



UPLAND CITY COUNCIL

AGENDA

**May 11, 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. There are no Closed Session items.

7:00 PM**

- 5. INVOCATION**

Sohelia Azizi, Baha'i Faith of Upland

6. PLEDGE OF ALLEGIANCE

7. PRESENTATIONS

Proclamation declaring April 25, 2015 as Community Day of Service, accepted by the Upland Community Service Council

Proclamation declaring May 17 - 23, 2015, as Public Works Week, accepted by Public Works Director Rosemary Hoerning

Proclamation declaring May 2015 as Upland Pet Adoption Month, accepted by Animal Services Supervisor Jon Knowlton

Proclamation designating Upland as a Purple Heart City, accepted by Commander John Melendrez of Chapter 2929 Military Order of the Purple Heart

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 April 22, 2015 in the amount of \$1,725,503.97; April 30, 2015 in the amount of \$244,042.72 and Payroll Registers dated April 30, 2015 in the amount of \$654,729.63. (Staff Person: Stephanie Mendenhall)

C. APPROVAL OF MINUTES

Approve the Special and Regular Meeting Minutes of April 27, 2015. (Staff Person: Stephanie Mendenhall)

D. EMERGENCY REPLACEMENT OF PLANT NO. 4 SWITCHGEAR

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

E. APPROVAL OF FINAL TRACT MAP 18697 LOCATED AT THE NORTHEAST CORNER OF 8TH STREET AND SULTANA AVENUE

Approve Final Tract Map 18697; authorize the City Manager to execute the Subdivision Improvement Agreement with William Lyon Homes, Inc.; and accept the Faithful Performance Bond in the amount of \$2,841,000 and Labor and Materials Bond in the amount of \$1,421,000. (Staff Person: Rosemary Hoerning)

F. APPROVAL OF FINAL TRACT MAP 18951 LOCATED AT THE SOUTHEAST CORNER OF CENTRAL AVENUE AND 11TH STREET

Approve Final Tract Map 18951; authorize the City Manager to execute the Subdivision Improvement Agreement with Upland Central, LLC; and accept the Faithful Performance Bond in the amount of \$1,485,000 and Labor and Materials Bond in the amount of \$743,000. (Staff Person: Rosemary Hoerning)

G. ACTIVE TRANSPORTATION PROGRAM (ATP) GRANT PARTNERSHIP

Adopt a Resolution authorizing participation with the City of Ontario for Cycle 2 Active Participation Program funding to construct bicycle improvements on San Antonio Avenue; and authorize the City Manager to execute documents. (Staff Person: Rosemary Hoerning)

H. REVIEW OF THE POLICIES AND PROCEDURES RELATIVE TO ESTABLISH AND OPERATE COMMISSIONS, COMMITTEES, BOARDS AND AUTHORITIES

Adopt a Resolution amending the policies and procedures relative to the establishment and operation of commissions, committees, boards and authorities appointed to advise the City Council. (Staff Person: Richard L. Adams, II)

11. PUBLIC HEARINGS

A. FY 2015-19 CONSOLIDATED PLAN AND FY 2015-16 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) ONE-YEAR ACTION PLAN

The City Council will consider the use of Community Development Block Grant funds in the City's five-year Consolidated Plan (2015-19), and a one year Action Plan FY 2015-16. (Staff Person: Liz Chavez)

Recommendation: a) Staff presentation
b) Hold Public Hearing
c) Close Public Hearing
d) Adopt a Resolution approving the City of Upland Consolidated Plan for Fiscal Years 2015-19 and One-Year Action Plan for Fiscal Year 2015-16; and authorize the City Manager to execute any and all necessary and related documents to implement the FY 2015-16 Plan

B. VACATION OF 17-FOOT STRIP ALONG 8TH STREET (FROM NORTHEAST CORNER OF SULTANA AVENUE AND 8TH STREET TO APPROXIMATELY 643 FEET EASTERLY)

The City Council will consider Street Vacation SV-15-01 vacating a 17 foot strip along 8th street (from the northeast corner of Sultana Avenue and 8th Street to approximately 643 feet east). (Staff Person: Rosemary Hoerning)

Recommendation: a) Staff presentation
b) Hold Public Hearing
c) Close Public Hearing
d) Adopt a Resolution declaring an order to vacate a 17 foot strip, along the entire width of the property frontage on 8th

Street (from northeast corner of 8th Street & Sultana Avenue to approximately 643 feet easterly)

12. COUNCIL COMMITTEE REPORTS

- A. FINANCE AND ECONOMIC DEVELOPMENT COMMITTEE MEETING, MAY 4, 2015

13. BUSINESS ITEMS

- A. MUNICIPAL CODE AMENDMENT TO CHAPTERS 1 AND 5 RELATED TO THE ABATEMENT OF NUISANCES AND RECOVERY OF FEES AND COSTS ASSOCIATED THEREWITH, DECLARATION AGAINST OPERATION OF ILLEGAL BUSINESSES AND THE ISSUANCE OF ADMINISTRATIVE CITATIONS

Introduce for first reading by title only and waive further reading of an Ordinance amending and revising Chapters 1 and 5 of the Upland Municipal Code related to the abatement of nuisances and recovery of fees and costs associated therewith, declaration against operation of illegal businesses, and the issuance of administrative citations. (Staff Person: Richard Adams)

- B. AMENDMENT NO. 1 TO THE MOU BETWEEN THE CITIES OF UPLAND AND MONTCLAIR FOR JOINT SHARING OF FIRE DEPARTMENT COMMAND STAFF AND EXPANSION OF AUTOMATIC AND MUTUAL AID THROUGH MUTUAL AGREEMENT TO VACATE SERVICE BOUNDARIES

Approve Amendment No. 1 to the Memorandum of Understanding between the cities of Upland and Montclair for joint sharing of Fire Department Command Staff and expansion of automatic and mutual aid through mutual agreement to vacate service boundaries. (Staff Person: Rick Mayhew)

- C. CONSIDER ADOPTION OF RESOLUTION IDENTIFYING THE TERMS AND CONDITIONS FOR FIRE DEPARTMENT RESPONSE AWAY FROM THEIR OFFICIAL DUTY STATION AND ASSIGNED TO AN EMERGENCY INCIDENT

Adopt a Resolution identifying the terms and conditions for Fire Department response away from their official duty station and assigned to an emergency incident. (Staff Person: Rick Mayhew)

14. CITY MANAGER

- A. UPDATE ON POLICE DEPARTMENT STAFFING ANALYSIS

15. COUNCIL COMMUNICATIONS

16. ADJOURNMENT

The next regularly scheduled City Council meeting is Tuesday, May 26, 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 May 7, 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).