A. CALL TO ORDER

The Rancho Cucamonga City Council held a regular closed session on Wednesday, April 1, 2015 in the Tapia Room at the Civic Center, 10500 Civic Center Drive, Rancho Cucamonga, California. The meeting was called to order at 5:15 p.m. by Mayor L. Dennis Michael.

Present were Council Members: Bill Alexander, Lynne Kennedy, Diane Williams, Mayor Pro Tem Sam Spagnolo and Mayor L. Dennis Michael.

Also present were: John Gillison, City Manager; City Attorney Jim Markman; Linda Daniels, Assistant City Manager; Lori Sassoon, Deputy City Manager/Administrative Services and Jeff Bloom, Deputy City Manager/Economic and Community Development.

B. ANNOUNCEMENT OF CLOSED SESSION ITEMS

The following closed session items were considered:

E1. CONFERENCE WITH LABOR NEGOTIATOR ROBERT NEIUBER, HUMAN RESOURCES DIRECTOR PER GOVERNMENT CODE SECTION 54954.2 REGARDING LABOR NEGOTIATIONS WITH THE EXECUTIVE MANAGEMENT EMPLOYEES. – CITY

E2. CONFERENCE WITH REAL PROPERTY NEGOTIATORS PER GOVERNMENT CODE SECTION 54956.8 FOR PROPERTY GENERALLY LOCATED AT 12949 WHITTRAM AVENUE (SOUTHEAST CORNER OF WHITTRAM AVENUE AND ETIWANDA AVENUE); NEGOTIATING PARTIES MARK STEUER, CITY ENGINEER AND LEN SANTORO, CBRE AND ORANGE TREE REALTY; REGARDING PRICE AND TERMS. – CITY

E3. CONFERENCE WITH REAL PROPERTY NEGOTIATORS PER GOVERNMENT CODE SECTION 54956.8 FOR PROPERTY GENERALLY LOCATED AT 10126 DORSET; NEGOTIATING PARTIES JEFF BLOOM, DEPUTY CITY MANAGER AND SAN BERNARDINO COUNTY TAX COLLECTOR; REGARDING PRICE AND TERMS. – CITY, HOUSING SUCCESSOR AGENCY

E4. CONFERENCE WITH REAL PROPERTY NEGOTIATORS PER GOVERNMENT CODE SECTION 54956.8 FOR PROPERTY GENERALLY LOCATED ON THE NORTH SIDE OF BASE LINE ROAD AND WEST OF DAY CREEK BOULEVARD (APN 1089-031-12); NEGOTIATING PARTIES LINDA DANIELS, ASSISTANT CITY MANAGER AND KEVIN BLAKESLEE, DEPUTY DIRECTOR, SAN BERNARDINO COUNTY FLOOD CONTROL DISTRICT; REGARDING PRICE AND TERMS. – CITY

C. PUBLIC COMMUNICATIONS ON CLOSED SESSION ITEM(S)

No public communications were made.
D. CITY MANAGER ANNOUNCEMENTS

No discussion or action was taken.

F. RECESS

CLOSED SESSION TO RECESS TO THE REGULAR FIRE PROTECTION DISTRICT, SUCCESSOR AGENCY, PUBLIC FINANCING AUTHORITY AND CITY COUNCIL MEETINGS AT 7:00 P.M. IN THE COUNCIL CHAMBERS AT CITY HALL, LOCATED AT 10500 CIVIC CENTER DRIVE, RANCHO CUCAMONGA, CALIFORNIA.

The closed session recessed at 6:33 p.m. with no action taken.

G. REGULAR MEETING

CALL TO ORDER – 7:00 P.M.
COUNCIL CHAMBER

The meetings of the Rancho Cucamonga Fire Protection District, Successor Agency, Public Financing Authority and City Council reconvened in the City Council Chamber at the Civic Center, located at 10500 Civic Center Drive, Rancho Cucamonga, California. Mayor L. Dennis Michael called the meeting to order at 7:00 p.m.

Present were Council Members: Bill Alexander, Lynne Kennedy, Diane Williams, Mayor Pro Tem Sam Spagnolo and Mayor L. Dennis Michael.

Also present were: John Gillison, City Manager; Linda Daniels, Assistant City Manager; Jim Markman, City Attorney; Marie Macias, Interim City Clerk Services Director and Adrian Garcia, Assistant City Clerk.

