

# City of Chula Vista

## Meeting Minutes - Draft

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Tuesday, August 14, 2018

5:00 PM

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

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### 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 5:02 p.m. in the Council Chambers, located in City Hall, 276 Fourth Avenue, Chula Vista, California.*

#### ROLL CALL:

**Present:** Councilmember Aguilar, Deputy Mayor Diaz, Councilmember McCann and Councilmember Padilla

**Excused:** Mayor Casillas Salas

*Also Present: City Manager Halbert, City Attorney Googins, City Clerk Bigelow, and Deputy City Clerk Kansas*

#### PLEDGE OF ALLEGIANCE TO THE FLAG AND MOMENT OF SILENCE

*Councilmember Aguilar led the Pledge of Allegiance.*

#### SPECIAL ORDERS OF THE DAY

- A. [18-0296](#) PRESENTATION BY SWEETWATER AUTHORITY GENERAL MANAGER TISH BERGE ON SECURING OUR WATER FUTURE

*Sweetwater Authority General Manager Tish Berge gave a presentation on the item.*

- B. [18-0377](#) SPECIAL RECOGNITION OF THE CHULA VISTA U17 REBELS ELITE SOCCER TEAM UPON WINNING THE U.S. YOUTH SOCCER NATIONAL TITLE

*Deputy Mayor Diaz congratulated the team and Councilmember McCann presented them with medals.*

#### CONSENT CALENDAR (Items 1 - 13)

*Deputy Mayor Diaz announced that Items 6 and 7 were removed from the Consent Calendar at the request of staff and a member of the public, respectively.*

*City Attorney Googins announced that a potential conflict of interest on Item 10 had been identified for Councilmember Padilla and that the conflict qualified for an exception to conflict of interest prohibitions so he advised Councilmember Padilla could vote on the item.*

1. [18-0382](#) ORDINANCE NO. 3436 OF THE CITY OF CHULA VISTA AMENDING CHULA VISTA MUNICIPAL CODE SECTION 2.57 (DESIGN-BUILD CONTRACTS) TO AMEND THE AUTHORIZED PROCUREMENT AND SELECTION METHODS FOR DESIGN-BUILD PROJECTS (SECOND READING AND ADOPTION)  
**Recommended Action: Council adopt the ordinance.**
2. [18-0383](#) ORDINANCE NO. 3437 OF THE CITY OF CHULA VISTA AMENDING CHULA VISTA MUNICIPAL CODE SECTION 2.05.010 TO DELETE THE UNCLASSIFIED POSITION OF CONSTITUENT SERVICES REPRESENTATIVE (SECOND READING AND ADOPTION) (4/5 VOTE REQUIRED)  
**Recommended Action: Council adopt the ordinance.**
3. [18-0384](#) ORDINANCE NO. 3438 OF THE CITY OF CHULA VISTA ADDING CHULA VISTA MUNICIPAL CODE CHAPTER 2.63 - "MEASURE A" CITIZENS' OVERSIGHT COMMITTEE (SECOND READING AND ADOPTION)  
**Recommended Action: Council adopt the ordinance.**
4. [18-0043](#) RESOLUTION NO. 2018-170 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING AN AGREEMENT FOR THE PREPARATION OF A MULTI-MODAL PEDESTRIAN/ BIKEWAY MASTER PLAN (CIP# STL0404) BETWEEN THE CITY OF CHULA VISTA AND CHEN RYAN ASSOCIATES  
**Recommended Action: Council adopt the resolution.**
5. [18-0189](#) RESOLUTION NO. 2018-171 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE SUBMITTAL OF GRANT APPLICATIONS FOR THE HIGHWAY SAFETY IMPROVEMENT PROGRAM - CYCLE 9 THROUGH CALTRANS, AND STATING THE CITY'S ASSURANCE TO COMPLETE THE PROJECTS  
**Recommended Action: Council adopt the resolution.**

*Items 6 and 7 were removed from the Consent Calendar.*

8. [18-0294](#) RESOLUTION NO. 2018-176 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA TRANSFERRING \$550,000 IN TRANSNET APPROPRIATIONS FROM STM0397 (MAJOR PAVEMENT REHABILITATION FY2018/19) TO STM0392 (CLASS TWO BIKE LANES ON BROADWAY) PROJECT (4/5 VOTE REQUIRED)  
**Recommended Action: Council adopt the resolution.**

