
**CHINO CITY COUNCIL
SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY
REGULAR MEETING – CITY HALL COUNCIL CHAMBERS
13220 CENTRAL AVENUE
CHINO, CA 91710**

TUESDAY JULY 2, 2019

**CLOSED SESSION – 6:00 PM
OPEN SESSION – 7:00 PM**

MINUTES

CALL TO ORDER

The July 2, 2019, Regular Meeting of the Chino City Council / Successor Agency to the Redevelopment Agency was called to order at 6:00 pm by Mayor Eunice M. Ulloa in the Council Chambers.

ROLL CALL

Present: Mayor Eunice M. Ulloa, Mayor Pro Tem Tom Haughey and Council Members Mark Hargrove, Marc Lucio, and Paul Rodriguez.

Absent: None.

CLOSED SESSION

City Attorney Fred Galante read into the record the items listed on the Closed Session agenda.

- A. Conference with Labor Negotiators. Pursuant to Government Code Section 54957.6. Agency Negotiator: Anthony Arroyo, Director of Human Resources/Risk Management. Employee Organizations: Chino Police Officers Association; Chino Police Management Association; Chino Police Professional Employees Association; Teamsters Local 1932 (Professional, Technical, Clerical); Chino Public Works Services Association; and unrepresented employees.
- B. Conference with Legal Counsel - Existing Litigation. Pursuant to Paragraph (1) of Subdivision (d) of Government Code Section 54956.9: FHII, LLC, dba Frontier Communities v. City of Chino (San Bernardino Superior Court Case Nos. CIVDS 1822347, CIVDS 1806177, CIVDS 1722359, CIVDS 1810757).

There were no requests to speak. The City Council recessed to Closed Session at 6:00 pm. The City Council returned from Closed Session at 6:20 pm. The City Council reconvened the meeting at 7:00 pm.

FLAG SALUTE

Council Member Hargrove led the assembly in reciting the Pledge of Allegiance.

CEREMONIALS

Proclamations

Mayor Ulloa read into the record the Proclamation recognizing the accomplishments of Warden Dean Borders and congratulated him on his upcoming retirement as well as outstanding dedication and service to the California Institution for Men and City of Chino.

Mayor Ulloa read into the record the Proclamation designating July 2019 as Parks and Recreation Month in Chino and presented it to Community Services Commissioner Linda Takeuchi, Members of the Community Services Commission and Community Services staff. A video was shown highlighting the City's exceptional parks and recreation programs.

Presentations

Mayor Ulloa accompanied by Director of Community Services Linda Reich presented a Plaque of the City Tile to Edie Stassi-Garcia, Community Services Supervisor, in recognition of her retirement and 20 years of dedicated service to the City of Chino and its residents.

Mayor Ulloa presented the July 2019 Mayor's Home Beautification Award to Michael and Rina Rocke of Chino.

REPORT OUT OF CLOSED SESSION

City Attorney Fred Galante reported on the action taken in closed session as follows:

- Item A. City Council received an update, provided direction and no further reportable action was taken.
- Item B. City Council received an update to the status of the cases, provided direction and no further reportable action was taken.

AGENDA ADDITIONS/REVISIONS

City Manager Ballantyne reported that there were no agenda additions or revisions.

PUBLIC ANNOUNCEMENTS

Mayor Ulloa announced upcoming community events which included the Chino Summer Nights Movies on the Lawn happening on Fridays with the next event taking place on Friday, July 5, 2019. The Chino Kiwanis Club Summer Concerts on Thursdays at 7 pm beginning July 11 through August 15, 2019. Mayor Ulloa reminded the community that City Hall will be closed on Thursday, July 4, 2019 in observance of the Independence Day holiday.

PUBLIC COMMENTS

John Mata of Calvary Chapel Chino Valley provided the invocation.

Josie Garro invited the City Council and community to attend the Chino Boxing Club Showcase on July 31, 2019 from 4:30 pm to 6:30 pm at the Neighborhood Activity Center. Also, she alleged that a neighbor had been emptying their RV into the street.

Richard Sherman complained about the noise from the airplanes that were flying over his home in the early morning hours and alleged the noise exceeds the City's noise ordinance limits. He suggested the City impose fines on the air carriers that violate the City's noise ordinance.

Barry Freeman complained about the noise from the airplanes flying over his home.

Mayor Ulloa assured the residents that staff is tracking this issue and recommended residents continue to report airplane noise complaint to the airport authority.

Luke Ballantyne of Boy Scout Troop 411 introduced himself and announced that he is working toward completing the Boy Scout Citizenship in the Community Merit Badge.

CONSENT CALENDAR

1. Warrants. Approve expenses as audited and within budget for warrants 744866 to 745028, and Electronic Fund Transfers 509391E to 509469E, totaling \$2,369,954.45.
2. Minutes. Regular Meeting of June 18, 2019 (all Members present).

