



REGULAR MEETING OF THE CITY COUNCIL

Meeting Minutes

November 9, 2021, 5:00 p.m.
Council Chambers, 276 Fourth Avenue, Chula Vista, CA

Present: Councilmember Cardenas, Councilmember Galvez, Deputy Mayor McCann, Mayor Casillas Salas

Excused: Councilmember Padilla

Also Present: City Manager Kachadoorian, City Attorney Googins, City Clerk Bigelow, Assistant City Clerk Turner

The City Council minutes are prepared and ordered to correspond to the City Council Agenda. Agenda items may be taken out of order during the meeting.

The agenda items were considered in the order presented except for Item 7.1, which was heard before Item 6.2.

1. CALL TO ORDER

A regular meeting of the City Council of the City of Chula Vista was called to order at 5:03 p.m. in the Council Chambers, located in City Hall, 276 Fourth Avenue, Chula Vista, California.

2. ROLL CALL

City Clerk Bigelow called the roll.

Councilmember Galvez left the meeting at 5:41 p.m., following the vote on Item 7.1.

3. PLEDGE OF ALLEGIANCE TO THE FLAG AND MOMENT OF SILENCE

Councilmember Cardenas led the Pledge of Allegiance.

4. CONSENT CALENDAR (Items 4.1 through 4.8)

Mayor Casillas Salas announced that item 8.3 would be continued to a future date due to a lack of quorum.

City Clerk Bigelow announced that a memorandum describing corrections to Item 4.7 had been distributed to correct references to the effective date of the compensation schedule.

Moved by Mayor Casillas Salas

Seconded by Councilmember McCann

To approve the recommended action appearing below consent calendar Items 4.1 through 4.8. The headings below were read, text waived. The motion carried by the following vote:

Yes (4): Councilmember Cardenas, Councilmember Galvez, Councilmember McCann, and Mayor Casillas Salas

Result, Carried (4 to 0)

4.1 Waive Reading of Text of Resolutions and Ordinances

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

4.2 Consideration of Requests for Excused Absences

No requests were received at this meeting.

4.3 Contract Approval: Agreement between the City and the County of San Diego regarding the Sale of Automotive Fuel by the County to the City

Adopt a resolution approving the agreement between the City and County of San Diego regarding the sale of automotive fuel by the County to the City through December 31, 2026.

RESOLUTION NO. 2021-200 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA WAIVING COMPETITIVE BIDDING REQUIREMENTS

AND APPROVING AN AUTOMOTIVE FUEL SALES AGREEMENT BETWEEN THE CITY OF CHULA VISTA AND THE COUNTY OF SAN DIEGO

4.4 Grant Acceptance and Appropriation: Accept Funding From U.S. Department of Homeland Security for Operation Stonegarden

The following members of the public submitted written documentation in opposition to staff's recommendation:

- *Adriana Jasso*
- *Alex Mensing*
- *Patricia Mondragon*
- *Angelica Ruiz*
- *American Friends Service Committee*
- *Kathy Cappos Hardy*
- *Nicolas Paul*
- *San Diego Border Dreamers*
- *Dulce Garcia*
- *Border Angels*
- *Nancy Relaford*
- *Margaret Baker*
- *Becky Thimm*
- *Francis X. Riley*
- *Zakk Clark*
- *Tama Becker Varano*
- *Erin Tsurumoto Grassi*
- *Norell Martinez*
- *Lois Klepin*
- *Pedro Rios*
- *Erika Clark*

Adopt a resolution accepting \$70,001 from the U.S. Department of Homeland Security and appropriating the funds to the Police Grants Section of the Federal Grant Fund for Operation Stonegarden.

RESOLUTION NO. 2021-201 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ACCEPTING GRANT FUNDS FROM THE U.S. DEPARTMENT OF HOMELAND SECURITY AND APPROPRIATING SAID FUNDS TO THE POLICE GRANTS SECTION OF THE FEDERAL GRANT FUND FOR OPERATION STONEGARDEN.

4.5 Grant Acceptance and Appropriation: Accept Grant From U.S. Department of Justice for Bulletproof Vest Partnership

The following members of the public submitted written documentation in opposition to staff's recommendation:

- *Adriana Jasso*
- *Dr. Norell Martinez*

Adopt a resolution accepting \$13,459 in grant funds and appropriating the funds to the Police Grants Section of the Federal Grants Fund for the Bulletproof Vest Partnership Program.

RESOLUTION NO. 2021-202 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ACCEPTING GRANT FUNDS FROM THE U.S. DEPARTMENT OF JUSTICE AND APPROPRIATING SAID FUNDS TO THE POLICE GRANTS SECTION OF THE FEDERAL GRANTS FUND FOR THE BULLETPROOF VEST PARTNERSHIP.

