



**Regular City Council
And Successor Agency
And Housing Authority
Meeting Agenda**

May 22, 2017 - 6:00 PM

City Council Chambers - Yucaipa City Hall
34272 Yucaipa Blvd., Yucaipa, California

THE CITY OF YUCAIPA COMPLIES WITH THE AMERICANS WITH DISABILITIES ACT OF 1990. IF YOU REQUIRE SPECIAL ASSISTANCE TO ATTEND OR PARTICIPATE IN THIS MEETING, PLEASE CALL THE CITY CLERK'S DEPARTMENT AT (909) 797-2489 AT LEAST 48-HOURS PRIOR TO THE MEETING.

ANY PUBLIC WRITINGS DISTRIBUTED BY THE CITY TO AT LEAST A MAJORITY OF THE COUNCILMEMBERS REGARDING ANY ITEM ON THIS REGULAR MEETING AGENDA WILL BE MADE AVAILABLE AT THE PUBLIC RECEPTION COUNTER AT CITY HALL, LOCATED AT 34272 YUCAIPA BOULEVARD, DURING NORMAL BUSINESS HOURS.

IF YOU WISH TO ADDRESS THE COUNCIL DURING THE MEETING, PLEASE COMPLETE A SPEAKERS FORM AND RETURN IT TO THE CITY CLERK PRIOR TO THE BEGINNING OF THE MEETING. THERE IS A THREE-MINUTE TIME LIMIT FOR SPEAKING.

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

SPECIAL PRESENTATIONS

WeTip

High School Sports Recognition

Military Banners

Animal Control

CONSENT AGENDA (ITEM NOS. 1 THROUGH 11)

The following Consent Agenda items are expected to be routine and non-controversial. Council will act upon them, at one time, without discussion. Any Councilmember or staff member may request removal of an item from the Consent Agenda for discussion.

The title is deemed to be read and further reading waived on any ordinance listed on the Consent Agenda for second reading and adoption.

P. 8 **1.** **SUBJECT:** APPROVE COUNCIL MINUTES OF MAY 8, 2017

RECOMMENDATION: That City Council approve City Council Minutes of May 8, 2017.

P. 16 **2.** **SUBJECT:** ACCEPTANCE OF CONTRACT WORK – 2016/2017 STREET STRIPING PROGRAM, PHASE I - PROJECT NO. 11032

RECOMMENDATION: That City Council:

1. Accept the contract and extension work completed by Cal Stripe, Inc. of Colton, CA, in the amount of \$73,532.46 for the 2016/2017 Street Striping Program, Phase I- Project 11032; and
2. Approve the final payment for the project; and
3. Authorize the recordation of the Notice of Completion for the project.

P. 20 **3.** **SUBJECT:** ACCEPTANCE OF CONTRACT WORK – VISION QUEST GALLERY- 35157 YUCAIPA BLVD. MODIFICATION- PROJECT NO. 11041

RECOMMENDATION: That City Council:

1. Accept the contract and extension work completed by Town and Country Construction of Yucaipa, CA in the amount of \$15,580 for the Vision Quest Gallery- 35157 Yucaipa Blvd. Modification- Project No. 11041; and
2. Approve the final payment for the project; and
3. Authorize the recordation of the Notice of Completion for the project.

P. 23 **4.** **SUBJECT:** ACCEPTANCE OF CONTRACT WORK – 2015-2016 AND 2016-2017 STREET PATCHING PROGRAMS - PROJECT NO. 11031

RECOMMENDATION: That City Council:

1. Accept the contract work completed by Haitbrink Asphalt Paving, Inc. of Corona, CA, in the amount of \$176,000 for the 2015-2016 and 2016-2017 Street Patching Programs - Project 11031; and
2. Approve the final payment for the project; and
3. Authorize the recordation of the Notice of Completion for the project.

P. 28 **5.** **SUBJECT:** SPECIAL EVENT PERMIT APPLICATION – SAN BERNARDINO COUNTY ANIMAL CARE & CONTROL 6TH ANNUAL HOMEWARD BOUND PET ADOPTION EVENT

RECOMMENDATION: That City Council approve the Special Event Permit Application submitted by San Bernardino County Animal Care & Control to conduct the 6th Annual Homeward Bound Pet Adoption Event on Saturday, June 10, 2017, and Sunday, June 11, 2017, at the Yucaipa Community Park.

