

**City of Yucaipa**  
**City Council Minutes**  
**Regular Meeting of January 26, 2015**

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A Regular meeting of the City Council of the City of Yucaipa, California was called to order in the Council Chambers, 34272 Yucaipa Boulevard, Yucaipa, California, on January 26, 2015 at 6:00 PM.

**PRESENT:** Denise Hoyt, Mayor  
Greg Bogh, Mayor Pro Tem  
David Avila, Councilmember  
Bob Duncan, Councilmember  
Dick Riddell, Councilmember  
Ray Casey, City Manager  
Jennifer Shankland, Director of General Services/City Clerk  
David Snow, City Attorney

**ABSENT:** None.

**CONVENE CITY COUNCIL**

The meeting was opened with the Pledge of Allegiance led by Captain Tony Onodera.

**SPECIAL PRESENTATION**

Community Services Supervisor Todd Gutjahr provided information pertaining to the Active Yucaipa Resident Program. Virginia Hastings, Healthy Yucaipa Committee Chairperson, and members of the Healthy Yucaipa Committee introduced 2015 Active Yucaipa Resident recipient Cheryl Shoffeitt. Ms. Shoffeitt thanked everyone for the nomination and support and encouraged everyone to get up and move. City Council presented Ms. Shoffeitt with a Certificate of Recognition for being an Active Resident of the City of Yucaipa and motivating others to get active and stay fit.

City Manager Casey requested that Council consider removing Consent Agenda Item No. 6 from the Agenda and continue this item to the next City Council meeting.

**ACTION: MOTION BY COUNCILMEMBER RIDDELL, SECOND BY MAYOR PRO TEM BOGH, CARRIED 5-0, TO REMOVE CONSENT AGENDA ITEM NO. 6 FROM THE AGENDA AND CONTINUE THIS ITEM TO THE NEXT CITY COUNCIL MEETING.**

**EMPLOYEE INTRODUCTION**

Director of Public Works Hemsley introduced Public Works Maintenance Supervisor Scott Washburn. Mr. Washburn thanked the City Council for the opportunity and stated that this is his dream job.

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**CONSENT AGENDA**

Mike Bagg, Yucaipa, representative of the Yucaipa High School Mountain Bike Team, spoke on Consent Agenda Item No. 10 and requested permission to use El Dorado Ranch Park for a practice race on February 7<sup>th</sup>.

Mayor Hoyt asked if there were any Consent Agenda items to be removed for discussion. No items were removed for discussion.

1. **SUBJECT:** APPROVE COUNCIL MINUTES OF JANUARY 12, 2014

**RECOMMENDATION:** That City Council approve City Council Minutes of January 12, 2015.

2. **SUBJECT:** ACCEPTANCE OF CONTRACT WORK - EL DORADO RANCH PARK LANDSCAPING AND IRRIGATION – PROJECT NO. 10970

**RECOMMENDATION:** That City Council:

1. Accept the contract and extension work completed by KAD Paving, Inc. for the El Dorado Ranch Landscaping and Irrigation- Project 10970 in the amount of \$78,299.50; and
2. Approve the final payment for the project; and
3. Authorize the recordation of the Notice of Completion.

3. **SUBJECT:** ACCEPTANCE OF CONTRACT WORK – 2014-2015 STREET PATCHING PROGRAM- PROJECT NO. 10973

**RECOMMENDATION:** That City Council:

1. Accept the contract work completed by Hardy and Harper, Inc. of Santa Ana, CA for the 2014-2015 Street Patching Program in the final amount of \$119,320; and
2. Authorize the recordation of the Notice of Completion for the project.

