

LEVINE ACT DISCLOSURE

California Government Code section 84308, commonly referred to as the Levine Act, prohibits any City of Chula Vista Officer¹ (“Officer”) from taking part in decisions related to a contract if the Officer received a political contribution totaling more than \$500 within the previous twelve months, and for twelve months following the date a final decision concerning the contract has been made, from the person or company awarded the contract. The Levine Act also requires disclosure of such contribution by a party to be awarded a specific contract. The Levine Act does not apply to competitively bid, labor, or personal employment contracts; contracts valued at under \$50,000; contracts where no party receives financial compensation; or contracts between two or more agencies.

- A. The Levine Act DOES NOT apply to this Agreement.
- B. The Levine Act does apply to this Agreement and the required disclosure is as follows:

Current Officers can be located on the City of Chula Vista’s websites below:

- Mayor & Council - <https://www.chulavistaca.gov/departments/mayor-council>
- City Attorney - <https://www.chulavistaca.gov/departments/city-attorney/about-us>
- Planning Commissioners – www.chulavistaca.gov/pc
- Candidate for Elected Office – www.chulavistaca.gov/elections

1. Have you or your company, or any agent on behalf of you or your company, made political contributions totaling more than \$500 to any Officer in the 12 months preceding the date you submitted your proposal, the date you completed this form, or the anticipated date of any Council action related to this Agreement?

YES: If yes, which Officer(s): Click or tap here to enter text.

NO:

2. Do you or your company, or any agent on behalf of you or your company, anticipate or plan to make political contributions totaling more than \$500 to any Officer in the 12 months following the finalization of this Agreement or any Council action related to this Agreement?

YES: If yes, which Officer(s): Click or tap here to enter text.

NO:

Answering yes to either question above may not preclude the City of Chula Vista from entering into or taking any subsequent action related to the Agreement. However, it may preclude the identified Officer(s) from participating in any actions related to the Agreement.

¹ “Officer” means any elected or appointed officer of an agency, any alternate to an elected or appointed officer of an agency, and any candidate for elective office in an agency. [GC § 84308](#)



MEETING OF THE CITY COUNCIL



Agenda

John McCann, Mayor

Carolina Chavez, Councilmember – District 1

Jose Preciado, Councilmember – District 2

Michael Inzunza, Councilmember – District 3

Cesar T. Fernandez, Councilmember – District 4

Maria V. Kachadoorian, City Manager

Marco A. Verdugo, City Attorney

Kerry K. Bigelow, City Clerk

Date: **Tuesday, January 7, 2025, 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 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 Regulations: To promote transparency and fairness in the governmental decision-making process, there are rules to prevent public officials from being unfairly influenced by contributors to their campaigns. The type of activity these laws were enacted to limit is often referred to as "pay-to-play," and is governed in California by Government Code section 84308. Parties to any proceedings involving a "license, permit, or other entitlement for use," as that term is defined in the Political Reform Act, pending before the City Council must disclose any campaign contribution over \$500 (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 Regulations Apply: Yes" on this agenda indicates that the item is subject to these regulations.

PUBLIC PARTICIPATION

Complete Agenda Packet: The 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 additional speakers are 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 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 Comments 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 specified on the agenda. Closed session may be held 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 Oaths of Office:
 - Board of Library Trustees
 - Rita Beyers
 - Isabella Glinsky
 - Cultural Arts Commission
 - Thelma Rufolo
 - Human Relations Commission
 - Amado Huizar
 - Measure A Citizens' Oversight Committee
 - Daniel Schreck
 - 4.2 Presentation of a Proclamation Proclaiming Art Therapy Awareness Day in the City of Chula Vista
 - 4.3 Presentation by Fire Chief Harry Muns Regarding the Christmas in October Program
 - 4.4 2024 Starlight Parade: Video Presentation and Awards for Winning Entries

5. CONSENT CALENDAR (Items 5.1 through 5.6)

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: December 10, 2024, 4 p.m. & 5:30 p.m. and December 12, 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 **Reimbursement Agreements: Approve Reimbursement Agreements with Otay Water District for Water Line Facility Installation and San Diego Gas and Electric for Gas Facility Construction for the Heritage Road Bridge Replacement (STM0386) Project**
Report Number: 24-0292

Location: Heritage Road and Main Street between Entertainment Circle North and Nirvana Avenue

Department: Engineering

G.C. § 84308 Regulations Apply: Yes

Environmental Notice: The Project was adequately covered in the previously adopted Mitigated Negative Declaration (MND) IS-17-001 (SCH No. 2017021078) and Mitigation Monitoring and Reporting Program (MMRP), and any addenda for the Heritage Road Bridge Replacement Project. Under the National Environmental Policy Act (NEPA), the California Department of Transportation (Caltrans) has determined that the Project is exempt pursuant to 23 USC 327.