H. ANNOUNCEMENTS/PRESENTATIONS

H1. Presentation of a proclamation to Donate for Life California declaring April as the DMV/Donate Life California Month encouraging anyone renewing their driver’s license or I.D. card to become a donor

Mayor Michael introduced Ina Brown, Living Donor and Ambassador, who provided information about Donate Life California Month and the importance of being a donor. She encouraged participation in their annual “Donate Life Run,” scheduled to take place on April 25th at Cal State Fullerton.

Mayor Michael read and presented Ms. Ina Brown with a proclamation declaring April as the DMV/Donate Life California Month and encouraged all residents to check “yes” in the Donor box when applying or renewing their driver licenses or identification cards.

H2. Update on Special Olympics World Games 2015 Host Town Efforts
Francie Palmer, Communications Director, City of Rancho Cucamonga, provided a Power Point presentation on the City’s efforts to be selected as a Host City for the Special Olympics World Games this year. She highlighted the upcoming events associated with being a Host City for Cote d’Ivoire and noted that the City would be hosting a delegation of 98 individuals beginning July 21 through July 24, 2015. She announced that volunteers were needed to serve as interpreters (French and Arabic), as well as medically trained individuals. She also announced that Shakey’s Pizza had committed to a six-week fundraising campaign for Rancho Cucamonga’s Cote d’Ivoire athletes.

H3. Introduction of New K9

Mayor Michael called upon Danielle Boldt, Rancho Cucamonga Police Chief, who introduced “Smokey” the newest Deputy Sheriff, a K9 addition to the Police Force. She noted that Smokey was a two-year-old Labrador Retriever from Europe, who was transported to Indiana by the vendor, for training on narcotics detection. She informed that Deputy Derek Pedersen and Smokey had just returned from three weeks of training and that Smokey’s nose could find narcotics 100 times faster than any human. She mentioned that Deputy Pedersen and Smokey had recently been certified by the California Narcotics Association, and provided two stories about Smokey’s first week on the job.

H4. Presentation by Assemblyman Marc Steinorth to the Cucamonga Foothills Preservation Alliance (CFPA) in recognition of their efforts in preserving the Cucamonga Canyon

Mayor Michael introduced Assemblyman Marc Steinorth, who called on John Banacky, Founder and President of the Cucamonga Foothills Preservation Alliance (CFPA), and several CFPA members and volunteers.

Assemblyman Steinorth recognized Mr. Banacky and his group of volunteers for their efforts and commitment to preserving the Cucamonga Canyon. He presented the group with a resolution and certificates of recognition on behalf of the California State Assembly.

Mayor Michael noted that the City had recognized Mr. Banacky and the CFPA at the State of the City event. He spoke about their efforts and expressed appreciation for their dedication.

Mr. Banacky informed the audience that the CFPA could be found on Facebook, and that a volunteer form was also available for those individuals who may be interested in becoming a member of the organization. He noted that volunteers were always welcome.

NOTE: The presentations were not presented in the same order as they appear on the agenda.

Mayor Michael announced that the meeting would be adjourned in memory of Elmer H. Steeve. At this time, he called on Mrs. Wilma Steeve, and presented her with a Certificate in memory of Mr. Steeve. The Mayor and Council expressed their condolences to Mrs. Steeve and acknowledged family and friends present in the audience.

I. PUBLIC COMMUNICATIONS

11. Lydia Alcaraz and Martha Hughes, Sr. Advisory Committee Members, spoke about the Committee’s 9th Annual Black & White Gala event, scheduled for May 2nd at 6:00 p.m. at
Central Park. Ms. Alcaraz mentioned that tickets could be purchased at the park or from Sr. Advisory Committee members at a cost of $40. She informed that proceeds would benefit “at risk” senior citizens. Ms. Hughes acknowledged the Steeve Family, who started the program, and advised that donations were being sought for purchase and preparation of raffle prizes for the event. They provided the City Clerk with ten tickets as a convenience for City Council to purchase.

I2. Janet Walton offered a prayer for the City of Rancho Cucamonga and the City Council.

I3. Jerry Lee mentioned that the Black & White Gala event was the largest fundraiser held for the benefit of “at risk” senior citizens in the community. When she could no longer speak, “Jim” took over and read the comments she had prepared asking the City Council to consider including all parks throughout the City into the proposed Community Facilities District “CFD” and then assess the Landscape Maintenance Districts.

I4. Jim Heitman, Rancho Cucamonga Chamber of Commerce Board Member, announced upcoming Chamber events.