4. **SUBJECT:** AGREEMENT FOR THE MOBILE SOURCE AIR POLLUTION REDUCTION REVIEW COMMITTEE GRANT TO INSTALL INTERCONNECT CONDUIT IN YUCAIPA BLVD. FROM 15TH STREET TO HAMPTON ROAD, AND INSTALL FIBER OPTIC CABLES FROM HAMPTON ROAD TO 5TH STREET AND THEN INTO YUCAIPA CITY HALL (AN APPROXIMATELY 4-MILE TOTAL DISTANCE)

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**RECOMMENDATION:** That City Council:

1. Approve and authorize the Mayor to execute an agreement with the South Coast Air Quality Management District (SCAQMD) in an amount not-to-exceed \$90,000; and
2. Authorize the City Manager or his designee to administer the terms of the agreement.

5. **SUBJECT:** AWARD OF CONTRACT – INCUBATOR SITE ADA ACCESS IMPROVEMENTS - PROJECT NO. 10984

**RECOMMENDATION:** That the 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 Northstar Development & Const. of Rancho in the amount of \$11,950 for the Incubator Site ADA Access Improvements - Project No. 10984; and
2. Authorize a construction contract contingency amount of \$1,000 and \$500 for construction contract administration and inspection for a total construction budget of \$13,450; and
3. Waive the bid irregularity; and
4. Approve the specifications prepared for this project.

7. **SUBJECT:** FUNDING OPPORTUNITY AVAILABLE TO INCREASE WATER CONSERVATION OR IMPROVE WATER SUPPLY SUSTAINABILITY: 2014 WATERSMART CONSERVATION PROGRAM

**RECOMMENDATION:** That the City Council:

1. Approve and adopt Resolution No. 2015-03 to support the application to be submitted by San Bernardino Valley Municipal Water District entitled 2014 WaterSMART: Wildwood Creek Basin 4 Groundwater Recharge and Water Management Proposal; and
2. Authorize staff to prepare the application for the 2014 WaterSMART Conservation Program on behalf of San Bernardino Municipal Water District for the Wildwood Creek Basin 4 Groundwater Recharge and Water Management Proposal; and
3. Authorize the City Manager, or his designee, to conduct all negotiations, execute and submit all documents which may be necessary for the completion of the project.

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8. **SUBJECT:** AUTHORIZATION TO APPLY FOR FUNDING FROM NATIONAL PARKS SERVICE LAND AND WATER CONSERVATION FUND GRANT PROGRAM

**RECOMMENDATION:** That City Council:

1. Adopt Resolution No. 2015-09 approving and authorizing the submittal of a grant application requesting \$325,000 in funding for the construction and development of the Dunlap Neighborhood Park from the National Parks Service Land and Water Conservation Fund (LWCF) Grant Program; and
2. Authorize the use of \$127,500 in Proposition 42 funds included in the Land Acquisition Grant Matching Funds Program in the Pavement Management Program (PMP) for the required local match component.

9. **SUBJECT:** COUNCIL COMMISSIONS AND COMMITTEES RESOLUTIONS

**RECOMMENDATION:** That City Council:

1. Adopt Resolution No. 2015-04, rescinding Resolution No's. 2011-61 and 2012-48, and reestablishing the Economic Development Advisory Committee of the City of Yucaipa; and
2. Adopt Resolution No. 2015-05, rescinding Resolution No. 2011-04 and reestablishing the Comprehensive Economic Development Strategy Committee of the City of Yucaipa; and
3. Adopt Resolution No. 2015-06, rescinding Resolution No. 90-35 and reestablishing the Finance Committee of the City of Yucaipa; and
4. Adopt Resolution No. 2015-07, rescinding Resolution No's. 2011-24, 2012-30 and 2013-07, and reestablishing the Healthy Yucaipa Committee of the City of Yucaipa; and
5. Adopt Resolution No. 2015-08, rescinding Resolution No's. 2010-56, 2013-04 and 2013-09, and reestablishing the Youth Advisory Committee of the City of Yucaipa.

