



**Regular City Council  
And Successor Agency  
Meeting Agenda  
May 27, 2015 - 6:00 PM**

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

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**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 PRESENTATION**

CalFire Saves

**CONSENT AGENDA**

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 11, 2015**

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**RECOMMENDATION:** That City Council approve City Council Minutes of May 11, 2015.

- P. 18 2. **SUBJECT:** AUTHORIZATION TO PROCEED WITH RIGHT-OF-WAY ACQUISITION - FREMONT STREET AT WILSON CREEK AND THE PENDLETON AVENUE AT OAK GLEN CREEK LOW WATER CROSSING REPLACEMENT PROJECTS.

**RECOMMENDATION:** That City Council

1. Authorize staff to proceed with the right-of-way acquisition necessary for the Fremont Street at Wilson Creek and the Pendleton Avenue at Oak Glen Creek Low Water Crossing Replacement Projects; and
2. Authorize the City Manager to execute the necessary documents to complete the acquisition process.

- P. 24 3. **SUBJECT:** RESOLUTION NOS. 2015-22, 2015-23 AND 2015-24 INITIATING PROCEEDINGS, APPROVING THE ENGINEER'S REPORT AND DECLARING ITS INTENT TO ANNEX TERRITORY TO THE CITY OF YUCAIPA LANDSCAPING AND LIGHTING MAINTENANCE DISTRICT NO. 1 (ZONE "DDD") AND THE LEVY AND COLLECTION OF ASSESSMENTS WITHIN SUCH TERRITORY FOR FISCAL YEAR 2015/2016

**RECOMMENDATION:** That City Council:

1. Adopt Resolution No. 2015-22 initiating proceedings for the annexation of territory to the City of Yucaipa Landscaping and Lighting Maintenance District No. 1 (Zone "DDD") and the levy and collection of assessments within such territory for Fiscal Year 2015/2016 pursuant to the provisions of Part 2 of Division 15 of the California Streets and Highways Code and Article XIII D of the California Constitution; and
2. Adopt Resolution No. 2015-23 approving the Engineer's Report regarding the proposed annexation of territory to the City of Yucaipa Landscaping and Lighting Maintenance District No. 1 (Zone "DDD") and the levy and collection of assessments within such territory for Fiscal Year 2015/2016; and
3. Adopt Resolution No. 2015-24 declaring its intention to annex territory to the City of Yucaipa Landscaping and Lighting Maintenance District No. 1 (Zone "DDD") and to levy and collect assessments within such territory for Fiscal Year 2015/2016 pursuant to the provisions of Part 2 of Division 15 of the California Streets and Highways Code and Article XIII D of the California Constitution and appointing a time and place for hearing protests at 6:00 p.m. on July 13, 2015; and
4. Approve the methodology for and enactment of the assessments therein.

- P. 60 4. **SUBJECT:** ACCEPTANCE OF CONTRACT WORK – ABATEMENT OF ASBESTOS, LEAD BASED PAINT, LEAD GLAZED CERAMIC TILE AND DEMOLITION OF BUILDINGS AT 35058 AND 35064 YUCAIPA BOULEVARD– PROJECT NO. 10990

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**RECOMMENDATION:** That the City Council:

1. Accept the contract work completed by Northstar Development and Construction for Abatement of Asbestos, Lead Based Paint, Lead Glazed Ceramic Tile and Demolition of Buildings at 35058 and 35064 Yucaipa Boulevard– Project No. 10990 in the amount of \$55,275; and
2. Approve the final payment for the project; and
3. Authorize the recordation of the Notice of Completion.

P. 64 **5.** **SUBJECT:** EXTENSION OF CONTRACTS – PROFESSIONAL SURVEY AND ENGINEERING SERVICES

**RECOMMENDATION:** That the City Council:

1. Authorize the City Manager to execute an increase to the current contract with Yucaipa Valley Engineering, Inc. by the amount of \$10,000 for a total amount not-to-exceed \$100,000 for FY 2014/2015 for providing on-call Professional Survey and Engineering Services on Various Public Works Projects; and
2. Authorize the City Manager to execute a contract extension and his designee to administer the terms of the contract extension with Yucaipa Valley Engineering, Inc. in the not-to-exceed amount of \$200,000 for providing on-call Professional Survey and Engineering Services on Various Public Works Projects for FY 2015/2016; and
3. Authorize the City Manager to execute an increase to the current contract with RMD Surveying Corporation by the amount of \$5,000 for a total amount not-to-exceed \$80,000 for FY 2014/2015 for providing on-call Professional Survey and Engineering Services on Various Public Works Projects; and
4. Authorize the City Manager to execute a contract extension and his designee to administer the terms of the contract extension with RMD Surveying Corporation in the not-to-exceed amount of \$100,000 for providing on-call Professional Survey and Engineering Services on Various Public Works Projects for FY 2015/2016.

