



MEETING OF THE CITY COUNCIL

Agenda

Mary Casillas Salas, Mayor
Patricia Aguilar, Councilmember
Pamela Bensoussan, Councilmember
John McCann, Councilmember
Steve Miesen, Councilmember

Gary Halbert, City Manager
Glen R. Googins, City Attorney
Donna R. Norris, City Clerk

Tuesday, July 12, 2016

5:00 PM

**Council Chambers
276 4th Avenue, Building A
Chula Vista, CA 91910**

REGULAR MEETING OF THE CITY COUNCIL

CALL TO ORDER

ROLL CALL:

Councilmembers Aguilar, Bensoussan, McCann, Miesen and Mayor Casillas Salas

PLEDGE OF ALLEGIANCE TO THE FLAG AND MOMENT OF SILENCE

SPECIAL ORDERS OF THE DAY

- A. [16-0319](#) PRESENTATION OF A PROCLAMATION TO DIRECTOR OF RECREATION KRISTI MCCLURE HUCKABY AND ASSISTANT DIRECTOR OF PUBLIC WORKS IRACSEMA QUILANTAN PROCLAIMING JULY 2016 AS PARKS AND RECREATION MONTH IN THE CITY OF CHULA VISTA

- B. [16-0338](#) RECOGNITION OF COX SCHOLARSHIP RECIPIENTS: DAMILLIN HECHT, BONITA VISTA HIGH SCHOOL; RICARDO DANIEL ACUNA, CHULA VISTA HIGH SCHOOL; DIEGO GUERRA, EASTLAKE HIGH SCHOOL; AND AMY EPPERT, HILLTOP HIGH SCHOOL

- C. [16-0302](#) PRESENTATION BY PROGRAM MANAGER ROSY VASQUEZ REGARDING THE EFFORTS OF THE SISTER DOLORES SOCIAL OUTREACH PROGRAM TO MEET THE EMERGENCY AND CRITICAL FOOD, CLOTHING AND SHELTER NEEDS OF THE WORKING POOR AND HOMELESS WITHIN THE CHULA VISTA COMMUNITY THROUGH ITS DAY OF HOPE AND PROJECT NUTRITION PROGRAMS
- D. [16-0342](#) PRESENTATION OF A PROCLAMATION TO JOHN ACOSTA PROCLAIMING TUESDAY, JULY 12, 2016 AS ELISE HOYT DAY IN THE CITY OF CHULA VISTA
- E. [16-0347](#) PRESENTATION BY SD LOCAL DIRECTOR OF OPERATIONS AND PROGRAMMING JOE LINDSAY AND SPECIAL EVENTS COORDINATOR OLGA BERDIAL HIGHLIGHTING THE SUCCESSFUL CHULA VISTA 4TH FEST
- F. [16-0341](#) PRESENTATION OF QUARTERLY EMPLOYEE RECOGNITION RECIPIENTS

CONSENT CALENDAR (Items 1 - 7)

The Council will enact the Consent Calendar staff recommendations by one motion, without discussion, unless a Councilmember, a member of the public, or staff requests that an item be removed for discussion. If you wish to speak on one of these items, please fill out a "Request to Speak" form (available in the lobby) and submit it to the City Clerk prior to the meeting. Items pulled from the Consent Calendar will be discussed immediately following the Consent Calendar.

1. [16-0352](#) APPROVAL OF MINUTES of June 21, 2016.
Staff Recommendation: Council approve the minutes.

