

City of Chula Vista

Meeting Minutes - Draft

Tuesday, October 6, 2015

5:00 PM

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

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 5:10 p.m. in the Council Chambers, located in City Hall, 276 Fourth Avenue, Chula Vista, California.

ROLL CALL:

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

Excused: Councilmember Aguilar

Also Present: Deputy City Manager Bacon, City Attorney Googins, City Clerk Norris, and Deputy City Clerk Kansas

PLEDGE OF ALLEGIANCE TO THE FLAG AND MOMENT OF SILENCE

Deputy Mayor Bensoussan led the Pledge of Allegiance.

SPECIAL ORDERS OF THE DAY

- A. [15-0538](#) PRESENTATION OF A PROCLAMATION TO SERGEANT BARRY BENNETT ON 29 YEARS OF SERVICE TO THE CITY OF CHULA VISTA

Mayor Salas read the proclamation and Councilmember Miesen presented it to Sergeant Bennett.

- B. [15-0491](#) PRESENTATION BY SOUTHWESTERN COLLEGE SUPERINTENDENT/PRESIDENT DR. MELINDA NISH REGARDING AN UPDATE ON THE COLLEGE'S ACADEMIC AND CONSTRUCTION INITIATIVES

Dr. Nish, representing Southwest College, gave a presentation on the college's initiatives.

CONSENT CALENDAR (Items 1 - 5)

1. [15-0556](#) APPROVAL OF MINUTES of September 15, 2015.

Recommended Action: Council approve the minutes.

2. [15-0541](#) WRITTEN COMMUNICATIONS

A. Memorandum from Councilmember Aguilar requesting an excused absence from the September 15, 2015 City Council meeting.

B. Letter of resignation from William Canedo, Board of Library Trustees.

Recommended Action: Council excuse the absence and accept the resignation.

3. [15-0505](#) RESOLUTION NO. 2015-225 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING A TWO-PARTY AGREEMENT BETWEEN THE CITY OF CHULA VISTA AND RECON ENVIRONMENTAL, INC., TO SERVE AS THE ROLLING HILLS RANCH PRESERVE STEWARD/BIOLOGIST ("AGREEMENT") AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGREEMENT AND UP TO FOUR, ONE-YEAR EXTENSIONS TO THE AGREEMENT

Recommended Action: Council adopt the resolution.

4. [15-0530](#) RESOLUTION NO. 2015-226 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ACCEPTING \$479,000 FROM THE CALIFORNIA OFFICE OF TRAFFIC SAFETY AND APPROPRIATING \$360,010 TO THE POLICE GRANT FUND FOR THE SELECTIVE TRAFFIC ENFORCEMENT PROGRAM (4/5 VOTE REQUIRED)

Recommended Action: Council adopt the resolution.

5. [15-0550](#) A. RESOLUTION NO. 2015-227 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF CHULA VISTA AND THE CHULA VISTA MID-MANAGERS/PROFESSIONAL ASSOCIATION/SEIU LOCAL 221, RELATED TO COMPENSATION AND OTHER TERMS AND CONDITIONS OF EMPLOYMENT; AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE AFOREMENTIONED MOU AND ANY ADDITIONAL DOCUMENTS WHICH MAY BE NECESSARY OR REQUIRED TO IMPLEMENT SAID MOU

B. RESOLUTION NO. 2015-228 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AMENDING EMPLOYER-PAID MEMBER CONTRIBUTIONS FOR EMPLOYEES IN CLASSIFICATIONS REPRESENTED BY MID-MANAGERS/ PROFESSIONAL ASSOCIATION/SEIU LOCAL 221

C. RESOLUTION NO. 2015-229 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING CESSATION OF PAYMENT, ON EMPLOYER SIDE, FOR OPTIONAL BENEFITS BY EMPLOYEES IN CLASSIFICATIONS REPRESENTED BY MID-MANAGERS/PROFESSIONAL ASSOCIATION/SEIU LOCAL 221 AS A RESULT OF TERMINATION OF EMPLOYER-PAID MEMBER CONTRIBUTIONS FOR SAID EMPLOYEES

D. RESOLUTION NO. 2015-230 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE AMENDED COMPENSATION SUMMARY FOR UNREPRESENTED EMPLOYEES INCLUDING AUTHORIZATION FOR THE MAYOR TO EXECUTE ANY NECESSARY CONTRACT AMENDMENTS TO IMPLEMENT SAID AMENDED COMPENSATION SUMMARY

E. RESOLUTION NO. 2015-231 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AMENDING EMPLOYER-PAID MEMBER CONTRIBUTIONS FOR UNREPRESENTED MID-MANAGERS, PROFESSIONALS, AND CONFIDENTIAL EMPLOYEES WITHOUT A REPRESENTED COUNTERPART

F. RESOLUTION NO. 2015-232 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING CESSATION OF PAYMENT, ON EMPLOYER SIDE, FOR OPTIONAL BENEFITS BY UNREPRESENTED MID-MANAGERS, PROFESSIONALS, AND CONFIDENTIAL EMPLOYEES WITHOUT A REPRESENTED COUNTERPART AS A RESULT OF TERMINATION OF EMPLOYER-PAID MEMBER CONTRIBUTIONS FOR SAID EMPLOYEES

G. RESOLUTION NO. 2015-233 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AMENDING THE FISCAL YEAR 2015-2016 BUDGET TO ACCOUNT FOR THE PROPOSED SALARY INCREASE FOR THE CHULA VISTA MID-MANAGERS/PROFESSIONAL ASSOCIATION, SEIU LOCAL 221, AND UNREPRESENTED MID-MANAGERS, PROFESSIONALS, AND CONFIDENTIAL EMPLOYEES WITHOUT A REPRESENTED COUNTERPART (4/5 VOTE REQUIRED)

H. RESOLUTION NO. 2015-234 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE REVISED FISCAL YEAR 2015-2016 COMPENSATION SCHEDULE AS REQUIRED BY CALIFORNIA CODE OF REGULATIONS, TITLE 2, SECTION 570.5

Recommended Action: Council adopt the resolutions.

