

City of Chula Vista

Meeting Minutes - Draft

Tuesday, March 11, 2014

2:00 PM

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

SPECIAL MEETING OF THE SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY MEETING JOINTLY WITH THE CITY COUNCIL OF THE CITY OF CHULA VISTA

CALL TO ORDER

A Regular Meeting of the City Council and a Special Meeting of the Successor Agency to the Redevelopment Agency of the City of Chula Vista were called to order at 2:00 p.m. in the Council Chambers, located in City Hall, 276 Fourth Avenue, Chula Vista, California.

ROLL CALL:

Present: Deputy Mayor Aguilar, Councilmember Bensoussan, Councilmember Ramirez, Councilmember Salas and Mayor Cox

Councilmember Aguilar arrived at 2:11 p.m.

Also Present: City Manager Sandoval, City Attorney Googins, City Clerk Norris, and Assistant City Clerk Bigelow

PLEDGE OF ALLEGIANCE TO THE FLAG AND MOMENT OF SILENCE

Sr. Maintenance Worker Ramirez led the Pledge of Allegiance.

SPECIAL ORDERS OF THE DAY

- A. 14-0103 OATH OF OFFICE**
Max Zaker, Housing Advisory Commission

City Clerk Norris administered the oath of office to Commissioner Zaker, and Councilmember Bensoussan presented him with a certificate of appointment.

- B. 14-0126 INTRODUCTION BY RICK HOPKINS DIRECTOR OF PUBLIC WORKS,
OF EMPLOYEE OF THE MONTH LUCIO RAMIREZ, SR.
MAINTENANCE WORKER**

Director of Public Works Hopkins introduced employee of the month, Sr. Maintenance Worker Ramirez. Mayor Cox read the proclamation and Councilmember Ramirez presented it to Mr. Ramirez.

- C. 14-0130 INTRODUCTION BY CHULA VISTA ELEMENTARY SCHOOL DISTRICT SUPERINTENDENT DR. ESCOBEDO ANNOUNCING 4TH GRADE SPEECH CONTEST WINNER PAOLA OSUNA FROM SALT CREEK ELEMENTARY GIVING HER SPEECH "WHAT DOES LIBERTY MEAN TO ME?"; 5TH GRADE WINNER CHASE JEFFREY RABINE FROM CLEAR VIEW ELEMENTARY GIVING HIS SPEECH "WHAT DOES SERVICE MEAN TO ME?"; 6TH GRADE WINNER BRENNA PANGELINAN FROM OLYMPIC VIEW ELEMENTARY GIVING HER SPEECH "WHAT DOES COURAGE MEAN TO ME?" AND 7TH GRADE WINNER MEGHAN MCCANN FROM DISCOVERY CHARTER MIDDLE SCHOOL GIVING HER SPEECH "WHAT SACRIFICES CAN I MAKE TO BETTER MY COUNTRY?"

Superintendent Escobedo introduced the 4th, 5th, 6th and 7th grade speech contest winners. Paola Osuna, Chase Jeffrey (C.J.) Rabine, Brenna Pangelinan, and Meghan McCann gave their speeches on liberty, service, courage, and sacrifices.

CONSENT CALENDAR (Items 1 - 9)

Item 2 was removed from the Consent Calendar at the request of staff.

City Attorney Googins stated that Councilmembers Salas and Bensoussan had been notified of potential property-related conflicts of interest on Items 5 and 11, and that an exemption applied due to the items being related to ongoing maintenance.

- 1. 14-0121 WRITTEN COMMUNICATIONS
 - A. Letter of resignation from Muriel Kulikowski, Cultural Arts Commission.
 - B. Letter of resignation from Aracely Rodriguez, Cultural Arts Commission.

Recommended Action: Council accept the resignations.

Item 2 was removed from the Consent Calendar.

