

City of Chula Vista

Meeting Minutes - Final

Tuesday, September 15, 2015

5:00 PM

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

REGULAR MEETING OF THE CITY COUNCIL

CALL TO ORDER

A Regular Meeting of the City Council of the City of Chula Vista was called to order at 5:10 p.m. in the Council Chambers, located in City Hall, 276 Fourth Avenue, Chula Vista, California.

ROLL CALL:

Present: Deputy Mayor Bensoussan, Councilmember McCann, Councilmember Miesen and Mayor Salas

Excused: Councilmember Aguilar

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

PLEDGE OF ALLEGIANCE TO THE FLAG AND MOMENT OF SILENCE

Deputy Mayor Bensoussan led the Pledge of Allegiance.

SPECIAL ORDERS OF THE DAY

Special Orders items were heard in the order in which they appear below.

- G.** [15-0516](#) PRESENTATION OF A PROCLAMATION TO KIM CORONADO, CHULA VISTA'S 2015-2016 VETERAN OF THE YEAR

Mayor Salas read the proclamation and Councilmember McCann presented it to Ms. Coronado.

- A.** [15-0524](#) INTRODUCTION BY FIRE CHIEF JIM GEERING OF EMPLOYEE OF THE MONTH MADELINE SMITH, PRINCIPAL MANAGEMENT ANALYST

Mayor Salas read the proclamation and Deputy Mayor Bensoussan presented it to Ms. Smith.

- B.** [15-0496](#) PRESENTATION OF PROCLAMATIONS TO CHULA VISTA FIRE CAPTAIN ANGELO CAPPOS ON 29 YEARS OF SERVICE AND FIRE CAPTAIN CHRISTOPHER HARROLD ON 28 YEARS OF SERVICE TO THE CHULA VISTA COMMUNITY

Mayor Salas read the proclamations. Councilmember Miesen presented a proclamation to Mr. Harrold and Chief Geering accepted a proclamation on behalf of Mr. Cappos.

- E. [15-0504](#) PRESENTATION OF A PROCLAMATION TO CHULA VISTA COMMUNITY COLLABORATIVE & SAN DIEGO HUNGER COALITION CALFRESH TASK FORCE COORDINATOR HEATHER NEMOUR, AND PROJECT COORDINATOR ARTURO ANGELES, AS WELL AS FEEDING AMERICA SAN DIEGO COMMUNICATIONS COORDINATOR MADELEINE HENNESSY, PROCLAIMING SEPTEMBER 2015 AS HUNGER ACTION MONTH IN THE CITY OF CHULA VISTA

Mayor Salas read the proclamation and Councilmember McCann presented it to Mr. Angeles and Ms. Hennessy.

- F. [15-0510](#) PRESENTATION OF A PROCLAMATION TO SHARP CHULA VISTA MEDICAL CENTER'S CEO AND SENIOR VICE PRESIDENT PABLO VELEZ AND MANAGER OF MARKETING AND COMMUNICATIONS LAURA HOLLOWAY, TOGETHER WITH SHARP HEALTHCARE'S VICE PRESIDENT OF GOVERNMENT RELATIONS SARA STEINHOFFER COMMENDING SHARP CHULA VISTA MEDICAL CENTER ON ITS 40-YEAR ANNIVERSARY IN THE CITY OF CHULA VISTA

Mayor Salas read the proclamation and Councilmember Miesen presented it to Ms. Holloway, Mr. Velez, and Ms. Steinhoffer.

- C. [15-0509](#) PRESENTATION OF A PROCLAMATION TO SWEETWATER VALLEY LITTLE LEAGUE ALL STARS COMMENDING THEM FOR THEIR WEST REGIONAL CHAMPIONSHIP DURING THE 2015 LITTLE LEAGUE WORLD SERIES

Deputy Mayor Bensoussan read the proclamation and Mayor Salas presented it to the Sweetwater Valley Little League All Stars team.

- D. [15-0502](#) PRESENTATION BY MAAC COMMUNITY CHARTER SCHOOL IN PARTNERSHIP WITH THE ENVIRONMENTAL HEALTH COALITION ON TRANSPORTATION JUSTICE AND TRANSPORTATION IMPACT AWARENESS FOR HIGH SCHOOL STUDENTS AND THE COMMUNITY AT LARGE

MAAC Community Charter School students gave a presentation on transportation justice and transportation impact awareness.

