

City of Yucaipa
City Council Minutes
Regular Meeting of April 13, 2015

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 April 13, 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 Onodera.

SPECIAL PRESENTATION

Brian Cronin, Chief of San Bernardino County Animal Care & Control, encouraged Yucaipa area residents to attend the Mega Pet Adoption event on Saturday, May 16th and 17th from 10 a.m. – 4 p.m.

Councilmember Riddell stated that Nicole Laffey, Executive Director of Yucaipa Animal Placement Society, is retiring and requested that the City recognize her at a future meeting with a plaque honoring her achievements. City Council concurred.

Nicole Laffey thanked the City Council for their support.

EMPLOYEE INTRODUCTION

Captain Onodera introduced Sheriff Deputy Jeff McDaniel. Sheriff Deputy McDaniel stated that he is happy to be back in Yucaipa.

City Manager Casey requested that the Council consider removing Item No. 6 from the Consent Agenda and return with a similar item at a future City Council meeting.

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ACTION: MOTION BY COUNCILMEMBER DUNCAN, SECOND BY MAYOR PRO TEM BOGH, CARRIED 5-0, TO REMOVE ITEM NO. 6 FROM THE CONSENT AGENDA AND RETURN WITH A SIMILAR ITEM AT A FUTURE CITY COUNCIL MEETING.

CONSENT AGENDA

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 MARCH 23, 2015

RECOMMENDATION: That City Council approve City Council Minutes of March 23, 2015.

2. **SUBJECT:** ACCEPTANCE OF CONTRACT WORK – TRANSIT CENTER STORM DRAIN PHASE II IMPROVEMENTS – PROJECT NO. 10743

RECOMMENDATION: That City Council:

1. Accept the contract and extension work completed by William Kanayan Construction of Rim Forest, CA in the amount of \$395,525.24 for the Transit Center Storm Drain Phase II Improvements - Project No. 10743; 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 - I-10 AT LIVE OAK CANYON ROAD INTERCHANGE LANDSCAPING ENHANCEMENT AND MEDIAN LANDSCAPE IMPROVEMENTS - PROJECT NO. 10755

RECOMMENDATION: That City Council:

1. Accept the contract and extension work completed by Clean Cut Landscape of Clovis, CA in the amount of \$639,654.96 for the I-10 at Live Oak Canyon Road Interchange Landscaping Enhancement and Median Landscape Improvements - Project No. 10755; and
2. Approve the final payment for the project; and
3. Authorize the recordation of the Notice of Completion.

4. **SUBJECT:** CHANGE ORDER NO. 1 – CITY’S PARKS, MEDIANS AND DETENTION BASIN MAINTENANCE - PROJECT NO. 10974

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RECOMMENDATION: That City Council authorize the City Manager to execute and administer Contract Change Order No. 1 with Bill & Dave's Landscape Maintenance in the amount of \$13,300 for seven months for City's Parks, Medians and Detention Basin Maintenance - Project No. 10974.

5. **SUBJECT:** CONTRACT CHANGE ORDER 2 – GOPHER/RODENT CONTROL PROGRAM- PROJECT NO. 10944

RECOMMENDATION: That City Council authorize the City Manager to execute and administer Contract Change Order No. 2 with David Wheeler Pest Control in the amount of \$3,195 for Gopher/Rodent Control Program- Project No. 10944

ACTION: MOTION BY COUNCILMEMBER RIDDELL, 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 RIDDELL, SECOND BY COUNCILMEMBER AVILA, CARRIED 5-0, TO APPROVE CONSENT AGENDA ITEMS NO. 2 THROUGH 5.

PUBLIC COMMENT

Tom Daniel, Facilities Director for the Yucaipa Valley Youth Soccer Organization (YVYSO), stated that the Yucaipa Valley Youth Soccer Board was in attendance and requested that the Council move Item No. 15 up on the Agenda in order to be heard before needing to leave to the YVYSO board meeting later that evening.

Graham Holmes, President of YVYSO, thanked the City Council for their support.

Mayor Hoyt requested a Motion in order to reorder the agenda to hear Item No. 15 before Item No. 9.

ACTION: MOTION BY COUNCILMEMBER RIDDELL, SECOND BY COUNCILMEMBER DUNCAN, CARRIED 5-0, TO HEAR ITEM NO. 15 BEFORE ITEM NO. 9.

Stacey Parr, Event Chair for the 2015 Relay For Life, encouraged residents to participate in this year's event on April 18th and 19th at Yucaipa High School. Opening Ceremonies will begin at 9 a.m.

Linda Bedford, Yucaipa, requested the Council's help to increase the police presence on Bryant Street in order to control the incidence of speeding and reckless driving that have resulted in three accidents within the last month.

