

# City of Chula Vista

## Meeting Minutes - Final

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Tuesday, June 12, 2018

5:00 PM

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

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### SPECIAL MEETINGS OF THE SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY AND HOUSING AUTHORITY MEETING JOINTLY WITH THE CITY COUNCIL OF THE CITY OF CHULA VISTA

#### CALL TO ORDER

*A regular meeting of the City Council and special meetings of the Successor Agency to the Redevelopment Agency and Housing Authority of the City of Chula Vista were called to order at 5:05 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, Councilmember Padilla and Mayor Casillas Salas

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

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

*Councilmember Aguilar led the Pledge of Allegiance.*

*Mayor Casillas Salas announced, pursuant to AB 23, that she and each Councilmember would receive \$50 for their attendance at that Housing Authority meeting, which was held simultaneously with the City Council meeting.*

#### SPECIAL ORDERS OF THE DAY

- A. [18-0252](#) SPECIAL RECOGNITION OF DIEGO COVARRUBIAS FOR HIS HEROIC EFFORTS DURING A FIRE ON MAY 19, 2018

*Councilmember Aguilar presented a City of Champions Medal to Mr. Covarrubias. Chief Geering spoke regarding Mr. Covarrubias' actions and presented him with a Chula Vista Fire Department hat. Fire Battalion Chief Roberts announced a fundraiser for the family.*

- B. [18-0232](#) PRESENTATION BY CASTLE PARK HIGH SCHOOL STUDENTS IN THE ARCHITECTURE, CONSTRUCTION, AND ENGINEERING SAN DIEGO MENTOR PROGRAM

*Councilmember Diaz introduced the Castle Park High School Students. Castle Park High School Students Adrian Shivers, Kenya Solis, Jesus Gonzalez, Robert Miner, Samuel Trapsi, Josue Ramirez, and Aldo Chavira gave the presentation.*

- C. [18-0195](#) PRESENTATION ON THE CHULA VISTA CITY JAIL LIFE ENRICHMENT PROGRAM

*Lieutenant Redmond and Principal Recreation Manager Ellis gave a presentation on the item.*

- D. [18-0254](#) PRESENTATION OF A PROCLAMATION COMMENDING DIRECTOR OF PUBLIC WORKS RICK HOPKINS UPON 12 YEARS OF DEDICATED SERVICE

*Mayor Casillas Salas read the proclamation and Councilmember Padilla presented it to Director of Public Works Hopkins.*

- E. [18-0253](#) SPECIAL RECOGNITION OF THE OLYMPIAN HIGH SCHOOL EAGLES SOFTBALL TEAM AND THEIR COACH MIKE GROSS FOR THEIR CIF DIVISION TWO CHAMPIONSHIP TITLE

*Mayor Casillas Salas recognized the Olympian High School Eagles softball team and their Coach Mike Gross. Councilmembers McCann and Padilla presented the team with medals.*

- F. [18-0256](#) SPECIAL RECOGNITION OF THE HIGH TECH HIGH SCHOOL BRUINS SOFTBALL TEAM AND THEIR COACH ISAI GUERRERO FOR THEIR DIVISION IV CIF TITLE

*Mayor Casillas Salas recognized the High Tech High School Bruins softball team and their Coach Isai Guerrero. Councilmembers McCann and Padilla presented the team with medals.*

## **CONSENT CALENDAR (Items 1 - 6)**

1. [18-0240](#) WRITTEN COMMUNICATIONS
- A. Letter from Councilmember McCann requesting an excused absence from the February 13, 2018 council meeting.
- B. Letter of resignation from Jeremy Culuko, Human Relations Commission

**Recommended Action: Council excuse the absence and accept the resignation.**

2. [18-0233](#) APPROVAL OF MINUTES of February 27, and March 6 and 13, 2018

**Recommended Action: Council approve the minutes.**

3. [18-0206](#) RESOLUTION NO. 2018-094 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ACCEPTING A GRANT OF \$5,000 FROM SWEETWATER AUTHORITY TO FUND A RELAUNCH OF THE NATURESCAPE PROGRAM AND APPROPRIATING FUNDS THEREFOR (4/5 VOTE REQUIRED)

