

City of Yucaipa  
City Council Minutes  
Regular Meeting of February 22, 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 22, 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 Chief Shaw.

**CONSENT AGENDA**

Mayor Riddell asked if there were any Consent Agenda items to be removed for discussion. Item No. 6 was removed for discussion by Councilmember Masner.

1. **SUBJECT:** APPROVE COUNCIL MINUTES OF FEBRUARY 8, 2010.

**RECOMMENDATION:** That City Council approve City Council Minutes of February 8, 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:** EXTEND DECLARATION OF LOCAL EMERGENCY DUE TO THE 2010 WINTER FLOOD & SNOW STORM.

**RECOMMENDATION:** That City Council extend the declaration of a local emergency approved on January 25, 2010, thereby recognizing the continued existence of perilous conditions in the aftermath of the 2010 Winter Flood & Snow Storm.

City of Yucaipa  
City Council Minutes  
Regular Meeting of February 22, 2010

---

4. **SUBJECT:** RESOLUTION NO. 2010-06 AUTHORIZING APPLICATION FOR FUNDING FROM THE OFFICE OF TRAFFIC SAFETY, "GRANTS MADE EASY" PROGRAM.

**RECOMMENDATION:** That City Council adopt Resolution No. 2010-06 authorizing application for the Office of Traffic Safety (OTS) grant proposal / submission for the DUI "Grants Made Easy" programs.

5. **SUBJECT:** RESOLUTION NO. 2010-07 AUTHORIZING APPLICATION FOR A CATALYST PROJECT THROUGH THE CALIFORNIA SUSTAINABLE STRATEGIES PILOT PROGRAM.

**RECOMMENDATION:** That City Council adopt Resolution No. 2010-07, authorizing application for a Catalyst Project through the California Sustainable Strategies Pilot Program.

7. **SUBJECT:** ACQUISITION OF PROPERTY-PORIONS OF APN 0301-071-10 - LIVE OAK/OAK GLEN INTERCHANGE.

**RECOMMENDATION:** That City Council:

1. Approve the acquisition of approximately 5,922 square feet of right-of-way for road, utility purposes and 3,613 square feet of slope easement and 6,966 square feet of temporary construction easement (APN 0301-071-10) located north of the I-10 Freeway and east of Oak Glen Road as further defined in the attached legal description for an amount not to exceed \$67,299.13; and
2. Approved other miscellaneous costs associated with the acquisition of the properties, not to exceed \$7,500; and
3. Authorize the City Manager to execute the necessary documents to complete the acquisition process including the stipulation for Final Judgment in Condemnation.

**ACTION:** MOTION BY COUNCILMEMBER HOYT, SECOND BY COUNCILMEMBER SMITH, CARRIED 5-0, TO APPROVE CONSENT AGENDA ITEMS NO. 1 THROUGH 5 AND AGENDA ITEM NO. 7.

**ITEM REMOVED FOR DISCUSSION**

6. **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

City of Yucaipa  
City Council Minutes  
Regular Meeting of February 22, 2010

---

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:** That City Council waive further reading and adopt 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.

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

**PUBLIC COMMENT**

Howard Reeves, Calimesa, raised his concerns regarding the elimination of the snack shack at the Seventh Street Ball Park. Mr. Reeves spoke in favor of the City removing the existing snack shack and recommended that the City plumb the ground for utilities, provide the sports groups with a design for a new snack shack, and allow the sports groups to build a new facility at no cost to the City.

Rhonda Neil, President of Yucaipa Valley American Little League, provided information pertaining to the March 27, 2010 National and American Little League Opening Ceremonies and invited Council and City staff to attend the event and to participate in the Challenger League baseball game scheduled for 8:00 AM that same day.

**MAYOR AND COUNCILMEMBER BUSINESS (REPORTS)**

8. **SUBJECT:** CALIFORNIA DESERT CONSERVATION AND RECREATION ACT.

**RECOMMENDATION:** That City Council consider and authorize a letter of support for the Draft California Desert Conservation and Recreation Act Bill.

