



UPLAND CITY COUNCIL

AGENDA

May 13, 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. PUBLIC EMPLOYEE PERFORMANCE EVALUATION AND CONSIDERATION OF PUBLIC EMPLOYEE DISMISSAL AND RELATED ACTIONS pursuant to California Government Code section 54957

Title: City Manager

B. GOVERNMENT CODE SECTION 54957.6 - CONFERENCE WITH LABOR NEGOTIATORS

Agency designated representatives: Legal Counsel Edward Zappia and City Manager Jeannette Vagnozzi

Employee organizations: Upland Mid-Management Association, Upland City Employees Association, Upland Police Officers Association, and Upland Police Management Association

7:00 PM

5. INVOCATION

Mike Ingram, Christian Science Faith

6. PLEDGE OF ALLEGIANCE

7. PRESENTATIONS

Recognition of Upland Residents Serving in the Military

Proclamation declaring the week of May 19 through May 25, 2019 as Public Works Week accepted by Public Works Director Hoerning

Proclamation declaring May as Save Our Water Month accepted by Management Analyst Michelle Madriz

Proclamation declaring 2019 the year of Upland, accepted by Upland Sister City Association

Proclamation declaring May 2019 as National Historic Preservation Month, accepted by Robin Baker, Upland Heritage President

Proclamation honoring the 30th Anniversary of Upland Heritage, accepted by Robin Baker, Upland Heritage President

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 WARRANT AND PAYROLL REGISTERS APRIL 2019

Approve the April Warrant Registers and Direct Disbursements (check numbers 24801-25239) totaling \$4,326,366.31 and Payroll Registers totaling \$1,218,160.47 (check Numbers 160577-160613 and EFTs 14283-14768). (Staff Person: Londa Bock-Helms)

B. APPROVAL OF MINUTES

Approve the Regular Meeting Minutes of April 22, 2019 and the Special Meeting Minutes of April 29, 2019. (Staff Person: Keri Johnson)

C. ANNUAL DESTRUCTION OF RECORDS

Adopt a Resolution authorizing and directing the City Clerk to destroy certain City records pursuant to the Government Code of the State of California. (Staff Person: Keri Johnson)

D. TREASURER'S REPORT MARCH 2019

Receive and file the March 2019 Treasurer's Reports. (Staff Person: Londa Bock-Helms)

E. APPROVAL OF AGREEMENT WITH ACCOUNTEMPS FOR TEMPORARY ACCOUNTING SERVICES AND UPDATE FINANCE DEPARTMENT STAFFING

Authorize the City Manager to execute an amendment to the current agreement with Accountemps (A Robert Half Company) providing temporary accounting assistance and extend the agreement through June 30, 2020; and update finance department staffing with the elimination of the accounting clerk position and the addition of a senior accounting technician position. (Staff Person: Londa Bock-Helms)

F. AMENDMENT TO THE LANDSCAPE MAINTENANCE SERVICES AGREEMENT

Authorize an amendment to the Landscape Services Agreement with Brightview (Formerly Valley Crest). (Staff Person: Rosemary Hoerning)

G. RESOLUTION APPROVING AN AMENDMENT TO PURCHASE AND SALE AGREEMENT AND ESCROW INSTRUCTIONS BETWEEN THE CITY AND THE SAN ANTONIO WATER COMPANY FOR THE CITY'S PURCHASE OF PROPERTY (A PORTION OF ASSESSOR'S PARCEL NO. 1005-271-03, 1723 N. BENSON AVENUE) TO FACILITATE THE CONSTRUCTION OF A REPLACEMENT 7.5 MG WATER RESERVOIR

Adopt a Resolution approving an amendment to the purchase and sale agreement and escrow instructions between the City and the San Antonio Water Company for the City's purchase of property to be used to facilitate the construction of a replacement 7.5 MG reservoir, Project No. 9128. This amendment will extend the outside closing date by 60 days, and will authorize the City Manager to further extend the outside closing date for another 60 days, if necessary, to accommodate delays by the State Water Resources Control Board in the issuance of the construction financing agreement delayed due to the State's accounting system transition. (Staff Person: Rosemary Hoerning)

H. PROFESSIONAL SERVICE AGREEMENT FOR SOLID WASTE RATE EVALUATION

Approve the Professional Services Agreement with R3 Consulting Group, Inc. for the 2019 Solid Waste Rate Evaluation and Review in the amount of \$39,745. (Staff Person: Rosemary Hoerning)

I. RESIGNATION OF CITY COUNCIL ADVISORY COMMITTEE MEMBER

Accept the resignation from City Council Advisory Member Brinda Sarathy and instruct the City Clerk to post the vacancy pursuant to Government Code Section 54974. (Staff Person: Keri Johnson)

12. PUBLIC HEARINGS

A. COMMUNITY DEVELOPMENT BLOCK GRANT ONE YEAR ACTION PLAN FOR FISCAL YEAR 2019-20

The City Council will consider adoption of the Fiscal Year 2019-20 Community Development Block Grant One Year Action Plan. (Staff Person: Robert Dalquest)

Recommendation: 1) Staff Presentation

2) Hold Public Hearing

3) Close Public Hearing

4) Adopt a Resolution approving the City of Upland's One Year Action Plan for Fiscal Year 2019-20 and authorize the City Manager to execute any and all necessary related documents to implement the FY 2019-20 Plan.

13. COUNCIL COMMITTEE REPORTS

A. SPECIAL INVESTMENTS COMMITTEE MEETING, APRIL 24, 2019

14. BUSINESS ITEMS

A. CONSIDER APPROVAL OF AN URGENCY ORDINANCE AND AN ORDINANCE REGARDING "SMALL WIRELESS FACILITIES", AMENDING SECTION 5.36.190 OF THE UPLAND MUNICIPAL CODE REGARDING THE SAME, AND DECLARING THE URGENCY AND IMMEDIATE EFFECTIVENESS THEREOF, PURSUANT TO GOVERNMENT CODE SECTIONS 36934 AND 36937 AND APPROVE A RESOLUTION ADOPTING A CITY WIDE POLICY REGARDING PERMITTING REQUIREMENTS AND DEVELOPMENT STANDARDS FOR SMALL WIRELESS FACILITIES

The City Council will consider the following actions. (Staff Person: Robert Dalquest)

1. Adopt an Urgency Ordinance regarding "small wireless facilities", amending Section 5.36.190 of the Upland Municipal Code regarding the same, and declaring the Urgency and Immediate Effectiveness thereof pursuant to Government Code Sections 36934 and 36937, and approving California Environmental Quality Act Exemptions therewith; and
2. Hold first reading by title only, waive further reading, and introduce an Ordinance regarding small wireless facilities, amending Section 5.36.190 of the Upland Municipal Code regarding the same, and approving California Environmental Quality Act Exemptions in connection therewith; and

3. Approve a Resolution adopting a City wide policy regarding Permitting Requirements and Development Standards for small wireless facilities.

15. ORAL COMMUNICATIONS

This is a time for any citizen to comment on any item not listed on the agenda. 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. Public comments and questions for the 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 Tuesday, May 28, 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 May 8, 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).