9. [18-0318](#) RESOLUTION NO. 2018-177 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ACCEPTING BIDS, AWARDING THE CONTRACT FOR THE COMBINED ADVERTISEMENT OF THE “MAJOR PAVEMENT REHABILITATION FY 2017/2018 (STM393)” AND “BONITA ROAD AND ALLEN SCHOOL LANE INTERSECTION IMPROVEMENTS (STL418)” PROJECTS TO FRANK AND SON PAVING, INC., IN THE AMOUNT OF \$2,346,443.66, APPROPRIATING \$86,647 FROM THE AVAILABLE BALANCE OF THE SEWER FACILITY REPLACEMENT FUND TO STM393, AND TRANSFERRING \$14,638 IN CALRECYCLE GRANT FUND APPROPRIATIONS FROM STM390 TO STM393 (4/5 VOTE REQUIRED)

**Recommended Action: Council adopt the resolution.**

10. [18-0323](#) RESOLUTION NO. 2018-178 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AMENDING THE FISCAL YEAR 2018-19 CIP BUDGET TO ESTABLISH A NEW CAPITAL IMPROVEMENT PROJECT, CVEATC BRIDGE REPAIR FY2018-19 (GGV0241), AND APPROPRIATING \$250,000 TO THE CAPITAL IMPROVEMENT FUND BASED ON UNANTICIPATED REVENUE FROM LEXINGTON INSURANCE COMPANY (4/5 VOTE REQUIRED)

**Recommended Action: Council adopt the resolution.**

11. [18-0339](#) RESOLUTION NO. 2018-179 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ACCEPTING BIDS AND AWARDING A CONTRACT FOR CONSULTANT SERVICES TO PREPARE A DOWNTOWN PARKING MANAGEMENT STUDY TO CHEN RYAN ASSOCIATES IN AN AMOUNT NOT TO EXCEED \$151,449.00

**Recommended Action: Council adopt the resolution.**

12. [18-0345](#) RESOLUTION NO. 2018-180 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA TRANSFERRING \$450,000 IN MEASURE P APPROPRIATIONS FROM THE DRN0211, STORM DRAIN (CMP) REHABILITATION OUTSIDE THE RIGHT OF WAY (PHASE II) PROJECT TO DRN0209, STORM DRAIN (CMP) REHABILITATION OUTSIDE THE RIGHT OF WAY (PHASE I) PROJECT FOR CONTRACT CHANGE ORDERS AND ADDITIONAL CONSTRUCTION MANAGEMENT COSTS (4/5 VOTE REQUIRED)

**Recommended Action: Council adopt the resolution.**

- 13. [18-0362](#) RESOLUTION NO. 2018-181 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING A PROFESSIONAL SERVICES AGREEMENT WITH MADAFFER ENTERPRISES, INC. A CALIFORNIA CORPORATION, FOR PHASE II IMPLEMENTATION OF THE SMART CITY STRATEGIC ACTION PLAN

Recommended Action: Council adopt the resolution.

**Approval of the Consent Calendar**

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

- Yes:** 4 - Aguilar, Diaz, McCann and Padilla
- No:** 0
- Abstain:** 0

**ITEMS REMOVED FROM THE CONSENT CALENDAR**

- 6. [18-0257](#) A. RESOLUTION NO. 2018-172 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE PARK MASTER PLAN AND THE NAME FOR THE 7.5-ACRE NEIGHBORHOOD PARK P-1 LOCATED IN OTAY RANCH VILLAGE 3

B. RESOLUTION NO. 2018-173 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING AN ADDENDUM TO THE AGREEMENT BETWEEN THE CITY OF CHULA VISTA AND HOMEFED VILLAGE III MASTER, LLC. FOR CONSTRUCTION OF NEIGHBORHOOD PARK P-1 IN OTAY RANCH VILLAGE 3 AND A PORTION OF COMMUNITY PARK P-2 IN OTAY RANCH VILLAGE 4 AND APPROPRIATING FUNDS THEREFOR (4/5 VOTE REQUIRED)

C. RESOLUTION NO. 2018-174 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING A REIMBURSEMENT AGREEMENT BETWEEN THE CITY OF CHULA VISTA AND HOMEFED VILLAGE III MASTER, LLC., FOR THE CONSTRUCTION OF NEIGHBORHOOD PARK P-1 IN OTAY RANCH VILLAGE 3

*Principal Landscape Architect Ferman answered questions of the Council and displayed the site plan for the proposed park.*

**ACTION:** A motion was made by Councilmember Aguilar, seconded by Councilmember McCann, to adopt Resolution Nos. 2018-172 through 2018-174, headings read, text waived. The motion carried by the following vote:

