



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, May 13, 2014

2:00 PM

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

REGULAR MEETING OF THE CITY COUNCIL

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. 14-0238 PRESENTATION BY AQUATICA WATER PARK VICE PRESIDENT DAVID CROMWELL REGARDING AN UPDATE ON AQUATICA ENTERING ITS SECOND SEASON IN CHULA VISTA
B. 14-0290 PRESENTATION BY CHULA VISTA PORT COMMISSIONER ANN MOORE ON THE IMPLEMENTATION OF THE CHULA VISTA BAYFRONT DEVELOPMENT STRATEGY
C. 14-0147 PRESENTATION BY PUBLIC WORKS CONSERVATION AND ENVIRONMENTAL SERVICES STAFF MONICA RODRIGUEZ AND MARTIE SOLOMON RECOGNIZING THE NEWEST CLEAN BUSINESS PROGRAM PARTICIPANTS

- D. [14-0184](#) PRESENTATION OF A PROCLAMATION TO RECREATION DIRECTOR KRISTI MCCLURE, SENIOR RECREATION MANAGER TIM FARMER AND U.S. OLYMPIC TRAINING CENTER ASSOCIATE DIRECTOR DAVE STOW PROCLAIMING MAY 17, 2014 AS KIDS TO PARKS DAY IN THE CITY OF CHULA VISTA
- E. [14-0239](#) UPDATE ON CITY NOW, THE CITY'S CONTINUOUS IMPROVEMENT PROGRAM: CITY COUNCIL AGENDA PROJECT
- F. [14-0254](#) PRESENTATION OF A PROCLAMATION TO PUBLIC WORKS ASSISTANT DIRECTOR OF OPERATIONS IRACSEMA QUILANTAN AND ASSISTANT DIRECTOR OF ENGINEERING BILL VALLE PROCLAIMING THE WEEK OF MAY 18 THROUGH MAY 24, 2014 AS NATIONAL PUBLIC WORKS WEEK
- G. [14-0261](#) PRESENTATION OF A PROCLAMATION TO CITY OF CHULA VISTA DIRECTOR OF RECREATION KRISTI MCCLURE, FIRE CHIEF DAVE HANNEMAN, FIRE CAPTAIN MIKE FILSON AND AQUATIC SUPERVISOR ELIZABETH KOVAR PROCLAIMING MAY 2014 AS DROWNING PREVENTION MONTH

#### **CONSENT CALENDAR (Items 1 - 8)**

*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. [14-0288](#) APPROVAL OF MINUTES of March 11, March 25, April 8, and April 10, 2014.

**Staff Recommendation:** Council approve the minutes.

2. [14-0284](#) WRITTEN COMMUNICATIONS

Letter of resignation from Benjamin Flores, Resource Conservation Commission.

**Staff Recommendation:** Council accept the resignation.

3. [14-0122](#) RESOLUTION NO. 2014-069 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING AND RATIFYING THE 2013/14 BUDGET OF THE THIRD AVENUE BUSINESS IMPROVEMENT DISTRICT AND AUTHORIZING THE DISBURSEMENT OF FUNDS IN ACCORDANCE WITH THE BUDGET

*Department:* Development Services Department

*Staff Recommendation:* Council adopt the resolution.

4. [14-0259](#) RESOLUTION NO. 2014-070 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING A JOINT EXERCISE OF POWERS AGREEMENT BETWEEN THE CITY OF CHULA VISTA AND THE SAN DIEGO UNIFIED PORT DISTRICT

*Department:* Development Services Department

*Staff Recommendation:* Council adopt the resolution.

5. [14-0196](#) RESOLUTION NO. 2014-071 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE SECOND AMENDMENT TO THE MEMORANDUM OF UNDERSTANDING (MOU), DATED NOVEMBER 16, 2007, AMONG THE CO-PERMITTEES OF SAN DIEGO COUNTY NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM MUNICIPAL PERMIT, AND AUTHORIZING THE MAYOR TO SIGN THE SECOND AMENDMENT ON BEHALF OF THE CITY

*Department:* Public Works Department

*Staff Recommendation:* Council adopt the resolution.