RECOMMENDED ACTION:

Adopt a resolution A) approving a reimbursement agreement between the City of Chula Vista and Otay Water District to construct Water Line Improvements and B) approving a reimbursement agreement between the City of Chula Vista and San Diego Gas & Electric to construct gas pipeline supports.

5.4 **Agreement Extension: Approve an Amendment to Extend the Alternative Dispute Resolution Agreement Between the City and the Chula Vista Police Officer's Association**
Report Number: 25-0015

Location: No specific geographic location

Department: Human Resources

G.C. § 84308 Regulations Apply: 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 an amendment to extend the Alternative Dispute Resolution Agreement between the City of Chula Vista and the Chula Vista Police Officer's Association for an additional year.

5.5 Employee Compensation and Positions: Approve Amended Classification Plan and Position Counts; Adopt Amendment to the Contract with IAFF; Revised Compensation Summary for Unrepresented Employees and Compensation Schedule; and Budget Amendments
Report Number: 25-0016

Location: No specific geographic location

Department: Human Resources

G.C. § 84308 Regulations Apply: 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 resolutions: A) Amending the Classification Plan and authorized position count in various departments; B) Approving a fifth amendment to the Memorandum of Understanding (“MOU”) between the City of Chula Vista and Local 2180 International Association of Fire Fighters (“Local 2180”) amending Article 2.14 (I) Educational Incentive Pay; C) approving the revised Compensation Summary for Unrepresented Employees; D) approving the revised Fiscal Year 2024-25 Compensation Schedule effective January 10, 2025, as required by California Code of Regulations, Title 2, Section 570.5; and (E) amending the fiscal year 2024-25 budget to appropriate funds, accordingly. **(4/5 Vote Required)**

5.6 Affordable Housing: Extend the Term of an Existing City of Chula Vista Loan and Restrictive Covenants in Connection with the Seniors on Broadway Development

Report Number: 25-0008

Location: 845 Broadway

Department: Housing and Homeless Services

G.C. § 84308 Regulations Apply: 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 extension of an existing loan and restrictive covenants for the Seniors on Broadway affordable housing development, beginning a new 55-year term, in connection with a planned rehabilitation of the project.

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. ACTION ITEMS

7.1 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. PUBLIC COMMENTS (CONTINUED)

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

9. CITY MANAGER'S REPORTS

10. MAYOR'S REPORTS

10.1 Consider Making a Referral to the City Manager to Open the Application Process in January for Applicants Ages 18 to 23 for the Odawara Exchange Program

G.C. § 84308 Regulations Apply: 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 making the referral.

11. COUNCILMEMBERS' REPORTS

12. CITY CLERK'S REPORTS

13. CITY ATTORNEY'S REPORTS

14. 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)

14.1 Conference with Labor Negotiators Pursuant to Government Code Section 54957.6

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

Employee organization: IAFF, MM/PR

15. ADJOURNMENT

to a special City Council workshop on January 9, 2025, at 4:00 p.m., and then the regular City Council meeting on January 14, 2025, 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.

Sign up at www.chulavistaca.gov to receive email notifications when City Council agendas are published online.

STAFF INSTRUCTIONS FOR AGENDA STATEMENTS

G.C. § 84308 Regulations Apply: [“Yes” or “No” to indicate whether Government Code § 84308 / Pay-to-Play limitations apply to this item. Except as provided below, G.C. § 84308 generally applies to all contracts (other than competitively bid, labor, or personal employment contracts); all business, professional, trade, and land use licenses and permits and all other entitlements for use, including all entitlements for land use; and all franchises.