P. 41 **6.** **SUBJECT:** DISPOSITION OF CITY PROPERTY: 7,250 SQ. FT. PARCEL, SOUTH SIDE OF AVENUE A, WEST OF BRYANT STREET (35277 AVENUE A, APN 0319-064-09)

RECOMMENDATION: That City Council:

1. Deem the City-owned property located at 35277 Avenue A (Assessor Parcel No. 0319-064-09) is surplus to the City's needs; and
2. Find that the City's disposition of Assessor Parcel No. 0319-064-09 is consistent with the General Plan; and
3. Adopt a Categorical Exemption pursuant to the California Environmental Quality Act of 1970 and the CEQA Guidelines, as amended, Section 15332 (Class 32); and
4. Direct staff to file a Notice of Exemption; and
5. Approve the sale of City-owned property located at 35277 Avenue A, further defined as APN 0319-064-09, for an amount of \$35,000 to Jasmin A. Tamplen; and
6. Authorize staff to establish an amount from the proceeds of the sale of the property sufficient to pay the City's share of closing costs and expenses; and
7. Authorize the City Manager to execute a Purchase and Sale Agreement and other necessary documentation in order to complete the property disposition process; and
8. Allocate the net proceeds from the sale to the One Time Capital Projects Fund.

P. 61 **7.** **SUBJECT:** AMENDMENT TO PARSAC JOINT POWERS AGREEMENT

RECOMMENDATION: That City Council adopt Resolution No. 2017-17 accepting the proposed amendments to the Joint Powers Agreement (JPA) of the Public Agency Risk Sharing Authority of California (PARSAC).

P. 103 **8.** **SUBJECT:** COMMUNITY ACTIVITY GRANT ACCOUNTABILITY REPORTS FOR FISCAL YEAR 2016/2017 GRANT CYCLE

RECOMMENDATION: That City Council receive the Community Activity Grant Accountability Report and deem the program requirements complete for Family Service Association of Redlands – Yucaipa Outreach Project, Inland Leaders Charter School – Football and Volleyball Games, Veterans of Foreign Wars – Veterans Day Ceremony, Yucaipa High

School Video Production – YHS 7th Annual Film Festival, Yucaipa Valley Chamber of Commerce – Various Events, Yucaipa Valley Chamber of Commerce – Good Morning Yucaipa! Breakfasts & Mega Mixer/Membership Drive, and Yucaipa Valley Lions Club – Dining in the Dark.

- P. 144 **9.** **SUBJECT:** FISCAL YEAR 2016/2017 IN-KIND COMMUNITY ACTIVITY GRANT REQUEST FROM YUCAIPA YOUTH BASKETBALL LEAGUE

RECOMMENDATION: That City Council review and consider the FY 2016/2017 Community Activity Grant Application submitted by Yucaipa Youth Basketball (YYB) requesting City co-sponsorship and \$1,907 for in-kind support to waive the rental and insurance fees for the Yucaipa Community Center Gymnasium.

- P. 157 **10.** **SUBJECT:** RIGHT-OF-WAY ACQUISITION - YUCAIPA BOULEVARD 2ND TO 5TH STREET ADA IMPROVEMENTS PROJECT, PHASE II

RECOMMENDATION: That City Council:

1. Authorize staff to proceed with the right-of-way acquisition necessary for Phase II of the Yucaipa Boulevard 2nd Street to 5th Street ADA Improvements Project; and
2. Authorize the City Manager to execute the necessary documents to complete the acquisition process.

- P. 160 **11.** **SUBJECT:** CHANGE ORDER NO. 1 – RESTROOM FACILITY AT OAK GLEN ROAD NEIGHBORHOOD PARK/SOCCER COMPLEX- PROJECT NO. 11044

RECOMMENDATION: That City Council approve and authorize the City Manager to execute Change Order No.1 to the contract with Three Peaks Corporation of Calimesa, CA in the amount of \$24,850 for the Restroom Facility at Oak Glen Road Neighborhood Park/Soccer Complex Project.

