

City of Yucaipa
City Council Minutes
Regular Meeting of June 22, 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 June 22, 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
Tammy Vaughan, Deputy City Clerk/Information Systems Technician
David Snow, City Attorney

ABSENT: Jennifer Shankland, Director of General Services/City Clerk

CONVENE CITY COUNCIL

The meeting was opened with the Pledge of Allegiance led by Chief Janssen.

SPECIAL PRESENTATIONS

Austin Edwards, Yucaipa, provided information pertaining to his fundraising efforts for the Yucaipa Animal Placement Society and stated that he has raised over \$7,000, to date, for the shelter.

Nansee Junis, Executive Director of the Yucaipa Animal Placement Society (YAPS), stated how impressed she is with the community support she sees every day in the City and is equally impressed and proud of Austin Edwards and his support of the animal community and YAPS.

On behalf of the City Council, Mayor Hoyt presented Austin Edwards with a Certificate of Recognition for his service and dedication to YAPS and the community of Yucaipa.

EMPLOYEE INTRODUCTION

Chief Janssen introduced Firefighter Paramedic Aaron Patty. Firefighter Paramedic Patty stated that he was proud to be serving Yucaipa and thanked the City for the opportunity to be here.

CONSENT AGENDA

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

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1. **SUBJECT:** APPROVE COUNCIL MINUTES OF JUNE 8, 2015

RECOMMENDATION: That City Council approve City Council Minutes of June 8, 2015.

2. **SUBJECT:** FACILITY LEASE AGREEMENT FOR THE CITY PROPERTY LOCATED AT 35136 AVE. A

RECOMMENDATION: That City Council approve and authorize the Mayor to execute a new five-year Facility Lease Agreement between the City of Yucaipa and Yucaipa Vision Quest for the City property located at 35136 Avenue A, Lots 22 & 23, which includes the house and garage, that institutes a \$66.42 flat rate fee per month for the base cost of water and sewer.

3. **SUBJECT:** ORDINANCE NO. 336 REGARDING UNLAWFUL CAMPING

RECOMMENDATION: That City Council waive further reading and adopt Ordinance No. 336, entitled "AN ORDINANCE AMENDING THE YUCAIPA MUNICIPAL CODE, AMENDING SECTION 5.16.010 OF CHAPTER 5.16 (TEMPORARY SPECIAL EVENTS) OF TITLE 5 (BUSINESS LICENSES AND REGULATIONS) AND ADDING CHAPTER 12.06 TO TITLE 12 (STREETS, SIDEWALKS AND PUBLIC PLACES), REGARDING UNLAWFUL CAMPING AND STORAGE OF PERSONAL PROPERTY IN PUBLIC PLACES".

4. **SUBJECT:** SPECIAL EVENT PERMIT APPLICATION – JUSTIN DUNN MUSTANG HORSEMANSHIP

RECOMMENDATION: That City Council approve the Special Event Permit application submitted by the Yucaipa Equestrian Arena Committee to conduct a Horsemanship Clinic at the Yucaipa Equestrian Arena and waive Ordinance 127 Section 3.14.

5. **SUBJECT:** EMPLOYEE COMPENSATION

RECOMMENDATION: That City Council:

1. Adopt Resolution No. 2015-32, rescinding Resolution No. 2014-71, implementing the second year of the 2014 Memorandum of Understanding with the Yucaipa Employees Association and adopting the General Employee Salary, Benefit and Classification Plan to:
 - a. Create one Park Ranger classification, Range 25 (\$50,669-\$63,278), as directed by City Council through the approval of a 2015-2016 Service Level Option, to be assigned to the Public Works Department; and

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- b. Increase the salary schedule for all affected positions effective with the pay period beginning on July 10, 2015; and
 - c. Reduce the City paid employee's contribution to the California Public Employees Retirement System by the amount of 1%, such that the City contribution in 2015-2016, is 5% with 2% paid by the employee; and
2. Adopt Resolution No. 2015-33, rescinding Resolution Nos. 2014-54 and 2014-77, and adopting the Management, Supervisory and Confidential Salary, Benefit and Classification Plan to:
- a. Increase the salary schedule for all affected positions effective with the pay period beginning on July 10, 2015; and
 - b. Reduce the City paid employee's contribution to the California Public Employees Retirement System by the amount of 1%, such that the City contribution in 2015-2016, is 5% with 2% paid by the employee; and

6. **SUBJECT:** RESOLUTION OF INTENTION FOR THE LEVY OF ANNUAL ASSESSMENTS FOR THE CITY OF YUCAIPA LANDSCAPING AND LIGHTING MAINTENANCE DISTRICT NO. 1

RECOMMENDATION: That City Council adopt Resolution No. 2015-26, a Resolution providing Notice of Intention setting the time and place for a Public Hearing on July 13, 2015 at 6:00 p.m. in the City Council Chambers regarding the levy of the annual assessments for the City of Yucaipa Landscaping and Lighting Maintenance District No. 1.

