



**Regular City Council
Meeting Agenda
September 26, 2016 - 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

Inland Empire Urban Forestry Council presents Steve Frenken with the "Every Day Hero" Urban Forestry Award

Explore Yucaipa

EMPLOYEE INTRODUCTION

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.

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- P. 7 **1.** **SUBJECT:** APPROVE COUNCIL MINUTES OF SEPTEMBER 12, 2016
- RECOMMENDATION:** That City Council approve City Council Minutes of September 12, 2016.
- P. 17 **2.** **SUBJECT:** MOBILEHOME RENT STABILIZATION ORDINANCE
- RECOMMENDATION:** That City Council waive further reading and adopt Ordinance No. 351, amending Sections 15.20.010, 15.20.085(A)(1) and 15.20.085(E) of Chapter 15.20 of Title 15 of the Yucaipa Municipal Code (YMC) pertaining to Rent Stabilization in Mobilehome Parks.
- P. 22 **3.** **SUBJECT:** ACCEPTANCE OF CONTRACT WORK – COMMUNITY PARK OUTDOOR COURT RESURFACING - PROJECT NO. 11030
- RECOMMENDATION:** That City Council:
- 1.** Accept the contract work completed by Taylor Tennis Courts, Inc., of Rancho Santa Margarita, CA, in the amount of \$16,200 for the Community Park Outdoor Court Resurfacing, Project No. 11030 (the “Project”); and
- 2.** Approve the final payment for the Project; and
- 3.** Authorize the recordation of the Notice of Completion.
- P. 25 **4.** **SUBJECT:** AWARD OF CONTRACTS – ON-CALL PROFESSIONAL ENVIRONMENTAL REVIEW SERVICES FOR VARIOUS PROJECTS
- RECOMMENDATION:** That City Council award and authorize the City Manager to execute contracts, and his designee to administer the terms of the contracts with LSA Associates, Inc. of Riverside CA. in the not-to-exceed amount of \$100,000, Dudek of Riverside CA. in the not-to-exceed amount of \$100,000, and RVA & Associates, Inc. of Ontario CA. in the not-to-exceed amount of \$50,000 for a total amount of \$250,000 for providing on-call Professional Environmental Services for Various Projects for Fiscal Years 2016/2017 and 2017/2018.
- P. 131 **5.** **SUBJECT:** AWARD CONTRACT CHANGE ORDER NO. 3 – CITY’S LLMD MAINTENANCE PROGRAM- PROJECT NO. 10936
- RECOMMENDATION:** That City Council approve and authorize the City Manager to execute Contract Change Order No.3 to the contract with Excel Landscape, Inc., in the amount of \$13,980 for the City’s LLMD Maintenance Program- Project No. 10936 (the “Project”), adding irrigation testing, monitoring and adjusting to the Project scope.
- P. 135 **6.** **SUBJECT:** AWARD OF CONTRACT – 2016/2017 STREET STRIPING PROGRAM, PHASE 1- PROJECT NO. 11032
- RECOMMENDATION:** That City Council:

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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, Cal Stripe Inc. in the amount of \$64,878 for the 2016/2017 Street Striping Program, Phase 1- Project No. 11032; and
 2. Authorize \$9,000 for contingency and \$4,000 for construction contract administration, staff time and inspection, for a total project budget amount of \$77,878; and
 3. Approve the plans and specifications prepared for this project.

P. 140 **7.** **SUBJECT:** REJECT ALL BIDS – 2016/2017 STREET PATCHING PROGRAM – PROJECT NO. 11031

RECOMMENDATION: That City Council:

1. Reject all bids for the 2016/2017 Street Patching Program- Project No. 11031; and
2. Direct staff to revise the plans and specifications, and re-advertise the Project for construction bids.

P. 142 **8.** **SUBJECT:** REJECT BIDS - REMOVE AND RELOCATE GENERATOR FROM THE YUCAIPA BUSINESS INCUBATOR CENTER TO FIRE STATION NO. 2, PROJECT NO. 11038; AND YUCAIPA FIRE STATION NO. 2 TILE FAÇADE, PROJECT NO. 11027

RECOMMENDATION: That City Council:

1. Reject all bids for the Remove and Relocate Generator from the Yucaipa Business Incubator Center to Fire Station No. 2, Project No. 11038 (“Project 1”); and
2. Reject all bids for the Yucaipa Fire Station No. 2 Tile Façade, Project No. 11027 (“Project 2”); and
3. Direct staff to revise the plans and specifications for Project 1 to reflect value engineering and re-advertise Project 1 for construction bids and to proceed with the in-house installation of Project 2.

P. 146 **9.** **SUBJECT:** AUTHORIZATION TO APPLY FOR FUNDING FROM THE STATE OF CALIFORNIA URBAN RIVERS GRANT PROGRAM FOR THE WILDWOOD 4 DETENTION BASIN PROJECT

RECOMMENDATION: That City Council:

1. Adopt Resolution No. 2016-38 approving and authorizing the submittal of a grant application requesting \$1,008,223 in funding for the construction and development of the Upper Wildwood 4 Detention Basin; and
2. Amend the FY2016/2017 Capital Improvement Program by;

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- A. Allocating the amount of \$50,000 in Unallocated Pavement Management Program funds to the Pendleton Avenue at Oak Glen Creek Low Water Crossing Replacement Project; and
 - B. Allocating the amount of \$50,000 in Drainage Facility Fee funds from the Pendleton Avenue at Oak Glen Creek Low Water Crossing Replacement Project to the Wildwood 4 Detention Basin and Groundwater Management Project.

