

# City of Chula Vista

## Meeting Minutes - Draft

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Tuesday, September 19, 2017

5:00 PM

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

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### REGULAR MEETING OF THE CITY COUNCIL

#### CALL TO ORDER

*A Regular Meeting of the City Council of the City of Chula Vista was called to order at 5:04 p.m. in the Council Chambers, located in City Hall, 276 Fourth Avenue, Chula Vista, California.*

#### ROLL CALL:

**Present:** Councilmember Aguilar, Councilmember Diaz, Deputy Mayor McCann, Councilmember Padilla and Mayor Casillas Salas

*Also Present: Assistant City Manager Kachadoorian, City Attorney Googins, City Clerk Bigelow, and Records Manager Turner*

#### PLEDGE OF ALLEGIANCE TO THE FLAG AND MOMENT OF SILENCE

*Councilmember Padilla led the Pledge of Allegiance.*

*Mayor Casillas Salas called for a moment of silence for the people affected by the earthquake and hurricane in Mexico, and for those in the path of yet another hurricane.*

#### SPECIAL ORDERS OF THE DAY

**A. [17-0413](#) OATHS OF OFFICE**

- David Wynne, Veterans Advisory Commission
- Judy Gallardo, International Friendship Commission
- Timothy McMillin, Sustainability Commission

*Acting City Clerk Bigelow administered the oaths of office to Commissioners Wynne and Gallard, and Councilmember Diaz presented them with certificates of appointment. Commissioner McMillin was not present.*

**B. [17-0368](#) PRESENTATION OF QUARTERLY EMPLOYEE RECOGNITION RECIPIENTS**

*Human Resources Director Chase recognized recipients of quarterly employee awards.*

**C. [17-0384](#) RECOGNITION OF THE BONITA VALLEY GIRLS SOFTBALL LEAGUE FOR BRINGING HOME TWO NATIONAL CHAMPIONSHIPS**

*Mayor Casillas Salas congratulated the Bonita Valley Girls Softball League, and Deputy Mayor McCann and Councilmember Aguilar presented the players with medals.*

- D. [17-0385](#) PRESENTATION OF A PROCLAMATION TO SOUTHWESTERN COLLEGE IN CELEBRATION OF ITS 56TH ANNIVERSARY

*Mayor Casillas Salas read the proclamation and Councilmember Padilla presented it to the members of the board.*

- E. [17-0400](#) PRESENTATION BY SAN MIGUEL FIRE CHIEF CRISS BRAINARD REGARDING THE RETURN OF A STAND- ALONE SAN MIGUEL FIRE DISTRICT

*San Miguel Chief Criss Brainard thanked Chief Geering and presented him with an award for assisting in San Miguel Fire District's transition to a stand-alone station.*

### CONSENT CALENDAR (Items 1 - 4)

*City Attorney Googins stated an amended agreement for Item 4 had been distributed to Council.*

1. [17-0416](#) APPROVAL OF MINUTES of July 25, 2017.  
**Recommended Action: Council approve the minutes.**
2. [17-0120](#) RESOLUTION NO. 2017-178 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING AGREEMENTS WITH KIMLEY-HORN AND ASSOCIATES, INC.; NV5, INC.; RICK ENGINEERING COMPANY; AND T.Y. LIN INTERNATIONAL FOR CIVIL ENGINEERING CONSULTING SERVICES FOR VARIOUS CAPITAL IMPROVEMENT PROGRAM PROJECTS AND OTHER CITY PROJECTS  
**Recommended Action: Council adopt the resolution.**
3. [17-0366](#) RESOLUTION NO. 2017-179 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AMENDING THE FISCAL YEAR 2017-2018 CIP BUDGET TO ESTABLISH NEW CAPITAL IMPROVEMENT PROJECTS, "RMRA MAJOR PAVEMENT REHABILITATION FY2017/18" (STM-395) AND "RMRA MAJOR PAVEMENT REHABILITATION PHASE 2 FY2017/18" (STM-396), AND APPROPRIATING \$1,497,670 BASED ON UNANTICIPATED REVENUE FROM THE ROAD MAINTENANCE AND REHABILITATION ACCOUNT (RMRA) IN THE GAS TAX FUND TO STM-395 (4/5 VOTE REQUIRED)  
**Recommended Action: Council adopt the resolution.**
4. [17-0389](#) RESOLUTION NO. 2017-180 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE FIRST AMENDMENT TO STANDARD INDUSTRIAL/COMMERCIAL SINGLE TENANT LEASE-GROSS BETWEEN THE CITY OF CHULA VISTA AND SOUTH BAY COMMUNITY SERVICES  
**Recommended Action: Council adopt the resolution.**

