

# City of Chula Vista

## Meeting Minutes - Final

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Tuesday, August 13, 2019

5:00 PM

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

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### REGULAR MEETING OF THE CITY COUNCIL

*The City Council minutes are prepared and ordered to correspond to the City Council agenda. Agenda items may be taken out of order during the meeting.*

*The agenda items were considered in the order presented, except for Item 9, which was heard following Public Comments.*

### CALL TO ORDER

*A regular meeting of the City Council of the City of Chula Vista was called to order at 5:04 p.m. in the Council Chambers, located in City Hall, 276 Fourth Avenue, Chula Vista, California.*

### ROLL CALL:

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

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

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

*Councilmember Diaz led the Pledge of Allegiance. Mayor Casillas Salas called for a moment of silence to honor the recent victims who were shot by assault weapons.*

### SPECIAL ORDERS OF THE DAY

- A. [19-0356](#) PRESENTATION OF A PROCLAMATION PROCLAIMING AUGUST 15, 2019 AS THOMAS M. RICE DAY IN THE CITY OF CHULA VISTA

*Mayor Casillas Salas read the proclamation and Councilmember McCann presented it to Thomas Rice.*

- B. [19-0382](#) SPECIAL RECOGNITION OF SWEETWATER AUTHORITY FOR ITS PUBLIC OUTREACH CAMPAIGN AND FINANCIAL REPORTING AWARDS

*Sweetwater Authority Board Member Steve Castaneda spoke regarding the item. Councilmembers Galvez and Diaz presented certificates of appreciation to members of the Board.*

- C. [19-0393](#) PRESENTATION OF A PROCLAMATION RECOGNIZING SEPTEMBER 14, 2019 AS LGBTQ DAY IN THE CITY OF CHULA VISTA

*Mayor Casillas Salas read the proclamation and Deputy Mayor Padilla presented it to representatives and supporters of the LGBTQ community.*

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

*Mayor Casillas Salas announced that Item 1 would be continued to the meeting of September 10, 2019, at the request of the proponent, and that Item 2 was removed from the Consent Calendar by a member of the public.*

3. [19-0350](#) RESOLUTION NO. 2019-159 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE AGREEMENT WITH SOUTHERN CALIFORNIA PRECISION CONCRETE, INC. TO PROVIDE ON-CALL HORIZONTAL CONCRETE SLICING SERVICES; AMENDING THE FISCAL YEAR 2019/20 CIP PROGRAM BUDGET BY ESTABLISHING A NEW CIP PROJECT, STL0443 "SIDEWALK REHABILITATION CITYWIDE (MEASURE P)"; AND TRANSFERRING \$1,130,000 IN CIP FUND APPROPRIATIONS FROM STL0428 TO STL0443 (4/5 VOTE REQUIRED)  
  
**Recommended Action: Council adopt the resolution.**
4. [19-0389](#) RESOLUTION NO. 2019-160 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AMENDING THE INFRASTRUCTURE, FACILITIES, AND EQUIPMENT EXPENDITURE PLAN; AMENDING THE FISCAL YEAR 2019/20 OPERATING AND CIP PROGRAM BUDGET TO PROVIDE ADDITIONAL FUNDING FOR THE CORRUGATED METAL PIPE DRAINAGE REHABILITATION PROJECT (DRN0211); AND APPROPRIATING FUNDS THEREFOR (4/5 VOTE REQUIRED)  
  
**Recommended Action: Council adopt the resolution.**
5. [19-0379](#) RESOLUTION NO. 2019-161 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA WAIVING THE COMPETITIVE FORMAL BID REQUIREMENT, APPROVING AN EQUIPMENT LEASE WITH DELL FINANCIAL SERVICES FOR MOBILE DATA COMPUTERS, AND APPROPRIATING \$83,220 TO THE GENERAL FUND AND SAID AMOUNT TO THE EQUIPMENT LEASE FUND FOR THE DEBT SERVICE PAYMENT (4/5 VOTE REQUIRED)  
  
**Recommended Action: Council adopt the resolution.**
6. [19-0386](#) RESOLUTION NO. 2019-162 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ACCEPTING \$5,454 FROM THE STATE OF CALIFORNIA DEPARTMENT OF JUSTICE AND APPROPRIATING SAID FUNDS TO THE FISCAL YEAR 2019 POLICE GRANTS SECTION OF THE STATE GRANTS FUND FOR THE UNTESTED SEXUAL ASSAULT EVIDENCE GRANT PROGRAM (4/5 VOTE REQUIRED)  
  
**Recommended Action: Council adopt the resolution.**

- 7. [19-0387](#)
  - A. RESOLUTION NO. 2019-163 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AMENDING THE COMPENSATION SCHEDULE AND CLASSIFICATION PLAN TO REFLECT THE RECLASSIFICATION OF FA INFORMATION SECURITY PROGRAM MANAGER TO FA CYBER SECURITY PROGRAM MANAGER AND THE ADDITION OF ONE FA NETWORK ADMINISTRATOR III TO THE AUTHORIZED STAFFING LEVEL OF THE POLICE GRANTS SECTION OF THE FEDERAL GRANTS FUND FOR THE SAN DIEGO LAW ENFORCEMENT COORDINATION CENTER
  
