

# City of Chula Vista

## Meeting Minutes - Draft

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Tuesday, November 21, 2017

5:00 PM

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

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### REGULAR MEETINGS OF THE CITY COUNCIL AND MUNICIPAL FINANCING AUTHORITY OF THE CITY OF CHULA VISTA

#### CALL TO ORDER

*Regular meetings of the City Council and the Municipal Financing Authority of the City of Chula Vista were called to order at 5:02 p.m. in the Council Chambers, located in City Hall, 276 Fourth Avenue, Chula Vista, California.*

#### ROLL CALL:

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

*Councilmember Aguilar arrived at 5:03 p.m.*

*Also Present: City Manager Halbert, City Attorney Googins, City Clerk Bigelow, and Deputy City Clerk Larrarte*

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

*Councilmember Diaz led the Pledge of Allegiance.*

#### SPECIAL ORDERS OF THE DAY

A. [17-0499](#) OATHS OF OFFICE

Citizens' Oversight Committee: Oscar Romo

Human Relations Commission:

Audrey Bordeaux	Susan Lake
Petrina Branch	Paola Martinez-Montes
Jeremy Culuko	Ricardo Medina
William Felix	Ahmad Zadah
Robert Godinez	
Bernard Gonzales	

*City Clerk Bigelow administered the oath of office to Commissioners Bordeaux, Branch, Culuko, Felix, Godinez, Gonzales, Lake, Martinez-Montes, Medina, and Zadah.*

- B. [17-0512](#) PRESENTATION OF A PROCLAMATION TO EASTLAKE CHURCH IN RECOGNITION OF ITS COMMUNITY SERVICE DURING A “SERVE WEEKEND” IN THE CITY OF CHULA VISTA

*Mayor Casillas Salas read the proclamation and Deputy Mayor McCann presented it to Pastor James Grogan & Linda Rankin from Eastlake Church.*

- C. [17-0513](#) PRESENTATION OF A PROCLAMATION TO LESLIE AND MAX BRANSCOMB FOR THEIR OUTSTANDING CONTRIBUTIONS TO THE CITY OF CHULA VISTA

*Mayor Casillas Salas read the proclamation and Councilmember Aguilar presented it to Leslie and Max Branscomb.*

### CONSENT CALENDAR (Items 1 - 9)

*Item 3 was removed from the Consent Calendar by a member of the public.*

1. [17-0505](#) WRITTEN COMMUNICATION

Memorandum from Councilmember Padilla requesting an excused absence from the November 7, 2017 council meeting.

**Recommended Action: Council excuse the absence.**

2. [17-0498](#) APPROVAL OF MINUTES of August 15 and 22, and September 7, 2017.

**Recommended Action: Council approve the minutes.**

*Item 3 was removed from the Consent Calendar.*

4. [17-0106](#) RESOLUTION NO. 2017-209 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ADOPTING THE 2017 CITY OF CHULA VISTA STANDARD SPECIAL PROVISIONS AND OTHER REFERENCE DOCUMENTS GOVERNING ENGINEERING AND CONSTRUCTION STANDARDS, AND AUTHORIZING THE CITY ENGINEER OR DESIGNEE TO ADOPT AND APPROVE ON BEHALF OF THE CITY FUTURE EDITIONS OF AND AMENDMENTS TO THE STANDARD SPECIAL PROVISIONS AND REFERENCE DOCUMENTS GOVERNING ENGINEERING AND CONSTRUCTION STANDARDS

