



**Regular City Council
Meeting Agenda
October 10, 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

Introduction of Sexual Assault Services of San Bernardino County Victim Advocate Monique Mears

Woman of Distinction

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.6 **1. SUBJECT: APPROVE COUNCIL MINUTES OF SEPTEMBER 26, 2016**

RECOMMENDATION: That City Council approve City Council Minutes of September 26, 2016.

P. 15 **2.** **SUBJECT:** MEASURE I FUNDING

RECOMMENDATION: That City Council:

1. Adopt Resolution No. 2016-50, approving the revised Five Year Capital Project Needs Analysis (CPNA) for fiscal years 2016/2017 through 2020/2021 reflecting the current project funding levels in the adopted FY 2016/2017 Capital Improvement Program; and
2. Amend the adopted FY 2016/2017 Capital Improvement Program by allocating the amount of \$52,000 in Measure I Arterial Funding to the Yucaipa Boulevard, 15th Street to the I-10 Freeway Project; and
3. Adopt Resolution No. 2016-51, approving the Five Year Capital Project Needs Analysis (CPNA) for fiscal years 2017/2018 through 2021/2022; and
4. Adopt Resolution No. 2016-55 adopting the Maintenance of Effort Base Year Level in the amount of \$175,764.

P. 35 **3.** **SUBJECT:** RESOLUTION NO. 2016-49, 2016-52 AND 2016-53 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 "EEE") AND THE LEVY AND COLLECTION OF ASSESSMENTS WITHIN SUCH TERRITORY FOR FISCAL YEAR 2017/2018

RECOMMENDATION: That City Council:

1. Adopt Resolution No. 2016-49 initiating proceedings for the annexation of territory to the City of Yucaipa Landscaping and Lighting Maintenance District No. 1 (Zone "EEE") and the levy and collection of assessments within such territory for Fiscal Year 2017/2018 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. 2016-52 approving the report of the Engineer regarding the proposed annexation of territory to the City of Yucaipa Landscaping and Lighting Maintenance District No. 1 (Zone "EEE") and the levy and collection of assessments within such territory for Fiscal Year 2017/2018; and
3. Adopt Resolution No. 2016-53 declaring its intention to annex territory to the City of Yucaipa Landscaping and Lighting Maintenance District No. 1 (Zone "EEE") and to levy and collect assessments within such territory for Fiscal Year 2017/2018 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 December 12, 2016; and

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4. Approve the methodology for and enactment of the assessments therein; and
 5. Contingent upon annexation of Zone EEE, direct staff to: a) Amend the Fiscal Year 2016/2017 Capital Improvement Plan by including the Casa Vista Dry Well as a project; b) Allocate the amount of \$7,000 from the Non-DIF Storm Drain Account to the Project; and c) Return to City Council to accept the drainage easement for maintenance.

P. 65 **4. SUBJECT: 2016 EMERGENCY MANAGEMENT PERFORMANCE GRANT PROGRAM**

RECOMMENDATION: That City Council:

1. Accept the 2016 Emergency Management Performance Grant awarded to the City of Yucaipa in the amount of \$17,125; and
2. Approve and authorize the acquisition of a portable message board from Allied Traffic & Equipment Rentals, Inc. with grant funds in the amount not to exceed \$15,923; and
3. Approve the acquisition of iPads with grant funds in the amount not to exceed \$1,202; and
4. Approve the designation of the Emergency Services Coordinator staff time to serve as the in-kind grant match.

P. 69 **5. SUBJECT: AWARD OF CONTRACT- PURCHASE OF TWO CHEVROLET 1500 PICKUP TRUCKS**

RECOMMENDATION: That City Council award and authorize the City Manager to execute a purchase contract with Rotolo Chevrolet, for the acquisition of two (2) 2017- Chevrolet 1500 Double Cab pickup trucks in the amount of \$26,393.04 each, or \$52,786.08 for both.

PUBLIC COMMENT

MAYOR AND COUNCILMEMBER BUSINESS (REPORTS)

P. 77 **6. SUBJECT: FISCAL YEAR 2016/2017 IN-KIND COMMUNITY ACTIVITY GRANT REQUESTS FROM THE VETERANS OF FOREIGN WARS AND YUCAIPA VALLEY LIONS CLUB AND SPECIAL EVENT PERMIT APPLICATION**

RECOMMENDATION: That City Council:

1. Approve the Special Event Permit Application submitted by the VFW to conduct a Veterans Day Ceremony on Friday, November 11, 2016 at the Yucaipa Community Park; and
2. Review and consider the FY 2016/2017 Community Activity Grant Application submitted by Veterans of Foreign Wars (VFW) requesting City co-sponsorship and \$515 for in-kind support to waive the rental fee for the Yucaipa Community Park Amphitheater and Shelter #2 for the Veterans Day Ceremony; and

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3. Approve the Special Event Permit Application submitted by the Yucaipa Valley Lions Club to conduct the 62nd Annual Christmas Parade on Saturday, December 10, 2016; and
 4. Review and consider the FY 2016/2017 Community Activity Grant Application submitted by the Yucaipa Valley Lions Club requesting City co-sponsorship and \$2,517 for in-kind support to waive personnel costs for the Annual Christmas Parade; and
 5. Authorize the closure of California Street at Avenue "E" to Yucaipa Boulevard, Yucaipa Boulevard at California Street to 6th Street, and 6th Street at Yucaipa Boulevard ending at the Oak View Education Center parking lot for the Annual Christmas Parade on Saturday, December 10, 2016.

POSSIBLE ACTION ON PENDING LEGISLATION

DEPARTMENT REPORTS

- P. 109 7. **SUBJECT:** AWARD OF BIDS FOR SOLAR PANELS AND HEATING VENTILATION AIR CONDITIONING FOR THE YUCAIPA PERFORMING ARTS CENTER

RECOMMENDATION: That City Council:

1. Award and authorize the Mayor to execute a contract with McGuire Construction Services, Inc., the apparent responsive low bidder for Category 39 – Solar Panels, for an amount not to exceed \$149,800; and
2. Award and authorize the Mayor to execute a contract with Westland Heating & Air Conditioning, Inc., the apparent responsive low bidder for Category 17 – Heating Ventilation Air Conditioning, for an amount not to exceed \$666,000; and
3. Increase the construction contingency amount for the Yucaipa Performing Arts Project (Phase II & III) from 3% to 3.73% of the combined bid amount.

- P. 130 8. **SUBJECT:** FACILITY USE AGREEMENT, OPERATION OF YUCAIPA PERFORMING ARTS CENTER, AND 2017 YUCAIPA MUSIC AND ARTS FESTIVAL SCHEDULE

RECOMMENDATION: That City Council:

1. Review and approve as to form a standard Facility Use Agreement between the City and a Community Theater Group user, for use of the Yucaipa Performing Arts Center; and
2. Consider the Yucaipa Performing Arts Center management options and direct staff as appropriate; and
3. Approve the change in schedule for the 2017 Yucaipa Music and Arts Festival; and
4. Provide direction regarding the carnival relocation, contingent upon property owner approval of the development of a shared parking lot.

P. 177 9. **SUBJECT:** REQUEST FOR RELEASE OF CODE ENFORCEMENT LIEN/WAIVER OF FINES

RECOMMENDATION: That City Council consider releasing code enforcement liens and waiving, reducing, or modifying in some manner the civil fines and penalties levied on the property as a result of uncorrected Municipal Code violations located at 35684 Sierra Lane.

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

ADJOURNMENT