



**Amended (Item No. 11 Subject)
Regular City Council
Meeting Agenda**

October 9, 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 PRESENTATION

CERT Graduates

CONSENT AGENDA (ITEM NOS. 1 THROUGH 6)

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. 6 **1. SUBJECT: APPROVE COUNCIL MINUTES OF SEPTEMBER 25, 2017**

RECOMMENDATION: That City Council approve City Council Minutes of September 25, 2017.

- P. 15 **2.** **SUBJECT:** FRIENDS OF REGIONAL PARKS FOUNDATION GRANT ACCEPTANCE FOR FISCAL YEAR 2017/2018

RECOMMENDATION: That City Council:

1. Accept the Fiscal Year 2017/2018 Friends of Regional Parks Foundation Grant in the amount of \$850; and
2. Approve the allocation of the grant funds in the amount of \$850 to be utilized in the following increments: Healthy Yucaipa Initiative - Community Garden (\$500) and Environmental Science Day Camp Program for up to 116 participants enrolled in Yucaipa Spring Day Camp (\$350 credit with County Parks).

- P. 19 **3.** **SUBJECT:** ORDINANCE TO ADOPT STREAMLINED PERMITTING FOR ELECTRIC VEHICLE CHARGING STATIONS

RECOMMENDATION: That City Council waive further reading and adopt Ordinance No. 362, amending Title 15 of the Yucaipa Municipal Code establishing an expedited, streamlined permitting process for electric vehicle charging stations to ensure compliance with State Law (AB 1236).

- P. 25 **4.** **SUBJECT:** HABITAT CONSERVATION FUND GRANT PROGRAM

RECOMMENDATION: That City Council adopt Resolution No. 2017-42, approving the submittal of a grant application requesting the amount of \$521,780 for the construction of the multi-use trail components of the overall Wilson III Basin Project.

- P. 29 **5.** **SUBJECT:** SECOND AMENDMENT TO THE EXCLUSIVE NEGOTIATING AGREEMENT REGARDING THE WILSON III BASIN PROJECT

RECOMMENDATION: That City Council approve the Second Amendment to the Exclusive Negotiating Agreement by and between KB Home California LLC and the City of Yucaipa regarding the Wilson III Basin Project.

- P. 42 **6.** **SUBJECT:** SPECIAL EVENT PERMIT APPLICATION-BREWCAIPA

RECOMMENDATION: That City Council approve the Special Event Permit Application submitted by Brewcaipa to conduct an Oktoberfest event on Saturday, October 14, 2017, in the parking lot adjacent to Brewcaipa.

PUBLIC COMMENT

MAYOR AND COUNCILMEMBER BUSINESS (REPORTS)

- P. 51 **7.** **SUBJECT:** YOUTH ADVISORY COMMITTEE MEMBERSHIP

RECOMMENDATION: That City Council:

1. Adopt Resolution No. 2017-45, rescinding Resolution No. 2016-13 and reestablishing the Youth Advisory Committee of the City of Yucaipa; and
2. Approve the change in Youth Advisory Committee application process.

POSSIBLE ACTION ON PENDING LEGISLATION

DEPARTMENT REPORTS

- P. 55 8. **SUBJECT:** 35058 YUCAIPA BLVD BUILDING IMPROVEMENTS – PROJECT NO. 11014 AND YUCAIPA PERFORMING ARTS CENTER UTILITY RELOCATION UNDERGROUND - PROJECT NO. 11057 CHANGE ORDERS

RECOMMENDATION: That City Council:

1. Approve and authorize the City Manager to execute Change Order No. 3 to the contract with Torga Electrical of San Bernardino, CA in the amount of \$10,192 for the 35058 Yucaipa Boulevard Building Improvement Project - Project No. 11014; and
2. 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 \$21,349 for the Yucaipa Performing Arts Center Utility Relocation/Underground Project - Project No. 11057.

- P. 60 9. **SUBJECT:** RESOLUTION NO. 2017-46, ROAD REPAIR AND ACCOUNTABILITY ACT (SB1) FUNDING

RECOMMENDATION: That the City Council adopt Resolution No. 2017-46 approving the amended FY2017/2018 Capital Improvement Program Budget incorporating a list of projects funded by Road Repair and Accountability Act (SB1) funds.

