City of Rialto

Council Chambers 150 S. Palm Ave. Rialto, CA 92376



Regular Meeting

Tuesday, November 24, 2015

5:00 PM

CITY COUNCIL, City of Rialto, acting as Successor Agency to the Redevelopment Agency, RIALTO UTILITY AUTHORITY

City Council

Mayor Deborah Robertson Mayor Pro Tem Joe Baca Jr. Council Member Edward Palmer Council Member Shawn O'Connell Council Member Ed Scott Barbara A. McGee City Clerk Edward Carrillo City Treasurer Fred Galante City Attorney Mike Story City Administrator Members of the public are afforded an opportunity to speak on any listed agenda item. Please notify the City Clerk if you wish to do so. All agendas are posted in the City Hall Administration Building (150 South Palm Avenue, Rialto) at least 72 hours in advance of the meeting. All writings that relate to an agenda item for an open session of a regular meeting of the City Council distributed to all, or a majority, of the Council Members also shall be made available, at the same time but not sooner than 72 hours before a regular meeting, for public inspection in the Office of the City Clerk located at 290 West Rialto Avenue, Rialto, California (909-820-2519) from 7:00 a.m. to 6:00 p.m., Mondays through Thursdays, and on the City's website at www.rialtoca.gov Any person having a question concerning any agenda item may call the City Clerk's office to make inquiry concerning the nature of the item described on the agenda.

Based upon the open meeting laws (the Brown Act), additional items may be added to the agenda and acted upon by the City Council only if it is considered to be a "subsequent need" or "emergency" item and is added by a two-thirds vote. Matters raised under Oral Communications may not be acted upon at that meeting other than as provided above.

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the Director of Public Works at (909) 421-7279. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting (28 CAR 35.102-35.104 ADA Title II).

Next Ordinance No.1564

Next Resolution No. 6858

Called to Order By:

ROLL CALL

Rialto - Entering a Second Century of Progress

- Rialto will be a Family First Community
- Rialto Shall Attract High-Quality Development and Improve its Physical Environment
- Rialto's Economic Environment will be Healthy and Diverse
- Rialto will be an Active Community

All items listed on this agenda are being considered and/or acted upon by the City Council on behalf of the City of Rialto, except for such items as are designated by the "RUA," "RHA," which items are being considered and/or acted upon by the Members of the Rialto Utility Authority or Rialto Housing Authority of the City of Rialto in its separate legal capacity. For convenience and ease of administration only, the agendas for each separate legal body have been consolidated herein

5:00 p.m.

CLOSED SESSION

Conference with Legal Counsel - Anticipated Litigation: Significant exposure to litigation pursuant to paragraph (2) of Subdivision (d) of Government Code Section 54956.9. Number of cases: 67 cases

2	15-844		Legal Counsel - Existing Litigation: The City Council will ving pending litigation(s) pursuant to Government Code (1):
		` '	on v. American Promotional Events, Inc, et allee No. ED CV 09-01864 PSG(SSx) and consolidated
3			Real Property Negotiator. The City Council will confer operty negotiator concerning the following properties ment Code Section 54956.8:
		(a)Subject:	Price & Terms - Potential Sale of City-Owned Parcels

Property: APN:0258-102-58,59,60 &61

Negotiators: Robb R. Steel, Asst.CA/Development Svs. Dir.

Brad Weidmann, 1 Valley Group, LLC.

