

City of Chula Vista

Meeting Minutes - Final

Tuesday, June 7, 2016

5:00 PM

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

SPECIAL MEETING OF THE HOUSING AUTHORITY MEETING JOINTLY WITH THE CITY COUNCIL AND SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY

CALL TO ORDER

A Special Meeting of the Housing Authority and Regular Meetings of the Successor Agency to the Redevelopment Agency and the City Council of the City of Chula Vista were called to order at 5:07 p.m. in the Council Chambers, located in City Hall, 276 Fourth Avenue, Chula Vista, California.

ROLL CALL:

Present: Councilmember Aguilar, Councilmember Bensoussan, Councilmember McCann, Deputy Mayor Miesen and Mayor Casillas Salas

Councilmember Aguilar arrived at 5:25 p.m.

Also Present: City Manager Halbert, City Attorney Googins, City Clerk Norris, and Assistant City Clerk Bigelow

PLEDGE OF ALLEGIANCE TO THE FLAG AND MOMENT OF SILENCE

Councilmember McCann led the Pledge of Allegiance.

SPECIAL ORDERS OF THE DAY

A. [16-0299](#) OATHS OF OFFICE

Ruth Serrato and Miguel Duran, International Friendship Commission

Roderick Reinhart, Cultural Arts Commission

City Clerk Norris administered the oaths of office to Commissioners Duran, Reinhart, and Serrato, and Councilmember McCann presented them with certificates of appointment.

Mayor Casillas Salas announced, pursuant to AB 23, that she and each Councilmember would receive \$50 for their attendance at this Housing Authority meeting, being held simultaneously with the City Council meeting.

**B. [16-0250](#) PRESENTATION BY CALIFORNIA POLICE CHIEFS ASSOCIATION
PRESIDENT CHIEF KEN CORNEY IN RECOGNITION OF OUTGOING
PRESIDENT, CHIEF DAVID BEJARANO**

Chief Corney recognized Chief Bejarano for his service as the President of the California Police Chiefs Association.

-
- C. [16-0263](#) PRESENTATION OF A PROCLAMATION TO ALLIANCE SAN DIEGO HUMAN RIGHTS DIRECTOR CHRISTIAN RAMIREZ PROCLAIMING JUNE 2016 AS IMMIGRATION HERITAGE MONTH IN THE CITY OF CHULA VISTA

Mayor Casillas Salas read the proclamation and Councilmember Bensoussan presented it to Erin Tsoromoto Grassi and Pedro Rios, representing the San Diego Immigrant Rights Consortium.

Councilmember Aguilar arrived at 5:25 p.m.

- D. [16-0285](#) PRESENTATION OF A PROCLAMATION PROCLAIMING TUESDAY, JUNE 7, 2016 AS RON COHN DAY IN THE CITY OF CHULA VISTA IN HONOR OF HIS SELECTION AS THE SAN DIEGO LEUKEMIA & LYMPHOMA SOCIETY'S MAN OF THE YEAR

Mayor Casillas Salas read the proclamation and Deputy Mayor Miesen presented it to Mr. Cohn.

CONSENT CALENDAR (Items 1 - 5)

Item 1 was removed from the Consent Calendar for separate consideration by Councilmember McCann. Mayor Casillas Salas stated she would abstain from voting on Item 2 due to a potential property-related conflict of interest.

Item 1 was removed from the Consent Calendar.

2. [16-0109](#) RESOLUTION NO. 2016-100 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AUTHORIZING THE CITY MANAGER TO SIGN THE ASSESSMENT BALLOT ON BEHALF OF THE CITY OF CHULA VISTA TO RENEW THE PROPERTY-BASED BUSINESS IMPROVEMENT DISTRICT FOR DOWNTOWN CHULA VISTA FOR A PERIOD OF TEN YEARS

Recommended Action: Council adopt the resolution.

3. [16-0228](#) RESOLUTION NO. 2016-101 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ORDERING THE SUMMARY VACATION OF THE IRREVOCABLE OFFER OF DEDICATION OF LOT "I" FOR OPEN SPACE PURPOSES PER FINAL MAP NO. 15942, CHULA VISTA TRACT NO. 09-03, OTAY RANCH MILLENIA (EASTERN URBAN CENTER)

Recommended Action: Council adopt the resolution.

4. [16-0268](#) RESOLUTION NO. 2016-102 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING AND RATIFYING THE TERMS OF AN EXISTING AGREEMENT BETWEEN THE CITY OF CHULA VISTA AND PAYCHEX BENEFIT TECHNOLOGIES, INC., DBA BENETRAC, TO PROVIDE ELECTRONIC ENROLLMENT AND ADMINISTRATIVE SYSTEM FOR CITY OF CHULA VISTA EMPLOYEE BENEFITS, THEREBY CONTINUING SAID AGREEMENT

Recommended Action: Council adopt the resolution.