10. **SUBJECT:** SPECIAL EVENT PERMIT APPLICATION–YUCAIPA HIGH SCHOOL MOUNTAIN BIKE TEAM

**RECOMMENDATION:** That City Council approve a Special Event Permit Application from the Yucaipa High School Mountain Bike Team to utilize the trails in and around El Dorado Ranch Park on Saturday, January 31, 2015.

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11. **SUBJECT:** AWARD OF CONTRACT – CITY HALL FACILITY MAINTENANCE PROGRAM - PROJECT NO. 10943 – 1<sup>ST</sup> EXTENSION

**RECOMMENDATION:** That City Council award and authorize the Mayor to execute a contract extension, and the City Manager or his designee to administer the terms of the contract extension to Homer's Janitorial Service in the amount of \$20,477 for the City Hall Facility Maintenance Program- Project No. 10943- 1<sup>st</sup> Extension.

12. **SUBJECT:** AWARD OF CONTRACT – CITY'S LLMD MAINTENANCE PROGRAM-PROJECT NO. 10936 – 1<sup>ST</sup> EXTENSION

**RECOMMENDATION:** That City Council award and authorize the Mayor to execute a contract extension, and the City Manager or his designee to administer the terms of the contract extension to Excel Landscape, Inc., in the amount of \$198,019.94 for the City's LLMD Maintenance Program- Project No. 10936- 1<sup>st</sup> Extension.

13. **SUBJECT:** AWARD OF CONTRACT – GOPHER/RODENT CONTROL PROGRAM-PROJECT NO. 10944 – 1<sup>ST</sup> EXTENSION

**RECOMMENDATION:** That City Council award and authorize the Mayor to execute a contract extension, and the City Manager or his designee to administer the terms of the contract extension to David Wheeler Pest Control, Inc. in the amount of \$29,840 for the City's Gopher/Rodent Control Program- Project No. 10944- 1<sup>st</sup> Extension.

**ACTION:** MOTION BY COUNCILMEMBER DUNCAN, SECOND BY COUNCILMEMBER AVILA, CARRIED 4-0-0-1 (MAYOR PRO TEM BOGH ABSTAINED), TO APPROVE CONSENT AGENDA ITEM NO. 1.

**ACTION:** MOTION BY COUNCILMEMBER DUNCAN, SECOND BY COUNCILMEMBER AVILA, CARRIED 5-0, TO APPROVE CONSENT AGENDA ITEMS NO. 2 THROUGH 5 AND 7 THROUGH 13.

**PUBLIC COMMENT**

Tim Hansen, Yucaipa, representing Yucaipa BMX, stated they are ready to break ground and invited the City Council to attend the official ground breaking ceremony on February 9<sup>th</sup> at 4:30pm.

Brad Bluth, Yucaipa, stated his concerns regarding off-road vehicles and referred to the City's Ordinance No. 166 regulating off-road vehicles and requested that Council encourage law enforcement to address this problem.

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Mike Moran, Yucaipa, stated that the Cherry Croft area has become dangerous due to off-road vehicles and his wife was nearly struck by an off-road vehicle near their home. Mr. Moran requested that Council pay attention to this growing problem.

Deborah Reynolds, Yucaipa, has lived in the Cherry Croft area for 10 years and stated that there have been vehicles speeding past her house at more than 50 MPH, she has heard gunfire outside her house recently, she has had to report bonfires burning during the summer months out in “the flats”, and further stated the ongoing problems with illegal dumping. Ms. Reynolds requested that the City address access and enforcement issues in the Cherry Croft area.

**MAYOR AND COUNCILMEMBER BUSINESS (REPORTS)**

**14. SUBJECT: EQUESTRIAN CENTER NEIGHBORHOOD PARK RETROFIT PLAN**

**RECOMMENDATION:** That City Council:

1. Consider the addition of a cover over the main arena to the Equestrian Center Rehabilitation Project; and
2. Consider the formation of a foundation/modification to the foundation previously directed by the City Council for the purpose of facilitating the installation of the main arena cover; and
3. Consider establishing an honorary lifetime membership to the Trails and Open Space Committee for Bob Potter; and
4. Direct Staff as appropriate regarding including the proposed Equestrian Center Rehabilitation Project amendments in the draft FY 2015/2016 Capital Improvement Budget.

