



**Regular City Council
Meeting Agenda
October 24, 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 PRESENTATION

CERT Recognition

EMPLOYEE INTRODUCTION

CONSENT AGENDA (ITEM NOS. 1 THROUGH 7)

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 OCTOBER 10, 2016**

RECOMMENDATION: That City Council approve City Council Minutes of October 10, 2016.

P. 14 **2.** **SUBJECT:** YUCAIPA POLICE STATION – FINAL CONSTRUCTION REPORT

RECOMMENDATION: That City Council:

1. Approve and authorize the final payment in the amount of \$21,282.05 to Neff Construction Inc. for Phase II – Construction/Post Construction Services, pursuant to the terms stated in the Agreement, for a total contract amount of \$681,045; and
2. Find that the public interest will not be best served by a formal proposal process, waive the formal solicitation of bids and authorize the installation of Variable Volume and Temperature Zone Dampers based on the single quote submitted by Franklin Mechanical Systems, Inc. in the amount of \$13,350.

P. 19 **3.** **SUBJECT:** ACCEPTANCE OF CONTRACT WORK – OAK GLEN ROAD NEIGHBORHOOD PARK/SOCCER COMPLEX ROUGH GRADING – PROJECT NO. 10975

RECOMMENDATION: That City Council:

1. Accept the contract and extension work completed by Three Peaks Corporation of Calimesa, CA. for the Oak Glen Road Neighborhood Park/Soccer Complex Rough Grading – Project No. 10975 in the amount of \$90,158; and
2. Approve the final payment for the project; and
3. Authorize the recordation of the Notice of Completion.

P. 23 **4.** **SUBJECT:** ACCEPTANCE OF CONTRACT WORK – 2016-2017 CRACK SEALING PROGRAM- PROJECT NO. 11033

RECOMMENDATION: That City Council:

1. Accept the contract and extension work completed by American Asphalt South in the amount of \$69,246.90 for the 2016-2017 Crack Sealing Program- Project No. 11033; and
2. Approve the final payment for the project; and
3. Authorize the recordation of the Notice of Completion.

P. 27 **5.** **SUBJECT:** APPROVAL OF FINAL TRACT MAP NO. 17725

RECOMMENDATION: That City Council approve Final Tract Map No. 17725 and authorize recording of the map from Rich Yucaipa III, LLC.

P. 30 **6.** **SUBJECT:** ANNEXATION OF TRACT MAP NO. 16783 INTO LANDSCAPING AND LIGHTING MAINTENANCE DISTRICT NO. 1 (ZONE “LL”)

RECOMMENDATION: That City Council:

1. Adopt Resolution No. 2016-57 initiating proceedings for the annexation of Tract Map No. 16783 into the Landscaping and Lighting Maintenance District No. 1 and fixing a Time and Place to Conduct a Public Hearing and Assessment Ballot proceedings at 6:00 p.m. on December 12, 2016 in compliance with Proposition 218; and
2. Adopt the methodology for and enact the assessments therein.

- P. 37 **7.** **SUBJECT:** AUTHORIZATION TO APPLY FOR FUNDING FROM THE STATE OF CALIFORNIA YOUTH SOCCER AND RECREATION DEVELOPMENT PROGRAM

RECOMMENDATION: That City Council adopt Resolution No. 2016-56, approving and authorizing the submittal of a grant application requesting \$150,000 in funding from the State of California Youth Soccer and Recreation Development Program for the construction of ballfield lighting on one field at the 13th Street Sports Complex.

PUBLIC COMMENT

MAYOR AND COUNCILMEMBER BUSINESS (REPORTS)

- P. 44 **8.** **SUBJECT:** YOUTH ADVISORY COMMITTEE APPOINTMENTS

RECOMMENDATION: That City Council appoint Jordan Barger, Tulsi Patel and Mia Preciado to the Youth Advisory Committee.

