



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, September 13, 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. 16-0411 OATH OF OFFICE
Jason Prater, Cultural Arts Commission
B. 16-0433 PRESENTATION OF A PROCLAMATION TO ASSISTANT COACH OSCAR GOMEZ PROCLAIMING TUESDAY, SEPTEMBER 13, 2016 AS BONITA VALLEY 12U GOLD GIRLS SOFTBALL TEAM IN THE CITY OF CHULA VISTA
C. 16-0435 SPECIAL RECOGNITION HONORING NEW UNITED STATES ARMY RECRUITS FROM CHULA VISTA
D. 16-0345 EMPLOYEE SERVICE RECOGNITION HONORING STAFF WITH MILESTONE SERVICE ANNIVERSARIES

- E. [16-0391](#) PRESENTATION BY MICHAEL MURRAY, STATE OPERATIONS DIRECTOR OF AARP CALIFORNIA, AND AARP CALIFORNIA EXECUTIVE COUNCIL MEMBERS BOB PRATH AND JOE GARBANZOS OF THE AARP NETWORK OF AGE-FRIENDLY COMMUNITIES AND WORLD HEALTH ORGANIZATION'S GLOBAL NETWORK OF AGE-FRIENDLY CITIES AND COMMUNITIES CERTIFICATE TO THE CITY OF CHULA VISTA AS THE 99TH JURISDICTION TO ENTER THE NETWORK
- F. [16-0414](#) PRESENTATION BY THE OFFICE OF SAN DIEGO COUNTY AGRICULTURAL COMMISSIONER PAT NOLAN AND CITRUS PEST & DISEASE PREVENTION PROGRAM MANAGER PAUL WORLIE REGARDING THE ASIAN CITRUS PSYLLID AND HUANGLONGBING (HLB), A CITRUS PEST AND DISEASE, WHAT CAN BE DONE TO PROTECT BACKYARD TREES AND WHERE TO OBTAIN INFORMATION IN THE CITY OF CHULA VISTA
- G. [16-0424](#) PRESENTATION OF A PROCLAMATION TO FIRE CHIEF JIM GEERING PROCLAIMING SEPTEMBER 2016 AS NATIONAL PREPAREDNESS MONTH IN THE CITY OF CHULA VISTA
- H. [16-0431](#) PRESENTATION OF A PROCLAMATION TO USE CREDIT UNION SENIOR LOAN SPECIALIST VICKI LISAMA, SWEET PETE'S MARTIAL ARTS ACADEMY OWNER PETE SALAS, DAMSEL IN DEFENSE OWNER CYNTHIA LISAMA AND PHOTOS BY ELSA FLORES PROCLAIMING SEPTEMBER 2016 AS REALTOR AWARENESS SAFETY MONTH

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. [16-0417](#) WRITTEN COMMUNICATIONS

A. Memorandum from Councilmember Aguilar requesting an excused absence from the August 9, 2016 City Council meeting.

B. Memorandum regarding resignation of John Ray from the Board of Appeals and Advisors.

Staff Recommendation: Council excuse the absence and accept the resignation.

2. [16-0413](#) ORDINANCE OF THE CITY OF CHULA VISTA DELETING SECTION 15.24.070, SMALL RESIDENTIAL ROOFTOP SOLAR ENERGY SYSTEMS, OF THE CHULA VISTA MUNICIPAL CODE AND ADDING CHAPTER 15.29, EXPEDITED PERMIT PROCESSING, RELATED TO PERMITS FOR SMALL RESIDENTIAL ROOFTOP SOLAR ENERGY SYSTEMS AND ELECTRIC VEHICLE CHARGING STATIONS, TO THE CHULA VISTA MUNICIPAL CODE (SECOND READING AND ADOPTION)

Department: Development Services Department

Environmental Notice: The Project qualifies for a Class 8 Categorical Exemption pursuant to Section 15308 (Actions by Regulatory Agencies for Protection of the Environment) of the California Environmental Quality Act State Guidelines. Thus, no further environmental review is required.

Staff Recommendation: Council adopt the ordinance.

3. [16-0394](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AUTHORIZING THE PURCHASE OF UNIFORMS AND EQUIPMENT FOR THE POLICE, FIRE, AND ANIMAL CARE DEPARTMENTS FROM ACE UNIFORMS IN AN AMOUNT NOT TO EXCEED \$175,000 ANNUALLY AND FROM GALLS, LLC. IN AN AMOUNT NOT TO EXCEED \$25,000 ANNUALLY

