



UPLAND CITY COUNCIL

AGENDA

June 8, 2015
City Council Chambers

RAY MUSSER, MAYOR
GLENN BOZAR, MAYOR PRO TEM
GINO L. FILIPPI, COUNCILMEMBER
DEBBIE STONE, COUNCILMEMBER
CAROL TIMM, COUNCILMEMBER

ROD BUTLER, CITY MANAGER
RICHARD L. ADAMS II, CITY ATTORNEY

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 four (4) minutes. The use of visual aids will be included in the time limit.

4. CLOSED SESSION

- A. GOVERNMENT CODE SECTION 54957.6 - CONFERENCE WITH LABOR NEGOTIATORS

Agency designated representatives:

Consultant Patrick Clark, Administrative Services Director Stephanie Mendenhall, Human Resources Manager Tanya Bragg, and Interim Finance Manager Scott Williams

Employee organization:

Upland Mid-Management Association, Upland General Employees Association, Upland Police

Officers Association, Upland Police Management Association, Upland Captains Association, Upland Fire Fighters Association, and Upland Fire Management Association

B. GOVERNMENT CODE SECTION 54956.95 - LIABILITY CLAIMS (WORKER'S COMP)

Claimant: Rogelio Alvarez

Agencies: City of Upland

C. GOVERNMENT CODE SECTION 54956.9 - CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

(Paragraph (2) Subdivision (d) of Section 54956.9)

Case Name: Ontario Airport TCE Plume, Regional Water Quality Control Board "Draft" Clean-up and Abatement

7:00 PM

5. INVOCATION

Dr. Rahmi Mowjood, Islamic Center of the Inland Empire

6. PLEDGE OF ALLEGIANCE

Boy Scout Troop 623

7. PRESENTATIONS

Certificate of Recognition to Eagle Scout Michael Stegmeier, Troop 623

Presentation of the Citizen Award of Merit to David Raigoza by Police Captain Ken Bonson

Presentation of the Life Saving Award to Police Officer Chris Hilliard by Police Captain Ken Bonson

Presentation of Certificates of Recognition to AYSO Girls Under 10, AYSO Angels, on finishing 3rd place in the State Championship

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

Presentation on Land Use Constraints Analysis by Mitch Alderman of San Bernardino Associated Governments (SANBAG)

8. CITY ATTORNEY

9. ORAL COMMUNICATIONS

This is a time for any citizen to comment on any item listed or 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 four (4) minutes. Speakers will be given five (5) minutes during public hearings. 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.

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. WAIVE READING OF ORDINANCES AND RESOLUTIONS

Approve the reading of titles of all ordinances and resolutions and declare that said titles which appear on the public agenda shall be determined to have been read by title and further reading waived. Staff will prepare summaries of all ordinances considered by the City Council and publish the summaries at least five days prior to adoptions.

B. APPROVAL OF WARRANTS AND PAYROLL REGISTERS

Approve Warrant Registers dated May 20, 2015 in the amount of \$751,675.11 and Payroll Registers dated May 28, 2015 in the amounts of \$595,059.53 and \$1,654.56. (Staff Person: Stephanie Mendenhall)

C. APPROVAL OF MINUTES

Approve the Regular Meeting Minutes of May 26, 2015. (Staff Person: Stephanie Mendenhall)

D. RE-APPOINTMENTS TO CITY COMMITTEES

Ratify the Mayor's re-appointments of Loren Sanchez to the Library Board, term to expire June, 2018, and Ron King and Shelly Verrinder to the Planning Commission, terms to expire June, 2019. (Staff Person: Stephanie Mendenhall)

E. 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: Stephanie Mendenhall)

F. USED OIL PAYMENT PROGRAM (OPP CYCLE 5) GRANT

Accept the Used Oil Payment Program Cycle 5 Grant Award of \$20,926. (Staff Person: Rosemary Hoerning)

