

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

September 12, 2023, 5:00 p.m.
Council Chambers, 276 Fourth Avenue, Chula Vista, CA

Present: Councilmember Cardenas, Councilmember Chavez, Councilmember Gonzalez, Deputy Mayor Preciado, Mayor McCann

Also Present: City Manager Kachadoorian; Jill Maland representing Lounsbury Ferguson Altona & Peak LLP, Interim Acting City Attorney; Deputy Director City Clerk Turner; Deputy Director City Clerk Hernandez

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 of the City of Chula Vista was called to order at 5:04 p.m. in the Council Chambers, located in City Hall, 276 Fourth Avenue, Chula Vista, California.

2. ROLL CALL

Deputy Director of City Clerk Services Turner called the roll.

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

Deputy Mayor Preciado led the Pledge of Allegiance.

4. SPECIAL ORDERS OF THE DAY

4.1 Oaths of office:

Health, Wellness, and Aging Commission

- Pat Mallen

Planning Commission

- Rodrigo Leal

Deputy Director of City Clerk Services Turner administered the oath of office to Commissioners Mallen and Leal and presented them with certificates of appointment.

5. CONSENT CALENDAR (Items 5.1 through 5.14)

Items 5.1, 5.4, 5.6, 5.7, 5.8, 5.10, 5.11, and 5.12 were removed from the Consent Calendar at the request of members of the public.

Moved by Mayor McCann

Seconded by Deputy Mayor Preciado

To approve the recommended actions appearing below consent calendar Items 5.2 through 5.3, 5.5, 5.9, and 5.13 through 5.14. The headings were read, text waived. The motion was carried by the following vote:

Yes (5): Councilmember Cardenas, Councilmember Chavez, Councilmember Gonzalez, Deputy Mayor Preciado, and Mayor McCann

Result, Carried (5 to 0)

5.2 Waive Reading of Text of Resolutions and Ordinances

Approval of 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

A) Approval of an excused absence request from Deputy Mayor Preciado for the August 8, 2023 Special City Council meeting.

B) Approval of an excused absence request from Mayor McCann for the August 28, 2023 Special City Council meeting.

5.5 Contract Award and Appropriation: Award a Public Works Contract to Jennette Company, Inc. for the Agua Vista Pump Station Upgrades (SWR0286) Project and Appropriate Funds for that Purpose

Adopt a resolution awarding a public works contract to Jennette Company Inc. for the Agua Vista Pump Station Upgrades (SWR0286) project in the amount of \$929,789; and appropriating funds to cover the projected costs of the construction phase of the project. **(4/5 Vote Required)**

Item 5.5 heading:

RESOLUTION NO. 2023-126 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ACCEPTING BIDS, AWARDING A CONTRACT FOR THE "AGUA VISTA PUMP STATION UPGRADES (SWR0286)" PROJECT TO JENNETTE COMPANY INC., AND APPROPRIATING FUNDS THEREFOR **(4/5 VOTE REQUIRED)**

5.9 Grant Acceptance and Appropriation: Accept a Grant from the California Governor's Office of Emergency Services for the Paul Coverdell Forensic Science Improvement Program and Appropriate Funds

Adopt a resolution accepting \$54,893 in grant funds from the California Governor's Office of Emergency Services and appropriating the funds to the Police Grants Section of the Federal Grants Fund for the Paul Coverdell Forensic Science Improvement Program. **(4/5 Vote Required)**

Item 5.9 heading:

RESOLUTION NO. 2023-130 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ACCEPTING GRANT FUNDS FROM THE CALIFORNIA GOVERNOR'S OFFICE OF EMERGENCY SERVICES FOR THE COVERDELL FORENSIC SCIENCE IMPROVEMENT PROGRAM AND APPROPRIATING FUNDS THEREFOR **(4/5 VOTE REQUIRED)**

5.13 Ratification of Appointment: City Manager's Appointment of the Deputy City Manager – Courtney Chase

Adopt a resolution ratifying the City Manager's appointment of Courtney Chase as Deputy City Manager.

