



MEETING OF THE CITY COUNCIL

Agenda

Cheryl Cox, Mayor
Patricia Aguilar, Councilmember
Pamela Bensoussan, Councilmember
Rudy Ramirez, Councilmember
Mary Salas, Councilmember

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

Tuesday, November 18, 2014

2:00 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, Ramirez, Salas and Mayor Cox

PLEDGE OF ALLEGIANCE TO THE FLAG AND MOMENT OF SILENCE

SPECIAL ORDERS OF THE DAY

- A. 14-0567 EMPLOYEE SERVICE RECOGNITION HONORING STAFF WITH MILESTONE SERVICE ANNIVERSARIES
B. 14-0657 RECOGNITION OF LOMA VERDE ELEMENTARY SCHOOL FIFTH GRADER GEORGIA MAGALLAN, WINNER OF THE ANNUAL LADIES AUXILIARY MILITARY ORDER OF THE PURPLE HEART, UNIT 49 AND CHULA VISTA MARINE CORPS LEAGUE DETACHMENT 1207'S CHULA VISTA ELEMENTARY SCHOOL DISTRICT ANNUAL FIFTH GRADE ESSAY CONTEST: "WHY IT'S IMPORTANT TO THANK OUR VETERANS."

- C. [14-0658](#) PRESENTATION BY CITIZENS ADVERSITY SUPPORT TEAM (CAST) DIRECTOR MARIA ZADOROZNY DEDICATING FORMER CAST DIRECTOR DR. EMERALD RANDOLPH WITH A WRITING TABLE TO BE POSITIONED AT THE ENTRANCE TO THE COUNCIL CHAMBERS
- D. [14-0633](#) PRESENTATION BY THE CHURCH OF JESUS CHRIST OF LATTER-DAY SAINTS SOUTH BAY CONGREGATION DIRECTOR OF PUBLIC AFFAIRS JENNI BURNETT REGARDING A RECENTLY LAUNCHED FREE WEBSITE CALLED JUSTSERVE.ORG TO HELP CITIES, SCHOOLS, CHURCHES AND NON-PROFITS FIND VOLUNTEERS IN THE COMMUNITY
- E. [14-0637](#) HONORING UTC AEROSPACE SYSTEMS FOR CONTRIBUTING TO THE CITY OF CHULA VISTA'S CONTINUOUS IMPROVEMENT PROGRAM'S SUCCESS, RECOGNIZED BY THE INTERNATIONAL CITY/COUNTY MANAGEMENT ASSOCIATION (ICMA) WITH ITS 2014 STRATEGIC LEADERSHIP AND GOVERNANCE AWARD
- F. [14-0634](#) PRESENTATION OF A SPECIAL AWARD BY CIRCULATE SAN DIEGO TO THE CITY OF CHULA VISTA AND MCMILLIN COMMUNITIES FOR PLANNING EFFORTS FOR INNOVATIVE LAND USE AND WALKABLE COMMUNITIES IN THE FUTURE MILLENIA EASTERN URBAN CENTER
- G. [14-0659](#) PRESENTATION OF A PROCLAMATION TO THIRD AVENUE VILLAGE ASSOCIATION (TAVA) EXECUTIVE DIRECTOR LUANNE HULSIZER AND CHULA VISTA CHAMBER OF COMMERCE PRESIDENT JAY NORRIS PROCLAIMING SATURDAY, NOVEMBER 29, 2014 AS SMALL BUSINESS SATURDAY
- H. [14-0655](#) PRESENTATION BY PORT COMMISSIONER ANN MOORE OF A PROCLAMATION TO MAYOR CHERYL COX RECOGNIZING HER FOR HER EXEMPLARY PUBLIC SERVICE TO THE CITY OF CHULA VISTA AND HER DEDICATION TO THE DEVELOPMENT OF CHULA VISTA'S BAYFRONT

- I. [14-0660](#) PRESENTATION OF A PROCLAMATION TO MARKETING AND COMMUNICATIONS MANAGER ANNE STEINBERGER, PROCLAIMING WEDNESDAY, JULY 22, 2015 AS SAN DIEGO SOUTH COUNTY HOST DAY

CONSENT CALENDAR (Items 1 - 8)

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. [14-0652](#) APPROVAL OF MINUTES of November 4, and November 6, 2014.