- Yes:** 4 - Aguilar, Diaz, McCann and Padilla
- No:** 0
- Abstain:** 0

- 7. [18-0289](#) RESOLUTION NO. 2018-175 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING A GOLF COURSE FACILITY MANAGEMENT AGREEMENT WITH TOUCHSTONE GOLF, LLC. FOR PROFESSIONAL MANAGEMENT SERVICES FOR THE CHULA VISTA GOLF COURSE

*John Strasser, Chula Vista resident, spoke in support of a shorter contract and increased maintenance of the golf course.*

*Director of Economic Development Crockett, and Chris Gilfin, representing the Chula Vista Golf Course, answered questions of the Council.*

**ACTION:** A motion was made by Councilmember McCann, seconded by Councilmember Aguilar, to adopt Resolution No. 2018-175, heading read, text waived. The motion carried by the following vote:

**Yes:** 4 - Aguilar, Diaz, McCann and Padilla

**No:** 0

**Abstain:** 0

**PUBLIC COMMENTS**

*Camile Marquez, Chula Vista resident, spoke regarding a domestic dispute situation.*

**ACTION ITEMS**

- 14. [18-0361](#) RESOLUTION NO. 2018-182 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ADOPTING AN ADDENDUM TO THE CHULA VISTA FIRE FACILITY, EQUIPMENT, AND DEPLOYMENT MASTER PLAN

*Fire Chief Geering and Deputy Fire Chief Muns gave a presentation on the item.*

**ACTION:** A motion was made by Councilmember McCann, seconded by Councilmember Padilla, to adopt Resolution No. 2018-182, heading read, text waived. The motion carried by the following vote:

**Yes:** 4 - Aguilar, Diaz, McCann and Padilla

**No:** 0

**Abstain:** 0

**CITY MANAGER’S REPORTS**

- 15. [18-0385](#) CONSIDERATION OF THE FORMATION OF AN AD-HOC SUBCOMMITTEE FOR THE 2018 STARLIGHT PARADE

*Councilmember Aguilar spoke regarding the item.*

**ACTION:** A motion was made by Deputy Mayor Diaz, seconded by Councilmember Aguilar, to form an ad-hoc subcommittee consisting of Councilmembers Aguilar and McCann for the 2018 Starlight Parade. The motion carried by the following vote:

**Yes:** 4 - Aguilar, Diaz, McCann and Padilla

**No:** 0

**Abstain:** 0

## MAYOR'S REPORTS

*There were none.*

## COUNCILMEMBERS' COMMENTS

*Councilmember Padilla requested the meeting be adjourned in memory of Chris Bitterlin.*

*Councilmember McCann spoke of the Chula Vista Chamber of Commerce monthly mixer he attended at the George G. Glenner Alzheimer's Family Center. He also congratulated the Bell Family on their 50th anniversary of the K.O.A. Center.*

## CITY ATTORNEY'S REPORTS

*City Attorney Googins announced that the Council would convene in closed session to discuss the items listed below. He stated he would abstain from participating in Item 16 as he was named a defendant in the suit.*

*Deputy Mayor Diaz recessed the meeting at 6:19 p.m. The Council reconvened in Closed Session at 6:30 p.m., with all members present, except Mayor Casillas Salas.*

## 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.

16. [18-0378](#) CONFERENCE WITH LEGAL COUNSEL REGARDING EXISTING LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9 (d)(1)

Name of case: Alexandra Investments, Inc., et al. v. City of Chula Vista, et al., San Diego Superior Court, Case No. 37-2018-00010121-CU-NP-CTL

**ACTION:** No reportable action.

17. [18-0380](#) CONFERENCE WITH LABOR NEGOTIATORS PURSUANT TO GOVERNMENT CODE SECTION 54957.6

Agency designated representatives: Gary Halbert, Glen Googins, Kelley Bacon, David Bilby, Courtney Chase, Ed Prendell and Simon Silva.

Employee organization(s): Mid-Managers/Professional Association/Service Employees International Union, Local 221 (MM/PROF/SEIU)

*Frank Rivera, representing the Chula Vista Mid-Managers/Professional Association (CVMMPR) SEIU 221, spoke in support of the finalization of the CVMMPR contract.*

**ACTION:** No reportable action.

**ADJOURNMENT**

*At 7:21 p.m., Deputy Mayor Diaz adjourned the meeting in memory of Chris Bitterlin to the special City Council Meeting on September 11, 2018, at 4:00 p.m., in the Executive Conference Room; and thence to the regular City Council Meeting on September 11, 2018, at 5:00 p.m., in the Council Chambers.*

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Kerry K. Bigelow, MMC, City Clerk