



MEETING OF THE CITY COUNCIL

Agenda

Mary Casillas Salas, Mayor
Patricia Aguilar, Councilmember
Pamela Bensoussan, Councilmember
John McCann, Councilmember
Steve Miesen, Councilmember

Gary Halbert, City Manager
Glen R. Googins, City Attorney
Donna R. Norris, City Clerk

Tuesday, November 10, 2015

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, Bensoussan, McCann, Miesen and Mayor Salas

PLEDGE OF ALLEGIANCE TO THE FLAG AND MOMENT OF SILENCE

SPECIAL ORDERS OF THE DAY

A. [15-0610](#) OATHS OF OFFICE

- Christopher Ramirez, Veterans Advisory Commission
- Griselda Delgado, Cultural Arts Commission
- Leslie Smith, Board of Appeals and Advisors
- Brandon Machuca, Youth Action Council

B. [15-0613](#) RECOGNITION OF 14-YEAR-OLD CHULA VISTA RESIDENT, LIDIA F. VASQUEZ, FOR RECEIVING THE PEOPLE'S CHOICE AWARD IN THE LITTLE ITALY FESTA GESSO ITALIANO CHALK ART COMPETITION ON OCTOBER 11, 2015

CONSENT CALENDAR (Items 1 - 4)

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. [15-0616](#) APPROVAL OF MINUTES of October 13, 2015.

Staff Recommendation: Council approve the minutes.

2. [15-0615](#) ORDINANCE OF THE CITY OF CHULA VISTA AMENDING TITLE 10, VEHICLES AND TRAFFIC, BY ADDING CHAPTER 10.87, RESIDENTIAL PERMIT PARKING DISTRICTS, TO THE CHULA VISTA MUNICIPAL CODE (SECOND READING AND ADOPTION)

Department: Public Works Department

Staff Recommendation: Council adopt the ordinance.

3. [15-0577](#) A. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING A MEMORANDUM OF UNDERSTANDING ("MOU") BETWEEN THE CITY OF CHULA VISTA AND THE CHULA VISTA EMPLOYEES ASSOCIATION/SEIU LOCAL 221, RELATED TO COMPENSATION AND OTHER TERMS AND CONDITIONS OF EMPLOYMENT; AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE AFOREMENTIONED MOU AND ANY ADDITIONAL DOCUMENTS WHICH MAY BE NECESSARY OR REQUIRED TO IMPLEMENT SAID MOU

B. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AMENDING EMPLOYER-PAID MEMBER CONTRIBUTIONS FOR EMPLOYEES IN CLASSIFICATIONS REPRESENTED BY CHULA VISTA EMPLOYEES ASSOCIATION/SEIU LOCAL 221

C. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING CESSATION OF PAYMENT, ON EMPLOYER SIDE, FOR OPTIONAL BENEFITS BY EMPLOYEES IN CLASSIFICATIONS REPRESENTED BY CHULA VISTA EMPLOYEES ASSOCIATION/SEIU LOCAL 221 AS A RESULT OF TERMINATION OF EMPLOYER-PAID MEMBER CONTRIBUTIONS FOR SAID EMPLOYEES

D. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE AMENDED COMPENSATION SUMMARY FOR UNREPRESENTED EMPLOYEES INCLUDING AUTHORIZATION FOR THE MAYOR TO EXECUTE ANY NECESSARY CONTRACT AMENDMENTS TO IMPLEMENT SAID AMENDED COMPENSATION SUMMARY

E. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AMENDING EMPLOYER-PAID MEMBER CONTRIBUTIONS FOR UNREPRESENTED CONFIDENTIAL EMPLOYEES WITH A REPRESENTED COUNTERPART

F. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING CESSATION OF PAYMENT, ON EMPLOYER SIDE, FOR OPTIONAL BENEFITS BY UNREPRESENTED CONFIDENTIAL EMPLOYEES WITH A REPRESENTED COUNTERPART AS A RESULT OF TERMINATION OF EMPLOYER PAID MEMBER CONTRIBUTIONS FOR SAID EMPLOYEES

G. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AMENDING THE FISCAL YEAR 2015-2016 BUDGET TO ACCOUNT FOR THE PROPOSED SALARY INCREASE FOR THE CHULA VISTA EMPLOYEES ASSOCIATION/SEIU LOCAL 221, AND UNREPRESENTED CONFIDENTIAL EMPLOYEES WITH A REPRESENTED COUNTERPART (4/5 VOTE REQUIRED)

H. RESOLUTION 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

Department: Human Resources Department

Staff Recommendation: Council adopt the resolutions.