  - B. RESOLUTION NO. 2019-164 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE REVISED FISCAL YEAR 2019/20 COMPENSATION SCHEDULE AS REQUIRED BY CALIFORNIA CODE OF REGULATIONS, TITLE 2, SECTION 570.5

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

Approval of the Consent Calendar

**ACTION: A motion was made by Councilmember McCann, seconded by Councilmember Galvez, to adopt the above Consent Calendar items, headings read, text waived. The motion carried by the following vote:**

**Yes:** 5 - Diaz, Galvez, McCann, Padilla and Casillas Salas

**No:** 0

**Abstain:** 0

**ITEMS REMOVED FROM THE CONSENT CALENDAR**

- 1. [18-0351](#)
  - A. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA (1) APPROVING A REIMBURSEMENT AGREEMENT BETWEEN THE CITY AND RIDA CHULA VISTA, LLC ("DEVELOPER") TO CONSTRUCT SPECIFIED SEWER IMPROVEMENTS; (2) FINDING THE DEVELOPER'S PROPOSED SOLE SOURCE AWARD TO ITS GENERAL CONTRACTOR TO CONSTRUCT SUCH IMPROVEMENTS TO BE IN THE BEST INTEREST OF THE PUBLIC, PURSUANT TO CHULA VISTA MUNICIPAL CODE SUBSECTION 2.56.160(H), "DEVELOPER-PERFORMED PUBLIC WORKS"; (3) DELEGATING TO THE CITY MANAGER AUTHORITY TO ASSURE COMPLIANCE WITH APPLICABLE PROCUREMENT REQUIREMENTS FOR SUBCONTRACTORS; AND (4) APPROPRIATING FUNDS THEREFOR (4/5 VOTE REQUIRED)
  
  - B. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING A REIMBURSEMENT AGREEMENT BETWEEN THE CITY AND RIDA CHULA VISTA, LLC TO DESIGN SPECIFIED BAYFRONT INFRASTRUCTURE IMPROVEMENTS AND APPROPRIATING FUNDS THEREFOR (4/5 VOTE REQUIRED)

C. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA FINDING RIDA CHULA VISTA, LLC'S PROPOSED SOLE SOURCE AWARD TO ITS GENERAL CONTRACTOR TO CONSTRUCT BAYFRONT DEVELOPMENT IMPACT FEE TRANSPORTATION FACILITIES TO BE IN THE BEST INTEREST OF THE PUBLIC, PURSUANT TO CHULA VISTA MUNICIPAL CODE SUBSECTION 2.56.160(H), "DEVELOPER-PERFORMED PUBLIC WORKS," AND DELEGATING TO THE CITY MANAGER AUTHORITY TO ASSURE COMPLIANCE WITH APPLICABLE PROCUREMENT REQUIREMENTS FOR SUBCONTRACTORS

*Item 1 was continued to the meeting of September 10, 2019.*

2. [19-0324](#) RESOLUTION NO. 2019-158 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING A REIMBURSEMENT AGREEMENT BETWEEN THE CITY AND CHULA VISTA BAYFRONT RV LLC TO CONSTRUCT SPECIFIED BAYFRONT DEVELOPMENT IMPACT FEE AND SEWER IMPROVEMENTS, AND APPROPRIATING FUNDS THEREFOR (4/5 VOTE REQUIRED)

**ACTION:** A motion was made by Councilmember Diaz, seconded by Councilmember Galvez, to adopt Resolution No. 2019-158, heading read, text waived. The motion carried by the following vote:

**Yes:** 5 - Diaz, Galvez, McCann, Padilla and Casillas Salas

**No:** 0

**Abstain:** 0

## PUBLIC COMMENTS

*Howard Smith, representing Dokua Smith Foundation, provided information regarding the organization and requested the City recognize its platform.*

*Denise Monroy, Chula Vista resident, expressed concern regarding parking and traffic issues in her neighborhood and submitted written documentation.*

*Sofia Zaragoza, representing the Blindspot Collective, spoke regarding the organization's theatre program.*

## BOARD AND COMMISSION REPORTS

8. [19-0349](#) PRESENTATION BY MEASURE P CITIZENS' OVERSIGHT COMMITTEE CHAIR CHRIS REDO ON THE MEASURE P COC ANNUAL REPORT COVERING THE PERIOD OF JULY 1, 2017 THROUGH JUNE 30, 2018 AND AN UPDATE ON MEASURE P PROJECTS

*Measure P Citizens' Oversight Committee Chair Redo gave a presentation on the item.*

**ACTION ITEMS**

9. [19-0369](#) REPORT AND REQUEST FOR CITY COUNCIL DIRECTION REGARDING PREFERRED GOVERNANCE OPTION FOR THE IMPLEMENTATION OF COMMUNITY CHOICE AGGREGATION (CCA)

