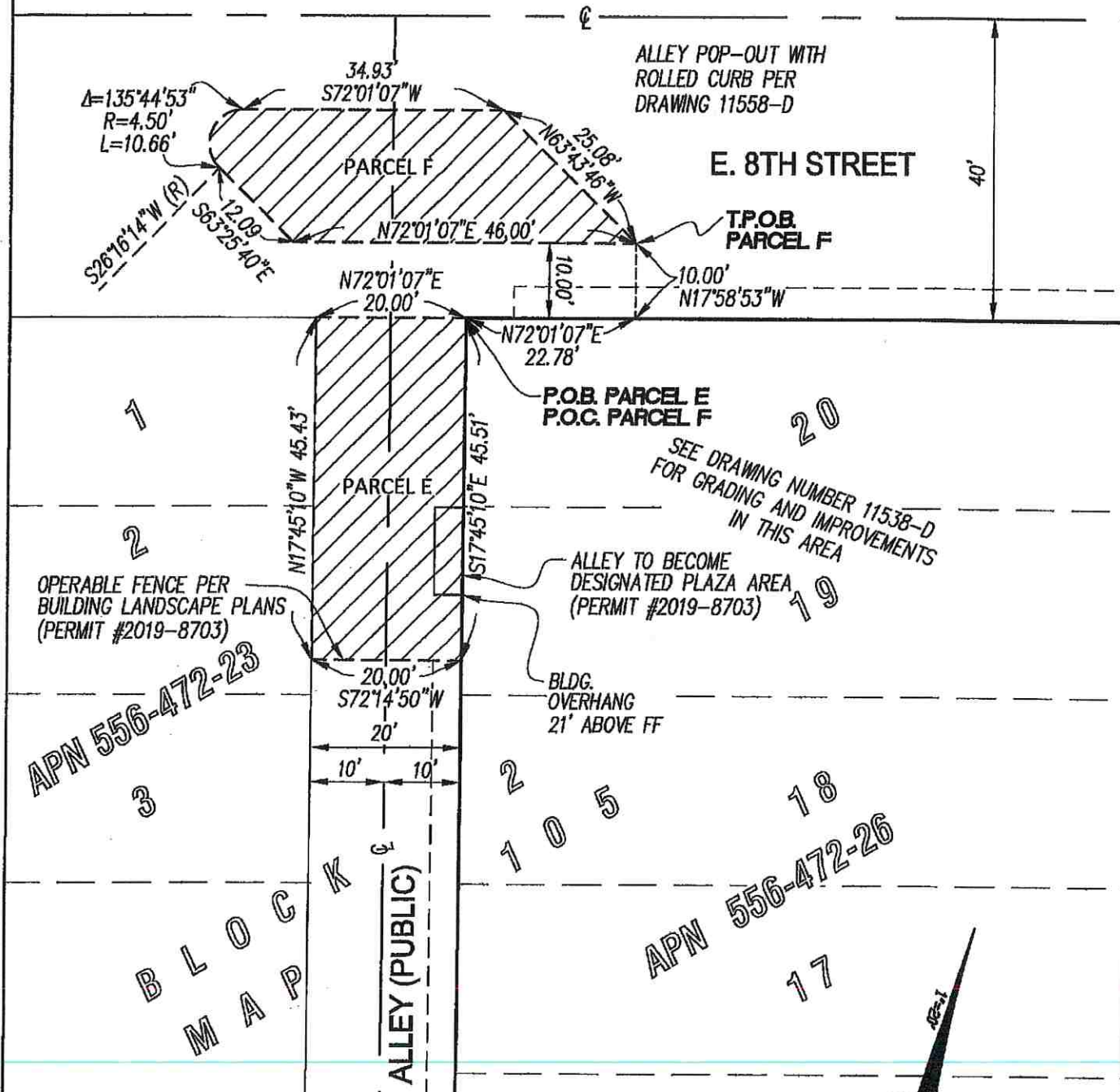
9.6'

3.79' N72°14'50"E

13

3.94' N72°14'06"E

EXHIBIT B



NOTE:
 OWNER INTENDS TO ENHANCE PARCELS E AND F WITH SUCH ELEMENTS AS:
 DECORATIVE PAVEMENT TREATMENT, CHAIRS, TABLES, BENCHES, BICYCLE
 RACKS, TRASH RECEPTACLES, PLANTERS, UMBRELLAS, PATIO HEATERS, ETC.



Parcel Name: ROW ENCROACHMENTS - PARCEL B

North:1,827,613.935' East:6,298,552.830'

Segment# 1: Line

Course: N72°00'50"E Length: 106.80'
North: 1,827,646.914' East: 6,298,654.411'

Segment# 2: Line

Course: S17°59'10"E Length: 3.92'
North: 1,827,643.185' East: 6,298,655.621'

Segment# 3: Line

Course: S72°00'50"W Length: 106.80'
North: 1,827,610.207' East: 6,298,554.040'

Segment# 4: Line

Course: N17°59'10"W Length: 3.92'
North: 1,827,613.935' East: 6,298,552.830'Perimeter: 221.45' Area: 419.19Sq.Ft.
Error Closure: 0.000 Course: N0°00'00"E
Error North : 0.0000 East: 0.0000Precision 1: 221,440,000.00

Parcel Name: ROW ENCROACHMENTS - PARCEL C

North:1,827,809.027' East:6,298,490.370'

Segment# 1: Line

Course: S17°45'10"E Length: 143.60'
North: 1,827,672.265' East: 6,298,534.155'

Segment# 2: Line

Course: S72°14'50"W Length: 3.79'
North: 1,827,671.110' East: 6,298,530.546'

Segment# 3: Line

Course: N17°45'10"W

North: 1,827,807.872'

Length: 143.60'

East: 6,298,486.761'

Segment# 4: Line

Course: N72°14'50"E

North: 1,827,809.027'

Length: 3.79'

East: 6,298,490.370'

Perimeter: 294.78'

Error Closure: 0.000

Error North : 0.0000

Area: 543.89Sq.Ft.

Course: N0°00'00"E

East: 0.0000

Precision 1: 294,780,000.00

Parcel Name: ROW ENCROACHMENTS - PARCEL D

North: 1,827,848.648'

East: 6,298,598.895'

Segment# 1: Line

Course: N72°14'06"E

North: 1,827,849.850'

Length: 3.94'

East: 6,298,602.647'

Segment# 2: Line

Course: S17°45'54"E

North: 1,827,707.936'

Length: 149.02'

East: 6,298,648.115'

Segment# 3: Line

Course: S72°14'06"W

North: 1,827,706.733'

Length: 3.94'

East: 6,298,644.363'

Segment# 4: Line

Course: N17°45'54"W

North: 1,827,848.648'

Length: 149.02'

East: 6,298,598.895'

Perimeter: 305.92'

Area: 587.66Sq.Ft.



Error Closure: 0.000

Course: N0°00'00"E

Error North : 0.0000

East: 0.0000

Precision 1: 305,920,000.00

Parcel Name: ROW ENCROACHMENTS - PARCEL E

North:1,828,000.420'

East:6,298,476.495'

Segment# 1: Line

Course: S17°45'10"E

Length: 45.51'

North: 1,827,957.077'

East: 6,298,490.371'

Segment# 2: Line

Course: S72°14'50"W

Length: 20.00'

North: 1,827,950.979'

East: 6,298,471.324'

Segment# 3: Line

Course: N17°45'10"W

Length: 45.43'

North: 1,827,994.246'

East: 6,298,457.472'

Segment# 4: Line

Course: N72°01'07"E

Length: 20.00'

North: 1,828,000.420'

East: 6,298,476.495'

Perimeter: 130.93'

Area: 909.32Sq.Ft.

Error Closure: 0.000

Course: S20°47'03"W

Error North : -0.0002

East: -0.0001

Precision 1: 130,940,000.00

Parcel Name: ROW ENCROACHMENTS - PARCEL F

North:1,828,016.964' East:6,298,495.075'

Segment# 1: Line

 Course: S72°01'07"W Length: 46.00'
 North: 1,828,002.763' East: 6,298,451.321'

Segment# 2: Line

 Course: N63°43'46"W Length: 14.01'
 North: 1,828,008.964' East: 6,298,438.758'

Segment# 3: Curve

 Length: 10.66' Radius: 4.50'
 Delta: 135.75 (d) Tangent: 11.07'
 Chord: 8.34' Course: N4°08'40"E
 Course In: N26°16'14"E Course Out: N17°58'53"W
 RP North: 1,828,013.000' East: 6,298,440.750'
 End North: 1,828,017.280' East: 6,298,439.361'

Segment# 4: Line

 Course: N72°01'07"E Length: 34.93'
 North: 1,828,028.063' East: 6,298,472.585'

Segment# 5: Line

 Course: S63°43'46"E Length: 25.08'
 North: 1,828,016.962' East: 6,298,495.075'

 Perimeter: 130.68' Area: 779.18Sq.Ft.
 Error Closure: 0.002 Course: S4°08'41"W
 Error North : -0.0017 East: -0.0001

Precision 1: 65,340.00



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

4/14/2020

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 Cavnignac & Associates 450 B Street, Suite 1800 San Diego CA 92101	CONTACT NAME: Certificate Department	
	PHONE (A/C, No, Ext): 619-744-0574	FAX (A/C, No): 619-234-8601
E-MAIL ADDRESS: certificates@cavnignac.com		
INSURER(S) AFFORDING COVERAGE		NAIC #
INSURER A: Allied World Assurance Co.		19489
INSURER B: Liberty Surplus Insurance Corp		10725
INSURER C:		
INSURER D:		
INSURER E:		
INSURER F:		

INSURED Protea National City, LLC
3262 Holiday Court, Suite 100
La Jolla, CA 92037

PROTPRO-01

COVERAGES **CERTIFICATE NUMBER:** 399502382 **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 SUBR INSD WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
B	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input checked="" type="checkbox"/> PROJECT <input type="checkbox"/> LOC OTHER:	Y	100033411701	1/13/2020	1/13/2023	EACH OCCURRENCE \$ 2,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ MED EXP (Any one person) \$ PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ 2,000,000 \$
	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> ALL OWNED AUTOS <input type="checkbox"/> SCHEDULED AUTOS <input type="checkbox"/> HIRED AUTOS <input type="checkbox"/> NON-OWNED AUTOS					COMBINED SINGLE LIMIT (Ea accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ \$
A	<input type="checkbox"/> UMBRELLA LIAB <input checked="" type="checkbox"/> OCCUR <input checked="" type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DEF RETENTION \$		03121920	1/13/2020	1/13/2023	EACH OCCURRENCE \$ 10,000,000 AGGREGATE \$ 10,000,000 \$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory In NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N	N/A			PER STATUTE OTH-ER E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)
 Additional Insured coverage applies to General Liability for the City of National City its elected officials, officers, agents, and employees per policy form. Excess/Umbrella policy follows form over underlying policies: General Liability (additional insured and waiver of subrogation apply). If the insurance company elects to cancel or non-renew coverage for any reason other than nonpayment of premium Cavnignac & Associates will provide 30 days notice of such cancellation or nonrenewal.

CERTIFICATE HOLDER**CANCELLATION**

City of National City
 C/o Risk Manager
 1243 National City Blvd
 National City CA 91950

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

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Commercial General Liability

LIBERTY SURPLUS INSURANCE CORPORATION

(A New Hampshire Stock Insurance Company, hereinafter the "Company")

ENDORSEMENT NO. 5

Effective Date:	01/13/2020
Policy Number:	1000334117-01
Issued To:	Protea National City, LLC (8th & B Street)

THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

ADDITIONAL INSURED – STATE OR GOVERNMENTAL AGENCY OR SUBDIVISION OR POLITICAL SUBDIVISION – PERMITS OR AUTHORIZATIONS

This endorsement modifies insurance provided under the following:

COMMERCIAL GENERAL LIABILITY COVERAGE PART

SCHEDULE

State Or Governmental Agency Or Subdivision Or Political Subdivision:

As required by written contract signed by both parties prior to any "occurrence" in which coverage is sought under this policy. City of National City its elected officials, officers, agents, and employees.

(Information required to complete this Schedule, if not shown above, will be shown in the Declarations)

Section II _ Who Is An Insured is amended to include as an insured any state or governmental agency or subdivision or political subdivision shown in the Schedule, subject to the following provisions:

1. This insurance applies only with respect to operations performed by you or on your behalf for which the state or governmental agency or subdivision or political subdivision has issued a permit or authorization.
2. This insurance does not apply to:
 - a. "Bodily injury", "property damage" or "personal and advertising injury" arising out of operations performed for the federal government, state or municipality; or
 - b. "Bodily injury" or "property damage" included within the "products-completed operations hazard".

8th & B Development

Project Update and EMRA Information

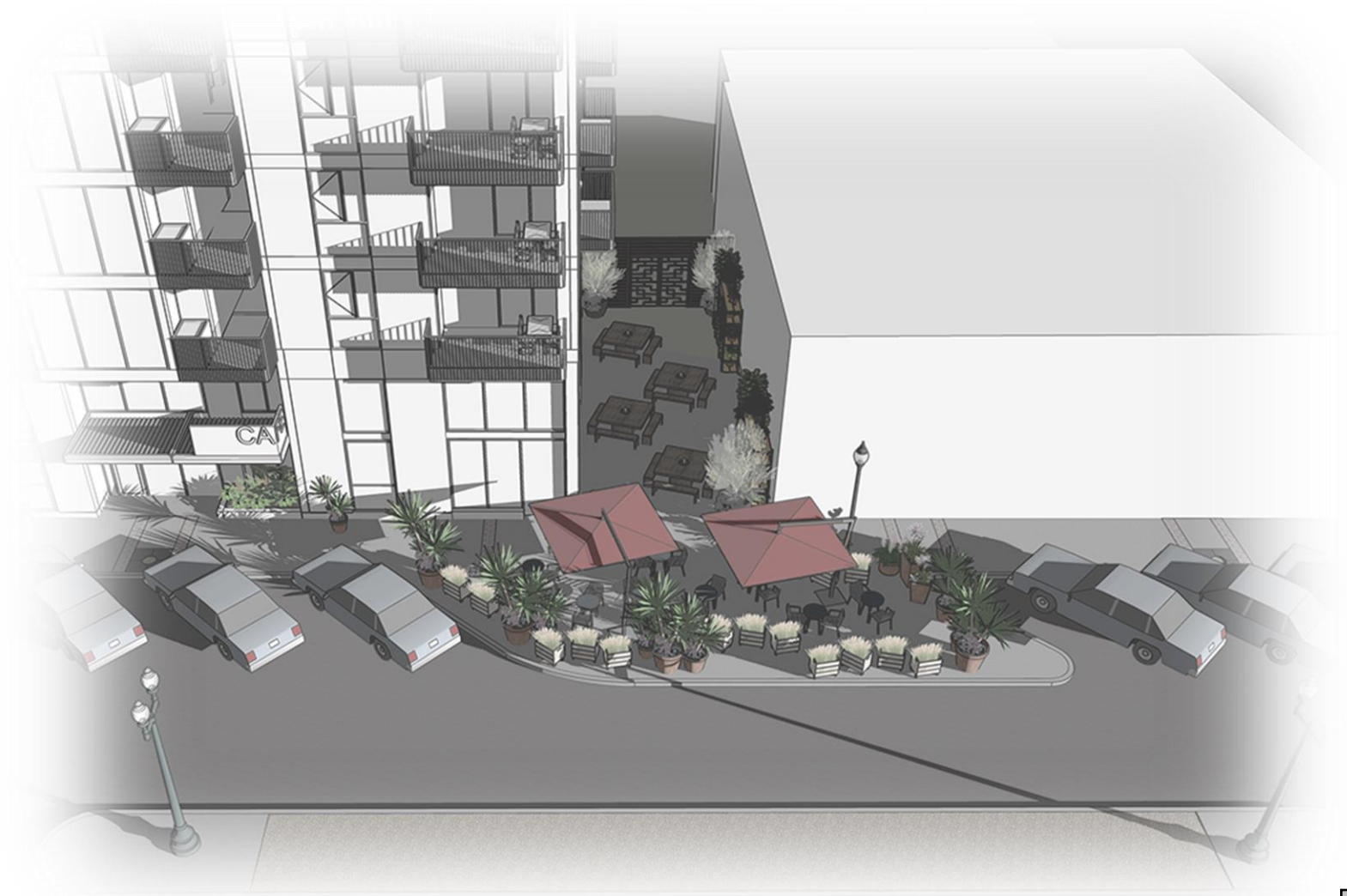


130 E 8th St

E 8th St

BIG BEN MARKET

Artistic Visualization
Alley Between A Avenue & B Avenue





8TH & D

NEIGHBORS COFFEE & TEA

communal table

Project Schedule Update

- Project Start January 2020
- Project Completion 3rd Quarter 2021

RESOLUTION NO. 2020

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY
ACCEPTING AND AUTHORIZING THE MAYOR TO SIGN AN ENCROACHMENT
PERMIT AGREEMENT WITH PROTEA NATIONAL CITY, LLC, TO INSTALL AN
OUTDOOR DESIGNATED PLAZA AREA IN THE ALLEY WITH AN ALLEY POP-OUT,
AWNINGS, AND BALCONIES WITHIN THE PUBLIC RIGHT-OF-WAY AS PART OF
THE FUTURE 7-STORY MIXED USE DEVELOPMENT PROJECT LOCATED ON
130 EAST 8TH STREET (APN 556-472-26-00)**

WHEREAS, Protea National City, LLC has proposed a 7-story mixed use (commercial and residential) development complex to be constructed at 130 East 8th Street (Assessor Parcel Number 556-472-26-00); and

WHEREAS, the project proposes to install an alley designated plaza area with an alley pop-out, awnings, and balconies which will provide an outdoor seating area; and

WHEREAS, the owner intends to enhance this area with elements such as decorative pavement treatment, chairs, tables, benches, bicycle racks, trash receptacles, planters, umbrellas, patio heaters, and other similar street amenities; and

WHEREAS, an Encroachment Permit Agreement is required to allow the property owner to install these improvements in the public right-of-way; and

WHEREAS, the developer has coordinated alley access with EDCO and the National City Fire Department, due to the proposed alley closure on the East 8th Street side; and

WHEREAS, all alley access will be directed through East 9th Street; and

WHEREAS, EDCO confirmed that trash service will not be impacted and the National City Fire Department has agreed that the north portion of the alley would not pose a life safety impact for the Fire Department if this area is to vacate; and

WHEREAS, if at any time, the City of National City wishes to remove the encroachment, the owner must do so upon notification in writing by the City Engineer, the above described encroachment must be abandoned, removed, or relocated by the owner, at the owner's expense; and

WHEREAS, City Staff recommends the City Council Adopt the Resolution accepting the Encroachment Permit Agreement with Protea National City, LLC, for the installation of an outdoor designated plaza area in the alley with an alley pop-out, awnings, and balconies as part of the future 7-story mixed use development project located on 130 East 8th Street (APN 556-472-26-00).

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NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of National City hereby Approves and Authorizes the Mayor to sign an Encroachment Permit Agreement with Protea National City, LLC to install an outdoor designated plaza area in the alley with an alley pop-out, awnings, and balconies within the public right-of-way as part of the future 7-story mixed use development project located on 130 East 8th Street (APN 556-472-26-00).

PASSED and ADOPTED this 2nd day of June, 2020.

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: [Resolution of the City Council of the City of National City: 1\) authorizing the acceptance of a Coronavirus Aid, Relief, and Economic Security \(CARES\) Act Coronavirus Relief Fund \(CRF\) allocation of \\$1,095,124 from the County of San Diego and 2\) authorizing the establishment of appropriations and corresponding revenue budgets for the funds. \(City Manager\)](#)
Please scroll down to view the backup material.

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

MEETING DATE: June 2, 2020

AGENDA ITEM NO. |

ITEM TITLE:

Resolution of the City Council of the City of National City 1) authorizing the acceptance of a Coronavirus Aid, Relief, and Economic Security (CARES) Act Coronavirus Relief Fund (CRF) allocation of \$1,095,124 from the County of San Diego and 2) authorizing the establishment of appropriations and corresponding revenue budgets for the funds.

