

City of Chula Vista

Meeting Minutes - Final

Tuesday, June 16, 2015

5:00 PM

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

SPECIAL MEETINGS OF THE HOUSING AUTHORITY, SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY, AND INDUSTRIAL DEVELOPMENT AUTHORITY, MEETING JOINTLY WITH THE CITY COUNCIL, MUNICIPAL FINANCING AUTHORITY, AND PUBLIC FINANCING AUTHORITY OF THE CITY OF CHULA VISTA

CALL TO ORDER

A Special Meeting of the Housing Authority, Successor Agency to the Redevelopment Agency, and Industrial Development Authority meeting jointly with the City Council, Municipal Financing Authority, and Public Financing Authority of the City of Chula Vista was called to order at 5:06 p.m. in the Council Chambers, located in City Hall, 276 Fourth Avenue, Chula Vista, California.

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

ROLL CALL:

Present: Councilmember Aguilar, Deputy Mayor Bensoussan, Councilmember McCann, Councilmember Miesen and Mayor Salas

PLEDGE OF ALLEGIANCE TO THE FLAG AND MOMENT OF SILENCE

Councilmember Miesen led the Pledge of Allegiance.

SPECIAL ORDERS OF THE DAY

- A. [15-0245](#) OATHS OF OFFICE
Barbara Zaragoza, Historic Preservation
Virginia Sywyj, Cultural Arts

City Clerk Norris administered the oaths of office to Commissioners Zaragoza and Sywyj, and Deputy Mayor Bensoussan presented them with certificates of appointment.

- B. [15-0243](#) INTRODUCTION BY BILL VALLE, ASSISTANT DIRECTOR OF ENGINEERING, OF EMPLOYEE OF THE MONTH KALANI CAMACHO, SENIOR PUBLIC WORKS INSPECTOR

Assistant Director of Engineering Valle introduced employee of the month, Kalani Camacho. Mayor Salas read the proclamation and Councilmember McCann presented it to Mr. Camacho.

Mayor Salas announced, pursuant to AB 23, that she and each Councilmember would receive \$50 for their attendance at this Housing Authority meeting, being held simultaneously with the City Council meeting.

- C. [15-0240](#) PRESENTATION BY MARK CROSHIER AND CHELI MOHAMED REGARDING THE UNITED STATES POLICE AND FIRE CHAMPIONS/WORLD GAMES

Mr. Croshier spoke regarding the United States Police and Fire Champions/World Games.

- D. [15-0251](#) PRESENTATION OF A PROCLAMATION TO URSELA JUDITH GURSTEN IN CELEBRATION OF HER 90TH BIRTHDAY

Mayor Salas read the proclamation and Deputy Mayor Bensoussan presented it to Ms. Gursten.

- E. [15-0256](#) PRESENTATION OF A PROCLAMATION TO THE FAMILY HONORING SERGEANT RAFAEL PERALTA

Mayor Salas read the proclamation and Councilmember McCann presented it to the Peralta family.

CONSENT CALENDAR (Items 1 - 11)

Mayor Salas stated Item 2 was pulled from the Consent Calendar by a member of the public.

City Attorney Googins stated that the following Councilmembers had potential property-related conflicts of interest on portions of Item 7 and would abstain from voting on those portions of the item: Councilmember McCann on Items 7C, 7D, 7I, and 7J; Councilmember Aguilar on Items 7E, 7F, 7I, and 7J; Mayor Salas on Items 7G and 7H; and Councilmember Miesen on Items 7K and 7L.

1. [15-0250](#) APPROVAL OF MINUTES of May 14, 2015.

Recommended Action: Council approve the minutes.

Item 2 was removed from the Consent Calendar.

3. [15-0208](#) RESOLUTION NO. 2015-119 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING AN AMENDMENT TO THE CONTRACT WITH TBWB STRATEGIES TO PROVIDE ADDITIONAL POLLING AND PUBLIC OUTREACH CONSULTANT SERVICES

Recommended Action: Council adopt the resolution.

4. [15-0183](#) RESOLUTION NO. 2015-120 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AUTHORIZING THE CITY MANAGER, OR DESIGNEE, TO PURCHASE VARIOUS COMPUTER EQUIPMENT FROM DELL, INC. UTILIZING NASPO VALUEPOINT CONTRACT #B27160, APPROVING A LEASE AGREEMENT WITH DELL FINANCIAL SERVICES TO LEASE 200 COMPUTER WORKSTATIONS, AND APPROVING A TRANSFER OF \$60,610 FROM THE FY 2014-2015 INFORMATION TECHNOLOGY SERVICES CAPITAL BUDGET TO THE FY 2014-2015 INFORMATION TECHNOLOGY SERVICES SUPPLIES AND SERVICES BUDGET (4/5 VOTE REQUIRED)

Recommended Action: Council adopt the resolution.

