



MEETING OF THE CITY COUNCIL

Agenda

Mary Casillas Salas, Mayor
Patricia Aguilar, Councilmember
Mike Diaz, Councilmember
John McCann, Councilmember
Stephen C. Padilla, Councilmember

Gary Halbert, City Manager
Glen R. Googins, City Attorney
Kerry K. Bigelow, City Clerk

Tuesday, November 13, 2018

5:00 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, Diaz, McCann, Padilla and Mayor Casillas Salas

PLEDGE OF ALLEGIANCE TO THE FLAG AND MOMENT OF SILENCE

SPECIAL ORDERS OF THE DAY

- A. 18-0479 PRESENTATION OF A PROCLAMATION COMMENDING CHRISTOPHER L. LAWRENCE AS THE 2018 CHULA VISTA VETERAN OF THE YEAR
B. 18-0500 PRESENTATION BY DR. EMERALD RANDOLPH REGARDING THE 2018 CHRISTMAS IN OCTOBER PROGRAM
C. 18-0532 PRESENTATION OF THE 16TH ANNUAL BEAUTIFY CHULA VISTA DAY AND RECOGNITION OF PUBLIC WORKS DEPARTMENT, PARKS DIVISION, SUSTAINABILITY TEAM, I LOVE A CLEAN SAN DIEGO, AND THE LIVING COAST DISCOVERY CENTER

CONSENT CALENDAR (Items 1 - 7)

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. [18-0504](#) ORDINANCE OF THE CITY OF CHULA VISTA AMENDING CHULA VISTA MUNICIPAL CODE CHAPTER 2.63 - "MEASURE A" CITIZENS' OVERSIGHT COMMITTEE TO ADD ONE DESIGNATED MEMBER FROM THE CHULA VISTA MIDDLE MANAGEMENT/PROFESSIONAL (MM/PROF) EMPLOYEE GROUP (SECOND READING AND ADOPTION)

Department: City Manager

Environmental Notice: The Director of Development Services has reviewed the proposed activity for compliance with the California Environmental Quality Act (CEQA) and has determined that the activity is not a "Project" as defined under Section 15378 of the State CEQA Guidelines because it will not result in a physical change in the environment; therefore, pursuant to Section 15060(c)(3) of the State CEQA Guidelines, the activity is not subject to CEQA. Thus, no environmental review is required.

Recommended Action: Council adopt the ordinance.

2. [18-0485](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING AN SDG&E POWER YOUR DRIVE SITE HOST PARTICIPATION AGREEMENT TO EXPAND SDG&E'S POWER YOUR DRIVE PROGRAM TO A MUNICIPAL FACILITY LOCATED AT 610 BAY BLVD

Department: Public Works & Economic Development

Environmental Notice: The Project qualifies for a Categorical Exemption pursuant to the California Environmental Quality Act State Guidelines Section 15301 Class 1 (Existing Facilities) and/or Section 15303 class 3 (New Construction or Conversion of Small Structures).

Recommended Action: Council adopt the resolution.

3. [18-0451](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ADOPTING THE CLEAN-UP VERSION OF THE 2018 PARKS AND RECREATION MASTER PLAN UPDATE

Department: Development Services Department

Environmental Notice: The Project qualifies for a Statutory Exemption pursuant to Section 15262 (Feasibility and Planning Studies) pursuant to the California Environmental Quality Act State Guidelines.

Recommended Action: Council adopt the resolution.

4. [18-0487](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AUTHORIZING THE FILING OF AN APPLICATION FOR SPECIALIZED TRANSPORTATION GRANT PROGRAM FUNDS THROUGH THE SAN DIEGO ASSOCIATION OF GOVERNMENTS FOR SENIOR TRAVEL TRAINING, COMMITTING THE NECESSARY LOCAL MATCH FOR THE PROJECT(S), AND STATING THE ASSURANCE OF THE CITY OF CHULA VISTA TO EXECUTE THE GRANT AGREEMENT AND COMPLETE THE PROJECT

Department: Development Services Department/Engineering

Environmental Notice: The activity is not a "Project" as defined under Section 15378 of the California Environmental Quality Act State Guidelines; therefore, pursuant to State Guidelines Section 15060(c)(3) no environmental review is required.

Recommended Action: Council adopt the resolution.

5. [18-0493](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING A PROJECT DEVELOPMENT COOPERATION AGREEMENT BETWEEN THE CITY OF CHULA VISTA AND GDCI PROCTOR VALLEY, L.P.

Department: Development Services Department

Environmental Notice: The activity is not a "Project" as defined under Section 15378 of the California Environmental Quality Act State Guidelines; therefore, pursuant to State Guidelines Section 15060(c)(3) no environmental review is required. In addition, notwithstanding the foregoing, the "Project" also qualifies for an Exemption pursuant to Section 15061(b) (3) of the California Environmental Quality Act State Guidelines.

Recommended Action: Council adopt the resolution.

6. [18-0506](#) FISCAL YEAR 2017/18 ANNUAL FINANCIAL STATUS REPORT

Department: Finance Department

Environmental Notice: The activity is not a "Project" as defined under Section 15378 of the California Environmental Quality Act State Guidelines; therefore, pursuant to State Guidelines Section 15060(c)(3) no environmental review is required.

