



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, September 9, 2014

2:00 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, Ramirez, Salas and Mayor Cox

PLEDGE OF ALLEGIANCE TO THE FLAG AND MOMENT OF SILENCE

SPECIAL ORDERS OF THE DAY

- A. 14-0506 OATHS OF OFFICE
Julio Fuentes and Gabriel Gutierrez, Planning Commission
B. 14-0481 PRESENTATION OF A PROCLAMATION TO KRISTINE WUNDER, CHULA VISTA'S 2014-2015 VETERAN OF THE YEAR
C. 14-0491 PRESENTATION OF A PROCLAMATION TO ALTRUSA INTERNATIONAL INC. COMMUNITY SERVICE COMMITTEE CHAIR GLENDA HOGG AND LONGTIME LITERACY VOLUNTEER TUTOR PAULA TSCHAUNER PROCLAIMING SEPTEMBER 2014 AS ADULT LITERACY AWARENESS MONTH IN CHULA VISTA

- D. [14-0513](#) PRESENTATION BY DEPUTY FIRE CHIEF JAMES GARCIA, OF EMPLOYEE OF THE MONTH CHRIS SCOTT, EMS COORDINATOR

CONSENT CALENDAR (Items 1 - 12)

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. [14-0511](#) APPROVAL OF MINUTES of August 5, 12, and 14, 2014.

Staff Recommendation: Council approve the minutes.

2. [14-0505](#) WRITTEN COMMUNICATIONS
A. Letter of resignation from Julio Fuentes, Safety Commission
B. Letter of resignation from Gabe Gutierrez, Safety Commission

Staff Recommendation: Council accept the resignations.

3. [14-0389](#) ORDINANCE OF THE CITY OF CHULA VISTA AMENDING CHULA VISTA MUNICIPAL CODE SECTIONS 1.04.010, 2.66.310 AND 2.66.330 DELEGATING AUTHORITY TO PARK RANGER TO ISSUE INFRACTION CITATIONS AND GENERAL UPDATES TO CHAPTER 2.66 (FIRST READING)

Department: Public Works Department

Staff Recommendation: Council place the ordinance on first reading.

4. [14-0405](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ACCEPTING A DONATION FROM MACY'S "HEART YOUR PARK" PROGRAM IN THE AMOUNT OF \$250 FOR PARK IMPROVEMENTS AT MEMORIAL PARK AND \$300 FOR PARK IMPROVEMENTS AT WINDING WALK PARK AND AMENDING THE FISCAL YEAR 2014/2015 PARK MAINTENANCE BUDGET TO APPROPRIATE SAID DONATED FUNDS (4/5 VOTE REQUIRED)

Department: Public Works Department

Staff Recommendation: Council adopt the resolution.

5. [14-0426](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING A SECOND AMENDMENT TO THE CONSULTANT AGREEMENT BETWEEN THE CITY AND INFRASTRUCTURE ENGINEERING CORPORATION (IEC) FOR TRAINING CITY STAFF ON REVISING AND EVALUATING THE HYDRAULIC MODEL USED IN THE WASTEWATER MASTER PLAN UPDATE

Department: Public Works Department

Staff Recommendation: Council adopt the resolution.

6. [14-0447](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING AN AMENDMENT TO THE AGREEMENT BETWEEN THE CITY AND I LOVE A CLEAN SAN DIEGO FOR TWO ADDITIONAL YEARS WITH FOUR, ONE-YEAR OPTIONS

Department: Public Works Department

Staff Recommendation: Council adopt the resolution.

7. [14-0469](#) ORDINANCE OF THE CITY OF CHULA VISTA ESTABLISHING A 1-HOUR TIME LIMITED PARKING ZONE ALONG THE WEST SIDE OF SILVAS STREET IN FRONT OF 2620 MAIN STREET (FIRST READING)

Department: Public Works Department

Staff Recommendation: Council place the ordinance on first reading.

8. [14-0474](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE FIRST AMENDMENT TO THE DESIGN BUILD AGREEMENT WITH WEBCOR BUILDERS AND TO INCORPORATE THE GUARANTEED MAXIMUM PRICE (GMP) FOR THE DESIGN AND CONSTRUCTION OF ORANGE PARK (CIP PR316) LOCATED ON FOURTH AVENUE IN WESTERN CHULA VISTA

Department: Public Works Department

Staff Recommendation: Council adopt the resolution.

