

City of Chula Vista

Meeting Minutes - Draft

Tuesday, October 10, 2017

5:00 PM

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

SPECIAL MEETING OF THE HOUSING AUTHORITY MEETING JOINTLY WITH THE CITY COUNCIL

CALL TO ORDER

A regular meeting of the City Council and a special meeting of the Housing Authority of the City of Chula Vista were 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 Aguilar, Councilmember Diaz, Deputy Mayor McCann, Councilmember Padilla and Mayor Casillas Salas

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

Deputy Mayor McCann led the Pledge of Allegiance.

Mayor Casillas Salas held a moment of silence honoring the shooting victims in Las Vegas, the humanitarian crisis in Puerto Rico as a result of hurricane Maria and the victims of the more than a dozen wildfires in California, as well as the four Green Berets that were killed recently.

Mayor Casillas Salas announced, pursuant to AB 23, that she and each Councilmember would receive \$50 for their attendance at the Housing Authority meeting, which was held simultaneously with the City Council meeting.

SPECIAL ORDERS OF THE DAY

- A. [17-0447](#) OATH OF OFFICE TO BE ADMINISTERED TO NEWLY APPOINTED CITY CLERK KERRY BIGELOW BY SUSAN BIGELOW

Susan Bigelow administered the oath of office to City Clerk Bigelow.

- B. [17-0455](#) PRESENTATION BY COUNTY OF SAN DIEGO HEALTH & HUMAN SERVICES AGENCY'S HEALTH OFFICER & DIRECTOR DR. WILMA J. WOOTEN OF AN UPDATE ON THE HEPATITIS A OUTBREAK

Director Wooten gave a presentation and answered questions of the Council.

Emergency Services Coordinator King and Sergeant Giaime gave a presentation on the City's response.

Steven Pavka, Chula Vista resident, requested information regarding access to public restrooms.

CONSENT CALENDAR (Items 1 - 7)

Item 7 was removed from the Consent Calendar at the request of a member of the public.

City Attorney Googins announced that a revised option to extend for Item 3 had been distributed to the Council and that action on the item would be with respect to the revised document.

Councilmember Aguilar stated she would abstain from voting on Item 7 due to a potential conflict of interest related to the impact the decision would have on a member of her family.

1. [17-0448](#) APPROVAL OF MINUTES of August 3 and 8, 2017.
Recommended Action: Council approve the minutes.

2. [17-0390](#) A. RESOLUTION NO. 2017-181 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING A SOLE SOURCE PURCHASE AGREEMENT FOR ONE (1) PIERCE ARROW XT TRIPLE COMBINATION PUMPER/FIRE ENGINE AND ONE (1) PIERCE ARROW XT URBAN SEARCH AND RESCUE UNIT BETWEEN THE CITY AND PIERCE MANUFACTURING, INC.

B. RESOLUTION NO. 2017-182 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING A SOLE SOURCE PURCHASE AGREEMENT FOR ONE (1) BME TYPE III BRUSH ENGINE BETWEEN THE CITY AND BOISE MOBILE EQUIPMENT, INC.
Recommended Action: Council adopt the resolutions.

3. [17-0423](#) RESOLUTION NO. 2017-183 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE EXTENSION OF THE CONTRACT WITH PMAM CORPORATION FOR SECURITY ALARM MANAGEMENT SERVICES FOR A FIFTH YEAR PER MUNICIPAL CODE SECTION 2.56.090.B2
Recommended Action: Council adopt the resolution.

4. [17-0401](#) RESOLUTION NO. 2017-184 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING CHANGE ORDER NUMBER ONE AND PAYMENT AMENDMENT OF THE EQUIPMENT LEASE-PURCHASE AGREEMENT BETWEEN THE CITY AND MOTOROLA SOLUTIONS, INC. FOR THE PREMIERONE COMPUTER AIDED DISPATCH AND MOBILE, WITH PREMIERONE JAIL HARDWARE, SOFTWARE AND SERVICES SOLUTION
Recommended Action: Council adopt the resolution.

- 5. [17-0414](#) RESOLUTION NO. 2017-185 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AUTHORIZING THE SUBMITTAL OF AN APPLICATION FOR A HABITAT CONSERVATION FUND PROGRAM GRANT, WILDLIFE AREA ACTIVITIES, FROM THE STATE OF CALIFORNIA DEPARTMENT OF PARKS AND RECREATION OFFICE OF GRANTS AND LOCAL SERVICES, AND AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE A STANDARD AGREEMENT IF SELECTED FOR SUCH FUNDING, ANY AMENDMENTS THERETO, AND ANY RELATED DOCUMENTS NECESSARY FOR IMPLEMENTATION OF THE GRANT

Recommended Action: Council adopt the resolution.

- 6. [17-0442](#) RESOLUTION NO. 2017-186 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING AUTHORIZED STAFF ACCESS TO FEDERAL LEVEL SUMMARY CRIMINAL HISTORY INFORMATION FOR EMPLOYMENT PURPOSES, INCLUDING VOLUNTEERS AND INDEPENDENT CONTRACTORS

Recommended Action: Council adopt the resolution.

Item 7 was removed from the Consent Calendar.

