



MEETING OF THE CITY COUNCIL

Agenda

Mary Casillas Salas, Mayor
John McCann, Councilmember - District 1
Jill M. Galvez, Councilmember - District 2
Stephen C. Padilla, Councilmember - District 3
Mike Diaz, Councilmember - District 4

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

Tuesday, September 24, 2019

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 Diaz, Galvez, McCann, Padilla and Mayor Casillas Salas

PLEDGE OF ALLEGIANCE TO THE FLAG AND MOMENT OF SILENCE

SPECIAL ORDERS OF THE DAY

A. 19-0454 OATHS OF OFFICE

- Jennifer Bustamante, Housing Advisory Commission
Jay Francisco, Safety Commission
Steven Goldkrantz, Historic Preservation Commission
Curtis Moore, International Friendship Commission
Shawan Owusu, Housing Advisory Commission
Peggy Ratner, Human Relations Commission
Jeff Redondo, Cultural Arts Commission
Tanya Rodriguez, Cultural Arts Commission
Jasmine Rubel, Board of Library Trustees
Emily Tran, Commission on Aging

- B. [19-0428](#) PRESENTATION OF A PROCLAMATION COMMENDING POLICE AGENT ELLIOTT SHAFFER UPON 20 YEARS OF DEDICATED SERVICE
- C. [19-0424](#) PRESENTATION OF THE SOUTH COUNTY ECONOMIC DEVELOPMENT COUNCIL REGIONAL LEADERSHIP AWARD TO DEPUTY CITY MANAGER KELLEY BACON BY SOUTH COUNTY EDC PRESIDENT AND CHIEF EXECUTIVE OFFICER CINDY GOMPPER-GRAVES
- D. [19-0447](#) PRESENTATION AND UPDATE ON SCHEMATIC DESIGN FOR HARBOR PARK AND SWEETWATER PARK AT THE CHULA VISTA BAYFRONT

CONSENT CALENDAR (Items 1 - 11)

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. [19-0459](#) APPROVAL OF MINUTES of April 16, 2019.
- Recommended Action:* Council approve the minutes.
2. [19-0431](#) REMOVAL OF THE FOLLOWING MEMBERS, PURSUANT TO CHARTER SECTION 602 AND MUNICIPAL CODE SECTION 2.25.105(D):

-Measure P Citizens' Oversight Committee Member Lileana Robles

-Housing Advisory Commissioner Ana Ruth Robles

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 remove the members.

3. [19-0450](#) ORDINANCE OF THE CITY OF CHULA VISTA AMENDING CHULA VISTA MUNICIPAL CODE SECTION 2.05.010 TO ADD THE UNCLASSIFIED POSITIONS OF FA CYBER SECURITY PROGRAM MANAGER, FA NETWORK ADMINISTRATOR III, AND FACILITIES FINANCING MANAGER AND TO DELETE THE FA INFORMATION SECURITY PROGRAM MANAGER POSITION (SECOND READING AND ADOPTION) (4/5 VOTE REQUIRED)
- 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 ordinance.
4. [19-0451](#) ORDINANCE OF THE CITY OF CHULA VISTA ESTABLISHING COMMUNITY CHOICE AGGREGATION IN THE CITY OF CHULA VISTA (SECOND READING AND ADOPTION)
- 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. Notwithstanding the foregoing, the activity qualifies for an Exemption pursuant to Section 15061(b)(3) of the California Environmental Quality Act State Guidelines.
- Recommended Action:* Council adopt the ordinance.
5. [19-0442](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AMENDING THE FISCAL YEAR 2019/20 GENERAL FUND OPERATING BUDGET BY APPROPRIATING \$44,100 TO THE ANIMAL CARE FACILITY BUDGET FOR UNANTICIPATED GRANTS (4/5 VOTE REQUIRED)
- Department:* Animal Care Facility
- 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.