4.6 Amendments to City's Nationwide 401(a) Money Purchase Plan: Approval of Amendments to the Plan to Conform to the Employment Contracts for the City Manager and City Clerk

Adopt a resolution to approve amendments to City's Nationwide 401(a) Money Purchase Plan ("Plan") to conform its terms to the employment contracts for the City Manager and City Clerk.

RESOLUTION NO. 2021-203 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING AMENDMENTS TO THE CITY'S NATIONWIDE 401(A) MONEY PURCHASE PLAN TO CONFORM TO THE EMPLOYMENT CONTRACTS FOR THE CITY MANAGER AND CITY CLERK

4.7 Measure A: Amend Measure A Public Safety Expenditure Plan to Add 10 Positions

Adopt resolutions: A) amending the Compensation Schedule and Classification Plan to reflect the addition of Property & Evidence Supervisor; B) approving the revised Fiscal Year 2021-2022 Compensation Schedule effective January 14, 2022, as required by California Code of Regulations, Title 2, Section 570.5; C) approving the amended Measure A Public Safety Expenditure Plan to add one Police Captain, one Equipment Mechanic, one Forensics Specialist, three Property & Evidence Specialists, one Property & Evidence Supervisor and

three Senior Police Records Specialists, and amending the Fiscal Year 2022 expenditure budget for the Measure A Sales Tax Fund to fund such positions out of Measure A available fund balance; and D) approving various amendments to the Fiscal Year 2021/22 Budget to appropriate funds for these purposes.

A) RESOLUTION NO. 2021-204 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AMENDING THE COMPENSATION SCHEDULE AND CLASSIFICATION PLAN TO REFLECT THE ADDITION OF PROPERTY AND EVIDENCE SUPERVISOR.

B) RESOLUTION NO. 2021-205 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE REVISED FISCAL YEAR 2021/22 COMPENSATION SCHEDULE EFFECTIVE NOVEMBER 19, 2021, AS REQUIRED BY CALIFORNIA CODE OF REGULATIONS, TITLE 2, SECTION 570.5.

C) RESOLUTION NO. 2021-206 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE AMENDED MEASURE A PUBLIC SAFETY EXPENDITURE PLAN TO ADD ONE POLICE CAPTAIN, ONE EQUIPMENT MECHANIC, ONE FORENSICS SPECIALIST, THREE PROPERTY & EVIDENCE SPECIALISTS, ONE PROPERTY & EVIDENCE SUPERVISOR AND THREE SENIOR POLICE RECORDS SPECIALISTS AND AMENDING THE FISCAL YEAR 2022 EXPENDITURE BUDGET FOR THE MEASURE A SALES TAX FUND TO FUND SUCH POSITIONS OUT OF MEASURE A AVAILABLE FUND BALANCE.

D) RESOLUTION NO. 2021-207 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA MAKING VARIOUS AMENDMENTS TO THE FISCAL YEAR 2021/22 BUDGET TO IMPLEMENT APPROVED AMENDMENTS TO THE MEASURE A INTENDED EXPENDITURE PLAN AND APPROPRIATING FUNDS THEREFOR.

4.8 Grant Acceptance and Appropriation: Accept Grant From Department of Alcoholic Beverage Control

Adopt a resolution approving an agreement with the Department of Alcoholic Beverage Control (ABC), accepting \$20,000 in grant funds and appropriating the funds to the Police Grants Section of the Federal Grants Fund for the ABC – Office of Traffic Safety Grant Program.

RESOLUTION NO. 2021-208 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING AN AGREEMENT WITH THE

DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL, ACCEPTING GRANT FUNDS AND APPROPRIATING FUNDS THEREFOR.

5. PUBLIC COMMENTS

5.1 Public Comments Received for 11/9/2021

Luis Vega Mendoza, Chula Vista resident, expressed concern regarding a recent interaction with law enforcement.

Edgar Garcia, Chula Vista resident, representing Green Seed Investments Inc., spoke regarding the property in Salt Creek Golf Course.

Rudy Ramirez, Chula Vista resident, presented a video of a destroyer camp and expressed concern regarding homelessness in the City.

Benjamin Grundy, representing Environment California, submitted written communications regarding air quality.

6. BOARD AND COMMISSION REPORTS

6.1 Measure A Citizens' Oversight Committee: Presentation of Annual Report Covering Reporting Period of July 1, 2019 through June 30, 2020

Measure A Citizen's Oversight Committee Chair Stucky gave a presentation on the item.

Moved by Councilmember McCann
Seconded by Mayor Casillas Salas

To accept the report.

Yes (4): Councilmember Cardenas, Councilmember Galvez, Councilmember McCann, and Mayor Casillas Salas

Result, Carried (4 to 0)

6.2 Sustainability Commission: Consideration of Sending a Public Comment to the California Public Utilities Commission Regarding CPUC Net Energy Metering 3.0

Sustainability Commission Chair Baugh spoke regarding the item and responded to questions of the Council.

