



MEETING OF THE CITY COUNCIL

Agenda

Cheryl Cox, Mayor
Patricia Aguilar, Councilmember
Pamela Bensoussan, Councilmember
Rudy Ramirez, Councilmember
Mary Salas, Councilmember

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

Tuesday, August 5, 2014

2:00 PM

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

REGULAR MEETING OF THE CITY COUNCIL

REVISED 8/1/14

CALL TO ORDER

ROLL CALL:

Councilmembers Aguilar, Bensoussan, Ramirez, Salas and Mayor Cox

PLEDGE OF ALLEGIANCE TO THE FLAG AND MOMENT OF SILENCE

SPECIAL ORDERS OF THE DAY

- A. 14-0456 OATH OF OFFICE
Maria Garcia-Lopez, Parks & Recreation Commission
B. 14-0379 INTRODUCTION BY FIRE CHIEF DAVE HANNEMAN AND
THE VETERANS OF FOREIGN WARS (VFW) POST 2111
RECOGNIZING BATTALION CHIEF DARRELL ROBERTS

- C. [14-0441](#) PRESENTATION OF PROCLAMATIONS TO CHULA VISTA POLICE DEPARTMENT AGENT GLENN ISAAKS ON 37 YEARS OF SERVICE, OFFICER OLIVER DEMERY ON 20 YEARS OF SERVICE, AND AGENT ROBERT HINKLEDIRE ON 19 YEARS OF SERVICE TO THE CITY OF CHULA VISTA
- D. [14-0442](#) INTRODUCTION BY SWEETWATER UNION HIGH SCHOOL DISTRICT ACADEMIC & CULTURAL EVENT PROGRAM COORDINATOR LILIA MEZA OF EXCHANGE STUDENTS FROM SPAIN HOSTED BY BONITA VISTA, EASTLAKE, OTAY RANCH AND OLYMPIAN HIGH SCHOOLS
- E. [14-0471](#) PRESENTATION BY OTAY WATER DISTRICT GENERAL MANAGER MARK WATTON AND SWEETWATER AUTHORITY GENERAL MANAGER JIM SMYTHE REGARDING LOCAL WATER SUPPLY IMPACTS RESULTING FROM RECENT STATE MANDATED CHANGES

CONSENT CALENDAR (Items 1 - 5)

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. [14-0458](#) APPROVAL OF MINUTES of July 17, 22, and 24, 2014.

Staff Recommendation: Council approve the minutes.

2. [14-0452](#) ORDINANCE OF THE CITY OF CHULA VISTA AMENDING CHULA VISTA MUNICIPAL CODE SECTION 2.05.010 RELATING TO THE ESTABLISHMENT OF UNCLASSIFIED POSITIONS TO REMOVE ASSISTANT TO THE CITY MANAGER/CONTINUOUS IMPROVEMENT MANAGER AND ADD PERFORMANCE AND ORGANIZATIONAL DEVELOPMENT MANAGER (SECOND READING AND ADOPTION) (4/5 VOTE REQUIRED)

Department: Human Resources Department

Staff Recommendation: Council adopt the ordinance.

3. [14-0431](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING AN AMENDMENT TO THE TWO-PARTY SOFTWARE LICENSE AGREEMENT BETWEEN THE CITY OF CHULA VISTA AND THE WORLD ADVANCEMENT OF TECHNOLOGY FOR EMS AND RESCUE (W.A.T.E.R) TO CREATE A SERVER BASED STORAGE SOLUTION THAT WILL INTEGRATE REAL-TIME ZOLL MONITOR DATA WITH THE ONSCENE PATIENT MEDICAL CHART AND AUTHORIZING AN APPROPRIATION OF \$214,000 IN THE ADVANCED LIFE SUPPORT FUND FOR THE PROCUREMENT AND ACQUISITION OF REAL-TIME ZOLL MONITOR INTEGRATION FROM W.A.T.E.R AND PROCUREMENT AND ACQUISITION OF CARDIAC MONITOR/DEFIBRILLATORS AND AUTOPULSE CPR DEVICES MANUFACTURED BY ZOLL MEDICAL CORPORATION (4/5 VOTE REQUIRED)

Department: Fire Department

Staff Recommendation: Council adopt the resolution.

4. [14-0445](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROPRIATING \$155,451 TO THE POLICE GRANT FUND FOR THE PUBLIC SAFETY REALIGNMENT (4/5 VOTE REQUIRED)

Department: Police Department

Staff Recommendation: Council adopt the resolution.

5. [14-0461](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AUTHORIZING THE CITY MANAGER AND THE DEPUTY CITY MANAGER TO SIGN THE AGREEMENT BETWEEN THE CITY OF CHULA VISTA AND THE COUNTY OF SAN DIEGO FOR A \$10,000 COMMUNITY ENHANCEMENT GRANT FOR CHULA VISTA HARBORFEST 2014, AND RELATED DOCUMENTS; AND APPROVING THE REQUISITE RESOLUTION PROVIDED BY THE COUNTY

Department: City Manager

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.