- 4 <u>15-842</u> Conference with Legal Counsel Existing Litigation: The City Council will discuss the following pending litigation(s) pursuant to Government Code Section 54956.9(d)(1):
 - (a) Michael Badin v. City of Rialto WCAB CR-11-0505034
 - (b) Geoffrey Barrett v. City of Rialto WCAB CR-92-010001
 - (c) John Black v. City of Rialto WCAB CR-08-005001
 - (d) Vanessa Bowling v. City of Rialto WCAB CR-13-005049
 - (e) <u>Timothy Brayshaw v. City of Rialto</u> WCAB CR-09-005049 & CR-11-0000004
 - (f) Joseph Cirilo v. City of Rialto WCAB CR-12-005074
 - (g) <u>Donna Crow v. City of Rialto</u> WCAB CR-12-005071
 - (h) <u>Tyrone Green v. City of Rialto</u> WCAB CR-10-0500053 & CR-10-0500054
 - (i) <u>Victor Gregory v. City of Rialto</u> WCAB CR-03-010003, CR-14-005038 & CR-14-005044
 - (j) <u>Jacquelyn Haynie v. City of Rialto</u> WCAB CR-14-005052
 - (k) <u>Timothy Heinemeyer v. City of Rialto</u> WCAB CR-06-00500046
 - (I) Roman Jackson v. City of Rialto WCAB CR-11-0505016
 - (m) Andrew Lore v. City of Rialto
 WCAB CR-09-0500033 & CR-13-005062
 - (n) <u>James Massey v. City of Rialto</u> WCAB CR-14-005054 & CR-14-005058
 - (o) Frank Pena v. City of Rialto

WCAB CR-07-00500006

- (p) Alexander Rodriguez v. City of Rialto WCAB CR-09-00500029
- (q) Bianca Rodriguez v. City of Rialto
 WCAB CR-06-0500033 & CR-10-0500104
- (r) <u>Christopher Seelig v. City of Rialto</u>
 WCAB CR-09-00500087, CR-13-005057 & CR-16-005022
- (s) <u>Dand Stordahl v. City of Rialto</u> WCAB CR-13-005031
- (t) Timothy Strathman v. City of Rialto WCAB CR-11-00505035
- (u) Kathy Thompson v. City of Rialto WCAB CR-86-010001
- (v) <u>Daniel Valenzuela v. City of Rialto</u> WCAB CR-09-005058
- (w) Robert Williams v. City of Rialto
 WCAB CR-04-00500010, CR-10-050085 & CR-14-005061

6:00 p.m.

Called to Order By:

ROLL CALL

PLEDGE OF ALLEGIANCE-Council Member Ed Palmer

INVOCATION-Pastor C. Kim Starr, Crossroads Christian Center

City Attorney's Report on Closed Session

PRESENTATIONS AND PROCLAMATIONS

1 <u>15-847</u> Presentation-Rialto Fire Department Operational Update Fire Chief Mat Fratus

2 <u>15-836</u> Presentation-Pride Platoon Graduation-Captain Randy DeAnda

Attachments: Platoon with Mr. Earp

Team Photo with CART

Pride Staff

Pride and CART

Tug-of-War2

Tug-of-War

Dummy Drag3

Dummy Drag2

Dummy Drag

3 <u>15-850</u> Presentation-Certificate of Recognition 2015 Water Walk Participants Public Works Director Robert Eisenbeisz

ORAL COMMUNICATIONS

City Council to consider removing or continuing any items on the agenda

NOTICE TO THE PUBLIC

All matters listed under Consent Calendar are considered to be routine by the City Council and will be enacted by one motion in the following form listed. There will be no separate discussion on these items. If discussion is required, the item will be removed from the Consent Calendar and will be considered separately. Vote may be by roll call.

CONSENT CALENDAR

A. WAIVE FULL READING OF ORDINANCES

1. Waive reading in full, all ordinances considered at this meeting.

B. APPROVAL OF WARRANT RESOLUTIONS

B.1 <u>15-837</u> Resolution No. 19 (11/13/15)

<u>Attachments:</u> Warrant Resolution No. 19

B.2 <u>15-838</u> Resolution No. 20 (11/20/15)

