

**NOTICE AND CALL OF SPECIAL MEETING**

**CHINO CITY COUNCIL / SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY**

Notice is hereby given that a special meeting of the Chino City Council / Successor Agency to the Redevelopment Agency will be held on **Wednesday, December 5, 2018 at 7 p.m.** in the City Council Chambers located at 13220 Central Avenue, Chino, CA, to conduct the following items of business as noted below on the agenda.



Those persons wishing to speak on any item included on the agenda, or on any matter within the subject matter jurisdiction of the City Council, are invited fill out and submit to the City Clerk a "Request to Speak" form (name and address optional) which is available at the entrance to the City Council Chambers.

In compliance with the Americans with Disabilities Act, if you require a reasonable accommodation to participate in this meeting, please contact the City Clerk's Office (909) 334-3306, at least 48 hours prior to the advertised starting time of the meeting.

Any documents produced by the City and distributed to a majority of the City Council regarding any item on this agenda will be made available in the City Clerk's Office during normal business hours at City Hall located at 13220 Central Avenue, Chino. In addition, such documents will be posted on the City's website at [www.cityofchino.org](http://www.cityofchino.org).

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**CHINO CITY COUNCIL  
SUCCESSOR AGENCY TO THE REDEVELOPMENT AGENCY  
SPECIAL MEETING – CITY HALL COUNCIL CHAMBERS  
WEDNESDAY DECEMBER 5, 2018  
TREE LIGHTING CEREMONY – 6:00 PM  
CLOSED SESSION – 6:45 PM  
OPEN SESSION – 7:00 PM  
AGENDA**

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**ROLL CALL**

Mayor Ulloa  
Mayor Pro Tem Haughey  
Council Member Elrod  
Council Member George  
Council Member Rodriguez

**CLOSED SESSION**

CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION. Pursuant to Paragraph (1) of Subdivision (d) of Government Code Section 54956.9: Chino Basin Municipal Water District v. City of Chino, et al. (Case No. RCVRS 51010)

**FLAG SALUTE**

**PRESENTATION BY THE CHINO COMMUNITY CHORUS**

**CEREMONIALS**

2018 Sports Legends Award Winner - Jennifer Flexser.

Waste Management's 2018 Recycling All - Stars

## **REPORT OUT OF CLOSED SESSION**

### **AGENDA ADDITIONS/REVISIONS**

### **PUBLIC ANNOUCEMENTS**

### **PUBLIC COMMENTS**

*This is the time and place for the general public to address the City Council about subjects that do not appear elsewhere on the agenda. Due to Council policy and Brown Act requirements, action will not be taken on any issues not on the Agenda. Ordinance No. 97-08 (Chino Municipal Code Section 2.04.090) limits speakers to no more than five (5) minutes in which to address Council, except as provided under Government Code 54954.3(b)(2).*

### **CONSENT CALENDAR**

*At this time, members of the public may present testimony as to why an item should be removed from the Consent Calendar for separate discussion. Unless a member of the public or City Council requests that an item be removed from the Consent Calendar, all items will be acted upon as a whole and by one vote.*

1. Warrants. Approve expenses as audited and within budget for warrants 741950 to 742262, and Electronic Fund Transfers 507926E to 507017E, totaling \$2,938,684.30.
2. Minutes. Regular Meeting of November 20, 2018 (Elrod Absent).
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. New Lease Agreement - James and Denise Kelly. Approve a new Lease Agreement between the City of Chino and James and Denise Kelly for the lease of City-owned property located at 5210 D Street.
5. Claim Against The City - Loring, Sherlyn and Kyle Williams. Return in part and reject liability claim filed on October 25, 2018 by Catherine Sweetser on behalf of Loring, Sherlyn and Kyle Williams.
6. Adopt Resolution No. 2018-057, approving the new classification for Recycled Water Coordinator. Adopt Resolution No. 2018-057, approving the new classification of one Water Quality Technician Classification to Recycled Water Coordinator.
7. Deny Claim Against The City - Jessica Mendez. Reject liability claim filed by Jessica Mendez on November 2, 2018 for property damage that occurred on October 15, 2018 due to a fallen tree.
8. Federal Asset Forfeiture Expenditure - Real Time Crime Center. Approve the appropriation of \$75,000 from the unappropriated reserves of the Asset Forfeiture Department of Justice Fund for the construction and build-out of the Real Time Crime Center.
9. Community Facilities Districts Annual Reporting for Fiscal Year Ending June 30, 2018. Receive and file the Community Facilities Districts Report pursuant to Senate Bill 165 (Local Agency Tax and Bond Accountability Act).