3. **14-0078** RESOLUTION NO. 2014-038 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA (1) TRANSFERRING \$50,000 FROM THE OTHER EXPENSES BUDGET CATEGORY TO THE SUPPLIES & SERVICES CATEGORY WITHIN THE ENERGY CONSERVATION FUND, AND (2) APPROVING A \$148,240 AGREEMENT BETWEEN THE CITY AND THE CALIFORNIA CENTER FOR SUSTAINABLE ENERGY (CCSE) FOR PROFESSIONAL SERVICES TO PROVIDE ASSISTANCE IN IMPLEMENTING THE GOALS AND OBJECTIVES OF THE CITY'S SUSTAINABLE COMMUNITIES PROGRAM (SCP) (4/5 VOTE REQUIRED)

Recommended Action: Council adopt the resolution.

4. **14-0108** A. RESOLUTION NO. 2014-039 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ACKNOWLEDGING RECEIPT OF COUNCIL POLICY 220-01, THE CITY OF CHULA VISTA INVESTMENT POLICY AND GUIDELINES; AMENDING THE EXISTING POLICY; AND ANNUAL DELEGATION OF INVESTMENT ACTIVITY AUTHORITY TO THE DIRECTOR OF FINANCE/TREASURER

B. INVESTMENT REPORT FOR THE QUARTER ENDED DECEMBER 31, 2013

Recommended Action: Council adopt the resolution and accept the report.

5. **14-0110** A. QUARTERLY FINANCIAL REPORT FOR THE QUARTER ENDING DECEMBER 30, 2013 AND CONSIDERATION OF AMENDMENTS TO THE FISCAL YEAR 2013/14 BUDGET

B. RESOLUTION NO. 2014-040 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA MAKING VARIOUS AMENDMENTS TO THE FISCAL YEAR 2013/14 BUDGET TO ADJUST FOR VARIANCES AND APPROPRIATING FUNDS THEREFOR (4/5 VOTE REQUIRED)

C. RESOLUTION NO. 2014-002 OF THE SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY OF THE CITY OF CHULA VISTA AMENDING THE RDA 2008 TARBS PROJECT FUND -SA BUDGET AND APPROVING AN APPROPRIATION OF \$158,165 (4/5 VOTE REQUIRED)

Recommended Action: Council accept the report and adopt Resolution B, and Agency adopt Resolution C.

6. **14-0084** RESOLUTION NO. 2014-041 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA (A) AMENDING THE COMPENSATION SCHEDULE AND CLASSIFICATION PLAN TO REFLECT THE ADDITION OF THE CLASSIFICATION OF FIREFIGHTER/PARAMEDIC AND (B) AMENDING THE AUTHORIZED POSITION COUNT IN THE FIRE DEPARTMENT TO REFLECT THE ADDITION OF 4.0 FIREFIGHTER/PARAMEDIC POSITIONS AND THE ELIMINATION OF 4.0 FIREFIGHTER POSITIONS

Recommended Action: Council adopt the resolution.

7. **14-0096** RESOLUTION NO. 2014-042 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ACCEPTING BIDS, AWARDING THE CONTRACT FOR THE "MEDIAN IMPROVEMENTS AT OLYMPIC PARKWAY / BRANDYWINE AVENUE AND PALOMAR STREET / WALNUT AVENUE IN THE CITY OF CHULA VISTA (CIP #TF377)" PROJECT TO TRI-GROUP CONSTRUCTION & DEVELOPMENT, INC., IN THE AMOUNT OF \$124,830, WAIVING CITY COUNCIL POLICY 574-01, AND AUTHORIZING THE EXPENDITURE OF ALL AVAILABLE CONTINGENCY FUNDS IN AN AMOUNT NOT TO EXCEED \$20,000.

Recommended Action: Council adopt the resolution.

8. **14-0098** RESOLUTION NO. 2014-043 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ACCEPTING A STATE OF CALIFORNIA TIRE DERIVED PRODUCT GRANT AND AUTHORIZING THE APPROPRIATION OF \$37,035 TO THE STATE GRANTS FUND TO INSTALL RUBBER PLAYGROUND MULCH AT SUNBOW PARK (4/5 VOTE REQUIRED)

Recommended Action: Council adopt the resolution.

