

- D2.** Consideration to Approve City and Fire District Weekly Check Registers for Checks Issued to Southern California Gas Company in the Total Amount of \$5,739.91 Dated March 07, 2022, Through March 27, 2022. (CITY/FIRE)
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- D3.** AB 361 Findings for Special Brown Act Requirements for Teleconference. (CITY/FIRE)
- D4.** Consideration to Accept as Complete, File a Notice of Completion, and Authorize Release of Retention for the RCFPD Training Center Facility Gas Leak Project (Contract No. FD 2021- 004). (FIRE)
- D5.** Consideration of the Purchase of Dell physical Servers from Sidepath, Inc. in the Amount Not to Exceed \$280,000. (CITY/FIRE)
- D6.** Consideration to Award a Contract to ConvergeOne, Inc. for Replacement of Library Network Equipment Under the USAC E-Rate Program in the Amount of \$360,033. (CITY)
- D7.** Consideration to Approve a Household Hazardous Waste Collection Agreement with the County of San Bernardino Fire Protection District. (CITY)
- D8.** Consideration to Declare Surplus for Retired Computers, Monitors, Miscellaneous Equipment and Vehicles That Have Been Deemed No Longer Needed, Obsolete or Unusable as Surplus. (CITY)
- D9.** Consideration to Accept as Complete, File Notice of Completion and Authorize Release of Retention and Bonds for the EV Chargers at Various Locations Project (Contract No. 2021- 109). (CITY)
- D10.** Consideration to Accept as Complete, File the Notice of Completion and Authorize Release of Retention and Bonds for the Fiscal Year 2021/22 Local Overlay Pavement Rehabilitation Project (Contract No. 2021-117). (CITY)
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- D11.** Consideration to Adopt an Annexation Map Showing Assessor Parcel Number 1100-191-04 Located at 7878 East Avenue, Which is Proposed to be Annexed Into CFD No. 85-1; and Approval to Adopt a Resolution of Intention to Annex Territory Referred to as Annexation No. 22- 1 into Community Facilities District No. 85-1, Specifying Services Proposed to be Financed, to Set and Specify the Special Taxes Proposed to be Levied Within the Annexation Territory and Set a Time and Place for a Public Hearing Related to the Annexation. (RESOLUTION NO. FD 2022-006) (RESOLUTION NO. FD 2022-007) (FIRE)

MOTION: Moved by Council Member Spagnolo, seconded by Council Member Hutchison, to approve Consent Calendar Items D1 through D11, with Council Member Scott abstaining on item D2, due to her employment with Southern California Gas Company. Motion carried unanimously, 5-0.

E. CONSENT CALENDAR ORDINANCE(S) - SECOND READING/ADOPTION

- E1.** Consideration of Second Reading and Adoption of the following:

ORDINANCE NO. 997

AN ORDINANCE OF THE CITY OF RANCHO CUCAMONGA, CALIFORNIA, ADJUSTING THE BOUNDARIES OF THE FOUR CITY COUNCIL DISTRICTS AND ADOPTING A NEW OFFICIAL COUNCIL DISTRICT MAP FOR THE CITY OF RANCHO CUCAMONGA BASED ON THE RESULTS OF THE 2020 DECENNIAL CENSUS

MOTION: Moved by Council Member Scott, seconded by Council Member Hutchison, to adopt Ordinance No. 997, by title only and waive further reading.

Patricia Bravo-Valdez, Deputy City Clerk Services Director, read the title of Ordinance No. 997, by title only.

VOTES NOW CAST ON MOTION: Moved by Council Member Scott, seconded by Council Member Hutchison, to adopt Ordinance No. 997, by title only and waive further reading. Motion carried 5-0.

F. ADMINISTRATIVE HEARING ITEM(S)

None.

G. ADVERTISED PUBLIC HEARINGS ITEM(S) - CITY/FIRE DISTRICT

- G1.** Discussion, Consideration and Possible Action to Introduce, Waive Reading of and Adopt by a Four- fifths Vote, Interim Urgency Ordinance No. 999, Extending for an Additional Year (365 days) through April 20, 2023, an Existing Moratorium on the Approval of Applications for Building Permits or Other Entitlements for New Service Station Uses or the Expansion of Existing Service Station Uses in the City of Rancho Cucamonga, Declaring the Urgency thereof and Making a Determination of Exemption Under the California Environmental Quality Act (CEQA). **(INTERIM URGENCY ORDINANCE NO. 999) (CITY)**

City Manager Gillison introduced Mike Smith, Principal Planner and Jennifer Nakamura, Deputy Director of Planning, who gave the Staff Report for item G1.