Recommended Action: Council accept the report.

7. [18-0513](#) ORDINANCE OF THE CITY OF CHULA VISTA AMENDING SECTIONS OF CHULA VISTA MUNICIPAL CODE CHAPTER 5.19 (FIRST READING)

Department: City Attorney & City Manager

Environmental Notice: This project qualifies for a Categorical Exemption pursuant to the California Environmental Quality Act State Guidelines Section 15061(b) (3); Section 15183 (Projects Consistent with a Community Plan or Zoning); Section 15301 (Existing Facilities); and Section 15303 (New Construction or Conversion of Small Structures).

Recommended Action: Council place the ordinance on first reading.

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.

PUBLIC HEARINGS

The following item(s) have been advertised as public hearing(s) as required by law. If you wish to speak on any item, please fill out a "Request to Speak" form (available in the lobby) and submit it to the City Clerk prior to the meeting.

8. [18-0488](#) A. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA CERTIFYING THE FINAL ENVIRONMENTAL IMPACT REPORT (FEIR-14-001/SCH 2014121097); MAKING CERTAIN FINDINGS OF FACT; ADOPTING A STATEMENT OF OVERRIDING CONSIDERATIONS; AND ADOPTING A MITIGATION MONITORING AND REPORTING PROGRAM FOR AMENDMENTS TO THE OTAY RANCH GENERAL DEVELOPMENT PLAN AND ADOPTION OF THE UNIVERSITY INNOVATION DISTRICT SECTIONAL PLANNING AREA PLAN INCLUDING PLANNED COMMUNITY DISTRICT REGULATIONS (CHAPTER 3 - DEVELOPMENT CODE) PURSUANT TO THE CALIFORNIA ENVIRONMENTAL QUALITY ACT
- B. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING AMENDMENTS TO THE OTAY RANCH GENERAL DEVELOPMENT PLAN TO REFLECT LAND USE AND POLICY CHANGES FOR APPROXIMATELY 353 ACRES WITHIN THE OTAY RANCH PLANNED COMMUNITY, INCLUDING ASSOCIATED TEXT, MAPS AND TABLES
- C. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ADOPTING A NEW UNIVERSITY INNOVATION DISTRICT SECTIONAL PLANNING AREA PLAN, AND ASSOCIATED REGULATORY DOCUMENTS
- D. ORDINANCE OF THE CITY OF CHULA VISTA APPROVING THE SECTIONAL PLANNING AREA (SPA) PLANNED COMMUNITY DISTRICT REGULATIONS (CHAPTER 3 - DEVELOPMENT CODE) FOR THE UNIVERSITY INNOVATION DISTRICT (FIRST READING)

Department: Development Services Department

Environmental Notice: The proposed Project may have a significant effect on the environment. Therefore, an Environmental Impact Report (EIR-14-001) has been prepared.

Recommended Action: Council conduct the public hearing, adopt the resolutions and place the ordinance on first reading.

BOARD AND COMMISSION REPORTS

9. [18-0466](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING A CODE OF CIVIL DISCOURSE FOR THE CITY OF CHULA VISTA BASED ON THE MODEL DEVELOPED BY THE NATIONAL CONFLICT RESOLUTION CENTER

Department: City Attorney

Environmental Notice: The activity is not a "Project" as defined under Section 15378 of the California Environmental Quality Act State Guidelines; therefore, pursuant to State Guidelines Section 15060(c)(3) no environmental review is required.

Recommended Action: Council adopt the resolution.

10. [18-0489](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA OPPOSING DISCRIMINATORY POLICIES THAT LIMIT IMMIGRATION ACCESS FROM SPECIFIED COUNTRIES

Department: Human Resources Department

Environmental Notice: The activity is not a "Project" as defined under Section 15378 of the California Environmental Quality Act State Guidelines; therefore, pursuant to State Guidelines Section 15060(c)(3) no environmental review is required.

Recommended Action: Council adopt the resolution.

ACTION ITEMS

The Item(s) listed in this section of the agenda will be considered individually by the Council and are expected to elicit discussion and deliberation. If you wish to speak on any item, please fill out a "Request to Speak" form (available in the lobby) and submit it to the City Clerk prior to the meeting.

11. [18-0494](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AWARDING A CONTRACT FOR DEVELOPING AND IMPLEMENTING A COMMUNICATIONS OUTREACH PROGRAM TO INFORM RESIDENTS ABOUT SCHEDULE, PROGRESS, AND MILESTONES ON MEASURE P, AND INFRASTRUCTURE PROJECTS (RFP PO2-18/19) TO NV5, INC.; AUTHORIZING THE EXPENDITURE OF \$172,520 IN PUBLIC, EDUCATIONAL, AND GOVERNMENTAL (PEG) AND/OR OTHER GENERAL FUNDS FOR THE INITIAL TERM FROM NOVEMBER 13, 2018 TO JUNE 30, 2021; AND, AUTHORIZING UP TO TWO, ONE-YEAR EXTENSIONS FOR A MAXIMUM CONTRACT AMOUNT OF \$272,520 (4/5 VOTE REQUIRED)

(This item was continued from 10/16/2018.)

