

City of Chula Vista

Meeting Minutes - Final

Tuesday, June 23, 2020

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 OF THE CITY OF CHULA VISTA

Pursuant to the Governor of the State of California's Executive Order N-29-20, and in the interest of public health and safety during the COVID-19 pandemic, members of the City Council and staff participated in this meeting via teleconference. Members of the public participated remotely and were not present in Council Chambers. All votes were taken by roll call and public comments were submitted electronically or otherwise in writing.

The City Council minutes are prepared and ordered to correspond to the City Council Agenda. Agenda items may be taken out of order during the meeting.

The agenda items at this meeting were considered in the order presented, except for Item 7, which was heard following Item 15.

CALL TO ORDER

A regular meeting of the City Council and a special meeting of the Housing Authority of the City of Chula Vista were called to order at 5:02 p.m. via teleconference in the Council Chambers, located in City Hall, 276 Fourth Avenue, Chula Vista, California.

ROLL CALL:

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

Also Present: City Manager Kachadoorian, City Attorney Googins, Assistant City Clerk Turner, City Clerk Analyst Hernandez and Deputy City Clerk Kansas

PLEDGE OF ALLEGIANCE TO THE FLAG AND MOMENT OF SILENCE

Deputy Mayor Galvez led the Pledge of Allegiance.

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

CONSENT CALENDAR (Items 1 - 13)

Item 6 was removed from the Consent Calendar at the request of Councilmember Padilla. Item 7 was moved to Action Items and heard following Item 15.

1. [20-0261](#) APPROVAL OF MINUTES of November 19, 2019.

Recommended Action: Council approve the minutes.

2. [20-0258](#) ORDINANCE NO. 3490 OF THE CITY OF CHULA VISTA AMENDING VARIOUS CHAPTERS OF TITLE 2 OF THE CHULA VISTA MUNICIPAL CODE TO REVISE BOARD AND COMMISSION APPOINTMENT PROCESSES, SPECIFY A PROCESS AND CONSOLIDATE RULES REGARDING MEMBER ASSIGNMENTS WHEN BOARD OR COMMISSION SEAT QUALIFICATIONS CHANGE, ADD PROVISIONS FOR BOARD AND COMMISSION REGULATIONS IN EMERGENCY SITUATIONS, AND MAKE MINOR CLARIFICATIONS TO RELATED REGULATIONS (SECOND READING AND ADOPTION)

Recommended Action: Council adopt the ordinance.

3. [20-0092](#) RESOLUTION no. 2020-142 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING A FIRST AMENDMENT TO THE AGREEMENT BETWEEN THE CITY AND CLEAN HARBORS ENVIRONMENTAL SERVICES, INC. FOR TURN-KEY HOUSEHOLD HAZARDOUS WASTE AND CONDITIONALLY EXEMPT SMALL QUANTITY GENERATOR WASTE MANAGEMENT SERVICES

Recommended Action: Council adopt the resolution.

4. [20-0233](#) RESOLUTION NO. 2020-143 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ACCEPTING BIDS AND AWARDING A LANDSCAPE MAINTENANCE CONTRACT BETWEEN THE CITY AND NATURESCAPE SERVICES, INC. FOR OPEN SPACE LANDSCAPE SERVICES IN BID GROUP 9 IN THE TOTAL AMOUNT OF \$120,755 FOR FISCAL YEAR 2021

Recommended Action: Council adopt the resolution.

5. [20-0241](#) RESOLUTION NO. 2020-144 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AMENDING THE FISCAL YEAR 2019/20 OTHER GRANTS FUND BUDGET BY APPROPRIATING \$3,000 TO THE ANIMAL CARE FACILITY GRANT FOR UNANTICIPATED GRANTS (4/5 VOTE REQUIRED)

Recommended Action: Council adopt the resolution.

Item 6 was removed from the Consent Calendar.

Item 7 was moved to Action Items.