5. [15-0214](#) RESOLUTION NO. 2015-121 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ESTABLISHING THE GANN INITIATIVE APPROPRIATIONS LIMIT FOR THE CITY OF CHULA VISTA FOR FISCAL YEAR 2015/2016

Recommended Action: Council adopt the resolution.

6. [15-0224](#) A. ORDINANCE OF THE CITY OF CHULA VISTA AMENDING SECTION 10.08.110 OF THE CHULA VISTA MUNICIPAL CODE RELATING TO THE DEFINITION OF HOLIDAYS FOR PARKING METERS AND ZONES (FIRST READING)

B. RESOLUTION NO. 2015-122 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA REPEALING CITY COUNCIL POLICY NO. 662 -06 (LEGAL HOLIDAYS)

Recommended Action: Council place the ordinance on first reading and adopt the resolution.

7. [15-0220](#) A. RESOLUTION NO. 2015-123 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE ENGINEER'S REPORT FOR THE FISCAL YEAR 2015/2016 FOR OPEN SPACE DISTRICTS 2 THROUGH 7, 11, 14, 15, 17, 18, 23, 24, 26, 31 AND 33, AND BAY BOULEVARD MAINTENANCE DISTRICT

B. RESOLUTION NO. 2015-124 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE SPREAD OF ASSESSMENTS, DECLARING THE INTENTION TO LEVY AND COLLECT THE ASSESSMENTS; AND SETTING A PUBLIC HEARING REGARDING THESE ASSESSMENTS FOR THE FISCAL YEAR 2015/2016 FOR OPEN SPACE DISTRICTS 2 THROUGH 7, 11, 14, 15, 17, 18, 23, 24, 26, 31 AND 33, AND BAY BOULEVARD MAINTENANCE DISTRICT

C. RESOLUTION NO. 2015-125 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE ENGINEER'S REPORT FOR THE FISCAL YEAR 2015/2016 FOR OPEN SPACE MAINTENANCE DISTRICT NO. 1

D. RESOLUTION NO. 2015-126 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE SPREAD OF ASSESSMENTS, DECLARING THE INTENTION TO LEVY AND COLLECT THE ASSESSMENTS; AND SETTING A PUBLIC HEARING REGARDING THESE ASSESSMENTS FOR THE FISCAL YEAR 2015/2016 FOR OPEN SPACE MAINTENANCE DISTRICT NO. 1

E. RESOLUTION NO. 2015-127 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE ENGINEER'S REPORT FOR THE FISCAL YEAR 2015/2016 FOR OPEN SPACE MAINTENANCE DISTRICT NO. 8

F. RESOLUTION NO. 2015-128 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE SPREAD OF ASSESSMENTS, DECLARING THE INTENTION TO LEVY AND COLLECT THE ASSESSMENTS; AND SETTING A PUBLIC HEARING REGARDING THESE ASSESSMENTS FOR THE FISCAL YEAR 2015/2016 FOR OPEN SPACE MAINTENANCE DISTRICT NO. 8

G. RESOLUTION NO. 2015-129 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE ENGINEER'S REPORT FOR THE FISCAL YEAR 2015/2016 FOR MAINTENANCE DISTRICTS 9, 10, AND THE TOWN CENTRE MAINTENANCE DISTRICT

H. RESOLUTION NO. 2015-130 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE SPREAD OF ASSESSMENTS, DECLARING THE INTENTION TO LEVY AND COLLECT THE ASSESSMENTS; AND SETTING A PUBLIC HEARING REGARDING THESE ASSESSMENTS FOR THE FISCAL YEAR 2015/2016 FOR OPEN SPACE MAINTENANCE DISTRICTS 9, 10, AND THE TOWN CENTRE MAINTENANCE DISTRICT

I. RESOLUTION NO. 2015-131 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE ENGINEER'S REPORT FOR THE FISCAL YEAR 2015/2016 FOR OPEN SPACE MAINTENANCE DISTRICT NO. 20

J. RESOLUTION NO. 2015-132 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE SPREAD OF ASSESSMENTS, DECLARING THE INTENTION TO LEVY AND COLLECT THE ASSESSMENTS; AND SETTING A PUBLIC HEARING REGARDING THESE ASSESSMENTS FOR THE FISCAL YEAR 2015/2016 FOR OPEN SPACE MAINTENANCE DISTRICT NO. 20

K. RESOLUTION NO. 2015-133 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE ENGINEER'S REPORT FOR THE FISCAL YEAR 2015/2016 FOR EASTLAKE MAINTENANCE DISTRICT NO. 1 (ELMD #1)

L. RESOLUTION NO. 2015-134 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE SPREAD OF ASSESSMENTS, DECLARING THE INTENTION TO LEVY AND COLLECT THE ASSESSMENTS; AND SETTING A PUBLIC HEARING REGARDING THESE ASSESSMENTS FOR THE FISCAL YEAR 2015/2016 FOR EASTLAKE MAINTENANCE DISTRICT NO. 1 (ELMD #1)

Recommended Action: Council adopt the resolutions and set the public hearing for July 14, 2015.