7. **SUBJECT:** RESOLUTION OF INTENTION TO CERTIFY SOLID WASTE DELINQUENT ACCOUNT LIEN LIST

RECOMMENDATION: That City Council adopt Resolution No. 2015-27, a Resolution of Intention to set the time and place for a Public Hearing on July 13, 2015, at 6:00 p.m. in the City Council Chambers, relative to forwarding amounts remaining unpaid on the Solid Waste Lien List to the County of San Bernardino for addition to the 2015-2016 property tax rolls as special assessments.

8. **SUBJECT:** FLAG PROGRAM TO RECOGNIZE NATIONAL HOLIDAYS AND OTHER SIGNIFICANT EVENTS

RECOMMENDATION: That City Council direct staff to implement a flag program in the Historic Uptown District to recognize certain National Holidays and other significant events.

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9. **SUBJECT:** CONTRACT CHANGE ORDER NO. 2 – CITY’S PARKS- MEDIANS- DETENTION BASIN MAINTENANCE PROGRAM- PROJECT NO. 10974

RECOMMENDATION: That City Council authorize the City Manager to execute and administer Contract Change Order No. 2 to Bill & Dave’s Landscape Maintenance Inc. in the amount of \$21,374 for the City’s Parks, Medians and Detention Basin Maintenance Program - Project No. 10974.

10. **SUBJECT:** OPERATING SERVICES AGREEMENT - YUCAIPA SWIM TEAM (YST), LEARN-TO-SWIM PROGRAM

RECOMMENDATION: That the City Council approve and authorize the Mayor to execute an Operating Services Agreement with Yucaipa Swim Team (YST) for the operation of the Learn-to-Swim Program on behalf of the City of Yucaipa at the 7th Street Pool.

City Manager Casey recused himself from Item No. 6 due to a potential conflict of interest.

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

ACTION: MOTION BY COUNCILMEMBER RIDDELL, SECOND BY MAYOR PRO TEM BOGH, CARRIED 5-0, TO APPROVE CONSENT AGENDA ITEMS NO. 2 THROUGH 5 AND 7 THROUGH 10.

ACTION: MOTION BY COUNCILMEMBER RIDDELL, SECOND BY MAYOR PRO TEM BOGH, CARRIED 4-0-0-1 (COUNCILMEMBER AVILA ABSTAINED), TO APPROVE CONSENT AGENDA ITEM NO. 6.

PUBLIC COMMENT

None

MAYOR AND COUNCILMEMBER BUSINESS (REPORTS)

Mayor Hoyt announced the City’s cooling centers and stated that she attended the ribbon cutting ceremony at YAPS to honor the life of Travis Tate. Mayor Hoyt also commented on the Dottie Potter Memorial Ride and Fundraiser held on Saturday to raise money for the Equestrian Center Arena cover.

Councilmember Avila reported that the Wildwood Canyon Villa’s Car Show Fundraiser raised \$500 for Alzheimer’s disease.

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Mayor Hoyt stated that the Hero Walk, in honor of Troy Cansler, is now open to the community and encouraged everyone to visit the memorial.

Mayor Hoyt reminded everyone about the fireworks display on July 4th at Yucaipa High School.

11. SUBJECT: PRIORITIZATION OF FISCAL YEAR 2015/2016 COMMUNITY ACTIVITY GRANT APPLICATIONS

RECOMMENDATION: That City Council:

1. Review and consider the Fiscal Year 2015/2016 Community Activity Grant applications submitted by local applicants requesting financial and/or in-kind support to continue on-going services, proposing new services and/or proposing small to large scale special events that meet the established guidelines; and
2. *Allocate \$3,000 from the General Fund One-Time Capital Account funding budgeted for 7th Street Park (pool) improvements to the 7th Street building improvements. (Amended)*

DISCUSSION: City Manager Casey presented the Agenda Report.

Cindy Chrisler, representing Citrus Belt Quilters, Inc., provided information about the Quilt Show and requested in-kind support in the amount of \$2,860.

Cathy Serianni, representing Smiles for Seniors Foundation, provided information about the Smiles for Seniors program and requested financial support in the amount \$5,000.

Sharon Tulledge, representing Yucaipa Women's Club, provided information about the Woman's Club and thanked the Council for their continued support.