6. [19-0412](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA MODIFYING THE APPENDIX TO THE LOCAL CONFLICT OF INTEREST CODE TO ADD THE POSITIONS OF CITY CLERK ANALYST, FACILITIES FINANCING MANAGER, AND PARK RANGER PROGRAM MANAGER, AND REMOVE THE POSITION OF PARKS OPERATIONS MANAGER FROM THE LIST OF DESIGNATED EMPLOYEES WHO ARE REQUIRED TO FILE PERIODIC STATEMENTS OF ECONOMIC INTERESTS

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 adopt the resolution.

7. [19-0433](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING A DECLARATION OF COVENANTS, CONDITIONS, AND RESTRICTIONS BY AND BETWEEN THE CITY OF CHULA VISTA AND VILLAGE OF ESCAYA APARTMENTS, LLC, AND VILLAGE OF ESCAYA MIXED USE, LLC, TO PROVIDE 30 RESIDENTIAL UNITS IN OTAY RANCH VILLAGE 3 TO BE OPERATED AS AFFORDABLE RENTAL HOUSING FOR MODERATE INCOME HOUSEHOLDS IN SATISFACTION OF THE CITY'S BALANCED COMMUNITIES POLICY

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. Notwithstanding the foregoing, the activity qualifies for an Exemption pursuant to Section 15061(b)(3) of the California Environmental Quality Act State Guidelines.

Recommended Action: Council adopt the resolution.

8. [19-0436](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AMENDING CHAPTER 4 (GENERAL BUSINESS FEES) OF THE CITY'S MASTER FEE SCHEDULE RELATING TO COMMERCIAL CANNABIS LICENSE FEES
- Department:* Development Services Department
- Environmental Notice:* The proposed activity, approval of fees, is not a "Project" as defined under Section 15378 of the State CEQA Guidelines and therefore, pursuant to Section 15060 (c)(3) of the State CEQA Guidelines the activity is not subject to CEQA.
- Recommended Action:* Council adopt the resolution.
9. [19-0409](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA WAIVING THE COMPETITIVE BIDDING REQUIREMENT AND APPROVING AN AGREEMENT WITH AP TRITON CONSULTING, LLC TO ANALYZE VALUATION AND OPTIMIZATION OF THE FIRE DEPARTMENT'S EMERGENCY MEDICAL SERVICES SYSTEM CONCERNING AMBULANCE TRANSPORTATION IN THE CHULA VISTA EXCLUSIVE OPERATING AREA, AND APPROPRIATING FUNDS THEREFOR (4/5 VOTE REQUIRED)
- Department:* Fire 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.
10. [19-0449](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ACCEPTING THE ASSISTANCE TO FIREFIGHTERS GRANT AWARD FROM THE U.S. DEPARTMENT OF HOMELAND SECURITY AND APPROPRIATING \$16,360 IN THE FEDERAL GRANT FUND (4/5 VOTE REQUIRED)
- This item was continued from September 10, 2019.
- Department:* Fire 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.

11. [19-0438](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AMENDING THE JAIL ENTERPRISE FUND BUDGET AND ADDING ONE DETENTION FACILITY MANAGER AND TWO POLICE SERVICES OFFICERS TO THE AUTHORIZED STAFFING LEVEL OF THE JAIL ENTERPRISE FUND (4/5 VOTE REQUIRED)

Department: Police 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.

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.

