

# City of Chula Vista

## Meeting Minutes - Final

---

Tuesday, September 11, 2018

5:00 PM

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

---

### 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 5:09 p.m. in the Council Chambers, located in City Hall, 276 Fourth Avenue, Chula Vista, California.*

#### ROLL CALL:

**Present:** Councilmember Aguilar, Deputy Mayor Diaz, Councilmember McCann and Mayor Casillas Salas

**Excused:** Councilmember Padilla

*Also Present: City Manager Halbert, City Attorney Googins, City Clerk Bigelow, and Records Manager Turner*

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

*Deputy Mayor Diaz led the Pledge of Allegiance. Mayor Casillas Salas requested a moment of silence to honor the victims of 9/11.*

#### SPECIAL ORDERS OF THE DAY

- A. [18-0407](#) PRESENTATION OF QUARTERLY EMPLOYEE RECOGNITION RECIPIENTS

*Human Resources Director Chase recognized recipients of quarterly employee awards.*

- B. [18-0417](#) PRESENTATION OF A PROCLAMATION PROCLAIMING SEPTEMBER 15 THROUGH SEPTEMBER 22, 2018, WELCOMING AMERICA WEEK IN THE CITY OF CHULA VISTA

*Mayor Casillas Salas read the proclamation and Councilmember Aguilar presented it to members of South Bay People Power and the Human Relations Committee.*

*Margaret Baker, representing South Bay People Power, spoke regarding the item.*

#### CONSENT CALENDAR (Items 1 - 5)

*Item 2 was removed from the Consent Calendar at the request of members of the public.*

1. [18-0408](#) WRITTEN COMMUNICATIONS  
Letters of resignation:  
A. Mark Valen, Sustainability Commission  
B. Audrey Bordeaux, Human Relations Commission

**Recommended Action: Council accept the resignations.**

*Item 2 was removed from the Consent Calendar.*

- 3. [18-0403](#) RESOLUTION NO. 2018-184 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING AN AGREEMENT WITH ADVANTAGE SENTRY AND PROTECTION, INC. TO PROVIDE INMATE TRANSPORTATION SERVICES

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

- 4. [18-0354](#) RESOLUTION NO. 2018-185 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ACCEPTING BIDS, AWARDING THE CONTRACT FOR THE "TRAFFIC SIGNAL MODIFICATIONS BROADWAY / F STREET AND BROADWAY / G STREET (TRF0402)" PROJECT TO SELECT ELECTRIC, INC., IN THE AMOUNT OF \$521,769; AND TRANSFERRING \$130,000 IN TRANSNET APPROPRIATIONS FROM STM0397 TO TRF0402 (4/5 VOTE REQUIRED)

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

- 5. [18-0392](#) INVESTMENT REPORT FOR THE QUARTER ENDED JUNE 30, 2018

**Recommended Action: Council accept the report.**

**Approval of the Consent Calendar**

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

**Yes:** 4 - Aguilar, Diaz, McCann and Casillas Salas

**No:** 0

**Abstain:** 0

**ITEMS REMOVED FROM THE CONSENT CALENDAR**

- 2. [18-0353](#) A. RESOLUTION NO. 2018-183 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE AGREEMENT FOR ADMINISTRATION OF TAXICAB AND OTHER FOR-HIRE REGULATIONS BETWEEN THE SAN DIEGO METROPOLITAN TRANSIT SYSTEM AND THE CITY OF CHULA VISTA

B. ORDINANCE OF THE CITY OF CHULA VISTA AMENDING CHULA VISTA MUNICIPAL CODE CHAPTER 5.54, REGULATING TAXICABS AND OTHER FOR-HIRE VEHICLES THROUGH ADOPTION OF SAN DIEGO METROPOLITAN TRANSIT SYSTEM CODIFIED ORDINANCE NO. 11 (FIRST READING)

*The following members of the public spoke in opposition to staff's recommendation:*