Item 5.13 heading:

RESOLUTION NO. 2023-134 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA RATIFYING THE CITY MANAGER'S APPOINTMENT OF DEPUTY CITY MANAGER – COURTNEY CHASE

5.14 Investment Report: Quarter Ending June 30, 2023

Receipt of the investment report for the quarter ending on June 30, 2023.

ITEMS REMOVED FROM THE CONSENT CALENDAR

5.1 Approval of Meeting Minutes

Moved by Mayor McCann
Seconded by Deputy Mayor Preciado

To approve the minutes dated: August 8, 2023 (Special Meeting), August 8, 2023 (Regular Meeting), and August 28, 2023. the heading was read, text waived. The motion was carried by the following vote:

Yes (5): Councilmember Cardenas, Councilmember Chavez, Councilmember Gonzalez, Deputy Mayor Preciado, and Mayor McCann

Result, Carried (5 to 0)

5.4 Grant Award and Appropriation: Accept a Grant from Public Risk Innovation, Solutions, and Management for Animal Care Services, and Amend the Fiscal Year 2023/24 Budget by Appropriating Funds For that Purpose

Alan C. spoke in opposition to euthanizing animals at the shelter.

Moved by Deputy Mayor Preciado
Seconded by Councilmember Chavez

To adopt Resolution No. 2023-125, the heading was read, text waived. The motion was carried by the following vote:

Yes (5): Councilmember Cardenas, Councilmember Chavez, Councilmember Gonzalez, Deputy Mayor Preciado, and Mayor McCann

Result, Carried (5 to 0)

Item 5.4 header:

RESOLUTION NO. 2023-125 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ACCEPTING A GRANT FROM PUBLIC RISK INNOVATION, SOLUTIONS, AND MANAGEMENT AND APPROPRIATING FUNDS THEREFOR **(4/5 VOTE REQUIRED)**

5.6 Apparatus/Vehicle Purchases: Approve the Purchase of One Pierce Enforcer Urban Search & Rescue and Three Unruh Type 6 Squad Apparatus, and Appropriate Funds for the Urban Search & Rescue Apparatus and Other Various Non-Safety Vehicles

John Acosta spoke in opposition to the lead time to receive the vehicles.

Fire Chief Muns and Deputy Chief Manroe spoke regarding the lead time for vehicle production.

Moved by Mayor McCann

Seconded by Deputy Mayor Preciado

To adopt Resolution No. 2023-127, the heading was read, text waived. The motion was carried by the following vote:

Yes (5): Councilmember Cardenas, Councilmember Chavez, Councilmember Gonzalez, Deputy Mayor Preciado, and Mayor McCann

Result, Carried (5 to 0)

Item 5.6 heading:

RESOLUTION NO. 2023-127 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AUTHORIZING THE PURCHASE OF ONE URBAN SEARCH & RESCUE AND THREE SQUAD FIRE APPARATUS AND APPROPRIATING FUNDS THEREFOR **(4/5 VOTE REQUIRED)**

5.7 Agreement: Approve an Agreement with The Regents of the University of California for Medical Director Services

John Acosta requested additional information about the item.

Fire Chief Muns spoke regarding the item.

Moved by Mayor McCann

Seconded by Councilmember Cardenas

To adopt Resolution No. 2023-128, the heading was read, text waived. The motion was carried by the following vote:

Yes (5): Councilmember Cardenas, Councilmember Chavez, Councilmember Gonzalez, Deputy Mayor Preciado, and Mayor McCann

Result, Carried (5 to 0)

Item 5.7 heading:

RESOLUTION NO. 2023-128 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE MEDICAL DIRECTOR AGREEMENT BETWEEN THE CITY AND THE REGENTS OF THE UNIVERSITY OF CALIFORNIA

5.8 Agreement: Approve an Agreement with Focus Psychological Services, Inc. to Provide Psychological Services to the Fire and Police Departments

Alan C. requested additional information about the item.

Police Captain Peak spoke regarding the item.

