



MEETING OF THE CITY COUNCIL

Agenda

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

Maria V. Kachadoorian, City Manager
Marco A. Verdugo, City Attorney
Kerry K. Bigelow, City Clerk

Date: Tuesday, October 1, 2024, 5:00 p.m.
Location: Council Chambers, 276 Fourth Avenue, Chula Vista, CA

REGULAR CITY COUNCIL MEETING

Watch live in English and Spanish: chulavistaca.gov/councilmeetings or Cox Ch. 24 (English only).
Free Spanish interpretation is available on-site.

In-Person Public Comments: Submit a request to speak to City Clerk staff before the close of the public comment period on an item or before the close of the general Public Comment period for non-agenda items.

Electronic Public Comments: At chulavistaca.gov/councilmeetings, locate the meeting and click the comment bubble icon. Select the item and click "Leave Comment." You may also email cityclerk@chulavistaca.gov. eComments, emails, and other written comments must be received by noon for a regular City Council meeting.

Watch Live or Recorded (English and Spanish): Visit chulavistaca.gov/councilmeetings. Click "ES" at the bottom to switch to Spanish. Closed captioning is available in both languages.

Accessibility: In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the City Clerk's Office at cityclerk@chulavistaca.gov or (619) 691-5041. Providing at least 48 hours' notice will help ensure that reasonable arrangements can be made.

Gov. Code § 84308: Parties to any proceeding involving a license, permit, or other entitlement for use pending before the City Council must disclose any campaign contribution over \$250 (aggregated) within the preceding 12 months made by the party, their agent, and those required to be aggregated with their contributions under Gov. Code § 82015.5. The disclosure must include the amount contributed and the name(s) of the contributor(s). "G.C. § 84308: Yes" on this agenda indicates that the item is subject to these regulations.

PUBLIC PARTICIPATION

Complete Agenda Packet: The complete agenda packet, including staff reports, draft resolutions and ordinances, and other backup materials, is available at chulavistaca.gov/councilmeetings or the City Clerk's Office.

Time Allotted for Speaking (*subject to change by the presiding officer*)

- **Consent Calendar** (any or all items): 3 minutes
- **Agenda Items** (not on Consent): 3 minutes
- **General Public Comment** (not on agenda): 3 minutes

Individuals who use a translator will be allotted twice the time.

General Public Comments: Twenty-one (21) minutes are scheduled near the beginning of the meeting. The first seven (7) speakers will be heard during the first Public Comment period. If there are additional speakers registered, they will be heard during the continued Public Comment period. If all registered speakers present at the time address the City Council during the first Public Comment period, there will be no continued Public Comment period.

Submitting Request to Speak: A request to speak must be submitted to the City Clerk before the close of the public comment period on an item or before the close of the general Public Comment period for non-agenda items.

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. Before the vote, there is no separate discussion of these items unless a member of the City Council or staff removes the item from the Consent Calendar.

Public Comment provides an opportunity to address the City Council on any matter not listed on the agenda that is within the jurisdiction of the City Council. Under the Brown Act, the City Council cannot take action on matters not listed on the agenda.

Public Hearings are held on matters specifically required by law.

Action Items are items expected to cause discussion and/or action by the City Council but do not legally require a public hearing.

Closed Session may only be attended by members of the City Council, support staff, legal counsel, and others as specified on the agenda. Closed session may be held only in very limited circumstances as authorized by law.

CITY COUNCIL ACTIONS:

Resolutions are formal expressions of opinion or intention of the City Council and are usually effective immediately.

Ordinances are laws adopted by the City Council. Ordinances usually amend, repeal, or supplement the Municipal Code; provide zoning specifications; or appropriate money for specific purposes. Most ordinances require two hearings and 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. SPECIAL ORDERS OF THE DAY
 - 4.1 Oath of Office
Measure A Citizens' Oversight Committee
- Mayra Estrada
 - 4.2 Presentation by Veterans Elementary School Regarding the 17th Annual Honor Our Veterans Parade
5. CONSENT CALENDAR (Items 5.1 through 5.7)
Consent calendar items are considered together and acted upon by one motion. There is no separate discussion of these items unless the Mayor or a City Councilmember removes the item from the consent calendar. Items removed from the consent calendar will be heard as action items.