G. APPROVAL OF AGREEMENT WITH UPLAND COMMUNITY PARTNERSHIP FOR YOUTH DEVELOPMENT FOR FY16 AFTER SCHOOL PROGRAMS

Authorize the City Manager to enter into an agreement with the Upland Community Partnership for Youth Development for the Recreation Division to coordinate after school and summer programs. (Staff Person: Roberta Knighten)

12. PUBLIC HEARINGS None

13. COUNCIL COMMITTEE REPORTS

A. POLICE AND FIRE COMMITTEE MEETING, MAY 26, 2015

- 1) **Municipal Code Amendment repealing and replacing Chapter 9 related to psychoactive bath salts, psychoactive herbal incense and other synthetic drugs**, the Committee recommends the City Council introduce and hold first reading by title only of an Ordinance repealing and replacing Chapter 9 of the Upland

Municipal Code regarding psychoactive bath salts, psychoactive herbal incense and other synthetic drugs, prohibiting the distribution and sale of certain intoxicating chemicals known as synthetic drugs.

B. FINANCE AND ECONOMIC DEVELOPMENT COMMITTEE MEETING, JUNE 1, 2015

- 1) **Proposed Annual Budget for Fiscal Year 2015-16**, the Committee recommends the City Council adopt a Resolution approving the Fiscal Year 2015-16 Annual Budget including amending the compensation plans for the Mid management employees, General employees and part-time employees.

14. BUSINESS ITEMS

A. ECONOMIC REFUNDING OF BONDS FOR COMMUNITY FACILITIES DISTRICT NO. 2003-2

Adopt a Resolution authorizing the issuance of its special tax refunding bonds, issue of 2015 in an aggregate principal amount of not to exceed \$21,000,000 and approving a bond purchase agreement, an indenture, an escrow agreement, a continuing disclosure agreement and a preliminary official statement and taking certain other actions in connection therewith; and direct staff to take those actions necessary to refund the above referenced bonds. (Staff Person: Scott Williams)

B. ALLOCATION OF COPS FY12/13 FUNDS

Appropriate \$36,484.11 in COPS FY12/13 funds for the purchase of front-line law enforcement equipment. (Staff Person: Brian Johnson)

C. AWARD OF BID FOR PROJECT NO. 9327, CITYWIDE SEWER REHABILITATION (BID NO. 2015-03)

Approve the specifications for Project No. 9327; award the construction contract to Vasilj, Inc. in the amount of \$303,450; and approve a construction contingency in the amount of \$60,690, for a total construction amount of \$364,140. (Staff Person: Rosemary Hoerning)

D. CALIFORNIA HOME FINANCE AUTHORITY PACE PROGRAMS AND ASSOCIATE MEMBERSHIP IN THE CALIFORNIA HOME FINANCE AUTHORITY

Adopt a Resolution consenting to inclusion of properties within the City's jurisdiction in the California Home Finance Authority Program to finance renewable energy generation, energy and water efficiency improvements and electric vehicle charging infrastructure and approving associate membership in the Joint Exercise of Powers Authority related thereto; adopt a Resolution consenting to inclusion of properties within the City's jurisdiction in the California Home Finance Authority Community Facilities District No. 2014-1 (clean energy) to finance renewable energy improvements, energy efficiency and water conservation improvements and electric vehicle charging infrastructure and approving associate membership in the Joint Exercise of Powers Authority related thereto; and authorize the City Manager to execute any necessary documents to that effect. (Staff Person: Liz Chavez)

E. DECLARE HIGH SHORTAGE STAGE WATER CONSERVATION

Adopt a Resolution declaring water conservation at the High Shortage Stage, resulting in a change from the Moderate Shortage Stage, and direct staff to notify the public accordingly. (Staff Person: Rosemary Hoerning)

15. CITY MANAGER

A. WATER CONSERVATION PRESENTATION BY WATER CONSERVATION SPECIALIST BARBARA TAYLOR

16. ADJOURNMENT

The City Council will hold two special meetings on Monday, June 15, 2015 at 4:00 p.m. and Saturday, June 20, 2015 at 9:00 a.m. The next regularly scheduled City Council meeting is Monday, June 22, 2015.

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 June 4, 2015 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).