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

4. [18-0213](#) ORDINANCE OF THE CITY OF CHULA VISTA ADDING MUNICIPAL CODE SECTION 2.50.150 REGARDING SIGNERS OF WRITTEN ARGUMENTS FOR OR AGAINST BALLOT MEASURES (FIRST READING)

**Recommended Action: Council place the ordinance on first reading.**

5. [18-0226](#) RESOLUTION NO. 2018-095 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ACKNOWLEDGING GRANT REQUIREMENTS OF SANDAG TO IMPLEMENT AN EIGHTEEN MONTH PROGRAM FOCUSED ON ADDRESSING THREATS TO SENSITIVE PLANT SPECIES FOUND WITHIN RICE CANYON OPEN SPACE PRESERVE AREA, AND CONTINGENT UPON GRANT AWARD, ACCEPTING THE GRANT FUNDS, AUTHORIZING THE CITY MANAGER TO EXECUTE A GRANT AGREEMENT WITH SANDAG, ESTABLISHING A NEW CAPITAL IMPROVEMENT PROJECT "RICE CANYON SENSITIVE PLANT SPECIES" (CTY0230), AMENDING THE FISCAL YEAR 2018-19 CAPITAL IMPROVEMENT PROGRAM BUDGET, AND APPROPRIATING FUNDS THEREFOR (4/5 VOTE REQUIRED)

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

6. [18-0242](#) RESOLUTION NO. 2018-096 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA WAIVING THE CONSULTANT SELECTION PROCESS AND APPROVING A YOUTH COUNSELING SERVICES AGREEMENT BETWEEN THE CITY OF CHULA VISTA AND SOUTH BAY COMMUNITY SERVICES

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

### **Approval of the Consent Calendar**

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

**Yes:** 5 - Aguilar, Diaz, McCann, Padilla and Casillas Salas

**No:** 0

**Abstain:** 0

### **ITEMS REMOVED FROM THE CONSENT CALENDAR**

*There were none.*

### **PUBLIC COMMENTS**

*Craig Fujitsiu, Chula Vista resident, spoke in opposition to the cannabis ordinance.*

*Steven Pavka, Chula Vista resident, spoke regarding homelessness and school safety.*

**PUBLIC HEARINGS**

7. [18-0246](#) A. RESOLUTION NO. 2018-097 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ADOPTING THE OPERATING AND CAPITAL IMPROVEMENT BUDGETS FOR THE CITY OF CHULA VISTA FOR FISCAL YEAR 2018-19 AND APPROPRIATING FUNDS FOR THE FISCAL YEAR ENDING JUNE 30, 2019 EXCLUDING OPEN SPACE DISTRICTS: 1, 8, 9, 10, 20, EASTLAKE MAINTENANCE DISTRICT 1, COMMUNITY FACILITY DISTRICT 07M, CAPITAL IMPROVEMENT PROJECTS: STL0406, TRF0405, AND THE OTHER EXPENSES CATEGORY OF THE NON-DEPARTMENTAL BUDGET IN THE GENERAL FUND
- B. RESOLUTION NO. 2018-098 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ADOPTING THE OPERATING BUDGET FOR THE OTHER EXPENSES CATEGORY OF THE NON-DEPARTMENTAL BUDGET IN THE GENERAL FUND AND EASTLAKE MAINTENANCE DISTRICT 1 FOR FISCAL YEAR 2018-19 AND APPROPRIATING FUNDS FOR THE FISCAL YEAR ENDING JUNE 30, 2019
- C. RESOLUTION NO. 2018-099 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ADOPTING THE OPERATING BUDGET FOR COMMUNITY FACILITY DISTRICT 07M FOR FISCAL YEAR 2018-19 AND APPROPRIATING FUNDS FOR THE FISCAL YEAR ENDING JUNE 30, 2019
- D. RESOLUTION NO. 2018-100 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ADOPTING THE OPERATING BUDGET FOR OPEN SPACE DISTRICT 20 FOR FISCAL YEAR 2018-19 AND APPROPRIATING FUNDS FOR THE FISCAL YEAR ENDING JUNE 30, 2019
- E. RESOLUTION NO. 2018-101 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ADOPTING CAPITAL IMPROVEMENT BUDGETS FOR CIP PROJECTS STL0406 AND TRF0405 AND OPEN SPACE DISTRICTS 9 AND 10 FOR FISCAL YEAR 2018-19 AND APPROPRIATING FUNDS FOR THE FISCAL YEAR ENDING JUNE 30, 2019
- F. RESOLUTION NO. 2018-005 OF THE HOUSING AUTHORITY OF THE CITY OF CHULA VISTA ADOPTING THE OPERATING BUDGET FOR THE HOUSING AUTHORITY FOR FISCAL YEAR 2018-19 AND APPROPRIATING FUNDS FOR THE FISCAL YEAR ENDING JUNE 30, 2019

