



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, May 10, 2016

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 Casillas Salas

PLEDGE OF ALLEGIANCE TO THE FLAG AND MOMENT OF SILENCE

SPECIAL ORDERS OF THE DAY

- A. [16-0202](#) PRESENTATION OF A PROCLAMATION TO RESERVE SERGEANT BURDELLA THOMAS ON 31 YEARS OF SERVICE TO THE CITY OF CHULA VISTA
- B. [16-0241](#) PRESENTATION OF A PROCLAMATION TO POLICE AGENT SARAH SHARPE PROCLAIMING SUNDAY, MAY 15, 2016 AS NATIONAL PEACE OFFICERS MEMORIAL DAY IN THE CITY OF CHULA VISTA
- C. [16-0244](#) PRESENTATION OF A PROCLAMATION TO FIRE CAPTAIN MIKE FILSON, AND AQUATIC SUPERVISORS ERIC BONNEY, ARIELL FOLKS, AND KARINA CRAIG PROCLAIMING MAY 2016 AS DROWNING PREVENTION MONTH IN THE CITY OF CHULA VISTA

- D. [16-0161](#) PRESENTATION OF A PROCLAMATION TO ERIKA SAARI FROM iCOMMUTE AND PRINCIPAL CIVIL ENGINEER FRANK RIVERA PROCLAIMING MAY 2016 AS NATIONAL BIKE MONTH IN THE CITY OF CHULA VISTA
- E. [16-0246](#) PRESENTATION OF A PROCLAMATION TO COMMISSION ON AGING CHAIR JEANNINE NASH, NORMAN PARK SENIOR CENTER CLUB PRESIDENT JANE GERBER AND SENIOR RECREATION MANAGER WENDI GARRISON PROCLAIMING TUESDAY, MAY 10, 2016 AS OLDER AMERICANS MONTH IN THE CITY OF CHULA VISTA
- F. [16-0242](#) PRESENTATION OF A PROCLAMATION TO MARINE GROUP BOAT WORKS VICE PRESIDENT TODD ROBERTS PROCLAIMING TUESDAY, MAY 10, 2016 AS MARINE GROUP BOAT WORKS DAY IN CHULA VISTA
- G. [16-0154](#) PRESENTATION BY MARKETING AND COMMUNICATIONS MANAGER, ANNE STEINBERGER OF THE 2016 SAN DIEGO COUNTY FAIR STREETLIGHT BANNER PROGRAM WITHIN THE CITY OF CHULA VISTA

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. [16-0249](#) APPROVAL OF MINUTES of April 12 and 26, and May 3, 2016.

Staff Recommendation: Council approve the minutes.

2. [16-0230](#) WRITTEN COMMUNICATIONS

Letter of resignation from Sonja Garrett, International Friendship Commission

Staff Recommendation: Council accept the resignation.

3. [16-0234](#) ORDINANCE OF THE CITY OF CHULA VISTA ADDING SECTION 2.25.055 OF THE CHULA VISTA MUNICIPAL CODE RELATING TO THE REAPPOINTMENT PROCESS FOR BOARDS AND COMMISSIONS (SECOND READING AND ADOPTION)
- 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 adopt the ordinance.
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4. [16-0098](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING A SECOND AMENDMENT TO THE AGREEMENT REGARDING CONSTRUCTION OF PARKS IN MILLENIA
- Department:* Development Services Department
- Environmental Notice:* The project was adequately covered in previously adopted Final Second Tier Environmental Impact Report, EIR 07-01.
- Staff Recommendation:* Council adopt the resolution.
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5. [16-0103](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AUTHORIZING THE MAYOR TO EXECUTE A LETTER OF COMMITMENT AND DIRECTING STAFF TO COMPLETE ALL DOCUMENTS NECESSARY TO ENTER THE AARP NETWORK OF AGE-FRIENDLY COMMUNITIES, APPROVING AN AWARD AGREEMENT WITH THE SAN DIEGO FOUNDATION FOR THE AGE-FRIENDLY COMMUNITIES PROJECT OF \$50,000 FOR FISCAL YEAR 2016/2017, AUTHORIZING THE CITY MANAGER TO EXECUTE THE AGREEMENT AND ALL OTHER DOCUMENTS NECESSARY TO IMPLEMENT THE AGREEMENT, AND APPROVING \$50,000 TO THE HEALTHY COMMUNITIES FISCAL YEAR 2016/2017 BUDGET AS MATCHING FUNDS
- 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 adopt the resolution.

