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

TUESDAY, SEPTEMBER 19, 2023

MINUTES

**CLOSED SESSION – 4:30 PM
OPEN SESSION – 6:00 PM**

CALL TO ORDER

The September 19, 2023, Regular Meeting of the Chino City Council / Successor Agency to the Redevelopment Agency was called to order at 4:30 pm by Mayor Eunice M. Ulloa in the Council Chambers.

ROLL CALL

PRESENT: Mayor Eunice M. Ulloa, Mayor Pro Tem Karen C. Comstock, Council Member Curtis Burton, and Council Member Marc Lucio

ABSENT: Council Member Christopher Flores

CLOSED SESSION PUBLIC COMMENTS

There were no requests to speak.

CLOSED SESSION

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

1. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

Initiation of litigation pursuant to Paragraph (4) of Subdivision (d) of Government Code Section 54956.9.

Number of Cases: One

2. CONFERENCE WITH LEGAL COUNSEL EXISTING LITIGATION

Pursuant to Government Code Section 54956.9(d)(1)

Harvey Allen II v. Chino Police Department, et al. (San Bernardino County Superior Court Case No. CIVDS2004426)

3. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Section 54956.9

Number of Potential Cases: One

4. CONFERENCE WITH LABOR NEGOTIATOR

Pursuant to Government Code Section 54957.6

Agency Negotiator: Geriann Kingslan, Director of Human Resources/Risk Management.

Employee Organizations: Chino Police Officers Association, Chino Police Management Association, Unrepresented Sworn Management, and Elected Officials.

The City Council recessed to Closed Session at 4:32 p.m. and concluded at 5:57 p.m. The City Council reconvened the meeting at 6:02 p.m.

FLAG SALUTE

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

CEREMONIALS

Chino National Little League - Junior League, California District 23, All-Star Champions. Recognition of the Chino National Little League - Junior League, California District 23, All-Star Champions.

Mayor Ulloa presented certificates of recognition to the Chino National Little League - Junior League, California District 23, All-Star Champions Head Coach Tyrone Scott, Assistant Coaches Vince Alamillo and Robert Gonzalez, Team Mom Allison Turner-Scott, and players Anthony Arriola, Adam Chavez, Curtis Cheng, Carson Cisneroz, Sergio Gonzalez, Rabi Llerenas, Anthony Mejia, Daniel Orona, Alejandro Palacios, Bryan Scott, Joshua Solorio, Cory Wilson.

Assemblymember Freddie Rodriguez' City of Chino Veteran and Women of the Year. Recognition of Assemblymember Freddie Rodriguez' City of Chino Veteran of the Year awardee Ken Willett and Woman of the Year awardee Renay S. Mehta.

Mayor Ulloa honored Assemblymember Freddie Rodriguez Veteran of the Year Ken Willett and Woman of the Year Renay S. Mehta.

Waste Management Retirement. Recognition of Waste Management Senior Driver Artemio Tovar for his 44 years of service in Chino.

Mayor Ulloa presented a certification of recognition to Artemio Tovar for his 44 years as a Waste Management Senior Driver in Chino. Glenda Chavez, Public Sector Manager with Waste Management thanked Mr. Tovar for his many years of service.

PRESENTATIONS

Inland Valley Humane Society Annual Report. Presentation from the Inland Valley Humane Society (IVHS).

Nikole Bresciani, President and CEO of the Inland Valley Humane Society (IVHS) provided a presentation on the programs and services offered to residents and provided an annual report. She explained the Trap, Neuter, Vaccinate, Release (TNVR) program is no longer available and detailed future plans.

Sara Hernandez, resident, spoke in favor of TNVR and the great need for these services.

Donna Marchesi, resident, encouraged residents to join the group to help trap feral cats.

PUBLIC COMMENTS

Pastor Chris May, Calvary Chapel Chino Valley, provided the invocation.

Melissa Compani, Field Representative for Curt Hagman Fourth District Supervisor's Office, provided announcements and an update on upcoming events.

Zeb Welborn, President of the Chino Valley Chamber of Commerce provided an update on recent accomplishments to generate employment opportunities in the Chino Valley area; and successful roundtable meetings to discuss new goals for the upcoming year.

