

# City of Chula Vista

## Meeting Minutes

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Tuesday, January 7, 2014

2:00 PM

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

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### REGULAR MEETINGS OF THE CITY COUNCIL AND THE SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY OF THE CITY OF CHULA VISTA

#### CALL TO ORDER

*Regular Meetings of the City Council and the Successor Agency to the Redevelopment Agency of the City of Chula Vista were called to order at 2:04 p.m. in the Council Chambers, located in City Hall, 276 Fourth Avenue, Chula Vista, California.*

#### ROLL CALL:

**Present:** 5 - Deputy Mayor Aguilar, Councilmember Bensoussan, Councilmember Ramirez, Councilmember Salas and Mayor Cox

*Deputy Mayor Aguilar arrived at 2:05 p.m.*

*Also Present: City Manager Sandoval, City Attorney Googins, City Clerk Norris, and Records Manager Turner.*

#### PLEDGE OF ALLEGIANCE TO THE FLAG AND MOMENT OF SILENCE

*City Manager Sandoval led the Pledge of Allegiance.*

#### CONSENT CALENDAR

*Regarding Item 10, City Attorney Googins announced that the total fiscal impact for the item was projected to be \$250,000: approximately \$175,000 for the transactional contract and \$75,000 for the land use entitlement contract. He stated that, regarding Item 10B, the proposed firm would not be available to provide the services needed and stated that staff would request Council consideration on a modification of the item at a later date.*

*Item 10B was not considered at that time.*

1. **13-0216** APPROVAL OF MINUTES of November 19, 2013.

**Staff Recommendation:** Council approve the minutes.

2. **13-0199** ORDINANCE NO. 3295 OF THE CITY OF CHULA VISTA APPROVING THE SECTIONAL PLANNING AREA (SPA) PLANNED COMMUNITY DISTRICT (FORM BASED CODE) REGULATIONS FOR OTAY RANCH VILLAGE EIGHT WEST (SECOND READING AND ADOPTION)

**Staff Recommendation:** Council adopt the ordinance.

- 3. 13-0200** ORDINANCE NO. 3296 OF THE CITY OF CHULA VISTA AMENDING SECTION 5.36.135 OF THE CHULA VISTA MUNICIPAL CODE TO AUTHORIZE THE COLLECTION OF MASSAGE AND HOLISTIC HEALTH ESTABLISHMENT LICENSE ANNUAL RENEWAL FEES AND AMENDING SECTION 5.36.190 TO REQUIRE PAYMENT OF NEW APPLICATION FEES FOLLOWING CHANGE OF LOCATION OF A MASSAGE ESTABLISHMENT (SECOND READING AND ADOPTION)

*Staff Recommendation:* Council adopt the ordinance.

- 4. 13-0201** ORDINANCE NO. 3297 OF THE CITY OF CHULA VISTA AMENDING SECTION 5.28.010 OF THE CHULA VISTA MUNICIPAL CODE TO AUTHORIZE THE COLLECTION OF FIREARMS DEALER LICENSE ANNUAL FEES AND SECTION 5.28.015 TO REQUIRE ANNUAL INSPECTIONS OF FIREARMS DEALERS BY THE POLICE DEPARTMENT (SECOND READING AND ADOPTION)

*Staff Recommendation:* Council adopt the ordinance.

- 5. 13-0202** ORDINANCE NO. 3298 OF THE CITY OF CHULA VISTA AMENDING SECTION 9.12.160 OF THE CHULA VISTA MUNICIPAL CODE RELATING TO BINGO LICENSE APPLICATION FEE REFUNDS (SECOND READING AND ADOPTION)

*Staff Recommendation:* Council adopt the ordinance.

- 6. 13-0203** ORDINANCE NO. 3299 OF THE CITY OF CHULA VISTA AMENDING SECTION 5.38.030 OF THE CHULA VISTA MUNICIPAL CODE TO AUTHORIZE THE COLLECTION OF PAWNBROKER, SECONDHAND AND JUNK STORE DEALER LICENSE BIENNIAL RENEWAL FEES AND SECTION 5.38.120 TO AUTHORIZE THE COLLECTION OF PAWNSHOP EMPLOYEE IDENTIFICATION CARD ANNUAL RENEWAL FEES (SECOND READING AND ADOPTION)

*Staff Recommendation:* Council adopt the ordinance.

- 7. 13-0204** ORDINANCE NO. 3300 OF THE CITY OF CHULA VISTA REPEALING CHAPTER 5.14 OF THE CHULA VISTA MUNICIPAL CODE RELATING TO ART FIGURE STUDIOS (SECOND READING AND ADOPTION)

*Staff Recommendation:* Council adopt the ordinance.

- 8. 13-0194** RESOLUTION NO. 2014-001 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ACCEPTING UP TO \$1,268,400 OF HIGHWAY SAFETY IMPROVEMENT PROGRAM (HSIP) CYCLE 6 GRANT

*Staff Recommendation:* Council adopt the resolution.