PREPARED BY: Tony Winney, Assistant City Manager

DEPARTMENT: City Manager's Office

PHONE: 619-336-4240

APPROVED BY: 


EXPLANATION:

On May 19, 2020 the County of San Diego Board of Supervisors voted to allocate a portion of CARES Act CRF funds to the 17 cities that did not receive a direct allocation from the federal government. The City of National City's allocation totals \$1,095, 124 and must comply with CARES Act CRF grant requirements, which mandate that all expenditures are directly related to the public health emergency caused by COVID-19. Eligible categories of expenditures include law enforcement, economic development support, telework enhancement/infrastructure, sanitation, and/or facility enhancements.

Prior to acceptance of these funds, the city must submit a plan that illustrates how we intend to spend the allocated funds. There is no grant matching requirement and funds must be expended by September 30, 2020. Funds may only be used for costs that were not accounted for in the budget most recently approved as of March 27, 2020 and were incurred between March 1 and September 30, 2020. The County has stated that all CARES Act CRF funds received by the city must be returned to the County of San Diego in the event that the City receives any future federal stimulus funds.

Exhibit 3 includes a proposed grant fund allocation plan for the expenditure of CARES Act CRF funds. Additional program details will be shared with City Council as staff develops implementation guidelines for the activities outlined within the allocation plan.

FINANCIAL STATEMENT:

APPROVED:  **Finance**

ACCOUNT NO.

APPROVED: _____ **MIS**

The Finance Department will establish grant revenue and expenditure accounts upon receipt of funds from the County of San Diego. There is no matching requirement.

ENVIRONMENTAL REVIEW:

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

ORDINANCE: INTRODUCTION:

FINAL ADOPTION:

STAFF RECOMMENDATION:

Adopt the attached resolution of the City Council of the City of National City 1) authorizing the acceptance of a Coronavirus Aid, Relief, and Economic Security (CARES) Act Coronavirus Relief Fund (CRF) allocation of \$1,095,124 from the County of San Diego and 2) authorizing the establishment of appropriations and corresponding revenue budgets for the funds.

BOARD / COMMISSION RECOMMENDATION:

ATTACHMENTS:

1. Notice of Award of Grant Funds from County of San Diego
2. Subgrant Agreement between the City of National City and the County of San Diego
3. City of National City CARES Act CRF Grant Fund Allocation Plan



County of San Diego

TRACY M. SANDOVAL
DEPUTY CHIEF ADMINISTRATIVE OFFICER /
CHIEF FINANCIAL OFFICER
(619) 531-5413
FAX: (619) 531-5219

FINANCE & GENERAL GOVERNMENT GROUP
1600 PACIFIC HIGHWAY, SUITE 166, SAN DIEGO, CA 92101-2422

May 20, 2020

Mr. Brad Raulston
City Manager
City of National City
1243 National City Blvd
National City, CA 91950

Dear Brad,

Thank you for your partnership and leadership during this COVID-19 pandemic. The regional collaboration has been critical to keeping our community safe and healthy, and we greatly appreciate the efforts you have taken to support this effort. To that end, on May 19, 2020 (Items #14/28) the County Board of Supervisors voted to allocate a total of \$25 million of Coronavirus Aid, Relief, and Economic Security (CARES) Act Coronavirus Relief Fund (CRF) to the 17 cities that did not receive a direct allocation from the federal government.

Attached to this letter is a sub-grant agreement to be completed by your City in order to receive the funds. The funds have been determined based on population as directed by the Board of Supervisors. Your allocation is \$1,095,124. In addition, expenditures must comply with the CARES Act CRF criteria, which require, among other things, that the expenditures be necessary due to the public health emergency with respect to COVID-19. These may include Law Enforcement for COVID-19, Economic Support initiatives, Telework Enhancements/Infrastructure, Sanitation Compliance, or Facility Enhancements for Social Distancing. These funds may not be used to backfill lost revenues.

Process for Distribution of Funds:

- o Prior to distribution, the City must submit a plan that illustrates how you will spend the allocation before the funds are released; and also submit a mid-term plan, no later than July 31, 2020, on the status of spending.
- o Once the City has received the funds, the City must submit documentation to support all expenditures. All funds shall be expended or returned to the County, as well as all documentation submitted, by September 30, 2020.
- o City will be financially responsible for any disallowed costs. Should the City receive future federal stimulus funds (non-CARES Act funding), all funds allocated to the City by the County shall be returned.

Thank you again for your partnership and commitment during these unprecedented times. All documentation and questions can be submitted to Ebony Shelton at Ebony.Shelton@sdcounty.ca.gov.

Sincerely,

TRACY M. SANDOVAL
Deputy Chief Administrative Officer/Chief Financial Officer

CS:ld

Attachment

ASSESSOR/RECORDER/COUNTY CLERK
AUDITOR & CONTROLLER
CHIEF ADMINISTRATIVE OFFICE
CIVIL SERVICE COMMISSION
CLERK OF THE BOARD

COUNTY COMMUNICATIONS OFFICE
COUNTY COUNSEL
COUNTY TECHNOLOGY OFFICE
DEPARTMENT OF CLERICAL SERVICES
DEPARTMENT OF PURCHASING & CONTRACTING

GRAND JURY
HUMAN RESOURCES
REGISTRAR OF VOTERS
RETIREMENT ASSOCIATION
TREASURER-TAX COLLECTOR

COUNTY OF SAN DIEGO
CORONAVIRUS RELIEF FUND
SUBGRANT

This subgrant agreement (“Agreement”) is entered into between the County of San Diego, a political subdivision of the State of California (“County”) and City of National City, (“Grantee”) effective as of May 19, 2020.

WHEREAS, the County has received an allocation from the Coronavirus Relief Fund (“CRF”) established under Title V, Section 5001 of the Coronavirus Aid, Relief, and Economic Security (“CARES”) Act;

WHEREAS, CRF funding may only be used to cover costs that:

- (1) are necessary expenditures incurred due to the public health emergency with respect to the Coronavirus Disease 2019 (COVID-19);
- (2) were not accounted for in the budget most recently approved as of March 27, 2020; and
- (3) were incurred during the period that begins on March 1, 2020, and ends on December 30, 2020;

such costs to be referred to herein as “Eligible Expenditures;”

WHEREAS, the County may allocate CRF funding to cities as long as cities spend the funding in accordance with the CARES Act and only for Eligible Expenditures;

WHEREAS, the County finds it necessary to provide financial assistance to cities within the County’s geographical boundaries due to the public health emergency with respect to COVID-19 and that such assistance is an eligible expense under the CARES Act;

WHEREAS, on May 19, 2020, the Board of Supervisors allocated funding for the purposes set forth in this Agreement and authorized the execution of this Agreement.

NOW, THEREFORE, in consideration of the mutual promises contained herein and other valuable consideration, the receipt and sufficiency of which are hereby acknowledged, the County and Grantee agree as follows:

1. Amount of Grant. The County shall pay to Grantee an amount of \$1,095,124 in accordance with the terms of this Agreement.
2. Purpose of Grant. Grantee shall use the funds solely for Eligible Expenses and in accordance with the terms set forth in this Agreement.
3. Deadline for Use of Grant Funds. Grantee shall have until September 30, 2020 to expend funds under this Agreement and/or return any unexpended funds to County.
4. Reports and Documentation of Expenditures.
 - (a) Prior to County’s disbursement of funds under this Agreement, Grantee shall deliver to County a report detailing Grantee’s anticipated use of the funds.

COUNTY OF SAN DIEGO
CORONAVIRUS RELIEF FUND
SUBGRANT

- (b) On July 31, 2020, Grantee shall deliver to County a report detailing Grantee's expenditure of funds to date and Grantee's anticipated use of any remaining funds.
 - (c) County reserves the right to withhold or reduce funding under this Agreement if County determines, in its sole discretion, that any or all of Grantee's anticipated use of funds is ineligible for CRF funding.
 - (d) On September 30, 2020, or on the effective date of termination of this Agreement if terminated earlier, Grantee shall deliver to County a report along with supporting documentation detailing Grantee's expenditure of funds to date and Grantee shall deliver to County all unexpended funds.
5. Disallowance. If County determines that any amount of Grantee's expenditures under this Agreement lacks the required documentation or is ineligible for CRF funding, Grantee shall refund such amount to the County within fifteen (15) days of County's written request.
6. Subsequent Funding. Notwithstanding anything to the contrary contained herein, if Grantee is awarded direct federal funding to address COVID-19-related impacts, Grantee shall refund to County within ten (10) days of Grantee's receipt of such federal funding the lesser of (a) the funds paid to Grantee under this Agreement and (b) the federal funds awarded to Grantee.
7. Compliance with Laws. Grantee shall comply with all applicable federal, State, and local laws, ordinances, and regulations, including, without limitation, requirements regarding the use grant funds under the CARES Act that are in effect as of the effective date of this Agreement and that may later be enacted or promulgated. Without limiting the foregoing, Grantee shall comply with all applicable federal requirements set forth in Exhibit A, Federal Requirements, attached hereto.
8. Agreement Administration. The individuals listed below shall administer this Agreement on behalf of the County and Grantee. All communications between Grantee and the County shall be sent to the individuals listed below.

County of San Diego	City of National City
Ebony Shelton Director, Office of Financial Planning 1600 Pacific Highway, Room 352, San Diego, CA 92101 (619) 531-5177 ebony.shelton@sdcountry.ca.gov	Brad Raulston City Manager 1243 National City Blvd, National City, CA 91950 (619) 336-4240 cmo@naitonalcityca.gov

9. Audit and Inspection of Records. At any time during normal business hours, the Grantee shall make available to the County for examination all of its records with respect to all matters covered by this Agreement and will permit the County to audit, examine and make excerpts or transcripts from such records, and make audits of all invoices, materials, payrolls, records of personnel and other data relating to all matters covered by this Agreement. Unless otherwise specified by the County, said records shall be made available for examination

COUNTY OF SAN DIEGO
CORONAVIRUS RELIEF FUND
SUBGRANT

within San Diego County. Grantee shall maintain such records in an accessible location and condition for a period of not less than four years following Grantee's submission of the final report required to be submitted under this Agreement unless County agrees in writing to an earlier disposition. The State of California and any federal agency having an interest in the subject of this Agreement shall have the same rights conferred upon County by this Agreement.

10. Termination of Agreement.

(a) Termination for Convenience.

The County may, by written notice to Grantee stating the extent and effective date, terminate this Agreement for convenience in whole or in part, at any time. Within five (5) days of such termination, Grantee shall return to County any unexpended funds paid to it under this Agreement.

(b) Termination for Default.

If Grantee fails to perform its obligations under this Agreement, the County may send Grantee a written notice of default that specifies the nature of the default. Grantee shall cure the default within five (5) business days following receipt of the notice of default, or within such additional time to which County may agree. If Grantee fails to cure the default within that time, the County may terminate this Agreement by giving Grantee written notice of immediate termination. The County may also seek any and all legal and equitable remedies against Grantee for breaching this Agreement.

11. Independent Capacity. In the performance of this Agreement, Grantee and its officers, agents, employees and volunteers shall act in an independent capacity and not as officers, employees, agents or volunteers of the County. This Agreement does not create an employment relationship between Grantee and the County.

12. Defense and Indemnity. To the fullest extent permitted by law, County shall not be liable for, and Grantee shall defend and indemnify County and its officers, agents, employees and volunteers (collectively, "County Parties") against any and all claims, deductibles, self-insured retention's, demands, liability, judgments, awards, fines, mechanics' liens or other liens, labor disputes, losses, damages, expenses, charges or costs of any kind or character, including attorneys' fees and court costs (collectively, "Claims"), which arise out of or are in any way connected to County's provision of grant funds and/or Grantee's use of grant funds under this Agreement arising either directly or indirectly from any act, error, omission or negligence of Grantee or its officers, employees, volunteers, agents, contractors, licensees or servants, including without limitation, Claims caused by the sole passive negligent act or the concurrent negligent act, error or omission, whether active or passive, of County Parties. Grantee shall have no obligation, however, to defend or indemnify County Parties from a Claim if it is determined by a court of competent jurisdiction that such Claim was caused by the sole active negligent act or willful misconduct of County Parties.

COUNTY OF SAN DIEGO
CORONAVIRUS RELIEF FUND
SUBGRANT

For avoidance of doubt, and without limitation, the defense and indemnity obligations set forth in this Paragraph 12 shall specifically apply to any actions against the County by a federal agency to disallow funds or otherwise enforce compliance under the CARES Act or other federal requirements.

13. Governing Law. This Agreement shall be construed and interpreted according to the laws of the State of California.
14. Assignment. Grantee may not assign or transfer any interest in this Agreement (whether by assignment or novation), without the prior written consent of the County.
15. Entire Agreement. This Agreement constitutes the entire agreement between Grantee and County regarding the subject matter contained herein. All other representations, oral or written, are superseded by this Agreement. Neither party is relying on any representation outside of this Agreement. This Agreement may be changed only by written amendment signed by County and Grantee.
16. Waiver. The failure of one party to enforce any term, covenant or condition of this Agreement shall not be construed as a waiver of that party's right to subsequently enforce this, or any other term, covenant or condition of this Agreement. No waiver shall be deemed effective unless the waiver is expressly stated in writing and signed by the party waiving the right or benefit.
17. Survival. Unless otherwise specified herein, all terms and conditions of this Agreement shall survive the expiration of this Agreement.
18. Remedies. The rights and remedies in this Agreement are in addition to, and not a limitation on, all other rights and remedies available at law or in equity, and exercise of one right or remedy shall not be deemed a waiver of any other right or remedy.
19. Recognition. If Grantee chooses to give written recognition of this grant Grantee shall recognize the County of San Diego and not one or more individual County Supervisors.
20. Counterparts. This Agreement may be executed in counterparts, and each counterpart shall constitute one agreement binding on all parties hereto, notwithstanding that all of the parties are not signatory to an original or same counterpart. The parties agree that signatures transmitted electronically via pdf attachment shall be binding as if they were original signatures.

IN WITNESS WHEREOF, the parties execute this Agreement effective on the date first written above.

COUNTY OF SAN DIEGO
CORONAVIRUS RELIEF FUND
SUBGRANT

COUNTY OF SAN DIEGO

CITY OF NATIONAL CITY

By: _____
Ebony Shelton, Director, Office of Financial
Planning

By: _____
Brad Raulston, City Manager

Date: _____

Date: _____

Approved as to form and legality
County Counsel

By: _____
Shiri Hoffman, Senior Deputy

**CORONAVIRUS RELIEF FUND
SUBGRANT**

EXHIBIT A – FEDERAL REQUIREMENTS

Grantee shall comply with all applicable requirements associated with the CARES Act Coronavirus Relief Fund. Grantee shall also comply with all applicable requirements of 2 CFR Part 200, UNIFORM ADMINISTRATIVE REQUIREMENTS, COST PRINCIPLES, AND AUDIT REQUIREMENTS FOR FEDERAL AWARDS, including, without limitation, the following:

1. DEBARMENT AND SUSPENSION.

- (a) This Agreement is a covered transaction for purposes of 2 C.F.R. pt. 180 and 2 C.F.R. pt. 3000. As such, Grantee is required to verify that none of their principals (defined at 2 C.F.R. § 180.995) or affiliates (defined at 2 C.F.R. § 180.905) are excluded (defined at 2 C.F.R. § 180.940) or disqualified (defined at 2 C.F.R. § 180.935).
- (b) Grantee must comply with 2 C.F.R. pt. 180, subpart C and 2 C.F.R. pt. 3000, subpart C, and must include a requirement to comply with these regulations in any lower tier covered transaction they enter into.
- (c) This certification is a material representation of fact relied upon by County. If it is later determined that Grantee did not comply with 2 C.F.R. pt. 180, subpart C and 2 C.F.R. pt. 3000, subpart C, in addition to remedies available to County, the federal government may pursue available remedies, including but not limited to suspension and/or debarment.

2. SINGLE AUDIT. Grantee shall comply with the Single Audit requirements of 2 CFR Part 200.501, et seq.

3. COMPLIANCE WITH FEDERAL LAW, REGULATIONS, AND EXECUTIVE ORDERS. This is an acknowledgement that federal funding under the CARES Act is used to fund this Agreement. Grantee will comply with all applicable federal law, regulations, executive orders, policies, procedures, and directives.

4. NO OBLIGATION BY FEDERAL GOVERNMENT. The federal government is not a party to this Agreement and is not subject to any obligations or liabilities to the County or Grantee, or any other party pertaining to any matter resulting from the Agreement.

5. PROGRAM FRAUD AND FALSE OR FRAUDULENT STATEMENTS OR RELATED ACTS. Grantee acknowledges that 31 U.S.C. Chap. 38 (Administrative Remedies for False Claims and Statements) applies to Grantee's actions pertaining to this Agreement.

County of San Diego CARES Act CRF Funding - City of National City Allocation Plan

Program or Activity	Amount of Funding
Computer expenditures for employee telecommuting Purchase of computers needed by City staff in order to facilitate telecommuting and enhancing e-government capabilities.	\$ 50,000
Economic Development Recovery Grants to Business Program Creation of a small business loan program to provide some economic relief and assist at risk businesses rebound from the economic impacts of COVID.	\$ 200,000
COVID Business Response Team and ED Business Care Packages/Toolkits Creation of new COVID Business Response Team to assistance businesses on reopening plans, adherence to County health guidelines, and matching them with local, state and federal assistance resources.	\$ 130,000
Fire/EMS COVID response (Squad Team) Allocation of emergency medical support/Fire staff time to respond to COVID-related calls for service.	\$ 300,000
COVID Crisis Communications Team Creation of COVID Crisis Communications Team to disseminate information to residents and businesses on health orders and resources to prevent the spread of COVID within the community.	\$ 35,000
Sanitation supplies for city facilities Cleaning and retrofitting of city facilities to prevent spread of COVID, including purchase of personal protective equipment.	\$ 245,000
Childcare Program for Employees Creation of short term childcare program for children of first responders/essential employees working for the City of National City.	\$ 135,000
Total	\$ 1,095,000

RESOLUTION NO. 2020-

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF NATIONAL CITY 1.) AUTHORIZING THE ACCEPTANCE OF A CORONAVIRUS AIDE, RELIEF, AND ECONOMIC SECURITY (CARES) ACT CORONAVIRUS RELIEF FUND (CRF) ALLOCATION OF \$1,095,124 FROM THE COUNTY OF SAN DIEGO AND 2.) AUTHORIZING THE ESTABLISHMENT OF APPROPRIATIONS AND CORRESPONDING REVENUE BUDGET FOR THE FUNDS

WHEREAS, on May 19, 2020 the County of San Diego Board of Supervisors voted to allocate a portion of CARES Act Coronavirus Relief Fund (CRF) funds to the 17 cities that did not receive a direct allocation from the Federal Government; and

WHEREAS, the City of National City's ("City") allocation totals \$1,095, 124 and must comply with CARES Act Coronavirus Relief Fund (CRF) grant requirements, which mandate that all expenditures are directly related to the public health emergency caused by COVID-19; and

WHEREAS, eligible categories of expenditures include Law Enforcement, Economic Development support, telework enhancement/infrastructure, sanitation, and/or facility enhancements; and

WHEREAS, prior to acceptance of these funds, the City of National City must submit a plan that illustrates how the City intends to spend the allocated funds; and

WHEREAS, there is no grant matching requirement and funds must be expended by September 30, 2020; and

WHEREAS, funds may only be used for costs that were not accounted for in the budget most recently approved as of March 27, 2020 and were incurred between March, 2020 and September 30, 2020; and

WHEREAS, the County has stated that all CARES Act CRF funds received by the City must be returned to the County of San Diego in the event that the City receives any future federal stimulus funds.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of National City hereby Authorizes the Acceptance of a Coronavirus Aide, Relief, and Economic Security (CARES) Act Coronavirus Relief Fund (CRF) allocation of \$1,095,124 from the County of San Diego.

