

City of Yucaipa  
City Council Minutes  
Regular Meeting of March 26, 2018

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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 March 26, 2018 at 6:00 PM.

**PRESENT:** Greg Bogh, Mayor  
Bob Duncan, Mayor Pro Tem  
Denise Allen, Councilmember  
David Avila, Councilmember  
Dick Riddell, Councilmember  
Ray Casey, City Manager  
Kim Everts, Administrative Assistant  
David Snow, City Attorney

**ABSENT:** Jennifer Shankland, Deputy City Manager/City Clerk

**CONVENE CITY COUNCIL**

The meeting was opened by Captain Williams with the Pledge of Allegiance led by Explorer Taylor Sparkman.

**SPECIAL PRESENTATION**

Emergency Coordinator/Community Liaison Sherrie O'Connell provided information pertaining to the Yucaipa C.E.R.T. Program and presented a video demonstration of the training. Ms. O'Connell introduced the March 9-11, 2018, 20-Hour Basic Training Course graduating class and the City Council presented each new C.E.R.T. member with a certificate of completion.

**CONSENT AGENDA**

Mayor Bogh asked if there were any Consent Agenda items to be removed for discussion. City Manager Casey requested that Agenda Item No. 5 be removed for discussion.

1. **SUBJECT:** APPROVE COUNCIL MINUTES OF MARCH 12, 2018

**RECOMMENDATION:** That City Council approve City Council Minutes of March 12, 2018.

2. **SUBJECT:** ACCEPTANCE OF CONTRACT WORK – PHASE 1, OAK GLEN WIDENING, COLORADO STREET TO I-10 FREEWAY PROJECT - PROJECT NO. 10981

**RECOMMENDATION:** That City Council:

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1. Accept the contract work completed by TSR Construction & Inspection , Inc. of Rancho Cucamonga, CA, in the amount of \$36,905.08 for the Phase I, Oak Glen Widening Colorado Street to I-10 Freeway Project - Project 11050; and
  2. Approve the final payment for the project; and
  3. Authorize the recordation of the Notice of Completion for the project.
3. **SUBJECT:** AGREEMENT AMENDMENT - FREMONT STREET AT WILSON CREEK LOW WATER CROSSING REPLACEMENT PROJECT, PROJECT NO. 10727

**RECOMMENDATION:** That City Council:

1. Authorize the City Manager to execute Amendment No. 2 to the Agreement with Stantec Consulting Services Inc. (Stantec) in the not-to-exceed amount of \$29,843 for additional work required to complete the engineering design for the Fremont Street at Wilson Creek Low Water Crossing Replacement Project; and
  2. Authorize an additional amount of \$5,000 for contract administration and staff time for a total revised engineering design budget in the amount of \$137,514; and
  3. Authorize the City Manager or his designee to administer the terms of the amended Agreement.
4. **SUBJECT:** SPECIAL EVENT PERMIT APPLICATION - WILDWOOD CALVARY CHAPEL EASTER SUNRISE SERVICE

**RECOMMENDATION:** That City Council approve the Special Event Permit Application submitted by Wildwood Calvary Chapel to conduct an Easter Sunrise Service on Sunday, April 1, 2018, at the Yucaipa Community Park.

6. **SUBJECT:** RESOLUTION SUPPORTING BLUE RIBBON WEEK

**RECOMMENDATION:** That City Council adopt Resolution No. 2018-12 proclaiming the week of May 8, 2018, as Blue Ribbon Week in recognition and support of all peace officers and law enforcement agencies.

7. **SUBJECT:** COMMUNITY ACTIVITY GRANT ACCOUNTABILITY REPORTS FOR FISCAL YEAR (FY) 2017/2018 GRANT CYCLE

**RECOMMENDATION:** That City Council receive the Community Activity Grant Accountability Reports and deem the program requirements complete for the Yucaipa Valley Lions Club – December 2017 63<sup>rd</sup> Annual Christmas Parade, Yucaipa Police Citizens Patrol Program – 2017 Christmas Party and Award Ceremony, CAL Fire Local 2881 – December 2017 No One Left Behind 5k Run, Yucaipa Elks Lodge #2389 – 2017 National Hoop Shoot Free Throw Program, Smiles for Seniors Foundation – 2017

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Assistance for Low-Income Seniors, and Yucaipa VisionQuest – September 2017 Taste of Creativity.