9. 13-0229
- A. CONSIDERATION AND ACCEPTANCE OF AUDITED FINANCIAL STATEMENTS FOR FISCAL YEAR ENDED JUNE 30, 2013
  - B. RESOLUTION NO. 2014-001 OF THE SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY OF THE CITY OF CHULA VISTA AMENDING THE SUCCESSOR AGENCY BUDGET FOR FISCAL YEAR 2012-13 BY \$100,000 (4/5 VOTE REQUIRED)

*Staff Recommendation:* Council accept the report and Agency adopt the resolution.

10. 14-0002
- A. RESOLUTION NO. 2014-002 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING A LEGAL SERVICES AGREEMENT BETWEEN THE CITY OF CHULA VISTA AND STRADLING YOCCA CARLSON AND RAUTH PC FOR ATTORNEY SERVICES RELATED TO TRANSACTIONAL WORK FOR THE IMPLEMENTATION OF THE UNIVERSITY PARK AND INNOVATION DISTRICT
  - B. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING A LEGAL SERVICES AGREEMENT BETWEEN THE CITY OF CHULA VISTA AND NORTON MOORE AND ADAMS FOR ATTORNEY SERVICES RELATED TO THE PREPARATION OF LAND USE IMPLEMENTATION AND ENVIRONMENTAL DOCUMENTS FOR THE UNIVERSITY PARK AND INNOVATION

*Staff Recommendation:* Council adopt the resolutions.

## Approval of the Consent Calendar

**ACTION:** A motion was made by Mayor Cox, seconded by Councilmember Salas, to approve staff's recommendations on Consent Calendar Items 1 through 10A, headings read, text waived. The motion carried by the following vote:

Yes: 5 - Aguilar, Bensoussan, Ramirez, Salas and Cox  
No: 0  
Abstain: 0

## ITEMS REMOVED FROM THE CONSENT CALENDAR

*There were none.*

## PUBLIC COMMENTS

*Jeremiah Ivie, Chula Vista resident, provided information on a community organization, Freedom from Covert Harassment and Surveillance, and expressed concern regarding organized stalking.*

*David Danciu, Chula Vista resident, expressed concern regarding the construction timeline for Orange Park and negative press regarding events in the City. Mayor Cox requested that City Manager Sandoval provide an update to the Council on the Orange Park timeline.*

**ACTION ITEMS**

- 11. 13-0190**
- A. RESOLUTION NO. 2014-003 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ADOPTING A BOUNDARY MAP SHOWING THE BOUNDARIES OF THE TERRITORY PROPOSED FOR THE INCLUSION IN PROPOSED COMMUNITY FACILITIES DISTRICT NO. 14M (EASTERN URBAN CENTER/MILLENIA)
  - B. RESOLUTION NO. 2014-004 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA DECLARING ITS INTENTION TO ESTABLISH COMMUNITY FACILITIES DISTRICT NO. 14M (EASTERN URBAN CENTER/MILLENIA) AND TO AUTHORIZE THE LEVY OF A SPECIAL TAX WITHIN EACH IMPROVEMENT AREA THEREIN TO FINANCE CERTAIN SERVICES AND SETTING THE PUBLIC HEARING TO CONSIDER THE ESTABLISHMENT OF THE PROPOSED DISTRICT
  - C. RESOLUTION NO. 2014-005 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ORDERING AND DIRECTING THE PREPARATION OF A COMMUNITY FACILITIES DISTRICT REPORT FOR PROPOSED COMMUNITY FACILITIES DISTRICT NO. 14M (EASTERN URBAN CENTER/MILLENIA)

*Senior Management Analyst Lengyel provided information on the item.*

**ACTION:** A motion was made by Mayor Cox, seconded by Councilmember Salas, to adopt Resolution Nos. 2014-003, 2014-004, and 2014-005, headings read, text waived. The motion carried by the following vote:

Yes: 5 - Aguilar, Bensoussan, Ramirez, Salas and Cox  
 No: 0  
 Abstain: 0

- 12. 13-0195**
- RESOLUTION NO. 2014-006 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA (1) ACCEPTING THE PROGRESS REPORT ON CLIMATE ACTION PLAN IMPLEMENTATION, (2) ACCEPTING THE 2012 GREENHOUSE GAS EMISSIONS INVENTORY REPORT, AND (3) DIRECTING THE CITY'S CLIMATE CHANGE WORKING GROUP TO DEVELOP RECOMMENDATIONS AS OUTLINED IN THE CLIMATE ACTION PLAN UPDATE ROADMAP FOR FUTURE COUNCIL CONSIDERATION

*Environmental Resource Manager Reed and Conservation Specialist Downs presented the City's Climate Action Plan.*

**ACTION:** A motion was made by Councilmember Bensoussan, seconded by Councilmember Salas, that Resolution No. 2014-006 be adopted, heading read, text waived. The motion carried by the following vote:

Yes: 5 - Aguilar, Bensoussan, Ramirez, Salas and Cox  
 No: 0  
 Abstain: 0

**CITY MANAGER'S REPORTS**

*City Manager Sandoval provided information on the upcoming Council Workshop on January 9, 2014. He also stated that Chief Bejarano would provide a report to Council regarding alcohol-related issues in the City at an upcoming meeting.*