-
5. [16-0289](#) RESOLUTION NO. 2016-103 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING VARIOUS LETTERS OF UNDERSTANDING (INVOLVING UNIFORM ALLOWANCES AND REPORTABLE COMPENSATION, AS DEFINED BY CALPERS) WITH THE CITY'S BARGAINING UNITS, AS RECOMMENDED BY THE CALIFORNIA PUBLIC EMPLOYEES' RETIREMENT SYSTEM OFFICE OF AUDIT SERVICES AND AS REQUIRED BY CALIFORNIA CODE OF REGULATIONS, TITLE 2, SECTION 571(b) (1) (A) (B)

Recommended Action: Council adopt the resolution.

Approval of the Consent Calendar

ACTION: A motion was made by Councilmember McCann, seconded by Deputy Mayor Miesen, to approve staff's recommendations on the above Consent Calendar items, headings read, text waived. The motion carried by the following vote:

Item 2:

Yes: 4 - Aguilar, Bensoussan, McCann and Miesen

No: 0

Abstain: 1 - Casillas Salas

ACTION: Items 3 through 5:

Yes: 5 - Aguilar, Bensoussan, McCann, Miesen and Casillas Salas

No: 0

Abstain: 0

ITEMS REMOVED FROM THE CONSENT CALENDAR

1. [16-0078](#) ORDINANCE OF THE CITY OF CHULA VISTA INCREASING THE SPEED LIMIT ON BONITA ROAD BETWEEN WILLOW STREET AND EASTERLY CITY LIMIT FROM 35 MPH TO 40 MPH, AND AMENDING SCHEDULE X OF THE REGISTER MAINTAINED IN THE OFFICE OF THE CITY ENGINEER TO REFLECT THE REVISED SPEED LIMIT (FIRST READING)

Assistant Director of Engineering Valle gave a presentation on the item.

ACTION: A motion was made by Councilmember McCann, seconded by Councilmember Aguilar, that staff investigate additional traffic-calming measures and that the above ordinance be placed on first reading, heading read, text waived. The motion carried by the following vote:

Yes: 5 - Aguilar, Bensoussan, McCann, Miesen and Casillas Salas

No: 0

Abstain: 0

PUBLIC COMMENTS

Steven Pavka, Chula Vista resident, spoke in support of regulating towing company fees.

Pam Keel, Chula Vista resident, expressed concern regarding group homes near her residence.

PUBLIC HEARINGS

6. [16-0273](#) CONSIDERATION BY THE CITY COUNCIL, SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY, AND HOUSING AUTHORITY OF THE ADOPTION OF THE OPERATING AND CAPITAL IMPROVEMENT BUDGETS FOR THE CITY AND THE OPERATING BUDGETS FOR THE HOUSING AUTHORITY AND SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY FOR FISCAL YEAR 2016-17
- A. RESOLUTION NO. 2016-104 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ADOPTING THE OPERATING AND CAPITAL IMPROVEMENT BUDGETS FOR THE CITY OF CHULA VISTA FOR FISCAL YEAR 2016-17 AND APPROPRIATING FUNDS FOR THE FISCAL YEAR ENDING JUNE 30, 2017 EXCLUDING OPEN SPACE DISTRICTS: 1, 8, 10, 20, EASTLAKE MAINTENANCE DISTRICT, COMMUNITY FACILITY DISTRICT 07M AND THE OTHER EXPENSES CATEGORY OF THE NON-DEPARTMENTAL BUDGET IN THE GENERAL FUND
- B. RESOLUTION NO. 2016-105 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ADOPTING THE OPERATING BUDGETS FOR COMMUNITY FACILITY DISTRICTS 8 AND 20 APPROPRIATING FUNDS FOR THE FISCAL YEAR ENDING JUNE 30, 2017
- C. RESOLUTION NO. 2016-106 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ADOPTING THE OPERATING BUDGETS FOR OPEN SPACE DISTRICT 1 AND COMMUNITY FACILITY DISTRICT 07M FOR FISCAL YEAR 2016-17 AND APPROPRIATING FUNDS FOR THE FISCAL YEAR ENDING JUNE 30, 2017
- D. RESOLUTION NO. 2016-107 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ADOPTING THE OPERATING BUDGET FOR EASTLAKE MAINTENANCE DISTRICT FOR FISCAL YEAR 2016-17 AND APPROPRIATING FUNDS FOR THE FISCAL YEAR ENDING JUNE 30, 2017
- E. RESOLUTION NO. 2016-108 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ADOPTING THE OPERATING BUDGET FOR OPEN SPACE DISTRICT 10 AND FOR THE OTHER EXPENSES CATEGORY OF THE NON-DEPARTMENTAL BUDGET IN THE GENERAL FUND FOR FISCAL YEAR 2016-17 AND APPROPRIATING FUNDS FOR THE FISCAL YEAR ENDING JUNE 30, 2017

