

City of Chula Vista

Special Meetings of the Successor Agency to the Redevelopment Agency and Housing Authority Meeting Jointly with the City Council

Meeting Minutes

May 24, 2022, 5:00 p.m.
Council Chambers, 276 Fourth Avenue, Chula Vista, CA

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

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

1. CALL TO ORDER

A regular meeting of the City Council and special meetings of the Successor Agency to the Redevelopment Agency and the Housing Authority of the City of Chula Vista were called to order at 5:12 p.m. in the Council Chambers, located in City Hall, 276 Fourth Avenue, Chula Vista, California.

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

2. ROLL CALL

City Clerk Bigelow called the roll.

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

Councilmember Padilla led the Pledge of Allegiance.

4. SPECIAL ORDERS OF THE DAY

4.1 Presentation by Senior Webmaster Norma Frank on the Launch of the Newly Designed Website - chulavistaca.gov

Senior Webmaster Frank and Marketing and Communications Manger Steinberg gave a presentation on the item.

4.2 Presentation of a Proclamation Proclaiming May 2022 as Lupus Awareness Month in the City of Chula Vista

Mayor Casillas Salas read the proclamation and Deputy Mayor Cardenas presented it to Neda Gappy-Cortez and Gerardo Becerra representing the Lupus Foundation of Southern California.

5. CONSENT CALENDAR (Items 5.1 through 5.7)

2022/05/24 Minutes – City Council, Successor Agency to the Redevelopment Agency, and Housing Authority Meeting

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 5.7C and 5.7F; Councilmember McCann on Item 5.7 D and 5.7F; and Councilmember Padilla on item 5.7E.

ACTION: Moved by Mayor Casillas Salas
Seconded by Councilmember McCann

To approve the recommended actions appearing below consent calendar Items 5.1 through 5.7B. The headings were read, text waived. The motion carried by the following vote:

Yes (5): Deputy Mayor Cardenas, Councilmember Galvez, Councilmember McCann, Councilmember Padilla, and Mayor Casillas Salas

Result: Carried (5 to 0)

ACTION: Moved by Councilmember McCann
Seconded by Mayor Casillas Salas

To approve the recommended action appearing below consent calendar Item 5.7C. The heading was read, text waived. The motion carried by the following vote:

Yes (4): Deputy Mayor Cardenas, Councilmember Galvez, Councilmember McCann, and Councilmember Padilla

Abstain (1): Mayor Casillas Salas

Result: Carried (4 to 0)

ACTION: Moved by Mayor Casillas Salas
Seconded by Councilmember McCann

To approve the recommended action appearing below consent calendar Item 5.7D. The heading was read, text waived. The motion carried by the following vote:

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

Abstain (1): Councilmember McCann

Result: Carried (4 to 0)

ACTION: Moved by Mayor Casillas Salas
Seconded by Councilmember McCann

To approve the recommended action appearing below consent calendar Item 5.7E. The heading was read, text waived. The motion carried by the following vote:

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

Abstain (1): Councilmember Padilla

Result: Carried (4 to 0)

**ACTION: Moved by Mayor Casillas Salas
Seconded by Councilmember McCann**

To approve the recommended action appearing below consent calendar Item 5.7F. The heading was read, text waived. The motion carried by the following vote:

Yes (3): Deputy Mayor Cardenas, Councilmember Galvez, and Councilmember Padilla

Abstain (2): Councilmember McCann, and Mayor Casillas Salas

Result: Carried (3 to 0)

5.1 Approval of Meeting Minutes

Approve the minutes dated: October 26, 2021

5.2 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.

5.3 Consideration of Requests for Excused Absences

Consider requests for excused absences as appropriate. No requests were received at that meeting.

5.4 Investment Report: Quarter Ending March 31, 2022

Accept the investment report for the quarter ending on March 31, 2022.

5.5 Bayfront: Approve an Agreement with Bureau Veritas North America, Inc. to Provide Building Plan Check and Inspection Services

Adopt a resolution waiving the competitive bidding requirements; approving an agreement for building plan check and building inspection services for the Gaylord Pacific Resort and Convention Center project for three years, with a one-year option to extend, and a contract amount up to \$3,000,000.

