



MEETING OF THE CITY COUNCIL

Agenda

Mary Casillas Salas, Mayor
John McCann, Councilmember - District 1
Jill M. Galvez, Councilmember - District 2
Stephen C. Padilla, Councilmember - District 3
Mike Diaz, Councilmember - District 4

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

Tuesday, May 26, 2020

5:00 PM

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

SPECIAL MEETINGS OF THE SUCCESSOR AGENCY TO THE
REDEVELOPMENT AGENCY AND HOUSING AUTHORITY MEETING JOINTLY
WITH THE CITY COUNCIL OF THE CITY OF CHULA VISTA
-- REVISED 5/22/2020 --

Notice is hereby given that the Mayor of the City of Chula Vista has called and will convene Special Meetings of the Successor Agency to the Redevelopment Agency and the Housing Authority meeting jointly with the City Council at the time and location stated on this agenda.

PURSUANT TO THE GOVERNOR OF THE STATE OF CALIFORNIA'S EXECUTIVE ORDER N-29-20, AND IN THE INTEREST OF THE PUBLIC HEALTH AND SAFETY, MEMBERS OF THE CITY COUNCIL AND STAFF MAY PARTICIPATE IN THIS MEETING VIA TELECONFERENCE. IN ACCORDANCE WITH THE EXECUTIVE ORDER, THE PUBLIC MAY VIEW THE MEETING ON TELEVISION AND/OR ONLINE AND NOT IN THE COUNCIL CHAMBERS.

HOW TO WATCH: Watch the meeting via livestream at https://chulavista.legistar.com/Calendar.aspx, on AT&T U-verse channel 99 (throughout the County), and on Cox Cable channel 24 (only in Chula Vista). Recorded meetings are also aired on Wednesdays at 7 p.m. (both channels) and are archived on the City's website.

HOW TO SUBMIT COMMENTS: Visit the online eComment portal for this meeting at: https://chulavista.granicusideas.com/meetings. The commenting period will be open shortly after the agenda is published and will remain open through the meeting. All comments will be available to the public and the City Council using the eComment portal. Comments must be received prior to the time the Mayor calls for the close of the commenting period. Comments received after such time will not be considered by the City Council. If you have difficulty or are unable to submit a comment, please contact the City Clerk's Office at cityclerk@chulavistaca.gov or (619) 691-5041.

ACCESSIBILITY: Individuals with disabilities are invited to request modifications or accommodations in order to access and/or participate in a City meeting by contacting the City Clerk's Office at cityclerk@chulavistaca.gov or (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.

***The City of Chula Vista is relying on commercial technology to livestream and accept public comments via Granicus, Inc. With the increase of virtual meetings, most platforms are working to scale their systems to meet the new demand. If we have technical difficulties, we will resolve them as quickly as possible. City staff will take all possible measures to ensure a publicly accessible experience. ***

CALL TO ORDER

ROLL CALL:

Councilmembers Diaz, Galvez, McCann, Padilla and Mayor Casillas Salas

PLEDGE OF ALLEGIANCE TO THE FLAG AND MOMENT OF SILENCE

CONSENT CALENDAR (Items 1 - 9)

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 comment on one of these items, do so at <https://chulavista.granicusideas.com/meetings>

1. [20-0215](#) APPROVAL OF MINUTES of October 22, 2019.
Recommended Action: Council approve the minutes.

2. [20-0220](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA RATIFYING AND CONFIRMING EMERGENCY ORDER 004-2020 (EFFECTIVE MAY 22, 2020) OF THE CHULA VISTA DIRECTOR OF EMERGENCY SERVICES TOLLING AND EXTENDING LAND USE AND BUILDING PERMIT-RELATED ACTIONS FOR 180 DAYS
Department: City Attorney & City Manager
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. Notwithstanding the foregoing, the activity also qualifies for an Exemption pursuant to Section 15061(b)(3) of the California Environmental Quality Act State Guidelines.
Recommended Action: Council adopt the resolution.

3. [20-0157](#) SUBMITTAL OF THE 2016 COMMUNITY AND MUNICIPAL GREENHOUSE GAS EMISSIONS INVENTORY REPORTS
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. Notwithstanding the foregoing, the activity also qualifies for an Exemption pursuant to Section 15061(b)(3) of the California Environmental Quality Act State Guidelines.
Recommended Action: Council receive the reports.

4. [20-0167](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING A GRANT OF EASEMENT TO SAN DIEGO GAS AND ELECTRIC TO PROVIDE UTILITY SERVICES TO THE NEW FIRE STATION 5

Department: Economic Development Department

Environmental Notice: The Project qualifies for a Categorical Exemption pursuant to the California Environmental Quality Act State Guidelines Section 15317 Class 17 (Open Space Contracts or Easements), Section 15303 class 3 (New Construction or Conversion of Small Structures), and Section 15332 Class 32 (In-Fill Development Projects).

Recommended Action: Council adopt the resolution.

