



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
Donna R. Norris, City Clerk

Tuesday, May 9, 2017

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. [17-0151](#) PRESENTATION OF A PROCLAMATION TO CHIEF OF POLICE ROXANA KENNEDY PROCLAIMING MONDAY, MAY 15, 2017 AS NATIONAL PEACE OFFICERS MEMORIAL DAY IN THE CITY OF CHULA VISTA
- B. [17-0172](#) PRESENTATION OF A PROCLAMATION TO CITY CLERK DONNA NORRIS PROCLAIMING THE WEEK OF MAY 7 THROUGH MAY 13, 2017 AS MUNICIPAL CLERKS WEEK IN THE CITY OF CHULA VISTA

- C. [17-0191](#) RECOGNITION OF DANIELA COPENHAVER, OWNER OF DANIELA'S KITCHEN IN CHULA VISTA FOR HER ACHIEVEMENT AS RUNNER UP IN THE FOOD NETWORK'S SPRING BAKING CHAMPIONSHIP
- D. [17-0184](#) PRESENTATION OF A PROCLAMATION TO COMMISSION ON AGING CHAIR JEANNINE NASH, NORMAN PARK SENIOR CENTER CLUB PRESIDENT SHIRLEY DORSCHER AND RECREATION SUPERVISOR SANDY CHAVEZ PROCLAIMING MAY 2017 AS OLDER AMERICANS MONTH IN THE CITY OF CHULA VISTA
- E. [17-0185](#) PRESENTATION OF A PROCLAMATION TO CITY OF CHULA VISTA AQUATIC SUPERVISOR III KARINA CRAIG AND FIRE CAPTAIN MIKE FILSON PROCLAIMING MAY 2017 AS DROWNING PREVENTION MONTH IN THE CITY OF CHULA VISTA

CONSENT CALENDAR (Items 1 - 6)

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. [17-0164](#) APPROVAL OF MINUTES of April 11 and 25, 2017.
Staff Recommendation: Council approve the minutes.
2. [17-0182](#) WRITTEN COMMUNICATIONS

Memorandum from Deputy Mayor McCann requesting an excused absence from the April 27, 2017 City Council Workshop.
Staff Recommendation: Council excuse the absence.

3. [17-0174](#) ORDINANCE OF THE CITY OF CHULA VISTA AMENDING CHAPTER 2.56 OF THE CHULA VISTA MUNICIPAL CODE - "PURCHASING SYSTEM" - REGARDING CONTRACT LIMITS AND AUTHORITIES ASSOCIATED WITH CITY PROCUREMENT PRACTICES (SECOND READING AND ADOPTION)

Department: Public Works 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.

Staff Recommendation: Council adopt the ordinance.

4. [17-0129](#) A. QUARTERLY FINANCIAL REPORT FOR THE QUARTER ENDING MARCH 31, 2017

B. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA MAKING VARIOUS AMENDMENTS TO THE FISCAL YEAR 2016/17 BUDGET TO ADJUST FOR VARIANCES AND APPROPRIATING FUNDS THEREFOR (4/5 VOTE REQUIRED)

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.

Staff Recommendation: Council accept the report and adopt the resolution.

5. [17-0138](#) A. ORDINANCE OF THE CITY OF CHULA VISTA REPEALING ORDINANCE NO. 2533, RELATING TO THE ESTABLISHMENT OF THE TELEGRAPH CANYON SEWER BASIN DEVELOPMENT IMPACT FEE (FIRST READING)

B. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AMENDING CHAPTER 16 (DEVELOPMENT & IN-LIEU FEES) OF THE MASTER FEE SCHEDULE TO REMOVE THE TELEGRAPH CANYON SEWER BASIN DEVELOPMENT IMPACT FEE

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.

Staff Recommendation: Council place the ordinance on first reading and adopt the resolution.

6. [17-0188](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE SPENDING AUTHORIZATIONS FOR "PARKWAY AQUATIC CENTER POOL IMPROVEMENTS PROJECT" WITH MISSION POOLS OF ESCONDIDO INC. UP TO \$595,000 AND "PARKWAY COMMUNITY CENTER IMPROVEMENTS PROJECT" WITH MARK W. FOGLE UP TO \$375,000; AND MAKING AMENDMENTS TO THE FISCAL YEAR 2016/17 MEASURE P SALES TAX FUND THEREFOR (4/5 VOTE REQUIRED)

Department: Public Works Department

Environmental Notice: The Project qualifies for a Class 1 Categorical Exemption pursuant to Section 15301 (Existing Facilities) of the California Environmental Quality Act State Guidelines.

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.

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.

7. [17-0098](#) CONSIDERATION OF AMENDING CHAPTER 18 (MOBILEHOMES) OF THE CITY'S MASTER FEE SCHEDULE

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AMENDING CHAPTER 18 (MOBILEHOMES) OF THE CITY'S MASTER FEE SCHEDULE, SETTING THE ADMINISTRATIVE FEE FOR RENT CONTROL SERVICES AT \$25 FOR FISCAL YEAR 2017-18

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.

