

City of Yucaipa
City Council Minutes
Regular Meeting of February 8, 2010

A Regular meeting of the City Council of the City of Yucaipa, California was called to order in the Council Chambers, 34272 Yucaipa Boulevard, Yucaipa, California, on February 8, 2010 at 6:00 PM.

PRESENT: Dick Riddell, Mayor
Allan Drusys, D.V.M., Mayor Pro Tem
Denise Hoyt, Councilmember
Tom Masner, Councilmember
Diane Smith, Councilmember
Ray Casey, City Manager
Jennifer Shankland, Director of General Services/City Clerk
Michael Estrada, Interim City Attorney

ABSENT: None

CONVENE CITY COUNCIL

The meeting was opened with the Pledge of Allegiance led by Captain Hamblin.

SPECIAL PRESENTATIONS

Dave Miller, Crafton Hills Open Space Conservancy, introduced Chapman Heights Elementary School's 5th grade class and teacher Amy Petite. Ms. Petite provided a brief summary of the "Disney Planet Challenge" project and led the students in a brief presentation to Council. Council presented the students with Certificates of Appreciation.

City Council presented Mike Houston with a Certificate of Commendation in recognition of his service as the Yucaipa Branch Library Manager.

City employee volunteers that participated in "Make a Difference Day" were presented with Certificates of Appreciation.

Yucaipa Citizen Patrol volunteers were presented with Certificates of Appreciation.

Mayor Pro Tem Drusys suggested that citizen recognition photos be displayed on the City's web site. Council concurred.

EMPLOYEE INTRODUCTION

Director of Public Works/City Engineer Hemsley introduced Maintenance Worker I Oscar Jimenez.

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CONSENT AGENDA

Mayor Riddell asked if there were any Consent Agenda items to be removed for discussion. No items were removed for discussion.

1. **SUBJECT:** APPROVE COUNCIL MINUTES OF JANUARY 25, 2010.

RECOMMENDATION: That City Council approve City Council Minutes of January 25, 2010.

2. **SUBJECT:** EXTEND DECLARATION OF LOCAL EMERGENCY DUE TO FIRES IN THE CITY OF YUCAIPA.

RECOMMENDATION: That City Council extend the declaration of a local emergency approved on September 4, 2009, thereby recognizing the continued existence of perilous conditions in the aftermath of the Pendleton Fire.

3. **SUBJECT:** RESOLUTION NO. 2010-05 AMENDING RESOLUTION NO. 2010-04, EXTENDING THE GOVERNING BODY REVIEW PERIOD.

RECOMMENDATION: That City Council adopt Resolution No. 2010-05, amending Resolution No. 2010-04, extending the governing body review of the necessity for continuing the local emergency from 14 days to 30 days until the local emergency is terminated.

ACTION: MOTION BY COUNCILMEMBER SMITH, SECOND BY MAYOR PRO TEM DRUSYS, CARRIED 4-0-0-1 (COUNCILMEMBER MASNER ABSTAINED) TO APPROVE CONSENT AGENDA ITEM NO. 1.

ACTION: MOTION BY COUNCILMEMBER SMITH, SECOND BY MAYOR PRO TEM DRUSYS, CARRIED 5-0 TO APPROVE CONSENT AGENDA ITEMS NO. 2 THROUGH 3.

PUBLIC COMMENT

Marla Kirk, Yucaipa, read a statement written by Cindy Sage, Sage Associates, in response to City-hired expert Dr. Asher Sheppard's conclusion regarding the health and safety issues of the proposed wireless communications base station at the Bryant Glen Sports Park.

Patti Spitzer, Yucaipa, requested that Council withdraw the cell tower application from Clearwire and informed Council that her group has been consulting with experts pertaining to the proposed Bryant Glen cell tower site and stated that the experts disagree with Dr. Asher Sheppard's report.

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Julie Bolock, Yucaipa, stated that the wireless tower proposed for the Bryant Glen Sports Park has proven to be an incompatible land-use choice and requested that Council vote to withdraw Clearwire's application.

Paul Bolock, Yucaipa, spoke in opposition to Dr. Asher Sheppard's study and requested that Council stop the Bryant Glen project.

City Manager Casey provided an update pertaining to the proposed cell tower and noted that Council has been open to the issues raised by representatives of the community and has taken every opportunity to hear testimony at these meetings.

Bill McEwen, Yucaipa, outlined various City projects taking place throughout the community and commented that these projects are contributing toward reducing the City's carbon footprint and creating a walkable community. Mr. McEwen thanked Council and staff for addressing these challenges.