- P. 65 10. **SUBJECT:** MORATORIUM ON MOBILEHOME PARK SPECIAL RENT ADJUSTMENT APPLICATIONS UNTIL THE CONCLUSION OF THE BIENNIAL REVIEW

RECOMMENDATION: That City Council provide direction as appropriate regarding a moratorium on Mobilehome Park Special Rent Adjustment Applications until the conclusion of the Biennial Review.

- P. 70 11. **SUBJECT:** MUSIC AND ARTS FESTIVAL HEADLINE ENTERTAINMENT TALENT BUYER CONTACT CONTRACT AWARD

RECOMMENDATION: That City Council:

1. Approve and authorize the Mayor to execute a contract with Golden Crown Productions, for providing talent buyer services for headline entertainment; and
2. Authorize the City Manager, or his designee, to administer the terms of the Agreement.

P. 104 **12.** **SUBJECT:** AWARD OF CONTRACT - YUCAIPA BOULEVARD STREET IMPROVEMENTS, PHASE I AND PHASE II – PROJECT NO. 10771

RECOMMENDATION: That City Council:

1. Award and authorize the Mayor to execute a contract in the amount of \$7,591,879, with Vance Corporation of Rialto, CA for the Yucaipa Boulevard Street Improvements, Phase I and Phase II Project – Project No. 10771; and
2. Approve and authorize the City Manager to execute Contract Change Order No. 1 in the deductive amount of \$198,000 with Vance Corporation, such that the new contract amount will be \$7,393,879; and
3. Approve the amount of \$607,000 for construction contract contingency and the amount of \$526,121 for construction contract administration, survey, testing and inspection for a total construction budget in the amount of \$8,527,000; and
4. Approve the Plans and Specifications prepared for the Project.

P. 114 **13.** **SUBJECT:** AWARD OF CONTRACT – 6TH PLACE AT WILDWOOD CREEK LOW WATER CROSSING REPLACEMENT PROJECT – PROJECT NO. 10729

RECOMMENDATION: That City Council:

1. Award and authorize the Mayor to execute a contract in the amount of \$2,126,696.09 with KEC Engineering of Corona, CA for the 6th Place at Wildwood Creek Low Water Crossing Replacement Project – Project No. 10729; and
2. Approve the amount of \$212,670 for construction contract contingency, the amount of \$280,000 for construction contract administration, survey, testing and inspection, and the amount of \$75,000 for project environmental mitigation, monitoring and archeological observation for a total project construction budget in the amount of \$2,694,366; and
3. Amend the FY2017/2018 Capital Improvement Program by allocating the amount of \$22,000 in unallocated Pavement Management Program Funding to the Project from funding previously allocated for the street rehabilitation of 6th Place between Wildwood Canyon Road and Avenue G; and
4. Authorize the City Manager, or his designee, to administer the terms of the contract; and
5. Approve the Plans and Specifications prepared for the Project.

P. 121 **14.** **SUBJECT:** SHERIFF'S CONTRACT UPDATED AMENDMENT – FY 2017-2018

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 an updated total annual service contract in an

amount not to exceed \$9,016,005, less the annual personnel credit in the amount of \$417,642, for a total net contract amount not to exceed \$8,598,363 for fiscal year 2017-2018.

ANNOUNCEMENTS

CLOSED SESSION

Conference with Legal Counsel – Anticipated Litigation [Gov't Code §54956.9(d)(2)] - 1 item – Liability Claim No. 2017-09, Judy Nickels

Conference with Legal Counsel – Anticipated Litigation [Gov't Code §54956.9(d)(2)] - 1 item – Liability Claim No. 2017-10, Christianna Mae Marie Broad

Conference with Legal Counsel – Anticipated Litigation [Gov't Code §54956.9(d)(2)] - 1 item – Liability Claim No. 2017-11, S. B., a minor child

Conference with Real Property Negotiator [Govt. Code §54956.8] Property: 35058 Yucaipa Boulevard; Portion of APN No. 303-253-39 - City Negotiator: Ray Casey, City Manager - Negotiating Parties: Patricia K. Daniels - Under Negotiation: Price and Terms of Payments

Conference with Real Property Negotiator [Govt. Code §54956.8] Property: 35064 Yucaipa Boulevard; Portion of APN No. 303-253-39 - 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: 11540 2nd Street; Portion of APN No. 0303-151-29 - City Negotiator: Ray Casey, City Manager - Negotiating Parties: Martin, Marilyn K. - Under Negotiation: Price and Terms of Payments

ADJOURNMENT