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Steven Kemp, representative of Inland Valley & Pass Alliance for Democracy, an affiliate of "Move to Amend", stated that an amendment to the Constitution is needed to firmly establish that money is not speech and a resolution is required to stop the "Fast Track" implementation of the Trans-Pacific Partnership (TPP).

Sharon Geiser, area resident, stated the negative implications of the Trans-Pacific Partnership (TPP).

Carol Bouldin, representative of Inland Valley & Pass Alliance for Democracy, an affiliate of "Move to Amend", stated concerns with the TPP and how the City of Yucaipa would be impacted.

Tom Masner, Yucaipa, introduced Marva X, Application and Fundraising Coordinator for the Honor Flight/Inland Empire and deferred his remaining time to Marva X.

Marva X provided information about the Honor Flight/Inland Empire for the retired veterans program and expressed interest in showing a film about the Honor Flight through the City's Movies in the Park program.

Dr. Steven Markham, Yucaipa, requested the Council's support in granting the use of the Yucaipa Community Center for the 6th Annual Yucaipa Extreme Makeover Reveal.

7. **SUBJECT:** APPOINTMENT TO THE TRAILS AND OPEN SPACE COMMITTEE

RECOMMENDATION: That Mayor Pro Tem Bogh appoint one Member to the Trails and Open Space Committee.

DISCUSSION: City Engineer Preciado presented the Agenda Report.

Mayor Pro Tem Bogh appointed James Weakland to the Trails and Open Space Committee.

ACTION: MOTION BY MAYOR PRO TEM BOGH, SECOND BY COUNCILMEMBER DUNCAN, CARRIED 5-0, TO APPOINT JAMES WEAKLAND TO THE TRAILS AND OPEN SPACE COMMITTEE.

8. **SUBJECT:** REVIEW COMMUNITY ACTIVITY GRANT PROGRAM

RECOMMENDATION: That City Council provide direction as appropriate on the Community Activity Grant Program.

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

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After discussion, it was Council consensus to continue the Community Activity Grant (CAG) program with a firm deadline for all financial requests and consider in-kind requests until funds are depleted. Furthermore, it was Council consensus to direct staff to return to Council with proposals for funding certain community programs through the budget process and explore the possibility of amending the CAG guidelines to allow CDBG recipients to apply for CAG funding.

MAYOR AND COUNCILMEMBER BUSINESS (REPORTS)

Councilmember Duncan gave a summary of the Yucaipa Circuit Race that took place on April 10th and encouraged the Redlands Bicycle Classic to come back next year.

Mayor Hoyt stated that she attended the races in Redlands on Sunday and was amazed by what the bicyclists are able to do. Mayor Hoyt applauded all staff involved in planning the Yucaipa Circuit Race after receiving compliments on how well organized and executed it was on such short notice.

Mayor Pro Tem Bogh invited everyone to sit in front of Chapman Heights Elementary on Chapman Heights Road if the race comes back next year.

Councilmember Riddell congratulated staff on a great event.

Mayor Hoyt stated that she attended the City/County Conference and Crafton Hills College Galla.

Councilmember Riddell stated that he attended the City/County Conference and that it was a good conference and an excellent chance to network.

Councilmember Avila stated that he attended the City/County Conference and was impressed with the organization of the event, the speakers, and the serious impact of the current drought situation.

POSSIBLE ACTION ON PENDING LEGISLATION

None.

DEPARTMENT REPORTS

15. **SUBJECT:** OAK GLEN ROAD NEIGHBORHOOD PARK AND SOCCER COMPLEX IMPROVEMENTS CONCEPT PLAN

RECOMMENDATION: That the City Council conduct a Study Session regarding the proposed Oak Glen Road Neighborhood Park and Soccer Complex Improvements concept plan and direct staff as appropriate.

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DISCUSSION: City Engineer Preciado presented the Agenda Report.

Tom Daniel, Yucaipa, stated that the soccer complex improvements will be beneficial to not only the soccer group but all users of the trail head area.

Vanessa Register, Yucaipa, stated she is excited about the project, especially for the users of the trail head.

After discussion, it was Council consensus to direct staff to return to Council with proposals for a restroom facility to include additional storage for maintenance equipment for YVYSO. Staff was also directed to look into bringing non-potable water to the park and to continue to research grant funding opportunities.