3. Elected City Officials' Report Regarding Travel, Training, and Meetings. Receive and file the Elected City Officials' Report reflecting City Council business related expenses incurred by the City and forecast of future events and trainings.
4. Statewide Park Development and Community Revitalization Program Grant Application Resolutions for Central Avenue and Phillips Blvd. and Monte Vista Park Recreation Center. Adopt Resolutions No. 2019-039 and No. 2019-040 in support of the City's two Statewide Park Development and Community Revitalization Program grant applications and certify sufficient funds to complete both projects prior to submission, and certify sufficient funds to operate and maintain the projects.
5. Approve Final Map and Subdivision Improvement Agreement Tract Map No. 18903, Meritage Homes of California, Inc. Approve the Final Map and Subdivision Improvement Agreement and correlating securities for Tract Map No. 18903 located north of Chino Avenue between Pipeline and Norton Avenues.
6. Quitclaim & Public Improvement Agreement - Site Approval PL18-0033 (Piranha Holdings LLC). Approve the Public Improvement Agreement and securities and Quitclaim with Piranha Holdings LLC for the construction of required street, sewer, water and drainage improvements for Site Approval PL18-0033 located at 15515 Dupont Avenue.
7. Final Acceptance of Public Improvements - Parcel Map No. 19419 (Watson Land Company). Accept the public improvements for Parcel Map 19419 (located at the southeast corner of Kimball and Mountain Avenues) as complete. *(Pulled from the Consent Calendar for separate motion.)*
8. Final Acceptance of Public Improvements - Parcel Map No. 19368 (Watson Land Company). Accept the public improvements for Parcel Map 19368 (located at southeast corner of Merrill and Flight Avenues) as complete. *(Pulled from the Consent Calendar for separate motion.)*
9. Final Acceptance of Public Improvements - Phase II of the Eastside Water Treatment Facility. Accept Phase II of the Eastside Water Treatment Facility, including a booster station, transmission pipeline, and potable water storage tank, as complete, and accept ownership of the facility.
10. Adoption of Ordinance No. 2019-006 (Preserve Specific Plan Amendment for Rodriguez Warehouse Project). Adoption of Ordinance No. 2019-006, amending the Preserve Specific Plan to change the land use designation for 3.1 acres of land generally located at 9301 Remington Avenue (PL18-0100 Rodriguez Warehouse Project) (Second Reading).

Moved by Mayor Pro Tem Haughey, seconded by Council Member Lucio, and carried on a 5-0 roll call vote, to approve Consent Calendar Items 1 through 6, 9 and 10 as presented. Items 7 and 8 were pulled for separate motion.

AYES: HARGROVE, HAUGHEY, LUCIO, RODRIGUEZ, ULLOA.

NOES: NONE.

ABSENT: NONE.

ITEMS REMOVED FROM CONSENT CALENDAR

7. Final Acceptance of Public Improvements - Parcel Map No. 19419 (Watson Land Company). Accept the public improvements for Parcel Map 19419 (located at the southeast corner of Kimball and Mountain Avenues) as complete.

Staff Report by: Chris Magdosku, City Engineer.

Stubbie Barr commented on Items 7 and 8. He complimented Watson Land Company for a job well done and specifically for addressing and correcting the construction issues with the project.

Moved by Council Member Lucio, seconded by Council Member Rodriguez, and carried on a 5-0 roll call vote, to 1) accept the public improvements for Parcel Map 19419 as complete; 2) authorize release of the faithful performance and labor and material bonds; 3) initiate the warranty bond; and 4) authorize the City Manager to execute the necessary documents on behalf of the City.

AYES: HARGROVE, HAUGHEY, LUCIO, RODRIGUEZ, ULLOA.

NOES: NONE.

ABSENT: NONE.

8. Final Acceptance of Public Improvements - Parcel Map No. 19368 (Watson Land Company). Accept the public improvements for Parcel Map 19368 (located at southeast corner of Merrill and Flight Avenues) as complete.

Staff Report by: Chris Magdosku, City Engineer.

Stubbie Barr commented on Items 7 and 8. He complimented Watson Land Company for a job well done and specifically for addressing and correcting the construction issues with the project.

Moved by Council Member Lucio, seconded by Council Member Rodriguez, and carried on a 5-0 roll call vote, to 1) accept the public improvements for Parcel Map 19368 as complete; 2) authorize release of the faithful performance and labor and material bonds; 3) initiate the warranty bond; and 4) authorize the City Manager to execute the necessary documents on behalf of the City.

AYES: HARGROVE, HAUGHEY, LUCIO, RODRIGUEZ, ULLOA.

NOES: NONE.

