



## MEETING OF THE CITY COUNCIL

# Agenda

John McCann, Mayor  
Carolina Chavez, Councilmember – District 1  
Jose Preciado, Councilmember – District 2  
Alonso Gonzalez, Councilmember – District 3  
Andrea Cardenas, Councilmember – District 4

Maria V. Kachadoorian, City Manager  
Kerry K. Bigelow, City Clerk

### REGULAR MEETING OF THE CITY COUNCIL

**Date:** Tuesday, October 3, 2023, 5:00 p.m.  
**Location:** Council Chambers, 276 Fourth Avenue, Chula Vista, CA

**View the Meeting Live in English & Spanish:** [chulavistaca.gov/councilmeetings](https://www.chulavistaca.gov/councilmeetings)  
Cox channel 24 in English only  
Free Spanish interpretation is available onsite

### Welcome to your City Council Meeting

**PUBLIC COMMENTS:** Public comments may be submitted to the City Council in the following ways:

- **In-Person.** The community is welcome to make public comments at this City Council meeting.
- **Submit an eComment:** Visit [www.chulavistaca.gov/councilmeetings](https://www.chulavistaca.gov/councilmeetings), locate the meeting and click the comment bubble icon. Select the item and click "Leave Comment." eComments can be submitted until the conclusion of public comments for the item and are viewable online upon submittal. If you have difficulty submitting eComments, email comments to: [cityclerk@chulavistaca.gov](mailto:cityclerk@chulavistaca.gov).

**HOW TO WATCH:** Live stream is available at [www.chulavistaca.gov/councilmeetings](https://www.chulavistaca.gov/councilmeetings). To switch the video to Spanish, please click on "ES" in the bottom right hand corner. Meetings are available anytime on the City's website (English and Spanish). In addition, closed captioning is available in both languages.

**ACCESSIBILITY:** Individuals with disabilities or special needs are invited to request modifications or accommodations to access and/or participate in a City meeting by contacting the City Clerk's Office at [cityclerk@chulavistaca.gov](mailto:cityclerk@chulavistaca.gov) or (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.

**SPEAKER TIME LIMITS:** The time allotted for speakers may be adjusted by the Mayor.

- Five minutes\* for specific items listed on the agenda
- Three minutes\* for items NOT on the agenda (called to speak during Public Comments)
- A group of individuals may select a spokesperson to speak on their behalf on an agenda item, waiving their option to speak individually on the same item. Generally, five minutes are allotted per person, up to a limit of 30 minutes, although the limits may be adjusted. Members of the group must be present.

*\*Individuals who use a translator will be allotted twice the amount of time.*

## GETTING TO KNOW YOUR AGENDA

### Agenda Sections:

**CONSENT CALENDAR** items are routine items that are not expected to prompt discussion. All items are considered for approval at the same time with one vote. Councilmembers and staff may request items be removed and members of the public may submit a speaker slip if they wish to comment on an item. Items removed from the Consent Calendar are discussed after the vote on the remaining Consent Calendar items.

**PUBLIC COMMENT** provides the public with an opportunity to address the Council on any matter not listed on the agenda that is within the jurisdiction of the Council. In compliance with the Brown Act, the Council cannot take action on matters not listed on the agenda.

**PUBLIC HEARINGS** are held on matters specifically required by law. The Mayor asks for presentations from staff and from the proponent or applicant involved (if applicable) in the matter under discussion. Following questions from the Councilmembers, the Mayor opens the public hearing and asks for public comments. The hearing is closed, and the City Council may discuss and take action.

**ACTION ITEMS** are items that are expected to cause discussion and/or action by the Council but do not legally require a Public Hearing. Staff may make a presentation and Councilmembers may ask questions of staff and the involved parties before the Mayor invites the public to provide input.

**CLOSED SESSION** may only be attended by members of the Council, support staff, and/or legal counsel. The most common purpose of a Closed Session is to avoid revealing confidential information that may prejudice the legal or negotiating position of the City or compromise the privacy interests of employees. Closed sessions may be held only as specifically authorized by law.

### Council Actions:

**RESOLUTIONS** are formal expressions of opinion or intention of the Council and are usually effective immediately.

**ORDINANCES** are laws adopted by the Council. Ordinances usually amend, repeal or supplement the Municipal Code; provide zoning specifications; or appropriate money for specific purposes. Most ordinances require two hearings: an introductory hearing, generally followed by a second hearing at the next regular meeting. Most ordinances go into effect 30 days after the final approval.

**PROCLAMATIONS** are issued by the City to honor significant achievements by community members, highlight an event, promote awareness of community issues, and recognize City employees.

1. CALL TO ORDER
2. ROLL CALL
3. PLEDGE OF ALLEGIANCE TO THE FLAG AND MOMENT OF SILENCE
4. CONSENT CALENDAR (Items 4.1 through 4.10)

*All items listed under the Consent Calendar are considered and acted upon by one motion. Anyone may request an item be removed for separate consideration.*

**RECOMMENDED ACTION:**

Council approve the recommended action on the below consent calendar items.

**4.1 Approval of Meeting Minutes**

**RECOMMENDED ACTION:**

Approve the minutes dated: September 19, 2023

**4.2 Waive Reading of Text of Resolutions and Ordinances**

**RECOMMENDED ACTION:**

Approve a motion to read only the title and waive the reading of the text of all resolutions and ordinances at this meeting.

**4.3 Consideration of Requests for Excused Absences**

**RECOMMENDED ACTION:**

Consider requests for excused absences as appropriate.

