



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, November 1, 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. 16-0462 PRESENTATION OF A PROCLAMATION TO SHIRLEY FERRILL, 2016 CHULA VISTA VETERAN OF THE YEAR
B. 16-0476 PRESENTATION OF QUARTERLY EMPLOYEE RECOGNITION RECIPIENTS

CONSENT CALENDAR (Items 1 - 12)

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. [16-0491](#) APPROVAL OF MINUTES of October 4 and 11, 2016.

Staff Recommendation: Council approve the minutes.

2. [16-0506](#) WRITTEN COMMUNICATIONS

Letters of resignation from the following:

A. Gregory Hall, Board of Appeals and Advisors

B. Stephen Kalaluhi, Board of Library Trustees

C. Emma Abutin, Commission on Aging

D. Francine Maigne, International Friendship Commission

Staff Recommendation: Council accept the resignations.

3. [16-0458](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AUTHORIZING THE SUBMITTAL OF AN APPLICATION FOR A YOUTH SOCCER AND RECREATION DEVELOPMENT PROGRAM GRANT FROM THE STATE OF CALIFORNIA DEPARTMENT OF PARKS AND RECREATION OFFICE OF GRANTS AND LOCAL SERVICES; AND AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE A STANDARD AGREEMENT IF SELECTED FOR SUCH FUNDING, ANY AMENDMENTS THERETO, AND ANY RELATED DOCUMENTS NECESSARY FOR IMPLEMENTATION OF THE GRANT

Department: Recreation Department

Environmental Notice: The Project qualifies for a Class 4 Categorical Exemption pursuant to Section 15304 (Minor Alterations to Land) of the California Environmental Quality Act State Guidelines.

Staff Recommendation: Council adopt the resolution.

4. [16-0477](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ACCEPTING \$330,000 FROM THE CALIFORNIA OFFICE OF TRAFFIC SAFETY AND APPROPRIATING \$170,000 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.

5. [16-0492](#) A. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AMENDING THE COMPENSATION SCHEDULE AND CLASSIFICATION PLAN TO REFLECT THE ADDITION OF AN FA (FISCAL AGENT) SENIOR PROGRAM ASSISTANT, AMENDING THE AUTHORIZED STAFFING LEVEL OF THE POLICE GRANT FUND BY ADDING ONE FA DEPUTY DIRECTOR SDLECC, ONE FA ANALYST AND ONE FA SENIOR PROGRAM ASSISTANT, AND ELIMINATING ONE FA PROGRAM ASSISTANT, 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 SENIOR PROGRAM ASSISTANT (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 NOVEMBER 11, 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.

6. [16-0493](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA WAIVING THE COMPETITIVE FORMAL BID REQUIREMENT, APPROVING THE CONSOLIDATION OF THE EXISTING AGREEMENTS INTO ONE, NEW FIVE-YEAR AGREEMENT WITH TASER INTERNATIONAL, AND AUTHORIZING THE POLICE DEPARTMENT TO PURCHASE ANY FUTURE ADDITIONAL BODY WORN CAMERAS AND TASER ELECTRONIC CONTROL WEAPONS FROM TASER INTERNATIONAL

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. [16-0353](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE SECOND AMENDMENT TO THE AGREEMENT BETWEEN THE CITY OF CHULA VISTA AND MOFFATT AND NICHOL, TO PROVIDE PRELIMINARY ENGINEERING, ENVIRONMENTAL DOCUMENTATION AND FINAL DESIGN FOR THE HERITAGE ROAD BRIDGE REPLACEMENT PROJECT; AND AUTHORIZING THE DIRECTOR OF PUBLIC WORKS TO EXECUTE THE AGREEMENT ON BEHALF OF THE CITY

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.

8. [16-0375](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ACCEPTING THE ASSISTANCE TO FIREFIGHTERS GRANT AWARD FROM THE U.S. DEPARTMENT OF HOMELAND SECURITY, AUTHORIZING THE FIRE CHIEF OR HIS DESIGNEE TO EXECUTE ALL RELATED DOCUMENTATION AND PROCUREMENT ASSOCIATED WITH THIS GRANT, AMENDING THE FISCAL YEAR 2016/2017 TUT COMMON FUND BUDGET FOR MATCHING FUNDS, AND APPROPRIATING FUNDS THEREFOR (4/5 VOTE REQUIRED)

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 adopt the resolution.

9. [16-0478](#) FISCAL YEAR 2015/2016 ANNUAL FINANCIAL STATUS REPORT
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 accept the report.
10. [16-0455](#) ORDINANCE OF THE CITY OF CHULA VISTA AMENDING CHULA VISTA MUNICIPAL CODE CHAPTERS 2.25, "GENERAL RULES FOR BOARDS AND COMMISSIONS," AND 2.32, "RESOURCE CONSERVATION COMMISSION," CHANGING THE COMMISSION NAME TO THE "SUSTAINABILITY COMMISSION" (FIRST READING)
Department: Economic Development 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 place the ordinance on first reading.
11. [16-0498](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE CITY'S PARTICIPATION IN SDG&E'S POWER YOUR DRIVE PROGRAM
Department: Economic Development 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.
12. [16-0514](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA APPROVING A GOLF COURSE FACILITY MANAGEMENT AGREEMENT WITH TOUCHSTONE GOLF FOR THE INTERIM OPERATIONS OF THE CHULA VISTA GOLF COURSE
Department: Economic Development 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.

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.

13. [16-0306](#) CONSIDERATION OF ADOPTING THE KIDS CHOICE CHULA VISTA PROGRAM

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ADOPTING "KIDS CHOICE CHULA VISTA", A VOLUNTARY, INCENTIVE-BASED PROGRAM TO PROVIDE CHILDREN WITH HEALTHY BEVERAGE CHOICES AT CHULA VISTA RESTAURANTS

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 adopt the resolution.

CITY MANAGER'S REPORTS**MAYOR'S REPORTS**

14. [16-0520](#) CONSIDERATION OF COUNCIL DIRECTION TO STAFF TO INCLUDE ADDITIONAL FUNDS IN THE PROPOSED 2017/2018 BUDGET FOR THE SISTER CITY PROGRAM

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).

15. [16-0500](#) CONFERENCE WITH LABOR NEGOTIATORS PURSUANT TO GOVERNMENT CODE SECTION 54957.6

Agency designated representatives:

Gary Halbert, Glen Gogins, Kelley Bacon, Courtney Chase, Maria Kachadoorian, Simon Silva, Harry Muns and David Bilby

Employee organization:

International Association of Firefighters (IAFF)

16. [16-0507](#) CONFERENCE WITH LEGAL COUNSEL REGARDING EXISTING LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9 (d)(1)

A. Name of case: Earl Jentz et al. v. City of Chula Vista, San Diego Superior Court,
Case No. 37-2016-00032228-CU-TT-CTL

B. Name of case: Darrell Roberts, et al. v. City of Chula Vista, United States District Court,
Case No. 16cv1955 MMA DHB

C. Name of case: James Garcia v. City of Chula Vista, San Diego Superior Court,
Case No. 37-2015-00016408-CU-OE-CTL

ADJOURNMENT

to the Special City Council Workshop on November 3, 2016, at 5:00 p.m., in the Council Chambers; and thence to the Regular City Council Meeting on November 8, 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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