P. 151 **10. SUBJECT: AMENDMENT TO CITY MANAGER EMPLOYMENT AGREEMENT**

RECOMMENDATION: That City Council:

1. Approve and authorize the Mayor to execute an amendment to the City Manager's Employment Agreement, effective with the first pay period of July, which begins on July 8, 2016, authorizing:
 - a) An adjustment to the annual base salary to reflect a cost of living adjustment in an amount equal to 4% to an annual base salary in the amount of \$224,759, an increase in City paid deferred compensation by the amount of \$6,767, and an increase in the allowable vacation accrual cap to 500 hours; and
 - b) A reduction to the City paid employee's contribution to the California Public Employees Retirement System by the amount of 1%, such that the City contribution in 2016-2017, is 4% with 3% paid by the employee; and
2. Adopt Resolution 2016-47, amending Resolution No. 2016-23 to reflect the City Manager's Compensation on the Management, Supervisory and Confidential Salary Schedule.

P. 157 **11. SUBJECT: AWARD OF CONTRACT- PURCHASE OF ONE F-150 TRUCK**

RECOMMENDATION: That City Council award and authorize the City Manager to execute a purchase contract with National Auto Fleet Group, for the acquisition of one (1) 2016- Ford F150 2WD SuperCab Truck in the amount of \$23,171.42.

PUBLIC COMMENT

MAYOR AND COUNCILMEMBER BUSINESS (REPORTS)

P. 176 **12. SUBJECT: CREATION OF A FIVE WINDS RANCH IMPROVEMENT ADVISORY COMMITTEE**

RECOMMENDATION: That City Council create and appoint up to two Councilmembers to the Five Winds Ranch Improvement Advisory Committee and approve the following group representative appointments: Trails and Open Space Committee representative; Youth Advisory Committee representative; Planning Commission representative; Economic Development Advisory Committee representative; Parks & Recreation Commission representative.

P. 181 **13. SUBJECT:** REVISED REGULAR MEETING SCHEDULE FOR THE VECTOR CONTROL COMMITTEE

RECOMMENDATION: That the City Council:

1. Approve changing the regular meeting day of the Vector Control Committee from the fourth Monday of every other month to the fourth Monday of every month; and
2. Adopt Resolution No. 2016-46, amending Resolution No. 2005-05, changing the regular meeting day of the Vector Control Committee to the fourth Monday of every month.

POSSIBLE ACTION ON PENDING LEGISLATION

DEPARTMENT REPORTS

P. 186 **14. SUBJECT:** 2017 MOBILEHOME PARK ANNUAL REGISTRATION FEE

RECOMMENDATION: That City Council adopt Resolution No. 2016-45, rescinding Resolution No. 2015-52 and amending Resolution No. 2011-52 Section 2.0007(B)(C)(D), establishing the 2017 annual registration fee for the enforcement of the Mobilehome Rent Stabilization Ordinance.

P. 192 **15. SUBJECT:** 2016 COMMUNITY SERVICES SUMMER WRAP UP REPORT

RECOMMENDATION: That City Council receive and file a summary report for the Community Services Department 2016 summer recreation activities.

P. 197 **16. SUBJECT:** 2016 MAKE A DIFFERENCE DAY PROJECTS

RECOMMENDATION: That City Council approve the proposed 2016 Make a Difference Day projects.

PUBLIC HEARING

The order of Business for the Public Hearing Shall Be:

- 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. 203 17. **SUBJECT:** RESOLUTION ORDERING VACATION OF A PORTION OF POPLAR STREET AND AVENUE J RIGHT OF WAY LOCATED BETWEEN 3RD STREET AND 4TH STREET NORTH OF COUNTY LINE ROAD

RECOMMENDATION: That City Council:

1. Conduct a public hearing and subsequently adopt the findings of fact, as set forth in the Staff Report as to why a portion of Poplar Street and Avenue J right of way, located between 3rd Street and 4th Street north of County Line Road, is no longer necessary for public street purposes; and
2. Adopt Resolution No. 2016-42, approving the vacation of a portion of Poplar Street and Avenue J right of way, located between 3rd Street and 4th Street, north of County Line Road.

ANNOUNCEMENTS

CLOSED SESSION

Conference with Legal Counsel

The City Council finds, based on advice from legal counsel, that discussion in open session will prejudice the position of the local agency in litigation. - Anticipation of Litigation - Significant exposure to litigation pursuant to Government Code Section 54956.9(d)(2) – 1 Item

Conference with Real Property Negotiator [Govt. Code §54956.8] Property: Parcel No(s). 1, 2 of Parcel Map No. 3621 (formerly identified as APN No(s). 0318-013-07, 0318-013-08) - 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 Nos. 301-201-08, 301-201-10, 301-201-12, 301-201-13, 301-201-24, 301-163-05, 301-163-07, 301-181-04, 301-191-14, 301-191-15, 301-221-09, 318-213-07, 318-213-09, 318-071-07, 318-071-10, 318-111-14, 318-111-15, 318-111-01 - City Negotiator: Ray Casey, City Manager - Negotiating Parties: Robinson Ranch Investment Co. - Under Negotiation: Price and Terms of Payments

Conference with Real Property Negotiator [Govt. Code §54956.8] Property: APN No. 0321-194-01 - City Negotiator: Ray Casey, City Manager - Negotiating Parties: Paul A. Forgues, Kathleen Bryan - Under Negotiation: Price and Terms of Payments

ADJOURNMENT