8. [15-0174](#) RESOLUTION NO. 2015-135 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF CHULA VISTA AND THE CITY OF NATIONAL CITY FOR EXPANSION OF THE FREE RESOURCE AND ENERGY BUSINESS EVALUATION PROGRAM

Recommended Action: Council adopt the resolution.

9. [15-0189](#) A. ORDINANCE OF THE CITY OF CHULA VISTA AMENDING SECTION 14.20 OF THE CHULA VISTA MUNICIPAL CODE RELATING TO "STORM WATER MANAGEMENT AND DISCHARGE CONTROL" (FIRST READING)

B. RESOLUTION NO. 2015-136 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING AND AUTHORIZING SUBMITTAL OF THE SAN DIEGO BAY WATERSHED MANAGEMENT AREA WATER QUALITY IMPROVEMENT PLAN (WQIP), APPROVING AND AUTHORIZING SUBMITTAL OF THE "CITY OF CHULA VISTA JURISDICTIONAL RUNOFF MANAGEMENT PROGRAM, JUNE 2015 (JRMP)" DOCUMENT AND AUTHORIZING THE SUBMITTAL OF SUBSEQUENT JRMP REPORTS AND UPDATES ALONG WITH THE WQIP ANNUAL REPORT TO THE SAN DIEGO REGIONAL WATER QUALITY CONTROL BOARD

Recommended Action: Council place the ordinance on first reading and adopt the resolution.

10. [15-0226](#) RESOLUTION NO. 2015-137 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING CONTINUATION OF ELECTRICITY COMMODITY PURCHASES FROM SHELL ENERGY AND AUTHORIZING THE CITY MANAGER TO EXECUTE ALL DOCUMENTS IN CONJUNCTION WITH THE PURCHASES

Recommended Action: Council adopt the resolution.

11. [15-0218](#) RESOLUTION NO. 2015-138 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROPRIATING \$45,000 FROM THE AVAILABLE BALANCE OF THE GAS TAX FUND TO CAPITAL IMPROVEMENT PROJECT STL403; ACCEPTING BIDS; AWARDING THE CONTRACT FOR THE "CROSS GUTTER REHABILITATION CITYWIDE FY2014-2015 (CIP#STL403)" PROJECT TO CAROLINO AND SON ENGINEERING CORPORATION IN THE AMOUNT OF \$177,777; AND AUTHORIZING THE EXPENDITURE OF ALL AVAILABLE CONTINGENCY FUNDS IN AN AMOUNT NOT TO EXCEED \$22,444 (4/5 VOTE REQUIRED)

Recommended Action: Council adopt the resolution.

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

Items 1, 3 through 6, 7A, 7B, and 8 through 11:

Yes: 5 - Aguilar, Bensoussan, McCann, Miesen and Salas

No: 0

Abstain: 0

ACTION: Items 7C and 7D:

Yes: 4 - Aguilar, Bensoussan, Miesen and Salas

No: 0

Abstain: 1 - McCann

ACTION: Items 7E and 7F:

Yes: 4 - Bensoussan, McCann, Miesen and Salas

No: 0

Abstain: 1 - Aguilar

Deputy Mayor Bensoussan led the voting on Items 7G and 7H.

ACTION: Items 7G and 7H:

Yes: 4 - Aguilar, Bensoussan, McCann and Miesen

No: 0

Abstain: 1 - Salas

ACTION: Items 7I and 7J:

Yes: 3 - Bensoussan, Miesen and Salas

No: 0

Abstain: 2 - Aguilar and McCann

ACTION: Items 7K and 7L:

Yes: 4 - Aguilar, Bensoussan, McCann and Salas

No: 0

Abstain: 1 - Miesen

ITEMS REMOVED FROM THE CONSENT CALENDAR

2. [15-0244](#) ORDINANCE NO. 3345 OF THE CITY OF CHULA VISTA APPROVING A DEVELOPMENT AGREEMENT BETWEEN THE CITY OF CHULA VISTA, VILLAGE II TOWN CENTER, LLC, AND SUNRANCH CAPITAL PARTNERS, LLC, FOR THE FREEWAY COMMERCIAL NORTH PORTION OF OTAY RANCH PLANNING AREA 12 (SECOND READING AND ADOPTION)

City Attorney Googins stated an amended agreement with minor, technical corrections had been distributed to Council and that the changes would be incorporated should the item be adopted.