REPORT OUT OF CLOSED SESSION

City Attorney Fred Galante reported on closed session as follows:

1. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

Initiation of litigation pursuant to Paragraph (4) of Subdivision (d) of Government Code Section 54956.9. Number of Cases: One

Motion by Mayor Pro Tem Comstock, seconded by Council Member Lucio, to authorize the City Attorney's Office to initiate legal action by joining with the City of Ontario's complaint against the Inland Empire Utilities Agency (IEUA) to enforce IEUA's obligation to negotiate an extension or new regional sewerage service agreement in good faith and terminate the tolling agreement between the parties as necessary. The carried by the following vote:

AYES: ULLOA, COMSTOCK, BURTON, AND LUCIO

NOES: NONE.

ABSENT: FLORES

2. CONFERENCE WITH LEGAL COUNSEL EXISTING LITIGATION

Pursuant to Government Code Section 54956.9(d)(1)

Harvey Allen II v. Chino Police Department, et al. (San Bernardino County Superior Court Case No. CIVDS2004426)

The City Council received an update, provided direction, and no further reportable action was taken.

3. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Section 54956.9
Number of Potential Cases: One

The City Council received an update, and no further reportable action was taken.

4. CONFERENCE WITH LABOR NEGOTIATOR

Pursuant to Government Code Section 54957.6

Agency Negotiator: Geriann Kingslan, Director of Human Resources/Risk Management.
Employee Organizations: Chino Police Officers Association, Chino Police Management Association, Unrepresented Sworn Management, and Elected Officials

The City Council provided direction, and no further reportable action was taken.

AGENDA ADDITIONS/REVISIONS

City Manager Linda Reich reported there were no additions or revisions to the agenda.

INFORMATION

Legislative Update. Receive and File the Legislative Update.

Mayor Ulloa announced the legislative update available in the agenda packet.

PUBLIC ANNOUNCEMENTS

Mayor Ulloa issued a reminder about the following scheduled community events:

The Compost & Mulch Giveaway will occur on Saturday, September 30 at the Public Works Services Yard located at 5050 Schaefer Avenue, between 8:00 a.m. and 12:00 p.m. For more information, please contact our Green Chino team at 909-334-3472.

The City's and Waste Management Free Residential Community Clean-Up Day, will take place on October 14 from 8:00 a.m. to 1:00 p.m. at 13793 Redwood Street. For more information, please call 800-423-9986.

The Halloween Spooktacular will take place on Tuesday, October 31 at Ruben S. Ayala Park, specifically Fields 11, 12, and 13, from 4:00 p.m. to 9:00 p.m. For additional information please visit the City's website at, www.cityofchino.org/Halloween, or follow the City's social media for updates.

CONSENT CALENDAR

1. Warrants. Approve expenses as audited and within budget for warrants 766908 to 767213, and Electronic Fund Transfers 517821E to 517941E, totaling \$8,859,835.60.
2. Minutes. Regular Meeting Minutes for September 5, 2023 (Council Member Flores Absent-Excused).
3. Elected City Officials' Report Regarding Travel, Training, and Meetings. Elected City Officials' Report reflecting City Council business related expenses incurred by the City.
4. Preserve Sewer Lift Station, Force Main, and Gravity Line Annual Reconciliation of Sewer Credits Fiscal Year 2022-23 (Chino Development Corporation). Approval of Preserve Sewer Lift Station, Force Main, and Gravity Line Annual Reconciliation of Sewer Credits Fiscal Year 2022-23 (Chino Development Corporation).
5. Covenant Agreement to Annex for Sanitary Sewer. Adopt Resolution 2023-055 conditionally approving a Covenant Agreement to Annex for Sanitary Sewer Service, approve a deviation from the City of Chino's existing policy for sewer connection in exchange for sewer infrastructure that is above and beyond what is normally required as part of the development project within the Sphere of Influence, and request approval from the San Bernardino Local Agency Formation Commission for sanitary sewer service for the Sri Sairam Mandir Temple Project located at 12594 Roswell Avenue.
6. Consolidated Annual Performance and Evaluation Report. Receive and file the 2022-2023 Consolidated Annual Performance and Evaluation Report (CAPER).
7. KG Investment LLC - Subdivision Improvement Agreement Parcel Map No. 20207. Approve the Subdivision Improvement Agreement and securities with KG Investments LLC for Parcel Map No. 20207 located at 13515 Monte Vista Avenue.
8. Adoption of Ordinance No. 2023-018 regarding City of Chino Designated Holidays. Adoption of Ordinance No. 2023-018 Amending Chapter 2.52 of the Chino Municipal Code pertaining to Holidays (Second Reading).