Staff Recommendation: Council approve the minutes.

2. [14-0647](#) ORDINANCE OF THE CITY OF CHULA VISTA AMENDING THE FEE DEFERRAL PROGRAM TO REQUIRE PAYMENT OF FEES PRIOR TO BUILDING PERMIT FINAL INSPECTION INSTEAD OF BUILDING PERMIT ISSUANCE (SECOND READING AND ADOPTION)

Department: Development Services Department

Staff Recommendation: Council adopt the ordinance.

3. [14-0648](#) A. ORDINANCE OF THE CITY OF CHULA VISTA APPROVING AMENDMENTS TO THE OTAY RANCH VILLAGE 2 PLANNED COMMUNITY DISTRICT REGULATIONS AND LAND USE DISTRICTS MAP FOR 26 NEIGHBORHOODS AND 10 PLANNING AREAS (SECOND READING AND ADOPTION)

B. ORDINANCE OF THE CITY OF CHULA VISTA APPROVING A DEVELOPMENT AGREEMENT BETWEEN THE CITY OF CHULA VISTA, BALDWIN AND SONS, LLC AND SUNRANCH CAPITAL PARTNERS FOR PORTIONS OF OTAY RANCH VILLAGE TWO (SECOND READING AND ADOPTION)

Department: Development Services Department

Staff Recommendation: Council adopt the ordinances.

4. [14-055](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ACCEPTING THE RECOMMENDATION TO IMPLEMENT STRIPING MODIFICATIONS ON HILLTOP DRIVE BETWEEN PALOMAR STREET AND MAIN STREET FOR TRAFFIC CALMING PURPOSES AND AUTHORIZING A BIKE LANE ON HILLTOP DRIVE WITHIN THE LIMITS OF THE TEMPORARY TRAFFIC CALMING AREA

Department: Public Works Department

Staff Recommendation: Council adopt the resolution.

5. [14-0631](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ACCEPTING BIDS AND AWARDING A CONTRACT FOR THE "PAVEMENT MAJOR REHABILITATION FY13/14 (OVERLAY) (STM379)" PROJECT TO ATP GENERAL ENGINEERING CONTRACTORS IN THE AMOUNT OF \$2,659,705.50, WAIVING CITY COUNCIL POLICY NO. 574-01, AND AUTHORIZING THE EXPENDITURE OF ALL AVAILABLE CONTINGENCY FUNDS IN AN AMOUNT NOT TO EXCEED \$398,955.83

Department: Public Works Department

Staff Recommendation: Council adopt the resolution.

6. [14-0651](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA RECOMMENDING ADOPTION OF REVISED LIMITS FOR THE REGIONAL ARTERIAL SYSTEM TO THE SAN DIEGO ASSOCIATION OF GOVERNMENTS

Department: Public Works Department

Staff Recommendation: Council adopt the resolution.

7. [14-0612](#) A. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AMENDING THE COMPENSATION SCHEDULE AND CLASSIFICATION PLAN TO REFLECT THE ADDITION AND REMOVAL OF VARIOUS POSITION TITLES, AMENDING THE AUTHORIZED POSITION COUNT IN VARIOUS DEPARTMENTS, AND APPROPRIATING FUNDS THEREFOR (4/5 VOTE REQUIRED)
- B. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE REVISED FISCAL YEAR 2014-2015 COMPENSATION SCHEDULE AS REQUIRED BY CALIFORNIA CODE OF REGULATIONS, TITLE 2, SECTION 570.5
- C. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE AMENDED COMPENSATION SUMMARY FOR ALL UNREPRESENTED EMPLOYEES AND ELECTED OFFICIALS TO REFLECT THE CHANGE TO THE VACATION SELLBACK OPTION FOR EXECUTIVE AND SENIOR MANAGERS FROM TWO WEEKS TO THREE WEEKS
- D. 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 POLICE ADMINISTRATIVE SERVICES ADMINISTRATOR, CHIEF OF STAFF, POLICY AIDE AND TREASURY AND BUSINESS MANAGER AND DELETE TREASURY MANAGER (FIRST READING) (4/5 VOTE REQUIRED)

Department: Human Resources Department

Staff Recommendation: Council adopt the resolutions and place the ordinance on first reading.

