



MEETING OF THE CITY COUNCIL

Agenda

Mary Casillas Salas, Mayor
Patricia Aguilar, Councilmember
Pamela Bensoussan, Councilmember
John McCann, Councilmember
Steve Miesen, Councilmember

Gary Halbert, City Manager
Glen R. Googins, City Attorney
Donna R. Norris, City Clerk

Tuesday, August 9, 2016

5:00 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, McCann, Miesen and Mayor Casillas Salas

PLEDGE OF ALLEGIANCE TO THE FLAG AND MOMENT OF SILENCE

SPECIAL ORDERS OF THE DAY

A. 16-0365 OATH OF OFFICE

Amy Reeve, Civil Service Commission

B. 16-0399 PRESENTATION BY THE CULTURAL ARTS COMMISSION OF THE 2016 GAYLE MCCANDLISS ARTS AWARDS

CONSENT CALENDAR (Items 1 - 7)

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. [16-0400](#) APPROVAL OF MINUTES of July 26 and August 2, 2016.
Staff Recommendation: Council approve the minutes.

2. [16-0392](#) WRITTEN COMMUNICATIONS
 - A. Letter of resignation from Max Zaker effective August 2, 2016, Housing Commission.

 - B. Memorandum from Councilmember Aguilar requesting an excused absence from the July 26, 2016 City Council meeting.
Staff Recommendation: Council accept the resignation and excuse the absence.

3. [16-0278](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING AN AGREEMENT FOR PREPARATION OF A PEDESTRIAN CONNECTIVITY AND INFRASTRUCTURE IMPROVEMENT PLAN BETWEEN THE CITY OF CHULA VISTA AND COLE & ASSOCIATES, INC. AND APPROPRIATING \$30,000 FROM THE AVAILABLE BALANCE OF THE TRANSNET FUND TO CIP GG222, "ASSET MANAGEMENT" (4/5 VOTE REQUIRED)
Department: Public Works Department
Environmental Notice: This activity is not a "Project" as defined under Section 15378 of the California Environmental Quality Act State Guidelines, therefore, pursuant to State Guidelines Section 15060(c)(3) no environmental review is required.
Staff Recommendation: Council adopt the resolution.

4. [16-0377](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AUTHORIZING THE PURCHASE OF ONE COMBINATION SEWER CLEANING TRUCK IN ACCORDANCE WITH THE TERMS AND CONDITIONS OF NATIONAL JOINT POWERS ALLIANCE CONTRACT NUMBER 102811 AND THE ISSUANCE OF A PURCHASE ORDER TO NATIONAL AUTO FLEET GROUP IN THE AMOUNT OF \$439,961
Department: Public Works Department
Environmental Notice: The activity is not a "Project" as defined under Section 15378 of the California Environmental Quality Act State Guidelines; therefore, pursuant to State Guidelines Section 15060(c)(3) no environmental review is required.
Staff Recommendation: Council adopt the resolution.

5. [16-0333](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ACCEPTING BIDS; AWARDING A CONTRACT FOR THE “MAX FIELD PUMP STATION RECONSTRUCTION PROJECT (CIP NO. SW278)” TO JUST CONSTRUCTION, INC. IN THE AMOUNT OF \$398,631; APPROPRIATING \$320,000 FROM THE SEWER FACILITY REPLACEMENT FUND TO CAPITAL IMPROVEMENT PROJECT SW278; AUTHORIZING THE DIRECTOR OF PUBLIC WORKS TO EXECUTE ALL CHANGE ORDERS; AND AUTHORIZING THE EXPENDITURE OF ALL AVAILABLE CONTINGENCY FUNDS IN AN AMOUNT NOT TO EXCEED \$60,000 (4/5 VOTE REQUIRED)

Department: Public Works Department

Environmental Notice: The Project qualifies for a Categorical Exemption pursuant to the California Environmental Quality Act State Guidelines Section 15301 Class 1 (Existing Facilities) and/or Section 15303 Class 3 (New Construction or Conversion of Small Structures).

Staff Recommendation: Council adopt the resolution.

6. [16-0358](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING CONSTRUCTION CHANGE ORDERS FOR SLF IV-MILLENNIA, LLC FOR THE CONSTRUCTION OF TRAFFIC SIGNAL IMPROVEMENTS IN THE MILLENNIA PROJECT AND PROVIDING TRANSPORTATION DEVELOPMENT IMPACT FEE AND TRAFFIC SIGNAL FEE CREDIT FOR ELIGIBLE EXPENSES

Department: Public Works Department

Environmental Notice: The activity is not a “Project” as defined under Section 15378 of the California Environmental Quality Act State Guidelines; therefore, pursuant to State Guidelines Section 15060(c)(3) no environmental review is required. Notwithstanding the foregoing, the activity was adequately covered in previously adopted/certified Final Second Tier Environmental Impact Report, EIR 07-01 for Otay Ranch Eastern Urban Center (EUC) Sectional Planning Area (SPA) Plan.

Staff Recommendation: Council adopt the resolution.