PUBLIC COMMENT

MAYOR AND COUNCILMEMBER BUSINESS (REPORTS)

- P. 164 **12.** **SUBJECT:** APPOINTMENT TO THE ECONOMIC DEVELOPMENT ADVISORY COMMITTEE (EDAC)

RECOMMENDATION: That the City Council affirm the appointment of Craig Heaps as the “Local Developer” representative to the Economic Development Advisory Committee.

POSSIBLE ACTION ON PENDING LEGISLATION

DEPARTMENT REPORTS

- P. 167 **13.** **SUBJECT:** SHERIFF’S CONTRACT AMENDMENT – FY 2017-2018

RECOMMENDATION: That City Council:

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1. Approve and authorize the Mayor to execute an amendment to the Law Enforcement Services Contract between the City of Yucaipa and the San Bernardino County Sheriff's Department, for a total annual service contract in an amount not to exceed \$8,856,311, less the annual personnel credit in the amount of \$448,019, for a total net contract amount of not to exceed \$8,408,292 for fiscal year 2017-2018; and
 2. Approve and authorize the Mayor to execute a Letter of Understanding between the City of Yucaipa and the San Bernardino County Sheriff's Department regarding police services for the City of Yucaipa and the contiguous unincorporated service areas.

P. 175 **14. SUBJECT: YUCAIPA PERFORMING ARTS CENTER AND UPTOWN PARK UPDATE**

RECOMMENDATION: That City Council:

1. Receive a report on the final design of the Uptown Park and on the construction schedule of the Yucaipa Performing Arts Center (YPAC); and
2. Consider the installation of a digital sign at the Uptown Park entrance and direct staff as appropriate.

P. 184 **15. SUBJECT: YUCAIPA CHAMBER OF COMMERCE – YUCAIPA UPTOWN FRIDAY NIGHTS**

RECOMMENDATION: That City Council extend the previously approved Special Event Permit (SEP) and street closures associated with the 2017 Uptown Friday Nights market through the month of July, 2017.

ADJOURN CITY COUNCIL AND CONVENE SUCCESSOR AGENCY

P. 188 SA 1. **SUBJECT: APPROVE SUCCESSOR AGENCY MINUTES OF JANUARY 23, 2017**

RECOMMENDATION: That the Successor Agency approve Successor Agency Minutes of January 23, 2017.

ADJOURN THE SUCCESSOR AGENCY AND CONVENE HOUSING AUTHORITY

P. 190 HA 1. **SUBJECT: APPROVE HOUSING AUTHORITY MINUTES OF FEBRUARY 13, 2017.**

RECOMMENDATION: That the Housing Authority approve Housing Authority Minutes of February 13, 2017.

ADJOURN HOUSING AUTHORITY AND CONVENE CITY COUNCIL

PUBLIC HEARINGS

The order of Business for the Public Hearing Shall Be:

- A. Open Public Hearing
- B. Staff Presentation

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- C. Applicant/Representative Presentation (if necessary)
 - D. Public Comments
 - E. Applicant Rebuttal (if necessary)
 - F. Public Hearing Closed
 - G. Council Discussion
 - H. Council Motion and Vote

SPEAKERS ARE ENCOURAGED TO BE BRIEF AND REMAIN WITHIN THE ESTABLISHED TIMEFRAME OF THREE (3) MINUTES. ONCE THE PUBLIC HEARING HAS BEEN CLOSED, NO FURTHER TESTIMONY WILL BE TAKEN.

- P. 194 **16.** **SUBJECT:** ADOPTION OF RESOLUTION 2017-18 APPROVING THE MEMORANDUM OF AGREEMENT TO FORM A GROUNDWATER SUSTAINABILITY AGENCY FOR THE YUCAIPA SUB-BASIN

RECOMMENDATION: That the City Council conduct a Public Hearing to consider the adoption of Resolution 2017-18 approving the Memorandum of Agreement to form a Groundwater Sustainability Agency for the Yucaipa Sub-Basin with the Cities of Calimesa and Redlands; the South Mesa Water Company; the South Mountain Water Company; the Western Heights Water Company; the Yucaipa Valley Water District; the San Bernardino Valley Municipal Water District; and the San Gorgonio Pass Water Agency.