BE IT FURTHER RESOLVED that the City Council of the City of National City hereby authorizes the establishment of appropriations and corresponding revenue budget for the funds.

PASSED and ADOPTED this 2nd day of June, 2020.

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: [Update on the status of the City of National City's Fiscal Year 2021 proposed budget. \(Finance\)](#)

Please scroll down to view the backup material.

Item # ____
06/02/20

**Update on the status of the City of National City's
Fiscal Year 2021 proposed budget**

(Finance)



CITY MANAGER'S BUDGET MESSAGE

Honorable Mayor and City Council:

The City of National City continues the "Together We Can!" campaign, and we have proven that we are stronger together as a community despite the challenges presented by the COVID-19 pandemic. Our focus in the coming fiscal year will be delivering quality services and programs through our 7Cs Pledge to our residents, businesses, and visitors while balancing the fiscal realities inherent in a recessionary economy.

Prior to the pandemic, we had a strong economy, stable revenues and we were working on a number of fronts to address our budget deficit, fund pensions and allocate resources for deferred maintenance through our Capital Improvement Program (CIP). Due to the pandemic, we are now projected to sustain significant revenue losses of \$4.8 million in the coming fiscal year. We have been proactive in our approach to the Fiscal Year (FY) 2020/21 budget, avoiding hasty decisions that may affect core services and employee morale, opting to instead focus on short term measures to cut expenditures, freeze positions, defer capital projects and utilize reserves, while also developing additional long range contingency plans in the event that revenues turn out to be worse than projected during the fiscal year.

Together, we have much to be proud of as an organization, having met many of the goals we set out to achieve during the prior year. We adopted a new Strategic Plan, added \$6 million to the pension trust and Facilities Maintenance Reserve, achieved "clean" annual financial audits with no findings for the fifth straight year, prioritized Economic Development and formalized the Housing Authority. We completed upgrades to the Nutrition Center and finished refurbishment of the Kimball and Morgan Towers. Meanwhile, our streets remain in good condition and our parks are well kept. On our city's birthday in September, along Paradise Creek in Old Town National City, we will open our first new major park in over 50 years. We look forward to celebrating this significant milestone with the community.

In addition to these goals, we also updated our Capital Needs Assessment and built a five year CIP to ensure that we are planning for our future. We received over \$20 million in competitive grants for capital projects, built active transportation projects and improved parks/facilities that enhance public safety, quality of life, and workplace culture. We also signed an innovative letter of intent with the University of California, San Diego to work towards providing expanded access to members of the community to higher education.

Our capital improvement program continues to deliver a variety of projects to enhance safety and quality of life for National City residents and guests. In fiscal year 2020, we completed approximately \$14 million in projects, including the Euclid Avenue Bicycle Corridor, Palm Avenue Street resurfacing, Harbison Avenue traffic calming, Las Palmas storm drain improvements, \$3 million in traffic signal upgrades, and improvements to City Hall, the Library, Las Palmas Pool, and Camacho Gym. Approximately \$80 million in capital needs have been identified over the next five years.



CITY MANAGER'S BUDGET MESSAGE

In addition, Paradise Creek Community Park is nearing completion, which will complement the adjacent Paradise Creek Apartments, which received financial assistance from the Housing Authority and the City's Successor Agency (the former Redevelopment Agency), providing over two hundred homes for low-income families in National City. We also completed much needed renovations to the George H. Waters Nutrition Center facility.

Now more than ever, Economic Development will remain a cornerstone approach to improve the quality of life to city residents and to help fuel future growth in City revenues to fund the cost of providing services. We will continue to push forward on a number of Economic Development projects including:

- ongoing collaboration with the San Diego Unified Port District on the "Balanced Plan" for the Marina District, to increase the efficiency of the National City Marine Terminal, provide more commercial opportunities, and create better public access to the Bayfront, including a visionary Bayfront Community Center;
- working with local and regional partners, to align efforts and leverage networks for economic growth, support businesses, promote vibrant neighborhoods, support employment, and increase City revenues;
- actively seeking developers to perpetuate smart growth with the goal of making Downtown National City a vibrant place to live, work, play, and learn; and
- building upon the "Together We Can!" campaign to explore opportunities for City staff, residents, and businesses to work together to ensure National City's neighborhoods, streets, homes, and businesses are clean, healthy, and safe; examples include programs to improve storefronts and activate public spaces.

As always, public safety remains a priority. Our Police Department has continued to work diligently with the community to build partnerships which has helped reduce crime rates to historic lows. The Police Department responded to 58,600 calls for service, and we hired twelve new Police Officers this year to help reach full force. The Fire Department has embarked on a significant succession plan to provide the leadership needed to respond quickly to emergencies while also looking at new ways to provide services in a more cost effective way. We also purchased a new fire engine to enhance community protection.

Finally, we should be very proud of the caliber of Library and Community Services the city continues to provide. This year, our Library staff has continued to innovate, introducing 3D modeling and printing classes to computer lab users, launching an English as a Second Language pilot program for adults, and teaching computer literacy classes for adults and seniors in addition to core Library services. Community Services served over 57,000 residents at the Community Center, and 1,400 individuals through our recreation programming. We also served 37,000 meals on-site at the Nutrition Center and delivered an additional 17,500 meals to our homebound seniors.



CITY MANAGER'S BUDGET MESSAGE

As was necessary last year, the budget relies on the use of General Fund unassigned fund balance to bridge the gap between projected revenues and estimated expenditure requirements. In addition, it provides for the use of a portion of the City's committed fund balance, the Facilities Maintenance Reserve, to fund urgent capital projects at City facilities. To help minimize the use of fund balance, most staff hiring will be frozen and Maintenance & Operations appropriations have been maintained at the fiscal year 2020 levels. In addition, net capital costs have been limited to those deemed to be of a critical nature and/or to ensure that the City receives the level of transportation-related funding to which it is entitled. As a result, we have included removal of \$200,000 in storm drain construction and maintenance from the budget.

We have also proposed a temporary closure of the Municipal Pool, and will be undertaking a study to look at ways we may be able to lower operating costs at the facility while still providing the core services the community values most. The budget also includes deferral in \$2.5 million in maintenance to the pool until we can develop a plan to address the needs through possible grant funding or joint use agreements with the school districts. We are also proposing deferring purchase of thirteen vehicles and equipment to save the budget \$757,000 without deferring associated internal service charges, which will allow us to purchase those vehicles once the economy rebounds.

The General Fund's fund balance is sufficient to absorb the expenditure-revenue imbalance and COVID-19 related revenue losses in Fiscal Year 2021, but it is projected to be depleted by next year. We must continue to vigilantly control costs, aggressively pursue strategies to expand and enhance ongoing revenues, and tirelessly seek grant funds to fund capital improvement needs. Accelerating pension contributions and additional projected losses to the CalPERS investment portfolio will have a significant impact on our budget. Seventy percent of our General Fund budget is composed of personnel costs, with the vast majority of those costs composed of Public Safety personnel as a full service city with around the clock Police and Fire Services. As we work to aggressively rein in costs, we will need to work with all departments to find new ways to provide services in a more cost effective manner and prioritize those services most important to our residents and businesses.

The impact of the COVID-19 pandemic cannot be understated. As of May, we now have 36 million Americans unemployed, many businesses shuttered, and economic activity in negative territory. The State of California has gone from a healthy projected surplus in January to a \$54 billion projected deficit as of their May budget release. If additional sheltering-in-place is necessary, we will see additional revenue losses to California cities beyond the current projected \$7 billion in losses over the next two fiscal years. Cities such as National City that are reliant on sales taxes to help fund services will continue to be impacted most severely. Sustained recovery cannot occur for our city without additional state or federal resources being granted to smaller cities that have been left out of direct relief funding legislation to date.



CITY MANAGER'S BUDGET MESSAGE

During recovery, our businesses and residents will need us more than ever. We must work together to help our business community rebound from this disaster, and to continue to provide excellent customer service to our residents despite these economic challenges. This will require new ways of thinking, adapting our organization to the “new normal” while helping our businesses reopen and once again attract customers. It will not be an easy task, but I believe in the resiliency of our city, and together with our community partners, I believe we will come through this pandemic more appreciative, more adaptive and equipped with new ideas that will power local government and business for years to come.

Thank you for the opportunity to lead this exceptional organization during these difficult times. I am incredibly proud of our staff and the way that they have responded to this crisis. Their hard work and dedication to the community make it possible to provide high quality services and programs to our residents and businesses. As always, I would like to give a special thank you to the staff of the Finance Department for preparing this budget and to all of the departments that assisted in its creation.

Our resolve may be tested, but our core values remain intact with a desire to serve the public to the best of our abilities. Thank you to the City Council for lending their vision and support while we navigate this crisis, and respond creatively to the challenges ahead. The 7Cs Pledge will continue to guide our employees, who carry out our mission of public service every day, as I work alongside the City Council and others to lead us through the recovery of the economy and the continued strengthening of our community.

Together, We Can,

Brad Raulston
City Manager



Fiscal Year 2021 BUDGET UPDATE

June 2, 2020



Background and Overview

- ❖ April 28 Workshop
- ❖ Fluid and Volatile Environment due to Pandemic
- ❖ Final Adoption Shifted to June 16
- ❖ City Manager Budget Message
- ❖ Updated General Fund Budget
- ❖ Municipal Pool Plan B
- ❖ City Clerk and Records Management
- ❖ Anticipated Revenue Relief Funds
- ❖ Public Comment
- ❖ City Council Comments and Direction



Brad Raulston City Manager

Budget Team

Tony Winney, Mark Roberts, Janel Pehau,
Paul Valadez, Sheila Pangco



Budget Overview

- ❖ Pre-Crisis (January-February)
 - ❖ Strong Economy and Revenue Growth
 - ❖ Stable Administration Addressing Budget Deficit
 - ❖ Budget Deficit, Pension, and Deferred Capital Needs
- ❖ Mid-Crisis (March-June)
 - ❖ Revenue Shock
 - ❖ Uncertain Relief and Recovery
 - ❖ Short-circuited the 3 Month Budget Process
- ❖ Post-Crisis (2-year Budget Approach)
 - ❖ Propose a Budget that Utilizes Best Available Data
 - ❖ Avoid Hasty Decisions that Cut Core Services and Affect Employee Morale
 - ❖ Implement Short-term Measures and Prepare Long-term Contingency Plans for 2022 Budget if Relief and/or Recovery are Not Realized



Updated General Fund



Preliminary Versus Updated Budget Summary FY 2021

General Fund

	FY 21 Preliminary	FY 21 Updated	Change
Total Revenues	\$ 51,261,775	\$51,783,775	\$522,000
Transfers In	5,500	5,500	0
Expenditures	56,726,024	56,185,253	(538,771)
Transfers Out	1,708,085	2,056,726	348,641
Fund Balance (Use)			
Gain*	\$ (7,164,834)	\$ (6,452,704)	\$ 712,130

*FY 20 Use of Fund Balance includes \$3.3 million of committed fund balance for CIP projects and \$4.1 million of unassigned fund balance. FY 21 Use of Fund Balance includes only unassigned fund balance.



Preliminary Versus Updated Budget Revenues FY 2021

General Fund by Source

	FY 21 Preliminary	FY 21 Updated	Change
Sales & Use Tax	\$16,870,000	\$17,281,000	\$411,000
District Transactions & Use Tax	11,024,000	11,293,000	269,000
Property Tax	4,336,700	4,336,700	0
Property Taxes Allocated	(1,900,000)	(1,900,000)	0
Property Tax in Lieu of VLF	7,400,000	7,400,000	0
Other Revenues	13,531,075	13,373,075	(158,000)
Transfers In	5,500	5,500	0
Total Revenues	\$51,267,275	\$51,789,275	\$522,000



Preliminary Versus Updated Budget Expenditures FY 2021

General Fund

	FY 21		
	Preliminary	FY 21 Updated	Change
Personnel Services	\$41,089,245	\$40,980,941	\$ (108,304)
Maintenance & Operations	7,051,133	6,525,186	(525,947)
Capital Outlay	175,430	175,430	0
Capital Improvements (CIP)*	1,000,000	800,000	(200,000)
Internal Service Charges and Reserves	7,408,216	7,703,696	295,480
Transfers Out	1,708,085	2,056,726	348,641
Total	\$58,432,109	\$58,241,979	\$(190,130)

*FY 20 CIP budget included \$3.3 million funded from Facilities Maintenance Reserve



Reserves / Fund Balances



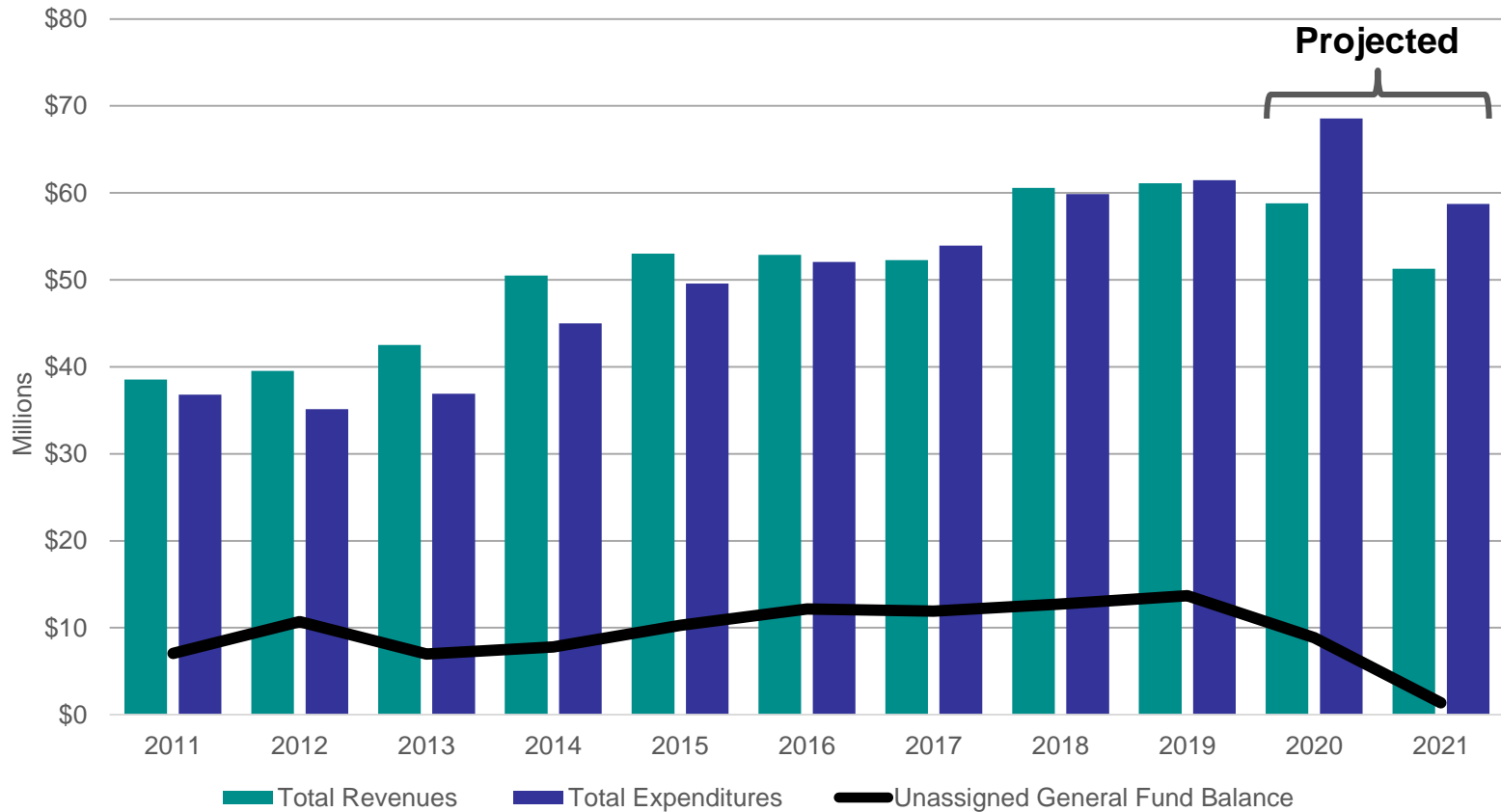
Impact on Unassigned Fund Balance Fiscal Years 2020 & 2021

General Fund

Unassigned Fund Balance 6/30/2019	\$13,673,543
FY 20 - Mid-year Projected Use	<u>(4,838,246)</u>
Projected Balance 6/30/20	8,835,297
Estimated Use - FY21 Prelim Budget	<u>(6,452,704)</u>
Projected unassigned fund balance 6/30/21	\$ 2,382,542



Historical Performance and Fund Balance





Municipal Pool Plan B

Las Palmas Pool

OBJECTIVES

- ❖ Keep Las Palmas Pool open and accessible to community until March/April
- ❖ Optimize offerings based upon usage and opportunities
- ❖ Achieve net neutral budget (*still includes \$200k of overhead*)

CHALLENGES

- ❖ Deferred capital costs of estimated \$2.5 million
- ❖ Ongoing General Fund Subsidy

Las Palmas Pool Plan B

FY21 Pool Operations	Original	Proposed
Expenses	\$520,000	\$312,300
Revenue	\$150,000	\$314,900
General Fund Subsidy	-\$370,000*	\$2,600

*Annual fixed costs of \$200,000 in utilities and chemicals when open or temporarily closed

- ❖ FY19 pool revenue \$230,500
- ❖ FY20 pool revenue \$130,000 (only 5 months of operations due to maintenance closure)
- ❖ FY21 pool revenue originally budgeted at \$150,000 to anticipate closures due to maintenance. No anticipated maintenance closures for FY21.
- ❖ Increased rental revenue made possible by reducing community programs and increasing rental groups in months where participation decreases.
- ❖ Lap swim, recreational swim, water aerobics and swim lessons offered June through September, with some programming in October and spring months.
- ❖ Host rental clients and National School District learn to swim program during fall, winter and spring.

Increased Community Revenue

American Red Cross Safety Courses for Public Registration

- ❖ 2019 revenue: \$9,332
- ❖ Proposed 2020/2021 revenue: \$18,600
 - Lifeguard Training Course: \$200 per person (competitors charging \$250; Las Palmas Pool was charging \$140)
 - Lifeguard Training Course w/Title 22 (California Specific): \$250-\$300 per person
 - Water Safety Instructor Training: \$250-\$300 per person (all classes listed on Red Cross are \$325)
 - CPR/AED Trainings, Basic First Aid

Swim Lessons for Residents

- ❖ 2019 revenue: \$99,720
- ❖ Proposed 2020/2021 revenue: \$120,000
- ❖ Increased revenue in lessons due to decrease
- ❖ in recreational swim*

**Swim lesson attendance has less fluctuation than recreational swim attendance which is affected by weather*



Increased Rental Group Revenue

Existing Rental Group Relationships (\$51,067)

- ❖ National School District (3rd Grade Learn to Swim, add additional grades?)
- ❖ South Bay Aquatics Swim Club
- ❖ South Coast (Coasta Del Sur) Water Polo Club
- ❖ High Tech High School (Swim Season February-May)

Proposed Additional Rental Groups 2020/2021 (\$75,000+)

- ❖ Sweetwater Union High School District
- ❖ Tri Club of San Diego (Connection through current lap swimmers)
- ❖ San Diego Aquatic Club (Connection through current lap swimmers)
- ❖ Chula Vista Elite Athletes Center
- ❖ Shores Water Polo Club (We have a current relationship with)
- ❖ Chula Vista Elementary School District



Decrease Operating Expenses

- ❖ Labor/Payroll burden expense savings of: \$183,000
- ❖ We accomplished this through reviewing attendance during pervious calendar year. This provided data points as to what days/hours we should remain open and where we could amend hours/close.

