

**City of Yucaipa**  
**City Council Minutes**  
**Regular Meeting of October 12, 2009**

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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 October 12, 2009 at 6:00 PM.

**PRESENT:** Dick Riddell, Mayor  
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:** Allan Drusys, D.V.M., Mayor Pro Tem

**CONVENE CITY COUNCIL**

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

**EMPLOYEE INTRODUCTION**

Fire Chief Shaw introduced Fire Captain Garrett Armsby.

**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 SEPTEMBER 28, 2009.

**RECOMMENDATION:** That City Council approve City Council Minutes of September 28, 2009.

2. **SUBJECT:** APPROVE COUNCIL MINUTES OF OCTOBER 5, 2009.

**RECOMMENDATION:** That City Council approve City Council Minutes of October 5, 2009.

3. **SUBJECT:** SPECIAL EVENT APPLICATION – ISLAND CRUISERS CAR CLUB BARBEQUE AND CAR SHOW.

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**RECOMMENDATION:** That City Council approve the Special Event Application submitted by the Island Cruisers Car Club to host a barbeque picnic and car show on Saturday, November 14, 2009 at the Yucaipa Community Park.

4. **SUBJECT:** AWARD OF CONTRACT – 2009-2010 STREET STRIPING PROGRAM – PROJECT NO. 10789.

**RECOMMENDATION:** That City Council:

1. Award 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 bidder, Chrisp Company of Fremont, CA., in the amount \$40,247.80 for the Annual 2009-2010 Street Striping Program work in City streets at various locations; and
  2. Authorize a contingency of \$4,025.00 and \$4,025.00 in staff time and administrative costs for a total of \$48,297.80 for the 2009-2010 Street Striping Program; and
  3. Approve the specifications prepared for this project.
5. **SUBJECT:** DESIGNATION OF CITY AGENT FOR PURPOSES OF OBTAINING FEDERAL AND STATE ASSISTANCE FOR ALL OPEN AND FUTURE DISASTERS.

**RECOMMENDATION:** That City Council adopt Resolution No. 2009-61, naming the agents of the city who may execute applications and other documents for the purpose of obtaining certain federal and/or state financial assistance.

6. **SUBJECT:** ECONOMIC DEVELOPMENT ADVISORY COMMITTEE MEMBERSHIP.

**RECOMMENDATION:** That City Council confirm the appointment of Damian Duncan as the East Valley Association of Realtors alternate representative on the Economic Development Advisory Committee.

**ACTION:** MOTION BY COUNCILMEMBER SMITH, SECOND BY COUNCILMEMBER HOYT, CARRIED 4-0-1-0 (MAYOR PRO TEM DRUSYS ABSENT), TO APPROVE CONSENT AGENDA ITEM NO. 1 AND ITEM NOS. 3- THROUGH 6.

**ACTION:** MOTION BY COUNCILMEMBER SMITH, SECOND BY COUNCILMEMBER HOYT, CARRIED 3-0-1-1 (MAYOR PRO TEM DRUSYS

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**ABSENT, COUNCILMEMBER MASNER ABSTAINED), TO APPROVE  
CONSENT AGENDA ITEM NO. 2.**

**PUBLIC COMMENT**

Bill McEwen, Yucaipa, spoke regarding disaster preparedness and heat waves related to climate changes and encouraged Council to make it a goal to have generators installed at City designated cooling centers.

**MAYOR AND COUNCILMEMBER BUSINESS (REPORTS)**

Councilmember Smith raised concerns with the k-rail barrier recently installed along the edge of Fremont Street and requested an alternate solution to limit the time the k-rail is needed.

**POSSIBLE ACTION ON PENDING LEGISLATION**

None

**DEPARTMENT REPORTS**

**7. SUBJECT: 2009/2010 FIRST QUARTER BUDGET REPORT.**

**RECOMMENDATION:** That City Council receive the 2009/2010 First Quarter Budget report, review the revenue and expense accounts of the General Fund and take the following actions:

1. Authorize the associated transfers from the following fiscal year 2009/2010 budget line items to the "Set-Aside for Economic Certainties" account to reflect additional projected savings:

a. Sheriff Department Professional Services (accrued)	\$ 60,000
b. Sheriff Department SLO (Traffic)	\$100,000
c. Reduction in City Manager travel/conference budget	\$ 5,000
d. Reduction in City Council travel/conference budget	\$ 5,000
e. Delay public facilities needs assessment SLO	\$ 50,000
f. Salary savings – Administrative Services (accrued)	\$ 60,000
g. Salary savings all Departments due to enhanced Programmatic salary "charge backs"	\$ 50,000
  
2. Create a "Set-Aside for Economic Certainties" account in the Fire Services Budget and authorize the associated transfers from the following fiscal year 2009/2010 budget line items in the Fire Services Budget.

