



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, September 20, 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. 16-0448 OATHS OF OFFICE
Eric Banatao International Friendship Commission
Juan Cervantes Safety Commission
Pat Mallen Commission on Aging
Jose Torres Veterans Advisory Commission
B. 16-0432 PRESENTATION BY THE CULTURAL ARTS COMMISSION OF THE COMMUNITY MURAL CREATED AT HARBORFEST 2016 FOR INSTALLATION AT CITY HALL

- C. [16-0453](#) INTRODUCTION OF CHULA VISTA'S INAUGURAL YOUTH AMBASSADOR TO OUR SISTER CITY, CEBU, PHILIPPINES, LEIRA MAE DIGMA, BY INTERNATIONAL FRIENDSHIP COMMISSION VICE CHAIR FRANCINE MAIGUE AND PRESENTATION OF THEIR ATTENDANCE AT THE FILIPINA LEADERSHIP GLOBAL SUMMIT HELD IN CEBU, PHILIPPINES

CONSENT CALENDAR (Items 1 - 10)

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. [16-0446](#) APPROVAL OF MINUTES of August 16, 2016.
Staff Recommendation: Council approve the minutes.

2. [16-0449](#) ORDINANCE OF THE CITY OF CHULA VISTA AMENDING CHULA VISTA MUNICIPAL CODE SECTION 2.05.010 RELATING TO THE ESTABLISHMENT OF UNCLASSIFIED POSITIONS TO ADD FA PROGRAM ASSISTANT SUPERVISOR (SECOND READING AND ADOPTION) (4/5 VOTE REQUIRED)
Department: Police 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 ordinance.

3. [16-0450](#) ORDINANCE OF THE CITY OF CHULA VISTA ACTING AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 16-I (MILLENNIA), AUTHORIZING THE LEVY OF A SPECIAL TAX IN IMPROVEMENT AREA NO. 1 AND IMPROVEMENT AREA NO. 2 OF SUCH COMMUNITY FACILITIES DISTRICT (SECOND READING)
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 adopt the ordinance.

4. [16-0451](#) ORDINANCE OF THE CITY OF CHULA VISTA APPROVING AMENDMENTS TO OTAY RANCH FREEWAY COMMERCIAL SECTIONAL PLANNING AREA (SPA) PLANNED COMMUNITY DISTRICT REGULATIONS (SECOND READING AND ADOPTION)
- Department:* Development Services Department
- Environmental Notice:* The Project was adequately covered in previously adopted/certified Final Environmental Impact Report (FEIR 02-04) for the Otay Ranch Freeway Commercial Sectional Planning Area (SPA) Plan - Planning Area 12. Pursuant to the California Environmental Quality Act State Guidelines Section 15162, a Second Addendum to FEIR 02-04 has been prepared for the project.
- Staff Recommendation:* Council adopt the ordinance.
5. [16-0452](#) ORDINANCE OF THE CITY OF CHULA VISTA AMENDING CHULA VISTA MUNICIPAL CODE SECTION 1.41.110 TO REMOVE THE EXISTING CIVIL PENALTIES CAP AND DELETING CHULA VISTA MUNICIPAL CODE SECTION 5.66.030 TO PERMIT CRIMINAL ENFORCEMENT FOR VIOLATION OF CHAPTER 5.66 (SECOND READING AND ADOPTION)
- Department:* City Attorney
- Environmental Notice:* This 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 ordinance.
6. [16-0381](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING A TWO PARTY AGREEMENT BETWEEN THE CITY OF CHULA VISTA AND MOORE IACOFANO AND GOLTSMAN (MIG), INC., FOR DESIGN SERVICES FOR THE F STREET PROMENADE STREETScape MASTER PLAN AND 30% DESIGN DEVELOPMENT CONSTRUCTION DOCUMENTS
- 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 adopt the resolution.

7. [16-0379](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING A LETTER OF UNDERSTANDING (INVOLVING UNIFORMS AND REPORTABLE COMPENSATION, AS DEFINED BY CALPERS) WITH SEIU LOCAL 221/CHULA VISTA EMPLOYEES ASSOCIATION, AS REQUIRED BY THE CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM OFFICE OF AUDIT SERVICES AND CALIFORNIA CODE OF REGULATIONS, TITLE 2, SECTION 571(b) (1) (A) (B)

Department: Human Resources 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.

8. [16-0416](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA COMMITTING TO PROVIDING MATCHING FUNDS IN THE AMOUNT OF \$220,000 FROM THE BIKE LANES ON BROADWAY FEASIBILITY STUDY PROJECT (STM384) TO THE ATP GRANT "CLASS 2 BIKE LANES ON BROADWAY PROJECT NO. 11-CHULA VISTA-1"; ACCEPTING THE TERMS OF THE GRANT AGREEMENT IF AWARDED; AND AUTHORIZING THE DIRECTOR OF PUBLIC WORKS OR HIS DESIGNEE TO ACCEPT THE ATP CYCLE 3 GRANT FUNDING AND EXECUTE ALL GRANT DOCUMENTS AND REQUESTS FOR PAYMENTS NECESSARY TO SECURE GRANT FUNDS

Department: Public Works Department

Environmental Notice: This 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.

9. [16-0438](#) REPORT GIVING NOTICE OF INTENT TO AMEND THE CONFLICT OF INTEREST CODE OF THE CITY OF CHULA VISTA AND DIRECTING THE CITY CLERK AND CITY ATTORNEY TO RETURN TO COUNCIL TO PRESENT THE PROPOSED AMENDMENTS WITHIN 90 DAYS

Department: City Attorney & 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 accept the report and direct the City Clerk and City Attorney to present proposed amendments to the conflict of interest code within 90 days.

10. [16-0440](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ACCEPTING \$81,378 FROM THE COUNTY OF SAN DIEGO AND APPROPRIATING SAID FUNDS TO THE POLICE GRANT FUND FOR REALIGNMENT RESPONSE EFFORTS (4/5 VOTE REQUIRED)

Department: Police 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.

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).

11. [16-0445](#) CONFERENCE WITH LEGAL COUNSEL REGARDING EXISTING LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9 (d)(1)

Name of case: Katherine Wenrich v. City of Chula Vista, et al., San Diego Superior Court, Case No. 37-2014-37007 -CU-PA-CTL.

ADJOURNMENT

to the Regular City Council Meeting on October 4, 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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Most Chula Vista City Council meetings, including public comments, are video recorded and aired live on AT&T U-verse channel 99 (throughout the County), on Cox Cable channel 24 (only in Chula Vista), and online at www.chulavistaca.gov. Recorded meetings are also aired on Wednesdays at 7 p.m. (both channels) and are archived on the City's website.

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