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

5. [17-0428](#) A. RESOLUTION NO. 2017-210 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING A CONSULTANT SERVICES AGREEMENT BETWEEN THE CITY AND KITCHELL CEM, INC. TO PROVIDE ON-CALL CONSTRUCTION MANAGEMENT CONSULTING SERVICES
- B. RESOLUTION NO. 2017-211 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING A CONSULTANT SERVICES AGREEMENT BETWEEN THE CITY AND O'CONNOR CONSTRUCTION MANAGEMENT, INC TO PROVIDE ON-CALL CONSTRUCTION MANAGEMENT CONSULTING SERVICES
- Recommended Action: Council adopt the resolutions.**
6. [17-0444](#) RESOLUTION NO. 2017-212 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ACCEPTING BIDS AND AWARDING A CONTRACT FOR CITYWIDE TREE MAINTENANCE SERVICES TO WEST COAST ARBORISTS, INC. IN AN AMOUNT NOT TO EXCEED \$950,000 FOR THE UP TO FIVE-YEAR TERM OF THE CONTRACT AND APPROPRIATING \$45,000 IN FISCAL YEAR 2017-18 FROM THE GAS TAX FUND TO THE URBAN FORESTRY MAINTENANCE BUDGET (4/5 VOTE REQUIRED)
- Recommended Action: Council adopt the resolution.**
7. [17-0474](#) RESOLUTION NO. 2017-213 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AUTHORIZING A BUDGET TRANSFER OF \$30,000 IN THE STATE GRANT FUND TO PURCHASE A VAN FOR USE IN THE SOUTH BAY AND EAST COUNTY USED OIL PAYMENT PROGRAM (4/5 VOTE REQUIRED)
- Recommended Action: Council adopt the resolution.**
8. [17-0495](#) INVESTMENT REPORT FOR THE QUARTER ENDED SEPTEMBER 30, 2017
- Recommended Action: Council accept the report.**
9. [17-0487](#) RESOLUTION NO. 2017-214 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ACCEPTING \$38,617 FROM THE U.S. DEPARTMENT OF HOMELAND SECURITY, AUTHORIZING THE POLICE DEPARTMENT TO PURCHASE RADIO DISPATCH CONSOLE EQUIPMENT FROM MOTOROLA SOLUTIONS, INC. BASED ON THE COUNTY OF SAN DIEGO'S CONTRACT NUMBER 553982 PRICING AND TERMS, AND APPROPRIATING SAID FUNDS TO THE FEDERAL GRANTS FUNDS FOR THE URBAN AREA SECURITY INITIATIVE (4/5 VOTE REQUIRED)
- Recommended Action: Council adopt the resolution.**

*Approval of the Consent Calendar*

**ACTION:** A motion was made by Deputy Mayor McCann, seconded by Councilmember Diaz, 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, Diaz, McCann, Padilla and Casillas Salas

**No:** 0

**Abstain:** 0

**ITEMS REMOVED FROM THE CONSENT CALENDAR**

3. [17-0420](#) ORDINANCE OF THE CITY OF CHULA VISTA DECREASING THE ESTABLISHED SPEED LIMIT ON QUINTARD STREET BETWEEN ORANGE AVENUE AND THIRD AVENUE AND BETWEEN FIRST AVENUE AND HILLTOP DRIVE FROM 30 MILES PER HOUR TO 25 MILES PER HOUR, AND AMENDING SCHEDULE X OF THE REGISTER MAINTAINED IN THE OFFICE OF THE CITY ENGINEER TO REFLECT THE REVISED SPEED LIMITS (FIRST READING)

*Steven Pavka, Chula Vista resident, spoke in opposition to staff's recommendation on Item 3.*

**ACTION:** A motion was made by Deputy Mayor McCann, seconded by Councilmember Padilla, to place the ordinance on first reading, heading read, text waived. The motion carried by the following vote:

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

**No:** 0

**Abstain:** 0

**PUBLIC COMMENTS**

*The following members of the public expressed concern regarding the South Bay Bus Rapid Transit project plans in the area of Hedenkamp Elementary School:*

- Cherrie Adajar, Chula Vista resident
- Larry Williams, Chula Vista resident
- Tamara Carver, Chula Vista resident

*The following members of the public requested the Council support a clean Dream Act:*

- Margaret Baker, Chula Vista Resident, representing South Bay People Power
- Matthew Arnold, Chula Vista Resident, representing South Bay People Power
- Michelle Quiroz, Chula Vista resident
- Patricia Huffman, Chula Vista resident, representing People Power
- Carolyn Scofield, Chula Vista resident, representing Chula Vista Partners in Courage

**PUBLIC HEARINGS**

- 10. [17-0496](#) A. RESOLUTION NO. 2017-215 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE ISSUANCE OF THE CHULA VISTA MUNICIPAL FINANCING AUTHORITY'S LEASE REVENUE BONDS, SERIES 2017A [NEW CLEAN RENEWABLE ENERGY BONDS (FEDERALLY TAXABLE) AND LEASE REVENUE BONDS SERIES 2017B (TAX-EXEMPT)]; AND AUTHORIZING THE DISTRIBUTION OF AN OFFICIAL STATEMENT WITH RESPECT TO THE OFFERING AND SALE OF THE BONDS AND THE EXECUTION OF DOCUMENTS AND THE TAKING OF RELATED ACTIONS NECESSARY TO ISSUE SUCH BONDS
  
- B. RESOLUTION NO. 2017-003 OF THE BOARD OF DIRECTORS OF THE CHULA VISTA MUNICIPAL FINANCING AUTHORITY AUTHORIZING THE ISSUANCE OF THE AUTHORITY'S LEASE REVENUE BONDS SERIES 2017A [NEW CLEAN RENEWABLE ENERGY BONDS (FEDERALLY TAXABLE) AND LEASE REVENUE BONDS SERIES 2017B (TAX-EXEMPT)] AND AUTHORIZING THE DISTRIBUTION OF AN OFFICIAL STATEMENT WITH RESPECT TO THE OFFERING AND SALE OF THE BONDS AND THE EXECUTION OF DOCUMENTS AND THE TAKING OF RELATED ACTIONS NECESSARY TO ISSUE SUCH BONDS