8. **SUBJECT:** PUBLIC WORKS MUTUAL AID AGREEMENT

**RECOMMENDATION:** That City Council:

1. Approve and authorize the Mayor to execute and become a signatory party to a Public Works Mutual Aid Agreement; and
2. Designate the City Manager the Public Works Mutual Aid Coordinator on all matters relative to Public Works Mutual Aid for the City; and
3. Designate the Public Works Director/City Engineer the Alternate Public Works Mutual Aid Coordinator on all matters relative to Public Works Mutual Aid for the City; and
4. Authorize the City Manager or his designee to administer the terms of the agreement.

**ACTION:** MOTION BY COUNCILMEMBER AVILA, SECOND BY COUNCILMEMBER ALLEN, CARRIED 5-0, TO APPROVE CONSENT AGENDA ITEMS NO. 1 THROUGH 4 AND 6 THROUGH 8.

**ITEM REMOVED FOR DISCUSSION**

5. **SUBJECT:** NATIONAL PICKLEBALL PROCLAMATION

**RECOMMENDATION:** That City Council proclaim the month of April 2018, as National Pickleball Month in recognition of the unique sport of Pickleball.

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

Diane Smith, Yucaipa, provided information on the sport of Pickleball.

Tanya Pham, Fountain Valley, stated her love of the sport of Pickleball and requested that the Council provide a designated court within the city.

Diane Smith, Yucaipa, introduced Pickleball players Diana Kriger and Bob Otto, who provided a brief demonstration of Pickleball.

After Council discussion, the following Motion was made:

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

**PUBLIC COMMENT**

Charles Flanders, Yucaipa, stated his concerns about the increase in crime, bullying, and drug use in the city and requested support from the City Council to address these important issues.

Kathy Utley, Yucaipa, provided information regarding the Raise the Roof Rodeo event and thanked the Council and City staff for their efforts on behalf of the Yucaipa Equestrian Arena Committee.

City Manager Casey addressed concerns raised during public comment.

**MAYOR AND COUNCILMEMBER BUSINESS (REPORTS)**

Councilmember Riddell stated that he attended Ben Clymer's Yucaipa Benevolence Car Giveaway on March 15, 2018, and the awardee is a very worthy recipient. Councilmember Riddell congratulated Councilmember Avila on a job well done representing the City at the event.

Councilmember Riddell stated the proposed Lazer Radio cell tower in Wildwood State Park went before the Board of Supervisors again and for the first time they have agreed to consider an alternate location and encouraged everyone to attend the meeting on April 17, 2018, to hear the final decision.

Councilmember Allen thanked Mayor Bogh and Councilmember Avila for attending the Crafton Hills College (CHC) Foundation Fundraising Gala and Auction on March 24, 2018, and stated that it was a great event that raised a lot of money for CHC students.

Councilmember Allen congratulated the Yucaipa Equestrian Arena Committee on an amazing rodeo event.

Councilmember Allen stated that she would like the City to celebrate Blue Ribbon Week (week of May 8, 2018) by distributing blue ribbons in the community.

Mayor Pro Tem Duncan announced that the City will be recognized at the Smart Cities Connect Conference and Expo on March 27-29, 2018, and be presented with the Horizon Award for the Yucaipa Business Incubator Center, which demonstrates foundational and inspiring groundwork for future smart cities projects.

Councilmember Avila stated that the San Manuel Band of Mission Indians donated \$303,000 to the CHC Foundation Fundraising Gala and Auction.

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City Manager Casey announced that a groundbreaking ceremony will be held on April 9, 2018, at County Line Road and Avenue H at 4:00 p.m. to recognize the joint project between the Cities of Yucaipa and Calimesa for the widening of County Line Road.

City Manager Casey announced that a groundbreaking ceremony will be held on April 11, 2018, at 5<sup>th</sup> Street and County Line Road at 10:30 a.m. for The Villas 55+ senior housing development.