Department: Finance 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

4. [16-0409](#) A. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AMENDING THE COMPENSATION SCHEDULE AND CLASSIFICATION PLAN TO REFLECT THE ADDITION OF A FA (FISCAL AGENT) PROGRAM ASSISTANT SUPERVISOR, ADDING ONE FA SUPERVISING INTELLIGENCE ANALYST, TWO FA SENIOR INTELLIGENCE ANALYSTS, ONE FA INTELLIGENCE ANALYST AND ONE FA PROGRAM ASSISTANT SUPERVISOR TO THE AUTHORIZED STAFFING LEVEL OF THE POLICE GRANT FUND FOR THE SAN DIEGO LAW ENFORCEMENT COORDINATION CENTER AND APPROPRIATING FUNDS THEREFOR (4/5 VOTE REQUIRED)

B. ORDINANCE OF THE CITY OF CHULA VISTA AMENDING CHULA VISTA MUNICIPAL CODE SECTION 2.05.010 RELATING TO THE ESTABLISHMENT OF UNCLASSIFIED POSITIONS TO ADD FA PROGRAM ASSISTANT SUPERVISOR (FIRST READING) (4/5 VOTE REQUIRED)

C. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE REVISED FISCAL YEAR 2016/2017 COMPENSATION SCHEDULE EFFECTIVE SEPTEMBER 16, 2016, AS REQUIRED BY CALIFORNIA CODE OF REGULATIONS, TITLE 2, SECTION 570.5

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 resolutions and place the ordinance on first reading.

5. [16-0410](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING A FINANCE AGREEMENT WITH THE COUNTY OF SAN DIEGO FOR PAYMENT OF THE NEXT GENERATION REGIONAL COMMUNICATIONS SYSTEM INFRASTRUCTURE COSTS
- 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.
6. [16-0422](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA WAIVING THE COMPETITIVE FORMAL BID REQUIREMENT, APPROVING THE CONSULTANT SERVICES AGREEMENT WITH KEEFE COMMISSARY NETWORK TO PROVIDE COMMISSARY RELATED SERVICES AND PRODUCTS TO THE INMATES OF THE CHULA VISTA POLICE DEPARTMENT CITY JAIL AND AUTHORIZING AND DIRECTING THE FINANCE DIRECTOR TO EXECUTE 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.
7. [16-0436](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA WAIVING THE COMPETITIVE FORMAL BID REQUIREMENT AND AUTHORIZING THE POLICE DEPARTMENT TO PURCHASE AMMUNITION, BULLETPROOF VESTS AND POLICE EQUIPMENT FROM SAN DIEGO POLICE EQUIPMENT COMPANY
- 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. [16-0277](#) CONSIDERATION OF FORMATION OF COMMUNITY FACILITIES DISTRICT NO. 16-I (MILLENIA), AND THE ELECTION THEREOF

A. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA FORMING AND ESTABLISHING COMMUNITY FACILITIES DISTRICT NO. 16-I (MILLENIA), DESIGNATING TWO IMPROVEMENT AREAS THEREIN AND AUTHORIZING SUBMITTAL OF LEVY OF SPECIAL TAXES WITHIN EACH IMPROVEMENT AREA OF SUCH COMMUNITY FACILITIES DISTRICT TO THE QUALIFIED ELECTORS OF EACH IMPROVEMENT AREA

B. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA DECLARING NECESSITY TO INCUR A BONDED INDEBTEDNESS FOR IMPROVEMENT AREA NO. 1 AND IMPROVEMENT AREA NO. 2 OF COMMUNITY FACILITIES DISTRICT NO. 16-I (MILLENIA), SUBMITTING TO THE QUALIFIED ELECTORS OF EACH SUCH IMPROVEMENT AREA SEPARATE PROPOSITIONS TO AUTHORIZE THE LEVY OF A SPECIAL TAX THEREIN, TO AUTHORIZE SUCH COMMUNITY FACILITIES DISTRICT TO INCUR A BONDED INDEBTEDNESS FOR EACH SUCH IMPROVEMENT AREA SECURED BY THE LEVY OF SUCH SPECIAL TAX THEREIN TO FINANCE CERTAIN TYPES OF PUBLIC FACILITIES AND TO ESTABLISH AN APPROPRIATIONS LIMIT FOR SUCH COMMUNITY FACILITIES DISTRICT, AND GIVING NOTICE THEREON

C. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ACTING IN ITS CAPACITY AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 16-I (MILLENIA) DECLARING THE RESULTS OF A SPECIAL ELECTION IN SUCH COMMUNITY FACILITIES DISTRICT

D. ORDINANCE OF THE CITY OF CHULA VISTA ACTING AS THE LEGISLATIVE BODY OF COMMUNITY FACILITIES DISTRICT NO. 16-I (MILLENIA), AUTHORIZING THE LEVY OF A SPECIAL TAX IN IMPROVEMENT AREA NO. 1 AND

IMPROVEMENT AREA NO. 2 OF SUCH COMMUNITY FACILITIES DISTRICT (FIRST READING)

Department: Development Services 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 conduct the public hearing, adopt the resolutions, and place the ordinance on first reading.