Mark Liuag, Chula Vista resident, spoke in support of the item being continued to a future meeting and spoke in opposition to staff's recommendation.

City Attorney Googins stated the proposed revised agreement was available for public review with the agenda packet and that the amendments made to the agreement were as directed by the Council at the meeting of May 26, 2015. He stated that the corrections presented to the Council at the meeting of June 16, 2015 were technical in nature.

City Attorney Googins provided information on the amendments to the agreement, as approved by Council at the meeting of May 26, 2015.

City Attorney Googins stated that Councilmember Miesen was abstaining from voting and participating on the item due to a potential financial-related conflict of interest. Councilmember Miesen left the dais during discussion and voting on the item.

ACTION: A motion was made by Deputy Mayor Bensoussan, seconded by Councilmember Aguilar, that Ordinance No. 3345 be adopted as amended, heading read, text waived. The motion carried by the following vote:

Yes: 4 - Aguilar, Bensoussan, McCann and Salas

No: 0

Abstain: 1 - Miesen

PUBLIC COMMENTS

Kim Vander Bie, representing the Chula Vista Employees Association, spoke in support of fair market wages for City employees.

Jeanie Balderas, Chula Vista employee, spoke in support of maintaining employee benefits and parity in wages for City employees.

Councilmember Aguilar stated that she met the following speaker, Jessica Cobain, and members of the Alliance of Californians for Community Empowerment (ACCE), and had encouraged the members to attend the Council meeting to express their concerns to the full Council.

The following members of ACCE expressed concern regarding the condition of streets and other infrastructure in the southwest area of Chula Vista:

- Jessica Cobain, representing ACCE

- Elodia Villa, Chula Vista resident, provided testimony in Spanish, which was translated by Jessica Cobain

- Arturo Martinez, Chula Vista resident, provided testimony in Spanish, which was translated by Jessica Cobain

Ken Thiltgen, Chula Vista employee, spoke in support of salary increases and maintaining benefits for City employees.

The following members of the public expressed concern regarding motor home parking and issues related to homelessness in the area of Fourth Avenue and Anita Street, and spoke in support of the implementation of a bike lane or parking restrictions in the area:

- Lewis McIntire, Chula Vista resident*
- Ralph Brown, Chula Vista resident*
- Rachel Anderson, Chula Vista resident*

Mark Liuag, Chula Vista resident, submitted speaker slip but was not present to speak.

PUBLIC HEARINGS

12. [15-0228](#) CONSIDERATION OF ACCEPTANCE OF THE 2015 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT FUNDS

RESOLUTION NO. 2015-139 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ACCEPTING \$45,481 FROM THE BUREAU OF JUSTICE ASSISTANCE FOR THE 2015 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE 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.

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

ACTION: A motion was made by Councilmember McCann, seconded by Councilmember Aguilar, that Resolution No. 2015-139 be adopted, heading read, text waived. The motion carried by the following vote:

Yes: 5 - Aguilar, Bensoussan, McCann, Miesen and Salas

No: 0

Abstain: 0

13. [15-0236](#) CONSIDERATION OF ADOPTION OF THE OPERATING AND CAPITAL IMPROVEMENT BUDGETS FOR THE CITY AND THE OPERATING BUDGETS FOR THE HOUSING AUTHORITY AND SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY FOR FISCAL YEAR 2015-2016

A. RESOLUTION NO. 2015-140 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ADOPTING THE OPERATING AND CAPITAL IMPROVEMENT BUDGETS FOR THE CITY OF CHULA VISTA FOR FISCAL YEAR 2015-2016 AND APPROPRIATING FUNDS FOR THE FISCAL YEAR ENDING JUNE 30, 2016 EXCLUDING CAPITAL IMPROVEMENT PROJECTS: DR 202, OP 225, STL 406, AND TF 395, OPEN SPACE DISTRICTS: 1, 8-10, 20, EASTLAKE MAINTENANCE DISTRICT, COMMUNITY FACILITY DISTRICTS: 97-1 OR AND 07M IMPROVEMENT AREAS, AND THE OTHER EXPENSES CATEGORY OF THE NON-DEPARTMENTAL BUDGET IN THE GENERAL FUND

