



Regular City Council Meeting Agenda

September 25, 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

EMPLOYEE INTRODUCTION

CONSENT AGENDA (ITEM NOS. 1 THROUGH 5)

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. 7 **1. SUBJECT: APPROVE COUNCIL MINUTES OF SEPTEMBER 11, 2017**

RECOMMENDATION: That City Council approve City Council Minutes of September 11, 2017.

P. 17 **2.** **SUBJECT:** ACCEPTANCE OF CONTRACT WORK – INSTALLATION OF CITY FURNISHED STREET LIGHTS FOR ZONE CCC AND DDD- PROJECT NO. 11016

RECOMMENDATION: That City Council:

1. Accept the contract and extension work completed by Three Peaks Corporation of Calimesa, CA. in the amount of \$99,990 for the Installation of City Furnished Street Lights for Zone CCC and DDD- Project No. 11016; 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 – SLOPE RESTORATION OF WILDWOOD CREEK AT WILDWOOD CANYON ROAD - PROJECT NO. 10994

RECOMMENDATION: That City Council:

1. Accept the contract work completed by Elite Grading & Paving of Hesperia, CA in the amount of \$98,694.40 for the Slope Restoration of Wildwood Creek at Wildwood Canyon Road - Project No. 10994; and
2. Approve the final payment for the project; and
3. Authorize the recordation of the Notice of Completion for the project.

P. 24 **4.** **SUBJECT:** ACCEPTANCE OF CONTRACT WORK – 2015-2016 & 2016-2017 MICRO-SURFACING PROGRAMS - PROJECT NO. 11043

RECOMMENDATION: That City Council:

1. Accept the contract and extension work completed by All American Asphalt in the amount of \$318,279.06 for the 2015-2016 & 2016-2017 Slurry Seal Programs- Project No. 11043; and
2. Approve the final payment for the project; and
3. Authorize the recordation of the Notice of Completion for the project.

P. 29 **5.** **SUBJECT:** EL DORADO RANCH PARK – RECORDATION OF DEED RESTRICTION

RECOMMENDATION: That the City Council:

1. Approve and authorize the City Manager or his designee to execute and administer the terms of a Memorandum of Unrecorded Grant Agreement/Deed Restriction implementing certain restrictions over a portion of the improved area at the El Dorado Ranch Park Property; and

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2. Authorize the recordation of the Memorandum of Unrecorded Grant Agreement/Deed Restriction document.

PUBLIC COMMENT

MAYOR AND COUNCILMEMBER BUSINESS (REPORTS)

- P. 37 **6.** **SUBJECT:** YUCAIPA MUSIC AND ARTS FESTIVAL COMMITTEE (YMAF)
- RECOMMENDATION:** That the City Council rescind Resolution No. 2017-39 and adopt Resolution No. 2017-44, increasing the number of Yucaipa Music and Arts Festival (YMAF) Committee advisory members from four (4) to five (5).
- P. 40 **7.** **SUBJECT:** FISCAL YEAR 2017/2018 IN-KIND COMMUNITY ACTIVITY GRANT REQUESTS
- RECOMMENDATION:** That City Council:
1. Review and consider the FY 2017/2018 Community Activity Grant Application submitted by Yucaipa Police Citizen Patrol Program requesting \$505.45 for in-kind support to waive the rental fee for the Yucaipa Community Center Banquet Room, Meeting Room and Kitchen for the Annual Christmas Party and Awards Ceremony; and
 2. Review and consider the FY 2017/2018 Community Activity Grant Application submitted by Yucaipa Kiwanis Club requesting \$630 for in-kind support to waive the rental fee for the Yucaipa Community Center Banquet Room for the 2nd Annual Vino and Ale fundraiser; and
 3. Determine that the FY 2017/18 in-kind Community Activity Grant Program is closed for the remainder of the fiscal year.

