

City of Chula Vista

Meeting Minutes - Final

Tuesday, June 26, 2018

5:00 PM

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

REGULAR MEETING OF THE CITY COUNCIL

CALL TO ORDER

A regular meeting of the City Council of the City of Chula Vista was called to order at 5:04 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 Records Manager Turner

PLEDGE OF ALLEGIANCE TO THE FLAG AND MOMENT OF SILENCE

Deputy Mayor Diaz led the Pledge of Allegiance.

CONSENT CALENDAR (Items 1 - 4)

Items 4A and 4B were removed from the Consent Calendar at the request of a member of the public.

City Attorney Googins announced that the following Councilmembers would abstain from voting on the items indicated due to potential property-related conflicts of interest: Mayor Casillas Salas on Item 4C, Councilmember Aguilar on Items 4D and 4E, Councilmember McCann on Items 4E and 4F; and Councilmember Padilla on Item 4G.

1. [18-0280](#) APPROVAL OF MINUTES of April 10, 2018, 5:00 p.m. and 5:30 p.m.

Recommended Action: Council approve the minutes.
2. [18-0277](#) WRITTEN COMMUNICATIONS

Memo from Mayor Casillas Salas requesting an excused absence from the June 19, 2018 council meeting.

Recommended Action: Council excuse the absence.
3. [18-0266](#) ORDINANCE NO. 3428 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 (SECOND READING AND ADOPTION) (4/5 VOTE REQUIRED)

Recommended Action: Council adopt the ordinance.

Items 4A and 4B were removed from the Consent Calendar.

4. [18-0222](#)

A. RESOLUTION NO. 2018-117 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA INITIATING PROCEEDINGS FOR THE LEVY AND COLLECTION OF ASSESSMENTS FOR FISCAL YEAR 2018-19 FOR OPEN SPACE DISTRICTS 1 THROUGH 11, 14, 15, 17, 18, 20 (ZONES 1 THROUGH 9), 23, 24, 26, 31, 33, EASTLAKE MAINTENANCE DISTRICT (ZONES A THROUGH E), BAY BOULEVARD MAINTENANCE DISTRICT, AND TOWN CENTRE MAINTENANCE DISTRICT PURSUANT TO THE LANDSCAPING AND LIGHTING ACT OF 1972

B. RESOLUTION NO. 2018-118 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE ENGINEER'S REPORT; DECLARING THE INTENTION TO LEVY AND COLLECT ASSESSMENTS; AND SETTING A PUBLIC HEARING REGARDING THE FISCAL YEAR 2018-19 ASSESSMENTS FOR OPEN SPACE DISTRICTS 2 THROUGH 7, 11, 14, 15, 17, 18, 20 (ZONES 1 THROUGH 6, 8, AND 9), 23, 24, 26, 31, 33, EASTLAKE MAINTENANCE DISTRICT NO 1 (ZONES A, B, D, AND E), AND BAY BOULEVARD MAINTENANCE DISTRICT

C. RESOLUTION NO. 2018-119 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE ENGINEER'S REPORT; DECLARING THE INTENTION TO LEVY AND COLLECT ASSESSMENTS; AND SETTING A PUBLIC HEARING REGARDING THE FISCAL YEAR 2018-19 ASSESSMENTS FOR OPEN SPACE DISTRICTS 9, 10 AND TOWN CENTRE MAINTENANCE DISTRICT

D. RESOLUTION NO. 2018-120 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE ENGINEER'S REPORT; DECLARING THE INTENTION TO LEVY AND COLLECT ASSESSMENTS; AND SETTING A PUBLIC HEARING REGARDING THE FISCAL YEAR 2018-19 ASSESSMENTS FOR OPEN SPACE DISTRICT 8

E. RESOLUTION NO. 2018-121 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE ENGINEER'S REPORT; DECLARING THE INTENTION TO LEVY AND COLLECT ASSESSMENTS; AND SETTING A PUBLIC HEARING REGARDING THE FISCAL YEAR 2018-19 ASSESSMENTS FOR OPEN SPACE DISTRICT 20 (ZONE 7)