- P. 45 **9.** **SUBJECT:** COMMUNITY ACTIVITY GRANT ACCOUNTABILITY REPORTS AND FISCAL YEAR 2016/2017 IN-KIND GRANT REQUEST FROM GIRL SCOUT TROOP #609

RECOMMENDATION: That City Council:

1. Receive the FY 2016/2017 Community Activity Grant Accountability Reports and deem the program requirements complete for Yucaipa Family Assistance – Food Storage Shed Roof and the Family Service Association of Redlands – For the Love of Yucaipa 5K Walk; and
2. Review and consider the FY 2016/2017 Community Activity Grant Application submitted by the Girl Scouts of San Geronio Troop #609 requesting \$781.25 for in-kind support.

POSSIBLE ACTION ON PENDING LEGISLATION

DEPARTMENT REPORTS

- P. 66 **10.** **SUBJECT:** PROPOSITION 57 – THE PUBLIC SAFETY AND REHABILITATION ACT OF 2016

RECOMMENDATION: That the City Council adopt Resolution No. 2016-58 opposing Proposition 57, entitled the Public Safety Rehabilitation Act of 2016.

P. 70 **11.** **SUBJECT:** RESOLUTION NO. 2016-54 - MITIGATION LANDS MANAGEMENT FUND POLICY

RECOMMENDATION: That the City Council Adopt Resolution No. 2016-54, approving and authorizing a Mitigation Lands Management Fund Policy for the ongoing monitoring and maintenance of required Capital Improvement Program project specific mitigation areas within the City of Yucaipa.

P. 84 **12.** **SUBJECT:** AWARD OF CONTRACT – VISION QUEST GALLERY – 35157 YUCAIPA BLVD. MODIFICATION, PROJECT NO. 11041

RECOMMENDATION: That City Council:

1. Approve and authorize the Mayor to execute a contract, and the City Manager, or his designee to administer the terms of the contract, in the amount of \$14,725, with Town and County Construction, of Yucaipa, CA for the Vision Quest Gallery – 35157 Yucaipa Blvd. Modification, Project No. 11041 (the “Project”); and
2. Approve the amount of \$1,000 for contract contingencies and the amount of \$1,000 for construction administration, design and inspection, for a total Project construction budget in the amount of \$16,725; and
3. Amend the Fiscal Year 2016/2017 CIP to add the Project and to allocate the amount of \$16,725 to the Project (the amount of \$7,697 from the Vision Quest Building Upgrades Project carryover and the amount of \$9,028 in Annual Miscellaneous Park Replacement Account Carryover funds); and
4. Approve the Plans and Specifications prepared for the Project.

P. 89 **13.** **SUBJECT:** 2016 WINTERFEST

RECOMMENDATION: That City Council:

1. Review and approve the Special Event Application to conduct the 2016 Winterfest event to be held on Saturday, November 26, 2016; 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 and authorize the Knights of Columbus Beer Garden and boundary configuration.

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. 99 **14. SUBJECT:** UPDATE TO THE PARKS AND FACILITIES MASTER PLAN INVENTORY MATRIX

RECOMMENDATION: That City Council conduct a Public Hearing and adopt Resolution No. 2016-48, amending Resolution No. 2015-11, updating the Parks and Facilities Master Plan Inventory Matrix.

ANNOUNCEMENTS

CLOSED SESSION

Conference with Real Property Negotiator [Govt. Code §54956.8] Property: (Portion of) APN Nos. 0303-151-23, 0303-151-36, 0303-181-13, 0303-181-19, 0303-191-01, 0303-191-04 - City Negotiator: Ray Casey, City Manager - Negotiating Parties: San Bernardino County Flood Control District and KB Home Coastal Inc. - Under Negotiation: Price and Terms of Payments

Conference with Real Property Negotiator [Govt. Code §54956.8] Property: 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

Conference with Real Property Negotiator [Govt. Code §54956.8] Property: (Portion of) APN Nos. 0303-191-12, 0303-191-31 - City Negotiator: Ray Casey, City Manager - Negotiating Parties: Yucaipa Valley Water District - Under Negotiation: Price and Terms of Payments

Conference with Legal Counsel – Existing Litigation [Govt. Code §54956.9(d)(1)]: 1 Case: California Superior Court County of San Bernardino – Central District Case Number CIVDS1607510 – Match Corporation v. KAD Paving Company, Donald J. Wheeler, Jr., and City of Yucaipa

ADJOURNMENT