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|----|-----------------------------------------|-----------|
| a. | Fire Department Professional Services   | \$400,000 |
| b. | Fire Department SLO (Paramedic Captain) | \$ 19,825 |
| c. | Miscellaneous Supplies Expense          | \$ 10,000 |
| d. | Reduce Contingency                      | \$ 10,000 |
3. Approve the reorganization of the Streets Division of the Public Works Department and:
- a. Adopt Resolution No. 2009-64, amending Resolution No. 2008-33, amending the Management, Supervisory and Confidential Salary, Benefit and Classification Plan, eliminating the Street Superintendent/Public Works Inspector position at Salary Range 38 (\$65,456-\$81,745) and creating the Maintenance Supervisor position at Salary Range 28 (\$51,134 - \$63,859); and
  - b. Amend the fiscal year 2009/2010 Budget by:
    - i. Decreasing the "Salaries and Benefits" accounts by \$118,882 to reflect the savings to the budget associated with the elimination of the Street Superintendent/Public Works Inspector classification, and
    - ii. Increasing the "Salaries and Benefits" accounts by \$94,587 for a net savings of \$24,295, to reflect the creation of the Maintenance Supervisor position.
4. Direct staff to enroll the City in the California Communities Prop 1A Securitization Program.

That City Council review the City's Capital Improvement Program and:

- 1. Allocate the amount of \$400,000 in Proposition 42 funding in fiscal year 2009/2010 to the Yucaipa Boulevard 12th – 15th Street Phase I Project.
- 2. Allocate the amount of \$93,000 in Proposition 42 funding in fiscal year 2010/2011 to the Yucaipa Boulevard 12th – 15th Street Phase II Project.
- 3. Allocate the amount of \$307,000 in Proposition 42 funding in fiscal year 2010/2011 to the Yucaipa Boulevard 15th Street to the I-10 Freeway Project.
- 4. Allocate the amount of \$1,498,000 in Undesignated Traffic Funds (from Measure I Arterial Project Advancement reimbursement) in fiscal year 2010/2011 to the Yucaipa Boulevard 15th Street to I-10 Freeway Project.

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5. Allocate the amount of \$1,498,000 in Undesignated Traffic Funds (from Measure I Arterial Project Advancement reimbursement) in fiscal year 2011/2012 to the Yucaipa Boulevard 15th Street to I-10 Freeway Project.
6. Allocate the amounts of \$88,000 in Undesignated Traffic Funds in fiscal year 2010/2011 and \$613,000 in fiscal year 2011/2012 to the Yucaipa Boulevard 15th Street to I-10 Freeway Project.
7. Approve Resolution No. 2009-65, adopting the Five-Year Capital Project Needs Analysis (CPNA) requested by SANBAG reflecting the Capital Improvement Program project funding allocations included herein.

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

After Council discussion, the following Motion was made:

**ACTION: MOTION BY COUNCILMEMBER MASNER, SECOND BY COUNCILMEMBER HOYT, CARRIED 4-0-1-0 (MAYOR PRO TEM DRUSYS ABSENT), TO APPROVE STAFF RECOMMENDATIONS FOR THE GENERAL FUND ITEMS NO. 1 THROUGH 4.**

**ACTION: MOTION BY COUNCILMEMBER MASNER, SECOND BY COUNCILMEMBER HOYT, CARRIED 4-0-1-0 (MAYOR PRO TEM DRUSYS ABSENT), TO APPROVE STAFF RECOMMENDATIONS FOR THE CAPITAL IMPROVEMENT PROGRAM ITEMS NO. 1 THROUGH 7.**

8. **SUBJECT: AUTHORIZE FUNDING FOR THE YUCAIPA VALLEY HISTORICAL SOCIETY AVENUE A HISTORICAL FIRE STATION FACILITY.**

**RECOMMENDATION:** That City Council approve and authorize the allocation of \$9,208.34 from the Historical Group Trust Fund (interest balance) and \$5,791.66 from the Historical Group Trust Fund (principal balance) for a total of \$15,000.00 for the interior improvements at the Avenue A- Historical Fire Station Facility.

**DISCUSSION:** Director of Public Works/City Engineer Hemsley presented the Agenda Report and explained that the recommendation would be modified to reflect the removal of the line item for installing new flooring in the amount of \$4,970, resulting in an allocation of \$9,208.34 from the Historical Group Trust Fund (interest balance) and \$821.66 from the Historical Group Trust Fund (principal balance) for a total of \$10,030 for the improvements.

Claire Teeters, Yucaipa, provided an update on the progress of the facility renovation, commenting that it has been a pleasure working with City staff, and encouraged Council support.