8. [14-0644](#) INVESTMENT REPORT FOR THE QUARTER ENDED SEPTEMBER 30, 2014

Department: Finance Department

Staff Recommendation: Council accept the report.

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.

9. [14-0231](#) CONSIDERATION OF UPDATING THE WESTERN TRANSPORTATION DEVELOPMENT IMPACT FEE TO MITIGATE TRANSPORTATION IMPACTS WITHIN WESTERN CHULA VISTA, AMENDING THE WESTERN TRANSPORTATION DEVELOPMENT IMPACT FEE BENEFIT AREA, AND ESTABLISHING THE BAYFRONT TRANSPORTATION DEVELOPMENT IMPACT FEE

A. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ACCEPTING THE NEXUS STUDY RECOMMENDING AN UPDATE TO THE WESTERN TRANSPORTATION DEVELOPMENT IMPACT FEE AND ACCEPTING THE BAYFRONT TRANSPORTATION DEVELOPMENT IMPACT FEE NEXUS STUDY

B. ORDINANCE OF THE CITY OF CHULA VISTA UPDATING THE WESTERN TRANSPORTATION DEVELOPMENT IMPACT FEE TO MITIGATE TRANSPORTATION IMPACTS WITHIN WESTERN CHULA VISTA, AMENDING THE WESTERN TRANSPORTATION DEVELOPMENT IMPACT FEE BENEFIT AREA, ESTABLISHING THE BAYFRONT TRANSPORTATION DEVELOPMENT IMPACT FEE AND AMENDING CHAPTER 3.55 OF THE MUNICIPAL CODE (FIRST READING)

Department: Public Works Department

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

10. [14-0418](#) CONSIDERATION OF ACCEPTING AN UPDATED TRANSPORTATION DEVELOPMENT IMPACT FEE TO MITIGATE TRANSPORTATION IMPACTS WITHIN THE CITY'S EASTERN TERRITORIES AND AMENDING CHAPTER 3.54 OF THE MUNICIPAL CODE TO MODIFY THE EXISTING TRANSPORTATION DEVELOPMENT IMPACT FEE

A. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ACCEPTING A REPORT PREPARED BY STAFF RECOMMENDING AN UPDATED TRANSPORTATION DEVELOPMENT IMPACT FEE TO MITIGATE TRANSPORTATION IMPACTS WITHIN THE CITY'S EASTERN TERRITORIES

B. ORDINANCE OF THE CITY OF CHULA VISTA AMENDING CHULA VISTA MUNICIPAL CODE CHAPTER 3.54, RELATING TO DEVELOPMENT IMPACT FEES TO PAY FOR THE TRANSPORTATION FACILITIES IN THE CITY'S EASTERN TERRITORIES (FIRST READING)

Department: Public Works Department

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

11. [14-0624](#) CONSIDERATION OF APPROVING CHULA VISTA'S PORTION OF THE 2014 REGIONAL TRANSPORTATION IMPROVEMENT PROGRAM

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE AMENDMENT OF THE TRANSNET LOCAL STREET IMPROVEMENT PROGRAM OF PROJECTS FOR FISCAL YEARS 2014/2015 THROUGH 2018/2019 FOR INCLUSION IN THE REGIONAL TRANSPORTATION IMPROVEMENT PROGRAM, AUTHORIZING THE TRANSFER OF FUNDS AND PROVIDING THE CERTIFICATION AND INDEMNITY STATEMENTS NECESSARY TO OBTAIN TRANSNET FUNDS, AND AMENDING THE FISCAL YEAR 2014/2015 BUDGET ACCORDINGLY (4/5 VOTE REQUIRED)

Department: Public Works Department

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

12. [14-0617](#) SOLICITATION OF PUBLIC INPUT ON CHULA VISTA'S HOUSING AND COMMUNITY DEVELOPMENT NEEDS AND ITS HOUSING AND URBAN DEVELOPMENT FEDERAL GRANT PROGRAMS

Department: Development Services Department

Staff Recommendation: Council conduct the public hearing, accept the verbal report and hear public testimony on the City's housing and community development needs.