- Alfredo Perez, Chula Vista resident
- Carolyn Reynolds
- Robert Watson, Coronado resident

- Brenda Brabant
- Russ McElmurg

*Alfred Banks submitted a request to speak but was not present when called.*

*Staff answered questions of the Council. Ken Nelson, representing MTS, spoke regarding the item.*

**ACTION:** A motion was made by Deputy Mayor Diaz, seconded by Mayor Casillas Salas, to adopt Resolution No. 2018-183 and place the above ordinance on first reading, headings read, text waived. The motion carried by the following vote:

**Yes:** 4 - Aguilar, Diaz, McCann and Casillas Salas

**No:** 0

**Abstain:** 0

### **PUBLIC COMMENTS**

*Henry Martinez, Chula Vista resident, spoke regarding an upcoming Veterans Parade.*

*The following members of the public spoke in support of fair conditions for working families and fair labor negotiations:*

- Lynnette Tessitore, representing the Chula Vista Mid-Managers/Professional Association/SEIU
- Susan Skala, representing Chula Vista Educators
- Michaela Bursalyan, representing SEIU

*Steven Pavka, Chula Vista resident, spoke regarding gun control, separated families, and tow truck companies.*

*Harold DeMoss Jr., Chula Vista resident, spoke regarding taxis and issues related to homelessness.*

### **PUBLIC HEARINGS**

6. [18-0400](#) RESOLUTION NO. 2018-186 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ACCEPTING \$50,165 FROM THE BUREAU OF JUSTICE ASSISTANCE FOR THE 2018 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 Casillas Salas opened the public hearing. There being no members of the public who wished to speak, Mayor Casillas Salas closed the public hearing.*

**ACTION:** A motion was made by Councilmember McCann, seconded by Deputy Mayor Diaz, to adopt Resolution No. 2018-186, heading read, text waived. The motion carried by the following vote:

**Yes:** 4 - Aguilar, Diaz, McCann and Casillas Salas

**No:** 0

**Abstain:** 0

**BOARD AND COMMISSION REPORTS**

7. [18-0402](#) PRESENTATION BY MEASURE P CITIZENS' OVERSIGHT COMMITTEE CHAIR CHRIS REDO OF THE MEASURE P COC ANNUAL REPORT COVERING THE INITIAL REPORTING PERIOD OF APRIL 1 THROUGH JUNE 30, 2017 AND AN UPDATE ON MEASURE P PROJECTS

*Assistant City Manager Kachadoorian and Measure P Citizens' Oversight Committee Chair Chris Redo gave a presentation on the item.*

**ACTION ITEMS**

8. [18-0391](#) A. DELIBERATION AND NOMINATIONS OF APPLICANTS TO BE INTERVIEWED FOR THE FOLLOWING AT-LARGE MEMBER SEATS ON THE MEASURE A CITIZENS' OVERSIGHT COMMITTEE:

- AT-LARGE MEMBER - DISTRICT 1 REPRESENTATIVE: Becky Cortez, Nadia Kean-Ayub, Marc Marconi, Tim Marsh, Quentin Redman, Phillip Rhamy, David Stucky, and Bernardo Vasquez

- AT-LARGE MEMBER - DISTRICT 2 REPRESENTATIVE: Pedro Anaya, Jan High, Kevin O'Neill, Joseph Raso, Tom Salvestrini, Daniel Vaccaro, and Maria Whitehorse

- AT-LARGE MEMBER - DISTRICT 3 REPRESENTATIVE: Jennifer Becker, John McKay, Heather Rubio, Jose Serrato, and Nick Todaro

B. SELECTION OF DATE AND TIME OF OPEN MEETING OR MEETINGS TO CONDUCT INTERVIEWS OF:

- APPLICANTS RECEIVING TWO OR MORE NOMINATIONS FOR THE AT-LARGE MEMBER SEATS FOR DISTRICTS 1, 2, AND 3

- ALL APPLICANTS FOR THE AT-LARGE MEMBER - DISTRICT 4 REPRESENTATIVE SEAT; AND

- ALL APPLICANTS FOR THE SEVEN DESIGNATED MEMBER SEATS (AS DEFINED IN CVMC 2.63.050(C))