Department: City Manager

Environmental Notice: The activity is not a "Project" as defined under Section 15378 of the California Environmental Quality Act State Guidelines; therefore, pursuant to State Guidelines Section 15060(c)(3) no environmental review is required.

Recommended Action: Council adopt the resolution.

12. [18-0505](#) A. QUARTERLY FINANCIAL REPORT FOR THE QUARTER ENDING SEPTEMBER 30, 2018

B. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA MAKING VARIOUS AMENDMENTS TO THE FISCAL YEAR 2018/19 BUDGET TO ADJUST FOR VARIANCES AND APPROPRIATING FUNDS; AMENDING THE CAPITAL IMPROVEMENT PROGRAM BUDGETS FOR THE PAVEMENT MINOR REHABILITATION CIP PROJECT (STL0433), THE CIP TRAFFIC PROJECT (TRF0354), THE CIP STREET MAJOR CIP PROJECT (STM0396), AND THE 610 BAY BLVD BUILDING REPAIR (GGV0238) THEREFOR (4/5 VOTE REQUIRED)

C. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING A SALARY ADJUSTMENT FOR THE CITY CLERK

Department: Finance Department

Environmental Notice: The Development Services Director has reviewed the proposed activity for compliance with the California Environmental Quality Act (CEQA) and has determined that filing of the quarterly financial status report is not a "Project" as defined under Section 15378 of the State CEQA Guidelines because it will not result in a physical change to the environment; therefore, pursuant to Section 15060(c)(3) of the State CEQA Guidelines the actions proposed are not subject to CEQA.

Recommended Action: Council accept the report and adopt the resolutions.

13. [18-0508](#)

A. DELIBERATION AND NOMINATIONS OF APPLICANTS TO BE INTERVIEWED TO FILL THE CURRENT VACANCY ON THE PLANNING COMMISSION (AT-LARGE SEAT)

PLANNING COMMISSION APPLICANTS: Angelica Carrillo, Rodney Caudillo, Michael De La Rosa, Alonso Gonzalez, Delfina Gonzalez, Gregory Hall, Victor Ibarra, Marivic Lisama, Jorge Patrick Macfarland, Joseph Quinlivan, Jerome Torres, Jim Trotter, Monika Tuncbilek, Isabel Tutiven Ubilla

B. DELIBERATION AND NOMINATIONS OF APPLICANTS TO BE INTERVIEWED TO FILL THE CURRENT VACANCY ON THE MEASURE P CITIZENS' OVERSIGHT COMMITTEE (DISTRICT 1 SEAT)

MEASURE P CITIZENS' OVERSIGHT COMMITTEE APPLICANTS: Javier Angulo, Becky Cortez, Jennifer Ficacci, Jesus Gonzalez, Alan Hermiz, Leonardo Hernandez, Hector Martinez, Greg Martinez, Joshua Summers, and Librado Villalobos

C. SELECTION OF DATE AND TIME OF OPEN MEETING OR MEETINGS AS MAY BE NECESSARY TO CONDUCT INTERVIEWS OF THE FOLLOWING:

1. APPLICANTS RECEIVING TWO OR MORE NOMINATIONS FOR THE VACANCY ON THE PLANNING COMMISSION; AND

2. APPLICANTS RECEIVING TWO OR MORE NOMINATIONS FOR THE VACANCY ON THE MEASURE P CITIZENS' OVERSIGHT COMMITTEE

Department: City Clerk

Environmental Notice: The activity is not a "Project" as defined under Section 15378 of the California Environmental Quality Act State Guidelines; therefore, pursuant to State Guidelines Section 15060(c)(3) no environmental review is required.

Recommended Action: Council nominate applicants to be interviewed to fill the vacant seats, and select a date and time for an open meeting or meetings to conduct interviews of applicants receiving two or more nominations.

14. [18-0510](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING AN OPTION TO LEASE AGREEMENT WITH THE UNIVERSITY OF SAINT KATHERINE

Department: Economic Development Department

Environmental Notice: The activity is not a "Project" as defined under Section 15378 of the California Environmental Quality Act State Guidelines; therefore, pursuant to State Guidelines Section 15060(c)(3) no environmental review is required. In addition, notwithstanding the foregoing, the "Project" also qualifies for an Exemption pursuant to Section 15061(b) (3) of the California Environmental Quality Act State Guidelines.

Recommended Action: Council adopt the resolution.

CITY MANAGER'S REPORTS

15. [18-0533](#) RESPONSE TO COUNCIL REFERRAL REGARDING PUBLIC SAFETY STAFFING AT SPECIAL EVENTS

MAYOR'S REPORTS

COUNCILMEMBERS' COMMENTS

CITY ATTORNEY'S REPORTS

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).

16. [18-0521](#) CONFERENCE WITH LEGAL COUNSEL--ANTICIPATED LITIGATION
Initiation of litigation pursuant to Government Code Section 54956.9(d)(4):

One [1] Case.

ADJOURNMENT

to the regular City Council meeting on November 27, 2018, at 5:00 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*

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