

City of Chula Vista
Regular Meeting of the City Council
Meeting Minutes

July 26, 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, except for Item 10.1, which was heard following Item 4.1.

1. CALL TO ORDER

A regular meeting of the City Council of the City of Chula Vista was called to order at 5:06 p.m. via teleconference and in the Council Chambers, located in City Hall, 276 Fourth Avenue, Chula Vista, California.

City Clerk Bigelow announced that Councilmember Padilla was participating via teleconference and videoconference from the following location: Chula Vista City Hall, Building B, 276 Fourth Avenue Chula Vista, CA 91910; that all votes would be taken by roll call.

City Clerk Bigelow stated that the agenda providing notice of Councilmember Padilla's remote participation was posted in accordance with the Brown Act and that Chula Vista City Hall Council Chambers was open to the public for their participation in the meeting.

2. ROLL CALL

City Clerk Bigelow called the roll.

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

Councilmember Galvez led the Pledge of Allegiance.

4. SPECIAL ORDERS OF THE DAY

4.1 Presentation of a Proclamation Commending the San Diego Blood Bank for its Lifesaving Contributions to the City of Chula Vista

Mayor Casillas Salas read the proclamation and Deputy Mayor Cardenas presented it to Doug Morton and Claudine Van Gonka, representing the San Diego Blood Bank.

5. CONSENT CALENDAR (Items 5.1 through 5.6)

Moved by Mayor Casillas Salas

Seconded by Councilmember McCann

To approve the recommended action appearing below consent calendar Items 5.1 through 5.6. The headings below were read, text waived. The motion carried by the following roll call vote:

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

Result, Carried (5 to 0)

5.1 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.

5.2 Consideration of Request for Excused Absences

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

5.3 Municipal Code Amendment: Amend the Chula Vista Municipal Code to Add the Unclassified Position Title of Bayfront Development Project Manager

Adopt an ordinance amending Chula Vista Municipal Code Section 2.05.010 to add the unclassified position title of Bayfront Development Project Manager.

Item 5.3 heading:

ORDINANCE NO. 3524 OF THE CITY OF CHULA VISTA AMENDING CHULA VISTA MUNICIPAL CODE SECTION 2.05.010 ADDING THE UNCLASSIFIED POSITION TITLE OF BAYFRONT DEVELOPMENT PROJECT MANAGER.

5.4 Agreement: Award a Cooperative Agreement to West Coast Arborist, Inc for Citywide Tree Maintenance Services

Adopt a resolution awarding a cooperative agreement for tree maintenance services to West Coast Arborist, Inc.

Item 5.4 heading:

RESOLUTION NO. 2022-177 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING A COOPERATIVE PURCHASING AGREEMENT FOR TREE CARE AND MAINTENANCE SERVICES BETWEEN THE CITY AND WEST COAST ARBORISTS, INC.

5.5 Agreement: Approve a Research Use Agreement with the Regents of the University of California Authorizing the Installation of Lighting Technology at SDG&E Park

Adopt a resolution approving the Research Use Agreement with the Regents of the University of California authorizing the installation of lighting technology at SDG&E Park.

Item 5.5 heading:

RESOLUTION NO. 2022-178 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING A RESEARCH USE AGREEMENT WITH THE REGENTS OF THE UNIVERSITY OF CALIFORNIA AUTHORIZING THE INSTALLATION OF LIGHTING TECHNOLOGY AT SDG&E PARK

5.6 Service Agreement: Approve Agreement with Akeso Occupational Healthcare to Provide Medical Services and Access to Care for City Jail Inmates

Adopt a resolution waiving the competitive bidding requirement and approving a sole-source agreement with Akeso Occupational Healthcare to provide medical services and access to care for City jail inmates.

Item 5.6 heading:

RESOLUTION NO. 2022-179 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA WAIVING THE COMPETITIVE BIDDING REQUIREMENT AND APPROVING A SOLE-SOURCE AGREEMENT WITH AKESO OCCUPATIONAL HEALTHCARE TO PROVIDE MEDICAL SERVICES AND ACCESS TO CARE FOR CITY JAIL INMATES

6. PUBLIC COMMENTS

Joseph Raso, Chula Vista resident, submitted written communications and spoke regarding the creation of a residential tenant and landlord ordinance.

Shaun Chamberlin spoke regarding code violations on a property in Bonita.

7. ACTION ITEMS

7.1 Employee Appointment: Authorize Temporary Appointment of a CalPERS Retiree Pursuant to Government Code Sections 7522.56 and 21224

Human Resources Director Chase spoke regarding the item.