**4.4 Labor Relations: Adopt an Ordinance Establishing Traffic Control Worker Minimum Wage (Second Reading and Adoption)**

**Report Number:** 23-0264

**Location:** No specific geographic location

**Department:** City Manager

**Environmental Notice:** This activity is not a "Project" as defined under Section 15378 of the California Environmental Quality Act ("CEQA") State Guidelines; therefore, pursuant to State Guidelines Section 15060(c)(3) no environmental review is required.

**RECOMMENDED ACTION:**

Adopt an ordinance adding Chapter 2.73, "Traffic Control Worker Minimum Wage" to Title 2 of the Chula Vista Municipal Code to establish a traffic control worker minimum wage. **(Second Reading and Adoption) (4/5 Vote Required)**

- 4.5 Contract Award and Appropriation: Award a Public Works Contract to SCW Contracting Corporation for the “Sewer Force Main at G Street Pump Station and G Street Pump Station Upgrade (SWR0275 and SWR0309)” Project and Appropriate Funds for that Purpose**  
**Report Number: 22-0233**

**Location:** G Street, between Marina Parkway and Bay Boulevard

**Department:** Engineering & Capital Projects

**Environmental Notice:** The Project qualifies for a Categorical Exemption pursuant to the California Environmental Quality Act State Guidelines Section 15301 Class 1 (Existing Facilities); Section 15302 Class 2 (Replacement or Reconstruction); and Section 15303 class 3 (New Construction or Conversion of Small Structures).

**RECOMMENDED ACTION:**

Adopt a resolution awarding a public works contract to SCW Contracting Corporation for the “Sewer Force Main at G Street Pump Station and G Street Pump Station Upgrade (SWR0275 and SWR0309)” project in the amount of \$10,459,985 and appropriating Trunk Sewer Reserve funds to cover the projected costs of the construction phase of the project. **(4/5 Vote Required)**

- 4.6 Grant Award and Appropriation: Accept Grant Funds from the Federal Emergency Management Agency for the Assistance to Firefighters Grant and Appropriate Funds For that Purpose**  
**Report Number: 23-0257**

**Location:** No specific geographic location

**Department:** Fire

**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

**RECOMMENDED ACTION:**

Adopt a resolution accepting the Federal Emergency Management Agency Assistance to Firefighters Grant of \$78,945, matching with ten percent City funds of \$7,895, and appropriating funds for that purpose. **(4/5 Vote Required)**

- 4.7 Grant Award and Appropriation: Accept and Appropriate Grant Funds from the California Office of Traffic Safety for the Emergency Medical Services (EMS) First Responder Equipment Program**  
**Report Number: 23-0258**

**Location:** No specific geographic location

**Department:** Fire

**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.

**RECOMMENDED ACTION:**

Adopt a resolution accepting \$50,000 of grant funding from the California Office of Traffic Safety and appropriating \$50,000 to the capital category of the Fire Grants Section of the Federal Grants Fund. **(4/5 Vote Required)**

- 4.8 Agreement: Approve an Agreement with AutoReturn US, LLC to Provide a Towing and Impound Management Software Solution**  
**Report Number: 23-0262**

**Location:** No specific geographic location

**Department:** Police

**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.

**RECOMMENDED ACTION:**

Adopt a resolution waiving the competitive formal bid requirement and approving a service agreement with AutoReturn US, LLC to provide towing and impound management software solution for the Police Department.

- 4.9 Grant Award and Appropriation: Accept Grant Funds from the California Office of Traffic Safety for the Selective Traffic Enforcement Program and Amend the Fiscal Year 2023/24 Budget For that Purpose**  
**Report Number: 23-0263**

**Location:** No specific geographic location

**Department:** Police

**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.

**RECOMMENDED ACTION:**

Adopt a resolution accepting \$565,000 from the California Office of Traffic Safety and appropriating \$428,986 to the Police Grants Section of the Federal Grants Fund for the Selective Traffic Enforcement Program. **(4/5 Vote Required)**

- 4.10 Agreement: Approve an Agreement with Disability Access Consultants, LLC for Americans with Disabilities Act Self-Evaluation and Transition Plan Update Services**  
**Report Number: 23-0269**

**Location:** No specific geographic location

**Department:** City Manager

**Environmental Notice:** This activity is not a "Project" as defined under Section 15378 of the California Environmental Quality Act ("CEQA") State Guidelines; therefore, pursuant to State Guidelines Section 15060(c)(3) no environmental review is required.

**RECOMMENDED ACTION:**

Adopt a resolution approving an agreement with Disability Access Consultants, LLC, for Americans with Disabilities Act Self-Evaluation and Transition Plan Update Services.

**5. PUBLIC COMMENTS**

*The public may address the Council on any matter within the jurisdiction of the Council but not on the agenda.*

**6. CITY MANAGER'S REPORTS****7. MAYOR'S REPORTS****8. COUNCILMEMBERS' COMMENTS****9. CITY ATTORNEY'S REPORTS****10. CLOSED SESSION**

*Announcements of actions taken in Closed Sessions shall be made available by noon on the next business day following the Council meeting at the City Attorney's office in accordance with the Ralph M. Brown Act (Government Code 54957.7)*

**10.1 Conference with Legal Counsel Regarding Existing Litigation Pursuant to Government Code Section 54956.9(d)(1):**

Name of case: American Medical Response West v. CA Dept of Healthcare Services, Sacramento Superior Court, Case No. 34-2021-80003757-CU-WM-GDS.

**11. ADJOURNMENT**

*to the regular City Council workshop on October 5, 2023, at 4:00 p.m. in the Council Chambers; and then the regular City Council meeting on October 17, 2023 at 5:00 p.m. in the Council Chambers.*

*Materials provided to the City Council related to an open session item on this agenda are available for public review, please contact the Office of the City Clerk at [cityclerk@chulavistaca.gov](mailto:cityclerk@chulavistaca.gov) or (619) 691-5041.*

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