6. [16-0135](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING AN AMENDMENT TO COUNCIL POLICY NUMBER 400-02 ON PUBLIC PARTICIPATION

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 adopt the resolution.

7. [16-0180](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE 2016/2017 ANNUAL ACTION PLAN FOR THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG), HOME INVESTMENT PARTNERSHIP (HOME), AND THE EMERGENCY SOLUTIONS GRANT (ESG) PROGRAMS; AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE AGREEMENTS FOR THE MANAGEMENT AND IMPLEMENTATION OF ELIGIBLE PROJECTS WITH EACH SUBRECIPIENT/CONTRACTOR/DEVELOPER IDENTIFIED IN THE ACTION PLAN; AUTHORIZING THE CITY OF CHULA VISTA DEVELOPMENT SERVICES DEPARTMENT TO ENTER INTO A MEMORANDUM OF UNDERSTANDING WITH THE RECREATION AND PUBLIC WORKS DEPARTMENTS FOR THE IMPLEMENTATION OF FOUR CDBG-FUNDED PROJECTS; AND AUTHORIZING THE CITY MANAGER TO EXECUTE ANY AND ALL RELATED DOCUMENTS NECESSARY FOR THE HUD GRANTS

Department: Development Services Department

Environmental Notice: The Development Services Director has reviewed the proposed activities for compliance with the California Environmental Quality Act (CEQA) and National Environmental Policy Act (NEPA). The proposed activities, with the exception of two, are public services and are not considered "Projects" as defined under Section 15378(b)(5) of the State CEQA Guidelines because the proposals consist of a reporting action, is not for a site specific project(s) and will not result in a direct or indirect physical change in the environment.

The remaining projects are capital improvement projects which are categorically excluded under NEPA pursuant to 24 CFR 58.35 (a)(1) of the NEPA regulations. This project is also exempt from CEQA pursuant to CEQA guidelines Section 15301 (existing facilities). The activity will not affect density or land use and will have no significant effect on the environment.

Staff Recommendation: Council adopt the resolution.

Environmental Notice

8. [16-0166](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ACCEPTING BIDS AND AWARDING A LANDSCAPE MAINTENANCE CONTRACT BETWEEN THE CITY OF CHULA VISTA AND BLUE SKIES LANDSCAPE MAINTENANCE, INC. FOR LANDSCAPE MAINTENANCE SERVICES IN COMMUNITY FACILITIES DISTRICTS (CFD) 12-MA (VILLAGE 7 MCMILLIN AREA), 12-MB (VILLAGE 7 OTAY RANCH AREA), 14-M (EUC/MILLENIA), 09-M (VILLAGE 11 PHASES 1 & 2), AND 97-1A (OTAY RANCH AM) IN THE AMOUNT OF \$729,203 AND AUTHORIZING THE CITY MANAGER OR HIS DESIGNEE TO EXECUTE THE CONTRACT

Department: Public Works Department

Environmental Notice: The Project qualifies for a Class 4 Categorical Exemption pursuant to Section 15304 (Minor Alterations to Land) of the California Environmental Quality Act State Guidelines.

Staff Recommendation: Council adopt the resolution.

9. [16-0183](#) A. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING: AN AMENDMENT TO A CONTRACT WITH YGRENE ENERGY FUND CALIFORNIA, LLC ("YGRENE") REGARDING THE ADMINISTRATION OF THE CITY'S CLEAN ENERGY CHULA VISTA PROPERTY-ASSESSED CLEAN ENERGY FINANCING PROGRAM; AND AN INDEMNIFICATION AND INSURANCE AGREEMENT WITH YGRENE

B. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA CONSENTING TO INCLUSION OF PROPERTIES WITHIN THE CITY'S JURISDICTION IN THE CALIFORNIA HOME FINANCE AUTHORITY COMMUNITY FACILITIES DISTRICT NO. 2014-1 (CLEAN ENERGY) TO FINANCE RENEWABLE ENERGY IMPROVEMENTS, ENERGY EFFICIENCY AND WATER CONSERVATION IMPROVEMENTS AND ELECTRIC VEHICLE CHARGING INFRASTRUCTURE AND APPROVING ASSOCIATE MEMBERSHIP IN THE JOINT EXERCISE OF POWERS AUTHORITY RELATED THERETO

C. RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA CONSENTING TO INCLUSION OF PROPERTIES WITHIN THE CITY'S JURISDICTION IN THE CALIFORNIA HOME FINANCE AUTHORITY PROGRAM TO FINANCE RENEWABLE ENERGY GENERATION, ENERGY AND WATER EFFICIENCY IMPROVEMENTS AND ELECTRIC VEHICLE CHARGING INFRASTRUCTURE AND APPROVING ASSOCIATE MEMBERSHIP IN THE JOINT EXERCISE OF POWERS AUTHORITY RELATED THERETO

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.

Staff Recommendation: Council adopt the resolutions.

10. [16-0224](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING A LOT LINE ADJUSTMENT AND LAND EXCHANGE BETWEEN THE CITY OF CHULA VISTA AND OTAY LANDFILL, INC. TO ACCOMMODATE THE LOCATION OF A LANDFILL MONITORING WELL

Department: Economic Development Department

Environmental Notice: The Project qualifies for a Class 5 Categorical Exemption pursuant to Section 15305 (Minor Alterations in Land Use Limitations) of the California Environmental Quality Act State Guidelines.

Staff Recommendation: Council adopt the resolution.

11. [16-0204](#) RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING AN AGREEMENT BETWEEN THE CITY OF CHULA VISTA AND MCFARLANE PROMOTIONS IN THE AMOUNT OF \$15,000 TO COORDINATE THE 2016 CHULA VISTA STARLIGHT PARADE, AND APPROVING UP TO FIVE ONE-YEAR EXTENSIONS

Department: City Manager

Environmental Notice: The Project qualifies for a Class 23 Categorical Exemption pursuant to Section 15323 (Normal Operations of Facilities for Public Gatherings) 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.

12. [16-0104](#) CONSIDERATION OF AMENDING CHAPTER 18 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, INCLUDING SETTING THE ADMINISTRATIVE FEE FOR RENT CONTROL SERVICES AT \$30 FOR FISCAL YEAR 2016/2017

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.

13. [16-0184](#) CONSIDERATION OF CHULA VISTA'S PORTION OF THE 2014 REGIONAL TRANSPORTATION IMPROVEMENT PROGRAM

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE AMENDMENT OF THE TRANSNET LOCAL STREET IMPROVEMENT PROGRAM OF PROJECTS FOR FISCAL YEARS 2014/2015 THROUGH 2018/2019 FOR INCLUSION IN THE REGIONAL TRANSPORTATION IMPROVEMENT PROGRAM, REDUCING THE STL389 (\$50,000), TF392 (\$88,000) AND STM385 (\$70,000) CIP BUDGETS IN TRANSNET FUNDS AND APPROPRIATING THE EQUIVALENT AMOUNTS TO TF345 (\$50,000), TF327 (\$75,000), TF321 (\$13,000) AND GG222 (\$70,000), AND PROVIDING THE CERTIFICATION AND INDEMNITY STATEMENTS NECESSARY TO OBTAIN TRANSNET FUNDS (4/5 VOTE REQUIRED)

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.

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

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).

14. [16-0232](#) CONFERENCE WITH LEGAL COUNSEL REGARDING EXISTING LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9 (d)(1)

Name of case:

Katherine Wenrich v. City of Chula Vista, et al., San Diego Superior Court, Case No. 37-2014-00037007-CU-PA-CTL

ADJOURNMENT

to the Regular City Council Meeting on May 17, 2016, 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 May 10, 2016, will approve the following final map:

Chula Vista Tract No. 12-05, Otay Ranch Village 2 South "A" Map No. 1, 581 Multifamily units located on 169.766 acres South of Santa Victoria Road, east of Heritage Road and west of La Media 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.