Mayor Bogh thanked Councilmember Avila for representing the City at the Ben Clymer's Yucaipa Benevolence Car Giveaway in his absence.

9. **SUBJECT:** CALIFORNIA PROPOSITION 68 – THE CALIFORNIA DROUGHT, WATER, PARKS, CLIMATE, COASTAL PROTECTION, AND OUTDOOR ACCESS FOR ALL ACT OF 2018

**RECOMMENDATION:** That City Council adopt Resolution No. 2018-08 supporting Proposition 68, entitled the California Drought, Water, Parks, Climate, Coastal Protection, and Outdoor Access for All Act of 2018.

**DISCUSSION:** Community Services Supervisor Wolfe presented the Agenda Report.

After Council discussion, the following Motion was made:

**ACTION:** MOTION BY COUNCILMEMBER ALLEN, SECOND BY COUNCILMEMBER AVILA, FAILED 2-3 (MAYOR BOGH, MAYOR PRO TEM DUNCAN, AND COUNCILMEMBER RIDDELL VOTED NOE), TO APPROVE STAFF RECOMMENDATION.

**POSSIBLE ACTION ON PENDING LEGISLATION**

None

**DEPARTMENT REPORTS**

10. **SUBJECT:** 35058 YUCAIPA BOULEVARD – ASSESSOR'S PARCEL NUMBER APN 0303-253-39

**RECOMMENDATION:** That City Council:

1. Approve the First Amendment to the Lease Agreement with Brewcaipa, LLC, a tenant of a City-owned building located at 35058 Yucaipa Boulevard; and
2. Approve the Purchase and Sale Agreement for the acquisition of the City-owned building located at 35058 Yucaipa Boulevard by Brewcaipa, LLC in the amount of \$600,000; and

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3. Approve a land Lease Agreement with Brewcaipa, LLC for a portion of City-owned property located immediately adjacent to the property at 35058 Yucaipa Boulevard (APN 0303-253-39); and
4. Approve the Exclusive Negotiating Agreement with Brewcaipa, LLC to negotiate the potential purchase of a portion of City-owned property located at 35058 Yucaipa Boulevard (APN 0303-253-39); and
5. Authorize the City Manager to execute the necessary documents related to the agreements; and
6. Adopt Resolution No. 2018-15 recognizing a loan in the amount of \$326,424 from the City's General Fund Reserves to the Lease Fund after improvements to the property and allocating that amount to the Unassigned Fund Balance with the close of escrow and identifying the amount of approximately \$214,662 from the net proceeds of the property sale to be returned to the Lease Fund to offset the land acquisition costs ; and
7. Approve Change Order No. 4 to the construction contract with Torga Electric in the amount of \$38,037; and
8. Accept the contract and extension work completed by Torga Electrical of San Bernardino, CA in the amount of \$320,953 for the 35058 Yucaipa Boulevard Building Improvements, Project, Project No. 11014; and
9. Amend the FY2017/2018 Capital Improvement Program by allocating the amount of \$72,433.75 from the proceeds of the sale of property for the additional expenses incurred for the project; and
10. Approve the final payment for the project; and
11. Authorize the recordation of the Notice of Completion.

**DISCUSSION:** Director of Community Development Toomey presented the Agenda Report.

After Council discussion, the following Motion was made:

**ACTION: MOTION BY MAYOR PRO TEM DUNCAN, SECOND BY COUNCILMEMBER ALLEN, CARRIED 5-0, TO APPROVE STAFF RECOMMENDATION AS AMENDED TO ADD A PROVISION TO INSTALL AN OPENING IN THE BUILDING THAT CONNECTS THE LAND LEASE AREA WITH THE BUILDING INTERIOR TO THE LEASE AGREEMENT AND THE LAND LEASE AGREEMENT BETWEEN THE CITY AND BREWCAIPA.**

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11. **SUBJECT:** PROJECT FUNDING AGREEMENT – INTERSTATE 10 WILDWOOD CANYON ROAD INTERCHANGE

**RECOMMENDATION:** That the City Council approve and authorize the Mayor to execute Project Funding Agreement 18-1001901 with the San Bernardino County Transportation Authority for the Wildwood Canyon Road Interchange Project Study Report and New Connection Report.