Moved by Mayor McCann

Seconded by Deputy Mayor Preciado

To adopt Resolution No. 2023-129, the heading was read, text waived. The motion was carried by the following vote:

Yes (5): Councilmember Cardenas, Councilmember Chavez, Councilmember Gonzalez, Deputy Mayor Preciado, and Mayor McCann

Result, Carried (5 to 0)

Item 5.8 heading:

RESOLUTION NO. 2023-129 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING AN AGREEMENT WITH FOCUS PSYCHOLOGICAL SERVICES, INC. TO PROVIDE PSYCHOLOGICAL SERVICES TO THE FIRE AND POLICE DEPARTMENTS

5.10 Agreement Amendment and Fund Reallocation: Reallocate HOME Investment Partnership Program Funds and Amend the Agreement with SBCS Corporation for the 2022-2023 Tenant-Based Rental Assistance Program

CV Constituent submitted written comments expressing a neutral position on the item.

Moved by Mayor McCann

Seconded by Deputy Mayor Preciado

To adopt Resolution No. 2023-131, the heading was read, text waived. The motion was carried by the following vote:

Yes (5): Councilmember Cardenas, Councilmember Chavez, Councilmember Gonzalez, Deputy Mayor Preciado, and Mayor McCann

Result, Carried (5 to 0)

Item 5.10 heading:

RESOLUTION NO. 2023-131 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA REALLOCATING U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT HOME INVESTMENT PARTNERSHIP PROGRAM FISCAL YEAR 2014-15 FUNDS TO A TENANT-BASED RENTAL ASSISTANCE PROGRAM AND AUTHORIZING THE CITY MANAGER TO EXECUTE ALL

ASSOCIATED GRANT DOCUMENTS AND A FIRST AMENDMENT TO THE AGREEMENT WITH SBCS CORPORATION **(4/5 VOTE REQUIRED)**

5.11 Grant Application: Approve the City's Filing of a Community Enhancement Grant Application with the County of San Diego for the City-Sponsored 2023 Starlight Parade

John Acosta spoke regarding the item.

Communications Manager Clock spoke regarding the item.

Moved by Mayor McCann
Seconded by Councilmember Chavez

To adopt Resolution No. 2023-132, the heading was read, text waived. The motion was carried by the following vote:

Yes (5): Councilmember Cardenas, Councilmember Chavez, Councilmember Gonzalez, Deputy Mayor Preciado, and Mayor McCann

Result, Carried (5 to 0)

Item 5.11 heading:

RESOLUTION NO. 2023-132 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE CITY'S FILING OF AN APPLICATION FOR A COMMUNITY ENHANCEMENT GRANT FROM THE COUNTY OF SAN DIEGO FOR THE CITY-SPONSORED 2023 STARLIGHT PARADE, AUTHORIZING THE CITY MANAGER TO EXECUTE THE GRANT AGREEMENT AND RELATED GRANT DOCUMENTS, AND APPROPRIATING FUNDS THEREFOR **(4/5 VOTE REQUIRED)**

5.12 Agreements: Amendments to Legal Services Agreements with Best, Best, and Krieger, LLP to Provide On-Call and Public Records Act Legal Services

John Acosta spoke regarding legal services.

Moved by Mayor McCann
Seconded by Councilmember Cardenas

To adopt Resolution No. 2023-133, the heading was read, text waived. The motion was carried by the following vote:

Yes (5): Councilmember Cardenas, Councilmember Chavez, Councilmember Gonzalez, Deputy Mayor Preciado, and Mayor McCann

Result, Carried (5 to 0)

Item 5.12 heading:

RESOLUTION NO. 2023-133 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING AMENDMENTS TO THE LEGAL SERVICES AGREEMENTS FOR ON-CALL AND PUBLIC RECORDS ACT LEGAL SERVICES BETWEEN THE CITY AND BEST, BEST, AND KRIEGER, LLP

6. PUBLIC COMMENTS

Leticia submitted written comments in support of Harborside Park.

Joseph Raso spoke in opposition to the tenant protection ordinance.

The following individuals spoke in support of opening Harborside Park:

- *Alan C*
- *Lillie Hebert*
- *Delia Dominguez Cervantes*
- *Gina E*
- *Diana MJE*
- *Sandy H*
- *Laura*
- *Leticia*

The following individuals spoke in support of a single-use plastic reduction ordinance:

- *Kate Van Warmer*
- *Elizabeth Hernandez*
- *David Rojas*
- *Aviva Devore*
- *Marvin Canton*
- *Aaliyah Victoria*
- *Abigail Costello*
- *Joel Bergara*
- *Sebastian Shaul*
- *Janis Jones, representing Rise Above Plastics*

At the request of Deputy Mayor Preciado, there was a consensus of the City Council to make a referral to the City Manager to arrange a meeting with Sustainability staff to provide an update on the City's efforts related to a single-use plastic reduction ordinance.