B. RESOLUTION NO. 2015-141 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ADOPTING THE OPERATING BUDGETS AND CAPITAL IMPROVEMENT BUDGETS FOR CIP PROJECTS DR 202 AND TF 395, OPEN SPACE DISTRICT 1, AND COMMUNITY FACILITY DISTRICTS 97-1 OR AND 07M IMPROVEMENT AREAS FOR FISCAL YEAR 2015-2016 AND APPROPRIATING FUNDS FOR THE FISCAL YEAR ENDING JUNE 30, 2016

C. RESOLUTION NO. 2015-142 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ADOPTING THE OPERATING BUDGETS AND CAPITAL IMPROVEMENT BUDGETS FOR CIP PROJECTS OP 225 AND STL 406, OPEN SPACE DISTRICTS 9 AND 10, AND THE OTHER EXPENSES CATEGORY OF THE NON-DEPARTMENTAL BUDGET IN THE GENERAL FUND AND FOR FISCAL YEAR 2015-2016 AND APPROPRIATING FUNDS FOR THE FISCAL YEAR ENDING JUNE 30, 2016

D. RESOLUTION NO. 2015-143 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ADOPTING THE OPERATING BUDGET FOR OPEN SPACE DISTRICT 8 FOR FISCAL YEAR 2015-2016 AND APPROPRIATING FUNDS FOR THE FISCAL YEAR ENDING JUNE 30, 2016

E. RESOLUTION NO. 2015-144 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ADOPTING THE OPERATING BUDGET FOR EASTLAKE MAINTENANCE DISTRICT FOR FISCAL YEAR 2015-2016 AND APPROPRIATING FUNDS FOR THE FISCAL YEAR ENDING JUNE 30, 2016

F. RESOLUTION NO. 2015-145 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ADOPTING THE OPERATING BUDGET FOR OPEN SPACE DISTRICT 20 FOR FISCAL YEAR 2015-2016 AND APPROPRIATING FUNDS FOR THE FISCAL YEAR ENDING JUNE 30, 2016

G. RESOLUTION NO. 2015-146 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AMENDING THE COMPENSATION SCHEDULE AND CLASSIFICATION PLAN TO REFLECT THE ADDITION OF VARIOUS POSITION TITLES AND CHANGES IN SALARY AS REFLECTED IN THE FISCAL YEAR 2015-2016 OPERATING BUDGET

H. RESOLUTION NO. 2015-147 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE REVISED FISCAL YEAR 2015-2016 COMPENSATION SCHEDULE AS REQUIRED BY CALIFORNIA CODE OF REGULATIONS, TITLE 2, SECTION 570.5

I. RESOLUTION NO. 2015-148 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AMENDING EMPLOYER PAID MEMBER CONTRIBUTIONS FOR ELECTED OFFICIALS, EXECUTIVES, AND SENIOR MANAGERS

J. RESOLUTION NO. 2015-149 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING (1) THE AMENDED COMPENSATION SUMMARY FOR ALL UNREPRESENTED EMPLOYEES AND ELECTED OFFICIALS, INCLUDING AUTHORIZATION FOR THE MAYOR TO EXECUTE ANY NECESSARY CONTRACT AMENDMENTS TO IMPLEMENT SAID AMENDED COMPENSATION SUMMARY (2) AND CESSATION OF PAYMENT BY ELECTED OFFICIALS, EXECUTIVES, AND SENIOR MANAGERS, ON EMPLOYER SIDE, FOR OPTIONAL BENEFITS AS A RESULT OF TERMINATION OF EMPLOYER PAID MEMBER CONTRIBUTION (EPMC) FOR ELECTED OFFICIALS, EXECUTIVES, AND SENIOR MANAGERS

K. RESOLUTION NO. 2015-004 OF THE HOUSING AUTHORITY OF THE CITY OF CHULA VISTA ADOPTING THE OPERATING BUDGET FOR THE HOUSING AUTHORITY FOR FISCAL YEAR 2015-2016 AND APPROPRIATING FUNDS FOR THE FISCAL YEAR ENDING JUNE 30, 2016

L. RESOLUTION NO. 2015-002 OF THE SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY OF THE CITY OF CHULA VISTA ADOPTING THE OPERATING BUDGETS FOR THE SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY FOR FISCAL YEAR 2015-2016 AND APPROPRIATING FUNDS FOR THE FISCAL YEAR ENDING JUNE 30, 2016

M. 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 ADMINISTRATIVE SECRETARY (MAYOR, AT WILL), FA INTELLIGENCE ANALYST, FA SENIOR INTELLIGENCE ANALYST, AND FA SUPERVISORY INTELLIGENCE ANALYST AND TO ELIMINATE THE POSITION TITLES OF CHIEF SERVICE OFFICER, FA PUBLIC SAFETY ANALYST, FA SENIOR PUBLIC SAFETY ANALYST, TRANSIT COORDINATOR, AND TRANSIT MANAGER (FIRST READING) (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 Salas opened the public hearing. There being no members of the public who wished to speak, Mayor Salas closed the public hearing.