P. 68 **6.** **SUBJECT:** EXTENSION OF CONTRACTS – MATERIALS AND SOIL INSPECTION AND TESTING SERVICES

**RECOMMENDATION:** That the City Council:

1. Authorize the City Manager to execute a contract extension and his designee to administer the terms of the contract extension with Leighton Consulting, Inc. in the not-to-exceed amount of \$60,000 for providing on-call Materials and Soils Inspection and Testing Services on various Public Works Projects for FY 2015/2016; and
2. Authorize the City Manager to execute a contract extension and his designee to administer the terms of the contract extension with C.H.J., Inc. in the not-to-exceed amount of \$60,000

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for providing on call Materials and Soils Inspection and Testing Services on various Public Works Projects for FY 2015/2016; and

3. Authorize the City Manager to execute a contract extension and his designee to administer the terms of the contract extension with Hilltop Geotechnical, Inc. in the not-to-exceed amount of \$60,000 for providing Materials and Soils Inspection and Testing Services on various Public Works Projects for FY 2015/2016; and
4. Authorize the City Manager to execute a contract extension and his designee to administer the terms of the contract extension with LOR Geotechnical Group, Inc. in the not-to-exceed amount of \$60,000 for providing Materials and Soils Inspection and Testing Services on various Public Works Projects for FY 2015/2016.

P. 72 **7.** **SUBJECT:** 2014 POLICE DEPARTMENT HOMELAND SECURITY GRANT PROGRAM AWARD AND PURCHASE

**RECOMMENDATION:** That City Council:

1. Accept the 2014 Homeland Security Grant Program award for the Yucaipa Police Department in the amount of \$17,346; and
2. Find that the public interest will not be best served by a formal proposal process, waive the formal solicitation of proposals/qualifications and award the purchase of a quick deployment surveillance camera system based on the single proposal submitted by Leverage Information Systems; and
3. Approve and authorize the City Manager to execute the Design Proposal and Statement of Work for the purchase of a quick deployment surveillance camera system with Leverage Information Systems, in the amount of \$18,110.39 ; and
4. Allocate the amount of \$764.39 from the Law Enforcement Equipment Carry-Over Account to fund the grant shortfall.

P. 88 **8.** **SUBJECT:** ACCEPTANCE OF GRANT AWARD – 2014-15 TIRE-DERIVED PRODUCT GRANT PROGRAM

**RECOMMENDATION:** That City Council:

1. Approve and authorize the Mayor to execute the 2014-15 Tire-Derived Product Grant Program Agreement with the Department of Resources Recycling and Recovery (CalRecycle) for an amount not-to-exceed \$149,902; and
2. Authorize the City Manager, or his designee, to administer the terms of the Contract.

P. 131 **9.** **SUBJECT:** SPECIAL EVENT PERMIT APPLICATION – YUCAIPA HIGH SCHOOL MOUNTAIN BIKE TEAM

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**RECOMMENDATION:** That City Council approve a Special Event Permit Application from the Yucaipa High School Mountain Bike Team to utilize the multi-purpose trails in and around El Dorado Ranch Park on Mondays from June 22-August 24, 2015 to conduct training rides.

**PUBLIC COMMENT**

**MAYOR AND COUNCILMEMBER BUSINESS (REPORTS)**

**POSSIBLE ACTION ON PENDING LEGISLATION**

**DEPARTMENT REPORTS**

- P. 143 **10. SUBJECT:** AUTHORIZATION TO APPLY FOR FUNDING FROM THE UNITED STATES DEPARTMENT OF TRANSPORTATION TIGER (TRANSPORTATION INVESTMENT GENERATING ECONOMIC RECOVERY) DISCRETIONARY GRANT PROGRAM

**RECOMMENDATION:** That the City Council:

1. Adopt Resolution No. 2015-25 approving and authorizing the submittal of a grant application requesting \$11 million dollars in funding for the construction and development of the County Line Road Improvements from (future) Oak Hills Parkway/East Street to Bryant Street from the United States Department of Transportation TIGER (Transportation Investment Generating Economic Recovery) Discretionary Grant Program; and
2. Authorize the City Manager or his designee to submit this grant application in partnership with the City of Calimesa, Riverside County Flood Control District (RCFCD), Yucaipa-Calimesa Joint Unified School District (YCJUSD) and Mesa Verde Development (Calimesa developer); and
3. Authorize the use of \$758,000 in Traffic Facility funds previously allocated for "County Line and Calimesa Boulevard Improvements," \$75,000 in Traffic Facility funds allocated for the "County Line at Bryant Street Project," \$400,000 of General Fund One-Time Capital funds allocated for the "Oak Hills & East Road Improvements," \$100,000 in Traffic Facility funds allocated for the "Calimesa Blvd. Improvements from County Line to Ave I" and \$758,283 in PMP funds designated for County Line Road for a total local match of \$1,616,000 from the City of Yucaipa; and
4. Approve and authorize the City Manager to execute the Joint Funding Agreement for the Project between the City of Calimesa and the City of Yucaipa.

- P. 155 **11. SUBJECT:** SHERIFF'S CONTRACT AMENDMENT – FY 2015-2016

**RECOMMENDATION:** That City Council 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 \$8,103,604, less the annual personnel credit in the amount of \$189,643, plus the costs of

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grant funded equipment in the amount of \$15,251, for a total net contract amount of not to exceed \$7,929,212 for fiscal year 2015-2016.