Mayor Michael opened the Public Hearing.

There were no public communications made.

Mayor Michael closed the Public Hearing.

Discussion ensued on an application received by the city for the development of a gas station and timeframe for the moratorium.

MOTION: Moved by Council Member Scott, seconded by Mayor Pro Tem Kennedy, to adopt interim Urgency Ordinance No. 999, by title only and waive further reading.

Patricia Bravo-Valdez, Deputy City Clerk Services Director, read the title of Ordinance No. 999, by title only.

VOTES NOW CAST ON MOTION: Moved by Council Member Scott, seconded by Mayor Pro Tem Kennedy, to adopt interim Urgency Ordinance No. 999, by title only and waive further reading. Motion carried 5-0.

H. CITY MANAGER'S STAFF REPORT(S)

None.

I. COUNCIL BUSINESS

- I1.** Consideration of the City Council Community Parks and Landscape Citizens' Oversight Subcommittee's Recommendation to Appoint Members to the Community Parks and Landscape Citizens' Oversight Committee. (CITY)

MOTION: Moved by Council Member Hutchison, seconded by Mayor Pro Tem Kennedy, to approve the appointments of Denise Garzaro, Pascal Pangestu, and Matthew Parmental to the Community Parks and Landscape Citizens' Oversight Committee. Motion carried unanimously, 5-0.

I2. COUNCIL ANNOUNCEMENTS

Mayor Pro Tem Kennedy announced that the week prior she and Council Member Scott along with City staff visited Washington D.C. and legislative offices to advocate on behalf of the City and noted that she is hopeful for funding opportunities for city projects/services.

13. INTERAGENCY UPDATES

None.

J. CITY ATTORNEY ITEMS

None.

K. IDENTIFICATION OF ITEMS FOR NEXT MEETING

None.

L. ADJOURNMENT

Mayor Michael recessed the City Council Meeting at 7:28 p.m. to Closed Session.

Present were Council Members: Ryan Hutchison, Kristine Scott, Sam Spagnolo, Mayor Pro Tem Lynne Kennedy and Mayor L. Dennis Michael.

Also present were: John Gillison, City Manager; Nicholas Ghirelli, City Attorney; Lori Sassoon, Deputy City Manager/Administrative Services; Elisa Cox, Deputy City Manager/Cultural & Civic Services and Matt Burris, Deputy City Manager/Economic and Community Development.

CONDUCT OF CLOSED SESSION

- D1.** CONFERENCE WITH LABOR NEGOTIATOR ROBERT NEIUBER, HUMAN RESOURCES DIRECTOR PER GOVERNMENT CODE SECTION 54957.6 REGARDING LABOR NEGOTIATIONS WITH THE RANCHO CUCAMONGA CITY EMPLOYEES' ASSOCIATION (RCCEA), TEAMSTERS LOCAL 1932, EXECUTIVE MANAGEMENT GROUP – (CITY)
- D2.** CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION PURSUANT TO PARAGRAPH (4) OF SUBDIVISION (D) OF SECTION 54956.9; NAME OF CASE: CITY OF RANCHO CUCAMONGA V. CHAO PING YANG, SBSC CASE NO.: PENDING. (CITY)
- D3.** CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION PURSUANT TO PARAGRAPH (4) OF SUBDIVISION (D) OF SECTION 54956.9; NAME OF CASE: CITY OF RANCHO CUCAMONGA V. SOUTHERN CALIFORNIA EDISON, SBSC CASE NO.: PENDING. (CITY)
- D4.** CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION PURSUANT TO PARAGRAPH (4) OF SUBDIVISION (D) OF SECTION 54956.9; NAME OF CASE: CITY OF RANCHO CUCAMONGA V. KULAR TRUCK LINE, INC., SBSC CASE NO.: PENDING. (CITY)
- D5.** CONFERENCE WITH REAL PROPERTY NEGOTIATORS PER GOVERNMENT CODE SECTION 54956.8 FOR PROPERTY LOCATED AT 9333 ETIWANDA AVENUE, FURTHER IDENTIFIED AS SAN BERNARDINO COUNTY TAX ASSESSOR'S PARCEL NUMBER 0229-162-23; NEGOTIATING PARTIES, JOHN GILLISON, CITY MANAGER, AND OVERLAND, PACIFIC AND CUTLER, REPRESENTING THE CITY OF RANCHO CUCAMONGA, AND SOUTHERN CALIFORNIA EDISON, OWNER; REGARDING INSTRUCTIONS TO NEGOTIATORS CONCERNING PRICE. NEGOTIATING PARTIES MAY NEGOTIATE WITH THE PROPERTY OWNERS SET FORTH ABOVE. – (CITY)