8. [20-0251](#) RESOLUTION NO. 2020-147 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ACCEPTING A GRANT FROM THE SAN DIEGO ASSOCIATION OF GOVERNMENTS IN THE AMOUNT OF \$8,636; AMENDING THE FY 2020/2021 CIP PROGRAM BUDGET BY APPROPRIATING FUNDS THEREFOR; AND APPROVING THE AGREEMENT FOR SHARED STREETS PILOT PROGRAM BETWEEN THE CITY AND SANDAG

Recommended Action: Council adopt the resolution.

9. [20-0203](#) RESOLUTION NO. 2020-148 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ACCEPTING THE 2020 REGIONAL ANALYSIS OF IMPEDIMENTS TO FAIR HOUSING CHOICE (AI) AND AUTHORIZING THE CITY MANAGER OR DESIGNEE TO CERTIFY AND SUBMIT THE AI TO THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT

Recommended Action: Council adopt the resolution.

10. [20-0229](#) RESOLUTION NO. HA 2020-004 OF THE CHULA VISTA HOUSING AUTHORITY (1) APPROVING AN AMENDMENT TO THE FISCAL YEAR 2019-20 HOUSING AUTHORITY BUDGET TO REPROGRAM \$250,000 OF LOW AND MODERATE INCOME HOUSING ASSET FUNDS (LMIHAF); (2) APPROPRIATING LMIHAF IN THE AMOUNT OF \$250,000 TO A HOMELESS PREVENTION AND RAPID RE-HOUSING PROGRAM IN RESPONSE TO COVID-19; (3) AUTHORIZING THE CITY MANAGER OR DESIGNEE TO EXECUTE AN AMENDMENT TO AN EXISTING AGREEMENT BETWEEN THE CITY OF CHULA VISTA AND SOUTH BAY COMMUNITY SERVICES FOR THE MANAGEMENT AND IMPLEMENTATION OF A TENANT-BASED RENTAL ASSISTANCE PROGRAM ADDING HOMELESS PREVENTION AS AN ELIGIBLE USE USING LMIHAF (4/5 VOTE REQUIRED)

Recommended Action: Authority adopt the resolution.

11. [20-0244](#) RESOLUTION NO. 2020-149 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA, ACTING AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 18M (OTAY RANCH VILLAGE 3) CLARIFYING AMBIGUITIES IN THE RATE AND METHOD OF APPORTIONMENT FOR SUCH COMMUNITY FACILITIES DISTRICT, MAKING CERTAIN DETERMINATIONS REGARDING THE ADMINISTRATION OF SUCH SPECIAL TAX, AND APPROPRIATING FUNDS THEREFOR (4/5 VOTE REQUIRED)

Recommended Action: Council adopt the resolution.

12. [20-0254](#) RESOLUTION NO. 2020-150 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AUTHORIZING APPLICATION FOR, AND RECEIPT OF, LOCAL EARLY ACTION PLANNING GRANT PROGRAM FUNDS

Recommended Action: Council adopt the resolution.

13. [20-0259](#) RESOLUTION NO. 2020-151 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AMENDING CITY COUNCIL RESOLUTION NO. 2019-170 IN ORDER TO EXPRESSLY DELEGATE TO THE CITY MANAGER THE AUTHORITY TO APPROVE "DESIGN ASSIST" PURSUANT TO CHULA VISTA MUNICIPAL CODE SUBSECTION 2.56.160(H),

“DEVELOPER-PERFORMED PUBLIC WORKS” WITH RESPECT TO PHASE 1A IMPROVEMENTS IMPLEMENTED BY RIDA CHULA VISTA, LLC, IN CONNECTION WITH THE CHULA VISTA BAYFRONT HOTEL AND CONVENTION CENTER PROJECT

Recommended Action: Council adopt the resolution.