*Chief Sustainability Officer Gakunga spoke regarding the item.*

*Gary Saleba, representing EES Consulting, gave a presentation on the item and answered questions of the Council.*

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

- Selene Lawrence, representing Sullivan Solar Power*
- James Scofield, Chula Vista resident*
- Rita Clements, Chula Vista resident*
- Carolyn Scofield, representing Chula Vista Partners in Courage*
- Gina Woodard, Chula Vista resident*
- Edgar Garcia, Chula Vista resident*
- Carolina Rodriguez*
- Gretchen Newsom, representing IBEW 569; she expressed concerns regarding a potential draft agreement presented to the City of La Mesa, including proposed energy procurement practices and the lack of provisions for collective bargaining*
- Yissel Inzunza, Hilltop High School student*
- Monica Sandoval, Hilltop High School student*
- Luna Enriquez, Hilltop High School student*
- Adrian Granda, representing San Diego Mayor Kevin Faulconer*
- Shawn Marshall, representing Lean Energy*
- Nick Androski, Otay Ranch High School student*
- Naomi Tanaka, Otay Ranch High School student*
- Haley Fernandez, Otay Ranch High School student*
- Ingrid Liu, Otay Ranch High School student*
- Dinah Willer, representing SDG&E*

*The following members of the public submitted written documentation in support of staff's recommendation and did not wish or were not present to speak:*

- Lydia McCammon*
- Silvana Gomez*
- Denia Martin*
- Natalie Navarro*
- Bose Cortez*
- Jesus Figueroa*
- Kayla Bowman*
- Kailea Vickers*
- Francesca Hackley*
- Teresa Acerro*
- Joanna Ward*

*Council discussion ensued.*

**ACTION:** A motion was made by Deputy Mayor Padilla, seconded by Councilmember McCann, to accept staff's recommendation regarding the governance option; to direct staff to proceed with discussions to complete the process for entering into a regional joint powers authority with the City of San Diego; and to direct staff, in negotiations, to consider the comments regarding issues related to prevailing wage, collective bargaining rights, and ensuring economic benefits to the community. The motion carried by the following vote:

**Yes:** 3 - McCann, Padilla and Casillas Salas

**No:** 2 - Diaz and Galvez

**Abstain:** 0

10. [19-0391](#) RESOLUTION NO. 2019-165 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING A CONSULTANT SERVICES AGREEMENT WITH DELORENZO INTERNATIONAL INC. FOR THE DEVELOPMENT OF A SCOPE OF WORK FOR A CITYWIDE SMART IRRIGATION SYSTEM

*Director of Community Services Lamb and Nicholas Delorenzo, representing Delorenzo International Inc., gave a presentation on the item and answered questions of the Council.*

**ACTION:** A motion was made by Councilmember McCann, seconded by Councilmember Diaz, to adopt Resolution No. 2019-165, heading read, text waived. The motion carried by the following vote:

**Yes:** 5 - Diaz, Galvez, McCann, Padilla and Casillas Salas

**No:** 0

**Abstain:** 0

## CITY MANAGER'S REPORTS

*City Manager Halbert, announced that the Board of Port Commissioners approved the Sun Communities RV Park.*

## MAYOR'S REPORTS

11. [19-0394](#) RESOLUTION NO. 2019-166 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA URGING ACTION ON GUN SAFETY LEGISLATION

*Mayor Casillas Salas spoke regarding the item. Council discussion ensued.*

*The following members of the public spoke in support of the recommended action:*

*- James Scofield, Chula Vista resident*

*- Joaquin Vazquez*

*- Kasey Zaher, representing Moms Demand Action & San Diego for Gun Violence Prevention*

*- Phyllis Hauptfeld*

*- Alicia Martinez, Chula Vista resident*

*- Lillie Gipson, Bonita high School student*

*Rudy Ramirez, Chula Vista resident, spoke in support of the recommended action and urged the Council to take concrete actions against gun violence.*

*The following members of the public submitted written documentation in support of the recommended action and did not wish or were not present to speak:*

- Therese Hymer
- Natalie Navarro
- Denia Martin
- Bose Cortez
- Kayla Bowman
- Jesus Figueroa
- Kailea Vickers
- Francesca Hackley
- Theresa Acerro, Chula Vista resident
- Brenda Arnold

*Council discussion continued.*

**ACTION:** A motion was made by Deputy Mayor Padilla, seconded by Mayor Casillas Salas, to adopt Resolution No. 2019-166, heading read, text waived. The motion carried by the following vote:

**Yes:** 3 - McCann, Padilla and Casillas Salas

**No:** 2 - Diaz and Galvez

**Abstain:** 0

## **COUNCILMEMBERS' COMMENTS**

*There were none.*

## **CITY ATTORNEY'S REPORTS**

*City Attorney Googins reported that a search warrant had been served on an illegal marijuana business on Main Street.*

## **ADJOURNMENT**

*The meeting was adjourned at 9:07 p.m.*

*Minutes prepared by: Tyshar L. Turner, Assistant City Clerk*

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Kerry K. Bigelow, MMC, City Clerk