6. [14-0439](#) CONSIDERATION OF AN AMENDMENT TO CHAPTER 3.44 OF THE CHULA VISTA MUNICIPAL CODE REGARDING THE CITY'S TELEPHONE USERS TAX

ORDINANCE OF THE CITY OF CHULA VISTA AMENDING CHAPTER 3.44 OF THE CHULA VISTA MUNICIPAL CODE TO FORMALIZE A RATE REDUCTION IN THE CITY'S TELEPHONE USERS TAX ("TUT") FROM 5% TO 4.75%, TO CLARIFY THAT THE TUT APPLIES TO WIRELESS TELEPHONE USAGE, AND TO ADD STATE LAW VALIDATION PROVISIONS (FIRST READING)

Department: City Attorney

Staff Recommendation: Council hold the public hearing required under CVMC Section 3.44.150, and then, after considering all testimony presented, approve on first reading the ordinance in the form presented amending Sections 3.44.030 and 3.44.150 of the Chula Vista Municipal Code regarding the TUT.

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.

7. [14-0466](#) CONSIDERATION OF PROPOSED BALLOT MEASURE TO AMEND CITY CHARTER, SECTIONS 1009, 1010 AND 1011

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA 1) AMENDING RESOLUTION 2014-120 CALLING AND GIVING NOTICE OF A SPECIAL MUNICIPAL ELECTION TO BE HELD ON NOVEMBER 4, 2014, 2) ORDERING SUBMISSION TO THE QUALIFIED ELECTORS OF THE CITY A MEASURE TO AMEND CHULA VISTA CHARTER SECTIONS 1009 (REGARDING PUBLIC WORKS CONTRACTING), AND 1010 AND 1011 (REGARDING CITY CONTRACTING GENERALLY) IN ORDER TO ENHANCE EFFICIENCY AND FLEXIBILITY IN CITY PROCUREMENT PRACTICES WHILE PRESERVING CHECKS AND BALANCES, AND 3) APPROPRIATING FUNDS THEREFOR (4/5 VOTE REQUIRED)

Department: City Attorney

Staff Recommendation: Staff recommends that the Council 1) consider the draft Charter amendments to Sections 1009, 1010, and 1011, the proposed ballot question language and related materials; 2) approve such items as presented, or with any modification Council may approve; 3) direct staff to take all necessary actions to cause this item to be presented to the voters on the November 4, 2014 ballot; and 4) appropriate \$47,000 from the available balance of the General Fund to fund the costs of such measure.

8. [14-0462](#) CONSIDERATION OF PROPOSED BALLOT MEASURE TO AMEND CITY CHARTER SECTIONS 300 AND 303 TO ELIMINATE THE CURRENT MANDATORY RUN-OFF REQUIREMENT AND EXPAND CITY COUNCIL AUTHORITY TO FILL VACANCIES BY APPOINTMENT

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA (1) WAIVING CITY COUNCIL POLICY NO. 103-02; (2) AMENDING RESOLUTION 2014-120 CALLING AND GIVING NOTICE OF A SPECIAL MUNICIPAL ELECTION TO BE HELD ON NOVEMBER 4, 2014 TO ORDER SUBMISSION TO THE QUALIFIED ELECTORS OF THE CITY A MEASURE TO AMEND CHULA VISTA CITY CHARTER SECTIONS 300 AND 303 TO: (A) ELIMINATE THE MANDATORY RUN-OFF REQUIREMENT FOR GENERAL MUNICIPAL ELECTIONS, AND FOR SPECIAL ELECTIONS TO FILL A VACANCY, IN WHICH ONE CANDIDATE RECEIVES MORE THAN FIFTY PERCENT OF THE VOTE; AND (B) ALLOW THE COUNCIL TO FILL A CITY COUNCIL VACANCY BY APPOINTMENT, OR BY CALLING A SPECIAL ELECTION, IF THE REMAINING TERM IS MORE THAN ONE YEAR BUT LESS THAN TWENTY FIVE MONTHS; AND (3) APPROPRIATING FUNDS THEREFOR

Department: City Attorney

Staff Recommendation: Staff recommends that the Council consider the Charter Review Commission recommendation and the draft Charter amendment language, and take action as the Council deems appropriate.

CITY MANAGER'S REPORTS

MAYOR'S REPORTS

9. [14-0468](#) RATIFICATION OF APPOINTMENT OF NIMPA AKANA TO THE INTERNATIONAL FRIENDSHIP COMMISSION AND MARY JOHNSON TO THE COMMISSION ON AGING

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).

10. 14-0475 CONFERENCE WITH LABOR NEGOTIATORS PURSUANT TO GOVERNMENT CODE SECTION 54957.6

Agency designated representatives: Gary Halbert, Glen Googins, Kelley Bacon, Maria Kachadoorian, Simon Silva, Gary Ficacci

Employee organization: POA

ADJOURNMENT

to the Regular City Council Meeting on August 12, 2014, at 2:00 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*

The City of Chula Vista requests individuals who require special accommodations to access, attend, and/or participate in a City meeting, activity, or service, contact the City Clerk's Office at (619) 691-5041 (California Relay Service is available for the hearing impaired by dialing 711) at least forty-eight hours in advance of the meeting.

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