F. RESOLUTION NO. 2016-109 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AMENDING THE COMPENSATION SCHEDULE AND CLASSIFICATION PLAN TO REFLECT THE ADDITION OF VARIOUS POSITION TITLES AND CHANGES IN SALARY AS REFLECTED IN THE FISCAL YEAR 2016-17 OPERATING BUDGET

G. RESOLUTION NO. 2016-110 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE FISCAL YEAR 2016-2017 COMPENSATION SCHEDULE EFFECTIVE JUNE 24, 2016, AS REQUIRED BY CALIFORNIA CODE OF REGULATIONS, TITLE 2, SECTION 570.5

H. RESOLUTION NO. 2016-111 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE REVISED FISCAL YEAR 2016-2017 COMPENSATION SCHEDULE EFFECTIVE JULY 8, 2016, AS REQUIRED BY CALIFORNIA CODE OF REGULATIONS, TITLE 2, SECTION 570.5

I. RESOLUTION NO. 2016-004 OF THE HOUSING AUTHORITY OF THE CITY OF CHULA VISTA ADOPTING THE OPERATING BUDGET FOR THE HOUSING AUTHORITY FOR FISCAL YEAR 2016-17 AND APPROPRIATING FUNDS FOR THE FISCAL YEAR ENDING JUNE 30, 2017

J. RESOLUTION NO. 2016-007 OF THE SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY OF THE CITY OF CHULA VISTA ADOPTING THE OPERATING BUDGETS FOR THE SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY FOR FISCAL YEAR 2016-17 AND APPROPRIATING FUNDS FOR THE FISCAL YEAR ENDING JUNE 30, 2017

K. 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 DEPUTY EXECUTIVE DIRECTOR, FA EXECUTIVE DIRECTOR AND FA PUBLIC PRIVATE PARTNERSHIP AND EXERCISE PROGRAM MANAGER AND DELETE CALIFORNIA BORDER ALLIANCE GROUP (CBAG) DEPUTY EXECUTIVE DIRECTOR, CBAG EXECUTIVE DIRECTOR AND TREASURY AND BUSINESS MANAGER (FIRST READING) (4/5THS VOTE REQUIRED)

Notice of the hearing was given in accordance with legal requirements, and the hearing was held on the date and no earlier than the time specified in the notice.

City Attorney Googins announced the following potential property-related conflicts of interest: Councilmember Aguilar on Item 6B, Councilmember McCann on Item 6C, Deputy Mayor Miesen and Mayor Casillas Salas on Item 6D, and Mayor Casillas Salas on Item 6E.

Mayor Casillas Salas opened the public hearing.

Shauna Stokes, Chula Vista resident, representing the Friends of the Chula Vista Library, spoke in support of upgrading the restrooms at the Civic Center Branch Library.

City Manager Halbert stated that the Civic Center Branch Library restrooms would be repaired and deep cleaned, and that renovating the restrooms was on the critical infrastructure needs list, should funds become available in the future.

There being no other members of the public who wished to speak, Mayor Casillas Salas closed the public hearing.

ACTION: A motion was made by Mayor Casillas Salas, seconded by Councilmember McCann, that Resolution Nos. 2016-104, 2016-109, 2016-110, 2016-111, Housing Authority Resolution No. 2016-004, Successor Agency Resolution No. 2016-007 (Items 6A, and 6F through 6J) be adopted, and the above ordinance (Item 6K) be placed on first reading, headings read, text waived. The motion carried by the following vote:

Yes: 5 - Aguilar, Bensoussan, McCann, Miesen and Casillas Salas

No: 0

Abstain: 0

Councilmember Aguilar left the dais during voting on Item 6B.

ACTION: A motion was made by Mayor Casillas Salas, seconded by Councilmember McCann, that Resolution No. 2016-105 (Item 6B) be adopted, heading read, text waived. The motion carried by the following vote:

Yes: 4 - Bensoussan, McCann, Miesen and Casillas Salas

No: 0

Abstain: 1 - Aguilar

Councilmember McCann left the dais during voting on Item 6C.

ACTION: A motion was made by Mayor Casillas Salas, seconded by Councilmember Aguilar, that Resolution No. 2016-106 (Item 6C) be adopted, heading read, text waived. The motion carried by the following vote:

Yes: 4 - Aguilar, Bensoussan, Miesen and Casillas Salas

No: 0

Abstain: 1 - McCann

Deputy Mayor Miesen left the dais during voting on Item 6D.

Mayor Casillas Salas left the dais during voting on Items 6D and 6E.

Councilmember Bensoussan led the discussion and voting on Items 6D and 6E.