Proposed Operations

Recreational Swim:

- Weekdays: July-September 2020 & June 2021
- Weekends: October 2020 & March 21st-May 21st

Swim Lessons:

- Weekdays and Saturday: July-September 2020
- Saturdays: April-May 2021

Lap Swim:

- Daily: July-September 2020 & June 2021
- 4 days/week: October 2020 & March-May 2021

GEX Classes:

- 5 classes/week: July-September 2020 & June 2021
- 3 classes per week: October 2020 & March-May 2021

	Total Check-ins/Month
January 2019	767
Feb 2019	744
Mar 2019	952
Apr 2019	1103
May 2019	1059
June 2019	2688
July 2019	4151
Aug 2019	3287
Sep 2019	2473
Oct 2019	1496
Nov 2019	934
Dec 2019	208



City Clerk Update

City Clerk Update

- ❖ City Clerk/Records Manager retires December 31, 2020 after 44 years of service to National City
- ❖ November 2020 election of new City Clerk.
- ❖ Decoupling of Elected City Clerk and Deputy City Clerk/Records Management duties with Deputy/Records budgeted in CMO.
- ❖ City Clerk position will retain elected roles/responsibilities. Salary and benefits will be adjusted to reflect part-time position in line with City Treasurer.
- ❖ Expanded Deputy City Clerk/Records Manager position will retain delegated clerk roles and records management duties.
 - ❖ Job Description/Salary consideration by Civil Service Commission – July
 - ❖ City Council consideration – August
- ❖ Position changes to go into effect at swearing in ceremony with City Council December 15.



Closing Comments, Next Steps, and Request for Direction

Short-term Measures and Long-term Contingency Plans

- ❖ Freeze open positions that don't affect filled positions
- ❖ CARES Act CRF & CDBG Funds
- ❖ Aggressively pursue revenue relief funds
- ❖ Potentially show anticipated revenue relief to offset frozen positions
- ❖ Long-term contingency planning has already begun
- ❖ CMO has presented fiscal health to all departments

Next Steps

- ❖ Receive Final Direction from City Council
- ❖ Complete FY 2021 Proposed Budget
- ❖ Budget adoption June 16





Public Comments





City Council Comments/Direction



The following page(s) contain the backup material for Agenda Item: [Report to City Council on the Homefront to Waterfront Connectivity Study. \(Engineering/Public Works\)](#)
Please scroll down to view the backup material.

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

MEETING DATE: June 2, 2020

AGENDA ITEM NO.:

ITEM TITLE:

A report to City Council on the Homefront to Waterfront Connectivity Study.

PREPARED BY: Jose Lopez, P.E., Deputy City Engineer

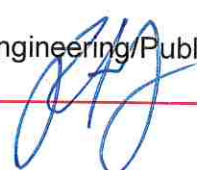
PHONE: 619-336-4312

DEPARTMENT: Engineering/Public Works

APPROVED BY: _____

EXPLANATION:

See attached.



FINANCIAL STATEMENT:

ACCOUNT NO.

N/A

APPROVED: _____

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 report.

BOARD / COMMISSION RECOMMENDATION:

ATTACHMENTS:

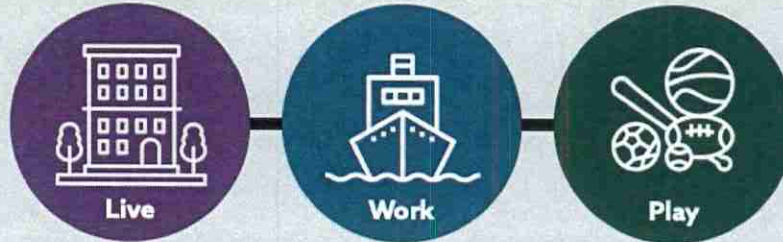
1. Explanation
2. Homefront to Waterfront Connectivity Study on file with the Office of the City Engineer

Explanation

On July 27, 2018, the City was notified of a grant award from SANDAG under the Transnet Active Transportation Grant Program for non-capital grant planning projects in the amount of \$198,000.

In July 2019, KTUA was authorized to proceed with the study. The resulting planning effort is called the Homefront to Waterfront Connectivity Study. It takes a holistic look at the connections between residents of National City (called the Homefront) to jobs and recreation between 1-15 and the San Diego Bay (called the waterfront). The intent of the study was to take a look at all planning and construction efforts in the waterfront area and to coordinate and discuss projects with such entities as SANDAG, MTS, CALTRANS, the Navy and the Port of San Diego. The study looked at connecting transit, bike and walking facilities and was to consider new technologies of carshare, bikeshare, neighborhood electric vehicle (NEV), shuttles, electric bikes and ride hailing with the goal of lowering greenhouse gas emissions and vehicle miles traveled. The effort has resulted in 10 additional projects that could be moved forward to increase connectivity and options between the Homefront and the waterfront.

Presentation to the City Council



CITY OF NATIONAL CITY

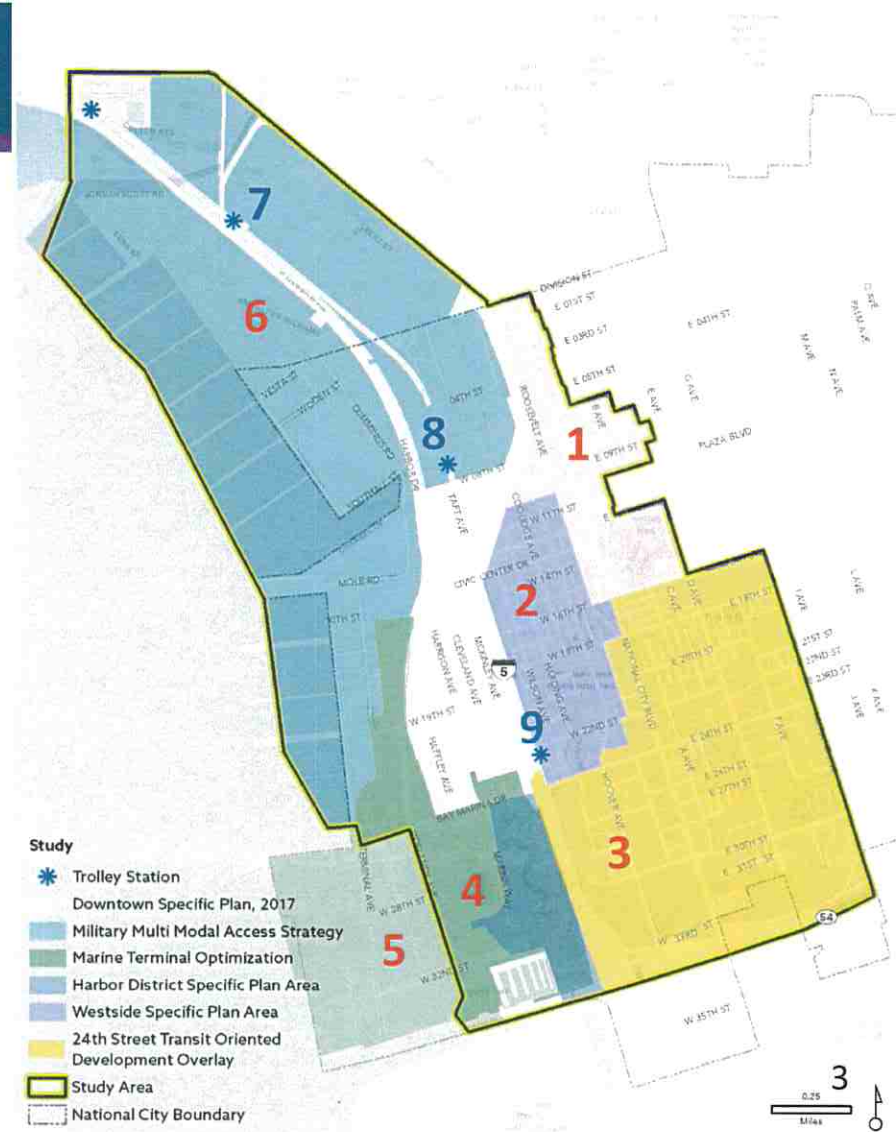
Homefront to Waterfront Plan

Homefront to Waterfront Study

Bridging Downtown National City and the Waterfront

Study Area

- The study includes the following geographic areas:
 - 1) Downtown National City Specific Plan Area
 - 2) Old Town / West Side Specific Plan Area
 - 3) Mile of Cars Planning Area
 - 4) Marina District
 - 5) Port District Planning Area 5
 - 6) Naval Base San Diego
 - 7) 32nd St. Trolley Station (Pacific Fleet)
 - 8) 8th St. Trolley Station
 - 9) 24th St. Trolley Station



Key Objectives

- Improve transit, bicycle and pedestrian connections between Downtown National City (Homefront) and Naval Base San Diego / Marina District (Waterfront)
- Develop projects and policies that reduce Single Occupancy Vehicle (SOV) trips to mitigate traffic congestion, including to NBSD
- Evaluate opportunities to integrate micro-mobility solutions, Neighborhood Electric Vehicle (NEV) shuttle routes, rideshare, and an urban trail system to and through Naval Base San Diego, to reduce GHG emissions and VMT

Long-Range Plans and Capital Projects

- Focused General Plan, Housing Element and Climate Action Plan Updates (Ongoing)
- National City Downtown Specific Plan Update (Completed)
- National City Marina District Balanced Land Use Plan (Ongoing)
- National City INTRA-Connect Plan (Completed)
- 24th Street TOD Overlay (Ongoing)
- Roosevelt Ave SANDAG Smart Growth Grant (Ongoing)
- 8th Street and Roosevelt Ave Caltrans ATP Grant (Ongoing)
- Port of San Diego Harbor Drive Multi-Modal Corridor Study (Completed)
- SANDAG Regional Military Multi-Modal Access Strategy Plan (Nearly Complete)
- Bayshore Bikeway (Ongoing)
- NBSD Parking and Traffic Congestion Relief Plan (Ongoing)

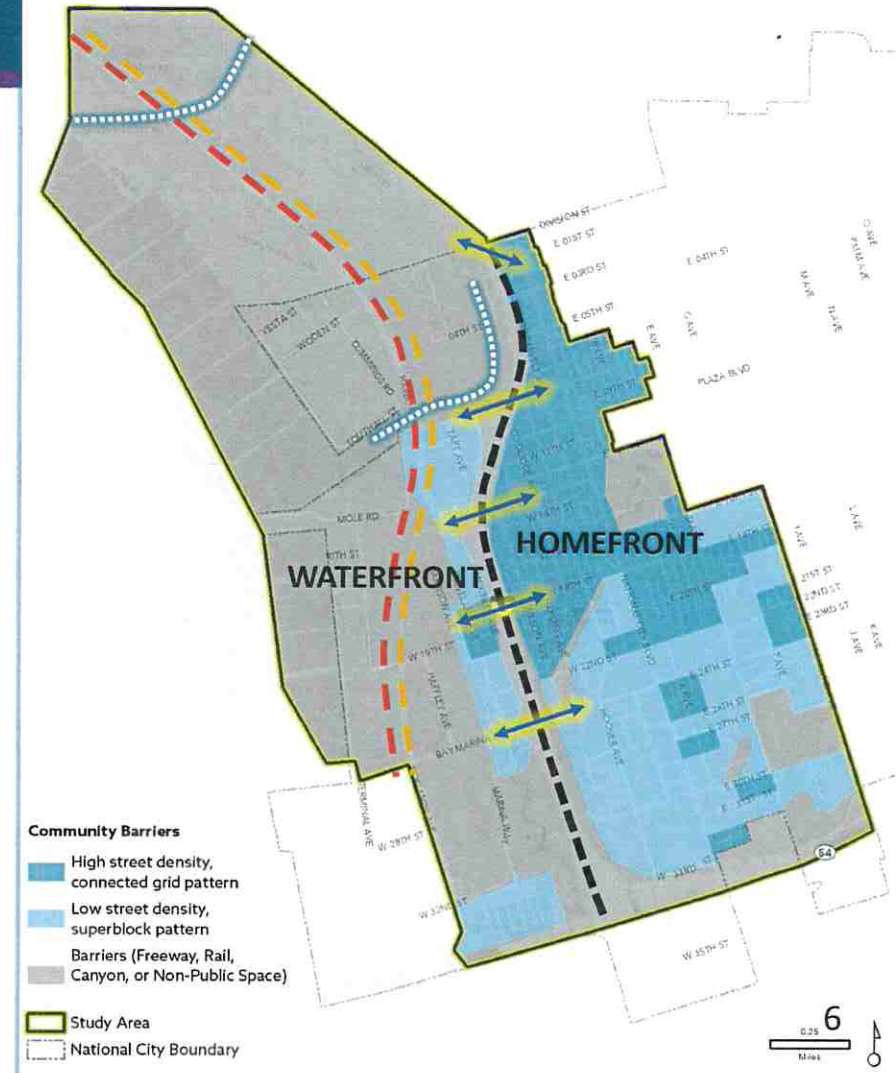
Homefront to Waterfront Study

Bridging Downtown National City and the Waterfront

Major Barriers

(Physically only 250' from Homefront to the Navy / Waterfront, but Perceptually much further)

- I-5 freeway (dark blue dashed line)
- Railroad tracks (dashed red line)
- Trolley line (dashed orange line)
- Creeks (dotted blue line)
- Secure areas of NBSD and the waterfront

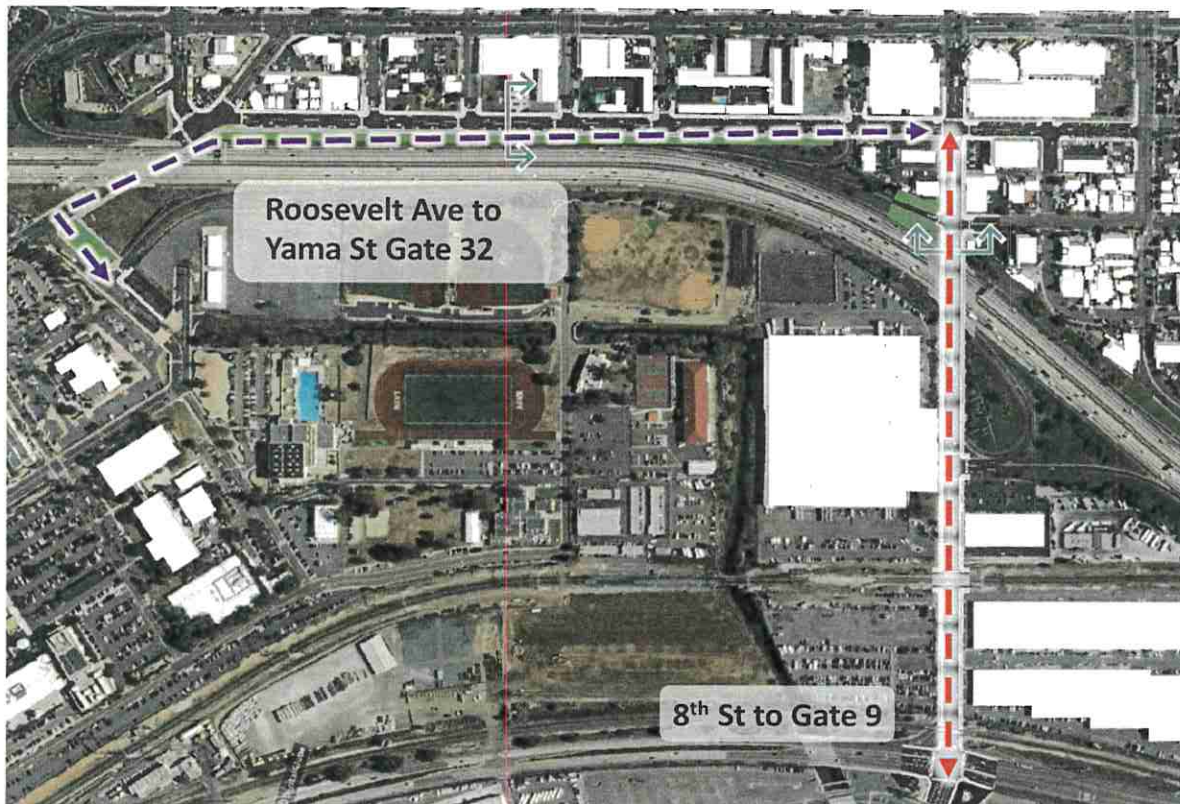


Homefront to Waterfront Study

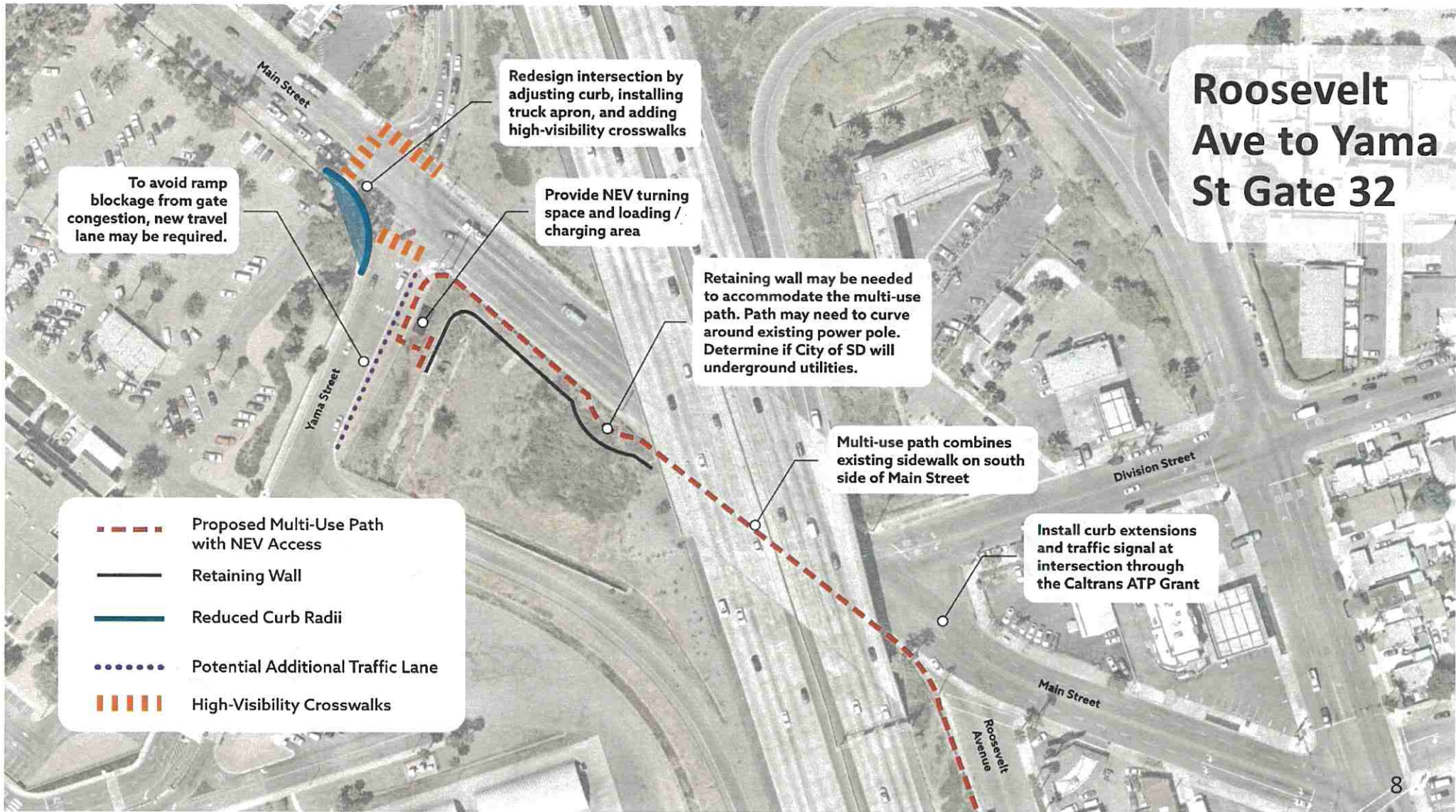
Bridging Downtown National City and the Waterfront



