



MEETING OF THE CITY COUNCIL

Agenda

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

James D. Sandoval, City Manager
Glen R. Googins, City Attorney
Donna R. Norris, City Clerk

Tuesday, June 3, 2014

2:00 PM

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

SPECIAL MEETINGS OF THE SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY AND THE HOUSING AUTHORITY MEETING JOINTLY WITH THE CITY COUNCIL OF THE CITY OF CHULA VISTA

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 on Tuesday, June 3, 2014, at 2:00 p.m. in the Council Chambers, located at 276 Fourth Avenue, Building A, Chula Vista, California to consider items on this agenda.

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. 14-0339 OATHS OF OFFICE
Rochelle Carrol, Commission on Aging
B. 14-0333 PRESENTATION BY PUBLIC WORKS DIRECTOR RICHARD HOPKINS, OF EMPLOYEE OF THE MONTH SILVIA COSIO, ADMINISTRATIVE ANALYST II

**CONSENT CALENDAR (Items 1 - 3)**

*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. [14-0332](#) 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 A FISCAL AGENT SENIOR SECRETARY (SECOND READING AND ADOPTION) (4/5 VOTE REQUIRED)

*Department:* Police Department

*Staff Recommendation:* Council adopt the ordinance.

2. [14-0343](#) ORDINANCE OF THE CITY OF CHULA VISTA AMENDING TITLE 8, HEALTH AND SANITATION, BY ADDING CHAPTER 8.27, TRAINING IN RESPONSIBLE ALCOHOLIC BEVERAGE SERVICE REQUIRED FOR ON-SALE LICENSEES AND EMPLOYEES, TO THE CHULA VISTA MUNICIPAL CODE (SECOND READING AND ADOPTION)

*Department:* Police Department

*Staff Recommendation:* Council adopt the ordinance.

3. [14-0285](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AMENDING COUNCIL POLICY 570-01, SEWER LATERAL MAINTENANCE POLICY AND COUNCIL POLICY 576-05 TREES - PRESERVATION AS IT RELATES TO SEWER LATERAL MAINTENANCE

*Department:* Public Works Department

*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.*

**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.*

4. [14-0286](#) CONSIDERATION OF THE FINAL SECOND TIER ENVIRONMENTAL IMPACT REPORT (EIR 10-04) FOR THE OTAY RANCH VILLAGE 9 SECTIONAL PLANNING AREA PLAN AND TENTATIVE MAP

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA MAKING CERTAIN FINDINGS OF FACT; ADOPTING A STATEMENT OF OVERRIDING CONSIDERATIONS; ADOPTING A MITIGATION MONITORING AND REPORTING PROGRAM AND CERTIFYING THE FINAL SECOND TIER ENVIRONMENTAL IMPACT REPORT (EIR 10-04/SCH 2010061090) FOR THE OTAY RANCH VILLAGE 9 SECTIONAL PLANNING AREA PLAN AND TENTATIVE MAP PURSUANT TO THE CALIFORNIA ENVIRONMENTAL QUALITY ACT

**Department:** Development Services Department

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

5. [14-0289](#) CONSIDERATION OF A SECTIONAL PLANNING AREA (SPA) PLAN AND TENTATIVE SUBDIVISION MAP FOR THE VILLAGE 9 AREA OF OTAY RANCH

A. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING A SECTIONAL PLANNING AREA (SPA) PLAN INCLUDING PLANNED COMMUNITY DISTRICT REGULATIONS/DESIGN PLAN (FORM BASED CODE), PUBLIC FACILITIES FINANCE PLAN, AFFORDABLE HOUSING PLAN AND OTHER REGULATORY DOCUMENTS ON APPROXIMATELY 323 ACRES OF LAND IN THE VILLAGE 9 PORTION OF THE OTAY RANCH

B. ORDINANCE OF THE CITY OF CHULA VISTA APPROVING THE SECTIONAL PLANNING AREA (SPA) PLANNED COMMUNITY DISTRICT (FORM BASED CODE) REGULATIONS FOR OTAY RANCH VILLAGE 9 (FIRST READING)

C. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING TENTATIVE MAP CVT-09-05 (PCS-09-05) FOR THE OTAY RANCH VILLAGE 9 PROJECT SUBJECT TO THE CONDITIONS CONTAINED HEREIN

*Department:* Development Services Department

*Staff Recommendation:* Council conduct the public hearing, adopt the Resolutions and place the Ordinance on first reading.

## 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.*

6. [14-0338](#) PRESENTATION OF THE CITY MANAGER'S PROPOSED BUDGET FOR FISCAL YEAR 2014/2015 (Continued from 5/27)

RESOLUTION OF THE CITY COUNCIL/SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY/AND HOUSING AUTHORITY OF THE CITY OF CHULA VISTA ACCEPTING THE OPERATING AND CAPITAL IMPROVEMENT BUDGETS FOR THE CITY OF CHULA VISTA FOR FISCAL YEAR 2014/2015 AS THEIR PROPOSED BUDGETS, RESPECTIVELY, AND SETTING THE TIME AND PLACE FOR A PUBLIC HEARING ON THE BUDGET AND THEIR FINAL CONSIDERATION AND BUDGET ADOPTION

*Department:* Finance Department

*Staff Recommendation:* Council/Agency/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 in accordance with the heading set forth above.

## CITY MANAGER'S REPORTS

## MAYOR'S REPORTS

## 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).*

7. [14-0347](#) CONFERENCE WITH LEGAL COUNSEL REGARDING EXISTING LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9 (a)

City of Chula Vista v. Bay & E, Inc., et al., San Diego Superior Court, Case No. 37-2013-00055103-CU-MC-CTL.

8. [14-0348](#) CONFERENCE WITH LEGAL COUNSEL--ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to Government Code Section 54956.9 (b)

One Case:

There is an ongoing disagreement between the "Participating Agencies" (including the City of Chula Vista), on the one hand, and the City of San Diego and Padre Dam Municipal Water District, on the other hand, over responsibility for reimbursing Padre Dam for its overpayment of wastewater fees dating back to 1998 under the terms of the Master Wastewater Disposal Agreement between the parties.

9. [14-0349](#) CONFERENCE WITH LEGAL COUNSEL REGARDING EXISTING LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9 (a)

City of El Centro; et al. v. David Lanier, et al., San Diego Superior Court, Case No. 37-2014-00003824-CU-WM-CTL. Legal challenge to SB 7, SB 829 and/or SB 922 as violations of Chula Vista's Charter City "home rule" authority.

## ADJOURNMENT

*to the Regular City Council Meeting on June 10, 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*

*The City of Chula Vista requests individuals who require special accommodations to access, attend, and/or participate in a City meeting, activity, or service, contact the City Clerk's Office at (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.*

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