G. RESOLUTION NO. 2018-002 OF THE SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY OF THE CITY OF CHULA VISTA ADOPTING THE OPERATING BUDGETS FOR THE SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY FOR FISCAL YEAR 2018-19 AND APPROPRIATING FUNDS FOR THE FISCAL YEAR ENDING JUNE 30, 2019

H. RESOLUTION NO. 2018-102 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AMENDING THE COMPENSATION SCHEDULE AND CLASSIFICATION PLAN TO REFLECT THE ADDITION OF VARIOUS POSITION TITLES AND CHANGES IN SALARY AS REFLECTED IN THE FISCAL YEAR 2018-19 OPERATING BUDGET

I. RESOLUTION NO. 2018-103 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE FISCAL YEAR 2018-2019 COMPENSATION SCHEDULE EFFECTIVE JULY 6, 2018, AS REQUIRED BY CALIFORNIA CODE OF REGULATIONS, TITLE 2, SECTION 570.5

J. ORDINANCE OF THE CITY OF CHULA VISTA AMENDING CHULA VISTA MUNICIPAL CODE SECTION 2.05.010 RELATING TO THE ESTABLISHMENT OF UNCLASSIFIED POSITIONS TO ADD PUBLIC WORKS SUPERINTENDENT (FIRST READING) (4/5 VOTE REQUIRED)

K. RESOLUTION NO. 2018-104 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ADOPTING THE OPERATING BUDGET FOR OPEN SPACE DISTRICT 8 FOR FISCAL YEAR 2018-19 AND APPROPRIATING FUNDS FOR THE FISCAL YEAR ENDING JUNE 30, 2019

L. RESOLUTION NO. 2018-105 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ADOPTING THE OPERATING BUDGET FOR OPEN SPACE DISTRICT 1 FOR FISCAL YEAR 2018-19 AND APPROPRIATING FUNDS FOR THE FISCAL YEAR ENDING JUNE 30, 2019

*Notice of the hearing was given in accordance with legal requirements, and the hearing was held on the date and no earlier than the time specified in the notice.*

*City Attorney Googins announced that a revised staff report and revised resolutions for Item 7 had been distributed to the Council to account for various conflicts of interest. He announced that the following councilmembers would abstain from voting on the items indicated due to potential property-related conflicts of interest: Councilmember Aguilar on Items 7D and 7K; Deputy Mayor McCann on Items 7C, 7D, and 7L; Councilmember Padilla on Items 7B and 7C; and Mayor Casillas Salas on Item 7E.*

*Finance Director Bilby spoke regarding the item. Staff answered questions from the Council.*

*Mayor Casillas Salas opened the public hearing.*

*The following members of the public spoke in support of the funding included in the budget for a feasibility study of community choice energy or other option to support clean energy:*

*-Kathy Cappos-Hardy, Chula Vista resident  
-Carolyn Scofield, Chula Vista resident  
-Raechel Kadoya, Chula Vista business owner  
-Sebastian Sarria, representing the Climate Action Campaign*

*Patty Huffman, Chula Vista resident, submitted a request to speak but was not present when called.*

*There being no further members of the public who wished to speak, Mayor Casillas Salas closed the public hearing.*

**ACTION:** A motion was made by Councilmember McCann, seconded by Mayor Casillas Salas, to adopt Council Resolution Nos. 2018-097 (Item 7A) and 2018-102 through 2018-103 (Items 7H through 7I), Housing Authority Resolution No. 2018-005 (Item 7F), Successor Agency Resolution No. 2018-002 (Item 7G), and place the above ordinance (Item 7J) on first reading, headings read, text waived. The motion carried by the following vote:

**Yes:** 5 - Aguilar, Diaz, McCann, Padilla and Casillas Salas

**No:** 0

**Abstain:** 0

*Councilmember Padilla left the dais during voting on Items 7B and 7C.*

**ACTION:** A motion was made by Mayor Casillas Salas, seconded by Councilmember McCann, to adopt Resolution No. 2018-098 (Item 7B), heading read, text waived. The motion carried by the following vote:

**Yes:** 4 - Aguilar, Diaz, McCann and Casillas Salas

**No:** 0

**Abstain:** 1 - Padilla

*Councilmember McCann left the dais during voting on Items 7C and 7D.*

**ACTION:** A motion was made by Councilmember Aguilar, seconded by Deputy Mayor Diaz, to adopt Resolution No. 2018-099 (Item 7C), heading read, text waived. The motion carried by the following vote:

**Yes:** 3 - Aguilar, Diaz and Casillas Salas

**No:** 0

**Abstain:** 2 - McCann and Padilla

*Councilmember Padilla returned to the dais. Councilmember Aguilar left the dais during voting on Item 7D.*

**ACTION:** A motion was made by Deputy Mayor Diaz, seconded by Councilmember Padilla, to adopt Resolution No. 2018-100 (Item 7D), heading read, text waived. The motion carried by the following vote:

**Yes:** 3 - Diaz, Padilla and Casillas Salas

**No:** 0

**Abstain:** 2 - Aguilar and McCann

*Councilmembers Aguilar and McCann returned to the dais. Mayor Casillas Salas left the dais and Deputy*

*Mayor Diaz led the voting on Item 7E.*

**ACTION:** A motion was made by Councilmember McCann, seconded by Councilmember Aguilar, to adopt Resolution No. 2018-101 (Item 7E), heading read, text waived. The motion carried by the following vote:

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

**No:** 0

**Abstain:** 1 - Casillas Salas

*Mayor Casillas Salas returned to the dais. Councilmember Aguilar left the dais during voting on Item 7K*

**ACTION:** A motion was made by Councilmember McCann, seconded by Deputy Mayor Diaz, to adopt Resolution No. 2018-104 (Item 7K), heading read, text waived. The motion carried by the following vote:

**Yes:** 4 - Diaz, McCann, Padilla and Casillas Salas

**No:** 0

**Abstain:** 1 - Aguilar

*Councilmember Aguilar returned to the dais. Councilmember McCann left the dais during voting on Item 7L.*

**ACTION:** A motion was made by Mayor Casillas Salas, seconded by Councilmember Aguilar, to adopt Resolution No. 2018-105 (Item 7L), heading read, text waived. The motion carried by the following vote:

**Yes:** 4 - Aguilar, Diaz, Padilla and Casillas Salas

**No:** 0

**Abstain:** 1 - McCann

*Councilmember McCann returned to the dais.*

## **ACTION ITEMS**

8. [18-0176](#) A. QUARTERLY FINANCIAL REPORT FOR THE QUARTER ENDING MARCH 31, 2018

B. RESOLUTION NO. 2018-106 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA MAKING VARIOUS AMENDMENTS TO THE FISCAL YEAR 2017-18 BUDGET TO ADJUST FOR VARIANCES AND APPROPRIATING FUNDS THEREFOR (4/5 VOTE REQUIRED)

*Finance Director Bilby and Budget Manager Prendell gave the presentation.*

**ACTION:** A motion was made by Mayor Casillas Salas, seconded by Councilmember McCann, to accept the above report and adopt Resolution No. 2018-106, headings read, text waived. The motion carried by the following vote:

**Yes:** 5 - Aguilar, Diaz, McCann, Padilla and Casillas Salas

**No:** 0

**Abstain:** 0

## CITY MANAGER'S REPORTS

*City Manager Halbert spoke regarding the upcoming budget year.*

## MAYOR'S REPORTS

*Mayor Casillas Salas thanked the voters for approving Measure A.*

9. [18-0230](#) CONSIDERATION OF RATIFICATION OF REAPPOINTMENTS TO THE FOLLOWING BOARDS AND COMMISSIONS:

A. REAPPOINTMENTS TO FIRST TERM

(initial term less than 2 years)