F. RESOLUTION NO. 2018-122 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE ENGINEER'S REPORT; DECLARING THE INTENTION TO LEVY AND COLLECT

ASSESSMENTS; AND SETTING A PUBLIC HEARING REGARDING THE FISCAL YEAR 2018-19 ASSESSMENTS FOR OPEN SPACE DISTRICT 1

G. RESOLUTION NO. 2018-123 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE ENGINEER'S REPORT; DECLARING THE INTENTION TO LEVY AND COLLECT ASSESSMENTS; AND SETTING A PUBLIC HEARING REGARDING THE FISCAL YEAR 2018-19 ASSESSMENTS FOR EASTLAKE MAINTENANCE DISTRICT NO. 1 (ZONE C)

Recommended Action: Council adopt the resolutions and set the public hearing for July 24, 2018.

Approval of the Consent Calendar

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

Items 1 through 3:

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

No: 0

Abstain: 0

ACTION: Items 4A and 4B were removed from the Consent Calendar.

Item 4C:

Yes: 4 - Aguilar, Diaz, McCann and Padilla

No: 0

Abstain: 1 - Casillas Salas

ACTION: Item 4D:

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

No: 0

Abstain: 1 - Aguilar

ACTION: Item 4E:

Yes: 3 - Diaz, Padilla and Casillas Salas

No: 0

Abstain: 2 - Aguilar and McCann

ACTION: Item 4F:

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

No: 0

Abstain: 1 - McCann

ACTION: Item 4G:**Yes:** 4 - Aguilar, Diaz, McCann and Casillas Salas**No:** 0**Abstain:** 1 - Padilla**ITEMS REMOVED FROM THE CONSENT CALENDAR**

4. [18-0222](#) A. RESOLUTION NO. 2018-117 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA INITIATING PROCEEDINGS FOR THE LEVY AND COLLECTION OF ASSESSMENTS FOR FISCAL YEAR 2018-19 FOR OPEN SPACE DISTRICTS 1 THROUGH 11, 14, 15, 17, 18, 20 (ZONES 1 THROUGH 9), 23, 24, 26, 31, 33, EASTLAKE MAINTENANCE DISTRICT (ZONES A THROUGH E), BAY BOULEVARD MAINTENANCE DISTRICT, AND TOWN CENTRE MAINTENANCE DISTRICT PURSUANT TO THE LANDSCAPING AND LIGHTING ACT OF 1972
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20 (ZONE 7)

F. RESOLUTION NO. 2018-122 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE ENGINEER'S REPORT; DECLARING THE INTENTION TO LEVY AND COLLECT ASSESSMENTS; AND SETTING A PUBLIC HEARING REGARDING THE FISCAL YEAR 2018-19 ASSESSMENTS FOR OPEN SPACE DISTRICT 1

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Marianne Gibson, Chula Vista resident, spoke regarding maintenance services in Open Space District 11.

ACTION: A motion was made by Councilmember Aguilar, seconded by Councilmember Diaz, that Resolution Nos. 2018-117 (Item 4A) and 2018-118 (Item 4B) be adopted, headings read, text waived. The motion carried by the following vote:

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

No: 0

Abstain: 0

PUBLIC COMMENTS

John Humiston, Chula Vista resident, expressed concern regarding commercial marijuana activity.