10. Development Impact Fee Report for Fiscal Year 2017-18. Receive and file the Development Impact Fee Report for Fiscal Year 2017-18 as required by California Government Code Section 66006.
11. Deferment of Development Impact Fee Payment for The Bridge Church. Deferment of Development Impact Fee (DIF) payment and determination of DIF rate for The Bridge Church
12. Tract Map No. 19952 (Lennar Homes of California Inc.). Approve Tract Map No. 19952, as presented by Lennar Homes of California, Inc., located at the northwest corner of Bickmore and Alpine Meadows Avenues and approve the Subdivision Improvement Agreement and securities.
13. Tract Map No. 19951 (Lennar Homes of California Inc.). Approve Tract Map No. 19951, as presented by Lennar Homes of California, Inc., located at the northwest corner of Bickmore and Alpine Meadows Avenues and approve the Subdivision Improvement Agreement and securities.
14. Final Acceptance of Public Improvements and Street Light Reimbursement Agreement - Parcel Map 19441. Accept the public improvements for Parcel Map No. 19441 (Majestic Chino Gateway, LLC), located at the northwest corner of Euclid Avenue and Kimball Avenue as complete and enter into an agreement for reimbursement of street light operating and maintenance costs
15. Request Approval of Plans, Specifications, and Authorization to Advertise Phase 1 Construction Bids for Community Development Block Grant (CDBG) Area Curb Ramps and Sidewalk at Various Locations. Approve the plans and specifications for the construction of Phase 1 of CDBG Projects MS161 and MS162 and; authorize staff to advertise a notice to bidders.
16. Public Improvement Agreement - Site Approval No. 2007-07 (RVSA, LLC). Approve a Public Improvement Agreement and securities with RVSA, LLC to construct (but not limited to) curb, gutter, driveway approach and utility connection improvements at the northwest corner of Edison and Mountain Avenues.
17. Annexation of Territory into Community Facilities District No. 2003-3 Improvement Area 5 for Municipal Services. Adopt Resolution No. 2018-050, declaring the City of Chino's Intention to annex Territory to Improvement Area 5 of Community Facilities District No. 2003-3 for municipal services.
18. Settlement Agreement for Water Rights Litigation on Appeal of the Superior Court's Denial of the Motion of Watermaster to Approve the Safe Yield Reset Agreement. Consideration to approve the 2018 Agreement to Appropriate Pool Pooling Plan and Court Approved Management Agreement Amendments.

### **CONTINUED PUBLIC HEARING**

19. McBride RV Storage - Appeal of a Development Impact Fee Reimbursement. Approve a development impact fee reimbursement in the amount \$343,232.00 for ultimate street improvements completed by McBride RV Storage.

Staff Report by: Matthew C. Ballantyne, City Manager.

RECOMMENDATION: 1) Continue the public hearing and consider staff's recommendation presented at the November 20, 2018 public hearing.

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**PUBLIC HEARING**

***Prior to the vote of the City Council, any member of the audience will have the opportunity to address Council on any items listed under Public Hearings. Council requests, but it is not required, that you state your name and address prior to making any remarks.***

20. City of Chino User Fees. Conduct a public hearing and adopt Resolution No. 2018-058 updating user fees for City-provided services, effective January 1, 2019.