MAYOR AND COUNCILMEMBER BUSINESS (REPORTS)

Councilmember Hoyt thanked staff for the completion of the Yucaipa Boulevard widening project (between 5th and 12th Streets on the south side) to three full lanes.

City Manager Casey provided a brief update pertaining to the impact of the recent storms and noted that staff will return to Council with a full accounting of the costs associated with the floods and the storms.

POSSIBLE ACTION ON PENDING LEGISLATION

Councilmember Masner reported that State representatives are struggling with the budget.

City Manager Casey reported that the CRA lawsuit has been heard and is moving through the process.

DEPARTMENT REPORTS

4. **SUBJECT:** TEMPORARY AMENDMENT OF DEVELOPMENT CODE STANDARDS FOR TEMPORARY SIGNAGE.

RECOMMENDATION: Direct staff to amend the Development Code as recommended by the Economic Development Advisory Committee to increase the display time for temporary banners by 100%, under a single permit, for a two-year period, or to implement another alternative as agreed upon by Council.

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DISCUSSION: Director of Community Development McMains presented the Agenda Report.

After Council discussion, the following Motion was made:

ACTION: MOTION BY COUNCILMEMBER SMITH, SECOND BY COUNCILMEMBER HOYT, CARRIED 4-1 (MAYOR PRO TEM DRUSYS VOTED NOE), TO DIRECT STAFF TO AMEND THE DEVELOPMENT CODE AS RECOMMENDED BY THE ECONOMIC DEVELOPMENT ADVISORY COMMITTEE TO INCREASE THE DISPLAY TIME FOR TEMPORARY BANNERS BY 100%, UNDER A SINGLE PERMIT, FOR A TWO-YEAR PERIOD.

5. **SUBJECT:** PARTICIPATION IN THE REGIONAL GREENHOUSE GAS INVENTORY AND REDUCTION PLAN.

RECOMMENDATION: That Council approve, and authorize the City Manager to execute, the Memorandum of Understanding with San Bernardino Associated Governments for the preparation of a Regional Greenhouse Gas Inventory and Reduction Plan and related Environmental Impact Report, and allocate \$22,927.86 from the Contingency Fund for the City's pro rata share of the cost.

DISCUSSION: Director of Community Development McMains presented the Agenda Report.

After Council discussion, the following Motion was made:

ACTION: MOTION BY MAYOR RIDDELL, SECOND BY MAYOR PRO TEM DRUSYS, CARRIED 4-1 (COUNCILMEMBER MASNER VOTED NOE), TO APPROVE STAFF RECOMMENDATION.

ADJOURN CITY COUNCIL AND CONVENE REDEVELOPMENT AGENCY

City Council adjourned. Redevelopment Agency convened. (RDA proceedings are contained in separate Minutes)

ADJOURN THE REDEVELOPMENT AGENCY AND CONVENE CITY COUNCIL

Redevelopment Agency adjourned. City Council reconvened.

PUBLIC HEARINGS

6. **SUBJECT:** PRIORITIZATION OF FISCAL YEAR 2010-11 COMMUNITY DEVELOPMENT BLOCK GRANT PROJECTS.

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RECOMMENDATION: That City Council conduct a public hearing and subsequently prioritize eligible project proposals for submission to the San Bernardino County Board of Supervisors for Community Development Block Grant funding consideration.

DISCUSSION: Mayor Riddell opened the Public Hearing Item No. 6. Director of Administrative Services Franklin presented the Agenda Report.

Debbie Seawright, representing San Bernardino County Library, presented information about their programs and requested funding to support the continuation of literacy education for residents of Yucaipa. Scher Ringelsen, program tutor, and Bernice Jacobson, program student, spoke in support of the literacy education program.

Cheryl Heesen, representing Family Service Association of Redlands, presented information about their programs and requested funding to support homeless prevention case management and assistance.

Dave Reno, representing Family Services Association, presented information about their programs and requested funding to support the Senior Nutrition Program.

Stephanie Hedrick, representing San Bernardino Sexual Assault Services, presented information about their programs and requested funding to support crisis intervention and counseling for victims of violent crimes.

Joseph Rodriguez, representing GRIT, presented information about their programs and requested funding for gang reduction intervention.

Mayor Riddell closed the Public Hearing.