7. [16-0374](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE FOURTH AMENDMENT TO THE AGREEMENT BETWEEN THE CITY OF CHULA VISTA AND ADVANTAGE SENTRY AND PROTECTION, INC. TO PROVIDE TRANSPORTATION SERVICES FOR PRISONERS, AND AUTHORIZING THE MAYOR TO EXECUTE THE SAME

Department: Police Department

Environmental Notice: The activity is not a "Project" as defined under Section 15378 of the California Environmental Quality Act State Guidelines; therefore, pursuant to State Guidelines Section 15060(c)(3) no environmental review is required.

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.

PUBLIC HEARINGS

The following item(s) have been advertised as public hearing(s) as required by law. 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.

8. [16-0314](#) CONSIDERATION OF APPROVING AN ADDENDUM TO EIR 07-01 AND AMENDMENTS TO THE EASTERN URBAN CENTER (EUC) SECTIONAL PLANNING AREA PLAN AND FORM BASED CODE TO RELOCATE THE MILLENIA ELEMENTARY SCHOOL SITE, DELETE A PORTION OF MONTAGE AVENUE, REVISE PARKING RATES AND STANDARDS, AND CLARIFY THE APPROVAL PROCESS FOR THE PARKING MANAGEMENT PLAN, SUBSEQUENT PARKING RATES, AND FUTURE STREET DELETIONS

A. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA CONSIDERING THE ADDENDUM (IS-15-0003) TO EIR 07-01 AND APPROVING AMENDMENTS TO THE EASTERN URBAN CENTER SECTIONAL PLANNING AREA (SPA) PLAN AND ASSOCIATED REGULATORY DOCUMENTS RELATING TO THE RELOCATION OF MILLENIA ELEMENTARY SCHOOL SITE AND DELETION OF A PORTION OF MONTAGE AVENUE

B. ORDINANCE OF THE CITY OF CHULA VISTA APPROVING AMENDMENTS TO THE EASTERN URBAN CENTER PLANNED COMMUNITY DISTRICT REGULATIONS AND DESIGN PLAN (FORM BASED CODE) FOR 207 ACRES OF LAND IN THE EASTERN URBAN CENTER PORTION OF THE OTAY RANCH RELATING TO THE RELOCATION OF THE MILLENIA ELEMENTARY SCHOOL SITE, DELETION OF A PORTION OF MONTAGE AVENUE, REVISING THE PARKING RATES AND STANDARDS AND CLARIFYING THE APPROVAL PROCESS FOR THE PARKING MANAGEMENT PLAN, SUBSEQUENT PARKING RATES, AND FUTURE STREET DELETIONS (FIRST READING)

Department: Development Services Department

Environmental Notice: The Project was adequately covered in previously adopted Final Second Tier Environmental Impact Report, EIR 07-01 and only minor technical changes were required; therefore Addendum IS-15-0003 has been prepared.

Staff Recommendation: Council conduct the public hearing, adopt the resolution and place the ordinance on first reading.

9. [16-0354](#) CONSIDERATION OF AN APPEAL BY BALDWIN & SONS OF THE PLANNING COMMISSION'S ACTION OF NO DECISION DUE TO NOT ACHIEVING A MAJORITY VOTE ON DESIGN REVIEW PERMIT DR15-0024 FOR A 78-UNIT MULTI-FAMILY RESIDENTIAL PROJECT IN OTAY RANCH VILLAGE TWO NEIGHBORHOOD R-17B(b)

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING AN APPEAL FOR DESIGN REVIEW PERMIT DR15-0024 TO CONSTRUCT A 78-UNIT MULTI-FAMILY DUPLEX DEVELOPMENT WITH TWO-CAR GARAGES, RECREATION AREAS, AND ASSOCIATED OPEN SPACE ON 4.7 ACRES WITHIN THE OTAY RANCH VILLAGE TWO, NEIGHBORHOOD R-17B(b)

Department: Development Services Department

Environmental Notice: The Project was adequately covered in previously adopted/certified Final Supplemental Environmental Impact Report (FSEIR 12-01) for the Otay Ranch Village Two Comprehensive Sectional Planning Area (SPA) Plan Amendment.

Staff Recommendation: Council conduct the public hearing and adopt the resolution.

CITY MANAGER'S REPORTS

MAYOR'S REPORTS

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).

10. [16-0398](#) CONFERENCE WITH LEGAL COUNSEL REGARDING EXISTING LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9 (d)(1)

Name of case: A) John Kilpatrick v. City of Chula Vista, Office of Administrative Hearings (OAH), Case No. 2016040774; and

B) Karen R. Escobedo as Trustee of the Irving A. Escobedo and Karen R. Escobedo Family Trust v. City of Chula Vista, San Diego Superior Court, Case No. 37-2015-00007825-CU-PO-CTL.

ADJOURNMENT

to the Regular City Council Meeting on August 16, 2016, at 5:00 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*

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Most Chula Vista City Council meetings, including public comments, are video recorded and aired live on AT&T U-verse channel 99 (throughout the County), on Cox Cable channel 24 (only in Chula Vista), and online at www.chulavistaca.gov. Recorded meetings are also aired on Wednesdays at 7 p.m. (both channels) and are archived on the City's website.

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