



MEETING OF THE CITY COUNCIL

Agenda

Cheryl Cox, Mayor
Patricia Aguilar, Councilmember
Pamela Bensoussan, Councilmember
Rudy Ramirez, Councilmember
Mary Salas, Councilmember

James D. Sandoval, City Manager
Glen R. Googins, City Attorney
Donna R. Norris, City Clerk

Tuesday, March 25, 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. 14-0136 PRESENTATION BY DR. MELINDA NISH, SUPERINTENDENT/ PRESIDENT OF SOUTHWESTERN COLLEGE: FROM THE PRECIPICE TO PROSPERITY
B. 14-0174 PRESENTATION OF A PROCLAMATION PROCLAIMING TUESDAY, APRIL 1, 2014 AS NATIONAL SERVICE RECOGNITION DAY IN THE CITY OF CHULA VISTA

- C. [14-0169](#) PRESENTATION OF A PROCLAMATION TO SOUTHWESTERN COLLEGE'S CHICANO/LATINO COALITION CO-PRESIDENTS VERONICA CADENA AND ALMA AGUILAR CELEBRATING THE AWARDING OF SIX SCHOLARSHIPS AT THE COLLEGE'S ANNUAL CESAR E. CHAVEZ SCHOLARSHIP BREAKFAST
- D. [14-0142](#) PRESENTATION OF A PROCLAMATION TO FIRE CHIEF DAVID HANNEMAN AND DEPUTY FIRE CHIEF JUSTIN GIPSON PROCLAIMING MARCH 23 THROUGH MARCH 29, 2014 AS TSUNAMI PREPAREDNESS WEEK IN THE CITY OF CHULA VISTA
- E. [14-0149](#) UPDATE ON CITY NOW, THE CITY OF CHULA VISTA'S CONTINUOUS IMPROVEMENT PROGRAM: POLICE DEPARTMENT PAYROLL

CONSENT CALENDAR (Items 1 - 10)

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. [14-0172](#) APPROVAL OF MINUTES OF January 7, 2014.
Staff Recommendation: Council approve the minutes.
2. [14-0139](#) WRITTEN COMMUNICATIONS
Letter of resignation from Jeannie Barnes, Board of Library Trustees.
Staff Recommendation: Council accept the resignation.
3. [14-0137](#) ORDINANCE OF THE CITY OF CHULA VISTA ADDING CHULA VISTA MUNICIPAL CODE CHAPTER 2.51 - "DISTRICTING COMMISSION" (SECOND READING AND ADOPTION)
Department: City Attorney
Staff Recommendation: Council adopt the ordinance.

4. [14-0079](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING A CITY COUNCIL POLICY FOR PUBLIC REVIEW OF CITY COUNCIL AND CITIZEN-SPONSORED INITIATIVES, INCLUDING FISCAL ANALYSIS, AND CHARTER REVIEW COMMISSION REVIEW FOR CHARTER-RELATED PROPOSALS

Department: City Attorney

Staff Recommendation: Council adopt the resolution.

5. [14-0124](#) ORDINANCE OF THE CITY OF CHULA VISTA AMENDING CHULA VISTA MUNICIPAL CODE SECTION 2.25.110(C) RELATED TO EXCUSED ABSENCES FOR MEMBERS OF CITY BOARDS AND COMMISSIONS DUE TO UNEXPECTED, EMERGENCY SITUATIONS (FIRST READING)

Department: City Attorney & City Clerk

Staff Recommendation: Council place the ordinance on first reading.

6. [14-0099](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ACCEPTING BIDS, AWARDING THE CONTRACT FOR THE "EAST ORANGE AVENUE BIKE LANE IMPROVEMENTS BETWEEN MAX AVENUE AND MELROSE AVENUE IN THE CITY OF CHULA VISTA (CIP# STM377)" PROJECT TO PALM ENGINEERING CONSTRUCTION COMPANY, INC., IN THE AMOUNT OF \$173,977.05, WAIVING CITY COUNCIL POLICY 574-01, AND AUTHORIZING THE EXPENDITURE OF ALL AVAILABLE CONTINGENCY FUNDS IN AN AMOUNT NOT TO EXCEED \$30,000

Department: Public Works Department

Staff Recommendation: Council adopt the resolution.

7. [14-0112](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ACCEPTING BIDS, AWARDING THE CONTRACT FOR THE "INDUSTRIAL BOULEVARD SEWER IMPROVEMENT PROJECT FROM MAIN STREET TO ANITA STREET IN THE CITY OF CHULA VISTA, CALIFORNIA (CIP# SW263)" TO GRFCO INC. IN THE AMOUNT OF \$674,500 WAIVING CITY COUNCIL POLICY 574-01, AND AUTHORIZING THE EXPENDITURE OF ALL AVAILABLE CONTINGENCY FUNDS IN AN AMOUNT NOT TO EXCEED \$101,175.

Department: Public Works Department

Staff Recommendation: Council adopt the resolution.