9. Contract Approval - Human Services Programs for Residents of Chino Hills. Approval a contract for Human Services Programs for Residents of Chino Hills in the amount of \$192,522.48 for the provision of Human Services programs for Fiscal Year 2023-24.
10. Notice of Completion - ADA Improvements and Madison Street Gap Closure Project. Accept the ADA Improvements and Madison Street Gap Closure Project (MS202 & ST223), completed by EBS General Engineering, Inc., as complete.
11. Federal Asset Forfeiture - D.A.R.E. Program Supplies. Approve appropriation of \$11,500 from Federal Asset Forfeiture Funds for the purchase of D.A.R.E. Program supplies.

Motion by Council Member Burton, seconded by Council Member Lucio, to approve the Consent Calendar items 1 through 11 as presented. The motion carried by the following vote:

AYES: ULLOA, COMSTOCK, BURTON, AND LUCIO

NOES: NONE.

ABSENT: FLORES

NEW BUSINESS

12. Chino On Ice Winter Wonderland Experience. Approve a contract with Seaside Ice, LLC., dba Ice-America, for the construction, operation and maintenance of a portable outdoor ice-skating rink and associated equipment.

Staff Report By: Silvia Avalos, Director of Community Services, Parks & Recreation and Jackie Melendez, Assistant City Manager

RECOMMENDATION: 1) Approve a contract with Seaside Ice, LLC., dba Ice-America, in the amount of \$446,801 for the construction, operation and maintenance of a portable outdoor ice-skating rink and associated equipment such as lighting and audio-visual effects, 2) approve a cost recovery structure for the program, and 3) authorize the City Manager to execute all necessary documents on behalf of the City.

Silvia Avalos, Director of Community Services, Parks & Recreation, introduced a video to illustrate the ice skating rink program used by other communities.

Jackie Melendez, Assistant City Manager, provided a report on the proposed ice skating rink, which would be placed at the Chino Civic Center southeast parking lot for five weeks starting in the month of December. Assistant City Manager Melendez provided information regarding staff's strategic plans to address the cost recovery, including corporate sponsorship programs and marketing efforts.

Mayor Pro Tem Comstock spoke in support of the proposed ice skating rink and acknowledged staff's efforts to seek unique programs that would be enjoyed by members of the community. She inquired regarding the program cost, sponsorship fees, and revenue generating mechanisms and recommended that if approved staff evaluate the cost and offset revenue amount for the program.

City Manager Reich reported the offset revenue amount is approximately \$35,000.

Council Member Burton stated that although the proposed ice skating rink program sounds like a great community program, he expressed concerns with the program cost and the staff's ability to secure the sponsorships within the current time frame.

Mayor Ulloa shared concerns regarding the project cost and the importance of reserving the City's budget for current city infrastructure improvement projects and wished she could justify support for what could be an excellent offering for the community. She recommended a formal request for proposal process be a requirement for future similar submittals despite it not being a requirement for this particular contract.

Council Member Lucio spoke in favor of community events that bring services and activities to local and neighboring communities, and noted the ice skating rink has the potential to help enhance the Chino downtown business community. He encouraged staff to increase community marketing efforts to help showcase all the amenities Chino has to offer. Council Member Lucio also expressed concern with the program cost, but stated that he has confidence that staff will make this event a success and looks forward to seeing this event grow every year.

Motion by Council Member Lucio, seconded by Mayor Pro Tem Comstock.

THE MOTION FAILED BY THE FOLLOWING VOTE:

AYES: COMSTOCK, AND LUCIO

NOES: ULLOA, AND BURTON

ABSENT: FLORES

13. Update on Parking Enforcement for Street Sweeping Purposes. Provide an update on parking enforcement for street sweeping purposes and receive City Council input and direction.

Staff Report By: Dennis Ralls, City Traffic Engineer

RECOMMENDATION: 1) Receive an update on parking enforcement for street sweeping purposes; and 2) provide input and direction to staff.

Dennis Ralls, City Traffic Engineer presented a report on the item. He shared the street sweeping will be phased out with no-parking on street sweeping days on one side of the street per street sweeping day. This will allow residents the option to park on the opposite side of the street and will allow street sweeping to continue at twice a month, with each visit per month allowing for one side to be swept without cars. This was tested in a particular neighborhood and has been successful, with the enforcement starting on September 22, 2023.