2. [16-0165](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA WAIVING THE COMPETITIVE BID REQUIREMENT AND APPROVING A CONTRACT FOR SERVICE WITH SECLICKFIX TO PROVIDE CITIZEN ENGAGEMENT SOFTWARE SERVICES
- Department:* Information Technology Department
- Environmental Notice:* The activity is not a “Project” as defined under Section 15378 of the California Environmental Quality Act State Guidelines; therefore, pursuant to State Guidelines Section 15060(c)(3) no environmental review is required.
- Staff Recommendation:* Council adopt the resolution.
3. [16-0257](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING A FIVE-YEAR AGREEMENT BETWEEN THE CITY OF CHULA VISTA AND GOLDEN BELL PRODUCTS, INC. FOR PROVIDING SEWER COLLECTION SYSTEMS VERMIN ERADICATION SERVICES FOR FISCAL YEARS 2017-2021
- Department:* Public Works Department
- Environmental Notice:* The Project qualifies for a Class 1 Categorical Exemption pursuant to Section 15301 (Existing Facilities) of the California Environmental Quality Act State Guidelines.
- Staff Recommendation:* Council adopt the resolution.
4. [16-0318](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AUTHORIZING THE PURCHASE OF TWO BACKHOES IN ACCORDANCE WITH THE TERMS AND CONDITIONS OF NATIONAL JOINT POWERS ASSOCIATION CONTRACT NUMBER 032515-CNH WITH SONSRAY MACHINERY, INC., IN THE AMOUNT OF \$250,886
- Department:* Public Works Department
- Environmental Notice:* The activity is not a “Project” as defined under Section 15378 of the California Environmental Quality Act State Guidelines; therefore, pursuant to State Guidelines Section 15060(c)(3) no environmental review is required.
- Staff Recommendation:* Council adopt the resolution.

5. [16-0119](#)

A. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA RECITING THE FACT OF THE GENERAL MUNICIPAL ELECTION HELD IN THIS CITY ON JUNE 7, 2016, DECLARING THE RESULTS THEREOF, AND OTHER MATTERS AS ARE PROVIDED BY LAW

B. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA CALLING AND GIVING NOTICE OF A SPECIAL MUNICIPAL ELECTION TO BE HELD NOVEMBER 8, 2016, FOR THE PURPOSE OF CONDUCTING A RUN-OFF ELECTION TO ELECT TWO MEMBERS OF THE CITY COUNCIL, REPRESENTING DISTRICTS 3 AND 4; CONSOLIDATING THE ELECTION WITH THE STATEWIDE ELECTION; REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO TO PERMIT THE REGISTRAR OF VOTERS TO CONDUCT THE ELECTION; AND AUTHORIZING THE CITY CLERK OR HER DULY AUTHORIZED AGENTS TO CARRY OUT THE NECESSARY PROCEDURES FOR THE ELECTION

C. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ADOPTING REGULATIONS FOR CANDIDATES FOR ELECTIVE OFFICE PERTAINING TO MATERIALS SUBMITTED TO THE ELECTORATE AT THE SPECIAL MUNICIPAL ELECTION TO BE HELD TUESDAY, NOVEMBER 8, 2016

Department: City Clerk

Environmental Notice: The activity is not a "Project" as defined under Section 15378 of the California Environmental Quality Act State Guidelines; therefore, pursuant to State Guidelines Section 15060(c)(3) no environmental review is required.

Staff Recommendation: Council adopt the resolutions.

6. [16-0193](#)

A. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE ENGINEER'S REPORT; DECLARING THE INTENTION TO LEVY AND COLLECT ASSESSMENTS; AND SETTING A PUBLIC HEARING REGARDING THE FISCAL YEAR 2016/2017 ASSESSMENTS FOR OPEN SPACE DISTRICTS 2 THROUGH 7, 9, 11, 14, 15, 17, 18, 20 (ZONES 1, 2, 4, 5, 6, AND 8), 23, 24, 26, 31, 33, EASTLAKE MAINTENANCE DISTRICT NO 1 (ZONES B, C, AND D), AND BAY BOULEVARD MAINTENANCE DISTRICT

B. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE ENGINEER'S REPORT; DECLARING THE INTENTION TO LEVY AND COLLECT ASSESSMENTS; AND SETTING A PUBLIC HEARING REGARDING THE FISCAL YEAR 2016/2017 ASSESSMENTS FOR OPEN SPACE DISTRICT 1

C. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE ENGINEER'S REPORT; DECLARING THE INTENTION TO LEVY AND COLLECT ASSESSMENTS; AND SETTING A PUBLIC HEARING REGARDING THE FISCAL YEAR 2016/2017 ASSESSMENTS FOR OPEN SPACE DISTRICTS 8 AND 20 (ZONES 3, 7, AND 9)

D. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE ENGINEER'S REPORT; DECLARING THE INTENTION TO LEVY AND COLLECT ASSESSMENTS; AND SETTING A PUBLIC HEARING REGARDING THE FISCAL YEAR 2016/2017 ASSESSMENTS FOR OPEN SPACE DISTRICTS 10, EASTLAKE MAINTENANCE DISTRICT NO 1 (ZONE E), AND TOWN CENTRE MAINTENANCE DISTRICT

E. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE ENGINEER'S REPORT; DECLARING THE INTENTION TO LEVY AND COLLECT ASSESSMENTS; AND SETTING A PUBLIC HEARING REGARDING THE FISCAL YEAR 2016/2017 ASSESSMENTS FOR OPEN SPACE DISTRICT EASTLAKE MAINTENANCE DISTRICT NO 1 (ZONE A)

Department: Finance Department

Environmental Notice: The activity is not a "Project" as defined under Section 15378 of the California Environmental Quality Act State Guidelines; therefore, pursuant to State Guidelines Section 15060(c)(3) no environmental review is required.

Staff Recommendation: Council adopt the resolutions and set the public hearing.

7. [16-0310](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ESTABLISHING THE GANN INITIATIVE APPROPRIATIONS LIMIT FOR THE CITY OF CHULA VISTA FOR FISCAL YEAR 2016/2017

Department: Finance Department

Environmental Notice: The activity is not a "Project" as defined under Section 15378 of the California Environmental Quality Act State Guidelines; therefore, pursuant to State Guidelines Section 15060(c)(3) no environmental review is required.

Staff Recommendation: Council adopt the resolution.

ITEMS REMOVED FROM THE CONSENT CALENDAR

PUBLIC COMMENTS

Persons speaking during Public Comments may address the Council on any subject matter within the Council's jurisdiction that is not listed as an item on the agenda. State law generally prohibits the Council from discussing or taking action on any issue not included on the agenda, but, if appropriate, the Council may schedule the topic for future discussion or refer the matter to staff. Comments are limited to three minutes.

PUBLIC HEARINGS

The following item(s) have been advertised as public hearing(s) as required by law. If you wish to speak on any item, please fill out a "Request to Speak" form (available in the lobby) and submit it to the City Clerk prior to the meeting.

8. [16-0086](#) CONSIDERATION OF THE PROPOSED ASSESSMENT OF CERTAIN DELINQUENT SEWER SERVICE CHARGES AS RECORDED LIENS

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ASSESSING CERTAIN DELINQUENT SEWER SERVICE CHARGES AS RECORDED LIENS UPON THE RESPECTIVE OWNER-OCCUPIED PARCELS OF LAND AND APPROVING THE PLACEMENT OF DELINQUENT CHARGES ON THE NEXT REGULAR TAX BILL FOR COLLECTION

Department: Finance Department

Environmental Notice: The activity is not a "Project" as defined under Section 15378 of the California Environmental Quality Act State Guidelines; therefore, pursuant to State Guidelines Section 15060(c)(3) no environmental review is required.

Staff Recommendation: Council conduct the public hearing and adopt the resolution.

9. [16-0087](#) CONSIDERATION OF THE PROPOSED ASSESSMENT OF CERTAIN DELINQUENT SOLID WASTE SERVICE CHARGES AS RECORDED LIENS

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ASSESSING CERTAIN DELINQUENT SOLID WASTE SERVICE CHARGES AS RECORDED LIENS UPON THE RESPECTIVE PARCELS OF LAND AND APPROVING THE PLACEMENT OF DELINQUENT CHARGES ON THE NEXT REGULAR TAX BILL FOR COLLECTION

Department: Finance Department

Environmental Notice: The activity is not a "Project" as defined under Section 15378 of the California Environmental Quality Act State Guidelines; therefore, pursuant to State Guidelines Section 15060(c)(3) no environmental review is required.

Staff Recommendation: Council conduct the public hearing and adopt the resolution.