9. **SUBJECT:** REVISED SCOPE OF SERVICES FOR THE WILSON CREEK INNOVATION CENTER SPECIFIC PLAN ENVIRONMENTAL IMPACT REPORT REGARDING LAND USE ALTERNATIVES ANALYSIS

RECOMMENDATION: That City Council:

1. Approve and authorize the Mayor to execute an amendment to the Professional Services Agreement and authorize the City Manager, or his designee, to administer the terms of the amended agreement with Placeworks, in an amount not to exceed \$18,206, to complete a detailed environmental analysis for a residential land use alternative as part of the Wilson Creek Innovation Center Specific Plan Environmental Impact Report; and
2. Approve and authorize the Mayor to execute a Professional Services Agreement for environmental consulting services, and authorize the City Manager, or his designee, to administer the terms of the Agreement with Placeworks, in an amount not to exceed \$72,005, to complete and conduct CEQA Services for a General Plan Land Use Amendment and Zone Change for 11 acres immediately west of the proposed Wilson Creek Innovation Center Specific Plan; and
3. Authorize an additional amount of \$7,000 for contract contingency, administration and staff time for a total budget of \$79,005 for a General Plan Land Use Amendment and Zone Change for 11 acres immediately west of the proposed Wilson Creek Innovation Center Specific Plan.

DISCUSSION: Director of Development Services Lambert presented the Agenda Report.

After Council discussion, the following Motion was made:

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

10. **SUBJECT: STATEWIDE MANDATORY WATER REDUCTIONS**

RECOMMENDATION: That City Council receive a report on the current water shortage regulations and direct staff as appropriate.

DISCUSSION: Director of Public Works Hemsley and Director of Development Services Lambert presented the Agenda Report.

Bill McEwen, Yucaipa, stated that he has been following this complex issue closely and believes there is a relationship between the drought and climate change and people need to start taking this seriously.

After discussion, it was Council consensus to direct staff to return to Council with innovative ideas for water conservation including turf replacement, requiring new construction projects to include dual plumbing, building the Wilson Creek Retention Basin, and bringing recycled water to City parks that are currently using potable water.

After Council discussion, the following Motion was made:

ACTION: MOTION BY MAYOR PRO TEM BOGH, SECOND BY COUNCILMEMBER AVILA, CARRIED 5-0, TO ACCEPT THE REPORT ON THE CURRENT WATER SHORTAGE REGULATIONS.

ADJOURN CITY COUNCIL AND CONVENE HOUSING AUTHORITY

City Council adjourned. Housing Authority convened. (Housing Authority proceedings are contained in separate Minutes)

CONVENE JOINT CITY COUNCIL AND HOUSING AUTHORITY

City Council reconvened.

PUBLIC HEARINGS

11. **SUBJECT: AFFORDABLE HOUSING AGREEMENT – HORIZON SENIOR HOUSING PROJECT**

RECOMMENDATION: That City Council/Housing Authority Board conduct a Public Hearing and subsequently:

That the City Council:

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1. Adopt Resolution No. 2015-20 consenting to the approval by the Yucaipa Housing Authority of an Amended and Restated Affordable Housing Agreement by and between the Authority and UHC 00539 Yucaipa, L.P., a California Limited Partnership, and;
2. Approve and authorize the City Manager to execute the Affordability Restriction Notice.

That the Housing Authority Board:

1. Adopt Resolution No. 2015-21 approving the Amended and Restated Affordable Housing Agreement by and between the Authority and UHC 00539 Yucaipa, L.P., a California Limited Partnership, and;
2. Approve and authorize the Executive Director to execute the Affordable Housing Agreement.

DISCUSSION: Mayor Hoyt and Chairperson Duncan opened the Public Hearing Item No. 11. Director of Community Development Toomey presented the Agenda Report.

Public Comment

Bill McEwen, Yucaipa, stated that he lives very close to the proposed development and believes it would be a benefit to the community.

Mike Schertell, Deputy Director for Housing with the San Bernardino Department of Behavioral Health, detailed the requirements that applicants would need to meet in order to qualify for this housing program.

Mayor Hoyt and Chairperson Duncan closed the Public Hearing.

After discussion, the following Motions were made:

ACTION: MOTION BY COUNCILMEMBER RIDDELL, SECOND BY COUNCILMEMBER AVILA, CARRIED 4-1-0-0 (MAYOR PRO TEM BOGH VOTED NOE), TO ADOPT RESOLUTION NO. 2015-20 AS AMENDED AND APPROVE AND AUTHORIZE THE CITY MANAGER TO EXECUTE THE AFFORDABILITY RESTRICTION NOTICE.

ACTION: MOTION BY COMMISSIONER HOYT, SECOND BY COMMISSIONER RIDDELL, CARRIED 4-1-0-0 (COMMISSIONER BOGH VOTED NOE), TO ADOPT RESOLUTION NO. 2015-21 AS AMENDED AND APPROVE AND AUTHORIZE THE EXECUTIVE DIRECTOR TO EXECUTE THE AFFORDABLE SENIOR HOUSING AGREEMENT.

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Housing Authority adjourned.