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

After Council discussion, the following Motion was made:

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

12. **SUBJECT:** AWARD OF CONTRACT - DUNLAP CHANNEL RECREATION TRAIL AND LANDSCAPE IMPROVEMENT PROJECT, PROJECT NO. 10839

**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, Three Peaks Corp., of Calimesa, CA. in the amount of \$129,106 for the Dunlap Channel Recreational Trail and Landscape Improvement Project, Project No. 10839; and
2. Authorize a construction contract contingency amount of \$13,649 and \$11,000 for staff time and construction contract administration, for a total project construction budget of \$153,755; and
3. Approve the plans and specifications prepared for the project.

**DISCUSSION:** Director of Public Works/City Engineer Preciado presented the Agenda Report.

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

**PUBLIC HEARING**

13. **SUBJECT:** APPROVAL OF USER FEE SCHEDULE FOR THE COMMUNITY SERVICES DEPARTMENT

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**RECOMMENDATION:** That City Council conduct a Public Hearing and adopt Resolution No. 2018-09, ~~rescinding~~ *amending* Resolution No. 2017-29, and adopting revised Exhibit A - User Fee Schedule for various community services provided by the City.

**DISCUSSION:** Mayor Bogh opened the Public Hearing Item No. 13. Community Services Supervisor Wolfe presented the Agenda Report.

**Public Comment**

None

Mayor Bogh closed the Public Hearing.

After Council discussion, the following Motion was made:

**ACTION: MOTION BY COUNCILMEMBER ALLEN, SECOND BY COUNCILMEMBER RIDDELL, CARRIED 5-0, TO APPROVE STAFF RECOMMENDATION, AND ADOPT AMENDED RESOLUTION NO. 2018-09 AND REVISED EXHIBIT A – USER FEE SCHEDULE.**

**STUDY SESSIONS**

**14. SUBJECT: GOALS/OBJECTIVES**

**RECOMMENDATION:** That City Council conduct a study session concerning fund balance levels and possible short-term, mid-term and long-term goals/action items.

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

Kristine Mohler, Trails & Open Space Committee Chairperson, stated that she would like to see the needs of the mountain biking community within the top five on the list of priorities for the City.

Vanessa Register, Yucaipa, stated that she is happy to see that the enhancements to the multi-use trails along Oak Glen Road between Pendleton and El Dorado Ranch Park is on the list of priorities. Ms. Register also thanked the Council and City staff for making the Dotty Potter Arena Cover a priority.

Mike Bagg, Yucaipa, stated that he is representing the mountain biking community and supports trail access and building on the trail network. Mr. Bagg stated that he would like to see a new mountain bike skills park and a single track trail system.

Bill Moreno, Yucaipa, stated that the Yucaipa Valley Youth Soccer Organization and the Spartans FC would like to be added to the list of priorities.



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After discussion, the City Council ranked the possible short-term, mid-term, and long-term goals/action items as follows and directed staff to return to Council for approval in conjunction with the budget process.

1= Highest Priority

2= Middle Priority

3= Lowest Priority

X=Selected as Short-Term Goal by Majority of Council

No more than 4~1's and 4~2's please

	<b>Riddell</b>	<b>Bogh</b>	<b>Allen</b>	<b>Avila</b>	<b>Duncan</b>	<b>Selected Short Term Goals (Ave 2.0 and below)</b>
<b>Newly Proposed FY 2018-2019</b>						
Focused Crime Free Multi-Family Mobile Home Park efforts (particularly for family parks)	1	1	1	1	2	1.2
Comprehensive Facility/Park Operations and Maintenance Study	3	3	2	3	3	2.8
Add Community Services, I.T., and Public Works maintenance staff to reflect additional operations and maintenance efforts associated with I.T., Market Night, Festivals, Rodeo, security, and additional park areas and facilities	3	3	1	1	2	2
Add sidewalks on Avenue E (Bryant to 5th Street- between intersections)	1	2	2	1	2	1.6
Add Electric Charging Stations (private and public)	3	3	3	1	3	2.6
Enhance the "Keep Yucaipa Clean Program" including establishing a community committee and take over litter removal responsibilities of interchanges (esp. Yucaipa Blvd.) from CalTrans	2	1	1	3	3	2
Internal/external customer service enhancement/streamline processes	2	2	2	2	1	1.8
Strengthen shopping cart return requirements in our policies/ordinances	1	1	3	1	3	1.8
Make significant progress in Wildwood Interchange PSR	3	3	1	1	1	1.8
Select a location for and design a Pickleball site	2	1	2	2	1	1.6

