

September 4, 2024

CITY OF RANCHO CUCAMONGA

**FIRE PROTECTION DISTRICT, HOUSING SUCCESSOR AGENCY, SUCCESSOR AGENCY,
PUBLIC FINANCE AUTHORITY AND CITY COUNCIL REGULAR MEETINGS MINUTES**

The City Council of the City of Rancho Cucamonga held a Closed Session on Wednesday, September 4, 2024, in the Tapia Conference Room at the Civic Center, 10500 Civic Center Drive, Rancho Cucamonga, California. Mayor Pro Tem Kennedy called the meeting to order at 5:00 PM.

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

Also present were: John Gillison, City Manager; Elisa Cox, Assistant City Manager; Nicholas Ghirelli, City Attorney; Matt Burris, Deputy City Manager/Economic and Community Development and Julie Sowles, Deputy City Manager/Civic and Cultural Services.

A. ANNOUNCEMENT OF CLOSED SESSION ITEM(S)

B. PUBLIC COMMUNICATIONS ON CLOSED SESSION ITEM(S)

C. CITY MANAGER ANNOUNCEMENTS

D. CONDUCT OF CLOSED SESSION

- D1.** CONFERENCE WITH LEGAL COUNSEL — EXISTING LITIGATION PURSUANT TO PARAGRAPH (1) OF SUBDIVISION (D) OF SECTION 54956.9, NAME OF CASE: LUIS CETINA V. STEPHANIE SHEA, SAN BERNARDINO COUNTY REGISTRAR OF VOTERS; JANICE REYNOLDS, RANCHO CUCAMONGA CITY CLERK, SAN BERNARDINO SUPERIOR COURT CASE NO. CIVRS 2400698. (CITY)

- D2.** CONFERENCE WITH REAL PROPERTY NEGOTIATORS PER GOVERNMENT CODE SECTION 54956.8 FOR A UTILITY EASEMENT GENERALLY LOCATED WITHIN THE PUBLIC RIGHT-OF-WAY OF ROCHESTER AVENUE BETWEEN 8TH STREET AND JERSEY BOULEVARD, JERSEY BOULEVARD BETWEEN ROCHESTER AVENUE AND WHITE OAK AVENUE, AND WHITE OAK AVENUE SOUTH OF JERSEY BOULEVARD; NEGOTIATING PARTIES: JOHN GILLISON, CITY MANAGER, REPRESENTING THE CITY OF RANCHO CUCAMONGA; SARAH WATERSON, PRESIDENT, REPRESENTING DESERTXPRESS ENTERPRISES, LLC, DBA BRIGHTLINE WEST; AND JENNIFER FARLEY, SENIOR SPECIALIST, REAL ESTATE AND FACILITIES, REPRESENTING SOUTHERN CALIFORNIA EDISON; UNDER NEGOTIATION: PRICE AND TERMS OF PAYMENT. (CITY)

- D3.** CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION PURSUANT TO PARAGRAPH (1) OF SUBDIVISION (D) OF GOVERNMENT CODE SECTION 54956.9; NAME OF CASE: CITY OF RANCHO CUCAMONGA V. DR LANDMARK, INC.; POWER MEDIC TECHNOLOGIES, INC.; HOFER PROPERTIES, LLC; AND DOES 1 THROUGH 5 INCLUSIVE, SBSC CASE NO. CIVDS 1904713. (CITY)

E. RECESS

The closed session recessed at 6:09 p.m.

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**REGULAR MEETING – 7:00 PM
CALL TO ORDER – COUNCIL CHAMBERS**

The Regular meetings of the Rancho Cucamonga Fire Protection District, Housing Successor Agency, Successor Agency, Public Finance Authority, and the City of Rancho Cucamonga City Council were held on September 04, 2024, in the Council Chambers at City Hall, located at 10500 Civic Center Drive, Rancho Cucamonga, California. Mayor Pro Tem Kennedy called the meeting to order at 7:00 PM.

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

Also present were: John Gillison, City Manager; Nicholas Ghirelli, City Attorney; and Linda A. Troyan, MMC, City Clerk Services Director.

Mayor Pro Tem Kennedy announced that due to technical difficulties there would be no live streaming or video display and roll call votes would be conducted by the City Clerk for all action items on the agenda.

Council Member Hutchison led the Pledge of Allegiance.

A. AMENDMENTS TO THE AGENDA

City Clerk Services Director Troyan announced there were no amendments to the agenda.