Approval of the Consent Calendar

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

Yes: 5 - Diaz, Galvez, McCann, Padilla and Casillas Salas

No: 0

Abstain: 0

ACTION: Item 8:

Yes: 4 - Diaz, Galvez, McCann and Padilla

No: 0

Abstain: 1 - Casillas Salas

ACTION: Item 10:

Yes: 4 - Diaz, Galvez, Padilla and Casillas Salas

No: 0

Abstain: 1 - McCann

ITEMS REMOVED FROM THE CONSENT CALENDAR

6. [20-0245](#) RESOLUTION NO. 2020-145 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AUTHORIZING THE ACCEPTANCE OF A CARES ACT CORONAVIRUS RELIEF FUND GRANT ALLOCATION OF \$4,842,695 FROM THE COUNTY OF SAN DIEGO AND APPROPRIATING FUNDS IN THE GENERAL FUND IN FISCAL YEAR 2019/20 AND IN FISCAL YEAR 2020/21 (4/5 VOTE REQUIRED)

City Manager Kachadoorian responded to questions of Councilmember Padilla.

ACTION: A motion was made by Councilmember Padilla, seconded by Deputy Mayor Galvez, to adopt Resolution No. 2020-145, heading read, text waived. The motion carried by the following roll call vote:

Yes: 5 - Diaz, Galvez, McCann, Padilla and Casillas Salas

No: 0

Abstain: 0

PUBLIC COMMENTS**14. [20-0260](#) PUBLIC COMMENTS RECEIVED for June 23, 2020**

Richard Roy submitted comments in support of June 19 being declared a City Holiday and the Juneteenth being flown at City Hall.

The following residents submitted comments in opposition to a proposed auto collision and repair shop on Auto Park Place:

-Kerri Aviles, Chula Vista resident

-Habril Gamboa, Chula Vista resident

-Robert Ellis, Chula Vista resident

-Juan Arrion, Chula Vista resident

Theresa Acerro, Chula Vista resident, submitted comments recommending a financial analysis for a proposed project at 576 Moss.

PUBLIC HEARINGS**15. [20-0087](#) PUBLIC HEARING AND CONSIDERATION OF ACCEPTANCE OF A REPORT REGARDING 2020-2025 CONSOLIDATED PLAN FUNDING PRIORITIES AND THE 2020/2021 ANNUAL ACTION PLAN FUNDING REQUESTS AND RECOMMENDATIONS FOR THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT**

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.

Senior Management Analyst Davis gave a presentation on the item.

Mayor Casillas Salas opened the public hearing.

The following members of the public submitted written comments in support of staff's recommendation:

-Norma Avila, Chula Vista resident

-Jeannette Aguilar, Chula Vista resident

-Margarita Holguin

There being no further comments submitted, Mayor Casillas Salas closed the public hearing.

Councilmember Diaz spoke in support of the Resident Leadership Academy's sidewalk project on Naples Street in District 4.

ACTION: A motion was made by Councilmember Diaz, seconded by Deputy Mayor Galvez, to accept the report, heading read, text waived. The motion carried by the following roll call vote:

Yes: 5 - Diaz, Galvez, McCann, Padilla and Casillas Salas

No: 0

Abstain: 0

ACTION ITEMS

7. [20-0250](#) RESOLUTION NO. 2020-146 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE COMPENSATION SUMMARY FOR ALL UNREPRESENTED EMPLOYEES AND ELECTED OFFICIALS, INCLUDING AUTHORIZATION FOR THE MAYOR TO EXECUTE ANY NECESSARY CONTRACT AMENDMENTS TO IMPLEMENT SAID COMPENSATION SUMMARY

Human Resources Director Chase announced that approval of the item would affect executive compensation.

ACTION: A motion was made by Mayor Casillas Salas, seconded by Councilmember Padilla, to adopt Resolution No. 2020-146, heading read, text waived. The motion carried by the following roll call vote:

Yes: 5 - Diaz, Galvez, McCann, Padilla and Casillas Salas

No: 0

Abstain: 0

16. [20-0246](#) RESOLUTION NO. 2020-152 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AUTHORIZING TEMPORARY LOANS OF UP TO \$9,374,810 FROM THE MEASURE A FUND BALANCE TO THE ADVANCED LIFE SUPPORT TRANSPORT FUND FOR THE FUNDING OF PHASE II DEPLOYMENT STARTUP COSTS (\$4,881,710) AND VEHICLE AND EQUIPMENT COSTS (\$4,493,100), RESPECTIVELY, TO PROVIDE EXCLUSIVE EMERGENCY AMBULANCE TRANSPORT SERVICES WITHIN THE CITY OF CHULA VISTA, THE CITY OF IMPERIAL BEACH AND THE BONITA SUNNYSIDE FIRE PROTECTION DISTRICT COMMENCING ON OR ABOUT APRIL 9, 2021

Fire Chief Geering gave a presentation on the item.