I5. Tressy Capps stated that she was a member of a grass roots effort opposed to the addition of toll lanes in the Inland Empire. She informed that the Cities of Chino and Fontana had already expressed their opposition to the toll roads. She encouraged people to look up “Toll Free IE” on Facebook for additional information on this matter.

I6. Dave Dykstra, longtime Rancho Cucamonga resident, stated that it was awesome to see so many Los Osos High School students in the audience. He directed his speech to the students, noting that they were the only ones who could change things. He provided a history of the issues with the City’s Animal Shelter, and asked Council Member Kennedy to express her opinion on the testimonies she had heard on this subject.

I7. Susan Keithly spoke about her concerns with the process for hiring/firing volunteers at the City’s Animal Shelter. She also expressed concern with the manner in which dogs were being treated at the Animal Shelter.

I8. Dana Keithly, former employee and volunteer of the Animal Shelter, spoke about a Pitbull named Marcos, and the staff’s lack of desire to work with him. She read a segment from his behavioral study, and expressed concern with the care that he was receiving. She asked the City Council to please do something with respect to this matter.

I9. Dr. William Martin spoke about the “National Day of Prayer” scheduled for May 7, 2015. He stated that they were looking forward to a large prayer gathering for the 64th annual Observance, to be held at the Victoria Gardens Cultural Center courtyard from 12:00 – 2:00 p.m. He provided a brief history of the event, noting that the theme this year would be, “Lord Hear Our Cry.”

I10. Mrs. Delores Martin thanked the City Council for their letters of support and prayers during her time of need. She stated that Council Member Kennedy had been a blessing to her. She stated that she was thankful for the work that the City Council Members do, and for their concern for the City and its residents.

I11. John Lyons, Etiwanda area resident, announced that this coming Friday was Good Friday, and went on to wish everybody a happy Easter. He discussed a recent meeting he
had attended on homelessness in the City, the Animal Shelter activists, and noted that he boycotts all cities with toll lanes.

J12. Ms. Dravis announced that on June 11th many animal shelters would be taking a challenge of “Just One Day” to see if the actual “No Kill” motto really works. She spoke about the horrible conditions at the San Bernardino Animal Shelter, but noted that they were hoping to improve the situation. She mentioned that she was working with Upland, and challenged Rancho Cucamonga to take the “Just One Day” challenge. She mentioned that throwing an animal into an animal shelter was the same as throwing a child into foster care.

**CONSENT CALENDARS:**
The following Consent Calendar items are expected to be routine and non-controversial. They will be acted upon by the Fire Board/Successor Agency/Authority Board/Council at one time without discussion. Any item may be removed by a Fire Board/Successor Agency/Authority Board/Council Member for discussion.

**J. CONSENT CALENDAR – FIRE PROTECTION DISTRICT**

J1. Consideration to approve Minutes of: March 18, 2015 (Regular Meeting)

J2. Consideration to approve Check Register dated March 11, 2015 through March 24, 2015 for the total of $648,604.76.

J3. Consideration to accept the Vehicle Exhaust Removal System Replacement at Various Fire District Facilities, Contract No. FD13-007, as complete, release the Bonds, accept a Maintenance Bond, authorize the City Engineer to file a Notice of Completion and approve the final contract amount of $375,706.87.

**RESOLUTION NO. FD 15-002**

A RESOLUTION OF THE FIRE BOARD OF THE CITY OF RANCHO CUCAMONGA, CALIFORNIA, ACCEPTING THE VEHICLE EXHAUST REMOVAL SYSTEM REPLACEMENT AT VARIOUS FIRE DISTRICT FACILITIES, CONTRACT NO. FD13-007, AND AUTHORIZING THE FILING OF A NOTICE OF COMPLETION FOR THE WORK

MOTION: Moved by Council Member Alexander, seconded by Council Member Williams, to approve the staff recommendations in the staff reports for Consent Calendar items J1 – J3. Motion carried 5-0.

**K. CONSENT CALENDAR – SUCCESSOR AGENCY**

K1. Consideration to approve Minutes of: March 18, 2015 (Regular Meeting)

MOTION: Moved by Mayor Pro Tem Spagnolo, seconded by Council Member Williams, to approve the Minutes of March 18, 2015. Motion carried 5-0.
L. CONSENT CALENDAR – PUBLIC FINANCING AUTHORITY

L1. Consideration to approve Minutes of: March 18, 2015 (Regular Meeting)

MOTION: Moved by Council Member Kennedy, seconded by Council Member Alexander, to approve the Minutes of March 18, 2015. Motion carried 5-0.