Council Member Stickler announced she will pull item D7 from the Consent Calendar for discussion.

B. ANNOUNCEMENTS / PRESENTATIONS

None.

C. PUBLIC COMMUNICATIONS

Daniel Gulbranson, resident of Big Bear Lake, spoke about politics, corruption in Big Bear Lake, School Districts, the Federal Government and provided related articles.

Phillip E. Walker spoke about a short film named Hapless Revenge, the importance of observing Juneteenth as a holiday and invited the Mayor and City Council to attend an upcoming Indigenous Film Retreat on October 14, 2024.

D. CONSENT CALENDAR

Mayor Pro Tem Kennedy announced Council Member Stickler requested item D7 be pulled for discussion.

- D1.** Consideration of Meeting Minutes for Regular Meetings of August 21, 2024.
- D2.** Consideration to Approve City and Fire District Bi-Weekly Payroll in the Total Amount of \$2,435,416.10 and City and Fire District Weekly Check Registers (No Checks Issued to Southern California Gas Company) in the Total Amount of \$13,205,840.86 Dated August 12, 2024, Through August 25, 2024. (CITY/FIRE)
- D3.** Consideration to Approve a Single-Source Procurement and Execute a Contract with ASSI Security for the Purchase of Equipment and Phase II of the Security Access Control

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System Upgrade Project at Various City and Fire District Facilities in an Amount Not to Exceed \$466,294 and Appropriate \$62,100 from the Fire Protection Capital Fund Balance. (CITY/FIRE)

- D4.** Consideration to Approve a Single-Source Procurement of Traffic Signal Cabinets, Controllers, and Related Equipment from Econolite Control Products of Anaheim, California, in an Amount Not to Exceed \$330,830 for Fiscal Year 2024/25. (CITY)
- D5.** Consideration to Approve an Agreement for Backup Cloud Services from Amazon Web Services, Inc. Not to Exceed the Amount of \$137,000. (CITY)
- D6.** Consideration to Approve an Amendment to a Special Services Agreement between the City of Rancho Cucamonga and Liebert Cassidy Whitmore, a Professional Law Corporation. (CITY)
- D7.** **Consideration to Determine the Almond Street Extension Project is Categorically Exempt Under the California Environmental Quality Act (CEQA) per Section 15168 – Program Environmental Impact Report (EIR), Section 15301 – Existing Facilities, and Section 15303 – New Construction or Conversion of Small Structures. (CITY)**
(PULLED FOR DISCUSSION)
- D8.** Consideration of a Resolution Waiving the Collection of Certain Inspection, Permit, and Special Services Fees for Fiscal Year 2024-25. **(RESOLUTION NO. FD 2024-023)** (FIRE)
- D9.** Consideration to Order the Annexation to Landscape Maintenance District No. 1 Related to Case No. DRC2023-00055 (Project), Located at 7153 Amethyst Avenue. This Project Has Been Determined by Staff to Be Exempt from the California Environment Quality Act (CEQA) Pursuant to CEQA Guidelines Section 15303 and 15305, New Construction or Conversion of Small Structures and Minor Alterations in Land Use Limitations. **(RESOLUTION NO. 2024-091)** (CITY)
- D10.** Consideration to Receive and File the Summary of the Public Safety Response to 2023 Holiday Lights Display and Consideration of a Resolution Temporarily Closing Portions of Thoroughbred and Jennet Streets, West of Sapphire Street and East of Turquoise Avenue, and a Portion of Turquoise Avenue Between Jennet and Thoroughbred Streets, to Pedestrian Traffic During the Area’s 2024 Holiday Light Display. **(RESOLUTION NO. 2024-090)** (CITY)

MOTION: Moved by Council Member Scott, seconded by Council Member Stickler, to approve Consent Calendar Items D1 through D10, excluding item D7, which was pulled for discussion. Motion carried 4-0-1. Absent: Mayor Michael.