**DISCUSSION:** City Manager Casey presented the Agenda Report.

After Council discussion, the following Motion was made:

**ACTION:** MOTION BY MAYOR RIDDELL, SECOND BY MAYOR PRO TEM DRUSYS, CARRIED 3-2 (COUNCILMEMBERS MASNER AND SMITH VOTED NOE), TO APPROVE STAFF RECOMMENDATION.

City of Yucaipa  
City Council Minutes  
Regular Meeting of February 22, 2010

---

**POSSIBLE ACTION ON PENDING LEGISLATION**

None

**DEPARTMENT REPORTS**

9. **SUBJECT:** AWARD OF CONTRACTS FOR JANUARY STORM DAMAGE MITIGATION: PROJECT NUMBERS 10805 THROUGH 10809.

**RECOMMENDATION:** That City Council:

1. Approve and authorize the Mayor to execute a contract, and the City Manager or his designee to administer the terms of the contract, to the lowest responsible/qualified bidder, MCC Equipment Rentals, Inc. of Yucaipa, CA., in the amount of \$16,740.00 for Project 10805, in the amount of \$7,425.00 for Project 10806, and in the amount of \$4,360.00 for Project 10807, and authorize a project contingency of \$3,500 and \$3,000 for project management/staff time for a total amount of \$34,525.00; and
2. Approve and authorize the Mayor to execute a contract, and the City Manager or his designee to administer the terms of the contract, to the lowest responsible/qualified bidder, Jeremy Harris Construction, of Riverside, CA., in the amount of \$13,396.00 for Project No. 10808 and authorize a project contingency of \$2,500 and \$2,000 for project management/staff time for a total amount of \$17,396.00; and
3. Reject all bids for Project No. 10809 and re-bid since the scope was revised after the bids were received to adjust for additional work staff deemed necessary after further design review; and
4. Authorize additional funding in an amount not to exceed \$23,500.00 to purchase approximately 258 linear feet of 48-inch HDPE drain pipe from Contech Construction Products, Inc. (City crews to install related to Project 10809); and
5. Amend the Fiscal Year 2009/2010 Capital Improvement Program to add Project No.'s 10805, 10806, 10807, 10808 and 10809 with a total budget of \$88,421.00 and temporarily transfer \$56,000 (as a loan to the emergency response account) from the General Fund Contingency Account; and
6. Approve the specifications for these projects.

**DISCUSSION:** Director of Public Works/City Engineer Hemsley presented the Agenda Report.

City of Yucaipa  
City Council Minutes  
Regular Meeting of February 22, 2010

---

**ACTION: MOTION BY COUNCILMEMBER SMITH, SECOND BY COUNCILMEMBER HOYT, CARRIED 5-0, TO APPROVE STAFF RECOMMENDATION.**

10. **SUBJECT: 7<sup>TH</sup> STREET SWIMMING POOL RENOVATION PROJECT CONCEPTUAL PLANS AND APPROVE RESOLUTION NO. 2010-08 AUTHORIZING STAFF TO APPLY FOR PROPOSITION 84 GRANT FUNDS.**

**RECOMMENDATION: That City Council:**

1. Review and approve Conceptual Plan A; and
2. Approve Resolution No. 2010-08 and authorize staff to submit one grant application for consideration to the California Department of State Parks and Recreation Statewide Park Development and Community Revitalization Program of 2008.

**DISCUSSION:** Director of Community Services Copley presented the Agenda Report. Director of Public Works/City Engineer Hemsley provided additional information pertaining to this item.

After Council discussion, the following Motion was made:

**ACTION: MOTION BY COUNCILMEMBER HOYT, SECOND BY MAYOR PRO TEM DRUSYS, CARRIED 4-1 (COUNCILMEMBER MASNER VOTED NOE), TO APPROVE STAFF RECOMMENDATION AND TO INCLUDE THE COUNCIL PROPOSED MODIFICATIONS TO CONCEPTUAL PLAN B.**

11. **SUBJECT: EQUESTRIAN CENTER/NEIGHBORHOOD PARK RETROFIT PLAN.**

**RECOMMENDATION: That the City Council review and approve the Equestrian Center Neighborhood Park Retrofit Plan.**

**DISCUSSION:** Director of Community Services Copley presented the Agenda Report.

Oscar Johnson, representing Moore, Iacofano, Goltsman, Inc., provided detailed information pertaining to the proposed design.