Staff Report by: Rob Burns, Director of Finance.

RECOMMENDATION: Conduct a public hearing and adopt Resolution No. 2018-058, updating user fees for City-provided services, effective January 1, 2019.

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**NEW BUSINESS**

21. Joint Use, Funding, Management and Maintenance Agreement for the Bickmore and Kimball Basins. Joint Use, Funding, Management and Maintenance Agreement for the Preserve Natural Treatment Systems within the Kimball and Bickmore Basins.

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

RECOMMENDATION: 1) Approve an agreement between the City of Chino, Chino Development Corporation and the Preserve Master Maintenance Corporation for the joint use, funding, management and maintenance of the Preserve Natural Treatment Systems within the Kimball and Bickmore Basins; 2) accept fee title to the basin area as indicated in the Grant Deed; 3) appropriate \$829,051.00 from the unappropriated reserves of the Resources Management Plan Fund for the purpose of establishing an endowment, and approve the payment of these funds to the Rivers and Lands Conservancy; and 4) authorize the City Manager to execute all necessary documents related to the agreement on behalf of the City.

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22. Amendment No. 2 Cooperative Agreement and Approval of Final Aesthetics Design - Interchange Improvements at Central Avenue And State Route 60. Approve Amendment No. 2 to Cooperative Agreement No. 15-1001091 between the City of Chino and the SBCTA and approve an increase to the Measure I Five-Year Capital Project Needs Analysis (CPNA).

Staff Report by: Amer Jakher, Director of Public Works.

RECOMMENDATION: 1) Approve Amendment No. 2 to Cooperative Agreement No. 15-1001091 between the City of Chino and the San Bernardino County Transportation Authority (SBCTA) to update project costs for additional design and construction for the Project in the amount of \$6,375,513 for a total cost-share not to exceed \$18,869,477; 2) Approve an increase to the Measure I Five-Year Capital Project Needs Analysis (CPNA) for the Interchange Improvements at Central Avenue and State Route 60 (Project) in the amount of \$1,242,513.00 for a total not to exceed \$2,375,513; 3) Approve the Project's final bridge aesthetics, retaining wall, and landscape designs; and 4) Authorize the City Manager to execute the necessary documents on behalf of the City.

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23. Approve the Pre-Qualified List and Vendor Cap for Capital Improvement Project Management and Related Services. Approve the pre-qualified list of firms to perform Capital Improvement Project Management and Related Services on an as-needed basis and Approve a vendor cap in an aggregate amount of \$300,000.

Staff Report by: Amer Jakher, Director of Public Works.

RECOMMENDATION: 1) Approve the pre-qualified list of firms to perform Capital Improvement Project Management and Related Services on an as-needed basis; 2) appropriate a total of \$275,000 from the Sewer, Storm Drain, Transportation, and Water funds; 3) approve a year end transfer of \$50,000 from the General Fund to backfill the Transportation Fund; 4) Award four (4) Professional Service contracts for Task Order/On-Call Capital Improvement Project Management and Related Services to Wallace & Associates Consulting, LAE Associates, Transtech and NV5 in an aggregate not-to-exceed amount of \$300,000; and 5) authorize the City Manager to execute the necessary documents on behalf of the City, and to approve up to two (2), one-year contract extensions.

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**ADJOURN**

The next Regular Meeting of the City Council will be held on Tuesday, December 18, 2018 at 7:00 p.m. (Closed Session at 6:00 p.m. if necessary) in these Council Chambers.

I, Angela Robles, City Clerk of the City of Chino, hereby declare that on Friday, November 30, 2018, this agenda was posted on the south window of Chino City Hall and this agenda together with all of the agenda reports and related documents were posted on the City's website at [www.cityofchino.org](http://www.cityofchino.org) by myself or under my direction.

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Angela Robles, City Clerk.