

DUE TO THE ONGOING EMERGENCY CONCERNING THE COVID-19 VIRUS, THIS CITY COUNCIL MEETING WILL BE CONDUCTED PURSUANT TO THE GOVERNOR'S EXECUTIVE ORDER N-29-20 WHICH SUSPENDS CERTAIN REQUIREMENTS OF THE RALPH M. BROWN ACT.

RESIDENTS MAY OBSERVE THE MEETING REMOTELY VIA LIVESTREAM ON THE CITY WEBSITE OR ON SPECTRUM CABLE TV CHANNEL 3 AND FRONTIER CABLE TV CHANNEL 26

FOR DETAILED INFORMATION ON HOW TO PARTICIPATE IN REMOTE PUBLIC COMMENT PLEASE VISIT OUR WEBSITE AT: www.uplandca.gov/city-council-agendasminutes OR CONTACT THE CITY CLERK'S OFFICE AT 909-931-4120

AGENDA ATTACHED



UPLAND CITY COUNCIL

AGENDA

April 27, 2020

City Council Chamber

**DEBBIE STONE, MAYOR
RICKY FELIX, MAYOR PRO TEM
JANICE ELLIOTT, COUNCILMEMBER
RUDY ZUNIGA, COUNCILMEMBER
BILL VELTO, COUNCILMEMBER**

**ROSEMARY HOERNING, CITY MANAGER
STEVEN FLOWER, INTERIM CITY ATTORNEY**

DISRUPTION OF MEETINGS

Individuals who demonstrate disruptive conduct during City Council meetings that prevent the City Council from conducting its meeting in an orderly manner are guilty of a misdemeanor as stated in PC403, disrupting a public meeting, and are subject to removal from the chamber or arrest.

- 1. CALL TO ORDER AND ROLL CALL**
- 2. ADDITIONS-DELETIONS TO AGENDA**
- 3. ORAL COMMUNICATIONS**

This is a time for any citizen to comment on item listed on the closed session agenda only. Anyone wishing to address the legislative body is requested to submit a speaker card to the City Clerk at or prior to speaking. The speakers are requested to keep their comments to no more than three (3) minutes. The use of visual aids will be included in the time limit.

- 4. CLOSED SESSION None**

7:00 PM

5. INVOCATION

6. PLEDGE OF ALLEGIANCE

7. PRESENTATIONS

8. CITY ATTORNEY

9. ORAL COMMUNICATIONS

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10. COUNCIL COMMUNICATIONS

11. CONSENT CALENDAR

All matters listed under the Consent Calendar are considered to be routine and will be enacted by one roll call vote. There will be no separate discussion of these items unless members of the legislative body request specific items be removed from the Consent Calendar for separate action.

A. APPROVAL OF MINUTES

Approve the Regular Meeting Minutes of April 13, 2020. (Staff Person: Keri Johnson)

B. APPROVAL OF MARCH WARRANT AND PAYROLL REGISTERS

Approve the March Warrant Registers (check numbers 29211-29642) and Direct Disbursements totaling \$3,888,125.34 and Payroll Registers totaling \$1,225,929.85 (check Numbers 161339-161361 and EFT's 20466-20712). (Staff Person: Londa Bock-Helms)

C. TREASURY REPORT MARCH 2020

Receive and file the March 2020 Treasury Report. (Staff Person: Londa Bock-Helms)

D. 2ND READING OF ORDINANCE 1938 APPROVING A DEVELOPMENT AGREEMENT FOR THE BRIDGE POINT AT UPLAND PROJECT

Hold second reading by number and title only, waive further reading, and adopt Ordinance No. 1938 approving Development Agreement No. 20-0001 for the Bridge Point Upland Project which Bridge Development Partners, LLC has legal or equitable interest on approximately 50.25 acres intended to be developed as a 201,096 square foot warehouse/parcel delivery service building with an ancillary office/retail space, northeast of the intersection of Foothill Boulevard and Central Avenue, further described as Assessor's Parcel Numbers 1006-351-09, 1006-351-10, 1006-572-11, 1006-551-22, and 1006-574-10. (Staff Person: Robert Dalquest)

E. ACCEPTANCE OF WORK FOR PROJECT NO. 7072 & 7081, CITYWIDE SLURRY SEALS

Accept the work; record the Notice of Completion; and, reduce the Faithful Performance Bond to 10% for Warrantee for a period of twelve months for Project 7072 & 7081, Citywide Slurry Seals. (Staff Person: Steven Nix)

F. ACCEPTANCE OF WORK FOR PROJECT No. 7073, CITYWIDE STRIPING REPLACEMENT

Accept the work; record the Notice of Completion; and, reduce the Faithful Performance Bond to 10% for Warrantee for a period of twelve months for Project No. 7073, Citywide Striping Replacement. (Staff Person: Steven Nix)