CONSENT CALENDAR (Items 1 - 8)

Item 8 was removed from the Consent Calendar at the request of a member of the public.

Mayor Salas announced Item 9 would be continued to the meeting of September 22, 2015.

Councilmember McCann stated he would abstain from voting on Item 3 due to a potential property-related conflict of interest.

1. [15-0507](#) APPROVAL OF MINUTES of July 28, August 11, and August 18, 2015.

Recommended Action: Council approve the minutes.

2. [15-0523](#) WRITTEN COMMUNICATIONS

Letter of resignation from Melissa Baldwin, Cultural Arts Commission.

Recommended Action: Council accept the resignation.

3. [15-0497](#) ORDINANCE NO. 3354 OF THE CITY OF CHULA VISTA REPEALING ORDINANCE NO. 2533 FOR THE TELEGRAPH CANYON SEWER BASIN DEVELOPMENT IMPACT FEE (SECOND READING AND ADOPTION)

Recommended Action: Council adopt the ordinance.

4. [15-0401](#) RESOLUTION NO. 2015-211 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ACCEPTING BIDS AND AWARDING A LANDSCAPE MAINTENANCE CONTRACT BETWEEN THE CITY OF CHULA VISTA AND AZTEC LANDSCAPING, INC. FOR LANDSCAPE MAINTENANCE SERVICES IN COMMUNITY FACILITIES DISTRICT OR STA-B (CFD 97-1B) IN THE AMOUNT OF \$337,126 AND AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE THE CONTRACT

Recommended Action: Council adopt the resolution.

5. [15-0445](#) RESOLUTION NO. 2015-212 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE THIRD AMENDMENT TO THE MEMORANDUM OF UNDERSTANDING, AMONG THE CO-PERMITTEES OF THE SAN DIEGO COUNTY NATIONAL POLLUTANT DISCHARGE ELIMINATION SYSTEM MUNICIPAL PERMIT, AND AUTHORIZING THE MAYOR TO SIGN THE THIRD AMENDMENT ON BEHALF OF THE CITY OF CHULA VISTA

Recommended Action: Council adopt the resolution.

6. [15-0361](#) RESOLUTION NO. 2015-213 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA WAIVING THE COMPETITIVE BIDDING PROCESS, APPROVING A TWO-PARTY AGREEMENT BETWEEN THE CITY OF CHULA VISTA AND RECON ENVIRONMENTAL, INC. TO IMPLEMENT A MULTI-YEAR COASTAL CACTUS WREN HABITAT RESTORATION PROJECT WITHIN THE OTAY RANCH PRESERVE (OP-227)

Recommended Action: Council adopt the resolution.

- 7. [15-0478](#) RESOLUTION NO. 2015-214 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AMENDING A LEASE AGREEMENT WITH SAN YSIDRO HEALTH CENTER FOR A PORTION OF A CITY-OWNED BUILDING AND APPURTENANCES LOCATED AT 1800 MAXWELL ROAD AND AMENDING THE FISCAL YEAR 2015-2016 BUDGET FOR PAYMENT OF RETROFIT CONSTRUCTION COSTS (4/5 VOTE REQUIRED)

Recommended Action: Council adopt the resolution.

Item 8 was removed from the Consent Calendar.

Approval of the Consent Calendar

ACTION: A motion was made by Deputy Mayor Bensoussan, seconded by Councilmember Miesen, to approve staff's recommendations on the above Consent Calendar items, headings read, text waived. The motion carried by the following vote:

- Yes:** 4 - Bensoussan, McCann, Miesen and Salas
- No:** 0
- Abstain:** 0

ACTION: Item 8:

- Yes:** 3 - Bensoussan, Miesen and Salas
- No:** 0
- Abstain:** 1 - McCann

ITEMS REMOVED FROM THE CONSENT CALENDAR

- 8. [15-0490](#) A. RESOLUTION NO. 2015-215 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AMENDING THE COMPENSATION SCHEDULE TO REFLECT SALARY INCREASES FOR MAYOR, COUNCILMEMBERS AND CITY ATTORNEY (ELECTED) IN ACCORDANCE WITH SECTIONS 302, 304(C) AND 503(C) OF THE CITY OF CHULA VISTA CITY CHARTER