9. **14-0101** RESOLUTION NO. 2014-044 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING AN AGREEMENT WITH THE COUNTY OF SAN DIEGO FOR THE NEXT GENERATION REGIONAL COMMUNICATIONS SYSTEM

Recommended Action: Council adopt the resolution.

Approval of the Consent Calendar

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

Yes: 5 - Aguilar, Bensoussan, Ramirez, Salas and Cox

No: 0

Abstain: 0

ITEMS REMOVED FROM THE CONSENT CALENDAR

- 2. **14-0083** ORDINANCE OF THE CITY OF CHULA VISTA ADDING CHULA VISTA MUNICIPAL CODE CHAPTER 2.51 - "DISTRICTING COMMISSION" (FIRST READING)

Assistant City Attorney Maland presented information on the item and provided the Council with a revised ordinance.

ACTION: A motion was made by Councilmember Salas, seconded by Deputy Mayor Aguilar, to place the ordinance on first reading, heading read, text waived. The motion carried by the following vote:

Yes: 5 - Aguilar, Bensoussan, Ramirez, Salas and Cox

No: 0

Abstain: 0

PUBLIC COMMENTS

David Danciu, Chula Vista resident, spoke in support of the current design of Orange Park and expressed concern regarding issues related to homelessness.

Sergei Senoff, representing Chula Vista Employees Association (CVEA), spoke regarding the wage reopener for the CVEA bargaining group.

David Garcias, representing SEIU Local 221, spoke regarding the CVEA negotiations.

PUBLIC HEARINGS**10. 14-0077** REVIEW OF THE CITY OF CHULA VISTA 2014/2015 FUNDING REQUESTS AND RECOMMENDATIONS FOR THE HOUSING AND URBAN DEVELOPMENT FEDERAL GRANT PROGRAMS (COMMUNITY DEVELOPMENT BLOCK GRANT, HOME INVESTMENT PARTNERSHIPS ACT AND EMERGENCY SOLUTIONS GRANT)

Notice of the hearing was given in accordance with legal requirements, and the hearing was held on the date and no earlier than the time specified in the notice.

Project Coordinator Davis gave a presentation regarding the item. She described the process used to determine funding levels and provided staff's recommendations.

Mayor Cox opened the public hearing.

The following members of the public spoke in support of staff's recommendation on the item:

- Chequita Falls, representing South Bay Meals on Wheels*
- Joe Zilvinskis, representing Interfaith Shelter Network*
- John Taylor, representing Project Hand*
- Don Hunter, representing South Bay Community Services*
- Margarita Holguin, representing the Chula Vista Community Collaborative*
- Ben Avey, representing Family Health Centers of San Diego, and also announced the opening of Lofts on Landis*
- Tom Stubberod, representing Corporation for Supportive Housing*

There being no other members of the public who wished to speak, Mayor Cox closed the public hearing.

Project Coordinator Davis and Housing Manager Hines answered Council questions relating to grant recommendations.

In response to questions from the Council, Roger Dinsmore, representing South Bay Community Services, provided information regarding the costs related to the Landis Studios project.

In response to questions from the Council, Larissa Tabin, representing South Bay Community Services, provided information regarding the Landis Studios project, applicant screening, and ongoing case management.

ACTION: A motion was made by Mayor Cox, seconded by Councilmember Bensoussan, to accept the report, heading read, text waived. The motion carried by the following vote:

Yes: 5 - Aguilar, Bensoussan, Ramirez, Salas and Cox

No: 0

Abstain: 0

11. 14-0081 CONSIDERATION OF WAIVING IRREGULARITIES IN THE BID RECEIVED FOR THE "PAVEMENT MAJOR REHABILITATION FISCAL YEAR 2012/2013 (OVERLAY) (STM373)" PROJECT PER CITY CHARTER SECTION 1009