The following individuals spoke regarding Community Through Hope:

- *Rosy Vasquez, representing Community Through Hope*
- *Harold De Moss*

Karen Wabenherst requested maintenance of a hillside in the area of H Street and First Avenue.

The following individuals spoke regarding homelessness:

- *Brandon Claypool*
- *Jonathan Gonzales*

Christine Brady spoke regarding running for District 4 and Harborside Park.

John Acosta spoke regarding various matters.

Maria Isabel J. Elias spoke regarding maintenance needs and taxes.

Mayor McCann recessed the meeting at 7:00 p.m. The City Council reconvened at 7:12 p.m., with all members present.

7. PUBLIC HEARINGS

7.1 Planning Commission Appeal: Certification of Mitigated Negative Declaration (IS21-0006) and Approval of a Design Review for a 178,156-Square-Foot Industrial Building for Office and Warehouse Uses on a Vacant 9.72-Acre Site Located at 517 Shinohara Lane

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.

Mayor McCann and Acting City Attorney Maland spoke regarding the item proceedings.

City Councilmembers reported the following ex parte communications:

- *Councilmember Cardenas reported no ex parte communications.*
- *Deputy Mayor Preciado stated he visited the project site and did not have communications with any parties.*
- *Mayor McCann reported no ex parte communications.*
- *Councilmember Chavez reported no ex parte communications.*
- *Councilmember Gonzalez stated he heard the Planning Commission's deliberation on the item and had not had communications with any parties.*

Director of Development Services Black and Planning Manager Philips gave a presentation on the item.

Mayor McCann opened the public hearing.

Mary Lanier of McKenna Lanier Group, representing the project applicant, ViaWest Group and On Point spoke regarding the project.

No representatives from the Golden State Environmental Justice Alliance, the appellant, were present.

The following individuals spoke in favor of the project:

- *Ralph Velador, representing Liuna Local 89*
- *Kelvin Barrios, representing Liuna Local 89*
- *Tucker Hohenstein*

Alan C spoke in opposition to the project.

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

Moved by Mayor McCann
Seconded by Councilmember Gonzalez

To adopt Resolution No. 2023-135, the heading was read, text waived. The motion was carried by the following vote:

Yes (5): Councilmember Cardenas, Councilmember Chavez, Councilmember Gonzalez, Deputy Mayor Preciado, and Mayor McCann

Result, Carried (5 to 0)

Item 7.1 A heading:

A) RESOLUTION NO. 2023-135 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA DENYING THE APPEAL FILED BY THE GOLDEN STATE ENVIRONMENTAL JUSTICE ALLIANCE FOR THE SHINOHARA BUSINESS CENTER PROJECT TO CONSTRUCT A 178,156-SQUARE FOOT OFFICE/WAREHOUSE BUILDING ON A VACANT 9.72-ACRE SITE LOCATED AT 517 SHINOHARA LANE

Moved by Mayor McCann
Seconded by Councilmember Cardenas

To adopt Resolution No. 2023-136, the heading was read, text waived. The motion carried by the following vote:

Yes (5): Councilmember Cardenas, Councilmember Chavez, Councilmember Gonzalez, Deputy Mayor Preciado, and Mayor McCann

Result, Carried (5 to 0)

Item 7.1 B heading:

B) RESOLUTION NO. 2023-136 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AFFIRMING THE PLANNING COMMISSION'S CERTIFICATION OF THE FINAL MITIGATED NEGATIVE DECLARATION WITH MITIGATION MONITORING AND REPORTING PROGRAM (IS21-0006; SCH NO. 2022080431) FOR THE SHINOHARA BUSINESS CENTER PURSUANT TO THE CALIFORNIA ENVIRONMENTAL QUALITY ACT AND APPROVING THE DESIGN REVIEW PERMIT (DR21-0032) FOR A 178,156-SQUARE FOOT OFFICE/WAREHOUSE BUILDING ON A 9.72-ACRE SITE LOCATED AT 517 SHINOHARA LANE

8. ACTION ITEMS

8.1 Dog Park: Provide Direction to Staff on the Establishment of an Off-Leash Fenced Dog Park Within the Boundaries of Hilltop Park

Community Services Director Lamb spoke regarding the item.