- P. 221 **17.** **SUBJECT:** ADOPTION OF RESOLUTIONS NO. 2017-15, AND NO. 2017-16, RESOLUTIONS OF NECESSITY FOR THE ACQUISITION BY EMINENT DOMAIN OF PERMANENT EASEMENTS ON TWO PROPERTIES LOCATED ON 5TH STREET OF THE 5TH STREET WIDENING PROJECT FROM YUCAIPA BOULEVARD TO JUST NORTH OF AVENUE E

RECOMMENDATION: That City Council:

1. Conduct a public hearing to consider the adoption of Resolutions No. 2017-15, and No. 2017-16, declaring certain real property interests necessary for public purposes and authorizing the acquisition thereof, in connection with the 5th Street Widening Project from Yucaipa Boulevard to just north of Avenue E; and
2. Receive from City staff the evidence stated and referred to in this Agenda Report ("Report"), take testimony from any person wishing to be heard on issues A, B, C, and D below with respect to the proposed Resolutions of Necessity, and consider all evidence to determine whether to adopt the proposed Resolutions of Necessity; and
3. If the City Council finds, based upon the evidence contained and referred to in this Report, the testimony and comments received at the hearing, and all written testimony submitted to the City Council, that the evidence warrants the necessary findings with respect to each of the proposed Resolutions of Necessity, then City staff recommends that the City Council, in the exercise of its discretion, adopt the above-referenced Resolutions of Necessity, with each Resolution of Necessity requiring a separate 4/5ths vote of the entire City Council; and

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4. If the City Council approves the Resolutions of Necessity, then City staff recommends that the City Council authorize the City Attorney's office and City staff to take all necessary steps to acquire the real property interests identified in the Resolutions of Necessity and to take all necessary steps to deposit with the State Treasurer's Office the probable compensation required by law for issuance of an Order for Pre-Judgment Possession; and
 5. Authorize the City Manager to execute all necessary documents.

P. 243 **18.** **SUBJECT:** LOU ROSSI (CASE NO. 16-125/GPA); GENERAL PLAN AMENDMENT / LAND USE DISTRICT CHANGE OF A SINGLE 1.12 ACRE PROPERTY AT 12199 15TH STREET FROM GENERAL COMMERCIAL (CG) TO MULTIPLE RESIDENTIAL (RM-10M); APN: 0301-041-18

RECOMMENDATION: That the City Council conduct a Public Hearing and:

1. Adopt Resolution No. 2017-10, approving the General Plan Amendment / Land Use District Change from General Commercial (CG) to Multiple Residential (RM-10M) on 1.12 acres; and
2. Approve first reading, by the title only, as read by staff, of Ordinance No. 358, amending Ordinance No. 343, amending the Official Land Use Plan and Zoning Ordinance as adopted by the City of Yucaipa; and
3. Adopt the Findings as contained in the Agenda Report; and
4. Adopt the Mitigated Negative Declaration; and
5. Direct staff to file a Notice of Determination

CONVENE JOINT CITY COUNCIL AND SUCCESSOR AGENCY AND HOUSING AUTHORITY

STUDY SESSION

P. 277 **19.** **SUBJECT:** DRAFT BUDGETS FOR FISCAL YEAR 2017/2018

RECOMMENDATION: That City Council, the Successor Agency to the Yucaipa Redevelopment Agency and the Yucaipa Housing Authority conduct a Study Session to review the draft budgets for fiscal year 2017/2018, and provide direction to staff, as appropriate.

ADJOURN THE SUCCESSOR AGENCY AND HOUSING AUTHORITY

ANNOUNCEMENTS

CLOSED SESSION

Conference with Labor Negotiator [Gov't Code §54957.6] 1 item - Agency Negotiator: Ray Casey, City Manager; Unrepresented Management, Supervisory and Confidential Employees.

ADJOURNMENT