Council Member Lucio stated staff's efforts have helped to resolve resident's concerns and believes that this will also help resolve the parking problems in both the College Park and The Preserve communities.

Council Member Burton stated he has received positive comments from residents and believes if staff continues to inform the residents of the street sweeping program he believes it will be a success.

Mayor Pro Tem Comstock thanked staff for addressing the concerns that Council addressed and noted that this will bring many benefits including to help stop debris from falling into the drainage and removal of abandoned vehicles.

Mayor Ulloa inquired if the program will be implemented to the entire community. City Traffic Engineer Ralls stated the program will be completed in phases to the entire community and staff plans to report back to the Council with an update on the progress and for direction when

required.

This item was to receive and file. No vote was required.

MAYOR AND COUNCIL REPORTS

Mayor Ulloa

Mayor Ulloa reported on the meetings and events attended since the last meeting that included Omnitrans and San Bernardino County Transportation Authority (SBCTA) Board of Directors meetings; Inland Empire Utilities Agency meeting regarding the outstanding contract; Special Chino Desalter Authority Board of Directors meeting; Inland Empire Utilities Agency's Sewage Policy Committee; meeting with Consultant Andrew Hill and City Staff regarding the City's General Plan Update; September 12th Workshop; Mayor's Prayer Breakfast; Legislative Policy Committee meeting; Omnitrans Administration and Finance Committee meeting; SBCTA Metro Valley Committee meeting; the Chino Cares Emergency Preparedness Fair; and a special tour of the new Stater Bros Market at The Preserve.

Mayor Pro Tem Comstock

Mayor Pro Tem Comstock reported on the meetings and events attended since the last meeting that included the Measure G Chino School Bond Oversight Committee meeting; Chino Valley Real Estate Professionals Group meeting; City Council Workshop; Infrastructure Streets Committee meeting; Legislative Policy Committee meeting; Chino Valley Fire District Board Meeting; meeting with Eren O'Leery from Lewis Homes regarding new development and transportation topics; Annual Milk Can between Don Lugo and Chino High School; City Manager meeting; General Plan Update meeting; and Closed Session.

Council Member Burton

Council Member Burton took a moment to let the audience know he recently had surgery to remove melanoma on his leg and took this opportunity to advocate for awareness; reported on the meetings and events attended since the last meeting that included a Housing Committee meeting; City Manager meeting; City Council Workshop; General Plan Update meeting with Consultant Andrew Hill; Milk Can Football Game with Don Lugo and Chino High Schools; City Manager meeting; special tour of the new Stater Bros Market at The Preserve; and Closed Session.

Council Member Flores

Council Member Flores was absent (excused).

Council Member Lucio

Council Member Lucio reported on the meetings and events attended since the last meeting that included a City Council Workshop; General Plan Update meeting with Consultant Andrew Hill; Infrastructure Streets Committee meeting; meeting with Eren O'Leery from Lewis Communities; City Manager meeting; and a special tour of the new Stater Bros Market at The Preserve.

City Manager's Report

City Manager Reich introduced new City of Chino Public Works Director Hye Jin Lee. Ms. Lee introduced herself to the City Council.

City Attorney's Report

City Attorney Fred Galante had no report.

Police Chief's Report

Police Chief Mensen reported the new Young Adult Leadership Advisory Committee is accepting applications; provided an update on the recent attacks on Chino Police Officers and thanked the City Council for their support; extended prayers to the Los Angeles County Sheriff's Department for the tragic murder of Sheriff Deputy Ryan Clinkunboomer who was tragically murdered in the City of Palmdale on September 16th.

Mayor Ulloa inquired if it would be possible to bring back the senior patrol program to encourage participation from the senior community. Police Chief Mensen provided an update on similar programs that are being considered.

Fire Chief's Report

Fire Chief Dave Williams announced the upcoming State of the Fire District Luncheon and encouraged everyone to participate; he spoke in favor of youth activities and football games; and expressed attention should be given to our youth's commitment in the games they play in our communities.

ADJOURN

The meeting adjourned at 8:22 p.m. The next Regular Meeting of the City Council will be held on Tuesday, October 3, 2023 at 6:00 p.m. (Closed Session no earlier than 4:00 p.m. if necessary) in these Council Chambers.

APPROVED AND ADOPTED THIS 3RD DAY OF OCTOBER 2023.

EUNICE M. ULLOA, MAYOR

NATALIE GONZAGA, CITY CLERK

(These minutes are not official until signed.)