B. RESOLUTION NO. 2015-216 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE REVISED FISCAL YEAR 2015-2016 COMPENSATION SCHEDULE AS REQUIRED BY CALIFORNIA CODE OF REGULATIONS, TITLE 2, SECTION 570.5

Steven Pavka, Chula Vista resident, spoke in opposition to staff's recommendation on Item 8. He spoke in support of eliminating fees, such as vehicle towing fees.

Deputy City Manager Bacon provided information regarding the process for calculating pay raises for elected officials.

ACTION: A motion was made by Deputy Mayor Bensoussan, seconded by Mayor Salas, that Resolution Nos. 2015-215 and 2015-216 be adopted, headings read, text waived. The motion carried by the following vote:

Yes: 3 - Bensoussan, Miesen and Salas

No: 1 - McCann

Abstain: 0

PUBLIC COMMENTS

Carolina Ramos, Chula Vista resident, asked the Council to consider legislation to prohibit schools from teaching on the topic of homosexuality.

The following members of the public expressed concern regarding issues related to homelessness:

- Maria Panagua, Chula Vista resident

- Janet Wessel, Chula Vista resident

Jennifer Maldonado, representing the Office of Congressman Vargas, announced an upcoming Veterans event.

ACTION ITEMS

9. [15-0410](#) CONSIDERATION OF THE MAIN STREET STREETScape MASTER PLAN FOR A THREE-MILE CORRIDOR BETWEEN INDUSTRIAL BOULEVARD AND INTERSTATE 805 (Continued item from 9/15/2015)

RESOLUTION NO. 2015-224 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE MAIN STREET STREETScape MASTER PLAN FOR A THREE-MILE CORRIDOR BETWEEN INDUSTRIAL BOULEVARD AND INTERSTATE 805

Item 9 was not discussed and was continued to the meeting of September 22, 2015.

ACTION: Council adopt the resolution.

CITY MANAGER'S REPORTS

There were none.

MAYOR'S REPORTS

Mayor Salas thanked Deputy Mayor Bensoussan for attending the recent South Bay Pride Festival and also an event celebrating the completion of the MTS and SANDAG Trolley Renewal Project at the E Street trolley station. She also spoke regarding the new South Bay Power Plant monument.

Mayor Salas offered condolences to the family of Anthony Hofer.

Mayor Salas recognized the 14th anniversary of the 9/11 terrorist attack and paid tribute to the police officers, firefighters, and citizens who responded.

COUNCILMEMBERS' COMMENTS

Councilmember McCann thanked residents for supporting the Sweetwater Little League and for their patriotism on September 11. He spoke regarding the South Bay Power Plant monument and upcoming Bayfront development. He also spoke in support of staff planning for the maintenance and replacement of adequate Fire apparatus and vehicles. Mayor Salas stated the topic was under consideration as part of the Fire Master Plan.

Deputy Mayor Bensoussan spoke regarding the recent Pride Festival. She encouraged residents to attend the upcoming public meeting on the status of the Olympic Training Center.

Mayor Salas congratulated Deputy Mayor Bensoussan on the success of the recent Harborfest event.

At the request of Councilmember Miesen, there was consensus of the Council to add an item to the next agenda regarding the proposed water rate increase in the Otoy Water District.

CLOSED SESSION

City Attorney Googins stated that Item 10 would be continued to a future date.

- 10. [15-0515](#) CONFERENCE WITH LEGAL COUNSEL REGARDING EXISTING LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9 (a)

Name of case: City of Chula Vista, et al. v. Tracy Sandoval, as San Diego County Auditor-Controller, et al., Sacramento Superior Court, Case No. 34-2014-80001723-CU-WM-GDS

Item 10 was not discussed.

ADJOURNMENT

At 6:47 p.m., Mayor Salas adjourned the meeting to the Regular City Council Meeting on September 22, 2015, at 5:00 p.m., in the Council Chambers.

Kerry K. Bigelow, Assistant City Clerk