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

TUESDAY JANUARY 5, 2016

**CLOSED SESSION – 6:30 PM
OPEN SESSION – 7:00 PM**

MINUTES

CALL TO ORDER

The January 5, 2016, Regular Meeting of the Chino City Council / Successor Agency to the Redevelopment Agency was called to order at 6:30 p.m. by Mayor Dennis R. Yates in the Council Chambers.

ROLL CALL

Present: Mayor Dennis R. Yates, Mayor Pro Tem Eunice M. Ulloa, and Council Members Glenn Duncan, Earl C. Elrod and Tom Haughey.

Absent: None.

CLOSED SESSION

The City Council recessed to Closed Session at 6:30 p.m.

- A. 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)

- B. CONFERENCE WITH LEGAL COUNSEL- ANTICIPATED LITIGATION
Significant exposure to litigation pursuant to Paragraph (2) of Subdivision (d) of
Government Code Section 54956.9: (1 case).

The City Council reconvened at 6:55 p.m. Mayor Yates announced that the City Council received a report and direction was given to legal counsel; no reportable action was taken. The City Council recessed to Open Session beginning at 7:00 p.m.

FLAG SALUTE

Mayor Yates led the assembly in reciting the Pledge of Allegiance.

PUBLIC COMMUNICATIONS

Tina Bustamante of Calvary Chapel Chino Valley provided the Invocation.

CONSENT CALENDAR

1. Warrants. Approve expenses as audited and within budget for warrants 725710 to 726021; Electronic Fund Transfers 5018001E to 5018031E and 501801E to 501874E, totaling \$3,210,315.60.
2. Minutes. Regular Meeting of December 15, 2015 (all Members present).
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.
4. Adoption of Resolution No. 2016-001, Amendment to Salary Schedules. Amend portions of Resolutions No. 2008-036, 2008-043, 2008-047, 2013-047, 2015-055 and 2015-056 pertaining to the City's Salary Schedules to include time base information and positions of the City Council and Mayor consistent with Government Code Section 20636 and California Code of Regulations Section 570.5 requirements.
5. Contract Amendment - L.P. Kirby Excavation. Approve an amendment to L.P. Kirby Excavation, Inc., Pomona, CA in the amount of \$6,400 for debris removal in the storm channels.
6. Contract Amendment - Rutan & Tucker, LLP. Approve an Amendment to the Professional Services Agreement with Rutan & Tucker LLP in the amount of \$25,000 for legal services.
7. Award a Professional Services Agreement - On-Call Public Works Inspection Services. Award a Professional Service Agreement to Willdan Engineering, San Bernardino in the amount of \$40,000 and \$35,000 to KOA Corp., Ontario for On-Call Public Works inspection services.
8. Authorization of Additional Work-Traffic Signal Modification TR111. Authorize additional work for Riverside Drive at Central Avenue for Traffic Signal Modification Project TR111 for a total project contingency of \$25,000.
9. California Highway Patrol "Every 15 Minutes" Grant. Authorize the acceptance of the California Highway Patrol "Every 15 Minutes Grant" in the amount not to exceed \$6,000.
10. Federal Asset Forfeiture Expenditure. Appropriate \$84,040 from the unappropriated reserves of the Asset Forfeiture Department of Justice Fund for the purchase of ballistic helmets, smart phones, NetMotion licensing and accessories, and the Sungard Freedom Module.
11. Parcel Map No. 19539 (Turner Chino Hills, LLC). Approve a Public Improvement Agreement and securities with Turner Chino Hills, LLC for Parcel Map No. 19539, generally located at the northeast corner of Monte Vista Avenue and Fairfield Ranch Road. *(Removed from the agenda and referred back to staff; no action was taken on this item)*

Moved by Council Member Duncan, seconded by Council Member Haughey, and carried on a 5-0 roll call vote to approve Consent Calendar Item nos. 1 through 10 as presented. Item no. 11 was removed from the agenda and referred back to staff.

AYES: DUNCAN, ELROD, HAUGHEY, ULLOA, YATES.

NOES: None.

ABSENT: None.

PUBLIC HEARING

12. Introduction of Ordinance No. 2016-001 Amending Title 10 (Vehicle and Traffic) and Title 20 (Zoning Code). Introduction of Ordinance No. 2016-001 Amending Title 10 (Vehicles and Traffic) and Title 20 (Zoning Code) of the Chino Municipal Code to prohibit the cultivation, deliveries, dispensaries and any other marijuana related uses in the City.

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

Mayor Yates opened the public hearing.