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- D7.** Consideration to Determine the Almond Street Extension Project is Categorically Exempt Under the California Environmental Quality Act (CEQA) per Section 15168 – Program Environmental Impact Report (EIR), Section 15301 – Existing Facilities, and Section 15303 – New Construction or Conversion of Small Structures. (CITY)

City Manager Gillison introduced Mike McCliman, Fire Chief, and Jason Welday, City Engineer, who provided a verbal report for item D7. A PowerPoint consisting of two slides was provided to the City Council and made available to the public. Fire Chief McCliman provided the background stating that the project goes back to the original General Plan of the City and an evacuation study is included in the most recent General Plan. He noted the Fire District has identified the project area to be adjacent to a very high Fire Hazard zone in the Emergency Operations Plan, the Wildlife Mitigation Plan and in the Community Wildland Protection Plan. Chief McCliman affirmed that the only intent that the Fire District has is to try to create something that they believe is a safe thoroughfare for emergency vehicles and also an evacuation route for residents. He noted that the Fire District cares about the citizens that live in that community, and want to provide the most effective and safe means for them to get out of the area in case of an emergency. City Engineer Welday outlined previous General Plan maps pictured in the PowerPoint slides and noted that although staff has been planning for decades, staff is currently working on the CEQA process, the environmental process and once they get past this process, then they will go into design. Lastly, he informed staff's intent is to make sure that they have all the information they need and at this point in time, it is to make sure that the design addresses the needs both environmentally as well as operationally for the Fire District and Police Department.

Council Member Stickler thanked Fire Chief McCliman and City Engineer Welday and requested residents be given an opportunity to share their concerns through a community meeting before the design phase.

Fire Chief McCliman clarified that the intent is to make sure the design works for everyone and will welcome community input at future community meetings.

Council discussion ensued on community outreach, evacuation assessments, access points for emergency vehicles, number of residents affected in the area, emergency response times and public safety.

MOTION: Moved by Council Member Stickler, seconded by Council Member Hutchison, to approve item D7, approving the Almond Street Extension Project is categorically exempt under the California Environmental Quality Act (CEQA) per Section 15168 – Program Environmental Impact Report (EIR), Section 15301 – Existing Facilities, and Section 15303 – New Construction or Conversion of Small Structures. Motion carried 4-0-1. Absent: Mayor Michael.

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

None.

F. ADMINISTRATIVE HEARING ITEM(S)

None.

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

Mayor Pro Tem Kennedy announced items G1 through G3 would be heard and acted upon concurrently.

- G1.** Public Hearing to Approve the Community Development Block Grant (CDBG) Program Year 2023-2024 Consolidated Annual Performance and Evaluation Report (CAPER). (CITY)
- G2.** Public Hearing to Approve the Draft Substantial Amendment to the 2020-2021, 2022-2023, and 2024-2025 Annual Action Plans for the Community Development Block Grant (CDBG) Program. (CITY)
- G3.** Public Hearing to Approve the Draft Amendment to the Citizen Participation Plan (CPP) for the Community Development Block (CDBG) Program. (CITY)

City Manager Gillison introduced Flavio Nunez, Management Analyst II, who provided a verbal report for items G1 through G3.

Mayor Pro Tem Kennedy opened the Public Hearings for items G1 through G3.

There were no public communications.

Mayor Pro Tem Kennedy closed the Public Hearings.

MOTION: Moved by Council Member Stickler, seconded by Council Member Scott, to approve Staff's recommendation for items G1: to approve the Community Development Block Grant (CDBG) Program Year 2023-2024 Consolidated Annual Performance and Evaluation Report (CAPER); G2: to approve the Draft Substantial Amendment to the 2020-2021, 2022-2023, and 2024-2025 Annual Action Plans for the Community Development Block Grant (CDBG) Program and G3: to approve the Draft Amendment to the Citizen Participation Plan (CPP) for the Community Development Block (CDBG) Program. Motion carried 4-0-1. Absent: Mayor Michael.

H. CITY MANAGER'S STAFF REPORT(S)

None.

I. COUNCIL BUSINESS

I1. COUNCIL ANNOUNCEMENTS

None.

I2. INTERAGENCY UPDATES

None.

J. CITY ATTORNEY ITEMS

City Attorney Ghirelli announced that Council Member Stickler recused herself for item D1 of the Closed Session as she is a party in the lawsuit and that there was no reportable action taken during Closed Session held earlier that evening.

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K. IDENTIFICATION OF ITEMS FOR NEXT MEETING

None.

L. ADJOURNMENT – Adjourned to Tuesday, September 17, 2024, at 7:00 p.m.

Mayor Pro Tem Kennedy adjourned the meeting at 7:36 p.m. to Tuesday, September 17, 2024, at 7:00 p.m.

Approved:

Linda A. Troyan, MMC
City Clerk Services Director

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