The following members of the public submitted written documentation in support of the Commission's recommendation:

- Carolyn Scofield, Chula Vista resident
- Rita Clement, Chula Vista resident

Roberto Alcantar, representing SDGE, spoke regarding additional proposals related to Net Energy Metering.

Council discussion ensued.

Moved by Mayor Casillas Salas

Seconded by Councilmember Cardenas

To adopt Resolution No. 2021-210 and the letter of support, as amended, to make reference to any and all proposals, heading read, text waived. The motion carried by the following vote:

Yes (3): Councilmember Cardenas, Councilmember McCann, and Mayor Casillas Salas

Result, Carried (3 to 0)

RESOLUTION NO. 2021-210 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA REGARDING NET ENERGY METERING 3.0 PROCEEDING BEFORE THE CALIFORNIA PUBLIC UTILITIES COMMISSION

7. PUBLIC HEARINGS

7.1 Grant Acceptance and Appropriation: Accept Grant From U.S. Department of Justice for the Edward Byrne Memorial Justice Assistance Grant

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

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.

Moved by Mayor Casillas Salas

Seconded by Councilmember McCann

To adopt Resolution No. 2021-209, heading read, text waived. The motion carried by the following vote:

Yes (4): Councilmember Cardenas, Councilmember Galvez, Councilmember McCann, and Mayor Casillas Salas

Result, Carried (4 to 0)

RESOLUTION NO. 2021-209 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ACCEPTING GRANT FUNDS FROM THE U.S. DEPARTMENT OF JUSTICE FOR THE 2021 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT

8. ACTION ITEMS

8.1 Municipal Bonds: Presentation from Stradling Yocca Carlson & Wauth, P.C., Bond and Disclosure Counsel, Regarding Federal Securities Law Matters Related to the Offer of Municipal Bonds

Bob Whalen, representing Stradling Yocca Carlson & Rauth, gave a presentation on the item.

8.2 Economic Development Department Work Plan: Presentation on the Fiscal Year 2022 Work Plan

Special Projects Manager Evans gave a presentation on the item. She and Economic Development Director Crockett responded to questions of the Council.

8.3 Short-Term Rentals: Consideration of Adopting a Short-Term Rental Ordinance, Adopting Related Permit Fees, and Adding Enforcement Staffing

Mayor Casillas Salas announced that the item would be continued to a future meeting.

Mayor Casillas Salas called for a recess at 6:46 p.m. The meeting reconvened at 6:57 p.m. with all members present except Councilmember Galvez.

8.4 Emergency Shelter Units: Approval of a Master Product and Service Agreement with Pallet SPC for Emergency Shelter Units

Sr. Management Analyst Davis and Police Sergeant Pinedo gave a presentation on the item and responded to questions of the Council.

Joey Rubio, representing McAlister Inc., and Naniece gave testimonials.

Valerie Brew, representing SBCS Corporation, spoke in support of staff's recommendation.

Moved by Councilmember Cardenas
Seconded by Mayor Casillas Salas

To adopt Resolution No. 2021-211, heading read, text waived. The motion carried by the following vote:

Yes (3): Councilmember Cardenas, Councilmember McCann, and Mayor Casillas Salas

Result, Carried (3 to 0)

RESOLUTION NO. 2021-211 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA WAIVING COMPETITIVE BIDDING REQUIREMENTS AND APPROVING A MASTER PRODUCT AND SERVICES AGREEMENT WITH PALLET SPC

9. CITY MANAGER’S REPORTS

9.1 Information Memorandum on CTH and Homeless Outreach Efforts

City Manager Kachadoorian spoke about the memorandum that had been distributed.

Paula Foster, representing Community Through Hope, announced an upcoming press conference.

10. MAYOR’S REPORTS

Mayor Casillas Salas spoke regarding her attendance at the following recent events: Veteran's Day Celebration at Memorial Park; 1st annual Día De Los Muertos on Third Ave; Columba Apartments groundbreaking; Odawara 40th Anniversary; and the border opening.

11. COUNCILMEMBERS’ COMMENTS

Deputy Mayor McCann spoke regarding his attendance at the following recent events: ribbon cutting for Tiller Truck 51; retirement celebration for Mike Leake; 1st annual Día De Los Muertos on Third Ave; Columba Apartments groundbreaking; ceremony honoring Michael Martinez; Southwestern College Veteran's Ceremony; and the virtual South County EDC Summit. Deputy Mayor McCann thanked the local churches for recent family events for Halloween.

Councilmember Cardenas spoke regarding her participation in the South County EDC Elected Officials panel.

12. CITY ATTORNEY'S REPORTS

There were none.

13. ADJOURNMENT

The meeting was adjourned at 7:46 p.m.

Minutes prepared by: Tyshar Turner, Assistant City Clerk

Kerry K. Bigelow, MMC, City Clerk