8th Street and Roosevelt Avenue NEV Shuttle / Multi-Use Path



Roosevelt Ave to Yama St Gate 32



Homefront to Waterfront Study

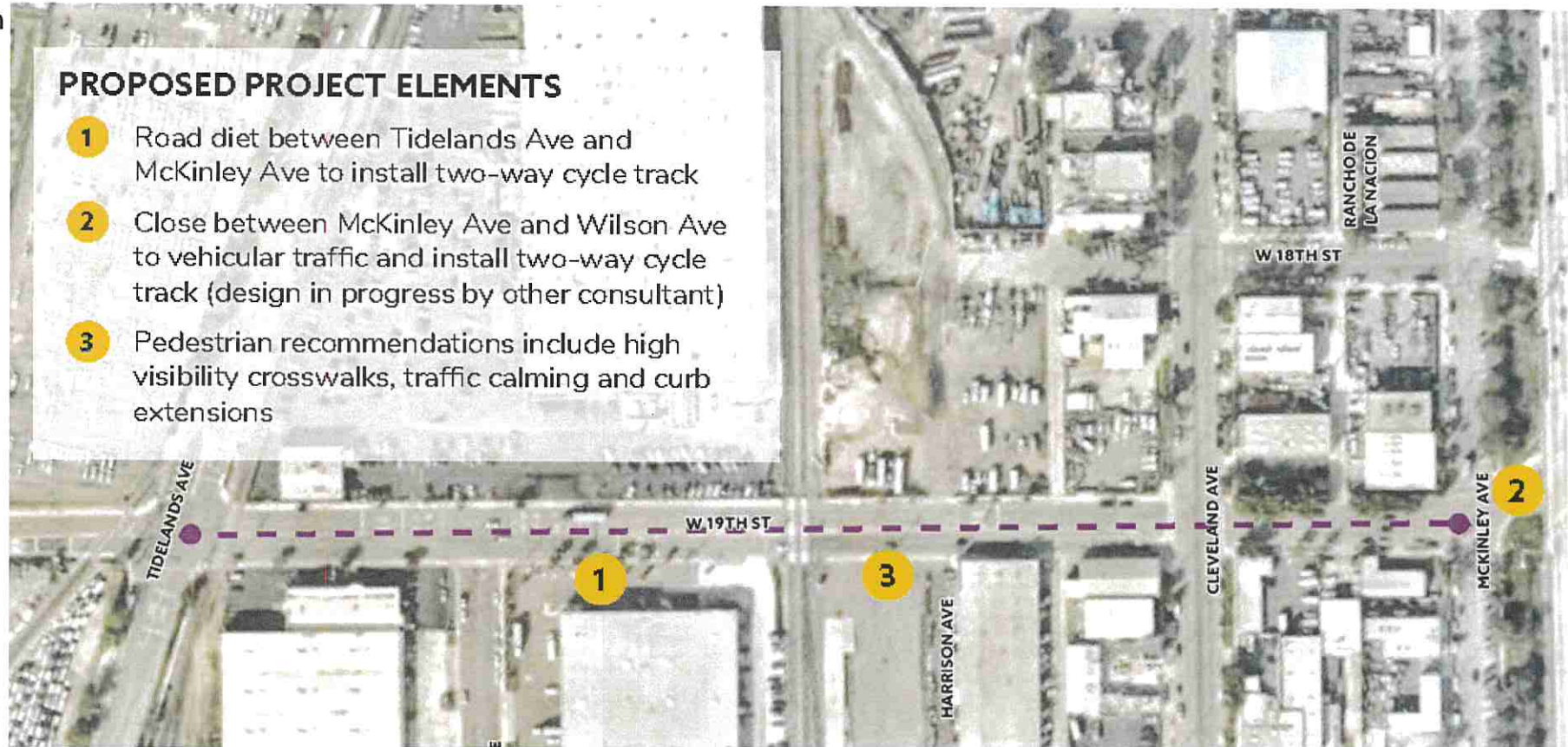
Bridging Downtown National City and the Waterfront



1) 19th Street

PROPOSED PROJECT ELEMENTS

- 1** Road diet between Tidelands Ave and McKinley Ave to install two-way cycle track
- 2** Close between McKinley Ave and Wilson Ave to vehicular traffic and install two-way cycle track (design in progress by other consultant)
- 3** Pedestrian recommendations include high visibility crosswalks, traffic calming and curb extensions

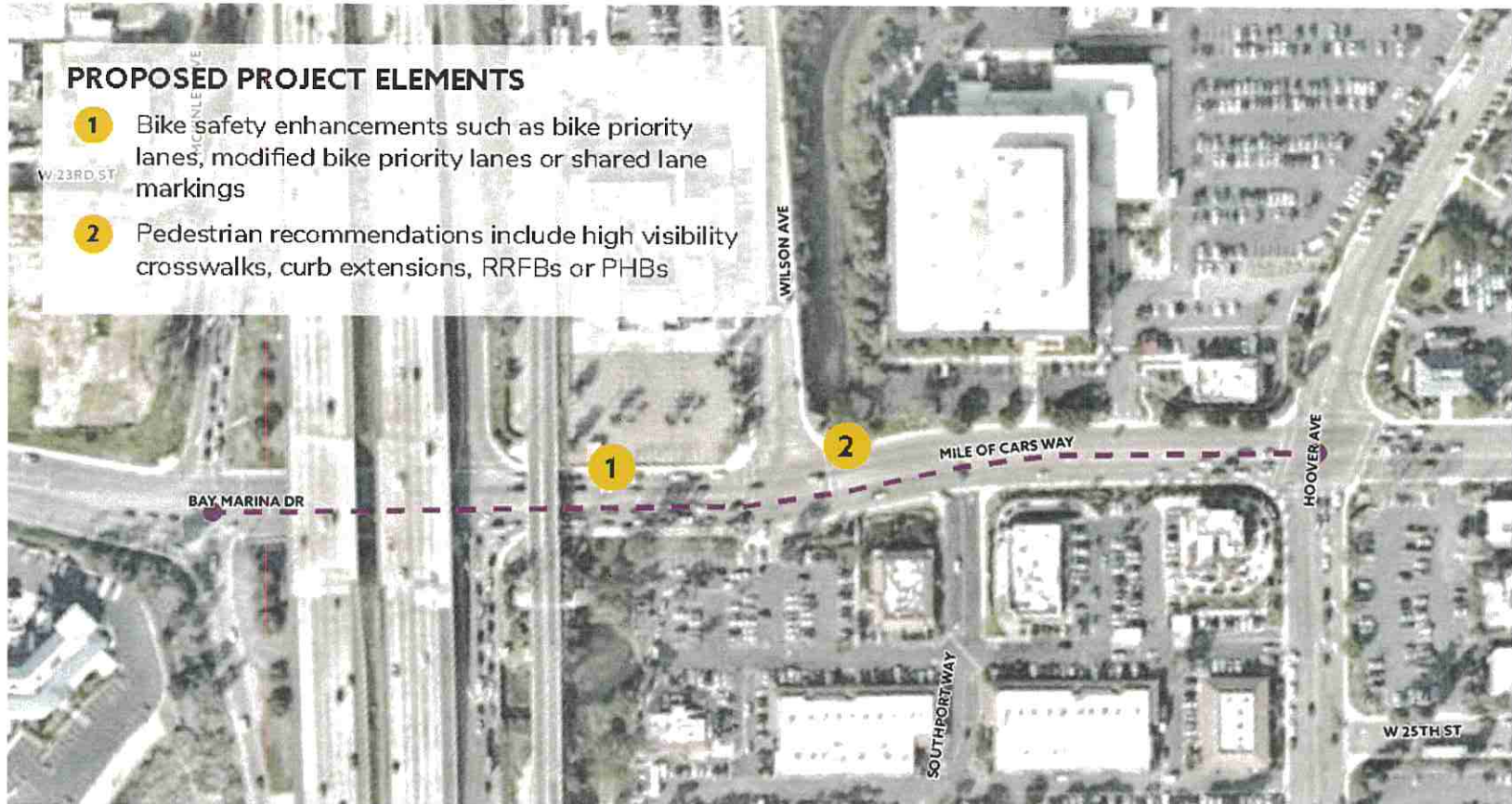


Homefront to Waterfront Study

Bridging Downtown National City and the Waterfront



2) Bay Marina Dr. / Mile of Cars / 24th St.



- PROPOSED PROJECT ELEMENTS**
- 1 Bike safety enhancements such as bike priority lanes, modified bike priority lanes or shared lane markings
 - 2 Pedestrian recommendations include high visibility crosswalks, curb extensions, RRFBs or PHBs

Homefront to Waterfront Study

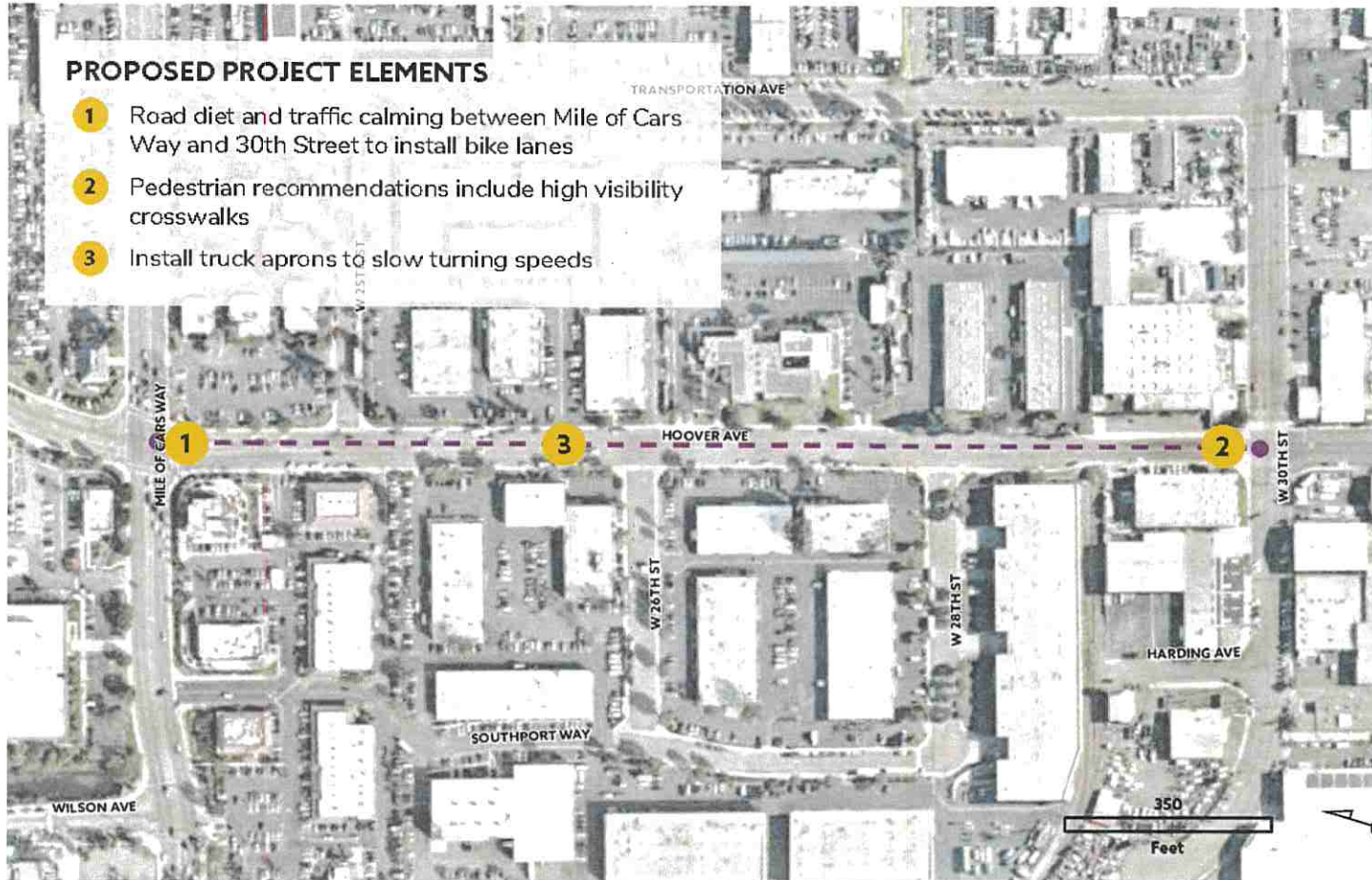
Bridging Downtown National City and the Waterfront



3) Hoover Avenue

PROPOSED PROJECT ELEMENTS

- 1 Road diet and traffic calming between Mile of Cars Way and 30th Street to install bike lanes
- 2 Pedestrian recommendations include high visibility crosswalks
- 3 Install truck aprons to slow turning speeds

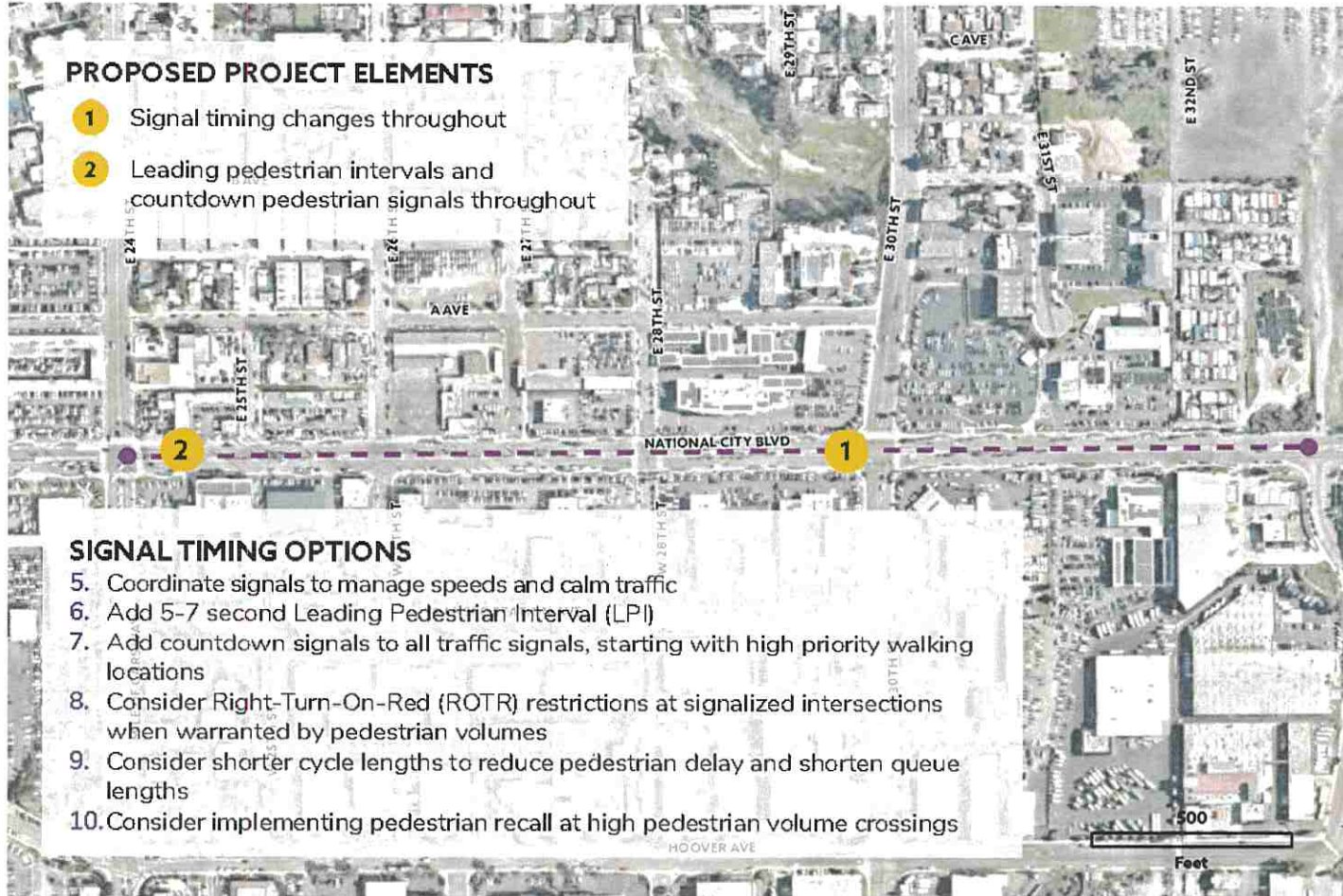


Homefront to Waterfront Study

Bridging Downtown National City and the Waterfront



4) National City Blvd.



Homefront to Waterfront Study

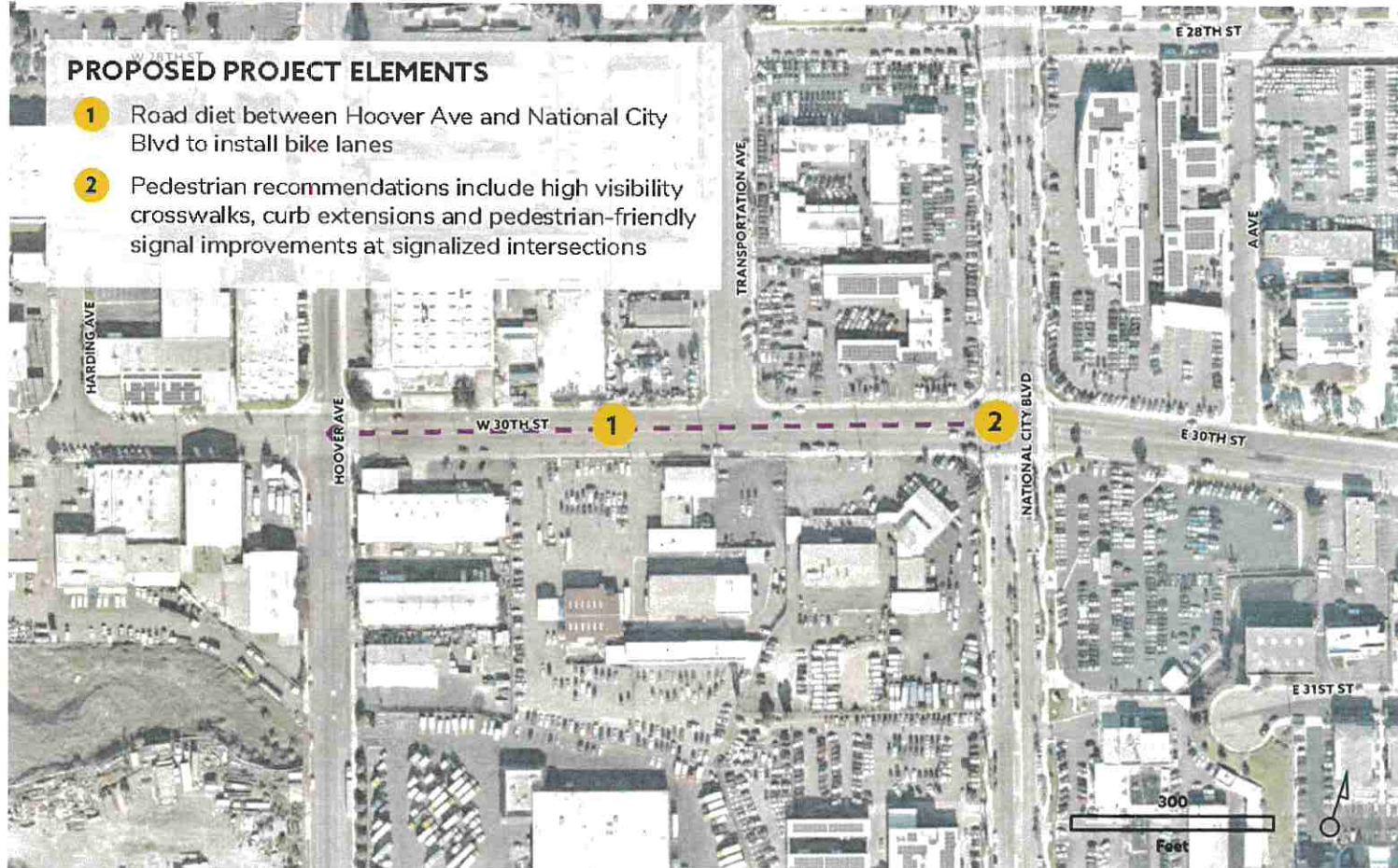
Bridging Downtown National City and the Waterfront