Approval of the Consent Calendar

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

Yes: 4 - Bensoussan, McCann, Miesen and Salas

No: 0

Abstain: 0

ITEMS REMOVED FROM THE CONSENT CALENDAR

There were none.

PUBLIC COMMENTS

The following members of the public expressed concern regarding issues related to homelessness in Chula Vista and spoke in support of programs to address the issues:

- Tino Martinez, Chula Vista resident*
- Rudy Ramirez, Chula Vista resident*
- Todd Voorhees, Chula Vista resident*

Chuck Schrader, Chula Vista resident, spoke regarding current city landscaping and spoke in opposition to removing landscaping and leaving bare dirt.

CITY MANAGER'S REPORTS

Deputy City Manager Bacon stated City Manager Halbert was attending the California American Planning Association Conference and would return the following week.

MAYOR'S REPORTS

Mayor Salas stated she had attended the Legislative Delegation in Washington D.C. last week. She also reported she and Councilmember Miesen participated in the California League of Cities meeting. Mayor Salas spoke of supporting the Chula Vista Firefighters in fighting breast cancer by wearing pink on October 8, 2015. She also stated a freshman of Chula Vista High School, Giancarlo Gil, had contracted a flesh-eating bacteria and had his right leg amputated, she mentioned a "Go Fund Me" account had been established to raise money for his surgeries. Mayor Salas congratulated Assistant City Clerk Bigelow for being named "Assistant City Clerk of the Year" by the Southern California City Clerk's Association.

COUNCILMEMBERS' COMMENTS

Councilmember Miesen commented on the California League of Cities meeting. He also mentioned that Beautify Chula Vista and Christmas in October would be held October 10, 2015.

Deputy Mayor Bensoussan reported on the 25th Annual South County Economic Summit, and mentioned there were still sponsorship opportunities available for the Ribbon and Shovels event October 22, 2015. Deputy Mayor Bensoussan stated there would be a Dog Costume Party Contest "Howl-A-Ween" event benefiting the Animal Care Facility at Savoie Restaurant in Otay Ranch Town Centre on October 28, 2015. She also announced that the Norman Park Senior Center deferred maintenance efforts would take place in February or March 2016.

Councilmember McCann announced he had attended a ribbon cutting ceremony for U.S. Karate Academy in Rolling Hills, and presented Mayor Salas with a Black Belt from the Academy. Councilmember McCann commended Environmental Services Manager France and her team for all their efforts with Beautify Chula Vista and mentioned the upcoming Christmas in October event. He expressed concern regarding the purchase of three grocery stores in Chula Vista by Haggen and that they would be closing. Councilmember McCann mentioned October being Breast Cancer Awareness month and that the Relay for Life event would be held June 25, 2016 at Hillcrest Elementary School.

City Attorney Googins announced that the Council would convene in closed session to discuss the items listed below. He recommended that Councilmember Miesen recuse himself from Item 8. Councilmember Miesen stated he would abstain from participating in discussion and voting on that item.

At 6:32 p.m., the Council convened in Closed Session.

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. [15-0540](#) CONFERENCE WITH LEGAL COUNSEL REGARDING EXISTING LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9 (a)

Name of case: City of Chula Vista v. Days Inn et al., San Diego Superior Court, Case No. 37-2014-40832-CU-MC-CTL

ACTION: No reportable action.

7. [15-0542](#) CONFERENCE WITH LEGAL COUNSEL REGARDING EXISTING LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9 (a)

Name of case: City of Chula Vista v. Bay & E, Inc., et al., San Diego Superior Court, Case No. 37-2013-00055103-CU-MC-CTL

ACTION: No reportable action.

8. [15-0552](#) CONFERENCE WITH LEGAL COUNSEL REGARDING EXISTING LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9 (a)

Name of case: Chris Shilling, et al. v. City of Chula Vista, et al., San Diego Superior Court, Case No. 37-2015-00006097-CU-MC-CTL

ACTION: No reportable action.

9. [15-0553](#) CONFERENCE WITH LABOR NEGOTIATORS PURSUANT TO GOVERNMENT CODE SECTION 54957.6

Agency designated representatives: Gary Halbert, Glen Googins, Kelley Bacon, Maria Kachadoorian, Courtney Barrett and Simon Silva

Employee organization: Chula Vista Employees Association/Service Employees International Union, Local 221 (CVEA/SEIU).

ACTION: No reportable action.

ADJOURNMENT

At 7:40 p.m., Mayor Salas adjourned the meeting to the Regular City Council Meeting on October 27, 2015, at 5:00 p.m.

Sheree Kansas, Deputy City Clerk