



MEETING OF THE CITY COUNCIL

Agenda

Mary Casillas Salas, Mayor
Patricia Aguilar, Councilmember
Mike Diaz, Councilmember
John McCann, Councilmember
Stephen C. Padilla, Councilmember

Gary Halbert, City Manager
Glen R. Googins, City Attorney
Kerry K. Bigelow, Acting City Clerk

Tuesday, September 26, 2017

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, Diaz, McCann, Padilla and Mayor Casillas Salas

PLEDGE OF ALLEGIANCE TO THE FLAG AND MOMENT OF SILENCE

SPECIAL ORDERS OF THE DAY

- A. [17-0391](#) PRESENTATION BY THE CHULA VISTA ANIMAL CARE FACILITY OF THE SOUTH BAY COMMUNITY PET EVENT
- B. [17-0405](#) PRESENTATION OF A PROCLAMATION TO ENVIRONMENTAL SERVICES MANAGER LYNN FRANCE PROCLAIMING OCTOBER 5, 2017 AS ENERGY EFFICIENCY DAY IN THE CITY OF CHULA VISTA

- C. [17-0419](#) PRESENTATION BY THE U.S. FISH AND WILDLIFE SERVICE REGARDING ITS ENGINEERING EVALUATION/COST ANALYSIS REPORTS FOR THE CLEAN-UP OF CONTAMINATED AREAS AT THE SAN DIEGO BAY NATIONAL WILDLIFE REFUGE-SWEETWATER MARSH UNIT
- D. [17-0426](#) PRESENTATION OF A CERTIFICATE OF RECOGNITION TO MARK CROSHIER FOR HIS ACCOMPLISHMENTS IN OBTAINING GOLD AND SILVER MEDALS DURING THE WORLD POLICE AND FIRE GAMES, AND THE 31ST NATIONAL VETERAN'S GOLDEN AGE GAMES

CONSENT CALENDAR (Items 1 - 6)

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. [17-0429](#) WRITTEN COMMUNICATION

Letter of resignation from Robert Coleman from the following:

- Sustainability Commission
- Citizens Oversight Committee
(Sustainability Representative)

Staff Recommendation: Council accept the resignations.

2. [17-0430](#) ORDINANCE OF THE CITY OF CHULA VISTA AMENDING CHAPTER 9.80 OF THE CHULA VISTA MUNICIPAL CODE RELATING TO SEX OFFENDER RESIDENCY RESTRICTIONS (SECOND READING AND ADOPTION)

Department: City Attorney & 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 ordinance.

3. [17-0008](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING AN AGREEMENT BETWEEN THE CITY OF CHULA VISTA AND AFFORDABLE DRAIN SERVICE, INC. FOR CONSULTANT SERVICES FOR STORM DRAIN COLLECTION SYSTEM CONDITION ASSESSMENT AND EVALUATION
- Department:* Engineering Department
- Environmental Notice:* This Project qualifies for a Class 1 Categorical Exemption pursuant to Section 15301 (Existing Facilities) of the California Environmental Quality Act State Guidelines
- Staff Recommendation:* Council adopt the resolution.
4. [17-0312](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING A PARK MASTER PLAN FOR THE 1.9-ACRE P-5 PUBLIC NEIGHBORHOOD PARK LOCATED IN MILLENIA, AND APPROVING THE PARK NAME "STRATA PARK"
- Department:* Development Services Department
- Environmental Notice:* The project was adequately covered in previously adopted, Otay Ranch Eastern Urban Center (EUC), Final Second Tier Environmental Impact Report, EIR 07-01, SCH No. 2007041074. Therefore, no additional environmental review is required.
- Staff Recommendation:* Council adopt the resolution.
5. [17-0370](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA MAKING VARIOUS AMENDMENTS TO THE FISCAL YEAR 2016/2017 BUDGET TO ADJUST FOR VARIANCES, AND APPROPRIATING FUNDS THEREFOR (4/5 VOTE REQUIRED)
- Department:* Finance Department
- Environmental Notice:* The Development Services Director has reviewed the proposed activity, appropriating funds per settlement terms, for compliance with the California Environmental Quality Act (CEQA) and has determined that this activity is not a "Project" as defined under Section 15378 of the State CEQA Guidelines because it will not result in a physical change to the environment; therefore, pursuant to Section 15060(c)(3) of the State CEQA Guidelines the actions proposed are not subject to CEQA.
- Staff Recommendation:* Council adopt the resolution.

6. [17-0415](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ACCEPTING \$530,000 FROM THE CALIFORNIA OFFICE OF TRAFFIC SAFETY AND APPROPRIATING \$396,000 TO THE POLICE GRANT FUND FOR THE SELECTIVE TRAFFIC ENFORCEMENT PROGRAM (4/5 VOTE REQUIRED)

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.

7. [17-0256](#) CONSIDERATION OF APPROVING AN ENERGY SERVICE CONTRACT

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING AN ENERGY SERVICE CONTRACT WITH JOHNSON CONTROLS, INC.

Department: Finance Department

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

Staff Recommendation: Council adopt the resolution.

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.

Time Certain 6:00 p.m.:

8. [17-0319](#) CONSIDERATION OF ADOPTING THE 2017 CLIMATE ACTION PLAN (This item was continued from 9/12/2017.)

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ADOPTING THE 2017 CLIMATE ACTION PLAN

Department: Economic Development 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.

Staff Recommendation: Council adopt the resolution.

9. [17-0432](#) CONSIDERATION OF APPOINTING THE CITY CLERK AND APPROVING THE CITY CLERK EMPLOYMENT AGREEMENT

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPOINTING KERRY BIGELOW AS CITY CLERK EFFECTIVE SEPTEMBER 29, 2017 AND APPROVING THE CITY CLERK EMPLOYMENT AGREEMENT

Department: City Council

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.

10. [17-0403](#) PRESENTATION OF THE CITY OF CHULA VISTA PUBLIC SAFETY STAFFING REPORT

Department: City Manager, Police Department & Fire 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 hear the report and provide direction.

CITY MANAGER'S REPORTS

MAYOR'S REPORTS

COUNCILMEMBERS' COMMENTS

CITY ATTORNEY'S REPORTS

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).

11. [17-0395](#) CONFERENCE WITH LEGAL COUNSEL--ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to Government Code Section 54956.9(d)(2):

One (1) Case.

(This item was continued from 9/19/2017.)

12. [17-0433](#) CONFERENCE WITH REAL PROPERTY NEGOTIATORS PURSUANT TO GOVERNMENT CODE SECTION 54956.8
- Property: 1095 Alpine Avenue, Chula Vista, CA 91911
APN 619-100-23
- Agency
Negotiator: Rick Ryals
- Negotiating
Parties: Rick Ryals, City of Chula Vista and
William Best, owner
- Under
Negotiation: Acquisition of Real Property Price and terms
13. [17-0434](#) CONFERENCE WITH LEGAL COUNSEL--ANTICIPATED LITIGATION
Initiation of litigation pursuant to Government Code Section 54956.9(d)(4):
- One (1) Case.

ADJOURNMENT

to the Regular City Council Meeting on October 10, 2017, 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*

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.

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.