8. [14-0114](#) ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ESTABLISHING A 45 MPH SPEED LIMIT ON SAN MIGUEL RANCH ROAD BETWEEN PROCTOR VALLEY ROAD AND SR-125 AND REVISING SCHEDULE X OF THE REGISTER MAINTAINED IN THE OFFICE OF THE CITY ENGINEER TO INCLUDE THIS ESTABLISHED SPEED LIMIT (FIRST READING) (4/5 VOTE REQUIRED)

Department: Public Works Department

Staff Recommendation: Council place ordinance on first reading.

9. [14-0120](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AMENDING THE FISCAL YEAR 2013-14 EQUIPMENT REPLACEMENT FUND BUDGET AND APPROPRIATING \$38,868 TO THE CAPITAL EXPENSES CATEGORY FROM THE AVAILABLE FUND BALANCE AND AWARDED A PURCHASE AGREEMENT IN THE AMOUNT OF \$182,768.10 FOR A STREET POTHOLE ASPHALT PATCH TRUCK IN ACCORDANCE WITH THE TERMS AND CONDITIONS OF REQUEST FOR BID NUMBER B02-13/14 (4/5 VOTE REQUIRED)

Department: Public Works Department

Staff Recommendation: Council adopt the resolution.

10. [14-0135](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AUTHORIZING THE DONATION OF TWO FIRE ENGINES TO THE MUNICIPALITIES OF TECATE AND ENSENADA IN BAJA CALIFORNIA

Department: Public Works & Fire Department

Staff Recommendation: 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.

ACTION ITEMS

The Item(s) listed in this section of the agenda will be considered individually by the Council and are expected to elicit discussion and deliberation. 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.

11. [14-0123](#) CONSIDERATION OF THE SPONSORSHIP OF HARBORFEST 2014 AND RATIFYING THE FILING OF AN APPLICATION WITH THE COUNTY OF SAN DIEGO FOR FUNDING

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE SPONSORSHIP OF THE 2014 HARBORFEST EVENT, APPROVING AND RATIFYING THE FILING OF AN APPLICATION WITH THE COUNTY OF SAN DIEGO FOR COMMUNITY ENHANCEMENT PROGRAM FUNDING DURING THE COUNTY'S 2014-2015 FISCAL YEAR; AND AUTHORIZING THE CITY MANAGER TO SIGN THE GRANT AGREEMENT

Department: City Manager

Staff Recommendation: Council adopt the resolution.

CITY MANAGER'S REPORTS**MAYOR'S REPORTS**

12. [14-0163](#) RATIFICATION OF APPOINTMENT OF EMMANUEL SOTO AND KIRIN MACAPUGAY TO THE CULTURAL ARTS 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).

13. [14-0148](#) CONFERENCE WITH LEGAL COUNSEL REGARDING EXISTING LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9 (a)

City of Chula Vista, et al. v. Tracy Sandoval, Sacramento Superior Court, Case No. 34-2014-80001723

14. [14-0173](#) CONFERENCE WITH LEGAL COUNSEL--ANTICIPATED LITIGATION
Initiation of litigation pursuant to Government Code Section 54956.9(c)

One Case.

15. [14-0175](#) CONFERENCE WITH LABOR NEGOTIATORS PURSUANT TO
GOVERNMENT CODE SECTION 54957.6

Agency designated representatives: Jim Sandoval, Kelley Bacon, Maria Kachadoorian, Simon Silva, Dave Hanneman, Jim Garcia and Gary Ficacci

Employee organizations: CVEA, IAFF, POA, Mid-Managers/Prof and WCE

ADJOURNMENT

to the Regular City Council Meeting on April 1, 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*

The City of Chula Vista requests individuals who require special accommodations to access, attend, and/or participate in a City meeting, activity, or service, contact the City Clerk's Office at (619) 691-5041 (California Relay Service is available for the hearing impaired by dialing 711) at least forty-eight hours in advance of the meeting.

NOTICE OF REVIEW AND PENDING APPROVAL OF FINAL MAP(S) In accordance with California Government Code Section 66458(d), notice is hereby given that the City Engineer has reviewed and, immediately following this City Council meeting of March 25, 2014, will approve the following final map:

Chula Vista Tract No. 06-05, Otay Ranch Village 2, Neighborhood R-15B, 16 single family units located on 10.862 acres south of Olympic Parkway and west of La Media Road.

Specifically, the City Engineer has caused the map to be examined and has made the following findings:

(1) The map substantially conforms to the approved tentative map, and any approved alterations thereof and any conditions of approval imposed with said tentative map.

(2) The map complies with the provisions of the Subdivision Map Act and any local ordinances applicable at the time of approval of the tentative map.

(3) The map is technically correct.

Said map will be finalized and recorded, unless an interested party files a valid appeal of the City Engineer's action to City Council no later than 2:00 p.m., 10 calendar days from the date of this City Council meeting. A valid appeal must identify the improper/incorrect finding and the basis for such conclusion.

If you have any questions about the map approval findings or need additional information about the map or your appeal rights, please feel free to contact Tom Adler at (619) 409-5483.