10. [16-0282](#) CONSIDERATION OF NEXT STEPS IN THE FORMAL PROCEEDINGS FOR A PUBLIC HEARING AND ELECTION TO LEVY SPECIAL TAXES WITHIN OTAY RANCH VILLAGE 3 FOR INCLUSION INTO CFD 97-2

A. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ACTING AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 97-2 (PRESERVE MAINTENANCE DISTRICT), MAKING CERTAIN DETERMINATIONS AND AUTHORIZING SUBMITTAL OF LEVY OF SPECIAL TAXES TO THE QUALIFIED ELECTORS OF CERTAIN TERRITORY PROPOSED TO BE ANNEXED TO COMMUNITY FACILITIES DISTRICT NO. 97-2 (PRESERVE MAINTENANCE DISTRICT) AND IMPROVEMENT AREA "C" THERETO

B. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ACTING IN ITS CAPACITY AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 97-2 (PRESERVE MAINTENANCE DISTRICT), DECLARING THE RESULTS OF A SPECIAL ELECTION IN THAT TERRITORY DESIGNATED AS COMMUNITY FACILITIES DISTRICT NO. 97-2 (PRESERVE MAINTENANCE DISTRICT), IMPROVEMENT AREA "C," ANNEXATION NO. 10, AND ADDING SUCH TERRITORY TO SUCH IMPROVEMENT AREA

Department: Development Services Department

Environmental Notice: The activity is not a "Project" as defined under Section 15378 of the California Environmental Quality Act State Guidelines; therefore, pursuant to State Guidelines Section 15060(c)(3) no environmental review is required.

Staff Recommendation: Council conduct the public hearing and adopt the resolutions.

ACTION ITEMS

The Item(s) listed in this section of the agenda will be considered individually by the Council and are expected to elicit discussion and deliberation. If you wish to speak on any item, please fill out a "Request to Speak" form (available in the lobby) and submit it to the City Clerk prior to the meeting.

11. [16-0351](#) CONSIDERATION OF CALLING A SPECIAL MUNICIPAL ELECTION TO BE HELD NOVEMBER 8, 2016; SUBMITTING TO THE QUALIFIED ELECTORS OF THE CITY A MEASURE RELATING TO THE ESTABLISHMENT OF A TEMPORARY ONE-HALF CENT GENERAL TRANSACTIONS AND USE (SALES) TAX; APPROVING OTHER REQUIRED ACTIONS TO CONSOLIDATE AND CARRY OUT NECESSARY PROCEDURES FOR THE ELECTION; AND APPROVING AN ORDINANCE TO ADD CHULA VISTA MUNICIPAL CODE CHAPTER 3.33, TITLED "CHULA VISTA TEMPORARY ONE-HALF CENT SALES TAX"
- A. ORDINANCE OF THE CITY OF CHULA VISTA ADDING CHAPTER 3.33 TO TITLE 3 OF THE CHULA VISTA MUNICIPAL CODE TO ESTABLISH A TEMPORARY ONE-HALF CENT GENERAL TRANSACTIONS AND USE TAX TO BE ADMINISTERED BY THE STATE BOARD OF EQUALIZATION INCLUDING PROVISIONS FOR CITIZENS' OVERSIGHT AN ACCOUNTABILITY (FIRST READING) (4/5 VOTE REQUIRED)
- B. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA CALLING AND GIVING NOTICE OF A SPECIAL MUNICIPAL ELECTION TO BE HELD NOVEMBER 8, 2016 FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED ELECTORS OF THE CITY A MEASURE RELATING TO THE ESTABLISHMENT OF A TEMPORARY ONE-HALF CENT GENERAL TRANSACTIONS AND USE (SALES) TAX, CONSOLIDATING THE ELECTION WITH THE STATEWIDE ELECTION; REQUESTING THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN DIEGO TO PERMIT THE REGISTRAR OF VOTERS TO CONDUCT SUCH ELECTION; AUTHORIZING THE CITY CLERK OR HER DULY AUTHORIZED AGENTS TO CARRY OUT THE NECESSARY PROCEDURES FOR SUCH ELECTION; AUTHORIZING THE MAYOR TO SUBMIT BALLOT ARGUMENTS IN FAVOR OF THE MEASURE; AND DIRECTING THE CITY ATTORNEY TO PREPARE AN IMPARTIAL ANALYSIS OF THE MEASURE (4/5 VOTE REQUIRED)

C. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING ITS INTENDED INFRASTRUCTURE, FACILITIES AND EQUIPMENT EXPENDITURE PLAN

Department: City Manager

Environmental Notice: The activity is not a "Project" as defined under Section 15378 of the California Environmental Quality Act State Guidelines; therefore, pursuant to State Guidelines Section 15060(c)(3) no environmental review is required.