**DISCUSSION:** City Manager Casey presented the Agenda Report.

After Council discussion, the following Motion was made:

**ACTION: MOTION BY COUNCILMEMBER RIDDELL, SECOND BY COUNCILMEMBER AVILA, CARRIED 3-2 (MAYOR HOYT AND MAYOR PRO TEM BOGH VOTED NOE), TO APPROVE RECOMMENDATION NO. 3 ESTABLISHING AN HONORARY LIFETIME NON-VOTING MEMBERSHIP FOR BOB POTTER ON THE TRAILS AND OPEN SPACE COMMITTEE AND DIRECT STAFF TO RETURN TO COUNCIL WITH DETAILED INFORMATION ON RECOMMENDATION NOS. 1, 2 AND 4.**

**15. SUBJECT: FISCAL YEAR 14/15 COMMUNITY ACTIVITY GRANT REQUEST FROM THE YUCAIPA VALLEY ART ASSOCIATION**

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**RECOMMENDATION:** That City Council review and consider the FY 2014/15 Community Activity Grant Application submitted by Yucaipa Valley Art Association requesting \$2,945 for in-kind support.

**DISCUSSION:** Director of General Services/City Clerk Shankland presented the Agenda Report.

**ACTION: MOTION BY COUNCILMEMBER RIDDELL, SECOND BY MAYOR PRO TEM BOGH, CARRIED 5-0, TO APPROVE STAFF RECOMMENDATION.**

**DEPARTMENT REPORTS**

16. **SUBJECT:** WILDWOOD CREEK BASIN – TRANSFER OF LAND TO SAN BERNARDINO COUNTY FLOOD CONTROL DISTRICT

**RECOMMENDATION:** That City Council:

1. Approve and authorize the Mayor to execute permanent access easements in favor of APN 1242-281-09 (formerly a portion of APN 1242-281-02) within City owned parcels 1242-281-08 and 1242-281-04 for ingress and egress purposes; and
2. Approve and authorize the City Manager to execute the Certificate of Acceptance for the acquisition of real property known as a portion of APN 1242-351-19; and
3. Authorize the City Manager to complete the transfer of ten (10) properties acquired by the City in fee title for the Wildwood Creek Basins Project to the San Bernardino County Flood Control District, including the following APNs: 1242-191-11; 1242-201-04; 1242-281-06; 1242-281-04; a portion of 1242-281-08; 1242-361-31; 1242-361-30; 1242-351-15; 1242-351-18; 1242-351-19; 1242-271-03; and
4. Authorize the City Manager to complete the transfer of two (2) easements acquired by the City for the Wildwood Creek Basins Project to the San Bernardino County Flood Control District, located within the following APNs: 1242-361-29 and 1242-361-32.

**DISCUSSION:** City Engineer Preciado presented the Agenda Report.

Richard Siegmund, Yucaipa, stated that the Wildwood Creek Basins is a great project but questioned why other basins around town are not retaining water.

City Manager Casey addressed concerns raised by Mr. Siegmund and provided information regarding groundwater recharge basins versus 100 year flood attenuation basins.

After Council discussion, the following Motion was made:

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**ACTION: MOTION BY COUNCILMEMBER RIDDELL, SECOND BY MAYOR PRO TEM BOGH, CARRIED 5-0, TO APPROVE STAFF RECOMMENDATION.**

17. **SUBJECT:** AWARD OF CONTRACT- 31961 YUCAIPA BLVD. – DEMOLITION, GRADING AND FENCING, PROJECT NO. 10771

**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, Gama Contracting Services, Inc., in the total amount of \$11,500 for the Project; and
2. Authorize a construction contract contingency amount of \$2,500 and \$1,500 for construction contract administration, inspection and testing for a total construction budget of \$15,500; and
3. Approve the plans and specifications prepared for the project.