*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 Mayor/Chair Casillas Salas, seconded by Deputy Mayor/Board Member McCann, to adopt Council Resolution No. 2017-215 and Municipal Finance Authority Resolution No. MFA 2017-003, headings read, text waived. The motion carried by the following vote:

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

**No:** 0

**Abstain:** 0

- 11. [17-0481](#) RESOLUTION NO. 2017-216 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ESTABLISHING UTILITY UNDER- GROUNDING DISTRICT #141 ON F STREET FROM BAY BOULEVARD TO BROADWAY, AND DISTRICT #142 ON F STREET FROM BROADWAY TO FOURTH AVENUE AND AUTHORIZING THE EXPENDITURE OF UTILITY ALLOCATION FUNDS TO SUBSIDIZE PRIVATE SERVICE LATERAL CONVERSIONS

*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.*

*City Engineer Valle gave the presentation.*

*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 Padilla, seconded by Councilmember Aguilar, to adopt Resolution No. 2017-216, heading read, text waived. The motion carried by the following vote:**

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

**No:** 0

**Abstain:** 0

## CITY MANAGER’S REPORTS

*City Manager Halbert wished everyone a Happy Thanksgiving. At his request, there was a consensus of the Council to consider an ordinance to cancel the regular Council Meeting the week of Thanksgiving and hold a meeting the following week.*

## MAYOR’S REPORTS

*Mayor Casillas Salas wished everyone a Happy Thanksgiving.*

*Mayor Casillas Salas spoke about the MANA de San Diego organization, she reported her attendance at the following recent events: KSON Food Drive, the Veteran’s Day celebration at Veteran’s Memorial Park, an Airstream open house at the RV park, an event at the Chula Vista Brewery, the United Domestic Workers annual appreciation dinner, a Turkey give-a-way at South Bay Community Services, and the 7th Annual Hensel Phelps Turkey Give-a-way at the WIC Center.*

## COUNCILMEMBERS' COMMENTS

*Councilmember Diaz wished everyone a Happy Thanksgiving.*

*Deputy Mayor McCann thanked all the citizens and staff who helped with the recent Public Safety meeting. He wished everyone a Happy Veteran's Day. Deputy Mayor McCann reported on his attendance and speech given at the Veteran's Day Memorial Celebration. He thanked the VFW, American Legion, and the Fleet Reserve Association for supporting Veterans. Deputy Mayor McCann also wished everyone a Happy Thanksgiving.*

*Councilmember Padilla wished everyone a Happy Thanksgiving and expressed his gratitude to Veterans. He reported on his attendance at the National League of Cities' City Summit held in Charlotte. Councilmember Padilla expressed his understanding of the concerns of the community regarding the East Palomar Bus Rapid Transit project.*

*Councilmember Aguilar reported her attendance at a fundraiser for the residents of Puerto Rico and she reported on the Starlight Parade. At the request of Councilmember Aguilar, there was a consensus of the Council to consider a resolution in support of a clean Dream Act at the next Council Meeting.*

## CITY ATTORNEY'S REPORTS

*There were none.*

*City Attorney Googins announced that the Council would meet in Closed Session to discuss Items 12 and 14. He stated that Item 13 would be continued to a future meeting.*

*Mayor Casillas Salas recessed the meeting at 6:15 p.m. The Council reconvened in Closed Session at 6:20 p.m., with all members present.*

## 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.

**12. [17-0507](#) CONFERENCE WITH LABOR NEGOTIATORS PURSUANT TO GOVERNMENT CODE SECTION 54957.6**

Agency designated representatives:

Glen Googins, Maria Kachadoorian, Kelley Bacon, Simon Silva, Gary Halbert, Courtney Chase, David Bilby

Employee organization:

Association of Chula Vista Employees (ACE)

**ACTION: Reportable Action is pending finalization of agreement.**

13. [17-0508](#) CONFERENCE WITH LEGAL COUNSEL--ANTICIPATED LITIGATION  
Significant exposure to litigation pursuant to Government Code Section 54956.9(d)(2):

One (1) Case

**ACTION:** There was no reportable action.

14. [17-0509](#) CONFERENCE WITH LEGAL COUNSEL--ANTICIPATED LITIGATION  
Initiation of litigation pursuant to Government Code Section 54956.9(d)(4):

Three (3) Case(s)

**ACTION:** Reportable action pending finalization of settlement agreements.

## ADJOURNMENT

*At 6:43 p.m., Mayor Casillas Salas adjourned the meeting to the Regular City Council Meeting on December 5, 2017, at 5:00 p.m., in the Council Chambers.*

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Kerry K. Bigelow, MMC, City Clerk