

City of Chula Vista

Meeting Minutes - Draft

Tuesday, May 12, 2020

5:00 PM

Via Teleconference
276 4th Avenue, Building A
Chula Vista, CA 91910

REGULAR MEETING OF THE CITY COUNCIL

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.

CALL TO ORDER

A regular meeting of the City Council of the City of Chula Vista was called to order at 5:07 p.m. via teleconference and 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 Halbert, City Attorney Googins, City Clerk Bigelow, and Assistant City Clerk Turner

PLEDGE OF ALLEGIANCE TO THE FLAG AND MOMENT OF SILENCE

Councilmember Galvez led the Pledge of Allegiance.

SPECIAL ORDERS OF THE DAY

- A. [20-0190](#) PRESENTATION OF A PROCLAMATION TO CHIEF OF POLICE ROXANA KENNEDY PROCLAIMING FRIDAY, MAY 15, 2020 AS NATIONAL PEACE OFFICERS MEMORIAL DAY IN THE CITY OF CHULA VISTA

Mayor Casillas Salas read the proclamation and City Manager Halbert presented it to Police Chief Kennedy.

- B. [20-0183](#) PRESENTATION OF A PROCLAMATION TO DIRECTOR OF PUBLIC WORKS IRACSEMA QUILANTAN AND DIRECTOR OF ENGINEERING AND CAPITAL PROJECTS WILLIAM VALLE, PROCLAIMING THE WEEK OF MAY 17 THROUGH MAY 23, 2020 AS NATIONAL PUBLIC WORKS WEEK IN THE CITY OF CHULA VISTA

Mayor Casillas Salas read the proclamation. Public Works Director Quilantan spoke regarding the item and presented a video.

CONSENT CALENDAR (Items 1 - 7)

Councilmember McCann stated he would abstain from voting on Item 7 due to a potential business-related conflict of interest.

Maximilliano Ramirez, Chula Vista resident, submitted comments in support of staff's recommendation on Item 7.

1. [20-0155](#) APPROVAL OF MINUTES of October 15, 2019.
Recommended Action: Council approve the minutes.
2. [20-0193](#) ORDINANCE NO. 3488 OF THE CITY OF CHULA VISTA REQUIRING ALL BUSINESSES OPERATING WITHIN THE CITY TO PREPARE AND POST CITY-APPROVED SOCIAL DISTANCING AND SANITATION PROTOCOLS (SECOND READING AND ADOPTION)
Recommended Action: Council adopt the ordinance.
3. [20-0194](#) RESOLUTION NO. 2020-094 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA RATIFYING AND CONFIRMING EMERGENCY ORDER 002-C-2020 (EFFECTIVE MAY 8, 2020) OF THE CHULA VISTA DIRECTOR OF EMERGENCY SERVICES ESTABLISHING TERMS FOR A LIMITED OPENING OF CITY PARKS AND TRAILS AND UPDATING FACE COVERING REQUIREMENTS TO CONFORM WITH COUNTY-WIDE STANDARDS
Recommended Action: Council adopt the resolution.
4. [20-0018](#) RESOLUTION NO. 2020-095 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING A NEW 3.2-ACRE BIKE SKILLS PARK FACILITY IN THE OTAY VALLEY REGIONAL PARK, RECREATION AREA 6
Recommended Action: Council adopt the resolution.
5. [20-0051](#) RESOLUTION NO. 2020-096 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ADOPTING A LIST OF PROJECTS FOR FISCAL YEAR 2020/21 FUNDED BY SB 1: THE ROAD REPAIR AND ACCOUNTABILITY ACT OF 2017
Recommended Action: Council adopt the resolution.
6. [20-0140](#) RESOLUTION NO. 2020-097 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE THIRD AMENDMENT TO THE MEDICAL DIRECTOR AGREEMENT BETWEEN THE REGENTS OF THE UNIVERSITY OF CALIFORNIA AND THE CITY OF CHULA VISTA
Recommended Action: Council adopt the resolution.

- 7. [20-0152](#) RESOLUTION NO. 2020-098 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA (1) APPROVING AN AMENDMENT TO THE FISCAL YEAR 2019/20 HUD ANNUAL ACTION PLAN TO RE-PROGRAM \$1,036,425 OF HOME INVESTMENT PARTNERSHIP ACT FUNDS; (2) APPROPRIATING HOME INVESTMENT PARTNERSHIP ACT FUNDS IN THE AMOUNT OF \$1,036,425 TO A TENANT-BASED RENTAL ASSISTANCE PROGRAM IN RESPONSE TO COVID-19; (3) AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE AN AGREEMENT BETWEEN THE CITY OF CHULA VISTA AND SOUTH BAY COMMUNITY SERVICES FOR THE MANAGEMENT AND IMPLEMENTATION OF A TENANT-BASED RENTAL ASSISTANCE PROGRAM; AND (4) AUTHORIZING THE CITY MANAGER TO EXECUTE ANY AND ALL RELATED DOCUMENTS NECESSARY TO OBTAIN THE HUD FUNDS (4/5 VOTE REQUIRED)

Recommended Action: Council adopt the resolution.