Robert Johnson submitted written comments in opposition to the item.

John Acosta spoke in support of the item and suggested an alternate location and a divider for the large and small dogs.

The following members of the public spoke in opposition to the item:

- *Art Serrano*
- *Charles Logan*
- *Sagy Amit*
- *Alan C*

Parick Blain submitted written communications in opposition to the item but was not present when called upon to speak.

Karla Arajo spoke in support of the item.

City Council discussion ensued.

At the request of Deputy Mayor Preciado, there was a consensus of the City Council to bring back an item designating an off-leash, unfenced area in the park.

8.2 Labor Relations: Consideration of Ordinances Relating to Contractor Transparency, Project Labor Agreements, and Traffic Control Worker Minimum Wages; a Resolution Adopting a Project Labor Agreement Policy; and Discussion of Healthcare Worker Minimum Wages

Mayor McCann requested to bifurcate the item to allow discussion for Item 8.2 (E) before taking action on Item 8.2 (A-D) due to a potential conflict for Councilmember Chavez.

Councilmember Chavez stated she would abstain from voting on Item 8.2 (E) due to a potential financial conflict of interest, and she left the dais during the discussion of the item.

Assistant City Manager Allen gave a presentation on the healthcare workers' minimum wage ordinance and responded to questions from the City Council.

The following members of the public spoke in support of a healthcare workers' minimum wage ordinance:

- *Kelvin Barrios*
- *Jehoan Espinoza*
- *Jose Lopez, M.D.*
- *Leila Khader, who also spoke on behalf of Rafael Lopez Gomez, Jacqueline Logsdon, and Shelbi Agustus*
- *Lorenzo Rodriguez*
- *Lorena Mendoza*
- *Victoria Barron*
- *Kelly Solarak*
- *Michelle Esparza*
- *Eunice Antonio*
- *Joni Vargas*
- *Bridgette Browning*
- *Bryan Reyes*
- *Christopher Novea*
- *Khaleel Jett*
- *Elisabeth Kusiak*

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- *Alex Scordato*
- *Alexis Salazar*
- *Steve Sandoval*
- *Michelle Krug*

The following members of the public spoke in opposition to a healthcare workers' minimum wage ordinance:

- *Alan C.*
- *Debbie Espe, who also spoke on behalf of Nancy Greengold, representing Sharp Chula Vista*
- *Jim O'Callahan*
- *Shea Benton*
- *Ricardo Roman*
- *Pauline Lucatero*
- *Fran Butler-Cohen*
- *Kevin O'Neil*
- *John Acosta*
- *Marcy Weaver*
- *Donna Baker*
- *Michelle Guzman*
- *Jeffrey Espinoza*
- *Gabriella Malagon-Maldonado*
- *Dr. Gayle Howard*
- *Tom Gammieri*
- *Clara Evans*
- *Kevin Mattson, representing San Ysidro Health*
- *Lindsey Wade*
- *Dimitrios Alexiou*
- *Patricia Olvares de los Lobas, who also spoke on behalf of Chris Howard*
- *Dr. Smith, who also spoke on behalf of Scott Evans*

Mayor McCann recessed the meeting at 10:17 p.m. The City Council reconvened at 10:31 p.m., with all members present except Councilmember Chavez.

The following members of the public submitted written comments in support of a healthcare workers' minimum wage:

- *T. Kal Lomu*
- *Stephanie Flores*

The following members of the public submitted written comments in opposition to healthcare workers' minimum wage.

- *Dr. Chris Gordon*
- *Amber Ter-Vrugt*
- *Monica Montano*

City Council discussion ensued.

At the request of Councilmember Cardenas, there was a consensus of a majority of the City Council to return to the September 19, 2023, City Council meeting with an ordinance regarding the healthcare workers' minimum wage.

Councilmember Chavez returned to the meeting.