12. [19-0371](#) CONSIDERATION OF PROPOSED INCREASES IN GENERAL SERVICE RATES, AND ANNUAL INFLATIONARY INCREASES FOR SMALL QUANTITY AND LARGE QUANTITY GENERATORS, FOR SOLID WASTE AND RECYCLING COLLECTION SERVICES BY THE CITY'S FRANCHISED PROVIDER, REPUBLIC SERVICES, AND OF WRITTEN PROTESTS AGAINST THE PROPOSED INCREASES

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ACCEPTING THE RESULTS OF THE PUBLIC PROTEST PROCESS REGARDING PROPOSED INCREASES IN GENERAL SERVICE RATES, AND ANNUAL INFLATIONARY RATE INCREASES FOR SMALL QUANTITY AND LARGE QUANTITY GENERATORS, FOR SOLID WASTE AND RECYCLING COLLECTION SERVICES BY THE CITY'S FRANCHISED PROVIDER, REPUBLIC SERVICES; AND APPROVING THE PROPOSED RATE INCREASES IF THERE IS NOT A MAJORITY PROTEST 4/5 VOTE REQUIRED

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. Notwithstanding the foregoing, the activity qualifies for an Exemption pursuant to Section 15061(b)(3) of the California Environmental Quality Act State Guidelines.

Recommended Action: Council conduct the public hearing, receive the results of the public protest process, and if written protests have not been submitted with respect to a majority of the parcels, adopt the resolution accepting the results and approving the rate adjustments.

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.

13. [19-0197](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING AN AGREEMENT BETWEEN THE CITY OF CHULA VISTA AND UTILITY SERVICE PARTNERS PRIVATE LABEL, INC. FOR THE NATIONAL LEAGUE OF CITIES SERVICE LINE WARRANTY PROGRAM

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. Notwithstanding the foregoing, the activity qualifies for an Exemption pursuant to Section 15061(b)(3) of the California Environmental Quality Act State Guidelines.

Recommended Action: Council adopt the resolution.

14. [19-0422](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA: (1) AUTHORIZING THE ACCEPTANCE OF A \$452,979 HOMELESS EMERGENCY AID PROGRAM (HEAP) GRANT FROM THE REGIONAL TASK FORCE ON THE HOMELESS; (2) APPROVING AGREEMENTS WITH THE REGIONAL TASK FORCE ON THE HOMELESS AND WITH NATIONAL CITY AND THE ALPHA PROJECT TO IMPLEMENT THE CHULA VISTA-NATIONAL CITY REGIONAL HOMELESS PROGRAM; AND (3) APPROPRIATING FUNDS THEREFOR

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. Under NEPA, the activity is exempt pursuant to Title 24, Part 58.34(a)(2)&(3) of the Code of Federal Regulations and pursuant to the U.S. Department of Housing & Urban Development Environmental Guidelines.

Recommended Action: Council adopt the resolution.

CITY MANAGER'S REPORTS

MAYOR'S REPORTS

15. [19-0452](#) APPOINTMENT OF A BOARD MEMBER AND AN ALTERNATE TO THE SAN DIEGO REGIONAL COMMUNITY CHOICE ENERGY AUTHORITY THROUGH DECEMBER 31, 2020
16. [19-0457](#) CONSIDERATION OF A REFERRAL TO THE CHARTER REVIEW COMMISSION TO ANALYZE AND DRAFT FOR CITY COUNCIL CONSIDERATION A CHARTER AMENDMENT THAT WOULD ALLOW CHULA VISTA "RESIDENTS" NOT JUST "QUALIFIED ELECTORS" TO SERVE ON CITY BOARDS AND COMMISSIONS
17. [19-0455](#) CONSIDERATION OF CITY ENDORSEMENT AND SPONSORSHIP OF THE 7TH ANNUAL INTERNATIONAL MARIACHI FESTIVAL AT BAYSIDE PARK IN CHULA VISTA

COUNCILMEMBERS' COMMENTS**CITY ATTORNEY'S REPORTS****ADJOURNMENT**

to the regular City Council meeting on October 1, 2019, 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*

The City of Chula Vista requests individuals who require special accommodations to access, attend, and/or participate in a City meeting, activity, or service, contact the City Clerk's Office at (619) 691-5041 (California Relay Service is available for the hearing impaired by dialing 711) at least forty-eight hours in advance of the meeting.

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.

Sign up at www.chulavistaca.gov to receive email notifications when City Council agendas are published online.