RECOMMENDED ACTION:

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

- 5.1 **Approve Meeting Minutes**
RECOMMENDED ACTION:
Approve the minutes dated: September 17, 2024
- 5.2 **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.
- 5.3 **Consider Requests for Excused Absences**
Councilmember Morineau from the September 10, 2024 City Council meeting.
RECOMMENDED ACTION:
Consider requests for excused absences as appropriate.
- 5.4 **Unsheltered Policy: Adopt an Ordinance to Restrict Campsites and Sitting, Lying, Sleeping, or Storage on Specified Public Property**
Report Number: 24-0066

Location: No specific geographic location

Department: Housing and Homeless Services

G.C. § 84308: No

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 an ordinance as amended to increase references to buffers from 500 feet to 1,000 feet surrounding public and private schools, City parks, emergency/transitional housing facilities, and major transit stops. **(Second Reading and Adoption)**

- 5.5 **Conflict of Interest Code: Modify the List of Officials, Candidates, and Designated Employees Required to File Statements of Economic Interests (Form 700) and Their Disclosure Categories, and Amend the Conflict of Interest Code Under CVMC 2.02**
Report Number: 24-0227

Location: No Specific Geographical Location

Department: City Clerk & City Attorney

G.C. § 84308: No

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 the following resolution and place the ordinance on first reading:

A) Resolution modifying the appendix to the Conflict of Interest Code, which lists the officials, candidates, and designated employees who are required to file periodic Statements of Economic Interests (Form 700) and their disclosure categories, and

B) Ordinance amending Chula Vista Municipal Code Chapter 2.02 relating to the Conflict of Interest Code **(First Reading)**

- 5.6 **Agreements: Approve Amendments to Various Legal Services Agreements to Provide On-Call and Other Legal Services**
Report Number: 24-0258

Location: No specific geographical location

Department: City Attorney

G.C. § 84308: Yes

Environmental Notice: The 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 the amendments to the Legal Services Agreements with: 1) McDougal, Boehmer, Foley, Lyon, & Mitchell for a not-to-exceed amount of \$150,000; and 2) Lounsbury Ferguson Altona & Peak for a not-to-exceed amount of \$360,000.

5.7 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 2024-25 Budget to Appropriate Funds Therefor
Report Number: 2024-0254

Location: No specific geographic location

Department: Police

G.C. § 84308: No

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 approving a grant agreement between the City and California Office of Traffic Safety, accepting \$645,000 in grant funds for the Selective Traffic Enforcement Program, and appropriating \$486,478 to the Police Grants Section of the Federal Grants Fund. **(4/5 Vote Required)**

6. PUBLIC COMMENTS

Twenty-one minutes are scheduled for the public to address the City Council for three minutes each on any matter within the jurisdiction of the City Council that is not on the agenda. The remaining speakers, if any, will be heard during the continued Public Comment period.

7. PUBLIC HEARINGS

7.1 Proposed Vacation: Approve the Vacation of a Portion of Unnamed Street/Alley of Rosebank Subdivision, Adjacent to 130 First Avenue
Report Number: 24-0224

Location: 130 First Avenue

Department: Development Services

G.C. § 84308: Yes

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 (“CEQA”) State Guidelines.

RECOMMENDED ACTION:

Conduct the public hearing and adopt a resolution approving the vacation of a portion of unnamed street/alley of Rosebank Subdivision, adjacent to 130 First Avenue.

8. ACTION ITEMS

8.1 Consider Items Removed From the Consent Calendar, if Any

Consider items removed from the consent calendar by the Mayor or a City Councilmember, if any. If no items were removed from the consent calendar, this item will be withdrawn.

8.2 Measure G: Consider Taking a Position on Initiative Measure G, "Fund San Diego County Transportation, Infrastructure, and Safety Projects Through a Half-Cent Sales Tax"

G.C. § 84308: No

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:

Discuss the matter and consider taking a position on Measure G.

9. PUBLIC COMMENTS (CONTINUED)

There will be no continued Public Comment period if all speakers present at the first Public Comment period are heard.

10. CITY MANAGER'S REPORTS

11. MAYOR'S REPORTS

12. COUNCILMEMBERS' REPORTS

12.1 Deputy Mayor Gonzalez:

Consider Forming a City Council Subcommittee on Economic Development

G.C. § 84308: No

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:

Consider forming the subcommittee.

13. CITY CLERK'S REPORTS

14. CITY ATTORNEY'S REPORTS

15. CLOSED SESSION

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

15.1 Conference with Labor Negotiators Pursuant to Government Code Section 54957.6

Agency designated representatives: Maria Kachadoorian, Courtney Chase, Sarah Schoen, Tanya Tomlinson, and Marco Verdugo

Employee organization/Unrepresented Employee(s): IAFF, MM/PR, MMUC, MMCF, PRUC, PRCF, WCE, CITY MANAGER, EXEC

16. ADJOURNMENT

to the regular City Council meeting on October 8, 2024 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 or (619) 691-5041.

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