Moved by Mayor Casillas Salas

Seconded by Councilmember McCann

To adopt Resolution No. 2022-180, heading read, text waived. The motion carried by the following roll call vote:

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

Result, Carried (5 to 0)

RESOLUTION NO. 2022-180 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA CERTIFYING THE NECESSITY OF TEMPORARILY APPOINTING A CALPERS RETIREE, PURSUANT TO GOVERNMENT CODE SECTIONS 7522.56 AND 21224

7.2 Charter Update Proposal: Consider Charter Update Proposal from the Charter Review Commission and City Staff for Possible Placement of One or More Measures on the November 2022 Ballot

City Attorney Googins and Charter Review Commission Chair Scofield gave a presentation on the item. City Attorney Googins, Chair Scofield, and City Clerk Bigelow responded to questions of the Council.

Mayor Casillas Salas recessed the meeting at 6:56 p.m. The Council reconvened at 7:17 p.m., with all members present.

John Moot, Chula Vista resident, spoke regarding the item relative to City Charter sections 503.6 and 504(d).

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

- *Robert Ross*
- *Tom O'Donnell*

The following members of the public submitted written communication in support of staff's recommendation:

- *Carolyn Scofield*
- *Becky Thimm*

Moved by Councilmember McCann

Seconded by Mayor Casillas Salas

To include a residency duration requirement of one year to run for office in the City of Chula Vista in the draft proposed Charter revisions. The motion carried by the following roll call vote:

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

No (1): Councilmember Galvez

Result, Carried (4 to 1)

City Attorney Googins stated that the residency duration requirement would be researched further; however, based on previous research, he may recommend the City Council not proceed with the requirement or that it separate the issue from the rest of the proposed Charter revisions.

Moved by Councilmember McCann
Seconded by Mayor Casillas Salas

To include the change from a qualified elector requirement to residency requirement for most boards and commissions in the draft proposed Charter revisions. The motion carried by the following roll call vote:

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

No (1): Councilmember McCann

Result, Carried (4 to 1)

Moved by Councilmember Padilla
Seconded by Mayor Casillas Salas

To strike language regarding suspension of elected officials with felony charges pending in the draft proposed Charter revisions. The motion carried by the following roll call vote:

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

Result, Carried (5 to 0)

Moved by Mayor Casillas Salas
Seconded by Councilmember McCann

To include the City Attorney residency and experience requirements, as written, in the draft proposed Charter revisions. The motion carried by the following roll call vote:

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

Result, Carried (5 to 0)

Moved by Councilmember Galvez
Seconded by Mayor Casillas Salas

To strike the language related to converting the Legislative Council provisions to Conflict Council provisions, in the draft proposed Charter revisions. The motion carried by the following roll call vote:

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

No (1): Councilmember McCann

Result, Carried (4 to 1)

Moved by Councilmember McCann
Seconded by Councilmember Galvez

To include the provisions for a mail-in ballot system for special elections, as written, in the draft proposed Charter revisions. The motion carried by the following roll call vote:

Yes (3): Councilmember Galvez, Councilmember McCann, and Councilmember Padilla

No (2): Deputy Mayor Cardenas, and Mayor Casillas Salas

Result, Carried (3 to 2)

Moved by Councilmember McCann
Seconded by Councilmember Galvez

To approve level one and level two changes, as written, in the draft proposed Charter revisions. The motion carried by the following roll call vote:

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

Result, Carried (5 to 0)

8. CITY MANAGER'S REPORTS

Special Projects Manager Hernandez announced upcoming community meetings regarding privacy and technology.

9. MAYOR'S REPORTS

Mayor Casillas Salas spoke regarding her attendance at the grand opening of the SR - 11.

10. COUNCILMEMBERS' COMMENTS

Councilmember McCann thanked Mayor Casillas Salas and Councilmember Padilla for their ongoing commitment to Bayfront efforts.

Deputy Mayor Cardenas thanked staff and commissioners for their efforts related to the Charter update.

Councilmember Galvez thanked staff and commissioners for their efforts related to the Charter update and introduced her new Council Aide, Tommy Lawton. Councilmember Galvez also provided an update on the community shuttle program.

10.1 Councilmember Galvez:

Councilmember Galvez spoke regarding the item.

Flor Hernandez, representing Partnerships for Success, spoke regarding the item.

Moved by Councilmember Galvez
Seconded by Deputy Mayor Cardenas

To submit a letter in support of maintaining public access at International Friendship Park. The motion carried by the following roll call vote:

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

Result, Carried (5 to 0)

11. CITY ATTORNEY'S REPORTS

There were none.

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 9:02 p.m. The Council convened in Closed Session at 9:12 p.m., with all members present.

12.1 Public Employee Performance Evaluation Pursuant to Government Code Section 54957

Title: City Manager

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: CV Amalgamated LLC vs. City of Chula Vista, Court of Appeal, Case Nos. D078720 & D079322.

Action: No Reportable Action

13. ADJOURNMENT

The meeting was adjourned at 9:47 p.m.

Minutes prepared by: Tyshar Turner, Assistant City Clerk

Kerry K. Bigelow, MMC, City Clerk