6. [14-0241](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING CERTAIN ADDITIONAL SERVICES IN ACCORDANCE WITH ARTICLE I OF THE EXISTING AGREEMENT DATED NOVEMBER 9, 2010, APPROVED IN ACCORDANCE WITH COUNCIL RESOLUTION NO. 2010-263, BETWEEN THE CITY OF CHULA VISTA AND RICK ENGINEERING COMPANY IN THE AMOUNT OF \$121,000 FOR PREPARING AND PERMITTING THE ENVIRONMENTAL MITIGATION FOR BONITA CANYON EMERGENCY REPAIR PROJECT (DR189)

*Department:* Public Works Department

*Staff Recommendation:* Council adopt the resolution.

7. [14-0255](#) RESOLUTION NO. 2014-072 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE APPLICATION FOR THE ACTIVE TRANSPORTATION GRANT FOR FISCAL YEAR 2014-15, CERTIFYING THAT MATCHING FUNDS WILL BE AVAILABLE THEREFOR, AND AUTHORIZING THE DIRECTOR OF PUBLIC WORKS OR HIS DESIGNEE TO EXECUTE IN THE NAME OF THE CITY OF CHULA VISTA ALL GRANT DOCUMENTS, INCLUDING BUT NOT LIMITED TO, APPLICATIONS, AGREEMENTS, AMENDMENTS AND REQUESTS FOR PAYMENTS NECESSARY TO SECURE GRANT

*Department:* Public Works Department

*Staff Recommendation:* Council adopt the resolution

8. [14-0234](#) RESOLUTION NO. 2014-073 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING AN AGREEMENT WITH PROS CONSULTING, LLC TO PREPARE A COST RECOVERY, RESOURCE ALLOCATION AND REVENUE ENHANCEMENT STUDY FOR THE CITY'S RECREATION FEES

*Department:* Recreation 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.*

## CITY MANAGER'S REPORTS

9. [14-0298](#) Presentation by the Police Officers Association (POA) regarding the City's Finances

***Item 9 will be continued to May 27, 2014.***

## MAYOR'S REPORTS

10. [14-0299](#) Consideration of appointment of a voting delegate and alternate for the 2014 Annual League of California Cities Conference, to be held in Los Angeles September 3-5.

### COUNCILMEMBERS' COMMENTS

11. [14-0296](#) COUNCILMEMBER SALAS: Discussion and potential action regarding the formation of an ad-hoc committee comprised of Councilmember Salas and Deputy Mayor Aguilar for the purposes of continuing to work on water issues and identifying opportunities to give presentations on water issues to the public.

### 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).*

12. [14-0276](#) 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.*

13. [14-0294](#) PUBLIC EMPLOYEE APPOINTMENT PURSUANT TO GOVERNMENT CODE SECTION 54957(b)

Title: City Manager

### ADJOURNMENT

*to the Regular City Council Meeting on May 20, 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.*

*Sign up at [www.chulavistaca.gov](http://www.chulavistaca.gov) to receive email notifications when City Council agendas are published online.*

**NOTICE OF REVIEW AND PENDING APPROVAL OF FINAL MAP(S)**

*In accordance with California Government Code Section 66458(d), notice is hereby given that the City Engineer has reviewed and, immediately following this City Council meeting of May 13, 2014, will approve the following final map:*

*Chula Vista Tract No. 10-02, Lake Pointe, Eastlake Vistas III Phase 2, 221 Multifamily units located on 12.396 acres north of Olympic Parkway and east of Olympic Vista Road.*

*Specifically, the City Engineer has caused the map to be examined and has made the following findings:*

- (1) The map substantially conforms to the approved tentative map, and any approved alterations thereof and any conditions of approval imposed with said tentative map.*
- (2) The map complies with the provisions of the Subdivision Map Act and any local ordinances applicable at the time of approval of the tentative map.*
- (3) The map is technically correct.*

*Said map will be finalized and recorded, unless an interested party files a valid appeal of the City Engineer's action to City Council no later than 2:00 p.m., 10 calendar days from the date of this City Council meeting. A valid appeal must identify the improper/incorrect finding and the basis for such conclusion.*

*If you have any questions about the map approval findings or need additional information about the map or your appeal rights, please feel free to contact Tom Adler at (619) 409-5483.*