5. [20-0184](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING A GRANT OF EASEMENT TO OTAY WATER DISTRICT FOR A NEW WATER METER AT THE CHULA VISTA ELITE ATHLETE TRAINING CENTER

Department: Economic Development Department

Environmental Notice: The Project qualifies for a Categorical Exemption pursuant to the California Environmental Quality Act State Guidelines Section 15303 class 3 (New Construction or Conversion of Small Structures), Section 15317 Class 17 (Open Space Contracts or Easements), and Section 15332 Class 32 (In-Fill Development Projects).

Recommended Action: Council adopt the resolution.

6. [20-0181](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE TEMPORARY SUSPENSION OF CITY LICENSE FEES FOR SEVEN MILE CASINO WHILE IT IS PROHIBITED FROM OPERATING DUE TO THE COVID-19 PANDEMIC PURSUANT TO SECTION 2.7.2.1.B OF THE CHULA VISTA GAMING PLAN

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. Notwithstanding the foregoing, the activity also qualifies for an Exemption pursuant to Section 15061(b)(3) of the California Environmental Quality Act State Guidelines.

Recommended Action: Council adopt the resolution.

7. [20-0160](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AMENDING THE INFRASTRUCTURE, FACILITIES, AND EQUIPMENT EXPENDITURE PLAN; AMENDING THE FISCAL YEAR 2019/20 CIP PROGRAM BUDGET BY ESTABLISHING NEW CIP PROJECTS, "CORRUGATED METAL PIPE EMERGENCY REPAIR (MEASURE P)" (DRN0216), "FIRE STATION PLYMOVENT EXHAUST (MEASURE P)" (GGV0251), "FIRE STATION #1 REPAIR/REPLACE (MEASURE P)" (GGV0252), AND "FIRE STATION ALERTING SYSTEM (MEASURE P)" (GGV0253); AND MAKING VARIOUS AMENDMENTS TO THE FY2019/20 CIP PROGRAM BUDGETS AND APPROPRIATING FUNDS THEREFOR (4/5 VOTE REQUIRED)

Department: Engineering Department

Environmental Notice: The Projects qualify for exemption pursuant to the California Environmental Quality Act State Guidelines Section 15269(b) (Emergency Projects), Section 15301 Class 1 (Categorical Exemption for Existing Facilities), Section 15302 Class 2 (Categorical Exemption for Replacement or Reconstruction), Section 15303 class 3 (Categorical Exemption for New Construction or Conversion of Small Structures), Section 15304 Class 4 (Categorical Exemption for Minor Alterations to Land), and Section 15061(b) (3).

Recommended Action: Council adopt the resolution.

8. [20-0186](#) INVESTMENT REPORT FOR THE QUARTER ENDED MARCH 31, 2020

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.

Recommended Action: Council receive the report.

9. [20-0192](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE FOURTH AMENDMENT TO THE AGREEMENT WITH THE ACCOUNTING FIRM OF LANCE, SOLL AND LUNGHARD, LLP TO PROVIDE AUDITING SERVICES FOR FISCAL YEAR 2020

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.

Recommended Action: Council adopt the resolution.

ITEMS REMOVED FROM THE CONSENT CALENDAR**PUBLIC COMMENTS**

Persons commenting 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. If you wish to comment, you may do so at <https://chulavista.granicusideas.com/meetings>

10. [20-0214](#) PUBLIC COMMENTS RECEIVED for May 26, 2020

PUBLIC HEARINGS

The following item(s) have been advertised as public hearing(s) as required by law. If you wish to comment on one of these items, you may do so at <https://chulavista.granicusideas.com/meetings>

11. [20-0174](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA RETAINING THE ADMINISTRATIVE FEE FOR RENT CONTROL SERVICES AT \$25 FOR FISCAL YEAR 2020/21 IN CHAPTER 18 (MOBILEHOMES) OF THE CITY'S MASTER FEE SCHEDULE

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.

Recommended Action: Council conduct the public hearing and adopt the resolution.

12. [20-0188](#) CONSIDERATION OF APPROVING THE REVISED PROJECT DESIGN FOR THE THIRD & K PROJECT BY CASA 795 LLC AND ASSOCIATED STREET ENCROACHMENT MAINTENANCE AGREEMENT

A. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING STAFF'S DETERMINATION THAT THE PROPOSED PROJECT SUBSTANTIALLY CONFORMS TO THE VISTA DEL MAR PROJECT APPROVED BY CITY COUNCIL ON AUGUST 16, 2016

B. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE GRANT OF AN ENCROACHMENT PERMIT TO ALLOW THE CONSTRUCTION AND MAINTENANCE OF A SUBSURFACE BUILDING ENCROACHMENT 3.5 FEET BELOW STREET LEVEL ENCROACHING 10 FEET WITHIN THE CITY RIGHT OF WAY OF K STREET, AND AN ENCROACHMENT MAINTENANCE AGREEMENT THEREFOR

Department: Development Services Department

Environmental Notice: The Development Services Director has determined that the proposed Project was adequately covered in the previously adopted Urban Core Specific Plan (UCSP) Final Environmental Impact Report and Mitigation Monitoring and Reporting Program FEIR 06-01, certified by the Chula Vista City Council in May 2007 and the addendum to UCSP FEIR 06-01 adopted by City Council on August 16, 2016.

