UPLAND CITY COUNCIL

AGENDA
January 28, 2019
City Council Chamber

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

JEANNETTE VAGNOZZI, CITY MANAGER
JAMES L. MARKMAN, 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.

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6:00 PM - Closed Session

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**

A. GOVERNMENT CODE SECTION 54956.9 - CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION (POTENTIAL ACTION TO APPROVE AGREEMENT)

Significant exposure to litigation pursuant paragraph 2 of subdivision (d) of Section 54956.9: 1 Potential Case

B. GOVERNMENT CODE SECTION 54956.8 - CONFERENCE WITH REAL PROPERTY NEGOTIATOR

Property: APN 0201-201-36

Agency Negotiators: City Manager Vagnozzi and Development Services Consultant Dukett

Negotiating Parties: City of Upland and Ford of Upland

Under Negotiation: Price and terms

C. GOVERNMENT CODE SECTION 54957 - PUBLIC EMPLOYEE PERFORMANCE EVALUATION

Title: City Attorney

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7:00 PM

5. INVOCATION

Deacon Richard Simpson, St. Anthony's Catholic Church

6. PLEDGE OF ALLEGIANCE

7. PRESENTATIONS

Administration of the Oath of Office to Councilmember Bill Velto

Introduction of Police Impact Team, Special Investigation Unit Team, and Luna the Community Service dog by Chief Goodman

Presentation of Certificates of Completion to the Upland Community Emergency Response Team (CERT)

8. CITY ATTORNEY

9. ORAL COMMUNICATIONS

This is a time for any citizen to comment on any item listed on the 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. Speakers will be given five (5) minutes during public hearings. The use of visual aids will be included in the time limit.

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 January 14, 2019 and the Special Meeting Minutes of January 16, 2019. (Staff Person: Keri Johnson)

B. ANNUAL WEED ABATEMENT PROGRAM

Adopt a Resolution declaring certain weeds, rubbish, refuse and dirt in the public right-of-way and private property within the city to be public nuisances and provide for the abatement thereof; authorize the mailing of notices to all persons where such nuisances exist; and set a public hearing date for June 10, 2019. (Staff Person: Sheldon Bloomfield)

C. MAYORAL APPOINTMENTS FOR 2019

Ratify the Mayoral Appointments for 2019, appointing Council Members and City Representatives to City Council committees and various City and regional committees. (Staff Person: Jeannette Vagnozzi)

D. APPOINTMENTS TO COMMITTEES

Ratify the appointments of Mark Bertone and Mark Smith to the Building Appeals Board; Steve Bierbaum, Roger Evans, Shannan Maust, and Brinda Sarathy to the City Council Advisory Committee; Robin Aspinall, Carlos Garcia, Rebecca Monk, and Lisa Nicely to the Community Development Block Grant Committee; Craig Anderson, Paul Bird, John Ickis, and Brigitte James to the Street Tree Advisory Committee; and James Beechin, Mark Bertone, and Mark Walters to the Traffic Safety Advisory Committee. (Staff Person: Jeannette Vagnozzi)

E. APPROVAL OF TRACT MAP 20117 BY WATT COMMUNITIES HIGHLINE, LLC (GENERALLY LOCATED AT THE NORTHEAST CORNER OF CAMPUS AVENUE AND COLONIES PARKWAY)

Approve Final Tract Map 20117 and authorize the City Manager to execute the Subdivision Improvement Agreements with Watt Communities Highline, LLC. It is further recommended that the City Council accept the Faithful Performance Bond in the amount of $252,000 and Labor and Materials Bond in the amount of $126,000; and authorize recordation of the Final Map. (Staff Person: Rosemary Hoerning)

F. APPROVAL OF PARCEL MAP 19975 FOR BRAVEPARK COMMERCIAL PROPERTY (GENERALLY LOCATED NORTH OF BASELINE ROAD AND SOUTHEAST OF THE 210 FREEWAY)

Authorize the City Manager to approve the Parcel Map 19975 for recordation. (Staff Person: Rosemary Hoerning)