## Approval of the Consent Calendar

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

**Yes:** 5 - Aguilar, Diaz, McCann, Padilla and Casillas Salas

**No:** 0

**Abstain:** 0

## ITEMS REMOVED FROM THE CONSENT CALENDAR

*There were none.*

## PUBLIC COMMENTS

*Frank McPhillips, and Sandy Sato, both Chula Vista residents, expressed concern regarding debris in their neighborhoods and the condition of their streets.*

*Tony Bourne, expressed concern regarding issues related to homelessness.*

## ACTION ITEMS

5. [17-0411](#) ORDINANCE OF THE CITY OF CHULA VISTA AMENDING CHAPTER 9.80 OF THE CHULA VISTA MUNICIPAL CODE RELATING TO SEX OFFENDER RESIDENCY RESTRICTIONS (FIRST READING)

*Deputy City Attorney McClurg presented information on the item.*

**ACTION:** A motion was made by Mayor Casillas Salas, seconded by Councilmember Diaz, that the above ordinance be placed on first reading, heading read, text waived. The motion carried by the following vote:

**Yes:** 5 - Aguilar, Diaz, McCann, Padilla and Casillas Salas

**No:** 0

**Abstain:** 0

## CITY MANAGER'S REPORTS

*Assistant City Manager Kachadoorian announced the I-5 and I-805 southbound lanes would be closed September 23rd through September 25th.*

## MAYOR'S REPORTS

*Mayor Casillas Salas spoke regarding the BonitaFest welcoming ceremony.*

## COUNCILMEMBERS' COMMENTS

*Councilmember Diaz spoke regarding an upcoming community forum and reported that the City would be providing Hepatitis A vaccines.*

*Deputy Mayor McCann spoke regarding BonitaFest. He expressed support for victims of the earthquake in Mexico City and hurricanes in Texas, Florida and Puerto Rico.*

*Councilmember Padilla expressed concern for the victims of the earthquake and hurricanes.*

City Attorney Googins announced an upcoming Institute for Public Strategies Forum on the topics of marijuana, homelessness and alcohol.

City Attorney Googins announced that the Council would convene in closed session to discuss Items 6 and 8, listed below. He stated Item 7 would be continued to the meeting of September 26, 2017.

Mayor Casillas Salas recessed the meeting at 5:56 p.m. The Council reconvened in closed session at 6:10 p.m., with all members present.

## CLOSED SESSION

Pursuant to Resolution No. 13706 and Council Policy No. 346-03, Official Minutes and records of action taken during Closed Sessions are maintained by the City Attorney.

6. [17-0371](#) CONFERENCE WITH LEGAL COUNSEL--ANTICIPATED LITIGATION  
Initiation of litigation pursuant to Government Code Section 54956.9(d)(4):

Two (2) Cases.  
(This item was continued from 9/12/2017.)

**ACTION:** There was no reportable action.

7. [17-0395](#) CONFERENCE WITH LEGAL COUNSEL--ANTICIPATED LITIGATION  
Significant exposure to litigation pursuant to Government Code Section 54956.9(d)(2):

One (1) Case.

*Item 7 was continued to the meeting of September 26, 2017.*

8. [17-0383](#) CONFERENCE WITH LEGAL COUNSEL REGARDING EXISTING  
LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9  
(d)(1)

Name of case: Chula Vista Animal Care Facility & Scripps Health v.  
Vernon Coston and Citizens Business Bank, San Diego Superior Court,  
Case No. 37-2015-37598-CU-FR-CTL

**ACTION:** Reportable action was pending finalization of settlement.

## ADJOURNMENT

At 7:50 p.m., Mayor Casillas Salas adjourned the meeting to the Regular City Council Meeting on September 26, 2017, at 5:00 p.m., in the Council Chambers.

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Kerry K. Bigelow, MMC, City Clerk