Daryl Cruz addressed the City Council and requested that no action be taken on this item; he asked the City to conduct further review so as to allow for marijuana cultivation, delivery, and dispensaries.

There being no one else present to address the City Council on this item. The public hearing was closed.

In response to Council's question, Mr. Liguori replied that the County of San Bernardino prohibits medical marijuana dispensaries, which applies to the unincorporated areas north of Chino.

Moved by Council Member Duncan, seconded by Council Member Haughey, and carried on a 5-0 roll call vote to conduct a Public Hearing and approve the introduction of Ordinance No. 2016-001 amending Title 10 (Vehicles and Traffic) and Title 20 (Zoning Code) of the Chino Municipal Code, to be read by number and title only, and waive further reading of the Ordinance.

AYES: DUNCAN, ELROD, HAUGHEY, ULLOA, YATES.

NOES: None.

ABSENT: None.

ORDINANCE NO. 2016-001

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CHINO, CALIFORNIA, AMENDING CHINO MUNICIPAL CODE TITLES 10 (VEHICLES AND TRAFFIC) AND 20 (ZONING ORDINANCE) TO EXPRESSLY PROHIBIT MARIJUANA CULTIVATION, DELIVERIES, DISPENSARIES, AND OTHER MARIJUANA RELATED USES IN THE CITY.

City Attorney Jimmy L. Gutierrez read the title of the Ordinance into the record.

NEW BUSINESS

13. El Nino Emergency Preparedness. Appropriate \$778,177 of anticipated costs in preparation for the upcoming El Nino rains.

Staff Report by: Rob Burns, Director of Finance. Mr. Burns requested approval to appropriate the requested amount from the Disaster Emergency Reserve Fund that has a fund balance of \$1.3 million dollars. He noted that any unused appropriation will lapse and remain unspent. Also, that should anticipated rains result in a declaration of a state of emergency staff will make every effort to seek reimbursement of these costs.

Moved by Mayor Pro Tem Ulloa, seconded by Council Member Duncan, and carried on a 5-0 roll call vote to appropriate \$778,177 from the unappropriated reserves of the Disaster Emergency Reserve Fund in preparation for the upcoming El Nino rains.

AYES: DUNCAN, ELROD, HAUGHEY, ULLOA, YATES.

NOES: None.

ABSENT: None.

MAYOR AND COUNCIL REPORTS

Mayor Yates

Mayor Yates wished everyone a happy New Year. He encouraged the community to attend the New Year's Bingo Extravaganza taking place on January 26, 2016 at the Chino Senior Center. He reminded the community to be safe and take precautions in the event of inclement weather.

Mayor Pro Tem Ulloa

Mayor Pro Tem Ulloa had no report.

Council Member Haughey

Council Member Haughey wished everyone a happy New Year. He shared that he looks forward to the completion of the Liberty Courtyard at the Community Building as well as the opening of the Old Schoolhouse Museum.

Council Member Duncan

Council Member Duncan reported on the Chino Neighborhood Christmas event and thanked the sponsors and volunteers. He wished everyone a happy New Year.

Council Member Elrod

Council Member Elrod wished everyone in the community a happy New Year.

City Manager's Report

City Manager Ballantyne reported on the City's efforts regarding the El Nino Emergency Preparedness Plan. He stated the City has met with outside agencies to discuss mutual items of interest and conducted internal meetings to develop a contingency plan and budget. He noted that a Resident page is posted on the City's website with information such as road closures and where residents can get sand bags. Mr. Ballantyne encouraged residents to sign-up for Chino Notify to receive updated emergency information or visit the City's website or social media pages for up to date information.

City Attorney's Report

City Attorney Jimmy Gutierrez had no report.

Police Chief's Report

Police Chief Karen Comstock had no report.

Fire Chief's Report

Deputy Chief/Fire Marshal Scott Atkinson reported that on the Fire District's website there is information on what the District has done to prepare for El Nino. He announced that six new Firefighter Paramedics were hired and are currently going through the mini-academy.

ADJOURN

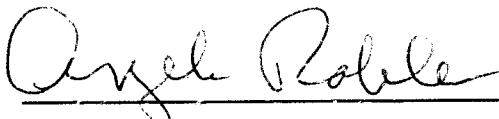
The meeting adjourned at 7:26 p.m. The next Regular Meeting of the City Council will be held on Tuesday, January 19, 2016 at 7:00 P.M. (Closed Session at 6:00 p.m. if necessary) in these Council Chambers.

APPROVED AND ADOPTED THIS 19th DAY OF January 2016



DENNIS YATES, MAYOR

ATTEST:



ANGELA ROBLES, CITY CLERK

(These minutes are not official until signed.)