M. CONSENT CALENDAR – CITY COUNCIL

M1. Consideration to approve Minutes of: March 18, 2015 (Special Meeting)
March 18, 2015 (Regular Meeting)

M2. Consideration to approve Check Register dated March 11, 2015 through March 24, 2015 and payroll ending March 24, 2015 for the total of $3,078,834.95.

M3. Consideration to accept the bids received, award and authorize the execution of a contract in the amount of $25,280.80 for the “LMD-5 Fence Replacement Project” to the lowest responsive bidder, Econo Fence, Inc. of Riverside, and authorize the expenditure of a contingency in the amount of $2,528.08 to be funded from Account 1135303-5300 (LMD-5).

M4. Consideration to accept the bids received and award and authorize the execution of the contract in the amount of $111,772.20, to the lowest responsive bidder, KASA Construction, Inc., and authorize the expenditure of a 10% contingency in the amount of $11,177.22, for the Etiwanda Creek Park Sidewalk improvement Project to be funded from Park Development Funds, Account No. 1120305-5650/1861120-0.

M5. Consideration to approve a Drainage Reimbursement Agreement, DRA-43, for a local drainage facility constructed in conjunction with the development of Tract 17651 located on the south side of Banyan Street east of East Avenue, submitted by K. Hovnanian Homes.

RESOLUTION NO. 15-045

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RANCHO CUCAMONGA, CALIFORNIA, APPROVING A LOCAL DRAINAGE FACILITY REIMBURSEMENT AGREEMENT FOR LINE A, SOUTH OF TRACT 17651, BETWEEN ETIWANDA AVENUE STORM DRAIN SYSTEM LINE 2-1 AND GYPSUM DRIVE, DRA-43

M6. Consideration to accept the 19th Street Traffic Signal Controller Replacement and Traffic Signal Modifications at Various Locations Project, Contract No. 13-117, as complete, release the Bonds, accept a Maintenance Bond, authorize the City Engineer to file a Notice of Completion and approve the final contract amount of $503,547.19.

RESOLUTION NO. 15-046

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RANCHO CUCAMONGA, CALIFORNIA, ACCEPTING THE 19TH
M7. Consideration to authorize the Mayor to execute the San Bernardino County Municipal Separate Storm Sewer System (MS4) – National Pollution Discharge Elimination System (NPDES) Permit Renewal Participation and Joint Defense Agreement on behalf of the City of Rancho Cucamonga.

M8. Consideration to schedule a public hearing for placement of special assessments/liens for delinquent refuse accounts.

M9. Consideration to approve a Real Estate Purchase Agreement and Commercial Lease Agreement with Gene De Biase, Anthony Cortese, and Lorinda Cortese for the purchase of real property generally located at 12949 Whitram Avenue (southeast corner of Whitram Avenue and Etiwanda Avenue; APN 0229-162-14) and the appropriation of $1,280,000 from Fund 198 to Account No. 11983035650/1076198-0.

MOTION: Moved by Council Member Williams, seconded by Council Member Kennedy, to approve the staff recommendations in the staff reports for Consent Calendar Items M1 through M9. Motion carried 5-0.

N. ADVERTISED PUBLIC HEARINGS
CITY COUNCIL

The following items have been advertised and/or posted as public hearings as required by law. The Mayor will open the public hearing to receive public testimony.


John Gillison, City Manager, introduced Tom Grahn, Associate Planner, who provided the staff report for this item. He provided an overview of the next steps, noting that the draft 2015-2019 Consolidated Plan and the 2015-2016 Action Plan would be available for a 30-day public review period, beginning April 6 through the hearing date of May 6, 2015.

Mayor Michael opened the public hearing. With no one wishing to speak, Mayor Michael closed the public hearing.

The Mayor and Council thanked staff for a well prepared report.

MOTION: Moved by Mayor Pro Tem Spagnolo, seconded by Council Member Williams, to approve the staff recommendations in the staff report for Item N1. Motion carried 5-0.

O. CITY MANAGER'S STAFF REPORTS
CITY COUNCIL

April 1, 2015 | Closed Session, Fire Protection District, Successor Agency, Public Financing Authority and City Council Regular Meetings Minutes
City of Rancho Cucamonga | Page 7 of 9
The following items have no legal publication or posting requirements.