In accordance with California Government Code Section 65457 (a), the proposed residential development project is being undertaken to implement and is consistent with the UCSP, and the environmental impact report (FEIR 06-01) was certified in May 2007 (after January 1, 1980). As a result, the proposed project is exempt from the requirements of Division 13 (commencing with Section 21000) of the Public Resources Code (California Environmental Quality Act).

Recommended Action: Council conduct the public hearing and adopt the resolutions.

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 comment on one of these items, you may do so at <https://chulavista.granicusideas.com/meetings>

13. [20-0219](#) EMERGENCY ORDINANCE AMENDING EMERGENCY ORDINANCE 3486-A [EVICTION MORATORIUM ORDINANCE] OF THE CITY OF CHULA VISTA TO EXTEND THE TERMINATION DATE OF THE ORDINANCE FROM MAY 31, 2020 TO JUNE 30, 2020 (INTRODUCTION AND ADOPTION; 4/5 VOTE REQUIRED) (FIRST READING)

Department: City Manager

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. Notwithstanding the foregoing, the activity qualifies for an Exemption pursuant to Section 15060(c)(3) of the California Environmental Quality Act State Guidelines.

Recommended Action: Council introduce and adopt the Emergency Ordinance, and place the Ordinance on first reading.

14. [20-0164](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ADOPTING THE CHULA VISTA DIGITAL EQUITY AND INCLUSION PLAN

Department: Economic Development Department

Environmental Notice: The activity qualifies for a Statutory Exemption pursuant to the California Environmental Quality Act State Guidelines Section 15262 (Feasibility and Planning Studies). Notwithstanding the foregoing, the activity qualifies for an Exemption pursuant to Section 15061(b)(3) of the California Environmental Quality Act State Guidelines.

Recommended Action: Council adopt the resolution.

15. [20-0177](#) CONSIDERATION OF RECEIVING THE QUARTERLY FINANCIAL REPORT AND MAKING VARIOUS BUDGET AMENDMENTS

A. QUARTERLY FINANCIAL REPORT FOR THE QUARTER ENDING MARCH 31, 2020

B. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA MAKING VARIOUS AMENDMENTS TO THE FISCAL YEAR 2019/20 BUDGET TO ADJUST FOR VARIANCES AND APPROPRIATING FUNDS THEREFOR (4/5 VOTE REQUIRED)

C. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AMENDING THE FISCAL YEAR 2019/20 CIP PROGRAM BUDGET BY ESTABLISHING A NEW CIP PROJECT, PRK0337 "SALT CREEK SOCCER ARENA"; AND APPROPRIATING FUNDS THEREFOR (4/5 VOTE REQUIRED)

Department: Finance Department

Environmental Notice: The Project qualifies for a Categorical Exemption pursuant to the California Environmental Quality Act State Guidelines Section 15301 Class 1 (Existing Facilities), Section 15302 Class 2 (Replacement or Reconstruction), and Section 15061(b)(3).

Recommended Action: Council receive the report and adopt the resolutions.

16. [20-0196](#) PRESENTATION OF THE CITY MANAGER'S PROPOSED BUDGET FOR FISCAL YEAR 2020/21

RESOLUTION OF THE CITY COUNCIL/SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY/HOUSING AUTHORITY OF THE CITY OF CHULA VISTA ACCEPTING THE CITY MANAGER'S PROPOSED OPERATING AND CAPITAL IMPROVEMENT BUDGETS FOR FISCAL YEAR 2020/21 FOR EACH AGENCY AS THEIR PROPOSED BUDGETS, RESPECTIVELY, AND SETTING THE TIME AND PLACE FOR A PUBLIC HEARING FOR FINAL CONSIDERATION AND ADOPTION OF SAME

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.

Recommended Action: Council/Successor Agency/Housing Authority hear the presentation, provide comments, and proposed changes. If Council is prepared to approve the budget, with or without modifications, as the City Council Proposed Budget, the City Council/Successor Agency/Housing Authority may adopt the resolution and set the time and place for a public hearing for final consideration and adoption of the budget.

17. [20-0212](#) PRESENTATION REGARDING THE NUMBER OF ALLOWABLE CANNABIS LICENSES IN THE CITY, IN RESPONSE TO THE CITY COUNCIL REFERRAL OF APRIL 21, 2020

Department: City Manager

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.

Recommended Action: Council hear the presentation and provide direction to staff, as appropriate.

CITY MANAGER'S REPORTS

18. [20-0216](#) REPORT AND DISCUSSION REGARDING TELECONFERENCE BOARD AND COMMISSION MEETINGS DURING THE COVID-19 PANDEMIC

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).

19. [20-0197](#) CONFERENCE WITH LEGAL COUNSEL REGARDING EXISTING LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9 (d)(1)

Name of case: Lucy Ludwig-Melendrez, et al. v. City of Chula Vista, San Diego Superior Court, Case No. 37-2019-00034737-CU-EI-CTL.

ADJOURNMENT

to the regular City Council meeting on June 2, 2020, 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, please contact the Office of the City Clerk at: cityclerk@chulavistaca.gov or (619) 691-5041.

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