Bobby Erdmann, Commission on Aging

Sophia Gray, Cultural Arts Commission

Christianne Penunuri, Cultural Arts Commission

Jennifer Bustamante, Housing Advisory Commission

Patrick Macfarland, Housing Advisory Commission

Audrey Bordeaux, Human Relations Commission

Petrina Branch, Human Relations Commission

Ricardo Medina, Human Relations Commission

Edward Legaspi, Sustainability Commission

B. REAPPOINTMENTS TO SECOND TERM

Victor Esquer, Board of Ethics

Fernando Kish, Board of Ethics

Maryann Hernandez, Board of Library Trustees

Michael De La Rosa, Charter Review Commission

Karen Daniels, Cultural Arts Commission

Ana Melgoza, Healthy Chula Vista Advisory Commission

Lorena Quiroz, Healthy Chula Vista Advisory Commission

Marivic Lisama, Housing Advisory Commission

Nimpa Akana, International Friendship Commission

Sally Boucree, International Friendship Commission

Jorge Marroquin, Safety Commission

David Marshall, Safety Commission

**ACTION:** A motion was made by Councilmember McCann, seconded by Councilmember Padilla, to ratify the above reappointments to first terms (Item 9A). The motion carried by the following vote:

**Yes:** 5 - Aguilar, Diaz, McCann, Padilla and Casillas Salas

**No:** 0

**Abstain:** 0



**ACTION:** A motion was made by Councilmember McCann, seconded by Councilmember Aguilar, to ratify the above reappointments to second terms (Item 9B). The motion carried by the following vote:

**Yes:** 5 - Aguilar, Diaz, McCann, Padilla and Casillas Salas

**No:** 0

**Abstain:** 0

*Mayor Casillas Salas spoke regarding the following recent events: Older Americans Month, a Flag Day celebration, the annual Women of Valor celebration and she recognized Holocaust survivor Ruth Sax, and the 92nd annual installation of the Rotary.*

## COUNCILMEMBERS' COMMENTS

*Councilmember McCann congratulated the students who recently promoted and graduated.*

*Deputy Mayor Diaz spoke regarding the recent Peace Run at Castle Park Middle School and read letters from the students.*

*Councilmember Padilla thanked City Manager Halbert and staff for their work on the budget process. He spoke regarding the California Coastal Commission's recent meeting in Chula Vista and recognized Senior Council Aide Cruz for his coordination of the event. He congratulated the successful candidates of the June election and thanked the public who supported Measure A.*

## CITY ATTORNEY'S REPORTS

*City Attorney Googins reported on the status of the "Tax Fairness, Transparency, and Accountability Act of 2018," and its potential impact on Measure A.*

*City Attorney Googins announced that the Council would convene in closed session to discuss Items 10, 11, and 13. He stated Item 12 would be continued to the meeting of June 19, 2018.*

*Mayor Casillas Salas recessed the meeting at 7:05 p.m. The Council reconvened in closed session at 7:11 p.m., with all members present.*

## 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.

10. [18-0237](#) CONFERENCE WITH LEGAL COUNSEL REGARDING EXISTING LITIGATION PURSUANT TO GOVERNMENT CODE SECTION 54956.9 (d)(1)

Name of case: City of Chula Vista v. Salvador Parra, et al., San Diego Superior Court, Case No. 37-2017-32183-CU-MC-CTL

**ACTION:** Reportable action pending finalization of settlement agreement.

11. [18-0241](#) CONFERENCE WITH LEGAL COUNSEL--ANTICIPATED LITIGATION  
Initiation of litigation pursuant to Government Code Section 54956.9(d)(4):

One [1] Case. CalExpress

**ACTION:** No reportable action.

12. [18-0249](#) CONFERENCE WITH LEGAL COUNSEL--ANTICIPATED LITIGATION  
Significant exposure to litigation pursuant to Government Code Section 54956.9(d)(2):

One [1] Case. Just Construction, Inc.

*Item 12 was continued to the meeting of June 19, 2018.*

13. [18-0255](#) CONFERENCE WITH REAL PROPERTY NEGOTIATORS PURSUANT  
TO GOVERNMENT CODE SECTION 54956.8

Property:	318 4th Ave, Chula Vista, CA.
Agency Negotiators:	Rick Ryals and Eric Crockett
Negotiating Parties:	City of Chula Vista and Heritage Group
Under Negotiation:	Price and Terms for Acquisition

**ACTION:** No reportable action.

## ADJOURNMENT

*At 7:45 p.m., the meeting was adjourned to the Regular City Council Meeting on June 19, 2018, at 5:00 p.m., in the Council Chambers.*

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Kerry K. Bigelow, MMC, City Clerk