PUBLIC HEARINGS

5. [18-0104](#)
 - A. RESOLUTION NO. 2018-124 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ADOPTING THE TRANSNET LOCAL STREET IMPROVEMENT PROGRAM OF PROJECT CHV 48 FOR FISCAL YEARS 2018-19 THROUGH 2022-23 FOR INCLUSION IN THE REGIONAL TRANSPORTATION IMPROVEMENT PROGRAM AND PROVIDING THE CERTIFICATION AND INDEMNITY STATEMENTS NECESSARY TO OBTAIN TRANSNET FUNDS
 - B. RESOLUTION NO. 2018-125 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ADOPTING THE TRANSNET LOCAL STREET IMPROVEMENT PROGRAM OF PROJECT CHV 80 FOR FISCAL YEARS 2018-19 THROUGH 2022-23 FOR INCLUSION IN THE REGIONAL TRANSPORTATION IMPROVEMENT PROGRAM AND PROVIDING THE CERTIFICATION AND INDEMNITY STATEMENTS NECESSARY TO OBTAIN TRANSNET FUNDS

C. RESOLUTION NO. 2018-126 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ADOPTING THE TRANSNET LOCAL STREET IMPROVEMENT PROGRAM OF PROJECTS EXCEPT FOR PROJECTS CHV 48 AND CHV 80 FOR FISCAL YEARS 2018-19 THROUGH 2022-23 FOR INCLUSION IN THE REGIONAL TRANSPORTATION IMPROVEMENT PROGRAM AND PROVIDING THE CERTIFICATION AND INDEMNITY STATEMENTS NECESSARY TO OBTAIN TRANSNET FUNDS, APPROVING ADMINISTRATIVE TRANSFERS AS REQUIRED BY SANDAG, REDUCING CTY0228 BY \$36,921 IN TRANSNET FUNDS AND APPROPRIATING THE EQUIVALENT AMOUNT IN TRANSNET FUNDS TO STL0423 (4/5 VOTE REQUIRED)

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 the following Councilmembers would abstain from voting on the items indicated due to potential property-related conflicts of interest: Mayor Casillas Salas on Items 5A and 5B, and Councilmember McCann on Item 5A.

Mayor Casillas Salas opened the public hearing.

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

Mayor Casillas Salas and Councilmember McCann left the dais at 5:24 p.m.

ACTION: A motion was made by Councilmember Padilla, seconded by Councilmember Aguilar, to adopt Resolution No. 2018-124 (Item 5A), heading read, text waived. The motion carried by the following vote:

Yes: 3 - Aguilar, Diaz and Padilla

No: 0

Abstain: 2 - McCann and Casillas Salas

Councilmember McCann returned to the dais at 5:26 p.m.

ACTION: A motion was made by Councilmember McCann, seconded by Councilmember Aguilar, to adopt Resolution No. 2018-125 (Item 5B), 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 at 5:27 p.m.

ACTION: A motion was made by Councilmember McCann, seconded by Councilmember Aguilar, to adopt Resolution No. 2018-126 (Item 5C), heading 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 reported on the Supreme Court ruling of the Wayfair vs. South Dakota sales tax case.

MAYOR'S REPORTS

Mayor Casillas Salas spoke regarding the following events: Urban Land Institute presentation regarding the Chula Vista Bayfront Master Plan, the ICLEI World Congress in Montreal, the upcoming First Friday Breakfast, the 4th Fest at the Elite Athlete Training Center, and Chula Vista Summer Nights.

COUNCILMEMBERS' COMMENTS

Councilmember McCann spoke regarding the ribbon cutting ceremony at the Elite Athlete Training Center dorms and he thanked Chili's restaurant for sponsoring a daddy-daughter event.

Deputy Mayor Diaz spoke regarding the legalization of commercial cannabis activity.

Councilmember Padilla congratulated the Elite Athlete Training Center on its dorms. He also spoke regarding communication related to varied political viewpoints.

At the request of Councilmember Aguilar, there was consensus of the Council to add an item to the agenda for the meeting of July 10, 2018, to consider a resolution regarding the issue of separating families and the importance of keeping families together.

CITY ATTORNEY'S REPORTS

City Attorney Googins spoke regarding the opening of the Elite Athlete Training Center dorms and thanked staff for their involvement.

ADJOURNMENT

At 5:47 p.m., the meeting was adjourned to the Regular City Council Meeting on July 10, 2018, at 5:00 p.m., in the Council Chambers.

Kerry K. Bigelow, MMC, City Clerk