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	Riddell	Bogh	Allen	Avila	Duncan	Selected Short Term Goals (Ave 2.0 and below)
Enhance multi-purpose trails along Oak Glen Road between Pendleton and El Dorado Ranch Park	1	3	3	2	3	2.4
Enhance multi-purpose trails along Wildwood Canyon Road between Holmes and State Park	1	3	2	2	3	2.2
Review Facility Naming Policy	3	2	1	3	1	2
Add to the "Undesignated" and Total Fund Balances (the current "Undesignated" Fund balance is just over \$21M or 82% of Operating Budget)	1	1	3	2	2	1.8

**15. SUBJECT: FREEWAY ORIENTED SIGNAGE/TEMPORARY SIGNS**

**RECOMMENDATION**: That the City Council conduct a Study Session and:

1. Provide direction regarding static off-site advertising structures and off-site advertising structures with changeable digital copy; and
2. Provide direction regarding potential modifications to the temporary signage provisions in the Development Code.

**DISCUSSION**: Director of Community Development Toomey presented the Agenda Report.

Tim Lynch, representative of General Outdoor Advertising, provided information on the benefits of outdoor electronic freeway oriented signage.

After discussion, it was Council consensus to direct staff to proceed strategically, and with caution, with regard to potential updates to the City's sign ordinance that may include freeway oriented signage/electronic offsite advertising structures and to consider commercial advertising content limitations, City and local business messaging, the number of signs along the freeway and on and off ramps that may be allowed, and allowable height of any signs (with respect to distance and spacing in between signs) that may be allowed.

With regard to temporary sign placement, permitted quantities, and other restrictions/standards, the Council directed staff to proceed with staff recommendation concerning the location and manner in which temporary signs are restricted, and to include a provision to allow temporary signs to be placed in the public right-of-way with

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certain restrictions, and return to Council with an updated draft ordinance for consideration.

**ANNOUNCEMENTS**

Councilmember Avila announced that he enjoyed the Raise the Roof Rodeo event and that it was a great event.

Councilmember Allen agreed that the rodeo was a great event.

Mayor Bogh stated that he also enjoyed the rodeo and that it was a great event.

Councilmember Duncan announced the City's recognition of the Yucaipa Business Incubator Center at the Smart Cities Connect Conference and Expo on March 27-29, 2018.

City Attorney Snow announced the Closed Session items.

**CLOSED SESSION**

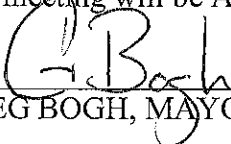
Conference with Real Property Negotiator [Govt. Code §54956.8] Property: 11416 Bryant Street, APN No. 303-181-14 - City Negotiator: Ray Casey, City Manager - Negotiating Parties: The State of California - Under Negotiation: Price and Terms of Payment;

Conference with Real Property Negotiator [Govt. Code §54956.8] Property: 11418 Bryant Street, APN No. 303-181-15 - City Negotiator: Ray Casey, City Manager - Negotiating Parties: The State of California - Under Negotiation: Price and Terms of Payment

Conference with Real Property Negotiator [Govt. Code §54956.8] Property: (Portion of) 35521 Eucalyptus Avenue, APN No. 303-191-01 - City Negotiator: Ray Casey, City Manager - Negotiating Parties: San Bernardino Flood Control District - Under Negotiation: Price and Terms of Payment

**ADJOURNMENT**

The meeting adjourned. The next regularly scheduled meeting will be April 9, 2018 at 6:00 PM.

  
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GREG BOGH, MAYOR

ATTEST:

  
\_\_\_\_\_  
JENNIFER SHANKLAND  
CITY CLERK