



## Regular City Council Meeting Agenda

November 14, 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

### CONSENT AGENDA (ITEM NOS. 1 THROUGH 10)

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. 8 **1. SUBJECT: APPROVE COUNCIL MINUTES OF OCTOBER 24, 2016**

**RECOMMENDATION: That City Council approve City Council Minutes of October 24, 2016.**

P. 15 **2. SUBJECT: ACCEPTANCE OF CONTRACT WORK – OAK GLEN ROAD NEIGHBORHOOD PARK/SOCCER COMPLEX PAVING – PROJECT NO. 11034**

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**RECOMMENDATION:** That City Council:

1. Accept the contract and extension work completed by Haitbrink Asphalt Paving, Inc. of Corona, CA. for the Oak Glen Road Neighborhood Park/Soccer Complex Paving– Project No. 11034 in the amount of \$62,236.53; and
2. Approve the final payment for the project; and
3. Authorize the recordation of the Notice of Completion.

P. 23 **3.** **SUBJECT:** AWARD OF CONTRACT – 2015-2016 CRACK SEALING PROGRAM-PROJECT NO. 11045

**RECOMMENDATION:** That City Council:

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, American Asphalt South in the amount of \$54,750 for the 2015-2016 Crack Sealing Program- Project No. 11045; and
2. Authorize the amounts of \$5,500 for contingency and \$5,500 for construction contract administration, staff time and inspection, for a total project budget in the amount of \$65,750; and
3. Approve the plans and specifications prepared for this project.

P. 30 **4.** **SUBJECT:** AWARD OF CONTRACT – 2015-2016 & 2016-2017 STREET PATCHING PROGRAM- PROJECT NO. 11031

**RECOMMENDATION:** That City Council:

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, Haitbrink Asphalt Paving, Inc. in the amount of \$176,000 for the 2015-2016 and 2016-2017 Street Patching Programs- Project No. 11031; and
2. Authorize the amounts of \$30,000 for contingency and \$7,000 for construction contract administration, staff time and inspection, for a total project budget in the amount of \$213,000; and
3. Approve the plans and specifications prepared for this project.

P. 37 **5.** **SUBJECT:** AWARD OF CONTRACT EXTENSION NO. 2 – CITY’S PARKS, MEDIANS AND DETENTION BASIN MAINTENANCE - PROJECT NO. 10974 AND CHANGE ORDER NO. 5

**RECOMMENDATION:** That City Council:

1. Approve and authorize the Mayor to execute a contract extension with a CPI adjustment of two percent, and the City Manager, or his designee, to administer the terms of the contract

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extension with Bill & Dave's Landscape Maintenance Inc., in the amount of \$297,389.01 for the City's Parks, Medians and Detention Basin Maintenance Program - Project No. 10974; and

2. Approve and authorize the City Manager to execute Contract Change Order No.5 to the contract with Bill & Dave's Landscape Maintenance Inc., in the amount of \$14,280 for conducting rehabilitation of Community Park Fields No. 2 and 3.

P.44 **6. SUBJECT: EQUIPMENT PURCHASE, NEW FIRE ENGINE #551**

**RECOMMENDATION:** That the City Council:

1. Approve the acquisition of equipment necessary to adequately outfit new Fire Engine #551 with nozzles, breathing apparatus, tools and appliances in the amounts as follows:

Fire Etc.	\$ 26,369.81
KME	1,848.99
Crown Ace Hardware	4,335.95
MES Inc.	<u>33,216.48</u>
Subtotal	\$ 65,771.23; and

2. Approve the acquisition of necessary fire hoses and extrication equipment in the amounts as follows:

Champion Rescue Tools	\$ 24,053.15
LN Curtis	<u>12,325.77</u>
Subtotal	<u>\$ 36,378.92</u>
Total	<u>\$ 102,150.15;</u> and

3. Allocate an additional amount of 37,150.15 from the Fire Capital Carryover Account.

P.66 **7. SUBJECT: APPROVE FINAL TRACT MAP NO. 16783, AUTHORIZE RECORDATION AND ACCEPT MAINTENANCE SECURITIES FROM PACIFIC HORIZON BUILDERS**

**RECOMMENDATION:** That City Council approve Final Tract Map No. 16783, authorize recordation of the map and accept securities from Pacific Horizon Builders.