ABSENT: NONE.

PUBLIC HEARING

11. Annexation No. 4 of Territory into Existing Community Facilities District No. 2003-3 Improvement Area 5.
1) Conduct a Public Hearing; 2) adopt Resolution No 2019-037 calling a special election for the purpose of approving an annexation into Improvement Area 5 of the Community Facilities District No. 2003-3; and 3) adopt Resolution No. 2019-038, declaring results of the special election.

Mayor Ulloa opened the Public Hearing.

Staff Report by: Rob Burns, Director of Finance.

There being no one present to address the City Council on this item, the Public Hearing was closed.

Moved by Mayor Pro Tem Haughey, seconded by Council Member Lucio, and carried on a 5-0 roll call vote, to adopt Resolution No. 2019-037 authorizing the annexation of certain territory to Improvement Area 5 of Community Facilities District No. 2003-3 of the City of Chino, authorizing the levy of special taxes, and call elections therein (Annexation No. 4).

AYES: HARGROVE, HAUGHEY, LUCIO, RODRIGUEZ, ULLOA.

NOES: NONE.

ABSENT: NONE.

Interim City Clerk Rosa Olguin announced that all ballots were cast in connection with the election for the proposed annexation. The results of the election were unanimous, 10 votes in favor of the proposition.

Moved by Council Member Lucio, seconded by Mayor Pro Tem Haughey, and carried on a 5-0 roll call vote, to adopt Resolution No. 2019-038 declaring the election results for Annexation No. 4 to Improvement Area 5 of Community Facilities District No. 2003-3.

AYES: HARGROVE, HAUGHEY, LUCIO, RODRIGUEZ, ULLOA.

NOES: NONE.

ABSENT: NONE.

NEW BUSINESS

12. Award of Contract - Granular Activated Carbon (GAC) Reactivation Services for the Eastside and Benson Water Treatment Facilities. Award a contract to Calgon Carbon Corp. in the amount of \$200,000 for Granular Activated Carbon (GAC) removal and reactivation services for the Eastside and Benson Water Treatment Facilities.

Staff Report by: Amanda Coker, Associate Engineer.

In response to Council's questions Ms. Coker stated the Eastside and Benson Water Treatment Facilities provide one-third of the City's water supply. Staff will continually monitor the life of the reactivated carbon so that when it comes time to replace it, staff can determine whether to continue with reactivated carbon or switch to virgin carbon.

Moved by Mayor Pro Tem Haughey, seconded by Council Member Rodriguez, and carried on a 5-0 roll call vote, to award a contract to Calgon Carbon Corp. in the amount of \$200,000 for Granular Activated Carbon (GAC) removal and reactivation services for the Eastside and Benson Water Treatment Facilities and authorize the City Manager to execute the necessary documents on behalf of the City.

AYES: HARGROVE, HAUGHEY, LUCIO, RODRIGUEZ, ULLOA.

NOES: NONE.

ABSENT: NONE.

13. Cooperative Agreement Amendment - Philadelphia Street Rehabilitation ST171. Approve a Cooperative Agreement with the County of San Bernardino for the Philadelphia Street Rehabilitation Project and authorize a not-to-exceed reimbursement of \$810,000.

Staff Report by: Maria Fraser, CIP Manager.

Ms. Fraser noted that staff recommendation number 3, a budget transfer in the amount of \$191,270 from ST 162 to ST171, is not required because sufficient funds are included in the Fiscal Year 2019-20 budget for this project.

In response to Council's question Ms. Fraser stated that according to the preliminary schedule construction is anticipated to begin in October 2019 and conclude in January 2020.

Stubbie Barr stated that even though the County is the lead agency for this project, the City still has a responsibility to enforce compliance with accessibility standards for the construction of public improvements within its jurisdiction as outlined in the handout he provided at June 4, 2019 regular meeting. Additionally, he stated that as of January 1, 2020 diagonal curb ramps are no longer legal in California. He urged staff to closely monitor and inspect this project for compliance with accessibility standards.

Moved by Mayor Pro Tem Haughey, seconded by Council Member Lucio, and carried on a 5-0 roll call vote, to 1) approve a Cooperative Agreement with the County of San Bernardino for the Philadelphia Street Rehabilitation project; 2) authorize a reimbursement in the amount not-to-exceed \$810,000 to the County of San Bernardino upon formal acceptance of the improvements; 3) approve a budget transfer of \$191,270 from ST 162 to ST171; and 4) authorize the City Manager to execute the necessary documents on behalf of the City.

AYES: HARGROVE, HAUGHEY, LUCIO, RODRIGUEZ, ULLOA.

NOES: NONE.

ABSENT: NONE.