City Attorney Googins spoke on the legal analysis and stated he would provide a formal update from outside legal counsel.

ACTION: A motion was made by Councilmember Diaz, seconded by Councilmember McCann, to adopt Resolution No. 2020-152, heading read, text waived. The motion carried by the following roll call vote:

Yes: 5 - Diaz, Galvez, McCann, Padilla and Casillas Salas

No: 0

Abstain: 0

CITY MANAGER'S REPORTS

City Manager Kachadoorian provided an update on COVID-19 cases in Chula Vista. She spoke on the continued need for more communication and outreach to the community, the new neighborhood signs warning residents to refrain from feeding the wildlife, and thanked the Council for the opportunity to serve as City Manager.

MAYOR'S REPORTS

Mayor Casillas Salas spoke regarding the following: COVID-19 cases and the importance of safety protocols, current and upcoming vacancies on boards and commissions, and the upcoming Virtual First Friday Breakfast with guest speaker Maria Kachadoorian. She recognized Chula Vista's first responders, acknowledged the Police Department and its officers, and congratulated the two female officers who were promoted to Sergeant.

COUNCILMEMBERS' COMMENTS

Councilmember McCann congratulated City Manager Kachadoorian, spoke regarding the history and celebration of Juneteenth, and gave an update on a virtual town hall meeting regarding organized youth sports resuming practice with the required safety protocols. He acknowledged the Police Department and wished a Happy Father's Day to all those who have filled the role of a father.

Councilmember Diaz acknowledged the Police Department, spoke regarding the outreach to seniors in District 4 during COVID and the emergency bridge shelter funding, he thanked staff for their work on the bridge shelter and thanked the Council and City staff for providing the resources to shut down the illegal cannabis store fronts in District 4.

Councilmember Padilla congratulated City Manager Kachadoorian, recognized Chula Vista's first responders and acknowledged law enforcement and public safety professionals. He spoke regarding the following: the significance of Juneteenth, an invite from Supervisor Nathan Fletcher to serve on the COVID-19 Task Force for Equitable Recovery, the 50th anniversary of Pride, and an upcoming Coastal Commission Meeting regarding the San Onofre Nuclear Generating Station.

Deputy Mayor Galvez spoke regarding the upcoming re-opening of the Living Coast Discovery Center, Juneteenth, requested the Police Department have clear direction regarding online threats and threats relating to protests.

At the request of Deputy Mayor Galvez, there was a consensus of the Council to fly a Juneteenth flag in June 2021.

CITY ATTORNEY'S REPORTS

There were none.

CLOSED SESSION

City Attorney Googins announced that Item 18 would be trailed to a future meeting and that the Council would convene in closed session to discuss Item 17 listed below.

Mayor Casillas Salas recessed the meeting at 6:43 p.m. The Council reconvened in Closed Session at 6:55 p.m., with all members present.

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.

17. [20-0255](#) CONFERENCE WITH LEGAL COUNSEL--ANTICIPATED LITIGATION
Significant exposure to litigation pursuant to Government Code Section 54956.9d)(2) [or](3): One [1] Case re Notice of Potential Liability, Request for Information, Request for Payment, and Request for Performance of Work Associated with Releases and Threatened Releases of Hazardous Substances at the San Diego Bay National Wildlife Refuge Site in Chula Vista and National City, California.

ACTION: No reportable action.

18. [20-0262](#) CONFERENCE WITH LEGAL COUNSEL--ANTICIPATED LITIGATION
Significant exposure to litigation pursuant to Government Code Section 54956.9d)(2) [or](3): One [1] Case.

Item 18 was not discussed and was trailed to a future meeting.

ADJOURNMENT

The meeting was adjourned at 7:07 p.m.

Minutes prepared by: Leah Larrarte, Deputy City Clerk

Kerry K. Bigelow, MMC, City Clerk