G. ACCEPTANCE OF PUBLIC IMPROVEMENTS FOR TRACT MAP 18697 LOCATED ON THE NORTHEAST CORNER OF SULTANA AVENUE AND 8TH STREET BY TAYLOR MORRISON

Accept the public improvements constructed by Taylor Morrison, formerly known as William Lyons Homes, generally located on the northeast corner of Sultana and 8th Street; and approve the reduction of the faithful performance bond to ten percent (10%). (Staff Person: Steven Nix)

H. ACCEPTANCE OF PUBLIC AND PRIVATE IMPROVEMENTS FOR TRACT MAP 18249 LOCATED ON THE NORTHEAST CORNER OF MONTE VISTA AVENUE AND 11TH STREET BY KB HOMES

Accept the public and private improvements for Tract Map 18249 generally located at the northeast corner of Monte Vista Avenue and 11th Street and approve reduction of the Faithful Performance Bond to ten (10%) percent. (Staff Person: Steven Nix)

I. ACCEPTANCE OF IMPROVEMENTS FOR ARROW VISTA VILLAGE, LLC AND REDUCTION OF CASH SURETY

Accept the public improvements related to the Arrow Vista Village project, generally located on the southeast corner of Monte Vista Avenue and Arrow Route; and approve a reduction of the cash surety to fifty percent (50%). (Staff Person: Steven Nix)

J. SECOND AMENDMENT TO THE WATERSHARE ASSIGNMENT AND USE AGREEMENT WITH UPLAND HILLS COUNTRY CLUB

Approve the Second Amendment to the Watershare Assignment and Use Agreement with Upland Hills Country Club; and authorize the City Manager to execute the agreement. (Staff Person: Steven Nix)

K. UPDATE ON THE STATUS OF THE FISCAL YEAR 20-21 WEED ABATEMENT PROGRAM AS A RESULT OF THE COVID-19 PANDEMIC

Receive and file this report on the status of the Fiscal Year 2020-21 Weed Abatement Program due to the extraordinary circumstances surrounding the COVID-19 pandemic. (Staff Person: Robert Dalquest)

L. CONSIDERATION TO ADOPT A RESOLUTION OF THE CITY COUNCIL RATIFYING EXECUTIVE ORDER 2020-1 OF THE DIRECTOR OF EMERGENCY SERVICES

Adopt a resolution ratifying the Director of Emergency Services Executive Order 2020-1 permitting temporary signage in the right of way for essential businesses and permitting the use of recreational vehicles and trailers for the purpose of complying with public health orders during the local emergency caused by the COVID-19 pandemic. (Staff Person: Robert Dalquest)

12. PUBLIC HEARINGS

13. COUNCIL COMMITTEE REPORTS

14. BUSINESS ITEMS

A. GIS SOFTWARE AND PROFESSIONAL SERVICES FOR WATER FACILITIES

Approve a Professional Services Agreement with Nobel Systems to implement a data conversion of the City's water system improvement drawings and facility information for incorporation into the City GeoViewer system; and authorize the City Manager to execute the agreement in an amount of \$111,300. (Staff Person: Steven Nix)

B. AWARD OF BID FOR PROJECT NO. 9128, PUMP STATION DEMOLITION (BID NO. 2020-01)

Approve the plans and specifications for Project No. 9128, Pump Station Demolition; declare the bids received by Asbestos Instant Response, Inc., Standard Demolition, and 5M Contracting, Inc. to be non-responsive; award the construction contract to American Wrecking, Inc. in the amount of \$79,700.00; and, approve a construction contingency in the amount of \$20,300.00, for a total amount of \$100,000.00. (Staff Person: Steven Nix)

C. POLICY DISCUSSION CONCERNING LAND USE REGULATIONS FOR WAREHOUSING FACILITIES

Provide direction to the City Manager on whether to pursue an amendment to the Zoning Code to expand the definition of warehousing and/or modify the regulatory process. (Staff Person: Robert Dalquest)

15. ORAL COMMUNICATIONS

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16. CITY MANAGER

17. ADJOURNMENT

The next regularly scheduled City Council meeting is Monday, May 11, 2020.

NOTE: If you challenge the public hearing(s) or the related environmental determinations in court, you may be limited to raising only those issues you or someone else raised at the public hearing described in this notice, or in written correspondence delivered to the City of Upland, at, or prior to, the public hearing.

All Agenda items and back-up materials are available for public review at the City Clerk's Office at 460 North Euclid Avenue and the City website at www.uplandca.gov.

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, 931-4120. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting. [28 CFR 35.102-35.104 ADA Title II]

POSTING STATEMENT: On April 22, 2020 a true and correct copy of this agenda was posted at 450 N. Euclid Avenue (Upland Public Library) and 460 N. Euclid Avenue (Upland City Hall) and the City website at www.uplandca.gov.