RESOLUTION NO. 2022-118 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE AGREEMENT BETWEEN BUREAU VERITAS NORTH AMERICA, INC. AND THE CITY OF CHULA VISTA TO PROVIDE BUILDING PLAN CHECK AND BUILDING INSPECTION SERVICES FOR THE GAYLORD PACIFIC RESORT AND CONVENTION CENTER

5.6 Contract Amendment: Approve a Fourth Amendment to the On-Call Civil Engineering Consultant Agreement with Kimley Horn and Associates, Inc.

Adopt a resolution approving an amendment to the On-Call Civil Engineering Consulting agreement between the City and Kimley Horn and Associates, Inc. to a total maximum compensation of \$3,900,000.

RESOLUTION NO. 2022-119 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING A FOURTH AMENDMENT TO AN AGREEMENT BETWEEN KIMLEY HORN AND ASSOCIATES, INC. AND THE CITY FOR CIVIL ENGINEERING CONSULTING SERVICES FOR VARIOUS CAPITAL IMPROVEMENT PROJECTS AND OTHER CITY PROJECTS

5.7 Open Space Maintenance Districts: Initiate Proceedings, Approve the Engineer’s Report, Declare Intention to Levy Assessments for Fiscal Year 2022/23 for District 20, Zone 7, and Amend the Public Hearing Date for Related Proceedings Approved on 5/17/2022

Amend Resolution Nos. 2022-111 through 2022-115 to move the public hearing from June 21, 2022 to July 12, 2022, and adopt Resolution F approving the Engineer’s Report, declaring the intention to levy and collect assessments for Open Space District 20, Zone 7; and setting the public hearing for July 12, 2022.

RESOLUTION NO. 2022-112 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 2022-23 ASSESSMENTS FOR OPEN SPACE DISTRICTS 2 THROUGH 8, 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, AND D), AND BAY BOULEVARD MAINTENANCE DISTRICT

RESOLUTION NO. 2022-113 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 2022-23 ASSESSMENTS FOR OPEN SPACE DISTRICT 9, OPEN SPACE DISTRICT 10, EASTLAKE MAINTENANCE DISTRICT NO 1 (ZONE E) AND TOWN CENTRE MAINTENANCE DISTRICT

RESOLUTION NO. 2022-114 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 2022-23 ASSESSMENTS FOR OPEN SPACE DISTRICT 1

RESOLUTION NO. 2022-115 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 2022-23 ASSESSMENTS FOR OPEN SPACE DISTRICT EASTLAKE MAINTENANCE DISTRICT NO 1 (ZONE C)

RESOLUTION NO. 2022-120 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 2022-23 ASSESSMENTS FOR OPEN SPACE DISTRICT 20, ZONE 7

6. PUBLIC COMMENTS

Luis Castro, Chula Vista resident, spoke regarding housing issues.

Terri Lawson spoke regarding parking at the library during Council meetings.

7. PUBLIC HEARINGS

7.1 Annual Budget: Consideration of Adopting the Fiscal Year 2022/23 Operating and Capital Improvement Budgets, Revised Fiscal Year 2022/23 Compensation Schedule, Revised Fiscal Policy, and Measure A Reserve Policy

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.

2022/05/24 Minutes – City Council, Successor Agency to the Redevelopment Agency, and Housing Authority Meeting

City Attorney Googins announced that the following Councilmembers would abstain from voting and leave the dais on the items indicated due to potential property-related conflicts of interest: Mayor Casillas Salas on Items 7.1B and 7.1E; Councilmember McCann on Items 7.1C, 7.1E, and 7.1F; Councilmember Padilla on Items 7.1D, and 7.1F.

Finance Director Schoen and Budget and Analysis Manager Prendell gave a presentation on the item and responded to questions of the Council. Finance Director Schoen announced that approval of the item would affect executive compensation.

Mayor Casillas Salas opened the public hearing.

David Stucky spoke regarding adoption of Resolution M and responded to questions of the Council.

Spencer Cash spoke in opposition to staff's recommendations.

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

Council discussion ensued.