RESOLUTION NO. 2014-045 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ACCEPTING BIDS, WAIVING THE ERROR IN THE LOW BID FROM ATP GENERAL ENGINEERING CONTRACTORS AS IMMATERIAL, AWARDING A CONTRACT FOR THE "PAVEMENT MAJOR REHABILITATION FISCAL YEAR 2012/2013 (OVERLAY) (STM373)" PROJECT TO ATP GENERAL ENGINEERING CONTRACTORS IN THE AMOUNT OF \$2,917,695.50, APPROPRIATING \$50,406 TO THE SUPPLIES AND SERVICES CATEGORY WITHIN THE PROPOSITION 1B HIGHWAY SAFETY FUND, APPROPRIATING \$478,610 TO CIP STM373 OF PROPOSITION 1B HIGHWAY SAFETY FUND'S FISCAL YEAR 2013/2014 BUDGET BASED ON UNANTICIPATED REVENUES, REDUCING THE STM372 AND STM379 CIP BUDGETS BY \$470,000 AND \$322,410 RESPECTIVELY IN TRANSNET FUNDS AND APPROPRIATING THE EQUIVALENT AMOUNTS TO STM373, WAIVING CITY COUNCIL POLICY NO. 574-01 AND AUTHORIZING THE EXPENDITURE OF ALL AVAILABLE CONTINGENCY FUNDS NOT TO EXCEED \$437,654.33 (4/5 VOTE REQUIRED)

Notice of the hearing was given in accordance with legal requirements, and the hearing was held on the date and no earlier than the time specified in the notice.

Mayor Cox opened the public hearing. There being no members of the public who wished to speak, Mayor Cox closed the public hearing.

ACTION: A motion was made by Mayor Cox, seconded by Councilmember Ramirez, to adopt Resolution No. 2014-045, heading read, text waived. The motion carried by the following vote:

Yes: 5 - Aguilar, Bensoussan, Ramirez, Salas and Cox

No: 0

Abstain: 0

Mayor Cox recessed the meeting at 4:08 p.m. The Council reconvened at 4:30 p.m., with all members present.

ACTION ITEMS

12. 14-0109 FINANCIAL OVERVIEW PRESENTATION TO THE CITY COUNCIL OF CHULA VISTA

Consultant John Bartel, representing Bartel Associates, LLC, provided information regarding CalPERS actuarial issues, including contribution rates and accounting standards.

Assistant City Manager Halbert, Director of Finance Kachadoorian, and Budget Manager Aguilar gave a presentation regarding the City's financial overview.

CITY MANAGER'S REPORTS

City Manager Sandoval provided the Council with a memorandum and information regarding negotiations and communication with the International Association of Fire Fighters (IAFF).

City Manager Sandoval announced that Recreation Director McClure was named Vice President for the statewide recreation organization. He also announced that the Council Meeting of March 18, 2014 would be cancelled.

MAYOR'S REPORTS

Mayor Cox congratulated City Attorney Googins on being unopposed for his second term as City Attorney. She announced a recent event at which the French Consul recognized local World War II veterans.

COUNCILMEMBERS' COMMENTS

Deputy Mayor Aguilar announced a recent ribbon cutting at Hometown Buffet on Palomar Street following a major renovation of the restaurant. She stated that Crossroads II would be holding a public robotics presentation on March 22, 2014.

Councilmember Ramirez requested information regarding the upcoming Council meeting schedule. He suggested that the City departments post updates on Twitter for employees.

Councilmember Bensoussan announced an upcoming Taste of Third art walk event. She requested individuals interested in volunteering for the 2014 Harbor Fest to contact her office. She also announced that Dog Day in the Park would be held April 5, 2014 to raise funds for a dog park in Eucalyptus Park.

Councilmember Salas requested clarification regarding labor negotiations.

CLOSED SESSION

Mayor Cox stated that Item 13 would not be heard.

13. 14-0113 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

ADJOURNMENT

Mayor Cox paid tribute to Lt. Commander Dewey Schulenberg and Dr. Frederick Oberschulte.

At 6:54 p.m., Mayor Cox adjourned the meeting to the Regular City Council Meeting on March 25, 2014, at 2:00 p.m., in the Council Chambers.

Kerry K. Bigelow, Assistant City Clerk