9. [14-0492](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING COMMUNITY IDENTIFICATION CONTENT ON PALOMAR STREET BRIDGE OVER INTERSTATE 805 AND AMENDING THE MAINTENANCE AGREEMENT TO ENSURE CITY MAINTENANCE RESPONSIBILITY OF THE COMMUNITY IDENTIFICATION CONTENT

Department: Public Works Department

Staff Recommendation: Council adopt the resolution.

10. [14-0507](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AUTHORIZING THE PARTICIPATION OF NATIONAL JOINT POWERS AUTHORITY BID NUMBER 102811 TO PURCHASE VEHICLES FROM NATIONAL AUTO FLEET GROUP

Department: Police Department

Staff Recommendation: Council adopt the resolution.

11. [14-0508](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROPRIATING \$600,000 FROM AVAILABLE BALANCE OF THE TECHNOLOGY REPLACEMENT FUND FOR POLICE RADIOS (4/5 VOTE REQUIRED)

Department: Police Department

Staff Recommendation: Council adopt the resolution.

12. [14-0510](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA MAKING VARIOUS AMENDMENTS TO THE FISCAL YEAR 2013/14 BUDGET TO ADJUST FOR VARIANCES AND APPROPRIATING FUNDS THEREFOR (4/5 VOTE REQUIRED)

Department: Finance Department

Staff Recommendation: City 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.

13. [14-0460](#) CONSIDERATION OF THE FIRST AMENDMENT TO THE RESTATED AND AMENDED PRE-ANNEXATION DEVELOPMENT AGREEMENT BETWEEN THE OTAY LAND COMPANY, LLC AND THE CITY OF CHULA VISTA FOR PROPERTIES WITHIN THE OTAY RANCH PLANNED COMMUNITY

ORDINANCE OF THE CITY OF CHULA VISTA APPROVING THE FIRST AMENDMENT TO THE RESTATED AND AMENDED PRE-ANNEXATION DEVELOPMENT AGREEMENT BETWEEN THE OTAY LAND COMPANY, LLC AND THE CITY OF CHULA VISTA FOR PROPERTIES WITHIN THE OTAY RANCH PLANNED COMMUNITY (FIRST READING)

Department: Development Services Department

Staff Recommendation: Council conduct the public hearing and place the ordinance on first reading.

14. [14-0494](#) CONSIDERATION OF A CITY-SPONSORED TECHNICAL CORRECTION AMENDMENT TO GENERAL PLAN ENVIRONMENTAL ELEMENT POLICY E6.4

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ADOPTING A TECHNICAL CORRECTION AMENDMENT TO POLICY E6.4 OF THE CHULA VISTA GENERAL PLAN ENVIRONMENTAL ELEMENT

Department: Development Services Department - Advance Planning Division

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

15. [14-0479](#) CONSIDERATION OF ALL WRITTEN PROTESTS AGAINST THE PROPOSED RATE ADJUSTMENTS AND RATE ADJUSTMENT FORMULA FOR GENERAL SERVICE RATES FOR SOLID WASTE SERVICES AND THE MARKET ADJUSTMENT FORMULA FOR LARGE QUANTITY GENERATOR TRASH, RECYCLING AND GREEN WASTE RATES

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ACCEPTING THE RESULTS OF THE MAJORITY PUBLIC PROTEST PROCESS FOR SOLID WASTE GENERAL SERVICE RATES AND APPROVING THE SOLID WASTE SERVICE RATE ADJUSTMENTS FOR A FIVE YEAR PERIOD, BEGINNING IN 2014, PURSUANT TO THE APPROVED CONTRACT FORMULAS

Department: Public Works Department

Staff Recommendation: Council conduct the public hearing, receive the results of the public protest process, and if written protests have not been submitted for a majority of the parcels, adopt the resolution accepting the results and approving the rate adjustments.

CITY MANAGER'S REPORTS

MAYOR'S REPORTS

16. [14-0519](#) RATIFICATION OF APPOINTMENTS OF MARYANN HERNANDEZ TO THE BOARD OF LIBRARY TRUSTEES, AND CHERYL PEREZ AND KRISTINE WUNDER TO THE VETERANS ADVISORY COMMISSION

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).

17. [14-0512](#) CONFERENCE WITH LEGAL COUNSEL REGARDING EXISTING LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9 (a)

City of El Centro, et al. v. David Lanier, et al., San Diego Superior Court, Case No. 37-2014-00003824-CU-WM-CTL.

ADJOURNMENT

to a Special City Council Meeting on September 11, 2014, at 4:00 p.m. in the Executive Conference Room, and thence to the Regular City Council Meeting on September 23, 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*

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