13. [14-0640](#) CONSIDERATION OF AMENDMENTS TO THE GROWTH MANAGEMENT ORDINANCE (CHAPTER 19.09 OF THE CHULA VISTA MUNICIPAL CODE), AND THE GROWTH MANAGEMENT PROGRAM IMPLEMENTATION MANUAL; TO REPLACE THE THRESHOLD STANDARDS, GROWTH MANAGEMENT OVERSIGHT COMMITTEE POLICY AND THE GROWTH MANAGEMENT PROGRAM DOCUMENT

Department: Development Services Department

Staff Recommendation: Council open the public hearing and continue the item to December 16, 2014.

14. [14-0656](#) CONSIDERATION OF AMENDING CHAPTER 12 (SEWER FEES) OF THE CITY'S MASTER FEE SCHEDULE

Department: Public Works Department

Staff Recommendation: Council open the public hearing and continue the item to December 16, 2014.

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.

15. [14-0639](#) REPORT ON A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY MANAGER OF THE CITY OF CHULA VISTA AND THE CHIEF EXECUTIVE OFFICER OF THE HOMEFED CORPORATION REGARDING THE UNIVERSITY PARK AND INNOVATION DISTRICT

Department: Development Services Department

Staff Recommendation: No action required.

16. [14-0590](#) CONSIDERATION OF AUTHORIZING THE CITY MANAGER TO NEGOTIATE THE ACQUISITION OF A 3.94-ACRE PARCEL OF PARKLAND PROPERTY

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AUTHORIZING THE CITY MANAGER TO NEGOTIATE WITH DAN FLOIT ON THE ACQUISITION OF A 3.94-ACRE PARKLAND PROPERTY LOCATED IN THE LOWER SWEETWATER VALLEY

Department: Development Services Department

Staff Recommendation: Council adopt the resolution.

Time Certain 3:30 p.m.

17. [14-0608](#) CONSIDERATION OF ACCEPTING THE CLIMATE CHANGE WORKING GROUP'S RECOMMENDATIONS FOR UPDATING THE CHULA VISTA CLIMATE ACTION PLAN

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ACCEPTING THE CLIMATE CHANGE WORKING GROUP'S RECOMMENDATIONS FOR NEW GREENHOUSE GAS EMISSION REDUCTION STRATEGIES AND DIRECTING STAFF TO UPDATE THE CLIMATE ACTION PLAN ACCORDINGLY FOR FUTURE CONSIDERATION

Department: Public Works Department

Staff Recommendation: Council adopt the resolution.

CITY MANAGER'S REPORTS

MAYOR'S REPORTS

18. [14-0650](#) RATIFICATION OF APPOINTMENT OF MARIE ZHIVAGO TO THE CULTURAL ARTS COMMISSION
19. [14-0662](#) CONSIDERATION OF REINSTITUTING THE REGULAR CITY COUNCIL MEETING OF DECEMBER 2, 2014

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).

20. [14-0661](#) CONFERENCE WITH LEGAL COUNSEL--ANTICIPATED LITIGATION
Significant exposure to litigation pursuant to Government Code Section 54956.9 (b):

One Case

21. [14-0580](#) PUBLIC EMPLOYEE PERFORMANCE EVALUATION PURSUANT TO GOVERNMENT CODE SECTION 54957

Title: City Clerk

ADJOURNMENT

to the Regular City Council Meeting on December 9, 2014, at 2:00 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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