- D6.** CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION PURSUANT TO PARAGRAPH (4) OF SUBDIVISION (D) OF SECTION 54956.9; NAME OF CASE: CITY OF RANCHO CUCAMONGA V. SCG/DP ETIWANDA LLC, SBSC CASE NO.: PENDING. (CITY)
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- D7.** CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION PURSUANT TO PARAGRAPH (4) OF SUBDIVISION (D) OF SECTION 54956.9; NAME OF CASE: CITY OF RANCHO CUCAMONGA V. BTC-III RANCHO CUCAMONGA LOGISTICS CENTER LP, SBSC CASE NO.: PENDING. (CITY)
- D8.** CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION PURSUANT TO PARAGRAPH (4) OF SUBDIVISION (D) OF SECTION 54956.9; NAME OF CASE: CITY OF RANCHO CUCAMONGA V. GOODMAN RANCHO SPE LLC, SBSC CASE NO.: PENDING. (CITY)
- D9.** CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION PURSUANT TO PARAGRAPH (4) OF SUBDIVISION (D) OF SECTION 54956.9; NAME OF CASE: CITY OF RANCHO CUCAMONGA V. LIGHTING P.M. LLC, SBSC CASE NO.: PENDING. (CITY)
- D10.** CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION PURSUANT TO PARAGRAPH (4) OF SUBDIVISION (D) OF SECTION 54956.9; NAME OF CASE: CITY OF RANCHO CUCAMONGA V. BCORE IE WEST OWNER LLC, SBSC CASE NO.: PENDING. (CITY)
- D11.** CONFERENCE WITH LEGAL COUNSEL – PENDING LITIGATION PURSUANT TO PARAGRAPH (4) OF SUBDIVISION (D) OF SECTION 54956.9; NAME OF CASE: CITY OF RANCHO CUCAMONGA V. TOWER OF POWER CORPORATION, SBSC CASE NO.: PENDING. (CITY)
- D12.** CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION; SIGNIFICANT EXPOSURE TO LITIGATION PURSUANT TO PARAGRAPH (2) OF SUBDIVISION (D) OF SECTION 54956.9: 1 CASE; THE CITY HAS RECEIVED A CLAIM PURSUANT TO THE GOVERNMENT CLAIMS ACT RELATING TO ALLEGED DAMAGE AND THE PROPOSED RELOCATION OF A PIECE OF CITY- OWNED PUBLIC ART. ~~A COPY OF THE CLAIM IS AVAILABLE FOR REVIEW IN THE CITY CLERK'S OFFICE (CITY)~~
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- D13.** CONFERENCE WITH REAL PROPERTY NEGOTIATORS PER GOVERNMENT CODE SECTION 54956.8 FOR PROPERTY LOCATED AT 12467 BASE LINE ROAD IDENTIFIED AS PARCEL NUMBERS 1090331030000, 1090331040000, 1089581040000; NEGOTIATING PARTIES JOHN GILLISON, CITY MANAGER REPRESENTING THE CITY OF RANCHO CUCAMONGA, AND JOSEPH FILIPPI, JOSEPH FILIPPI WINERY AND VINEYARDS; REGARDING PRICE AND TERMS.
– (CITY)
- D14.** CONFERENCE WITH REAL PROPERTY NEGOTIATORS PER GOVERNMENT CODE SECTION 54956.8 FOR PROPERTY GENERALLY LOCATED AT THE RANCHO CUCAMONGA METROLINK STATION IDENTIFIED AS PARCEL NUMBERS 020927211, 020914321, AND 020927222 AND CERTAIN ADJACENT RIGHT-OF-WAY INCLUDED WITHIN THE STATION FOOTPRINT; CITY NEGOTIATOR: JOHN GILLISON, CITY MANAGER, REPRESENTING THE CITY OF RANCHO CUCAMONGA; NEGOTIATING PARTIES: SARAH WATERSON, PRESIDENT, REPRESENTING DESERTXPRESS ENTERPRISES, LLC, DBA AS BRIGHTLINE WEST; UNDER NEGOTIATION: PRICE AND TERMS OF PAYMENT. – CITY

The Closed Session meeting adjourned at 9:08 p.m.

Respectfully submitted,

Approved: May 4, 2022 - Regular Meeting


Linda A. Troyan, MMC
City Clerk Services Director