5) 30th Street

PROPOSED PROJECT ELEMENTS

- 1 Road diet between Hoover Ave and National City Blvd to install bike lanes
- 2 Pedestrian recommendations include high visibility crosswalks, curb extensions and pedestrian-friendly signal improvements at signalized intersections



Homefront to Waterfront Study

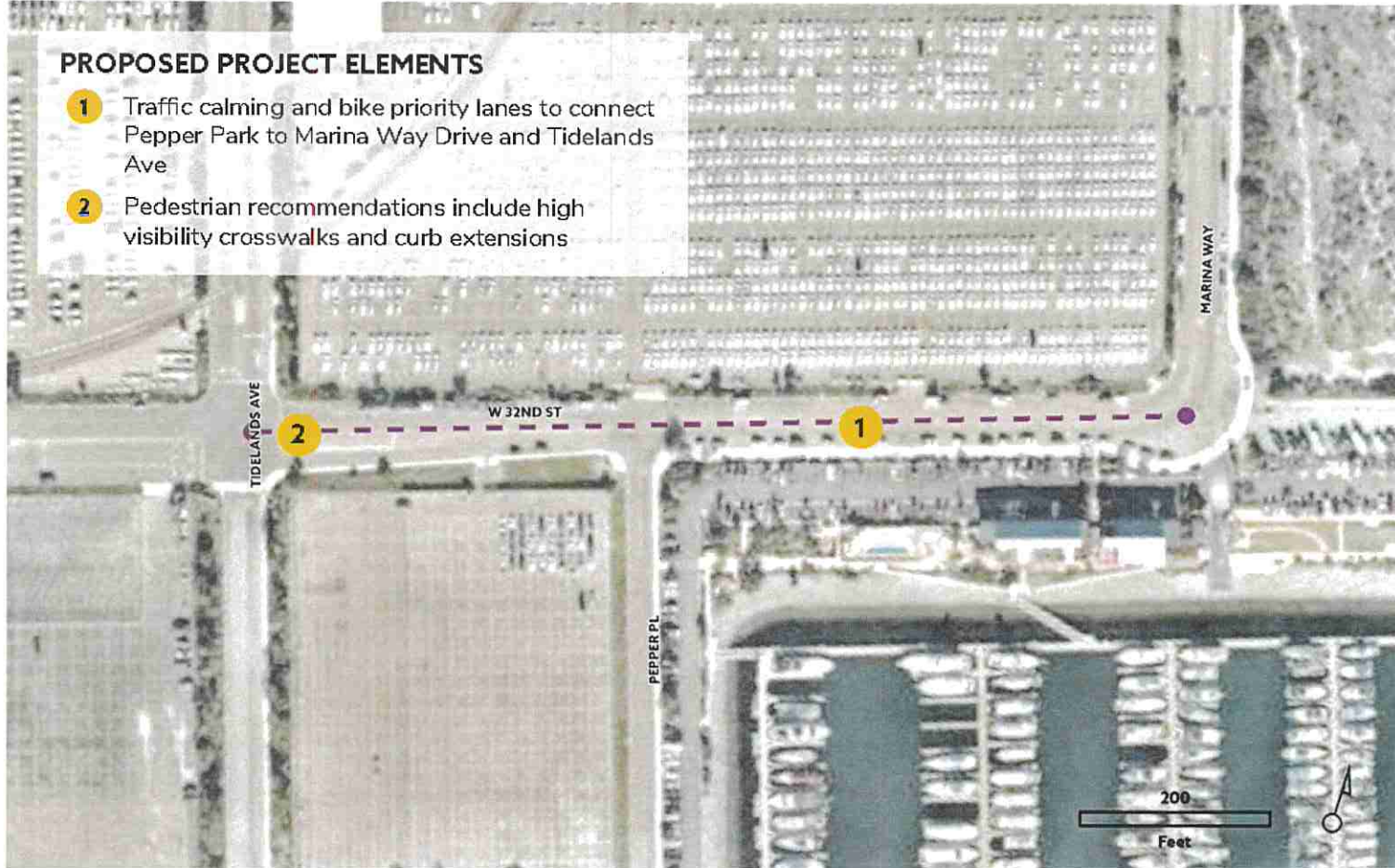
Bridging Downtown National City and the Waterfront



6) 32nd Street

PROPOSED PROJECT ELEMENTS

- 1 Traffic calming and bike priority lanes to connect Pepper Park to Marina Way Drive and Tidelands Ave
- 2 Pedestrian recommendations include high visibility crosswalks and curb extensions



Homefront to Waterfront Study

Bridging Downtown National City and the Waterfront



Project #7: Access and Drop-off Improvements at the 32nd Street Trolley Station



Proposed Project Elements

Formal drop-off locations for: Trolley Kiss and Ride, Uber / Lyft and carpool pick-ups at:

- (A) Southbound 32nd St. with turn-around circle added at the Exchange Gas Station access road
- (B) Northbound 32nd St. with drop-off striped at the currently closed gate #6/5B
- (C) Westbound Harbor Drive -refurbished drop-off waiting plaza
- (D) Gate 5B ADA improvements to allow the gate to be reopened to process bike and pedestrian access
- (E) Accessible ramps for wheelchairs and bikes added to the existing pedestrian bridge



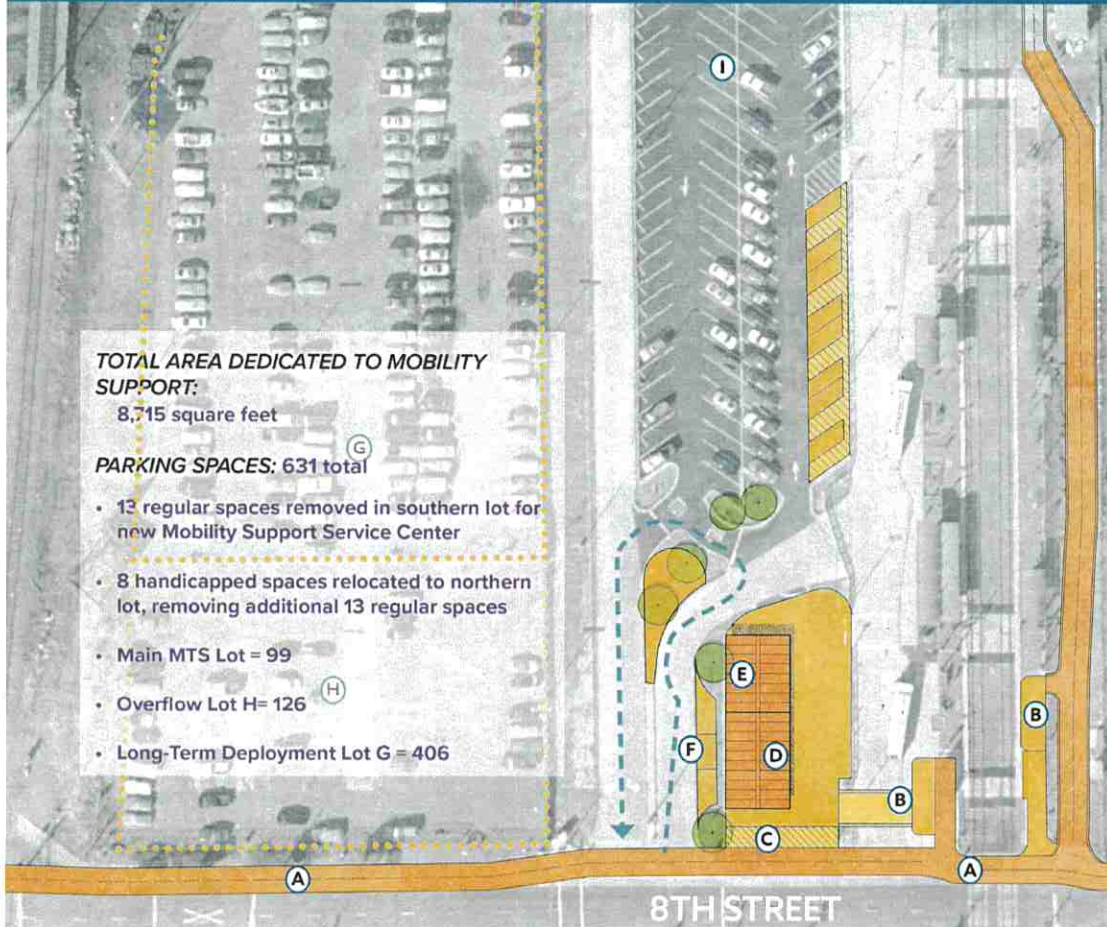
Homefront to Waterfront Study

Bridging Downtown National City and the Waterfront



Project #8: Mobility Hub and Parking Structure at the 8th Street Trolley Station

PHASE 1: Initial Concept



- (A) Shared Path and Cycle Track (14' wide)
- (B) BikeShare /Scooter/Share Parking
- (C) NEV Stop and Recharging Station
- (D) Mobility Bike Support Service Center
- (E) Interior Bike Storage Facility
- (F) Kiss and Ride, Uber & Lyft Drop Off
- (G) Deployed Sailor Parking Storage
- (H) Navy Overflow Parking
- (I) MTS Parking

Homefront to Waterfront Study

Bridging Downtown National City and the Waterfront



Proposed Project Elements

- (A) Six-story parking structure and Transportation Center
 - long-term deployed sailor parking on upper floor
 - PV shade shelters and deployment lockers
 - paid contractor parking / public parking
- (B) Bottom-floor services, hospitality, and retail
- (C) Primary structure entrance / ticketing plaza
- (D) Central Courtyard for ventilation, natural lighting and day uses
- (E) Gates to control courtyard (locked at night)
- (F) 3rd to 6th floor parking over existing bus-way and MTS parking
- (G) Parking structure elevators
- (H) Drop-off for the transportation center
- (I) Pedestrian sky-bridge across rail line and Harbor Drive to 8th Street gate
- (J) At-grade controlled crossing on infrequently used freight line (requires CPUC permit)
- (K) New entry security gate across the 7th St. Creek using bridge for bike and ped. access

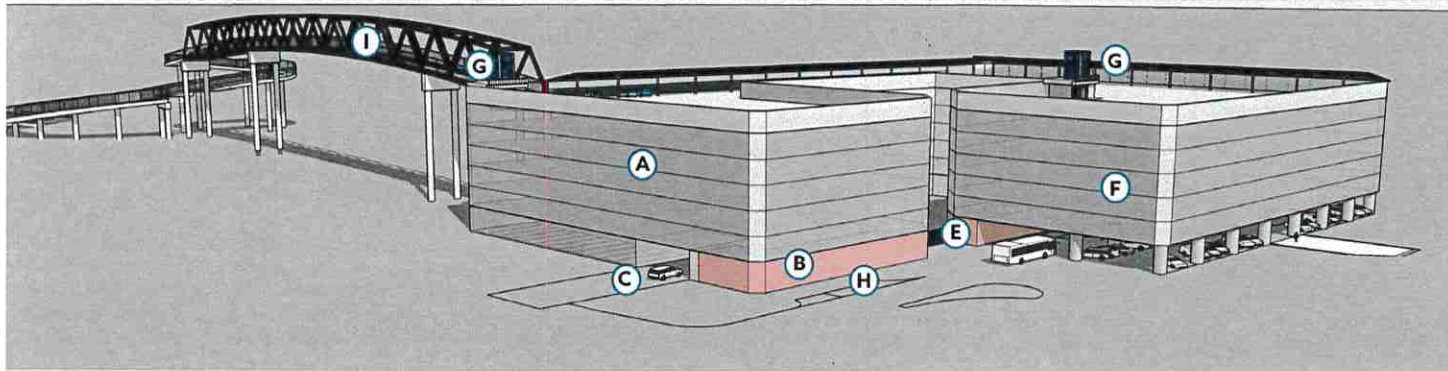


Homefront to Waterfront Study

Bridging Downtown National City and the Waterfront

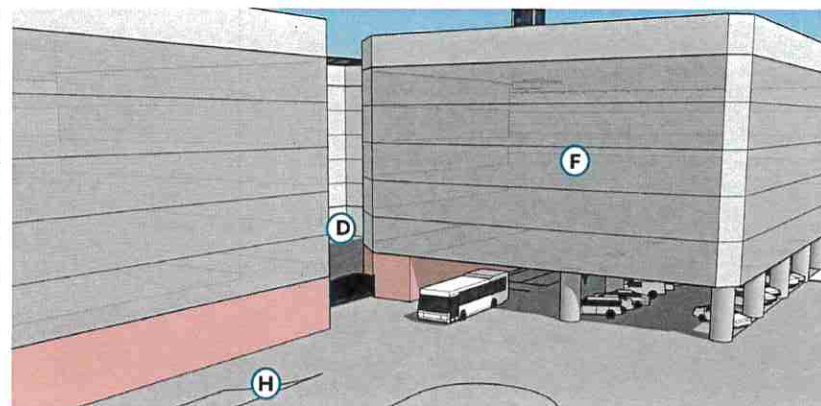
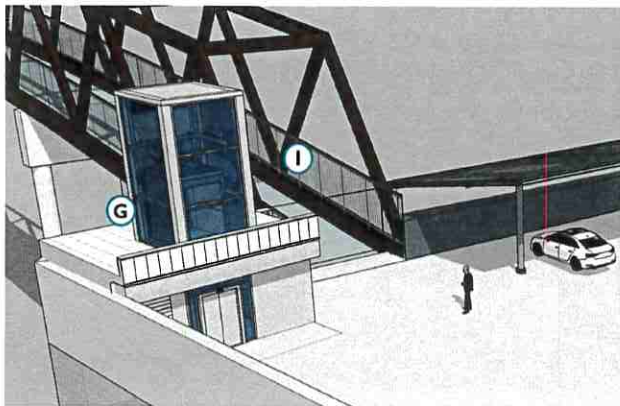


Project #8: Mobility Hub and Parking Structure at the 8th Street Trolley Station



Proposed Project Elements

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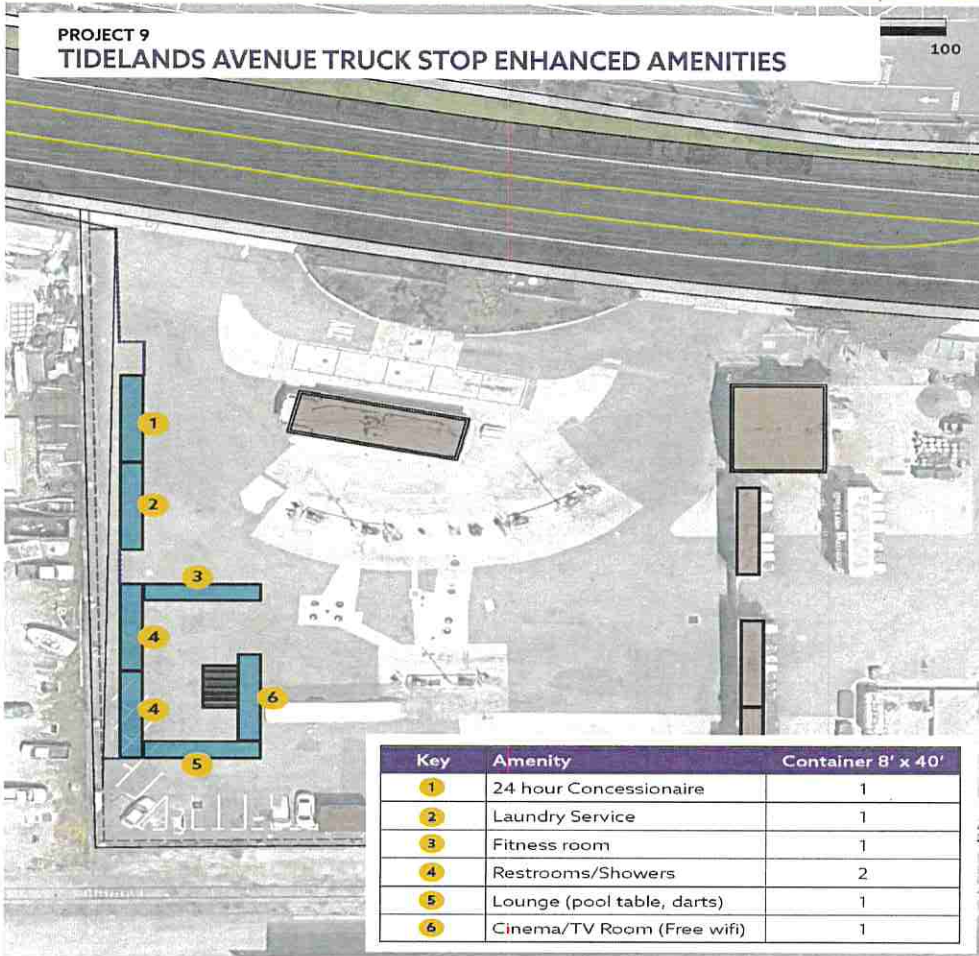
Homefront to Waterfront Study

Bridging Downtown National City and the Waterfront



PROJECT 9
TIDELANDS AVENUE TRUCK STOP ENHANCED AMENITIES

100



Truck stop food lounge



Truck stop TV lounge



Truck stop showers



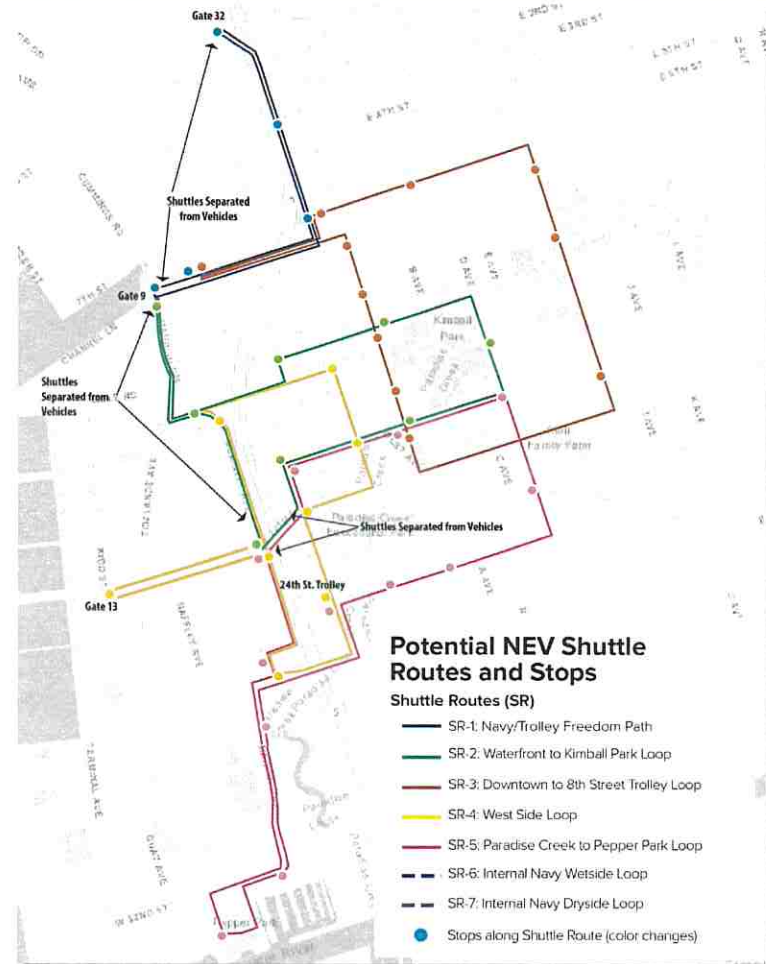
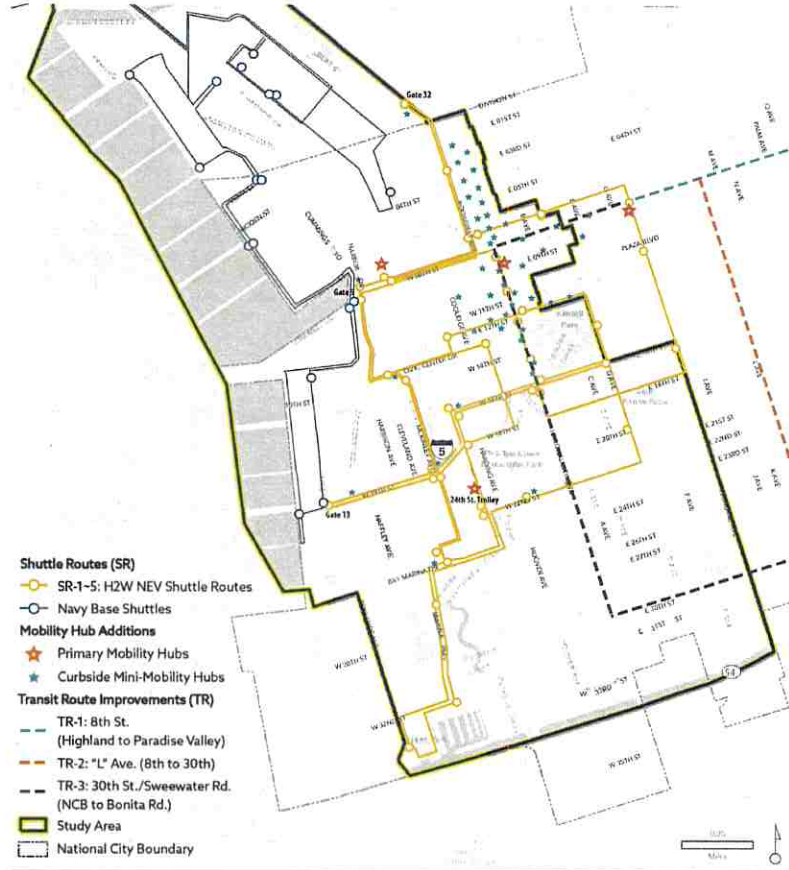
Truck stop fitness center