ACTION: **Moved by** Councilmember McCann
Seconded by Deputy Mayor Cardenas

To adopt Resolution Nos. 2022-121(Item 7.1A), HA2022-005 (Item 7.1G), SA2022-002 (Item 7.1H), 2022-127 through 2022-129 (Items 7.1I-K), 2022-131 (Item 7.1N) and place the ordinance (Item 7.1L) on first reading. The headings were read, text waived. The motion carried by the following vote:

Yes (5): Deputy Mayor Cardenas, Councilmember Galvez, Councilmember McCann, Councilmember Padilla, and Mayor Casillas Salas

Result: Carried (5 to 0)

A) RESOLUTION NO. 2022-121 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 2022-23 AND APPROPRIATING FUNDS FOR THE FISCAL YEAR ENDING JUNE 30, 2023 EXCLUDING OPEN SPACE DISTRICTS: 01, 09, 10, 20 (ZONE 7), EASTLAKE MAINTENANCE DISTRICT 1 ZONE C, EASTLAKE MAINTENANCE DISTRICT 1 ZONE E, COMMUNITY FACILITIES DISTRICT 07M EASTLAKE WOODS & VISTA, AND CAPITAL IMPROVEMENT PROJECTS GGV0245 AND STM0407

G) RESOLUTION NO. 2022-005 OF THE HOUSING AUTHORITY OF THE CITY OF CHULA VISTA ADOPTING THE OPERATING BUDGET FOR THE HOUSING AUTHORITY FOR FISCAL YEAR 2022-23 AND APPROPRIATING FUNDS FOR THE FISCAL YEAR ENDING JUNE 30, 2023

H) RESOLUTION NO. 2022-002 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 2022-23 AND APPROPRIATING FUNDS FOR THE FISCAL YEAR ENDING JUNE 30, 2023

I) RESOLUTION NO. 2022-127 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 2022/23 OPERATING BUDGET

J) RESOLUTION NO. 2022-128 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE AMENDED COMPENSATION SUMMARY FOR ALL UNREPRESENTED EMPLOYEES AND ELECTED OFFICIALS, INCLUDING AUTHORIZATION FOR THE MAYOR TO EXECUTE ANY NECESSARY CONTRACT AMENDMENTS TO IMPLEMENT SAID AMENDED COMPENSATION SUMMARY

K) RESOLUTION NO. 2022-129 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE FISCAL YEAR 2022/23 COMPENSATION SCHEDULE EFFECTIVE JULY 1, 2022, AS REQUIRED BY CALIFORNIA CODE OF REGULATIONS, TITLE 2, SECTION 570.5

L) ORDINANCE OF THE CITY OF CHULA VISTA AMENDING CHULA VISTA MUNICIPAL CODE SECTION 2.05.010 ADDING THE UNCLASSIFIED POSITION TITLES OF CHIEF INFORMATION SECURITY OFFICER AND DELETING THE POSITION TITLES OF REAL PROPERTY MANAGER AND SMART TECHNOLOGY OFFICER **(FIRST READING) (4/5 VOTE REQUIRED)**

N) RESOLUTION NO. 2022-131 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ADOPTING THE REVISED FISCAL POLICY

ACTION: **Moved by** Councilmember Galvez
Seconded by Councilmember Padilla

To adopt Resolution No. 2022-122, heading read, text waived. The motion carried by the following vote:

Yes (4): Deputy Mayor Cardenas, Councilmember Galvez, Councilmember McCann, and Councilmember Padilla

Abstain (1): Mayor Casillas Salas

Result: Carried (4 to 0)

B) RESOLUTION NO. 2022-122 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ADOPTING THE OPERATING BUDGET FOR OPEN SPACE DISTRICT #09, 10, AND EASTLAKE MAINTENANCE DISTRICT 1 ZONE E, FOR FISCAL YEAR 2022-23 AND APPROPRIATING FUNDS FOR THE FISCAL YEAR ENDING JUNE 30, 2023

ACTION: **Moved by** Mayor Casillas Salas
Seconded by Deputy Mayor Cardenas

To adopt Resolution No. 2022-123, heading read, text waived. The motion carried by the following vote:

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

Abstain (1): Councilmember McCann

Result: Carried (4 to 0)

C) RESOLUTION NO. 2022-123 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ADOPTING THE OPERATING BUDGETS FOR OPEN SPACE DISTRICT #1, AND CAPITAL IMPROVEMENT BUDGETS FOR CIP PROJECT GGV0245 AND STM0407

FOR FISCAL YEAR 2022-23 AND APPROPRIATING FUNDS FOR THE FISCAL YEAR ENDING JUNE 30, 2023

ACTION: **Moved by** Councilmember McCann
Seconded by Deputy Mayor Cardenas

To adopt Resolution No. 2022-124, heading read, text waived. The motion carried by the following vote:

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

Abstain (1): Councilmember Padilla

Result: Carried (4 to 0)

D) RESOLUTION NO. 2022-124 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ADOPTING THE OPERATING BUDGET FOR EASTLAKE MAINTENANCE DISTRICT 1 ZONE C FOR FISCAL YEAR 2022-23 AND APPROPRIATING FUNDS FOR THE FISCAL YEAR ENDING JUNE 30, 2023

ACTION: **Moved by** Councilmember Padilla
Seconded by Councilmember Galvez

To adopt Resolution No. 2022-125, heading read, text waived. The motion carried by the following vote:

Yes (3): Deputy Mayor Cardenas, Councilmember Galvez, and Councilmember Padilla

Abstain (2): Councilmember McCann, and Mayor Casillas Salas

Result: Carried (3 to 0)

E) RESOLUTION NO. 2022-125 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ADOPTING THE OPERATING BUDGET FOR OPEN SPACE DISTRICT 20 ZONE 7 FOR FISCAL YEAR 2022-23 AND APPROPRIATING FUNDS FOR THE FISCAL YEAR ENDING JUNE 30, 2023

ACTION: **Moved by** Deputy Mayor Cardenas
Seconded by Mayor Casillas Salas

To adopt a Resolution No. 2022-126, heading read, text waived. The motion carried by the following roll call vote:

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

Abstain (2): Councilmember McCann, and Councilmember Padilla

Result: Carried (3 to 0)

F) RESOLUTION NO. 2022-126 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ADOPTING THE OPERATING BUDGET FOR COMMUNITY FACILITIES DISTRICT 07M EASTLAKE WOODS & VISTA FOR FISCAL YEAR 2022-23 AND APPROPRIATING FUNDS FOR THE FISCAL YEAR ENDING JUNE 30, 2023

ACTION: **Moved by** Councilmember Galvez
Seconded by Mayor Casillas Salas

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To adopt Resolution No. 2022-130, heading read, text waived. The motion carried by the following vote:

Yes (5): Deputy Mayor Cardenas, Councilmember Galvez, Councilmember McCann, Councilmember Padilla, and Mayor Casillas Salas

Result: Carried (5 to 0)

O) RESOLUTION NO. 2022-130 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ADOPTING THE MEASURE A FUND RESERVE POLICY

8. CITY MANAGER’S REPORTS

There were none.

9. MAYOR’S REPORTS

Mayor Casillas Salas expressed gratitude to City staff for their hard work on current projects.

10. COUNCILMEMBERS’ COMMENTS

Councilmember McCann expressed gratitude to City staff for their hard work on the budget and invited the community to the Annual Fleet Reserve Dedication at Glen Abbey.

Councilmember Padilla expressed gratitude to City staff for their hard work on the budget. He also spoke regarding recent school shootings and the relationship between gun violence and mental health issues.

Deputy Mayor Cardenas expressed her apologies for missing a recent Council meeting discussing tenant protections and reminded the community of the upcoming election.

Councilmember Galvez expressed her condolences to the family of Ezekial Sol Paez on his recent passing. She also spoke regarding the fentanyl epidemic.

11. CITY ATTORNEY’S REPORTS

City Attorney Googins spoke briefly regarding the relationship between gun violence and mental health issues. He also gave an update on the City Charter project.

12. 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.

City Attorney Googins announced that the Council would convene in closed session to discuss the items listed below.

Mayor Casillas Salas recessed the meeting at 7:11p.m. The Council convened in Closed Session at 7:17 p.m., with all members present.

12.1 Conference with Legal Counsel-Anticipated Litigation

Significant Exposure to litigation pursuant to Government Code Section 54956.9(d)(2) [or] (3):

Two (2) Cases: including City of Chula Vista Claim CV22031 Presented on 10/04/21.

ACTION: No Reportable Action

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

Name of Case: The Affordable Housing Coalition of San Diego County v. Drager, Sacramento Superior Court, Case No. 34-2012-80001158-CU-WM-GDS

ACTION: No Reportable Action

13. ADJOURNMENT

The meeting was adjourned at 7:55 p.m.

Minutes prepared by: Tyshar Turner, Assistant City Clerk

Kerry K. Bigelow, MMC, City Clerk