In response to a question from Councilmember Aguilar, City Manager Halbert stated that reasonable resolution of the ongoing employee negotiations would not impact the budget. Deputy City Manager Kachadoorian stated that the proposed budget included the addition of 8.75 positions in the general fund budget, which resulted in a net increase of two positions Citywide, due to positions being transferred within the budgets.

Mayor Salas announced that Councilmember McCann would abstain from voting on Item 13B, she would abstain from voting on Item 13C, Councilmember Aguilar would abstain from voting on Item 13D, Councilmember Miesen would abstain from voting on Item 13E, and Councilmembers Aguilar and McCann would abstain from voting on Item 13F. City Attorney Googins stated that the abstentions were due to potential property-related conflicts of interest.

ACTION: A motion was made by Deputy Mayor Bensoussan, seconded by Councilmember McCann, that Council Resolution Nos. 2015-140, 2015-146, 2015-147, 2015-148, 2015-149, Housing Authority Resolution No. 2015-004, Successor Agency Resolution No. 2015-002, and the above ordinance (Items 13A and 13G through 13M) be adopted, headings read, text waived. The motion carried by the following vote:

Yes: 5 - Aguilar, Bensoussan, McCann, Miesen and Salas

No: 0

Abstain: 0

ACTION: A motion was made by Deputy Mayor Bensoussan, seconded by Councilmember Aguilar, that Resolution No. 2015-141 (Item 13B) be adopted, heading read, text waived. The motion carried by the following vote:

Yes: 4 - Aguilar, Bensoussan, Miesen and Salas

No: 0

Abstain: 1 - McCann

Deputy Mayor Bensoussan led the voting on Item 13C.

ACTION: A motion was made by Deputy Mayor Bensoussan, seconded by Councilmember McCann, that Resolution No. 2015-142 (Item 13C) be adopted, heading read, text waived. The motion carried by the following vote:

Yes: 4 - Aguilar, Bensoussan, McCann and Miesen

No: 0

Abstain: 1 - Salas

ACTION: A motion was made by Councilmember McCann, seconded by Deputy Mayor Bensoussan, that Resolution No. 2015-143 (Item 13D) be adopted, heading read, text waived. The motion carried by the following vote:

Yes: 4 - Bensoussan, McCann, Miesen and Salas

No: 0

Abstain: 1 - Aguilar

ACTION: A motion was made by Councilmember McCann, seconded by Councilmember Aguilar, that Resolution No. 2015-144 (Item 13E) be adopted, heading read, text waived. The motion carried by the following vote:

Yes: 4 - Aguilar, Bensoussan, McCann and Salas

No: 0

Abstain: 1 - Miesen

ACTION: A motion was made by Councilmember Miesen, seconded by Deputy Mayor Bensoussan, that Resolution No. 2015-145 (Item 13F) be adopted, heading read, text waived. The motion carried by the following vote:

Yes: 3 - Bensoussan, Miesen and Salas

No: 0

Abstain: 2 - Aguilar and McCann

ACTION ITEMS

14. [15-0239](#) CONSIDERATION OF APPROVAL TO PURSUE THE REFINANCING OF 2004 AND 2006 CERTIFICATES OF PARTICIPATION

A. RESOLUTION NO. 2015-150 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA MAKING REQUIRED FINDINGS, AUTHORIZING THE EXECUTION AND DELIVERY OF DOCUMENTS RELATING TO THE SALE AND DELIVERY OF NOT TO EXCEED \$47,000,000 2015 REFUNDING CERTIFICATES OF PARTICIPATION, (CIVIC CENTER PROJECT), AND AUTHORIZING AND DIRECTING CERTAIN ACTIONS IN CONNECTION THEREWITH

B. RESOLUTION NO. 2015-001 OF THE PUBLIC FINANCING AUTHORITY OF THE CITY OF CHULA VISTA APPROVING THE EXECUTION AND DELIVERY OF DOCUMENTS IN CONNECTION WITH THE SALE AND DELIVERY OF THE CITY OF CHULA VISTA 2015 REFUNDING CERTIFICATES OF PARTICIPATION, (CIVIC CENTER PROJECT) IN A PRINCIPAL AMOUNT NOT TO EXCEED \$47,000,000 AND AUTHORIZING AND DIRECTING CERTAIN ACTIONS IN CONNECTION THEREWITH

Finance and Purchasing Manager Bilby gave a presentation on the item. In response to questions from Councilmember Miesen, Finance and Purchasing Manager Bilby provided information on the maturity date related to the proposed refinancing.