POSSIBLE ACTION ON PENDING LEGISLATION

DEPARTMENT REPORTS

- P. 58 **8.** **SUBJECT:** POLICE DEPARTMENT 2017 SEMI-ANNUAL REPORT
- RECOMMENDATION:** That City Council review and approve the Police Department's Semi-Annual Report for 2017.
- P. 74 **9.** **SUBJECT:** FIRE DEPARTMENT 2017 SEMI-ANNUAL REPORT
- RECOMMENDATION:** That City Council review and approve the Fire Department's Semi-Annual Report for January 1 through June 30, 2017.
- P. 88 **10.** **SUBJECT:** UPTOWN PARK DESIGN UPDATE

RECOMMENDATION: That City Council receive a report updating the final design of the Uptown Park and provide direction regarding the elimination of the splash pad feature and addition of a water fountain feature to the Uptown Park design.

P. 93 **11.** **SUBJECT:** NATIONAL ENDOWMENT FOR THE ARTS GRANT APPLICATION

RECOMMENDATION: That City Council

1. Direct the City Manager, or his designee, to complete and submit a grant application in the amount of \$125,000 to the National Endowment for the Arts for the design and creation of public art for placement in the Uptown Park; and
2. Authorize an allocation in the amount of \$25,000 as matching funds for the design and creation of public art from the General Fund Capital Outlay Account.

P. 97 **12.** **SUBJECT:** 2017 WINTERFEST

RECOMMENDATION: That City Council:

1. Review and approve the Special Event Permit Application to conduct a one-day Winterfest event to be held on Saturday, November 25, 2017; and
2. Waive the Special Event Permit Application fee of \$15; and
3. Review and approve the event site plan and associated street closures; and
4. Approve the Beer Garden and boundary configuration for the event; and
5. Approve the Winterfest proposed budget.

P. 106 **13.** **SUBJECT:** CALTRANS MASTER AGREEMENT NO. 08-5457F15 FOR FEDERAL AND STATE FUNDED PROJECTS

RECOMMENDATION: That City Council:

1. Approve and authorize the Mayor to execute “Master Agreement Administering Agency-State Agreement for Federal-Aid Projects, Agreement No. 08-5457F15” (Agreement) between the State of California (Caltrans) and the City of Yucaipa; and
2. Adopt Resolution No. 2017-43 identifying the Agreement and authorizing the City Engineer to execute Program Supplement Agreements, Fund Exchange Agreements and Fund Transfer Agreements for certain identified Federal and State funded Capital Improvement Program projects.

PUBLIC HEARING

The order of Business for the Public Hearing Shall Be:

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- A. Open Public Hearing
 - B. Staff Presentation
 - 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. 136 14. **SUBJECT:** YUCAIPA GARDENS 3, LLC (CASE NO. 17-094/APP): APPEAL OF PLANNING COMMISSION APPROVAL OF A CONDITIONAL USE PERMIT REQUEST (CASE NO 17-001/CUP/ARC) FOR A 24-UNIT DETACHED SINGLE-STORY APARTMENT PROJECT LOCATED ON APPROXIMATELY 3 ACRES AT 12721 7TH STREET; APN: 0318-164-14/15

RECOMMENDATION: That the City Council conduct a Public Hearing to consider the appeal, and:

1. Reject the appeal request; and
2. Find that the project is exempt from CEQA pursuant to Section 15332 (Consists of projects characterized as in-fill development) of the State CEQA Guidelines; and
3. Adopt the Findings as contained in the Agenda Report and approve the Conditional Use Permit request, subject to the Conditions of Approval as contained in the Agenda Report; and
4. Direct Staff to file the Notice of Exemption.

STUDY SESSION

- P. 222 15. **SUBJECT:** MINIATURE ANIMAL STUDY SESSION

RECOMMENDATION: That the City Council conduct a Study Session and provide direction regarding Development Code provisions for the keeping of miniature versions of larger animals.

ANNOUNCEMENTS

CLOSED SESSION

Conference with Real Property Negotiator [Govt. Code §54956.8] Property: Portion of APN No. 303-253-39 - City Negotiator: Ray Casey, City Manager - Negotiating Parties: Property Owner Name - Under Negotiation: Price and Terms of Payments

ADJOURNMENT