14. Reimbursement Agreement with Watson Land Company. Approve a Reimbursement Agreement with Watson Land Company in the amount of \$7,712,600.03 for Phase II of the Eastside Water Treatment Facility.

Staff Report by: Nicholas S. Liguori, AICP, Director of Development Services.

Moved by Mayor Pro Tem Haughey, seconded by Council Member Rodriguez, and carried on a 5-0 roll call vote, to approve the Reimbursement Agreement with Watson Land Company for the construction of the Eastside Water Treatment Facility Phase II, and authorize the City Manager to execute the necessary documents on behalf of the City.

AYES: HARGROVE, HAUGHEY, LUCIO, RODRIGUEZ, ULLOA.

NOES: NONE.

ABSENT: NONE.

MAYOR AND COUNCIL REPORTS

Mayor Ulloa

Mayor Ulloa reported on meetings and events attended since the last meeting, which included Mayor's prayer breakfast; Chino Basin Watermaster Committee Meeting and Workshop; her 44th Wedding Anniversary Celebration; Brandon Shi's Eagle Scout Court of Honor; West Valley Mosquito and Vector Control District meeting; City of Chino State of the City Address where Chief of Police Karen Comstock was honored as the 12th recipient of the City of Chino Spirit of Achievement Award; Chino Valley Fire District Promotions and Badge Pinning Ceremony; San Bernardino County 4th District Stakeholders Engagement meeting to review the 2019 health indicators; Joint Chino Basin Watermaster and Inland Empire Utilities Agency Board of Directors meeting; Watermaster Board of Directors meeting; Chino Valley Fire District filming for the State of the Fire District; Building Industry Association 2019 Housing Policy Conference in Ontario; Chino Cultural Foundation Art Uncorked event; JoAnn's Grand Opening of their relocated and modernized store located in the Chino Town Square Shopping Center; Chino Girls Fastpitch Tournament; and the Chino Fireworks Spectacular. She wished the community a happy and safe 4th of July and encourage everyone to celebrate responsibly.

Mayor Pro Tem Haughey

Mayor Pro Tem Haughey reported on meetings and events attended since the last meeting, which included the City of Chino State of the City Chino Address; Water Facilities Authority meeting; Chino Desalter Authority meeting; Chino Cultural Foundation Art Uncorked; Chino Fireworks Spectacular event; and Water Facilities Authority Technical Advisory Committee meeting. He wished everyone a happy and safe 4th of July.

Council Member Hargrove

Council Member Hargrove reported on meetings and events attended since the last meeting which included the Chino Police Department Welcome and Swearing In Ceremony; and Chino Fireworks Spectacular event. He congratulated his daughter Jennifer for completing her Master's Degree and becoming a 1st Grade Teacher at Rhodes Elementary School in Chino. He wished everyone a happy and safe 4th of July.

Council Member Lucio

Council Member Lucio reported on meetings and events attended since the last meeting, which included the Chino Valley Unified School District meeting; Movies on the Lawn at City Hall; and Birthday celebration for his wife Sandra. He encouraged the community to attend the Chino Demolition Derby event on July 13, 2019 at the Chino Fairgrounds and wished everyone a happy and safe 4th of July holiday.

Council Member Rodriguez

Council Member Rodriguez reported on meetings and events attended since the last meeting, which included the League of California Cities Executive Forum covering topic on Homelessness, Workforce Development and Youth Engagement, and Leadership; the City of Chino State of the City Address; Chino Valley Fire District Promotions and Badge Pinning Ceremony; Chino Fireworks Spectacular event; Chino Cultural Foundation Art Uncorked event; and the Building Industry Association 2019 Housing Policy Conference in Ontario.

City Manager's Report

City Manager Matt Ballantyne had no report.

City Attorney's Report

City Attorney Fred Galante had no report.

Police Chief's Report

Chief of Police Karen Comstock reported that the Police Department will enforce fireworks violations, she discussed the process for the public to report a violation by attestation and encouraged the community to celebrate responsibly. Also, she reported that the police officers are recovering from the incident that occurred on July 1, 2019 which is current under investigation. Lastly, she thanked Mayor Ulloa for the honor of being selected as the 12th recipient of the City of Chino Spirit of Achievement Award.

Fire Chief's Report

Battalion Chief Jeremy Ault wished the community a safe and happy 4th of July holiday and encouraged the community to celebrate responsibly.

ADJOURN

The meeting adjourned at 8:40 pm. The next Regular Meeting of the City Council will be held on Tuesday, July 16, 2019 at 7:00 p.m. (Closed Session at 6:00 p.m. if necessary) in these Council Chambers.

APPROVED AND ADOPTED THIS 7th DAY OF AUGUST, 2019.



EUNICE M. ULLOA, MAYOR

ATTEST:



ANGELA ROBLES, CITY CLERK

(These minutes are not official until signed.)