Homefront to Waterfront Study

Bridging Downtown National City and the Waterfront



PROJECT 10 SHUTTLE ROUTES (10A), TRANSIT ROUTES (10B) AND CURB MANAGEMENT MINI-HUBS (10C)

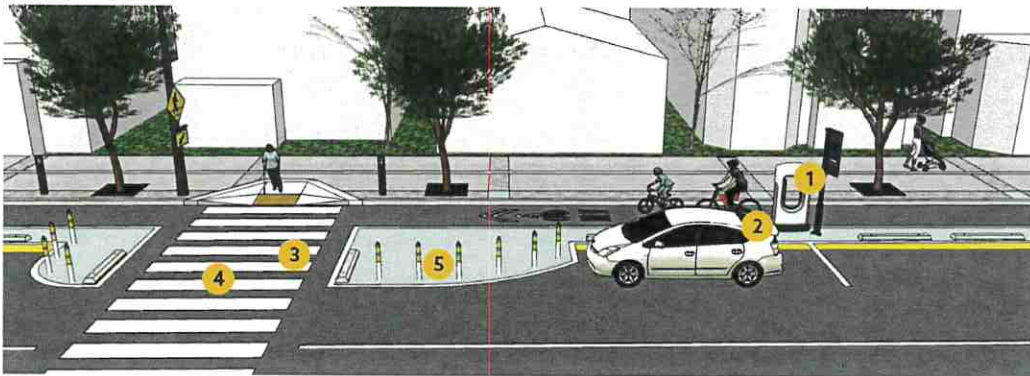


Homefront to Waterfront Study

Bridging Downtown National City and the Waterfront



PROJECT 10 SHUTTLE ROUTES (10A), TRANSIT ROUTES (10B) AND CURB MANAGEMENT MINI-HUBS (10C)



- Legend**
- Hypothetical redevelopment
 - 1 Urban mid-block drop-off with shuttle, two vehicle capacity, small ped. plaza with bike parking/bike-share racks & charging station
 - 2 Urban corner-block drop-off with shuttle, one vehicle capacity, small ped. plaza with bike parking/bike-share racks & charging station
 - 3 Semi-urban mid-block drop-off with one vehicle capacity and bike parking/bike-share racks
 - 4 Semi-urban corner drop-off with one vehicle capacity and bike parking/bike-share racks



Urban block with moderate redevelopment and residential use



Semi-urban block with extensive residential use



Urban block with major redevelopment



Semi-urban block with established street improvements with some redevelopment

RECOMMENDATIONS

- 1 Shared Ride Loading/Drop-off Zone
- 2 Electric Vehicle Charging Station
- 3 Car-share Parking
- 4 High-visibility Mid-block Crosswalk
- 5 Parking Safety Painted Bulb-out



QUESTIONS?

The following page(s) contain the backup material for Agenda Item: [Report to City Council on the 24th Street Transit-Oriented Overlay District. \(Planning\)](#)

Please scroll down to view the backup material.

Item # ____
06/02/20

**Report to City Council on the 24th Street
Transit-Oriented Overlay District**

(Planning)



Background:

Westside Specific Plan

- Old Town
- Important part of early development of National City
- Single-family neighborhood
- Industrial uses permitted in the area after World War II to encourage economic development
- Resident concerns during 1980s and 1990s led to Westside Specific Plan (2010)
- Adopted stricter development standards to protect remaining single-family homes

Background:

Challenges

- A decade has passed since approval of the plan – little to no change has been seen in the area
- Several properties within Plan area continue to operate non-compatible not in conformance with current zoning
- Westside Specific Plan has led to implementation challenges - mainly related to inconsistencies between the plan and the implementing zoning
- Zoning standards may conflict with provision of Accessory Dwelling Units (ADUs)
- Mixed-use zones may not provide enough development capacity to attract new developments in the area

Project Overview:

TODO serves to:

- Build on the Westside Specific Plan
- Support increased housing, mobility, and parking choices
- Enhance the public realm
- Establish transit-supportive land uses
- Improve mobility connection

Project Funding

- Smart Growth Incentive Program – Planning Grant

Project Overview:

Goals

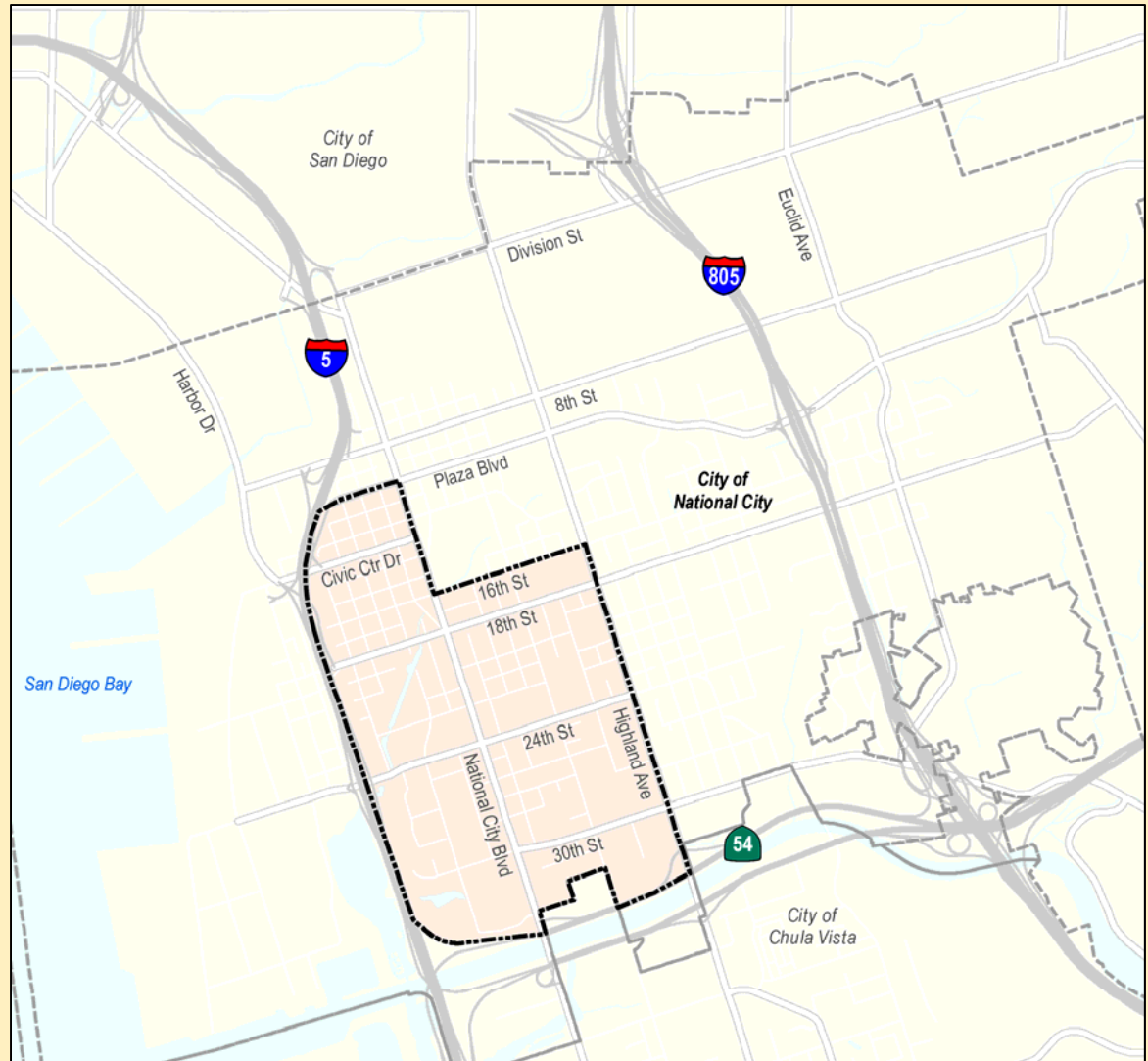
- Create *smart growth* and *complete streets* opportunities
- Develop housing and parking policies that support increased choices
- Establish a *complete streets* corridor along 22nd Street between the Transit Center and the National City Apartments
- Improve pedestrian and bicycle connectivity across I-5
- Explore opportunities for a multi-use path along MTS right-of-way and/or Hoover Avenue

Project Overview:

Study Area

Between I-5 &
Highland Avenue

South of Plaza
Boulevard & Kimball
Park/16th Street



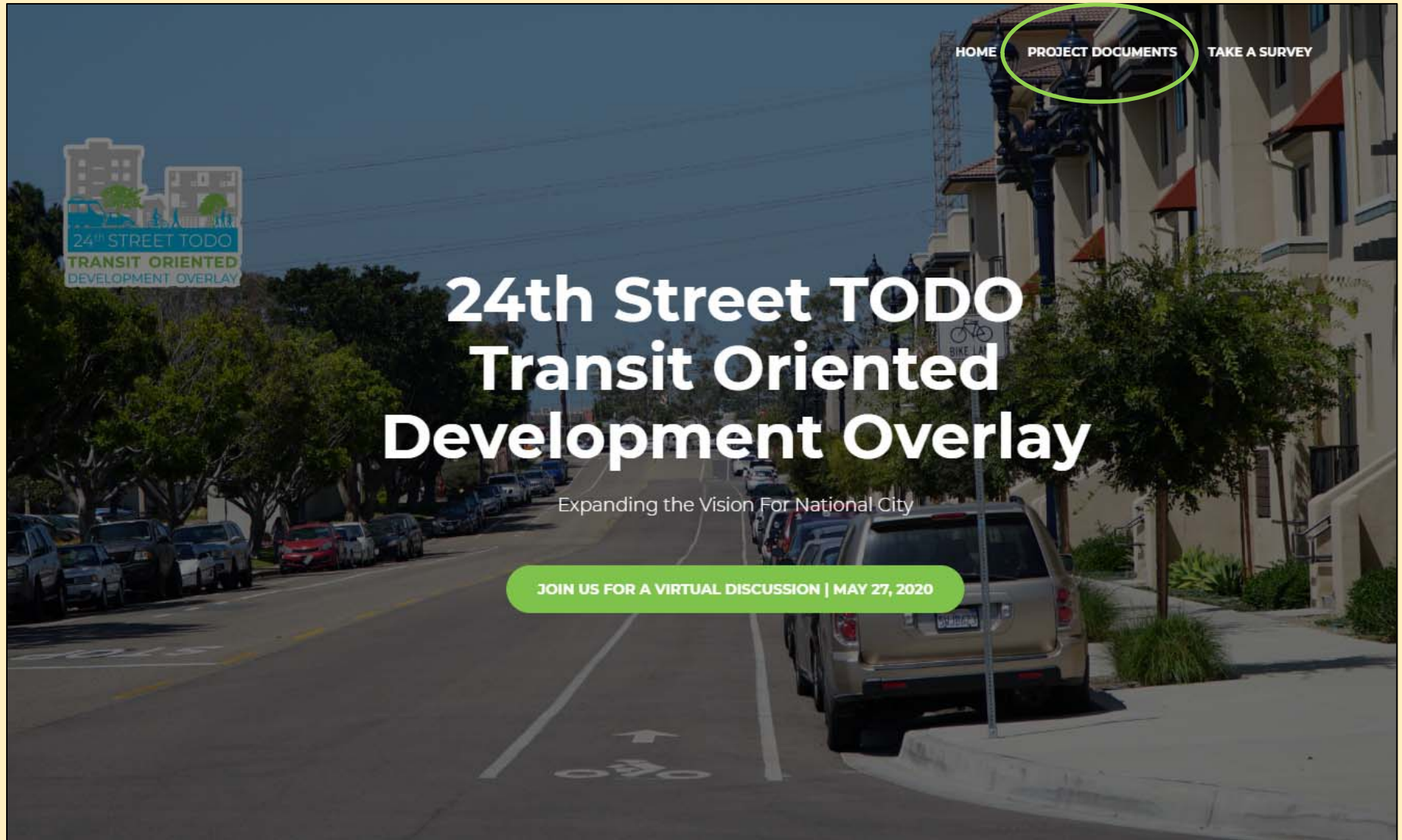
Project Overview:

Outreach Completed

- Interviews with property owners
- Project website (www.24thStreetTODO.com)
- Fact sheet
- Online Survey (48 completed)
- *Pop-ups cancelled due to COVID-19*

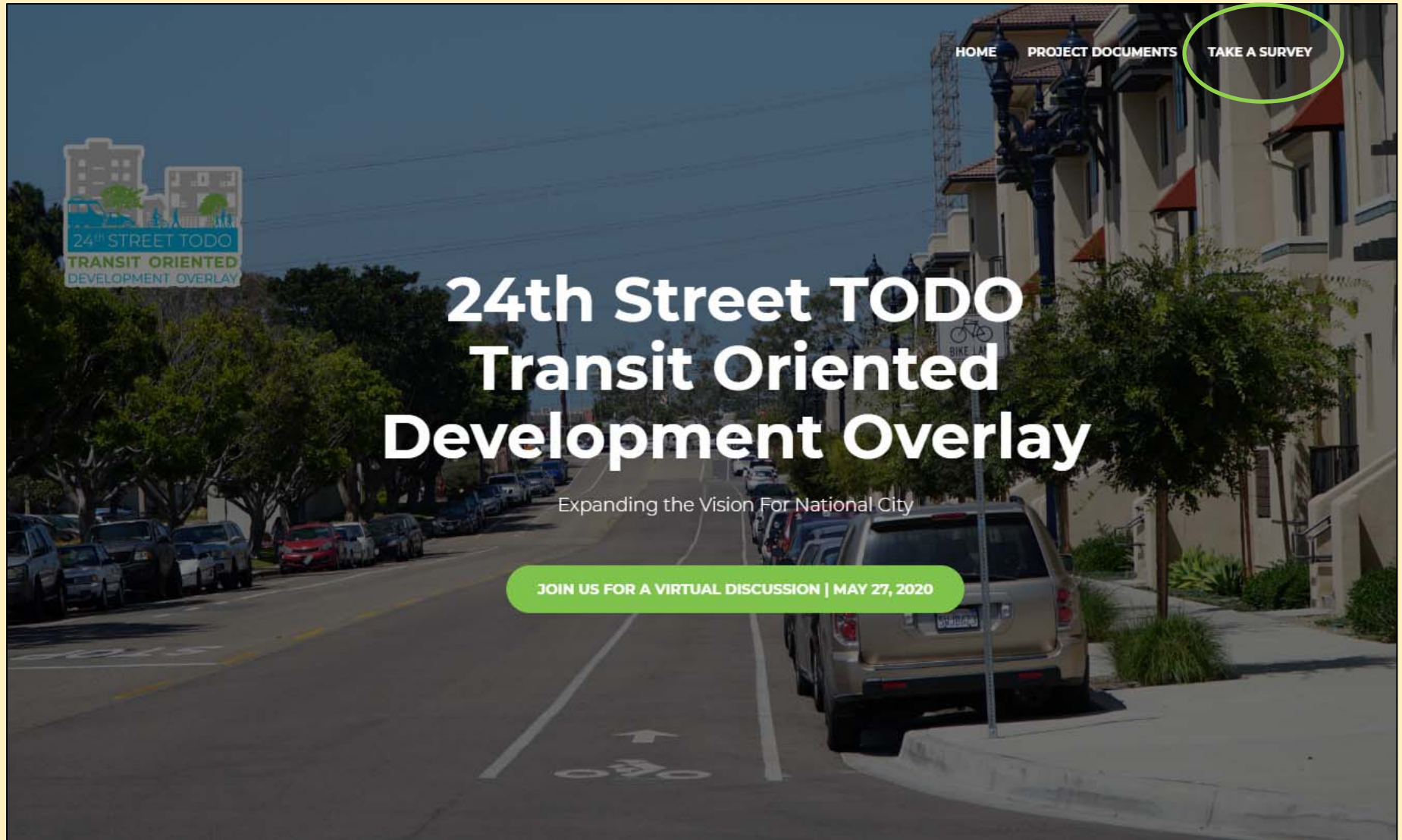
Project Overview:

24th STREET TODO
TRANSIT ORIENTED
DEVELOPMENT OVERLAY



Project Overview:

24th STREET TODO
TRANSIT ORIENTED
DEVELOPMENT OVERLAY



Project Overview:

Work Completed

- Existing zoning, land use and urban form analysis
- Evaluation of development potential
- Mobility existing conditions report



Project Overview:

Land Use Opportunities

- Identify potential opportunities, zoning adjustments, and strategies for redevelopment of non-conforming properties to ensure viable economic use
 - Adaptive reuse of existing warehouse structures for compatible and neighborhood serving uses
- Adjust zoning standards to support the provision of ADUs
 - Expanded housing opportunities
- Reimagine the transit center itself
 - Single-use zoning – major opportunity to support mixed-use, transit-oriented development

Project Overview:

Land Use Opportunities

- Re-examine northern and eastern edges of specific plan area that border the civic “heart” of the City
 - Create opportunities for a greater mix of uses and more housing next to Downtown
- Capitalize on the Paradise Creek Park investments
 - Mobility enhancements and supporting land use modifications
 - Improve connection between transit station and Kimball Park
- Build on the General Plan Community Corridors designations through site specific recommendations

Project Overview:

Mobility Opportunities

- Revisit existing transportation network and adopted planning documents to better support multi-modal travel
 - AB 1358 – The Complete Streets Act)
 - Focus on Hoover Ave., 22nd St., 30th St., and ‘D’ Ave.
- Leverage proximity to the Sweetwater Bikeway and Bayshore Bikeway through enhanced bicycle facilities comfortable for all skill levels
- Re-examine parking requirements and adopted recommendations to ensure existing and future parking within the TODO study area is well-utilized and is appropriate for the locations

Next Steps:





The following page(s) contain the backup material for Agenda Item: [Report on the presentation of the Focused General Plan Update including the Sixth Cycle Housing Element to the Housing Advisory Committee. \(Housing Authority\)](#)
Please scroll down to view the backup material.