O1. Consideration to reject all the bids received for the Red Hill Park Lake Modernization Project as non-responsive.

John Gillison, City Manager, introduced Mark Steuer, Engineering Services Director/City Engineer. Mr. Steuer advised that bids had been solicited, received and opened on March 2, 2015 for the Red Hill Park Lake Modernization Project. However, staff had determined that all bids received exceeded the original Engineer's estimate by no less than 18 percent. In being financially prudent, he advised that staff was recommending that all bids be rejected as non-responsive to the needs of the City, and that staff would reevaluate the project scope and make modifications as needed in an effort to solicit bids in-line with the Engineer's estimate and begin construction in 2016.

Mayor Pro Tem Spagnolo inquired about the discrepancies in the bids. Mr. Steuer advised that this was a unique project and staff was not sure exactly what areas were the source of discrepancies.

Mayor Michael mentioned that it was important to note that it was Council's intention to refill the lake.

Council Member Kennedy expressed concern with sustainability of the lake, and inquired if any modifications were being planned. Mr. Steuer informed that staff's intent was to keep the lake filled, but that it be highly efficient.

MOTION: Moved by Mayor Pro Tem Spagnolo, seconded by Council Member Kennedy, to approve the staff recommendations in the staff report for Item O1. Motion carried 5-0.

O2. Consideration of approval of a Resolution adopting a Boundary Map of the Territory proposed for inclusion in proposed west-side Neighborhood Parks and Street Lighting Community Facilities District No. 1.

RESOLUTION NO. 15-047

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF RANCHO CUCAMONGA, CALIFORNIA, ADOPTING A BOUNDARY MAP SHOWING THE BOUNDARIES OF THE TERRITORY PROPOSED FOR INCLUSION IN PROPOSED WEST-SIDE NEIGHBORHOOD PARKS AND STREET LIGHTING COMMUNITY FACILITIES DISTRICT NO. 1 OF THE CITY OF RANCHO CUCAMONGA

John Gillison, City Manager, announced that based on Council direction, staff would be moving forward with the proposed Community Facilities District (CFD), and that one of the first steps going forward was the approval of a resolution adopting a boundary map showing the boundaries of the territory proposed for inclusion in the CFD. He deferred to Lori Sassoon, Deputy City Manager/Administrative Services for the report.

Ms. Sassoon provided the staff report, noting that this was the first in a series of legal actions that would be required in order to set the stage to bring this matter to the voters at the election.
of November 2015. She advised that an updated map had been placed on the dais. She reviewed the map and provided an update on the schedule of legal actions, noting that the schedule had some minor modifications. She informed that staff had been able to adjust the budget slightly as requested by Council, and also discussed a proposed 50% discount for seniors. She stressed the importance in reaching out to the community and spoke about various opportunities for outreach to the community.

MOTION: Moved by Mayor Pro Tem Spagnolo, seconded by Council Member Alexander, to approve the staff recommendations in the staff report for Item O2. Motion carried 5-0.

**P. COUNCIL BUSINESS**

**Q1. INTER-AGENCY UPDATEs (Update by the City Council to the community on the meetings that were attended.)**

Mayor Pro Tem Spagnolo advised that in the beginning of the year, Omnitrans had implemented a program to honor military veterans, allowing them to ride on the Omnitrans buses free of charge. He indicated that he had received an update earlier in the day, reporting that as of January, 2015, there had been more than 25,000 trips.

Mayor Michael announced that the City of Rancho Cucamonga had applied for a competitive grant, and had been awarded the grant for improvements on 6th Street, between Haven and Milliken, for a cycle track. He informed that there had been 24 applications and eight awardees. He expressed excitement and congratulated staff for their hard work and efforts in preparing the grant application.

**Q2. COUNCIL ANNOUNCEMENTS (Comments to be limited to three minutes per Council Member.)**

Mayor Michael announced that the April 15th meeting was scheduled on the same night as the State of the County Address, being held at the Citizens Business Bank Arena. For this reason, he announced that the regular meeting of April 15th would begin at 8:00 p.m.

**Q. IDENTIFICATION OF ITEMS FOR NEXT MEETING**

No items were identified.

**R. ADJOURNMENT**

The meeting was adjourned at 8:52 p.m. in memory of Elmer H. Steeve.

Respectfully submitted,

Marie Macias, MMC
Interim City Clerk Services Director

Approved: Wednesday, April 15, 2015