G. ACCEPTANCE OF WORK FOR PROJECT NO. 7068, CITYWIDE STRIPING REPLACEMENT 2017-2018

Accept the work; record the Notice of Completion; and, reduce the Faithful Performance Bond to 10% for Project No. 7068, Citywide Striping Replacement 2017-2018. (Staff Person: Rosemary Hoerning)

H. EMERGENCY PURCHASE AND INSTALLATION OF EQUIPMENT AND PROFESSIONAL SERVICES FOR WATER SYSTEM IMPROVEMENTS

Receive and file the status update. (Staff Person: Rosemary Hoerning)

I. DECLARATION OF VACANCY ON THE PLANNING COMMISSION

Accept the resignation from Planning Commissioner Bill Velto and instruct the City Clerk to post the vacancy pursuant to Government Code Section 54974. (Staff Person: Jeannette Vagnozzi)

J. DISPOSAL OF SURPLUS EQUIPMENT

Declare the items included on the attached list as surplus, and authorize the City Manager to initiate disposal of the surplus equipment. (Staff Person: Jeannette Vagnozzi)

12. PUBLIC HEARINGS

A. CONTINUED PUBLIC HEARING - ORDINANCE AMENDING SECTION 5.04.470 OF TITLE 5 OF THE UPLAND MUNICIPAL CODE PERTAINING TO THE RATE OF LEVY FOR THE PARKING AND BUSINESS IMPROVEMENT AREA

The City Council will consider an Ordinance pertaining to the rate of levy for the Parking and Business Improvement Area. (Staff Person: Steven H. Dukett)

Recommendation:
1) Staff Presentation
2) Hold Public Hearing
3) Close Public Hearing
4) Adopt an Ordinance amending Section 5.04.470 of Title 5 of the Upland Municipal Code pertaining to the rate of levy for the Parking and Business Improvement Area.

13. COUNCIL COMMITTEE REPORTS

14. BUSINESS ITEMS

A. 2018 AGREEMENT TO APPROPRIATIVE POOL POOLING PLAN AND CAMA AMENDMENTS

Authorize approval of the 2018 Agreement to Appropriative Pool Pooling Plan and Court Approved Management Agreement (CAMA) Amendments associated with the adjudicated Chino Groundwater Basin. (Staff Person: Rosemary Hoerning)

B. SAN ANTONIO SURFACE WATER TREATMENT PLANT

Authorize a purchase order with Johnson Matthey for the purchase of a MIOX on-site generated Sodium Hypochlorite Generation Unit in the amount not to exceed $93,000. (Staff Person: Rosemary Hoerning)

C. APPROVAL OF A FIRST AMENDMENT TO THE STORAGE FACILITY LEASE (PHASE 3) BETWEEN THE CITY OF UPLAND AND DRY DOCK AND DEPOT STORAGE, INC.

Approve a First Amendment to the Storage Facility Lease (Phase 3) between the City of Upland and Dry Dock and Depot Storage, Inc; and authorize the City Manager to execute any and all necessary and related documents. (Staff Person: Steven H. Dukett)

D. DISCUSSION OF PURCHASING PROCEDURES

Provide direction to staff. (Staff Person: Jeannette Vagnozzi)

15. ORAL COMMUNICATIONS

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purpose of hearing current matters of concern in our community and to provide citizens a method for the public to hear those concerns in an open venue is encouraged. However, under the provisions of the Brown Act, the City Council is prohibited from discussion of items not listed on the agenda, and therefore, the City Council, City Manager, or City Attorney will take communications under advisement for consideration and appropriate response or discussion at a later time.

16. CITY MANAGER

17. ADJOURNMENT

The next regularly scheduled City Council meeting is Monday, February 11, 2019.

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 Upland Public Library, downstairs reference desk at 450 North Euclid Avenue, the City Clerk's Office at 460 North Euclid Avenue and the City website at www.ci.upland.ca.us, subject to staff's ability to post the documents before the meeting.

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 January 24, 2019 a true and correct copy of this agenda was posted on the bulletin boards at 450 N. Euclid Avenue (Upland Public Library) and 460 N. Euclid Avenue (Upland City Hall).