

# City of Chula Vista

## Meeting Minutes - Final

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Tuesday, November 17, 2015

5:00 PM

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

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### REGULAR MEETING OF THE CITY COUNCIL

#### CALL TO ORDER

*A Regular Meeting of the City Council 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.*

#### ROLL CALL:

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

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

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

*Deputy Mayor Bensoussan led the Pledge of Allegiance.*

#### SPECIAL ORDERS OF THE DAY

- A. [15-0622](#) PRESENTATION OF A PROCLAMATION TO SOUTH BAY COMMUNITY SERVICES PRESIDENT/CEO KATHRYN LEMBO, YOUTH AND FAMILY DIRECTOR MAURICIO TORRE, CASTLE PARK ELEMENTARY SCHOOL PRINCIPAL ALICIA MORENO, AND CHULA VISTA PROMISE NEIGHBORHOOD ENGLISH LANGUAGE LEARNER COACH AND CESAR CHAVEZ BOOK CLUB COORDINATOR CARMEN E. QUINTANA PROCLAIMING 2015-2016 AS CASTLE PARK ELEMENTARY CESAR CHAVEZ BOOK CLUB YEAR IN THE CITY OF CHULA VISTA

*Mayor Salas read the proclamation and Councilmembers Aguilar and McCann presented it to the students of Castle Park Elementary School. The students spoke regarding the impact of the book club.*

*Mayor Salas left the dais at 5:15 p.m.*

- B. [15-0498](#) PRESENTATION OF THE CROWNING OF THE 2015 STARLIGHT PARADE AMBASSADORS

*Councilmember Aguilar introduced the 2015 Starlight Parade Ambassadors, Kacie Wright and Naomi Tewolde. She read the proclamation, and she and McCann presented it to Ms. Wright and Ms. Tewolde. Councilmember Aguilar also recognized runners up Shae-Lin Carr, Cornina Lee, Heather Lynn Marie Costa, and Mikayla Moore-Bastide. Miss South Bay, Gabriela Lucero, crowned the 2015 Starlight Parade Ambassadors.*

*Councilmember Aguilar announced the upcoming Starlight Parade on Saturday, December 5, 2015.*

**CONSENT CALENDAR (Items 1 - 7)**

*Deputy Mayor Bensoussan stated that Items 6 and 7 had been removed from the Consent Calendar by staff. City Attorney Googins announced that an amended Exhibit F for Item 5B had been distributed to the Council.*

*Mayor Salas returned to the dais at 5:33 p.m.*

1. [15-0624](#) APPROVAL OF MINUTES of October 27, 2015.  
**Recommended Action: Council approve the minutes.**
  
2. [15-0620](#) ORDINANCE NO. 3357 OF THE CITY OF CHULA VISTA AMENDING THE LANDSCAPE WATER CONSERVATION ORDINANCE, CHAPTER 20.12 OF THE MUNICIPAL CODE, TO COMPLY WITH STATE REQUIREMENTS TO INCREASE WATER EFFICIENCY FOR NEW AND RETROFITTED LANDSCAPES (SECOND READING AND ADOPTION)  
**Recommended Action: Council adopt the ordinance.**
  
3. [15-0402](#) RESOLUTION NO. 2015-268 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE MAINTENANCE AGREEMENT FOR INTERIM DRAINAGE IMPROVEMENTS AND NPDES FACILITIES WITH SLF IV/MCMILLIN MILLENIA JV, LLC, FOR OTAY RANCH MILLENIA PHASE 2 (EASTERN URBAN CENTER) AND AUTHORIZING THE MAYOR TO EXECUTE SAID AGREEMENT  
**Recommended Action: Council adopt the resolution.**
  
4. [15-0558](#) RESOLUTION NO. 2015-269 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING A GRANT OF EASEMENTS, LICENSE AND MAINTENANCE AGREEMENT FOR CHULA VISTA TRACT NO. 09-03 OTAY RANCH MILLENIA PHASE 2 (EASTERN URBAN CENTER) BETWEEN THE CITY AND SLF IV-MILLENIA, LLC  
**Recommended Action: Council adopt the resolution.**
  
5. [15-0597](#) A. RESOLUTION NO. 2015-270 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AUTHORIZING THE CITY TO ENTER INTO A 10-YEAR LEASE PURCHASE AGREEMENT WITH PNC EQUIPMENT FINANCE, LLC. FOR THE ACQUISITION OF TWO (2) PIERCE ARROW XT TRIPLE COMBINATION PUMPER/FIRE ENGINES, AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE FINAL PURCHASE AND LEASE AGREEMENT

B. RESOLUTION NO. 2015-271 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AUTHORIZING THE CITY TO ENTER INTO A 10-YEAR LEASE PURCHASE AGREEMENT WITH LEASING 2, INC. FOR THE ACQUISITION OF ONE (1) HME AHRENS - FOX MODEL 34D/500 TYPE III FIRE APPARATUS/BRUSH ENGINE, AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE FINAL PURCHASE AND LEASE AGREEMENT

**Recommended Action: Council adopt the resolutions.**

*Item 6 was removed from the Consent Calendar.*

*Item 7 was removed from the Consent Calendar.*

*Approval of the Consent Calendar*

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

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

**No:** 0

**Abstain:** 0

**ITEMS REMOVED FROM THE CONSENT CALENDAR**

- 6. [15-0603](#) CITY ATTORNEY REPORT ON CITY COUNCIL TERM LIMITS AND CITY COUNCIL DIRECTION TO STAFF REGARDING SAME

*Item 6 was continued to a future Council meeting.*

**ACTION: Council hear the report and provide direction to staff as it deems appropriate.**

- 7. [15-0574](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE RELEASE OF A REQUEST FOR PROPOSALS TO SOLICIT AN EVENT PLANNER FOR A SPONSORED CITY EVENT TO BE HELD IN EASTERN CHULA VISTA IN SPRING 2016

*Item 7 was not heard.*

**PUBLIC COMMENTS**

*Mayor Salas announced that John Devin, Chula Vista resident, submitted written documentation regarding transient commercial truck parking.*

*Mark Twohey, Chula Vista resident, representing the Chula Vista Youth Sports Council, spoke regarding the organization's programs and its partnership with the Recreation Department.*

**MAYOR’S REPORTS**

- 8. [15-0623](#) RATIFICATION OF APPOINTMENT OF FERNANDO KISH AND TODD VOORHEES TO THE BOARD OF ETHICS

**ACTION:** A motion was made by Councilmember McCann, seconded by Councilmember Aguilar, that the above appointments be ratified. 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.*

**COUNCILMEMBERS’ COMMENTS**

*Councilmember McCann requested that the meeting be adjourned in memory of the victims of the terrorist attack in France. Mayor Salas paid tribute to the victims in France, as well as the victims in Beirut, Lebanon.*

*City Attorney Googins announced that the Council would convene in closed session to discuss the item listed below.*

*At 5:43 p.m., the Council convened in Closed Session.*

**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.

- 9. [15-0612](#) CONFERENCE WITH LEGAL COUNSEL REGARDING EXISTING LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9 (a)

Name of case: Jeffrey Hughes v. City of Chula Vista, Worker’s Compensation Appeals Board, Case No. ADJ9500826, ADJ9500827

**ACTION:** No reportable action pending final terms of settlement agreement.

**ADJOURNMENT**

*At 5:50 p.m., Mayor Salas adjourned the meeting to the Special City Council Meeting on November 17, 2015, at 5:30 p.m.*

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Kerry K. Bigelow, Assistant City Clerk