Dottie Potter, representing Yucaipa Equestrian Arena Committee, provided additional information pertaining to the design and addressed questions raised by Council.

After Council discussion, the following Motion was made:

**ACTION: MOTION BY MAYOR PRO TEM DRUSYS, SECOND BY COUNCILMEMBER HOYT, CARRIED 5-0, TO APPROVE STAFF**

City of Yucaipa  
City Council Minutes  
Regular Meeting of February 22, 2010

---

**RECOMMENDATION AND TO INCLUDE RELOCATING THE ELECTRIC PANEL OR ASSOCIATED WALL AND ENLARGING THE CONCESSION AREA.**

**ADJOURN CITY COUNCIL AND CONVENE REDEVELOPMENT AGENCY**

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

**CONVENE JOINT CITY COUNCIL AND REDEVELOPMENT AGENCY**

City Council reconvened.

RDA 3. **SUBJECT:** COMMUNITY ACTIVITY GRANTS APPLICATION PROCESS.

**RECOMMENDATION:**

That City Council:

1. Approve the Community Activity Grants Application process and adopt the following guidelines:
  - ❑ Require a detailed application process.
  - ❑ Grant funding opportunity offered during a specific date in April each year.
  - ❑ Council review and award selected grants for each upcoming fiscal year.
  - ❑ Non-Profit Applicants must be Yucaipa based.
  - ❑ City services/staffing/facilities will not be charged against awarded grants for community-wide events but will be evaluated in the application review process.
  - ❑ Awarded grants must submit, to Council, a follow-up accountability report within one month following the event/project.
2. Approve the proposed community activity grants application; and
3. Maintain the Non-Profit Budget allocation for FY 10/11 at \$20,000.

That the Redevelopment Agency:

1. Approve the Community Activity Grants Application process and proposed Application and direct staff to prepare a Service Level Option for inclusion in the FY 10/11 RDA Capital Projects Budget for projects/programs that enhance Economic Development or are Civic in nature in Yucaipa.

**DISCUSSION:** Director of General Services/City Clerk Shankland presented the Agenda Report.

After Agency Member discussion, the following Motion was made:

City of Yucaipa  
City Council Minutes  
Regular Meeting of February 22, 2010

---

**ACTION: MOTION BY AGENCY MEMBER RIDDELL, SECOND BY AGENCY VICE CHAIRPERSON MASNER, CARRIED 5-0, TO APPROVE THE REDEVELOPMENT AGENCY PORTION OF STAFF RECOMMENDATION AND TO AMEND THE APPLICATION AS DIRECTED BY AGENCY.**

After Council discussion, the following Motion was made:

**ACTION: MOTION BY COUNCILMEMBER SMITH, SECOND BY COUNCILMEMBER HOYT, CARRIED 5-0, TO APPROVE THE CITY COUNCIL PORTION OF STAFF RECOMMENDATION AND TO AMEND THE APPLICATION AS DIRECTED BY COUNCIL.**

**ADJOURN THE REDEVELOPMENT AGENCY**

Redevelopment Agency adjourned.

**ANNOUNCEMENTS**

Interim City Attorney Estrada announced the Closed Session items.

**CLOSED SESSION**

Liability Claim [Gov't Code §54956.9] 1 item – Liability Claim No. 2010-01, Kevin Alsop


Conference with Real Property Negotiator [Govt. Code §54956.8] Property: Portion of APN No(s). 0301-052-66, 0301-052-67, - City Negotiator: Ray Casey, City Manager - Negotiating Parties: Smith Properties - Under Negotiation: Price and Terms of Payments

Conference with Legal Counsel - Existing Litigation [Gov't Code § 54956.9(a)] 1 item - Case No. SBSC CIVDS 911161 - Rudrich Family Management v. City of Yucaipa, et al.

City Manager Casey reported that City Council rejected Liability Claim Number 2010-01.

**ADJOURNMENT**

The meeting adjourned. The next regularly scheduled meeting will be March 8, 2010 at 6:00 PM.

  
\_\_\_\_\_  
DICK RIDDELL, MAYOR

ATTEST:

  
\_\_\_\_\_  
JENNIFER SHANKLAND  
CITY CLERK