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After Council discussion, the following Motion was made:

**ACTION: MOTION BY COUNCILMEMBER SMITH, SECOND BY COUNCILMEMBER MASNER, CARRIED 4-0-1-0 (MAYOR PRO TEM DRUSYS ABSENT), TO APPROVE STAFF RECOMMENDATION AS AMENDED.**

9. **SUBJECT: AUTHORIZATION TO APPLY FOR FUNDS TO INSTALL A PHOTOVOLTAIC CARPORT CANOPY SYSTEM AT THE COMMUNITY CENTER/PARK.**

**RECOMMENDATION: That City Council:**

1. Accept the Efficiency and Conservation Block Grant in the amount of \$439,100; and
2. Authorize the City Manager to submit an application to the California Public Utilities Commission for a California Solar Initiative Grant in the amount of \$733,592; and
3. Adopt Resolution 2009-62 authorizing a 1% interest rate loan in the amount of \$672,000 from the California Energy Commission; and
4. Amend the Fiscal Year 2009/2010 Capital Improvement Program (CIP) to include the project: Photovoltaic Carport Canopy System at the Community Center and allocate a loan in the amount of \$1,435,900 from the undesignated one time Capital Projects Account; and
5. Allocate all excess energy savings over time to the undesignated General Fund Balance; and
6. Direct Staff to process a Conditional Use Permit Application for the installation of the Photovoltaic Carport Canopy System.

**DISCUSSION: Assistant Planner Moore presented the Agenda Report.**

After Council discussion, the following Motion was made:

**ACTION: MOTION BY COUNCILMEMBER MASNER, SECOND BY COUNCILMEMBER HOYT, CARRIED 4-0-1-0 (MAYOR PRO TEM DRUSYS ABSENT), TO APPROVE STAFF RECOMMENDATION.**

10. **SUBJECT: SPECIAL EVENT APPLICATION: 20 YEAR ANNIVERSARY CELEBRATION OF CITY INCORPORATION.**

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**RECOMMENDATION:** That City Council approve the Special Event Application to conduct a 20 Year Anniversary Celebration of City Incorporation event to be held on Saturday, November 7, 2009 for 12:00 p.m. to 8:30 p.m. at California Street between Yucaipa Boulevard and Avenue B as well as portions of Avenue A.

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

After Council discussion, the following Motion was made:

**ACTION:** MOTION BY COUNCILMEMBER HOYT, SECOND BY COUNCILMEMBER MASNER, CARRIED 4-0-1-0 (MAYOR PRO TEM DRUSYS ABSENT), TO APPROVE STAFF RECOMMENDATION.

11. **SUBJECT:** AWARD CONSTRUCTION CONTRACT FOR CDBG 1<sup>ST</sup> STREET IMPROVEMENTS, PROJECT NO. 10786.

**RECOMMENDATION:** That City Council:

1. Award and authorize the Mayor to execute a contract in the amount of \$424,742.55 with Martinez Concrete, Inc. for the construction of the CDBG 1st Street Improvements (Project); and
2. Approve \$55,000 in contingencies for construction of the Project, \$25,000 in design and staff, and \$45,000 in inspection, surveying and soils testing, for a total Project amount of \$549,742.55; and
3. Amend the Fiscal Year 2009/2010 Capital Improvement Program (CIP) to include the Project in the Pavement Management Program (PMP); and
4. Allocate \$182,000 from the PMP undesignated fund balance for the Project; and
5. Authorize the City Manager or his designee to administer the terms of the contract; and
6. Approve the plans and specifications prepared for the project.

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

After Council discussion, the following Motion was made:

**ACTION:** MOTION BY COUNCILMEMBER HOYT, SECOND BY MAYOR RIDDELL, CARRIED 4-0-1-0 (MAYOR PRO TEM DRUSYS ABSENT), TO APPROVE STAFF RECOMMENDATION.

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**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 HEARING**

12. **SUBJECT:** REVOCATION OF THE LAND USE ENTITLEMENTS FOR THE OAK HILLS MARKETPLACE.

**RECOMMENDATION:** That City Council conduct a public hearing; and:

- A) Approve first reading, by title only, as read by staff, of Ordinance No. 292, repealing Ordinance No. 268, and amending the Official Land Use Plan and Zoning Ordinance of the City of Yucaipa to reflect the repeal of Ordinance No. 268; and
- B) Adopt Resolution No. 2009-60, rescinding Resolution No. 2007-40 and Resolution No. 2007-41, thereby repealing the Preliminary Development Plan, General Plan Amendment, and certification of the Environmental Impact Report for the Oak Hills Marketplace, and Approving the General Plan Land Use District Change to Regional Commercial (CR); and
- C) Adopt the Findings as contained in the Agenda Report

**DISCUSSION:** Mayor Riddell opened the Public Hearing Item No. 12. Planning Manager Toomey presented the Agenda Report.

Mayor Riddell closed the Public Hearing.

After Council discussion, the following Motion was made:

**ACTION:** MOTION BY COUNCILMEMBER MASNER, SECOND BY COUNCILMEMBER SMITH, CARRIED 4-0-1-0 (MAYOR PRO TEM DRUSYS ABSENT), TO APPROVE STAFF RECOMMENDATION.

**ANNOUNCEMENTS**

None

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**ADJOURNMENT**

The meeting adjourned. The next regularly scheduled meeting will be October 26, 2009 at 6:00 PM.



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DICK RIDDELL, MAYOR

ATTEST:



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JENNIFER SHANKLAND  
CITY CLERK