ACTION: A motion was made by Councilmember McCann, seconded by Councilmember Aguilar, that Resolution No. 2016-107 (Item 6D) be adopted, heading read, text waived. The motion carried by the following vote:

Yes: 3 - Aguilar, Bensoussan and McCann

No: 0

Abstain: 2 - Miesen and Casillas Salas

ACTION: A motion was made by Councilmember McCann, seconded by Councilmember Aguilar, that Resolution No. 2016-108 (Item 6E) be adopted, heading read, text waived. The motion carried by the following vote:

Yes: 4 - Aguilar, Bensoussan, McCann and Miesen

No: 0

Abstain: 1 - Casillas Salas

BOARD AND COMMISSION REPORTS

7. [16-0222](#) REPORT AND RECOMMENDATION BY THE CHARTER REVIEW COMMISSION REGARDING A PROPOSED CHARTER AMENDMENT TO REQUIRE THAT THE ELECTED CITY ATTORNEY BE A CITY RESIDENT

Assistant City Attorney Maland and Charter Review Commission Chair Bellamy presented information on the item.

Councilmember McCann suggested the Charter Review Commission perform a comprehensive review of the Charter and consider addressing other issues, such as residency requirements for candidates running for an elected office and other items that may need improvement and/or cleanup, in a single ballot measure.

Councilmember Bensoussan spoke in support of the City Attorney position being appointed instead of elected, and incorporating more aspects into a potential ballot measure, such as aligning the City Attorney salary with that of other city attorneys and eliminating term limits for the position.

Councilmember Aguilar spoke in support of a comprehensive review of the Charter and including other changes, such as residency requirements, in a single ballot measure.

Deputy Mayor Miesen spoke in opposition to the City Attorney's position being elected and in support of a comprehensive review of the Charter.

Assistant City Attorney Maland stated that the Charter Review Commission was in the process of conducting a comprehensive review of the Charter.

There was consensus of the Council that the topics to be referred to the Charter Review Commission were: city attorney term limits, city attorney residency, residency length for elected officials, city attorney salary, elected versus appointed city attorney, and an analysis of other cities' requirements for elected or appointed city attorneys.

Mayor Casillas Salas spoke in opposition to the City Attorney position being elected, and in support of the Charter Review Commission presenting the Council with options, including reform of the City Attorney position and making the City Attorney position appointed.

City Attorney Googins suggested the Council provide the Charter Review Commission with direction on the priority of topics to review.

Councilmember Aguilar stated the residency requirement had a higher priority. Councilmember Bensoussan spoke in support of the residency requirements being addressed in 2017 and the term limits and salary of the city attorney position be addressed at that time. Deputy Mayor Miesen concurred with Councilmember Bensoussan's statements regarding the priority of items to address.

City Attorney Googins stated his office would provide the Council with a report on the legal parameters regarding residency requirements for candidates running for office.

ACTION: A motion was made by Councilmember Aguilar, seconded by Councilmember McCann, that a referral be made to the Charter Review Commission to further review the item based on City Council comments and the letter submitted by Charter Review Commissioner Ross. The motion carried by the following vote:

Yes: 5 - Aguilar, Bensoussan, McCann, Miesen and Casillas Salas

No: 0

Abstain: 0

CITY MANAGER'S REPORTS

City Manager Halbert recognized Finance Director Bilby and his team for their work on the budget, and stated they would be presenting Council with a long-range finance plan in the near future.

MAYOR'S REPORTS

Mayor Casillas Salas spoke regarding her attendance at several graduation ceremonies, the Fleet Reserve Memorial Day service, and the groundbreaking of Saburo Muraoka Elementary School. She stated she toured the new SDG&E substation and attended High Tech Middle School's At the Table dinner program.

Mayor Casillas Salas paid tribute to Doug Perkins, past Executive Director of the South County Economic Development Council.

COUNCILMEMBERS' COMMENTS

Deputy Mayor Miesen spoke regarding his attendance at the Saburo Muraoka Elementary School groundbreaking. He announced the upcoming Chula Vista Development Forum that he and Mayor Casillas Salas would be hosting.

Councilmember McCann spoke regarding his attendance at the Memorial Day service at Glen Abbey, the Saburo Muraoka Elementary School groundbreaking, and several graduation ceremonies.

Mayor Casillas Salas spoke regarding Evelyn McCoy, who gave the keynote speech at the Memorial Day service.

ADJOURNMENT

At 7:02 p.m., Mayor Casillas Salas adjourned the meeting in memory of Mr. Doug Perkins, past Executive Director, South County Economic Development Council, to a Special City Council Meeting on June 9, 2016, at 4:00 p.m., in the Executive Conference Room and thence to the Regular City Council Meeting on June 14, 2016, at 5:00 p.m., in the Council Chambers.

Kerry K. Bigelow, Assistant City Clerk