P.69 **8. SUBJECT: AGREEMENT FOR THE SAN BERNARDINO VALLEY COORDINATED TRAFFIC SIGNAL SYSTEM OPERATION AND MAINTENANCE WITH SAN BERNARDINO COUNTY TRANSPORTATION AUTHORITY (SANBAG)**

**RECOMMENDATION:** That City Council:

1. Approve and authorize the Mayor to execute Cooperative Agreement No. 16-1001401 with the San Bernardino County Transportation Authority for the San Bernardino Valley Coordinated Traffic Signal System Operation and Maintenance; and
2. Authorize the City Manager or his designee to administer the terms of the agreement.

P.84 **9. SUBJECT: GENERAL PLAN ADVISORY COMMITTEE DISSOLUTION**

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**RECOMMENDATION:** That City Council dissolves the Ad-hoc General Plan Advisory Committee.

**PUBLIC COMMENT**

**MAYOR AND COUNCILMEMBER BUSINESS (REPORTS)**

**POSSIBLE ACTION ON PENDING LEGISLATION**

**DEPARTMENT REPORTS**

P.85 **10. SUBJECT:** MEMORANDUM OF UNDERSTANDING WITH THE INLAND EMPIRE RESOURCE CONSERVATION DISTRICT REGARDING THE WILSON III BASIN PROJECT

**RECOMMENDATION:** That the City Council:

1. Approve and authorize the Mayor to execute a Memorandum of Understanding (MOU) by and between the Inland Empire Resource Conservation District (IERCD) and the City of Yucaipa regarding the Wilson III Basin Project; and
2. Authorize the City Manager and City Attorney to work with IERCD to make minor adjustments to the MOU language as necessary, provided that if any significant changes are made, the MOU will be brought back to City Council for further consideration.

P.97 **11. SUBJECT:** YUCAIPA MUSIC AND ARTS FESTIVAL ENTERTAINMENT SELECTION

**RECOMMENDATION:** That City Council:

1. Prioritize three headline entertainment artists for the 2017 Music and Arts Festival; and
2. Authorize the City Manager to execute a contract with the selected headline entertainment artist; and
3. Authorize the City Manager, or his designee, to administer the terms of the contract.

P.101 **12. SUBJECT:** BUSINESS INCUBATOR CENTER UPDATE AND IMPROVEMENT BUDGET

**RECOMMENDATION:** That City Council:

1. Receive an update relative to the Yucaipa Business Incubator Center; and
2. Approve the budget amount of \$70,000 to complete improvements and enhancements to the Yucaipa Business Incubator Center.

P. 105 **13. SUBJECT:** MARKET ANALYSIS/FEASIBILITY STUDY FOR INCUBATOR/INNOVATION CENTER

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**RECOMMENDATION:** That City Council:

1. Accept Robert Charles Lesser & Co. (RCLCO)'s request to withdraw from their Professional Services Agreement for a market analysis for the Incubator/Innovation Center; and
2. Authorize the City Manager to execute a Professional Services Agreement with Brookhurst Development & Advisory Corporation to prepare a market analysis for the Incubator/Innovation Center in an amount not to exceed \$9,000 for (Phase I) and \$30,000 for a feasibility study (Phase II); and
3. Amend the FY 2016-2017 Capital Improvement Program Budget by allocating an additional \$30,000 in funding from the One Time Capital Project Fund Carryover account for the Incubator/Innovation Center Financial Feasibility Study (Phase II).

- P.128 **14. SUBJECT:** LANDSCAPE ARCHITECTURAL/ENGINEERING DESIGN SERVICES AGREEMENT WITH ARCHITERRA FOR THE FINAL DESIGN AND CONSTRUCTION DOCUMENTS FOR THE UPTOWN PARK

**RECOMMENDATION:** That City Council approve and authorize the Mayor to execute a contract with Architerra Design Group here after "ADG", in an amount not to exceed \$112,455 for Landscape Architectural/Engineering Design Services for the construction of the Uptown Park and authorize the City Manager or his designee to administer the terms of the contract.