P. 163 **12. SUBJECT: ORDINANCE NO. 336 REGARDING UNLAWFUL CAMPING**

**RECOMMENDATION:** That City Council:

1. Find that the proposed Ordinance is exempt from the California Environmental Quality Act (CEQA) pursuant to Sections 15060(c)(2) (the activity will not result in a direct or reasonably foreseeable indirect physical change in the environment) and 15060(c)(3) (the activity is not a project as defined in Section 15378) of the CEQA Guidelines, California Code of Regulations, Title 14, Chapter 3, because it has no potential for resulting in physical change to the environment, directly or indirectly; and
2. Approve First Reading, by title only, as read by staff, of Ordinance No. 336, entitled "AN ORDINANCE AMENDING THE YUCAIPA MUNICIPAL CODE, AMENDING SECTION 5.16.010 OF CHAPTER 5.16 (TEMPORARY SPECIAL EVENTS) OF TITLE 5 (BUSINESS LICENSES AND REGULATIONS) AND ADDING CHAPTER 12.06 TO TITLE 12 (STREETS, SIDEWALKS AND PUBLIC PLACES), REGARDING UNLAWFUL CAMPING AND STORAGE OF PERSONAL PROPERTY IN PUBLIC PLACES".

**ADJOURN CITY COUNCIL AND CONVENE SUCCESSOR AGENCY**

P. 174 SA 1 **SUBJECT: APPROVE SUCCESSOR AGENCY MINUTES OF FEBRUARY 23, 2015.**

**RECOMMENDATION:** That the Successor Agency approve Successor Agency Minutes of February 23, 2015.

**CONVENE JOINT CITY COUNCIL AND SUCCESSOR AGENCY**

**STUDY SESSIONS**

P. 176 **13. SUBJECT: DRAFT BUDGETS FOR FISCAL YEAR 2015/2016**

**RECOMMENDATION:** That City Council and the Successor Agency to the Yucaipa Redevelopment Agency conduct a Study Session to review the draft budgets for fiscal year 2015/2016, and provide direction to staff, as appropriate.

**ADJOURN THE SUCCESSOR AGENCY**

P. 177 **14. SUBJECT: USER FEE UPDATE FOR THE COMMUNITY SERVICES DEPARTMENT**

**RECOMMENDATION:** That City Council conduct a Study Session and;

1. Review the proposed User Fee Update for Community Services Department Programs and Services; and

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2. Direct staff as appropriate.

P. 195 **15. SUBJECT:** STUDY SESSION TO CONSIDER AMENDMENTS TO THE DEVELOPMENT CODE IN RESPONSE TO EXECUTIVE ORDER B-29-15 (STATEWIDE MANDATORY WATER REDUCTIONS)

**RECOMMENDATION:** That City Council conduct a Study Session to consider amendments to the Development Code in response to Executive Order B-29-15 (Statewide Mandatory Water Reductions), provide input and direct staff as appropriate.

## **ANNOUNCEMENTS**

### **CLOSED SESSION**

Conference with legal counsel – Existing litigation (Gov't Code Section 54956.9(a) and (d)(1) - 1 item – *Yucaipa City Employees Association v. City of Yucaipa*, PERB Unfair Practice Charge No. LA-CE-971-M

Conference with Real Property Negotiator [Govt. Code §54956.8] Property: APN No. 0303-253-39 - City Negotiator: Ray Casey, City Manager - Negotiating Parties: City of Yucaipa - Under Negotiation: Price and Terms of Payments

Conference with Real Property Negotiator [Govt. Code §54956.8] Property: APN No. 0318-235-24, - City Negotiator: Ray Casey, City Manager - Negotiating Parties: City of Yucaipa - Under Negotiation: Price and Terms of Payments

Conference with Real Property Negotiator [Govt. Code §54956.8] Property: APN No. 0303-262-08, 0303-262-09, - City Negotiator: Ray Casey, City Manager - Negotiating Parties: United Methodist Church of Yucaipa - Under Negotiation: Price and Terms of Payments

Conference with Real Property Negotiator [Govt. Code §54956.8] Property: Portion of APN No.'s. 0321-141-10, 0321-141-11 - City Negotiator: Ray Casey, City Manager - Negotiating Parties: Michael J. and Linda K. Kalnas - Under Negotiation: Price and Terms of Payment

Conference with Real Property Negotiator [Govt. Code §54956.8] Property: Portion of APN No. 0321-142-17 - City Negotiator: Ray Casey, City Manager - Negotiating Parties: David C. Stacks - Under Negotiation: Price and Terms of Payment

Conference with Real Property Negotiator [Govt. Code §54956.8] Property: Portion of APN No. 0300-311-17 - City Negotiator: Ray Casey, City Manager - Negotiating Parties: Dennis P. Boldvich - Under Negotiation: Price and Terms of Payment

## **ADJOURNMENT**