Staff Recommendation: Council place the ordinance on first reading and adopt the resolutions.

12. [16-0335](#) CONSIDERATION OF AN ORDINANCE AMENDING TITLE 2 OF THE CHULA VISTA MUNICIPAL CODE TO ADOPT AND INCORPORATE AN APPOINTMENT PROCESS FOR SPECIFIED COMMISSION AND CITY COUNCIL VACANCIES

ORDINANCE OF THE CITY OF CHULA VISTA ADDING CHULA VISTA MUNICIPAL CODE CHAPTER 2.53, APPOINTMENT PROCESS TO FILL VACANCIES ON THE CITY COUNCIL AND SPECIFIED COMMISSIONS, AND AMENDING SECTIONS 2.25.050 AND 2.43.050 ACCORDINGLY (FIRST READING)

Department: City Attorney

Environmental Notice: The activity is not a "Project" as defined under Section 15378 of the California Environmental Quality Act State Guidelines; therefore, pursuant to State Guidelines Section 15060(c)(3) no environmental review is required.

Staff Recommendation: Council place the ordinance on first reading.

13. [16-0332](#) A. DELIBERATION AND NOMINATIONS OF APPLICANTS TO BE INTERVIEWED FOR VACANCIES ON THE PARKS AND RECREATION COMMISSION (ONE SEAT), AND PLANNING COMMISSION (ONE SEAT)

PARKS AND RECREATION COMMISSION APPLICANTS:

DAVID AYALA, ALICE CHAISONGKRAM, ERIC CHAISONGKRAM, CRAIG COLLINS, DAVID DUKES, MELISSA GARCHIE, RENNSIE GREGORIO, CARLOS JAIME, TOM NEHRING, DAVID OLIVERA, CHARLOTTE BRENDA PEREZ-MIRANDA, ROBERT SANTOS, JOSE VARGAS, RAY VECCHIO, JOHN ZAREM

PLANNING COMMISSION APPLICANTS:

JOE GARBANZOS, GREGORY HALL, RICHARD PULIDO, MIKE SPETHMAN, ALEXANDRA VINSON-SHEPARD, MAX ZAKER

B. SELECTION OF DATE AND TIME OF OPEN MEETING OR MEETINGS TO CONDUCT INTERVIEWS OF APPLICANTS RECEIVING TWO OR MORE NOMINATIONS FOR THE PARKS AND RECREATION COMMISSION AND THE PLANNING COMMISSION, AND THE TWO MEMBERS SEEKING REAPPOINTMENT TO THE GROWTH MANAGEMENT OVERSIGHT COMMISSION

Department: City Clerk

Environmental Notice: The activity is not a "Project" as defined under Section 15378 of the California Environmental Quality Act State Guidelines; therefore, pursuant to State Guidelines Section 15060(c)(3) no environmental review is required.

Staff Recommendation: Council nominate applicants to be interviewed for current vacancies, and select a date and time for an open meeting or meetings to conduct interviews of applicants receiving two or more nominations and interviews of the two members seeking reappointment to the Growth Management Oversight Commission.

CITY MANAGER'S REPORTS

MAYOR'S REPORTS

COUNCILMEMBERS' COMMENTS

CLOSED SESSION

Announcements of actions taken in Closed Session shall be made available by noon on Wednesday following the Council Meeting at the City Attorney's office in accordance with the Ralph M. Brown Act (Government Code 54957.7).

14. [16-0334](#) CONFERENCE WITH LEGAL COUNSEL REGARDING EXISTING LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9 (d)(1)

A. Name of case: Diamantina Mackedsy v. City of Chula Vista, et al., San Diego Superior Court, Case No. 37-2015-0007251-CU-PO-CTL

B. Name of case: David Mitchell v. City of Chula Vista, San Diego Superior Court, Case No. 37-2015-00030488 -CU-WT-CTL

ADJOURNMENT

to the Regular City Council Meeting on July 19, 2016, at 5:00 p.m., in the Council Chambers.

Materials provided to the City Council related to any open-session item on this agenda are available for public review at the City Clerk's Office, located in City Hall at 276 Fourth Avenue, Building A, during normal business hours.

*In compliance with the
AMERICANS WITH DISABILITIES ACT*

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