Assistant City Manager Allen gave a presentation on the remainder of the item and responded to questions from the City Council.

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

- *Dustin Steiner*
- *Tom Finch*
- *Delia Dominguez Cervantes*

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

- *Stephanie Gonzalez*
- *Stephanie Flores*

The following members of the public spoke in opposition to the staff's recommendation:

- *Hannah Gbeh*
- *Christopher Allen*

The following members of the public spoke in support of the staff's recommendation:

- *Cori Schumacher*
- *Jeremy Abrams*
- *Michael Inzunza*
- *Kelvin Barrios*
- *Leila Khader*
- *Jesse Garcia*
- *Ansermio Estrada*
- *Hale Richardson, representing HomeFed*
- *Nick Lee, representing Baldwin & Sons*
- *Michelle Krug*
- *Alexander Molina*
- *Brigette Browning*

Kevin O'Neil expressed a neutral position on the item.

The following members of the public submitted a request to speak on the item but were not present when called upon to speak:

- *Alan C.*
- *Delia Dominguez Cervantes*
- *Daniel Neighbors*
- *Sal Espinoza*
- *John Acosta*
- *Victoria Barron*
- *Kelley Solarak*
- *Michelle Esparza*
- *Maria B Mercado*
- *Mayra Rendon*
- *Ericka Rodreguez*

Moved by Deputy Mayor Preciado
Seconded by Councilmember Cardenas

To adopt Resolution No. 2023-137 and place the project labor agreement ordinance (Item 8.2 A) on first reading, the headings were read, text waived. The motion was carried by the following vote:

Yes (4): Councilmember Cardenas, Councilmember Chavez, Councilmember Gonzalez, and Deputy Mayor Preciado

No (1): Mayor McCann

Result, Carried (4 to 1)

Item 8.2 A-B headings:

A) ORDINANCE OF THE CITY OF CHULA VISTA AMENDING CHAPTER 2.59 AND ADDING CHAPTER 2.71, "PROJECT LABOR AGREEMENTS" REGARDING PROJECT LABOR AGREEMENTS FOR CERTAIN PROJECTS CONSTRUCTED ON CITY OWNED PROPERTY AND AFFORDABLE HOUSING PROJECTS RECEIVING SIGNIFICANT CITY SUBSIDY **(FIRST READING)**

B) RESOLUTION NO. 2023-137 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA ADOPTING A POLICY RELATING TO PROJECT LABOR AGREEMENTS FOR CITY CAPITAL IMPROVEMENT PROJECTS

Moved by Deputy Mayor Preciado
Seconded by Councilmember Cardenas

To place the construction contractor and subcontractor reporting ordinance (Item 8.2 C) on first reading, the headings were read, text waived. The motion was carried by the following vote:

Yes (5): Councilmember Cardenas, Councilmember Chavez, Councilmember Gonzalez, Deputy Mayor Preciado, and Mayor McCann

Result, Carried (5 to 0)

Item 8.2 C heading:

C) ORDINANCE OF THE CITY OF CHULA VISTA ADDING CHAPTER 2.72, "CONSTRUCTION CONTRACTOR AND SUBCONTRACTOR REPORTING" TO

TITLE 2 OF THE CHULA VISTA MUNICIPAL CODE TO ENHANCE LOCAL COMPLIANCE WITH LABOR STANDARDS **(FIRST READING)**

At the request of Deputy Mayor Preciado, there was consensus of the City Council to return to the September 19, 2023 City Council meeting with the requested amendments for Item 8.2 D regarding traffic control workers' minimum wage.

8.3 Employee Compensation and Positions: Approve Amended Classification Plan and Compensation Schedule; Position Counts in Departments; Revised Ordinance; Revised Compensation Schedule; and Updated Conflict of Interest Code

Human Resources Manager Tomlinson spoke regarding the item and announced that approval of the item would affect executive compensation.

LL submitted written comments requesting additional information on the item.