9. [16-0376](#) CONSIDERATION OF AN ADDENDUM TO FINAL ENVIRONMENTAL IMPACT REPORT (FEIR) 02-04; 2) CONSIDERATION OF AN AMENDMENT TO THE OTAY RANCH FREEWAY COMMERCIAL SPA PLAN (PCM 12-16) AND ASSOCIATED REGULATORY DOCUMENTS, INCLUDING PLANNED COMMUNITY DISTRICT REGULATIONS, AND DESIGN PLAN TO REFLECT THE ADDITION OF MULTI-FAMILY RESIDENTIAL USE AND MIXED USE DESIGNATIONS WITHIN FREEWAY COMMERCIAL NORTH (FC-2). THE PROJECT ALSO INCLUDES A SUPPLEMENTAL PUBLIC FACILITIES FINANCE PLAN; 3) CONSIDERATION OF A TENTATIVE MAP (PCS15-0007); 4) CONSIDERATION OF A MASTER PRECISE PLAN (MPA15-0018); AND 5) CONSIDERATION OF A DESIGN REVIEW PERMIT (DR16-0030).

A. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA: CONSIDERING THE SECOND ADDENDUM TO FEIR-02-04; APPROVING THE AMENDMENT TO OTAY RANCH FREEWAY COMMERCIAL SECTIONAL PLANNING AREA (SPA) PLAN, DESIGN PLAN, AND ASSOCIATED REGULATORY DOCUMENTS; AND APPROVING OTAY RANCH FREEWAY COMMERCIAL NORTH MASTER PRECISE PLAN

B. ORDINANCE OF THE CITY OF CHULA VISTA APPROVING AMENDMENTS TO OTAY RANCH FREEWAY COMMERCIAL SECTIONAL PLANNING AREA (SPA) PLANNED COMMUNITY DISTRICT REGULATIONS (FIRST READING)

C. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING TENTATIVE SUBDIVISION MAP CVT 15-0007 FOR OTAY RANCH PLANNING AREA 12 FREEWAY COMMERCIAL NORTH

D. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING DESIGN REVIEW PERMIT DR16-0030 TO CONSTRUCT A 212-UNIT MULTI-FAMILY DEVELOPMENT WITH TWO-CAR GARAGES, RECREATION AREAS, AND ASSOCIATED OPEN SPACE ON 8.14 ACRES WITHIN THE OTAY RANCH FREEWAY COMMERCIAL NORTH DEVELOPMENT

Department: Development Services Department

Environmental Notice: The Project was adequately covered in previously adopted/certified Final Environmental Impact Report (FEIR 02-04) for the Otay Ranch Freeway Commercial Sectional Planning Area (SPA) Plan - Planning Area 12. Pursuant to the California Environmental Quality Act State Guidelines Section 15162, a Second Addendum to FEIR 02-04 has been prepared for the project.

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

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.

10. [15-0570](#) CONSIDERATION OF ADOPTING THE CHULA VISTA CULTURAL ARTS MASTER PLAN

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ADOPTING THE CITY OF CHULA VISTA CULTURAL ARTS MASTER PLAN

Department: Economic Development Department

Environmental Notice: The Project qualifies for a Statutory Exemption pursuant to Section 15262 (Feasibility and Planning Studies) pursuant to the California Environmental Quality Act State Guidelines.

Staff Recommendation: Council adopt the resolution.

11. [16-0427](#) CONSIDERATION OF AMENDING THE CHULA VISTA MUNICIPAL CODE TO REMOVE THE CIVIL PENALTIES CAP AND TO PERMIT CRIMINAL ENFORCEMENT FOR VIOLATIONS OF CHAPTER 5.66

ORDINANCE OF THE CITY OF CHULA VISTA AMENDING CHULA VISTA MUNICIPAL CODE SECTION 1.41.110 TO REMOVE THE EXISTING CIVIL PENALTIES CAP AND DELETING CHULA VISTA MUNICIPAL CODE SECTION 5.66.030 TO PERMIT CRIMINAL ENFORCEMENT FOR VIOLATION OF CHAPTER 5.66 (FIRST READING)

Department: City Attorney

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 place the ordinance on first reading.

CITY MANAGER'S REPORTS

MAYOR'S REPORTS

12. [16-0425](#) RATIFICATION OF APPOINTMENTS OF THE
 FOLLOWING:
- | | |
|----------------|------------------------------|
| ERIC BANATAO | INTERNATIONAL FRIENDSHIP |
| JUAN CERVANTES | SAFETY COMMISSION |
| PAT MALLEN | COMMISSION ON AGING |
| JOSE TORRES | VETERANS ADVISORY COMMISSION |

COUNCILMEMBERS' COMMENTS**ADJOURNMENT**

in memory of Betsy Cory, Chula Vista Garden Club Member, to the Regular City Council Meeting on September 20, 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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