After Council discussion, the following Motion was made:

ACTION: MOTION BY COUNCILMEMBER MASNER, SECOND BY MAYOR RIDDELL, CARRIED 3-2 (COUNCILMEMBERS SMITH AND HOYT VOTED NOE), TO APPROVE AND ALLOCATE FUNDING TO THE FOLLOWING PUBLIC SERVICE ORGANIZATIONS: \$5,545 TO THE FAMILY SERVICES ASSOCIATION SENIOR NUTRITION PROGRAM, \$10,000 TO SAN BERNARDINO SEXUAL ASSAULT SERVICES, \$10,000 TO SAN BERNARDINO COUNTY LIBRARY, \$8,000 TO THE CITY'S RECREATION SCHOLARSHIP PROGRAM.

ACTION: MOTION BY MAYOR PRO TEM DRUSYS, SECOND BY COUNCILMEMBER HOYT, CARRIED 5-0, TO APPROVE AND ALLOCATE FUNDING TO THE FOLLOWING CAPITAL IMPROVEMENT PROJECT: \$202,481 FOR CONSTRUCTION OF CURB, GUTTER, SIDEWALK, AND

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DRAINAGE IMPROVEMENTS ON 4TH STREET, BETWEEN YUCAIPA BOULEVARD AND AVENUE E.

7. **SUBJECT:** CITY OF YUCAIPA (CASE NO. 09-140/GPA/DCA); VARIOUS GENERAL PLAN AND DEVELOPMENT CODE AMENDMENTS TO UPDATE THE OFFICIAL LAND USE DISTRICTS STATISTICAL CHART OF THE LAND USE ELEMENT, ADD THE YUCAIPA EMERGENCY PLAN AND THE LOCAL HAZARD MITIGATION PLAN TO THE SAFETY AND HAZARDOUS WASTE ELEMENT, AMEND THE SENIOR MOBILE HOME PARK OVERLAY DISTRICT MAP, AMEND THE CIRCULATION MAP, AMEND THE MULTI USE TRAILS AND BIKE PATHS MAP, PRE-ZONE 345 ACRES PROPOSED FOR ANNEXATION FOR OPEN SPACE (OS) AND RURAL LIVING LAND USE DESIGNATIONS, AND ESTABLISH AN OPEN SPACE (OS) LAND USE DISTRICT.

RECOMMENDATION: The Planning Commission recommends that the City Council conduct a public hearing and take the following actions:

- A) Approve first reading, by title only, as read by staff, of Ordinance No. 294, amending Ordinance No. 232 and the Official Land Use Plan, and amending Chapter 3 (Land Use Districts) of Division 4 (Land Uses) of Volume II (Development Code) of the Yucaipa Municipal Code, establishing the Open Space (OS) Land Use District; and
- B) Adopt Resolution No. 2010-03, approving 1st Cycle General Plan Amendment No. 09-140, updating the Official Land Use Districts Statistical Chart, adding the Yucaipa Emergency Plan and the Local Hazard Mitigation Plan to the Safety and Hazardous Waste Element, amending the Senior Mobile Home Park Overlay District Map, amending the Circulation Map, amending the Multi Use Trails and Bike Paths Map, establishing an Open Space (OS) Land Use District, and pre-zoning 345 acres proposed for annexation for Open Space (OS) and Rural Living (RL) land use designations; and
- C) Adopt the Findings as contained in the Agenda Report; and
- D) Adopt the Mitigated Negative Declaration; and
- E) Direct staff to file a Notice of Determination.

DISCUSSION: Mayor Riddell opened the Public Hearing Item No. 7. Director of Community Development McMains presented the Agenda Report.

Mayor Riddell closed the Public Hearing.

After Council discussion, the following Motion was made:

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ACTION: MOTION BY MAYOR RIDDELL, SECOND BY COUNCILMEMBER HOYT, CARRIED 4-1 (COUNCILMEMBER MASNER VOTED NOE), TO APPROVE STAFF RECOMMENDATION.

ANNOUNCEMENTS

Mayor Pro Tem Drusys requested that staff research current trends in recycling or banning the use of polystyrene containers in various food establishments.

Councilmember Hoyt requested that staff research the potential of an ordinance that addresses lighting and the obstruction of the night view.

City Manager Casey stated that if Council concurs, these requests may be incorporated in the City Council goals and objectives update process.

ADJOURNMENT

The meeting adjourned. The next regularly scheduled meeting will be February 22, 2010 at 6:00 PM.



DICK RIDDELL, MAYOR

ATTEST:



JENNIFER SHANKLAND
CITY CLERK