Moved by Deputy Mayor Preciado
Seconded by Councilmember Gonzalez

To adopt Resolution Nos. 2023-138 through 2023-141 and place the ordinance (Item 8.3 E) on first reading, the headings were read, text waived. The motion was carried by the following vote:

Yes (5): Councilmember Cardenas, Councilmember Chavez, Councilmember Gonzalez, Deputy Mayor Preciado, and Mayor McCann

Result, Carried (5 to 0)

Item 8.3 headings:

A) RESOLUTION NO. 2023-138 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA AMENDING THE CLASSIFICATION PLAN AND COMPENSATION SCHEDULE TO (1) REFLECT THE ADDITION AND DELETION OF POSITION TITLES AND (2) SALARY ADJUSTMENTS FOR CERTAIN CLASSIFICATIONS AND AMENDING THE AUTHORIZED POSITION COUNT IN VARIOUS DEPARTMENTS EFFECTIVE SEPTEMBER 22, 2023

B) RESOLUTION NO. 2023-139 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA APPROVING THE REVISED FISCAL YEAR 2023-24 COMPENSATION SCHEDULE EFFECTIVE SEPTEMBER 22, 2023, AS REQUIRED BY CALIFORNIA CODE OF REGULATIONS, TITLE 2, SECTION 570.5

C) RESOLUTION NO. 2023-140 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA MODIFYING THE APPENDIX TO THE LOCAL CONFLICT OF INTEREST CODE TO AMEND THE LIST OF DESIGNATED FILERS, AND ASSOCIATED DISCLOSURE CATEGORIES

D) RESOLUTION NO. 2023-141 OF THE CITY COUNCIL OF THE CITY OF CHULA VISTA MAKING VARIOUS AMENDMENTS TO THE FISCAL YEAR 2023/24 BUDGET FOR APPROPRIATING FUNDS THEREFOR **(4/5 VOTE REQUIRED)**

E) ORDINANCE OF THE CITY OF CHULA VISTA AMENDING CHULA VISTA MUNICIPAL CODE SECTION 2.05.010 ADDING THE UNCLASSIFIED POSITION

TITLE OF DEPUTY DIRECTOR OF COMMUNITY SERVICES AND DELETING THE UNCLASSIFIED POSITION TITLES OF CITY LIBRARIAN AND PARKS AND RECREATION ADMINISTRATOR (**FIRST READING**) (**4/5 VOTE REQUIRED**)

9. CITY MANAGER'S REPORTS

There were none.

10. MAYOR'S REPORTS

There were none.

11. COUNCILMEMBERS' COMMENTS

11.1 Councilmember Gonzalez:

Response to ad-hoc subcommittee's memo and recommendations on the Budget and Strategic Plan.

Councilmember Gonzalez spoke regarding the item.

11.2 Deputy Mayor Preciado:

Consideration of forming the ad-hoc subcommittee for the purpose of addressing Downtown Third Avenue concerns.

Deputy Director of City Clerk Services Turner announced that a revised memorandum for Item No. 11.2 had been distributed to the City Council and that action on the item would be with respect to the revised document.

Moved by Deputy Mayor Preciado
Seconded by Councilmember Cardenas

To form an ad-hoc subcommittee consisting of Mayor McCann and Deputy Mayor Preciado for the purpose of addressing Downtown Third Avenue concerns. The motion was carried by the following vote:

Yes (5): Councilmember Cardenas, Councilmember Chavez, Councilmember Gonzalez, Deputy Mayor Preciado, and Mayor McCann

Result, Carried (5 to 0)

12. CITY ATTORNEY'S REPORTS

There were none.

13. CLOSED SESSION

Acting City Attorney Maland announced that the Council would not convene in closed session to discuss the items listed below.

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

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

Action: No Reportable Action - item was not discussed.

B) Name of case: Hanna Wells v City of Chula Vista, et al., San Diego Superior Court, Case No. 37-2023-00036274-CU-CR-CTL.

Action: No Reportable Action - item was not discussed.

C) Name of case: Estate of Oral W. Nunis, Sr., by and through Roxie Nunis, et al. v. City of Chula Vista, et al., United States District Court, Case No. 21-cv-1627-AJB-DEB.

Action: No Reportable Action - item was not discussed.

14. ADJOURNMENT

The meeting was adjourned at 1:01 AM, on September 13, 2023.

Minutes prepared by: Tyshar Turner, Deputy Director of City Clerk Services

Kerry K. Bigelow, MMC, City Clerk