Approval of the Consent Calendar

ACTION: A motion was made by Councilmember McCann, seconded by Councilmember Padilla, 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

- 7. [17-0456](#) RESOLUTION NO. 2017-187 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING AN AMENDMENT (LETTER OF UNDERSTANDING) TO THE CURRENT MEMORANDUM OF UNDERSTANDING (PREVIOUSLY EXTENDED TO JUNE 30, 2020) BETWEEN THE CITY OF CHULA VISTA AND THE CHULA VISTA POLICE OFFICER'S ASSOCIATION REGARDING OUT-OF-CLASS PAY FOR ACTING CAPTAINS AND RECRUITMENT INCENTIVE PROGRAM/NEW HIRE LATERAL INCENTIVE PAY

Daniel Green, Chula Vista resident, spoke in opposition to staff's recommendation.

ACTION: A motion was made by Deputy Mayor McCann, seconded by Councilmember Padilla, to adopt Resolution No. 2017-187, heading read, text waived. The motion carried by the following vote:

Yes: 4 - Diaz, McCann, Padilla and Casillas Salas

No: 0

Abstain: 1 - Aguilar

PUBLIC COMMENTS

Steven Pavka, Chula Vista resident, requested information on Council's ability to comment on public speakers' comments. City Attorney Googins responded.

ACTION ITEMS

8. [17-0424](#) CONSIDERATION OF A LOAN FOR THE PURCHASE OF REAL PROPERTIES LOCATED AT 750 AND 754-760 ANITA STREET FOR THE FUTURE DEVELOPMENT OF AFFORDABLE HOUSING

RESOLUTION NO. 2017-188 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AND NO. 2017-004 OF THE HOUSING AUTHORITY, IN ITS CAPACITY AS THE SUCCESSOR HOUSING ENTITY WITHIN THE MEANING OF HEALTH AND SAFETY CODE SECTION 34176, (1) APPROVING A LOAN OF UP TO \$3,300,000 FOR LAND ACQUISITION AND PRE-DEVELOPMENT EXPENSES TO WAKELAND HOUSING AND DEVELOPMENT CORPORATION OR AN AFFILIATED DEVELOPMENT ENTITY FOR A NEW DEVELOPMENT TO BE LOCATED AT 750 AND 754-760 ANITA STREET AND RELATED COVENANTS TO OFFER RENT- AND INCOME-RESTRICTED APARTMENTS FOR LOWER-INCOME HOUSEHOLDS; AND (2) AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO NEGOTIATE AND EXECUTE ALL DOCUMENTS RELATED TO THE LOAN AND THE ACQUISITION AND DEVELOPMENT OF THE SITES IN A FORM APPROVED BY THE CITY ATTORNEY'S OFFICE

Housing Manager Hines gave a presentation on the item.

Rebecca Louie, representing Wakeland Housing and Development Corporation, answered questions of the Council.

City Attorney Googins announced that a revised resolution had been distributed to the Council, and was also available to the public, and that the action taken would be with respect to the revised document.

ACTION: A motion was made by Councilmember Diaz, seconded by Councilmember Padilla, that Council Resolution No. 2017-188 and Housing Authority Resolution No. 2017-004 be adopted, 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 provided an update on the negotiations with RIDA.

MAYOR'S REPORTS

Mayor Casillas Salas commended Police Sergeant Rowbotham, who was injured in the Las Vegas shooting, for his bravery and quick action in guiding over 100 people to safety. She reported on her attendance at the following events: Press conference with Imperial Beach and the Port of San Diego announcing the City's notice of intent to seek action regarding raw sewage in the Tijuana River Valley; 13th annual Elected Officials Reception hosted by the South County Economic Development Council; Change Their Lives gala fundraiser for South Bay Community Services; National League of Cities conference; and the Amazing Race event held by the City's Employee Engagement team.

COUNCILMEMBERS' COMMENTS

Councilmember Diaz announced that the Millenia project had received an award from the BIA. He spoke regarding Police Department pay and recruitment. Councilmember Diaz expressed concern regarding illegal marijuana shops, and requested a proposal for a prosecution unit in the City Attorney's office. City Attorney Googins stated staff was working on a proposal for a criminal prosecution unit for Council's consideration.

Deputy Mayor McCann spoke regarding the upcoming Economic Development Workshop. He reported on his attendance at the following recent events: the South Bay Community Services gala; Latino Filipino Festival; Bonita Fest Melodrama; and Operation Splash.

Councilmember Padilla spoke regarding his participation in a Coastal Law Conference. He commended Sergeant Rowbotham for his actions in the recent Las Vegas shooting. Councilmember Padilla offered congratulations on the BIA award for the Millenia project and spoke regarding the upcoming Coastal Commission hearing that would be held in Council Chambers.

Councilmember Aguilar spoke regarding the quality of police officers in Chula Vista and reported that she had attended the Bonita Fest Melodrama.

CITY ATTORNEY'S REPORTS

City Attorney Googins announced that Governor Brown had signed a bill supporting SB54. He spoke regarding the upcoming Ethics Training his office would be providing. He also stated that the City and Developer had prevailed in a lawsuit regarding the project at 3rd & K Street.

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

Mayor Casillas Salas recessed the meeting at 6:51 p.m. The Council reconvened in closed session at 7:01 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.

9. [17-0395](#) 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.

10. [17-0434](#) CONFERENCE WITH LEGAL COUNSEL--ANTICIPATED LITIGATION
Initiation of litigation pursuant to Government Code Section 54956.9(d)(4):

One (1) Case.

ACTION: There was no reportable action.

ADJOURNMENT

At 8:10 p.m., the meeting was adjourned to the Regular City Council Meeting on October 17, 2017, at 5:00 p.m., in the Council Chambers.

Kerry K. Bigelow, MMC, City Clerk