4. [15-0607](#) A. QUARTERLY FINANCIAL REPORT FOR THE QUARTER ENDING SEPTEMBER 30, 2015

B. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA MAKING VARIOUS AMENDMENTS TO THE FISCAL YEAR 2015/16 BUDGET TO ADJUST FOR VARIANCES AND APPROPRIATING FUNDS THEREFOR (4/5 VOTE REQUIRED)

Department: Finance Department

Staff Recommendation: Council accept the report and 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.

5. [15-0407](#) CONSIDERATION OF AMENDING CHAPTER 20.12 OF THE CHULA VISTA MUNICIPAL CODE, LANDSCAPE WATER CONSERVATION ORDINANCE

ORDINANCE OF THE CITY OF CHULA VISTA AMENDING THE LANDSCAPE WATER CONSERVATION ORDINANCE, CHAPTER 20.12 OF THE MUNICIPAL CODE, TO COMPLY WITH STATE REQUIREMENTS TO INCREASE WATER EFFICIENCY FOR NEW AND RETROFITTED LANDSCAPES (FIRST READING)

Department: Development Services Department

Staff Recommendation: Council conduct the public hearing and place the ordinance on first reading.

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.

6. [15-0340](#) A. DELIBERATION AND NOMINATIONS OF APPLICANTS TO BE INTERVIEWED FOR VACANCIES ON THE GROWTH MANAGEMENT OVERSIGHT COMMISSION (ONE SEAT), PARKS AND RECREATION COMMISSION (FOUR SEATS), AND CIVIL SERVICE COMMISSION (ONE SEAT)

B. SELECTION OF DATE AND TIME OF OPEN MEETING OR MEETINGS TO CONDUCT INTERVIEWS OF APPLICANTS RECEIVING TWO OR MORE NOMINATIONS AND ALL APPLICANTS FOR THE GROWTH MANAGEMENT OVERSIGHT COMMISSION'S SOUTHEAST AND SOUTHWEST TERRITORY REPRESENTATIVE SEATS

(Continued from November 3, 2015)

Department: City Clerk

Staff Recommendation: Council nominate applicants to be interviewed for current vacancies, and select a date and time for an open meeting or meetings to conduct interviews of applicants receiving two or more nominations, and all applicants for the Growth Management Oversight Commission's southeast and southwest resident seats.

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).

7. [15-0609](#) CONFERENCE WITH LEGAL COUNSEL REGARDING EXISTING LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9 (a)

Name of case: City of Chula Vista v. Bay & E, Inc., et al.,
San Diego Superior Court, Case No.
37-2013-00055103-CU-MC-CTL

ADJOURNMENT

to the Regular City Council Meeting on November 17, 2015, 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.

NOTICE OF REVIEW AND PENDING APPROVAL OF FINAL MAP

In accordance with California Government Code Section 66458(d), notice is hereby given that the City Engineer has reviewed and, immediately following this City Council meeting of November 10, 2015, will approve the following final map:

Chula Vista Tract No. 11-05, Otay Ranch Village 2 North Neighborhood R-10B/Pipeline, 31 Multi-family units located on 0.926 acres east of Santa Alexia Avenue, north of Santa Diana Street and south of Pershing Road.

Specifically, the City Engineer has caused the map to be examined and has made the following findings:

- (1) The map substantially conforms to the approved tentative map, and any approved alterations thereof and any conditions of approval imposed with said tentative map.*
- (2) The map complies with the provisions of the Subdivision Map Act and any local ordinances applicable at the time of approval of the tentative map.*
- (3) The map is technically correct.*

Said map will be finalized and recorded, unless an interested party files a valid appeal of the City Engineer's action to City Council no later than 2:00 p.m., 10 calendar days from the date of this City Council meeting. A valid appeal must identify the improper/incorrect finding and the basis for such conclusion.

If you have any questions about the map approval findings or need additional information about the map or your appeal rights, please feel free to contact Tom Adler at (619) 409-5483.