*Mayor Casillas Salas stated that there were no members of the public who requested to speak regarding the item. City Clerk Bigelow provided information on the item.*

*Records Manager Turner distributed the nomination forms separately for each of the district-representative seats to the Council.*

*Councilmembers completed their nomination forms and submitted them to City Clerk Bigelow. City Clerk Bigelow announced that the nomination forms were available for public review and retained on file in the City Clerk's office.*

City Clerk Bigelow announced that the following individuals had received two or more nominations and would be invited to interview:

District 1: Becky Cortez, Quentin Redman, Phillip Rhamy, and David Stucky

District 2: Pedro Anaya, Kevin O'Neill, Joseph Raso and Daniel Vaccaro

District 3: Jennifer Becker, John McKay and Heather Rubio

City Attorney Googins announced that Councilmember Aguilar had intended to nominate Bernardo Vasquez, and that Mr. Vasquez had received two or more nominations and was eligible to be interviewed.

At the request of Mayor Casillas Salas, there was consensus of the Council to add an item to a future agenda to consider adding a Designated Member seat to the Measure A Citizens' Oversight Committee to represent the Chula Vista Mid-Managers/Professional employee group.

There was consensus of the Council to set the dates for the Measure A Citizens' Oversight Committee interviews for September 18, 2018, 3:00 p.m. - 5:00 p.m., and September 20, 2018, 4:00 p.m. - 8:00 p.m.

## CITY MANAGER'S REPORTS

There were none.

## MAYOR'S REPORTS

### 9. [18-0388](#) RATIFICATION OF APPOINTMENTS OF THE FOLLOWING:

Jim Combs, Board of Appeals and Advisors  
Christian Moreno, Board of Library Trustees  
Patrick Macfarland, Housing Advisory Comm. (At-Large Seat)  
Ricardo Gutierrez, Human Relations Commission  
Vianney Ruvalcaba, Sustainability Commission

**ACTION:** A motion was made by Councilmember McCann, seconded by Councilmember Aguilar, to ratify the above appointments. The motion carried by the following vote:

**Yes:** 4 - Aguilar, Diaz, McCann and Casillas Salas

**No:** 0

**Abstain:** 0

Mayor Casillas Salas reported on her attendance at the following events: Odawara student exchange barbecue, Pride flag-raising ceremony in commemoration of LGBTQ day in the City, and the third annual Sweetwater Solar Sprint event at Chula Vista Middle School.

## COUNCILMEMBERS' COMMENTS

Councilmember McCann wished everyone a happy Patriots Day, and thanked all first responders for their service on 9/11.

Deputy Mayor Diaz spoke of the events of 9/11.

Councilmember Aguilar spoke of the upcoming Starlight Parade and Children's Faire.

**CITY ATTORNEY'S REPORTS**

*City Attorney Googins announced that Items 10 and 11 would not be discussed and would be continued to a future date.*

**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.

- 10. [18-0394](#) CONFERENCE WITH LEGAL COUNSEL--ANTICIPATED LITIGATION  
Initiation of litigation pursuant to Government Code Section 54956.9(d)(4):  
[1] Case

*Item 10 was not discussed and was continued to a future date.*

- 11. [18-0398](#) CONFERENCE WITH LEGAL COUNSEL REGARDING EXISTING  
LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9  
(d)(1)

Name of case: City of Chula Vista v. Douglas E. Barnhart, Inc., San Diego Superior Court, Case No. 37-2016-00045312-CU-BC-CTL

*Item 11 was not discussed and was continued to a future date.*

**ADJOURNMENT**

*At 7:12 p.m., Mayor Casillas Salas adjourned the meeting in memory of Burt Henry Epstein.*

---

Kerry K. Bigelow, MMC, City Clerk