ACTION: A motion was made by Councilmember McCann, seconded by Councilmember Aguilar, that Council Resolution No. 2015-150 and Public Financing Authority Resolution No. 2015-001 be adopted, headings read, text waived. The motion carried by the following vote:

Yes: 5 - Aguilar, Bensoussan, McCann, Miesen and Salas

No: 0

Abstain: 0

15. [15-0238](#) CONSIDERATION OF APPROVAL TO PURSUE THE REFINANCING OF CERTAIN COMMUNITY FACILITIES DISTRICT BONDS

A. RESOLUTION NO. 2015-151 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA MAKING PRELIMINARY DETERMINATIONS AND DECLARING INTENTION TO ISSUE REFUNDING BONDS FOR PROPOSED REASSESSMENT DISTRICT NO. 2015-1, AND ORDERING A REPORT THEREON

B. RESOLUTION NO. 2015-152 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE REASSESSMENT REPORT AND CONFIRMING REASSESSMENTS WITHIN REASSESSMENT DISTRICT NO. 2015-1

C. RESOLUTION NO. 2015-153 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AUTHORIZING AND DIRECTING COMPLIANCE WITH THE "REFUNDING ACT OF 1984 FOR 1915 IMPROVEMENT ACT BONDS," AS MODIFIED, IN CONNECTION WITH THE ISSUANCE OF LIMITED OBLIGATION REFUNDING BONDS FOR THE PURPOSE OF REFUNDING CERTAIN REASSESSMENT DISTRICT BONDS

D. RESOLUTION NO. 2015-154 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AUTHORIZING AND PROVIDING FOR THE ISSUANCE OF LIMITED OBLIGATION REFUNDING BONDS FOR REASSESSMENT DISTRICT NO. 2015-1, APPROVING THE FORM OF FISCAL AGENT AGREEMENT, FIRST SUPPLEMENTAL BOND INDENTURE AND BOND PURCHASE CONTRACT AND AUTHORIZING OTHER ACTIONS IN CONNECTION THEREWITH

E. RESOLUTION NO. 2015-002 OF THE BOARD OF DIRECTORS OF THE CHULA VISTA PUBLIC FINANCING AUTHORITY APPROVING THE FORM OF AN ESCROW DEPOSIT AND TRUST AGREEMENT AND THE TERMINATION OF AN INVESTMENT AGREEMENT BOTH PERTAINING TO THE DEFEASANCE AND REDEMPTION OF THE CHULA VISTA PUBLIC FINANCING AUTHORITY REVENUE REFUNDING BONDS, SERIES 2005A

F. RESOLUTION NO. 2015-155 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ACTING FOR ITSELF AND AS THE LEGISLATIVE BODY OF CERTAIN COMMUNITY FACILITIES DISTRICTS, AUTHORIZING AND PROVIDING FOR THE ISSUANCE OF SEPARATE SERIES OF REFUNDING BONDS OR SPECIAL TAX REFUNDING BONDS, AS APPLICABLE, FOR EACH SUCH COMMUNITY FACILITIES DISTRICT, APPROVING THE FORM OF A FISCAL AGENT AGREEMENT, A BOND PURCHASE CONTRACT FOR EACH SERIES OF AUTHORITY BONDS, AN ESCROW DEPOSIT AND TRUST AGREEMENT, A PRELIMINARY OFFICIAL STATEMENT, AND A FIRST SUPPLEMENTAL BOND INDENTURE FOR EACH SERIES OF PRIOR REFUNDING BONDS AND AUTHORIZING OTHER ACTIONS IN CONNECTION THEREWITH

G. RESOLUTION NO. 2015-001 OF THE BOARD OF DIRECTORS OF THE CHULA VISTA MUNICIPAL FINANCING AUTHORITY AUTHORIZING THE ISSUANCE OF SPECIAL TAX REVENUE REFUNDING BONDS, SERIES 2015A AND REVENUE REFUNDING BONDS, SERIES 2015B, APPROVING THE FORM OF A SEPARATE INDENTURE OF TRUST, BOND PURCHASE CONTRACT, PRELIMINARY OFFICIAL STATEMENT AND CONTINUING DISCLOSURE AGREEMENT FOR EACH SERIES OF SUCH BONDS, AND AUTHORIZING OTHER ACTIONS IN CONNECTION THEREWITH

H. RESOLUTION NO. 2015-156 OF THE CITY COUNCIL, NO. 2015-003 THE PUBLIC FINANCING AUTHORITY, NO. 2015-002 THE MUNICIPAL FINANCING AUTHORITY, NO. 2015-005 THE HOUSING AUTHORITY, AND NO. 2015-001 THE INDUSTRIAL DEVELOPMENT AUTHORITY OF THE CITY OF CHULA VISTA, WAIVING THE FORMAL CONSULTANT SELECTION PROCESS AS IMPRACTICAL AND APPROVING AN AGREEMENT WITH STRADLING, YOCCA, CARLSON & RAUTH FOR BOND AND DISCLOSURE COUNSEL SERVICES

Finance and Purchasing Manager Bilby gave a presentation on the item.

