



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, April 11, 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. 17-0070 PRESENTATION OF A PROCLAMATION TO CAL FIRE REGIONAL URBAN FORESTER LYNNETTE SHORT AND SDG&E DIRECTOR OF CONSTRUCTION SERVICES JANISSE QUIÑONES MARTINEZ, PROCLAIMING APRIL 28, 2017 AS ARBOR DAY IN THE CITY OF CHULA VISTA
B. 17-0137 PRESENTATION BY TITANBOT ROBOTICS TEAM REGARDING THEIR SUCCESS DURING THE REGIONAL COMPETITION IN SACRAMENTO AND ADVANCING TO THE WORLD CHAMPIONSHIP IN HOUSTON, TEXAS
C. 17-0141 PRESENTATION OF A PROCLAMATION TO REPUBLIC TRASH SERVICES DISTRICT MANAGER STEVE MIESEN FOR 16 YEARS OF DEDICATED SERVICE

- D. [17-0126](#) PRESENTATION FROM VOICES FOR CHILDREN PRESIDENT/CEO SHARON LAWRENCE REGARDING A BANNER PROGRAM TO RECRUIT CHULA VISTA AND SOUTH COUNTY VOLUNTEERS

CONSENT CALENDAR (Items 1 - 5)

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. [17-0144](#) APPROVAL OF MINUTES of March 21 and April 4, 2017
Staff Recommendation: Council approve the minutes.
2. [17-0037](#) A. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ADOPTING A BOUNDARY MAP SHOWING THE BOUNDARIES OF THE TERRITORY PROPOSED FOR THE INCLUSION IN PROPOSED COMMUNITY FACILITIES DISTRICT NO.19M (FREEWAY COMMERCIAL 2)

B. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA DECLARING ITS INTENTION TO ESTABLISH COMMUNITY FACILITIES DISTRICT NO. 19M (FREEWAY COMMERCIAL 2), AUTHORIZE THE LEVY OF A SPECIAL TAX THEREIN TO FINANCE CERTAIN SERVICES, SET THE PUBLIC HEARING TO CONSIDER THE ESTABLISHMENT OF THE PROPOSED DISTRICT, AND ORDER THE PREPARATION OF A CFD REPORT

Department: Development Services Department

Environmental Notice: The Project was adequately covered in previously adopted/certified Final Second Tier Environmental Impact Report (EIR 02-04) and Addenda to EIR 02-04 for the Otay Ranch Planning Area Twelve Freeway Commercial Sectional Planning Area (SPA) Plan.

Staff Recommendation: Council adopt the resolutions.

3. [17-0063](#) A. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ORDERING THE SUMMARY VACATION OF THE IRREVOCABLE OFFERS OF DEDICATION OF LOTS "B" AND "D" OF FINAL MAP NO. 15942; AND LOT "L" OF FINAL MAP NO. 16081, ALL FOR OPEN SPACE PURPOSES, WITHIN THE OTAY RANCH MILLENIA (EASTERN URBAN CENTER) PROJECT

B. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ORDERING THE SUMMARY VACATION OF THE IRREVOCABLE OFFER OF DEDICATION FOR OPEN SPACE PURPOSES AND THE SUMMARY VACATION OF THE PEDESTRIAN ACCESS EASEMENT IN LOT "O" OF FINAL MAP NO. 16081, WITHIN THE OTAY RANCH MILLENIA (EASTERN URBAN CENTER) PROJECT

Department: Development Services Department

Environmental Notice: The Project was adequately covered in previously adopted/certified Final Second Tier Environmental Impact Report (EIR 07-01) for the Otay Ranch Eastern Urban Center (EUC) Sectional Planning Area (SPA) Plan.

Staff Recommendation: Council adopt the resolutions.

4. [17-0113](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ORDERING A SUMMARY VACATION OF A PORTION OF AN EXISTING SLOPE EASEMENT LOCATED WITHIN THE SDG&E SALT CREEK SUBSTATION LAND

Department: Development Services Department/Economic Development Department

Environmental Notice: The Project was adequately covered in previously adopted/certified Salt Creek Substation Project Environmental Impact Report (SCH 2014081032).

Staff Recommendation: Council adopt the resolution.

5. [17-0114](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ACCEPTING \$212,000 FROM THE U.S. DEPARTMENT OF HOMELAND SECURITY AND APPROPRIATING \$51,740 TO THE POLICE GRANT FUND FOR OPERATION STONEGARDEN (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.

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.

6. [17-0128](#) CONSIDERATION OF AN AMENDMENT TO THE CHULA VISTA GAMING PLAN TO ALLOW CITY COUNCIL WAIVER OF REQUIREMENTS FOR TEMPORARY REVERSION OF CLASS II LICENSES TO CLASS I LICENSES UPON TRANSFER AND RELATED ACTIONS

A. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING AN AMENDMENT TO THE CHULA VISTA GAMING PLAN TO ALLOW CITY COUNCIL WAIVER OF REQUIREMENTS FOR TEMPORARY REVERSION OF CLASS II LICENSES TO CLASS I LICENSES UPON TRANSFER

RELATED ACTIONS:

B. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA (1) RATIFYING CHIEF OF POLICE AND STATE OF CALIFORNIA DIVISION OF GAMBLING CONTROL APPROVALS OF THE TRANSFER OF A CONSOLIDATED CLASS II CARDROOM LICENSE FOR THE SEVEN MILE CASINO FROM V C CARDROOM, INC. TO STONES SOUTH BAY CORPORATION; (2) WAIVING THE REQUIREMENT FOR TEMPORARY REVERSION OF THE CLASS II LICENSE TO A CLASS I LICENSE FOR THIS TRANSFER WITH FINDINGS AND CONDITIONS; (3) RATIFYING CHIEF OF POLICE APPROVAL OF THE NEW OWNERS AND OTHERS POSSESSING A FINANCIAL INTEREST IN THE GAMING OPERATIONS AND/OR CARDROOM LICENSE FOR THE SEVEN MILE CASINO; AND (4) APPROVING RELATED MATTERS

Department: City Manager, Police Department & City Attorney

Environmental Notice: The City Attorney's office 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 the activity consists of a governmental administrative/fiscal activity which does not involve any commitment to any specific project which may result in a potentially significant physical impact on 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.

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

CITY MANAGER'S REPORTS

7. [17-0140](#) REPORT FROM THE CITY ATTORNEY REGARDING THE STATUS OF SANTA CLARA COUNTY V. DONALD J. TRUMP, ET. AL, (CASE NO. 3:17-CV-00574-WHO; CHALLENGING AS UNCONSTITUTIONAL SECTION 9 OF EXECUTIVE ORDER 13768) AND POSSIBLE ACTION BY THE CITY COUNCIL TO APPROVE PARTICIPATION BY THE CITY OF CHULA VISTA ON THE SIDE OF SANTA CLARA COUNTY IN SAID CASE

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).

8. [17-0143](#) PUBLIC EMPLOYEE APPOINTMENT PURSUANT TO GOVERNMENT CODE SECTION 54957(b)

Title: City Clerk

ADJOURNMENT

to the Regular City Council Meeting on April 25, 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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