As of 1/1/2025, the following are excluded: Contracts under \$50k, contracts between government agencies and contracts where no party receives financial compensation If you are unsure whether G.C. § 84308 regulations apply to this item, request attorney advice in the Contributor Comments box in eScribe.]



REQUEST TO SPEAK

SOLICITUD PARA DIRIGIRSE AL CONSEJO

Date | Fecha: _____

Consent Calendar Item(s): _____

Artículo(s) del calendario de consentimiento

Other Agenda Item: _____ SUPPORT | *En APOYO*
Número de artículo OPPOSE | *En OPOSICIÓN*
 NEUTRAL | *NEUTRAL*

Matter is NOT on the agenda | *El asunto NO está en la agenda*

Contact Information (optional) | *Información de contacto (opcional)*

Information provided on this form is part of the public record.

La información proporcionada en este formulario es parte del registro público.

Name

Nombre

City of Residence |

Ciudad de residencia

Address | *Domicilio*

Phone Number | *Número de teléfono*

E-Mail | *Correo electrónico*

Check box(es) below | Marque la(s) casilla(s) a continuación:

I do not wish to speak, please register my position on the record.

No deseo comentar por favor registre mi posición.

Yo voy a hablar en español y necesito la asistencia de un intérprete.

Subscribe to email agenda publication notifications.

Suscríbase a notificaciones de publicación de agenda por correo electrónico.

Declaration of campaign contribution to an elected official of more than \$500 within the last 12 months (Gov. Code § 84308). **You must also verbally state this information when called to speak.**

Declaración de contribución de más de \$500 para la campaña de un Regidor en los últimos 12 meses. Usted también debe hacer esta declaración verbalmente cuando sea llamado(a) para dirigirse al Consejo.

Name(s) of Official(s) | Nombre(s) de Regidor(es):

Amount Contributed | Contribución \$

Submit this request to the City Clerk prior to the meeting.
Entregue esta solicitud al Secretario Municipal antes de la sesión.

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

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

Individuals who use a translator will receive twice the amount of time to ensure that non-English speakers receive the same opportunity to address the City Council.

General Public Comments

Twenty-one minutes are scheduled for the public to address the City Council on any matter within the jurisdiction of the City Council but not on the agenda. The remaining speakers will be heard during the continued Public Comment period. There will be no continued Public Comment period if all speakers present at the time are heard during the first Public Comment period. Time limits are subject to change by the presiding officer.

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Government Code § 84308 Regulations

Parties to any proceeding involving a "license, permit, or other entitlement for use," as that term is defined in the Political Reform Act, pending before the City Council must disclose any campaign contribution over \$500 (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).

Tiempo asignado para hablar (sujeto a cambios por parte del Funcionario del Consejo)

- **Calendario de consentimiento** (cualquiera o todos los artículos): 3 minutos
- **Artículo Agendado** (fuera del calendario de consentimiento): 3 minutos
- **Comentario público general** (el asunto NO está en la agenda): 3 minutos

* A las personas que utilicen un traductor se les asignará el doble de tiempo para garantizar que las personas que no hablan inglés reciban la misma oportunidad de dirigirse directamente al Consejo Municipal.

Comentarios del público en general

Veintiún (21) minutos están programados para la sección de Comentarios Públicos cerca del comienzo de la reunión. Los primeros siete (7) oradores serán escuchados durante el primer período de comentarios públicos. Si hay oradores adicionales registrados, se escucharán durante el período de continuación de comentarios públicos. Si todos los oradores registrados presentes se dirigen al Concejo Municipal durante el primer período de comentarios públicos, no habrá un período de continuación.

Presentación de la petición para dirigirse al Consejo

Se debe presentar una solicitud para dirigirse al Consejo Municipal al Secretario Municipal antes del cierre del período de comentarios públicos sobre un tema o bajo el período general de comentarios públicos para temas que no están en la agenda.

Código de Gobierno § 84308.

Las partes en cualquier procedimiento que involucre una licencia, permiso u otro derecho de uso pendiente ante el Concejo Municipal deben divulgar cualquier contribución de campaña superior a \$250 (agregada) dentro de los 12 meses anteriores realizada por la parte, su agente y aquellos que deben agregarse con sus contribuciones según el Código de Gobierno § 82015.5. La divulgación debe incluir la cantidad aportada y el nombre o nombres de los contribuyentes.



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