**DISCUSSION:** City Engineer Preciado presented the Agenda Report.

After Council discussion, the following Motion was made:

**ACTION: MOTION BY COUNCILMEMBER RIDDELL, SECOND BY COUNCILMEMBER DUNCAN, CARRIED 5-0, TO APPROVE STAFF RECOMMENDATION.**

**ADJOURN CITY COUNCIL AND CONVENE SUCCESSOR AGENCY**

City Council adjourned. Successor Agency convened. (Successor Agency proceedings are contained in separate Minutes)

**CONVENE JOINT CITY COUNCIL AND SUCCESSOR AGENCY**

City Council reconvened.

18. **SUBJECT:** AUDIT REPORT FOR FISCAL YEAR ENDED JUNE 30, 2014

**RECOMMENDATION:**

1. That City Council:
  - a) Accept the audit reports for the year ended June 30, 2014, as submitted by Van Lant and Fankhanel, CPA's, and
  - b) Confirm restricting a portion of the current year General Fund Assigned Fund



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Balance in the amount of \$200,000, and apply it to the 2014-15 Pavement Management Program; and

- c) Confirm restricting a portion of the current year General Fund revenues over expenditures in the amount of \$1,000,000, and encumber that amount for the Economic Development Initiative; and
  - d) Approve the fund balance designations, as presented in the 2013-2014 Audit Report.
2. That the Board of Directors of the Successor Agency to the Yucaipa Redevelopment Agency receive and file the Annual Report of the Yucaipa Redevelopment Agency for the year ended June 30, 2014.

**DISCUSSION:** Director of Administrative Services Franklin presented the Agenda Report.

Greg Fankhanel, CPA representing Van Lant and Fankhanel, stated the City's audit has a clean opinion with no significant findings.

After discussion, the following Motions were made:

**ACTION:** MOTION BY MAYOR PRO TEM BOGH, SECOND BY COUNCILMEMBER AVILA, CARRIED 5-0, TO APPROVE THE SUCCESSOR AGENCY PORTION OF STAFF RECOMMENDATION.

**ACTION:** MOTION BY MAYOR PRO TEM BOGH, SECOND BY COUNCILMEMBER AVILA, CARRIED 5-0, TO APPROVE THE CITY COUNCIL PORTION OF STAFF RECOMMENDATION AND DIRECT STAFF TO RETURN WITH A MORE DEFINITIVE PLAN PERTAINING TO THE ECONOMIC DEVELOPMENT INITIATIVE.

**ADJOURN THE SUCCESSOR AGENCY**

Successor Agency to the Yucaipa Redevelopment Agency adjourned.

**ANNOUNCEMENTS**

City Attorney Snow announced the Closed Session items.

**CLOSED SESSION**

Conference with Legal Counsel – Anticipated Litigation [Gov't Code §54956.9(d)(2)] - 1 item – Liability Claim No. 2015-01, Tony Barretto

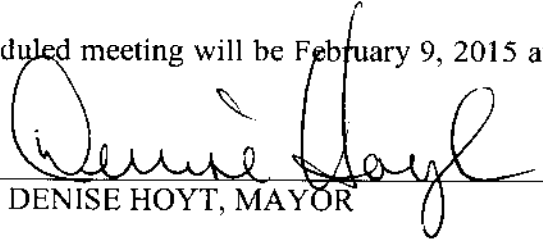
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City Manager Casey reported that City Council rejected Liability Claim Number 2015-01.

**ADJOURNMENT**

The meeting adjourned. The next regularly scheduled meeting will be February 9, 2015 at 6:00 PM.

  
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DENISE HOYT, MAYOR

ATTEST:

  
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JENNIFER SHANKLAND  
CITY CLERK