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

MEETING DATE: June 2, 2020

AGENDA ITEM NO.

ITEM TITLE:

Report on the presentation of the Focused General Plan Update including the Sixth Cycle Housing Element to the Housing Advisory Committee.

PREPARED BY: Carlos Aguirre, Director

DEPARTMENT: Housing Authority

PHONE: (619) 336-4391

APPROVED BY:



EXPLANATION:

The General Plan contains land use and development policies that serve as the foundation for all planning decisions. Due to changes since the last update in 2011, the scope of the Focused General Plan Update (FGPU) will concentrate on policy updates; support updates to codes, ordinances, and development standards; and conduct an environmental review. This update will help National City grow while providing a variety of housing choices, a mobility network that helps to reduce Vehicle Miles Travelled (VMT), and a robust economy, all while preserving its culture. National City is primed to see an increase in population growth and a more diverse housing need.

See Attachment No. 1 for additional background information and FGPU timeline.

FINANCIAL STATEMENT:

APPROVED: _____

Finance

ACCOUNT NO.

APPROVED: _____

MIS

Not applicable.

ENVIRONMENTAL REVIEW:

Not applicable.

ORDINANCE: INTRODUCTION:

FINAL ADOPTION:

STAFF RECOMMENDATION:

Provide comments and file the report.

BOARD / COMMISSION RECOMMENDATION:

Not applicable.

ATTACHMENTS:

1. Background
2. Power Point Presentation to the Housing Advisory Committee (June 1, 2020)

Item:

Report on the presentation of the Focused General Plan Update including the Sixth Cycle Housing Element to the Housing Advisory Committee.

Background:

The General Plan contains land use and development policies that serve as the foundation for all planning decisions. Due to changes since the last update in 2011, the scope of the Focused General Plan Update (FGPU) will concentrate on policy updates; support updates to codes, ordinances, and development standards; and conduct an environmental review. This update will help National City grow while providing a variety of housing choices, a mobility network that helps to reduce Vehicle Miles Travelled (VMT), and a robust economy, all while preserving its culture. National City is primed to see an increase in population growth and a more diverse housing need.

Focused General Plan Update:*Housing Element*

The City's Housing Element must be updated to ensure the City's policies and programs can accommodate estimated housing growth needs, identified in the San Diego County Association of Government's Regional Housing Needs Assessment (RHNA) allocation for the 2021-2029 planning period.

The Housing Element is one of the seven required elements in the City's General Plan. It provides policies and programs for the availability of residential uses for a variety of income levels. The Housing Element also plans for the City's regional share of housing by income category as determined by the RHNA allocation.

Land Use Element

The Land Use Element will provide a land-use framework that supports the Housing Element and incorporates new policy areas. The element will document existing conditions and analyze opportunities and constraints. Maps will illustrate the existing land use, zoning, vacant and underused parcels, projected population growth, and demographic information.

One of the most crucial steps to the development of the Land Use Element Update (LUEU) is listening to the community and stakeholders who know their community best – what works and does not work, and what ideas they have for the future. Key to this effort's proposal is a robust community engagement plan, which needs to reach out to as many citizen groups as possible. This plan is described in further detail in the community outreach section.

Transportation Element

The Transportation Element will align with state legislation AB 747 and complete streets. It will incorporate new policy areas such as 10-minute neighborhoods, and the recommendations from recent plans and studies. The Transportation element will also address new policies related to New Mobility and Transportation System Management (TSM) and expand policy related to Transportation Demand Management (TDM).

The existing conditions review will serve as the foundation for a full assessment of the existing circulation and mobility within the City. The existing mobility and circulation will include roadway

classifications, active transportation networks, complete streets, transit infrastructure, policies, volume to capacity analysis, and VMT.

Safety Element

National City is a coastal city susceptible to sea-level rise and related coastal hazards, riverine flooding, and other safety issues. The State General Plan Guidelines stipulate that the purpose of the Safety Element is to reduce the potential short- and long-term risk of death and injuries. This element also addresses property damage, and economic and social dislocation resulting from fires and floods droughts, earthquakes, landslides, climate change, and other hazards.

The Safety Element Update will address these topic areas and include emergency response, hazardous materials spill, and crime reduction. The Safety Element will align with the new State requirements (SB 379). This will focus on climate change vulnerability assessment, identify measures to address vulnerabilities, and provide comprehensive hazard mitigation and emergency response strategy.

Climate Action Plan (CAP)

National City prepared a Climate Action Plan in 2011 in conjunction with its last General Plan update. The 2021 Focused General Plan Update will entail updating several of the City's existing General Plan elements, resulting in the need to update the City's CAP. The CAP updates will account for new policies stemming from the General Plan update that are expected to expand the City's housing capacity and implement mobility improvements in select corridors. Updates to the Land Use and Circulation elements are expected to yield revised projected vehicle miles traveled (VMT) estimates, which will result in updated greenhouse gas (GHG) emissions projections and reductions from transportation sources included in the current CAP.

Timeline

Spring 2020: Existing Condition Analysis

Summer 2020: Outreach, Vision, Goals, and Policies, and Land Use Scenarios

Fall 2020: Preferred Land Use and Mobility Network, Zoning Code Updates, and Draft Elements

Winter 2020: Environmental Review and Technical Studies

Spring/Summer 2021: Public Review/Adoption and Housing Element Submittal to HCD



What is the Focused General Plan Update?

The General Plan is the City’s “blueprint” document that guides future growth and investments.

- Changes since the last General Plan update (2011):
 - *New State legislation related to housing, land use, transportation, and safety*
 - *Local planning efforts:*
 - INTRACconnect
 - Transit-Oriented Development Overlay (TODO)
 - Homefront to the Waterfront
 - SB 2
 - *Changing regional context and forecasted future growth*

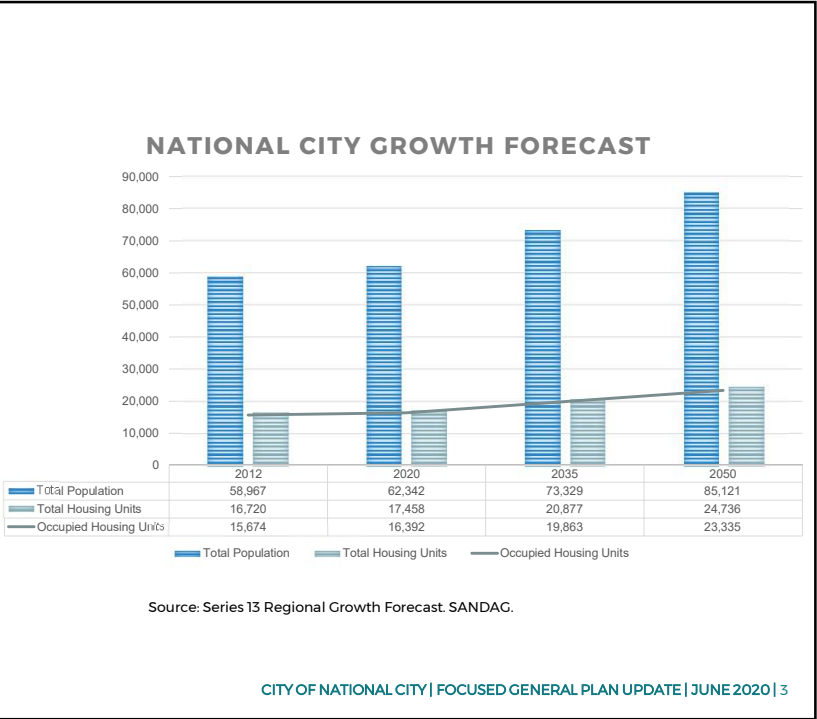
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National City Growth Forecast

2020
 Population: 62,342
 Housing Units: 17,458

2035
 Population: 73,329
 Housing Units: 20,877

2050
 Population: 85,121
 Housing Units: 24,736



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Scope of the Focused General Plan Update

- Focused Policy Updates
- Supporting Updates to Codes, Ordinances, and Development Standards
- Environmental Review

Policies

- Housing Element
- Land Use Element
- Transportation Element
- Safety Element
- Climate Action Plan

Codes, Ordinances, & Development Standards

- Zoning Code
- Specific Plans
- Objective Design Standards

Environmental Review

- Supplemental Program Environmental Impact Report (PEIR)

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Timeline

Critical Path:

- Preferred Land Use and Mobility Network (Fall 2020)
- Environmental Review (Winter 2020)
- Housing Element Submittal to HCD (Spring/Summer 2021)


Spring 2020 Existing Conditions Analysis
Summer 2020 Outreach Vision, Goals, and Policies Land Use Scenarios
Fall 2020 Preferred Land Use and Mobility Network Zoning Code Updates Draft Elements
Winter 2020 Environmental Review Technical Studies
Spring/Summer 2021 Public Review/Adoption Housing Element Submittal to HCD

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Community Engagement

- Public Webinars
- Survey
- Stakeholder Interviews
- Office Hours
- Videos, Social Media, and Website
- Planning Commission and City Council Hearings



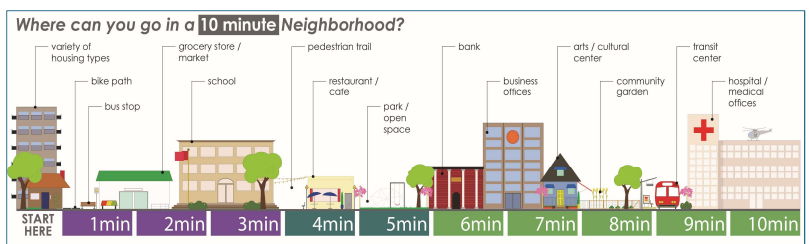
Platforms: MetroQuest (pictured above), Zoom, Social Media

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Land Use Element

- Provide a land use framework that supports the Housing Element
- Incorporate new policy areas (INTRACConnect, TODO, etc.)



Potential new policy: 10-minute neighborhoods.



Transportation Element

- SB 743
- Incorporate new policy areas (INTRACConnect, TODO, Homefront to the Waterfront, etc.)
- New mobility, TSM, and TDM

- Update with a comprehensive, multi-modal focus
- Align with State legislation (SB 743 and complete streets)
- Incorporate new policy areas, such as 10-minute neighborhoods, and the recommendations from recent plans and studies (INTRACConnect, TODO, Homefront to the Waterfront, etc.)
- New policies related to New Mobility and Transportation Systems Management (TSM)
- Expanded policies related to Transportation Demand Management (TDM)



Safety Element

- SB 379
- Address climate change and resiliency

- Align with recent State requirements (SB 379)
- Climate change vulnerability assessment
 - Measures to address vulnerabilities
 - Comprehensive hazard mitigation and emergency response strategy



Climate Action Plan (CAP)

- Update vehicle miles traveled (VMT) projections based on changes to land use and mobility
- Revise the City's greenhouse gas (GHG) emissions inventory
- Create new 2030 and 2050 emissions targets based on changes in regulations

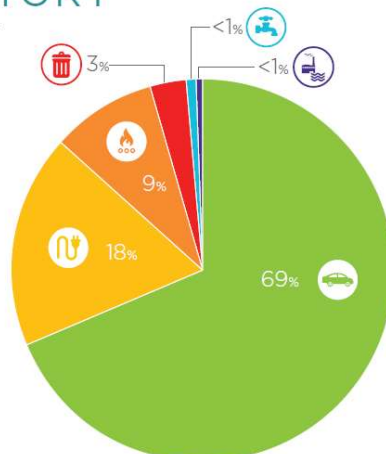
GHG INVENTORY*

*This GHG inventory is based on 2016 data.

335,200 MT CO₂e

Total GHG emissions estimated for 2016

- ON-ROAD TRANSPORTATION
- ELECTRICITY
- NATURAL GAS
- SOLID WASTE
- WATER
- WASTEWATER



Source: City of National City ReCAP Snapshot. SANDAG.



What is a Housing Element?

- Required General Plan element
- Contains policies and programs to address housing for all income levels
- 6th Cycle planning period: 2021 to 2029
- Additional requirements set by State law

- One of the required elements of the City's General Plan
- Provides policies and programs for the availability of residential uses for a variety of income levels
- Planning period set by State law
 - *6th Cycle: 2021-2029*
- Determines the City's regional share of housing by income category
- Requires review by the State Department of Housing and Community Development (HCD) for compliance with State law

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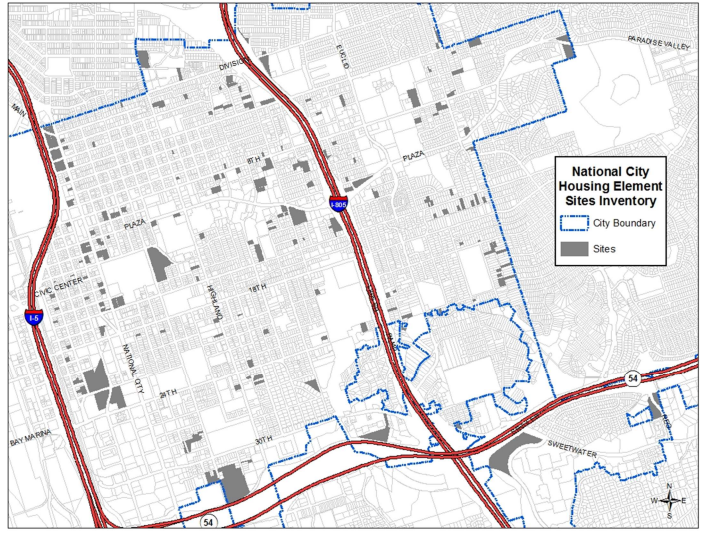


5th Cycle Housing Element Overview



5th Cycle Housing Element

- Planning Period: 2013-2020
- Target: 1,863 units
- Sites accommodated through:
 - *Downtown Specific Plan Area*
 - *Westside Specific Plan Area*
 - *Various Mixed-Use Districts and Higher-Density Multi-Family zones*



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Goals and Policies

- Goal 1: Maintain and enhance the quality of existing residential neighborhoods.
- Goal 2: Conserve the affordability of the existing housing stock.



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Goals and Policies

- Goal 3: Increase the availability and affordability of safe and sanitary housing for all income groups
- Goal 4: Provide a sufficient number of housing units and range of housing types



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Goals and Policies

- Goal 5: Promote and implement fair housing practices and equal access to housing opportunities
- Goal 6: Enhance housing affordability through energy conservation and design



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Legislative Background



Background Legislation

New legislation passed during 2019 related to:

- Local Density Programs
- Housing Element Requirements
- Surplus Lands
- Accessory Dwelling Unit (ADU) Streamlining
- Removal of Local Barriers to Housing Production

- **AB 68, AB 587, AB 671, AB 881, and SB 31:** Incentivize ADUs through permit streamlining, reduced setback requirements, increased allowable square footage, reduced parking requirements, and reduced fees
- **AB 1763:** Requires jurisdictions to provide a density bonus to development projects that restrict 100% of units to low- and moderate-income households
- **AB 101:** Requires jurisdictions to allow “low barrier navigation centers” by-right in areas zoned for mixed use and in nonresidential zones permitting multifamily uses (i.e., low-barrier, service-enriched shelter focused on moving people into more permanent housing)



Background Legislation

New legislation passed during 2019 related to:

- Local Density Programs
- Housing Element Requirements
- Surplus Lands
- Accessory Dwelling Unit (ADU) Streamlining
- Removal of Local Barriers to Housing Production

- **AB 686:** Extends requirements for federal grantees and contractors to “affirmatively further fair housing” to public agencies in California (i.e., take meaningful actions that address specific disparities in housing needs and in access to opportunity)
- **AB 1255 and AB 1486:** Seek to identify and prioritize State and local surplus lands available for housing development affordable to lower-income households
- **AB 2162 and SB 2:** Address various methods and funding sources that jurisdictions may use to accelerate housing production

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Background Legislation

New legislation passed during 2019 related to:

- Local Density Programs
- Housing Element Requirements
- Surplus Lands
- Accessory Dwelling Unit (ADU) Streamlining
- Removal of Local Barriers to Housing Production

- **SB 330:** Changes local development policies, permitting, and processes through January 2025. Prevents decreasing the housing capacity of any site, establishing non-objective standards, and requires any proposed demolition of housing units to be replaced or exceed the total number of units demolished.

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Proposed Legislation

Proposals to:

- Restore property tax-based financing for affordable housing and infill
- Lower the vote approval threshold to 55 percent for general obligation bonds and taxes

- **SB 795 (Beall) Affordable Housing and Community Development Investment Program:** Restore a property tax-based financing mechanism focused on building affordable housing and infill infrastructure (up to \$2 billion annually)
- **ACA 1 (Aguiar-Curry) Affordable Housing and Public Infrastructure:** Would allow voters to lower the vote approval threshold from two-thirds to 55 percent for local general obligation bonds, sales taxes, or parcel taxes that invest in affordable housing and infrastructure



Unsuccessful Legislation

- Unsuccessful proposal for increased building height near major transit

- **SB 50:** Proposal to allow for increased building height to five stories near major transit stops or in job-rich areas



State Density Bonus Program

- Allows for increased density for the provision of affordable and senior housing
- Developers are entitled to benefits and waivers
- Each jurisdiction is required to adopt an ordinance to comply with State law

— Government Code section 65915

- *Allows a developer to increase density above the maximum set under a local land use plan when a percentage of units are reserved for very low, low, or moderate income households or seniors*
- *Developers are entitled to receive certain benefits, such as reduced parking standards, and other waivers*
- *Each jurisdiction is required to adopt an ordinance specifying how compliance with State law will be implemented*



Local Policies and Incentives

- **City of San Diego: Housing SD**
- **Augmented Density Bonus Program**
 - *Increased density bonus (beyond State's Density Bonus Program)*
 - *Increased number of development incentives*
 - *Reduced permit process*
 - *Reduced parking ratio*
 - *Off-site affordable dwelling units*
- **Middle Income Density Bonus Program**
 - *Under Development*



Nook - City of San Diego (91 Affordable Micro-Units)



Inclusionary Housing

- Cities can require affordable/inclusionary housing
- Example Program: City of San Diego

— City of San Diego: Inclusionary Housing Program

- *Developers of 2+ housing units are required to pay an Inclusionary Affordable Housing Fee*
- *Developments that set aside at least 10% of housing units as affordable for at least 55 years can be exempt from the Inclusionary Housing Fee*

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6th Cycle Regional Housing Needs Assessment (RHNA)

- Planning Period: 2021-2029
- Draft methodology approved by SANDAG Board on September 6, 2019
- Target for this planning cycle: 5,437 units
- Net change from prior planning cycle: +3,574 units

**NATIONAL CITY
 DRAFT 6TH CYCLE RHNA ALLOCATION**

Income Group	Percentage of AMI	Share
Very Low Income	31-50	645
Low Income	51-80	506
Moderate Income	81-120	711
Above Moderate Income	>120	3,575
Total		5,437

Source: 6th Cycle Draft RHNA Allocation. SANDAG.



**Strategies &
 Policy Considerations**

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**6th Cycle
Strategies and Policy
Considerations**

- Adopt an **Accessory Dwelling Unit** ordinance
- Streamline **housing approval** processes
- Develop **objective** design review **standards**
- Analyze **development impact fees**
- Adopt an **inclusionary housing** ordinance
- Establish a **local housing trust**

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**6th Cycle
Strategies and Policy
Considerations**

- Increase** allowable **heights** and densities
- Adopt **transit-oriented development overlay (TODO)** plan
- Refine and implement parking** requirements
- Promote Fair Housing and **Tenant Protections**
- Establish sustainable service models - an **Enhanced Infrastructure Financing District (EIFD)** or a similar financing tool

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The following page(s) contain the backup material for Agenda Item: [COVID-19 Update.](#)
[\(City Manager\)](#)

Please scroll down to view the backup material.

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06/02/20

COVID-19 Update

(City Manager)