



**UPLAND CITY COUNCIL
AND SUCCESSOR AGENCY TO THE UPLAND
COMMUNITY REDEVELOPMENT AGENCY**

AGENDA

**March 23, 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, INTERIM CITY ATTORNEY**

*** * * * ***
5:30 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: City Manager Butler and Human Resources Manager Tanya Bragg

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 54956.9 - CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION

(Paragraph (1) of Subdivision (d) of Section 54956.9)

Case Name: Jacob Katoa v. City of Upland, et al (Case No. ED CV13-01721 JAK (DTBx))

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

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

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

D. GOVERNMENT CODE SECTION 54956.9 - CONFERENCE WITH LEGAL COUNSEL - INITIATION OF LITIGATION

Pursuant to paragraph (4) of subdivision (d) of Government Code §54956.9: one potential case

7:00 PM

5. INVOCATION

Pastor James Pike, Grace Lutheran Church

6. PLEDGE OF ALLEGIANCE

7. PRESENTATIONS

Presentation by Fire Chief Mayhew to the 2014 Firefighter of the Year

Homeless Taskforce Update presented by Doug Story

Investment presentation for the City of Upland for the period ending January 31, 2015

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. 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 March 11, 2015 in the amount of \$1,070,630.90; and Payroll Registers dated March 19, 2015 in the amounts of \$593,978.91 and \$3,469.21. (Staff Person: Stephanie Mendenhall)

C. APPROVAL OF MINUTES

Approve the Regular Meeting Minutes of March 9, 2015. (Staff Person: Stephanie Mendenhall)

D. 2015 4th OF JULY FIREWORKS SPECTACULAR

Direct the City Manager to execute an agreement with Pyro Spectaculars for pyrotechnic services for the annual 4th of July fireworks show. (Staff Person: Roberta Knighten)

E. BOARD OF DIRECTORS FOR WEST END CONSOLIDATED WATER COMPANY

Appoint Glenn Bozar as proxy to vote all shares at the annual stockholder's meeting of the West End Consolidated Water Company for the slate of directors. (Staff Person: Rosemary Hoerning)

F. EMERGENCY REPLACEMENT OF PLANT NO. 4 SWITCHGEAR

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

11. PUBLIC HEARINGS

A. MUNICIPAL CODE AMENDMENT RELATIVE TO DELINQUENT TRASH COLLECTION FEES

The City Council will consider establishing fees in connection with trash collection services charges. (Staff Person: Christa Buhagiar)

- Recommendation:
- 1) Staff presentation
 - 2) Hold Public Hearing
 - 3) Close Public Hearing
 - 4) Hold first reading by number and title only and introduce an Ordinance electing to have delinquent trash collection fees collected on the tax roll and amending Chapter 13.34 and Section 13.28.170 of Chapter 13.28 of Title 13 of the Upland Municipal Code relating to liens imposed for unpaid trash collection services and waive further reading of the Ordinance
 - 5) Adopt a Resolution establishing fees in connection with the unpaid trash collection service charges

12. COUNCIL COMMITTEE REPORTS

- A. SPECIAL FINANCE AND ECONOMIC DEVELOPMENT COMMITTEE MEETING, MARCH 12, 2015
- 1) **Authorization to enter into a contract with Tyler Technologies, Inc. to furnish and deliver an Enterprise Resource Planning System**, the majority of the Committee recommends the City Council enter into a three-year contract with Tyler Technologies, Inc. to furnish and deliver software, hardware, and services for an Enterprise Resource Planning Software System in an amount not to exceed \$876,738.

13. BUSINESS ITEMS

- A. PROFESSIONAL SERVICE AGREEMENTS WITH HINDELITER DE LLAMAS AND ASSOCIATES AND HDL COREN & CONE FOR SALES TAX AND PROPERTY TAX AUDIT AND INFORMATION SERVICES

Approve the professional services agreement with Hinderliter de Llamas and Associates to provide the City with Sales Tax Audit and Information Services; and approve the professional services agreement with HdL Coren & Cone to provide the City with Property Tax Audit and Information Services. (Staff Person: Christa Buhagiar)

- B. ECONOMIC REFUNDING OF THE UPLAND COMMUNITY REDEVELOPMENT AGENCY UPLAND COMMUNITY REDEVELOPMENT PROJECT TAX ALLOCATION REFUNDED BOND ISSUE OF 2006 [PARTIAL REFUNDING]

Successor Agency Board adopt a Resolution authorizing the issuance and sale of Tax Allocation Refunding Bonds and approving the Form of an Indenture of Trust and authorizing certain other actions in connection therewith. (Staff Person: Christa Buhagiar)

- C. ECONOMIC REFUNDING OF THE CITY OF UPLAND COMMUNITY FACILITIES DISTRICT NO. 2003-2 (THE COLONIES AT SAN ANTONIO IMPROVEMENT AREA NO. 2) SPECIAL TAX BONDS, SERIES B OF 2004

Direct staff to take those actions necessary to refund the above referenced bonds. (Staff Person: Christa Buhagiar)

- D. CONSIDERATION OF COST REDUCTION OPTIONS AND REVENUE GENERATING IDEAS FOR THE UPLAND ANIMAL SERVICES PROGRAM

Direct staff to issue a formal Request for Proposal to provide animal shelter and animal control services; provide direction to staff on the level of services to be provided and the goals bidders will be evaluated on; and give guidance as to the criteria for evaluating the ability of proposers to meet the terms of the contract, such as whether a requirement that proposers have previous experience providing both animal shelter and animal control functions for a municipality. (Staff Person: Roberta Knighten)

- E. UPDATE ON UPLAND POLICE OFFICER HIRING AND RETENTION

14. CITY MANAGER

- A. FINANCIAL REPORT FOR THE MONTH ENDING FEBRUARY 2015

Receive and file the Financial Report for the Month of February 2015. (Staff Person: Christa Buhagiar)

15. COUNCIL COMMUNICATIONS

16. ADJOURNMENT

The next regularly scheduled City Council meeting is Monday, April 13, 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 March 19, 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).