*Boy Scouts from Troop 2001 in attendance at the meeting introduced themselves to the Council.*

**MAYOR'S REPORTS**

- 13. 13-0196** APPOINTMENT OF CITY COUNCILMEMBERS TO OUTSIDE AGENCIES:  
 Chula Vista Veterans Home Support Foundation - Member  
 Chula Vista Veterans Home Support Foundation - Alternate  
 International Council for Local Environmental Initiatives (ICLEI) - Environmental Lead  
 International Council for Local Environmental Initiatives (ICLEI) - Alternate  
 League of California Cities, San Diego Division - Member  
 League of California Cities, San Diego Division - Alternate  
 Metropolitan Transit System Board of Directors (MTS) - Member  
 Metropolitan Transit System Board of Directors (MTS) - Alternate  
 Metropolitan Wastewater Commission (Metro) - Member  
 Metropolitan Wastewater Commission (Metro) - Alternate  
 Otay Valley Regional Park (OVRP) Policy Committee and Preserve Owner Manager (POM)  
 - Member  
 Otay Valley Regional Park (OVRP) Policy Committee and Preserve Owner Manager (POM)  
 - Alternate  
 San Diego Association of Governments (SANDAG) Bayshore Bikeway Committee  
 South County Economic Development Council (EDC) - Member  
 South County Economic Development Council (EDC) - Alternate

**ACTION:** A motion was made by Mayor Cox, seconded by Councilmember Bensoussan, to reappoint Mayor Cox to to the following outside agencies: Chula Vista Veterans Home Support Foundation (Member); League of California Cities, San Diego Division (Member); and Metropolitan Wastewater Commission (Metro) (Member). The motion carried by the following vote:

Yes: 5 - Aguilar, Bensoussan, Ramirez, Salas and Cox  
 No: 0  
 Abstain: 0

**ACTION:** A motion was made by Councilmember Bensoussan, seconded by Councilmember Salas, to reappoint Councilmember Bensoussan to following outside agencies: International Council for Local Environmental Initiatives (ICLEI) (Member), Environmental Lead; League of California Cities, San Diego Division (Alternate); and South County Economic Development Council (EDC) (Member). The motion carried by the following vote:

Yes: 5 - Aguilar, Bensoussan, Ramirez, Salas and Cox  
 No: 0  
 Abstain: 0

**ACTION:** A motion was made by Councilmember Ramirez, seconded by Mayor Cox, to reappoint Councilmember Ramirez to following outside agencies: International Council for Local Environmental Initiatives (ICLEI) (Alternate); Metropolitan Transit System Board of Directors (MTS) (Alternate); and Metro Wastewater Commission (Metro) (Alternate).The motion carried by the following vote:

Yes: 5 - Aguilar, Bensoussan, Ramirez, Salas and Cox  
 No: 0  
 Abstain: 0

**ACTION:** A motion was made by Councilmember Salas, seconded by Mayor Cox, to reappoint Councilmember Salas to following outside agencies Chula Vista Veterans Home Support Foundation (Alternate); and Metropolitan Transit System Board of Directors (MTS) (Member); and appoint herself to the following outside agencies: Otay Valley Regional Park Policy Committee and Preserve Owner Manager (POM) (Member); and South County Economic Development Council (EDC) (Alternate). The motion carried by the following vote:

Yes: 5 - Aguilar, Bensoussan, Ramirez, Salas and Cox  
 No: 0  
 Abstain: 0

**ACTION:** A motion was made by Deputy Mayor Aguilar, seconded by Mayor Cox, to reappoint Deputy Mayor Aguilar to following outside agencies: Otay Valley Regional Park (OVRP) Policy Committee and Preserve Owner Manager (POM) (Alternate); and San Diego Association of Governments (SANDAG) Bayshore Bikeway Committee. The motion carried by the following vote:

Yes: 5 - Aguilar, Bensoussan, Ramirez, Salas and Cox  
No: 0  
Abstain: 0

*Mayor Cox announced an upcoming Affordable Care Act forum that would be held on January 11, 2014. She also reported on the groundbreaking of St. Paul's assisted living facility.*

## **COUNCILMEMBERS' COMMENTS**

*Deputy Mayor Aguilar wished everyone a happy new year.*

*Councilmember Ramirez spoke in support of allowing Mr. Perno to give an extended presentation at the Council's workshop on January 9, 2014. Mayor Cox suggested Mr. Perno coordinate with the Police Department.*

*Councilmember Bensoussan announced the upcoming free California-friendly landscape training on January 11, 2014. She requested individuals interested in volunteering for the 2014 Harbor Fest to contact her office. She stated that the initial event for Dog Day in the Park to raise money for a dog park in Eucalyptus Park was tentatively scheduled for March 2014.*

*Councilmember Salas stated she looked forward to working with the Council in 2014 and acknowledged Mayor Cox for her leadership.*

## **ADJOURNMENT**

*At 3:02 p.m., Mayor Cox adjourned the meeting to the City Council Workshop on January 9, 2014, at 4:00 p.m., in the Police Department Community Room.*

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Donna R. Norris, CMC  
City Clerk