12. **SUBJECT:** TEFRA HEARING AND ISSUANCE OF BONDS FOR SENIOR AFFORDABILITY HOUSING PROJECT

RECOMMENDATION: That the City Council conduct a Public Hearing and subsequently adopt Resolution No. 2015-19 authorizing the issuance of Tax Exempt Obligations.

DISCUSSION: Mayor Hoyt opened the Public Hearing Item No. 12. Director of Community Development Toomey presented the Agenda Report.

Mayor Hoyt closed the Public Hearing.

After Council discussion, the following Motion was made:

ACTION: MOTION BY COUNCILMEMBER RIDDELL, SECOND BY COUNCILMEMBER AVILA, CARRIED 4-1-0-0 (MAYOR PRO TEM BOGH VOTED NOE), TO ADOPT RESOLUTION NO. 2015-19 AS AMENDED.

STUDY SESSIONS

13. **SUBJECT:** EXTENSION OF UPTOWN STREETScape IMPROVEMENTS

RECOMMENDATION: That City Council conduct a study session to review the proposed design of the extended Uptown Streetscape project.

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

After discussion, it was Council consensus to direct staff to incorporate the streetscape elements recommended by staff, include additional drought tolerant plants into the landscape palette, and research additional funding sources for the project.

14. **SUBJECT:** HONOR WALK POLICY

RECOMMENDATION: That the City Council conduct a study session to review the proposed "Honor Walk" selection criteria for the City of Yucaipa, and direct staff as appropriate.

DISCUSSION: Director of Public Works Hemsley presented the Agenda Report.

After discussion, it was Council consensus to approve the proposed "Honor Walk" selection criteria as presented by staff.

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16. SUBJECT: TWO-YEAR GOALS/OBJECTIVES

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

DISCUSSION: City Manager Casey presented the Agenda Report.

Kathy Utley, Yucaipa, suggested that the City host a Rodeo with the proceeds donated to the Dottie Potter Memorial Fund to help fund the construction of the Equestrian Center cover.

Debbie Harber, Yucaipa, stated that she has been involved with the arena committee for the past 23 years and requested that the City Council support efforts to host a rodeo in order to raise funds for the equestrian arena.

Bob Potter, Yucaipa, stated that he has been a member of YEAC since the beginning and without the support from the City, and the hard work of the committee, they would not have the facility that is there now. Mr. Potter also requested that the Council take into consideration the possibility of hosting a rodeo in order to raise funds for a cover and solar panels.

J.R. Allgower, Yucaipa, stated that the committee has been working hard to get an arena cover and requested that the City Council move the rodeo up on the goals list in order to help them raise funds for the cover.

After discussion, it was Council consensus to return at a future meeting with the Council's rankings for the proposed FY 2015-2016 Short-Term Objectives/Goals (0-2 years) and directed staff to return with more detailed information pertaining to the rodeo.

ANNOUNCEMENTS

Mayor Hoyt referred to the recent passing of members of the community, specifically remembering Greg Palmer and Chuck and Gracie Brammer.

City Attorney Snow announced the Closed Session items.

CLOSED SESSION

Conference with Real Property Negotiator [Govt. Code §54956.8] Property: APN Nos. 0303-181-13, 0303-181-19, 0303-191-01, 0303-191-04, 0303-191-12, 0303-191-31, 0303-151-23, 0303-151-35, 0303-151-36, 0303-151-37, 0303-301-43, 0303-151-29, 0303-301-29, 0303-301-44, 0303-301-33, 0303-301-36, 0303-301-38 - - City Negotiator: Ray Casey, City Manager - Negotiating Parties: San Bernardino County Flood Control District, Yucaipa Valley County Water District, Yucaipa Valley Water District, Marilyn K. Martin, Carl & Linda Brandstetter

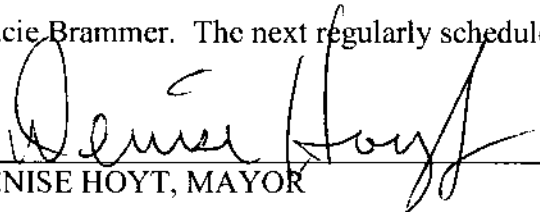
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FAM TR 11/05, Casucci Family Trust, Carolyn P. Smith - Under Negotiation: Price and Terms of Payments

Conference with Real Property Negotiator [Govt. Code §54956.8] Property: Portion of APN No. 0318-061-25 - City Negotiator: Ray Casey, City Manager - Negotiating Parties: Overland Land Fund Eight, LLC - Under Negotiation: Price and Terms of Payments

ADJOURNMENT

The meeting adjourned in memory of Chuck and Gracie Brammer. The next regularly scheduled meeting will be April 27, 2015 at 6:00 PM.



DENISE HOYT, MAYOR

ATTEST:



JENNIFER SHANKLAND
CITY CLERK