Approval of the Consent Calendar

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

Items 1 through 6:

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

No: 0

Abstain: 0

ACTION: Item 7:

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

No: 0

Abstain: 1 - McCann

ITEMS REMOVED FROM THE CONSENT CALENDAR

There were none.

PUBLIC COMMENTS

- 8. [20-0195](#) PUBLIC COMMENTS RECEIVED for May 12, 2020

Theresa Acerro, Chula Vista resident, submitted comments expressing concern regarding illegal cannabis activities.

Peggy Walker, Chula Vista resident, submitted comments in opposition to legalizing commercial cannabis activities.

Jose Cabalo, Chula Vista resident, submitted comments expressing concerns regarding problems in the City.

The following Chula Vista residents submitted comments opposing contact tracing:

- Stacy Domer
- Heavenly Daniel
- Naomi Kehs
- Alicia Ornelas
- Priscilla Pasimio
- Judy Gunnon
- Mariah Ahmad

ACTION ITEMS

9. [19-0503](#) RESOLUTION NO. 2020-099 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE 2020 ACTIVE TRANSPORTATION PLAN

Principal Civil Engineer Rivera and Monique Chen and Andrew Prescott, consultants, representing Chen Ryan, gave a presentation on the item.

Randy Torres-Van Vleck, representing Bike Walk Chula Vista, submitted comments in support of staff's recommendation.

Matthew Lowery, Chula Vista resident, submitted comments in appreciation of staff's work and recommended additional connectivity between west Chula Vista and the Bayfront.

Councilmember Diaz inquired about the public safety response times, Principal Civil Engineer Rivera responded.

Deputy Mayor Galvez questioned the J Street corridor lighting and street signal changes for bike lanes, Principal Civil Engineer Rivera and consultant Prescott responded.

ACTION: A motion was made by Mayor Casillas Salas, seconded by Councilmember McCann, to adopt Resolution No. 2020-099, 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

10. [20-0166](#) RESOLUTION NO. 2020-100 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ACCEPTING DONATIONS FROM THE LUCKY DUCK FOUNDATION AND THE STATE OF CALIFORNIA TO FURTHER SUPPORT THE CITY'S RESPONSE EFFORTS TO THE COVID-19 EMERGENCY

Mayor Casillas Salas announced that Items 10 and 11 would be heard concurrently. A revised resolution for Item 10 was distributed to the Council and action on the item was with respect to the revised document.

Housing Manager Hines, Police Chief Kennedy, Homeless Outreach Team Captain Sergeant Pinedo, and Sr. Management Analyst Davis presented the item.

Council discussion ensued. Sr. Management Analyst Davis responded to questions of the Council.

The following Chula Vista residents submitted comments in support of the establishment of a shelter for homeless persons:

- Thomas Clavell
- Daniel Green
- Maximilliano Ramirez

The following individuals submitted comments in opposition to the relocation of a bridge shelter:

- Karin Cabalo, Chula Vista resident
- Arturo R., Chula Vista resident
- Tyler Silva, Chula Vista resident
- Pamela Sherman-Keel

ACTION: A motion was made by Councilmember Diaz, seconded by Deputy Mayor Galvez, to adopt Resolution No. 2020-100, 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

11. [20-0158](#) CONSIDERATION OF AMENDING REQUIRED PLAN DOCUMENTS TO ALLOCATE AVAILABLE FUNDS FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT TO RESPOND TO THE COVID-19 EMERGENCY

RESOLUTION NO. 2020-101 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA: (1) APPROVING AMENDMENTS TO REQUIRED PLANNING DOCUMENTS TO ALLOCATE AVAILABLE FUNDING FROM THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT UNDER THE CARES ACT AND COMMUNITY DEVELOPMENT BLOCK GRANT, HOME INVESTMENT PARTNERSHIPS ACT, AND EMERGENCY SOLUTIONS GRANT FUNDS TO PREVENT, PREPARE AND RESPOND TO THE IMPACTS OF COVID-19; (2) AUTHORIZING THE CITY MANAGER OR DESIGNEE TO EXECUTE ANY AND ALL HUD DOCUMENTS RELATED TO THE GRANTS; (3) AMENDING THE FISCAL YEAR 2019/20 CIP PROGRAM BUDGET BY ESTABLISHING NEW CIP PROJECTS, GGV0254 "PUBLIC FACILITY IMPROVEMENTS" AND GGV0255 "FAIVRE & BROADWAY SIDEWALK IMPROVEMENT PROJECT"; AND (4) APPROPRIATING FUNDS THEREFOR (4/5 VOTE REQUIRED)

ACTION: A motion was made by Councilmember Diaz, seconded by Deputy Mayor Galvez, to adopt Resolution No. 2020-101, 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

12. [20-0139](#)

CONSIDERATION BY THE CHULA VISTA CITY COUNCIL OF VARIOUS ACTIONS APPROVING AND IMPLEMENTING A PROGRAM FOR THE CHULA VISTA FIRE DEPARTMENT 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 21, 2021