<u>Attachments:</u> Warrant Resolution No. 20

C. APPROVAL OF MINUTES

C.1 <u>15-839</u> Regular City Council Meeting - November 10, 2015

Attachments: November 10 2015

D. MISCELLANEOUS

D.1	<u>15-824</u>	Request City Council to Approve Agreements between the City and Inland Empire Health Plan (IEHP) and Molina Health Care of California (MHCC) to Identify Certain Health Care Services Provided by the City to Medi-Cal Managed Care Beneficiaries. Attachments: City of Rialto Blanket LOA
		EMS MOU-Rialto City-Molina Healthcare 2015
D.2	<u>15-826</u>	Request City Council to Award the Purchase of one (1) 2016 Ford F250 4X4 Truck with Service Body to Fairview Ford in the Amount of \$35,106.59. Attachments: Attachment 1
D.3	<u>15-831</u>	Request City Council to Adopt Resolution No. <u>6853</u> Authorizing the Destruction of Certain Municipal Records of the Finance Department. <u>Attachments:</u> Resolution Finance Destruction
D.4	<u>15-816</u>	Request City Council, acting as the Successor Agency to the Redevelopment Agency of the City of Rialto, to approve the Second Amendment to the Professional Service Agreement with Stradling, Yocca, Carlson and Rauth for Successor Agency legal services. Attachments: Exhibit A - PSA - Legal Services - SYCR 11-12-13

TAB PUBLIC HEARING

TAB 1 15-811 Request City Council to Conduct a Public Hearing for the Placement of Liens for Delinquent Refuse Collection Accounts for the Second Quarter of 2015; and Adopt Resolution No. 6854 Authorizing the Filing of Liens Against Certain Properties for Delinquent Refuse Accounts with the San Bernardino County Auditor Controller-Recorder.

Exhibit B - August 11, 2015 Staff Report

Exhibit C - Amendment #2

(ACTION)

Attachments: Resolution

Exhibit A

Request City Council to Conduct a Public Hearing to Review and Adopt Resolution No. 6855, adopting the "One Water One Watershed (OWOW) 2.0 Plan", the Integrated Regional Water Management Plan (IRWMP) for the Santa Ana River Watershed.

(ACTION)

Attachments: Reso-2014-01-Adopt-OWOW-2.0-Plan-2-4-14

Resolution

TAB 3 15-828

Request City Council to Conduct a Public Hearing to Consider Adoption of Resolution No. 6856 approving Tentative Tract Map No. 19916, which is a request to allow a twenty-two (22) lot subdivision of 5.37 gross acres of land (APNs: 1133-591-01 & -10) located on the south side of Casmalia Street between Ayala Drive and Spruce Avenue within the Freeway Incubator (FI) zone of the Renaissance Specific Plan, and Resolution No. 6857 approving Specific Plan Amendment No. 2 to the Renaissance Specific Plan, which is a request to change the zoning designation of approximately 4.86 gross acres of land (APNs: 1133-591-01, -04, -09, & -10 (East Portion)) located at the southwest corner of Casmalia Street and Spruce Avenue from Freeway Incubator (FI) to Low Density Residential (LDR), in conjunction with Tentative Tract Map No. 19916. A Mitigated Negative Declaration (Environmental Assessment No. 14-75) has been prepared for the project.

(ACTION)

<u>Attachments:</u> <u>PowerPoint Presentation</u>

Exhibit A - Location Map

Exhibit B - Tentative Tract Map No. 19916

Exhibit C - Existing Zoning

Exhibit D - Proposed Zoning

Exhibit E - Stakeholder's Meeting Attendance

Exhibit F - October 28, 2015 Planning Commission Staff Report

Exhibit G - Planning Commission Resolution No. 15-36 for SPA No. 2 to the RSP

Exhibit H - Planning Commission Resolution No. 15-37 for TTM No. 19916

Exhibit I - Initial Study & Appendices

Exhibit J - Notice of Determination

Exhibit K - Draft Resolution of Approval for RSP SPA No. 2

Exhibit L - Specific Plan Amendment Legal Description

Exhibit M - Draft Resolution of Approval for TTM No. 19916

TAB NEW BUSINESS

TAB 4 15-823

Request City Council/Rialto Utility Authority to Approve a Final Construction Work Authorization in the amount of \$121,863 to Rialto Water Services for the Water Facility Improvement Project SA - Manhole Rehabilitation-Year 3.

(ACTION)

Attachments: Attachment 1 Agenda item tab 5

Attachment 2 SA Manhole Rehab FCWA

Attachment 3 NOE

REPORTS

MAYOR:

COUNCIL MEMBERS:

CITY ATTORNEY:

CITY ADMINISTRATOR:

ADJOURNMENT