**PUBLIC HEARINGS**

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. 183 **15. SUBJECT:** ANNEXATION OF TRACT MAP NO. 16030 INTO LANDSCAPING AND LIGHTING MAINTENANCE DISTRICT NO. 1 (ZONE "KK")

**RECOMMENDATION:** That City Council:

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1. Conduct a public hearing and subsequently adopt Resolution No. 2016-34, approving the annexation of Tract Map No. 16030 into the City of Yucaipa Landscaping and Lighting Maintenance District No. 1; and
  2. Adopt the methodology for and enact the assessments therein.

P.190 **16. SUBJECT: ANNUAL ADJUSTMENT OF DEVELOPMENT IMPACT FEES**

**RECOMMENDATION:** That the City Council conduct a public hearing and adopt Resolution No. 2016-59, rescinding Resolution No. 2015-53, and amending Resolution No. 93-39, establishing a schedule of revised Development Impact Fees.

**ANNOUNCEMENTS**

**CLOSED SESSION**

Conference with Real Property Negotiator [Govt. Code §54956.8] Property: 33233 Yucaipa Boulevard (formerly identified as APN Nos. 318-013-07, 318-013-08) - City Negotiator: Ray Casey, City Manager - Negotiating Parties: City of Yucaipa - Under Negotiation: Price and Terms for Disposition of Property by City

Conference with Real Property Negotiator [Govt. Code §54956.8] Property: Portion of APN 0299-321-62 – City Negotiator: Ray Casey, City Manager – Negotiation Parties: City of Yucaipa – Under Negotiation: Price and Terms for Disposition of City Property

Conference with Real Property Negotiator [Govt. Code §54956.8] Property: Portion of APN No. 0319-013-12 - City Negotiator: Ray Casey, City Manager - Negotiating Parties: Robert L. Barnett - Under Negotiation: Price and Terms of Payment

Conference with Real Property Negotiator [Govt. Code §54956.8] Property: Portion of APN No. 0318-143-10 - City Negotiator: Ray Casey, City Manager - Negotiating Parties: Randy S. Harris and Alejandro Diaz - Under Negotiation: Price and Terms of Payment

Conference with Real Property Negotiator [Govt. Code §54956.8] Property: APN No. 0321-411-10 - City Negotiator: Ray Casey, City Manager - Negotiating Parties: Yucaipa Valley Water District - Under Negotiation: Price and Terms of Payments

Conference with Real Property Negotiator [Govt. Code §54956.8] Property: (Portion of) APN No. 0321-411-12 - City Negotiator: Ray Casey, City Manager - Negotiating Parties: Greg Kibler and Marjorie Kibler - Under Negotiation: Price and Terms of Payments

Conference with Real Property Negotiator [Govt. Code §54956.8] Property: (Portion of) APN No. 0321-141-11 - City Negotiator: Ray Casey, City Manager - Negotiating Parties: Michael J. and Linda K. Kalnas - Under Negotiation: Price and Terms of Payments

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Conference with Real Property Negotiator [Govt. Code §54956.8] Property: (Portion of) APN No. 0321-142-17 - City Negotiator: Ray Casey, City Manager - Negotiating Parties: David C. Stacks - Under Negotiation: Price and Terms of Payments

Conference with Real Property Negotiator [Govt. Code §54956.8] Property: (Portion of) APN Nos. 0321-142-18 - City Negotiator: Ray Casey, City Manager - Negotiating Parties: Avtar Singh Gore, Savita Kumari Gore, Rakesh K. Sohal and Akash Sohal, all as Joint Tenants - Under Negotiation: Price and Terms of Payments

Conference with Real Property Negotiator [Govt. Code §54956.8] Property: APN No. 0321-181-28 - City Negotiator: Ray Casey, City Manager - Negotiating Parties: Howard O. and Vicki R. Casner - 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: APN No. 0319-064-24 - City Negotiator: Ray Casey, City Manager - Negotiating Parties: Schubert - Under Negotiation: Price and Terms of Payments

**ADJOURNMENT**