A. RESOLUTION NO. 2020-102 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING A PROGRAM FOR THE CHULA VISTA FIRE DEPARTMENT 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 21, 2021, APPROVING TERMS FOR A THREE PARTY AGREEMENT IMPLEMENTING SAME, AND AUTHORIZING AND DIRECTING THE CITY MANAGER TO EXECUTE SUCH AGREEMENT IN A FINAL FORM APPROVED BY THE CITY ATTORNEY

B. RESOLUTION NO. 2020-103 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AUTHORIZING A PURCHASE AGREEMENT WITH REPUBLICEVs FOR 13 AMBULANCES THRU SOUTHWEST AMBULANCE SALES PER HGAC CONTRACT AM10-18

C. RESOLUTION NO. 2020-104 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AUTHORIZING A PURCHASE AGREEMENT WITH STRYKER MEDICAL FOR GURNEY SYSTEMS PER SAVVIK CONTRACT 2019-05

D. RESOLUTION NO. 2020-105 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AUTHORIZING A SOLE SOURCE PURCHASE AGREEMENT WITH ZOLL MEDICAL CORPORATION FOR CARDIAC MONITORS AND AUTOPULSE SYSTEMS

E. RESOLUTION NO. 2020-106 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AUTHORIZING A SOLE SOURCE PURCHASE AGREEMENT WITH MOTOROLA SOLUTIONS PER CITY OF CHULA VISTA RESOLUTION 2011-131 VIA THE COUNTY OF SAN DIEGO'S MOTOROLA CONTRACT 553982

F. RESOLUTION NO. 2020-107 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AMENDING THE COMPENSATION SCHEDULE AND CLASSIFICATION PLAN TO REFLECT THE ADDITION AND DELETION OF VARIOUS POSITION TITLES; APPROVING EMPLOYMENT BENEFITS FOR NEWLY CREATED POSITIONS; AND AMENDING THE

AUTHORIZED POSITION COUNT IN THE FIRE AND HUMAN RESOURCES DEPARTMENTS WITH AN INCREASE IN AUTHORIZED STAFFING

G. RESOLUTION NO. 2020-108 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE REVISED FISCAL YEAR 2019/20 COMPENSATION SCHEDULE EFFECTIVE MAY 22, 2020, JANUARY 1, 2021, AND DECEMBER 31, 2021, AS REQUIRED BY CALIFORNIA CODE OF REGULATIONS, TITLE 2, SECTION 570

Fire Chief Geering and Deputy Fire Chief Chris Scott gave a presentation on the item. Chief Geering announced that a revised resolution for Item 12F had been distributed to the Council. Action taken on the item was with respect to the revised document.

The following submitted written comments in opposition to the proposed program:

- Alan Brill*
- Pablo Quilantan, Chula Vista resident*
- Richard Roy, Chula Vista resident*
- Theresa Acerro, Chula Vista resident*

The following Chula Vista residents submitted written comments in support of the proposed program:

- Maximilliano Ramirez*
- Jim and Carolyn Scofield*

Council discussion ensued. Fire Chief Geering and Human Resources Director Chase answered questions of the Council.

ACTION: A motion was made by Councilmember Diaz, seconded by Councilmember Padilla, to adopt Resolution Nos. 2020-102 through 2020-108, 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

CITY MANAGER'S REPORTS

City Manager Halbert expressed gratitude to Director of Information Technology Chew and the IT Department for the improvement in sound quality of the meeting. He gave an update on the COVID-19 cases from data received by Scripps and Sharp Hospitals in Chula Vista.

MAYOR'S REPORTS

Mayor Casillas Salas made reference to the importance of continuing to take the proper precautions in social distancing.

COUNCILMEMBERS' COMMENTS

Deputy Mayor Galvez expressed her deep sorrow to learn of the passing of MTS CEO Paul Jablonski.

Councilmember Diaz spoke regarding social distancing and staying safe.

Councilmembers McCann and Padilla recognized mothers in honor of Mother's Day and asked all to stay safe.

CITY ATTORNEY'S REPORTS

There were none.

CLOSED SESSION

City Attorney Googins announced that Items 13 and 14 were continued to a future meeting.

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.

- 13. [20-0145](#) CONFERENCE WITH LEGAL COUNSEL--ANTICIPATED LITIGATION
Significant exposure to litigation pursuant to Government Code Section 54956.9d)(2) [or](3):

[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.

Item 13 was not heard and was trailed to a future meeting.

- 14. [20-0165](#) CONFERENCE WITH LEGAL COUNSEL REGARDING EXISTING LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9(d)(1)

City of Chula Vista v. Monsanto Company, et al., United States District Court, Case No. 18-CV-01942-WQH-AGS

Item 14 was not heard and was trailed to a future meeting.

ADJOURNMENT

The meeting was adjourned at 8:07 p.m.

Minutes prepared by: Sheree Kansas, Deputy City Clerk

Kerry K. Bigelow, MMC, City Clerk