Staff Recommendation: Council conduct the public hearing and adopt the resolution.

BOARD AND COMMISSION REPORTS

8. [17-0134](#) PRESENTATION BY THE HEALTHY CHULA VISTA ADVISORY COMMISSION OF ITS FIRST-YEAR ACCOMPLISHMENTS, HEALTH ISSUES FACING CHULA VISTA RESIDENTS, AND GOALS FOR NEXT YEAR

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 15606(c) (3) no environmental review is required.

Staff Recommendation: Council hear the report.

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.

9. [17-0136](#) CONSIDERATION OF NOMINATIONS OF APPLICANTS TO BE INTERVIEWED AND SELECTION OF A DATE AND TIME OF A MEETING TO CONDUCT INTERVIEWS TO FILL A VACANCY ON THE CULTURAL ARTS COMMISSION (This item was continued from 4/25/2017.)

A. DELIBERATION AND NOMINATIONS OF APPLICANTS TO BE INTERVIEWED FOR ONE VACANCY ON THE CULTURAL ARTS COMMISSION (ARTS PROFESSIONAL SEAT)

APPLICANTS: Rosie Duran, Omar Firestone, Abel Herrera, Matthew A. Lowery, Lorise Maynard, John Milburn, Lisa Moctezuma, Rachel Morineau, Anwar Nash, Mireya Olais, Rosalba Ponce, and Michael Tactay

B. DISCUSSION OF INTERVIEW PROCESS AND SELECTION OF DATE AND TIME OF OPEN MEETING OR MEETINGS TO CONDUCT INTERVIEWS OF APPLICANTS RECEIVING TWO OR MORE NOMINATIONS FOR THE VACANCY ON THE CULTURAL ARTS COMMISSION

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.

Staff Recommendation: Council nominate applicants to be interviewed for the current vacancy and select a date and time for an open meeting or meetings to conduct interviews of applicants receiving two or more nominations, at which time the Council will also interview nominees for a vacant seat on the Civil Service Commission whose member is appointed by the City Council from a list of three persons nominated by the seated members of the Civil Service Commission.

10. [17-0139](#) CONSIDERATION OF AMENDING THE CHULA VISTA MUNICIPAL CODE TO INCREASE THE MAXIMUM DAILY CIVIL PENALTY AMOUNT TO \$2,500; TO SPECIFY THAT ALL COMMERCIAL MARIJUANA ACTIVITY, BOTH RECREATIONAL AND MEDICAL, IS PROHIBITED UNDER CHAPTER 5.66; AND TO ADD MARIJUANA AND OTHER CONTROLLED SUBSTANCES TO THE EXISTING SOCIAL HOST REGULATIONS (This item was continued from 4/25/2017.)

ORDINANCE OF THE CITY OF CHULA VISTA AMENDING CHULA VISTA MUNICIPAL CODE SECTION 1.41.110 TO INCREASE THE MAXIMUM DAILY CIVIL PENALTY AMOUNT; AMENDING CHULA VISTA MUNICIPAL CODE CHAPTER 5.66 TO SPECIFY THAT ALL COMMERCIAL MARIJUANA ACTIVITY IN THE CITY OF CHULA VISTA IS PROHIBITED; AND AMENDING CHULA VISTA MUNICIPAL CODE CHAPTER 9.14 TO ADD MARIJUANA AND OTHER CONTROLLED SUBSTANCES TO THE EXISTING SOCIAL HOST REGULATIONS (FIRST READING)

Department: City Attorney

Environmental Notice: This 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.

Staff Recommendation: Council place the ordinance on first reading.

11. [17-0180](#) CONSIDERATION OF AMENDING MUNICIPAL CODE CHAPTER 2.36, HUMAN RELATIONS COMMISSION

ORDINANCE OF THE CITY OF CHULA VISTA AMENDING CHULA VISTA MUNICIPAL CODE CHAPTER 2.36, "HUMAN RELATIONS COMMISSION" (FIRST READING)

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 15606(c) (3) no environmental review is required.

Staff Recommendation: Council place the ordinance on first reading and direct the City Clerk to begin the recruitment process.

CITY MANAGER'S REPORTS**MAYOR'S REPORTS****COUNCILMEMBERS' COMMENTS****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. [17-0167](#) PUBLIC EMPLOYEE APPOINTMENT PURSUANT TO GOVERNMENT CODE SECTION 54957(b)

Title: City Clerk

ADJOURNMENT

in memory of Mr. George E. Milke, May 14, 1927 - April 18, 2017

to the Regular City Council Meeting on May 16, 2017, 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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Most Chula Vista City Council meetings, including public comments, are video recorded and aired live on AT&T U-verse channel 99 (throughout the County), on Cox Cable channel 24 (only in Chula Vista), and online at www.chulavistaca.gov. Recorded meetings are also aired on Wednesdays at 7 p.m. (both channels) and are archived on the City's website.

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