ACTION: A motion was made by Councilmember McCann, seconded by Councilmember Aguilar, that Council Resolution Nos. 2015-151, 2015-152, 2015-153, 2015-154, 2015-155, and 2015-156; Public Financing Authority Resolution Nos. 2015-002 and 2015-003; Municipal Financing Authority Resolution Nos. 2015-001 and 2015-002; Housing Authority Resolution No. 2015-005; and Industrial Development Authority Resolution No. 2015-001 be adopted, headings read, text waived. The motion carried by the following vote:

Yes: 5 - Aguilar, Bensoussan, McCann, Miesen and Salas

No: 0

Abstain: 0

CITY MANAGER'S REPORTS

There were none.

MAYOR'S REPORTS

16. [15-0247](#) RATIFICATION OF APPOINTMENTS TO THE FOLLOWING BOARDS & COMMISSIONS:

- Mario Orso, Historic Preservation Commission
- Ana Ruth Robles, Housing Advisory Commission

ACTION: A motion was made by Deputy Mayor Bensoussan, seconded by Councilmember McCann, that the above appointments be ratified, heading read, text waived. The motion carried by the following vote:

Yes: 5 - Aguilar, Bensoussan, McCann, Miesen and Salas

No: 0

Abstain: 0

17. [15-0246](#) CONSIDERATION OF APPROVAL OF AN INTERIM APPOINTMENT PROCESS FOR CERTAIN COMMISSIONS THAT REQUIRE FULL COUNCIL INTERVIEWS (GROWTH MANAGEMENT OVERSIGHT COMMISSION, PARKS AND RECREATION COMMISSION, PLANNING COMMISSION, AND TWO SEATS ON THE CIVIL SERVICE COMMISSION)

City Attorney Googins provided information on the proposed interim appointment process.

ACTION: A motion was made by Councilmember Miesen, seconded by Councilmember McCann, that the Interim Appointment Process for Certain Commissions That Require Full Council Interviews (Growth Management Oversight Commission, Parks and Recreation Commission, Planning Commission, and two seats on the Civil Service Commission) be adopted, heading read, text waived. The motion carried by the following vote:

Yes: 5 - Aguilar, Bensoussan, McCann, Miesen and Salas

No: 0

Abstain: 0

Mayor Salas announced the upcoming board and commission recognition event on June 29, 2015. She also spoke regarding the recent Olympic Training Center's 20th anniversary event and the upcoming Special Olympics.

COUNCILMEMBERS' COMMENTS

Deputy Mayor Bensoussan spoke regarding the City's Arts Master Plan and distributed copies of a report on the economic impact the arts have on the San Diego region.

Councilmember Aguilar spoke regarding the recent Chula Vista Police Foundation's annual fundraiser. She also spoke regarding the Olympic Training Center and its sponsorship of the Police Foundation and other community organizations.

Councilmember McCann spoke regarding the Chula Vista Police Foundation's annual fundraiser and recognized the Olympic Training Center for its 20th anniversary.

CLOSED SESSION

Pursuant to Resolution No. 13706 and Council Policy No. 346-03, Official Minutes and records of action taken during Closed Sessions are maintained by the City Attorney.

18. [15-0255](#) CONFERENCE WITH LABOR NEGOTIATORS PURSUANT TO GOVERNMENT CODE SECTION 54957.6

Agency designated representatives: Gary Halbert, Kelley Bacon, Maria Kachadoorian, Glen Googins, Courtney Barrett, Erin Dempster, Angelica Aguilar, Tessa Nguyen, and Simon Silva

Employee organizations: CVEA/SEIU Local 221, Mid-Managers/Prof Association/SEIU Local 221, and Western Council of Engineers (WCE)

ACTION: No reportable action.

19. [15-0229](#) CONFERENCE WITH LEGAL COUNSEL--ANTICIPATED LITIGATION

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

One Case: Irma Herrera

ACTION: Action will be reported with the finalization of the settlement agreement.

ADJOURNMENT

At 8:17 p.m., Mayor Salas adjourned the meeting to the Regular City Council Meeting on July 14, 2015, at 5:00 p.m., in the Council Chambers.

Kerry K. Bigelow, Assistant City Clerk