City Manager Casey stated, for the record, that the following community events/programs are now supported through the General Fund Budget: Certified Farmers Market, Yucaipa First, 4th of July Celebration, Senior Nutrition Program, Food for the Needy (FSA), 2015 Veterans Day Ceremony, and the Spay & Neuter Voucher Program.

After Council discussion, the following Motions were made:

ACTION: MOTION BY COUNCILMEMBER BOGH, SECOND BY COUNCILMEMBER DUNCAN, CARRIED 5-0 TO:

AWARD IN-KIND SUPPORT TO CITRUS BELT QUILTERS, INC. IN THE AMOUNT OF \$ 2,860.

AWARD IN-KIND SUPPORT TO YUCAIPA VALLEY LIONS CLUB IN THE AMOUNT OF \$ 3,273.

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TO AWARD FINANCIAL SUPPORT TO SMILES FOR SENIORS FOUNDATION IN THE AMOUNT OF \$ 5,000.

TO AWARD FINANCIAL SUPPORT TO YUCAIPA WOMEN'S CLUB IN THE AMOUNT OF \$ 9,500.

ALLOCATE \$3,000 FROM THE GENERAL FUND ONE-TIME CAPITAL ACCOUNT FUNDING BUDGETED FOR 7TH STREET PARK (POOL) IMPROVEMENTS TO THE 7TH STREET BUILDING IMPROVEMENTS.

12. **SUBJECT:** APPOINTMENT TO THE ECONOMIC DEVELOPMENT ADVISORY COMMITTEE (EDAC)

RECOMMENDATION: That the City Council affirm the appointment of Sara Hector as "Public-at-Large" Alternate representative to the Economic Development Advisory Committee.

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

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

13. **SUBJECT:** SB277, SB792, AB1117

RECOMMENDATION: That City Council consider and direct staff as appropriate regarding SB277, SB792, and AB1117.

DISCUSSION: City Manager Casey presented the Agenda Report.

Jesse Johnson, San Jacinto, stated the reasons why he is opposed to SB277, SB792, and AB1117.

Jaime Ries, Riverside, stated her opposition to SB277, SB792, and AB1117 and requested the Council to adopt a resolution in opposition to these bills.

Vanessa Silversmith, Yucaipa, stated that she opposes SB277, SB792, and AB1117 and encouraged the Council to take a formal position of opposition on these bills.

After Council discussion, the following Motion was made:

ACTION: MOTION BY COUNCILMEMBER RIDDELL, SECOND BY COUNCILMEMBER AVILA, CARRIED 4-1 (MAYOR HOYT VOTED NOE), TO DIRECT STAFF TO TAKE NO POSITION.

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14. **SUBJECT:** DESIGNATION OF VOTING DELEGATE AND VOTING ALTERNATE FOR LEAGUE ANNUAL CONFERENCE

RECOMMENDATION: That City Council appoint a Voting Delegate and Voting Alternate for the 2015 League of California Cities Annual Conference.

DISCUSSION: City Manager Casey presented the Agenda Report.

After Council discussion, the following Motion was made:

ACTION: MOTION BY COUNCILMEMBER RIDDELL, SECOND BY MAYOR PRO TEM BOGH, CARRIED 5-0, TO DESIGNATE COUNCILMEMBER AVILA AS THE VOTING DELEGATE AND MAYOR HOYT AS THE VOTING ALTERNATE NO. 1 AND CITY MANAGER CASEY AS THE VOTING ALTERNATE NO. 2.

15. **SUBJECT:** REQUEST FOR FUNDING FROM THE YUCAIPA VALLEY HISTORICAL SOCIETY FOR THE MOUSLEY MUSEUM HVAC AND FOR A NEW HISTORIC MARKER IN THE UPTOWN DISTRICT

RECOMMENDATION: That City Council approve and authorize the allocation of \$15,620 from the Historical Group Trust Fund (principal balance) to replace the HVAC system at the Mousley Museum and to add a new historic marker at the United Methodist Church of Yucaipa on Beech Street.

DISCUSSION: Director of Public Works Hemsley 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.

POSSIBLE ACTION ON PENDING LEGISLATION

City Manager Casey stated that staff has forwarded a letter pertaining to the Department of Finance Trailer Bill which has a potential impact on cities.

DEPARTMENT REPORT

16. **SUBJECT:** AGREEMENT AMENDMENT NO. 1 - ENGINEERING DESIGN FOR THE WILSON III BASIN PROJECT

RECOMMENDATION: That the City Council:

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1. Review and approve the revised conceptual grading plan for the Wilson III Basin Project and "Innovation Center" (formerly named Wilson Creek Business Park Specific Plan) area and provide direction to staff, as appropriate; and
2. Approve and authorize the Mayor to execute Amendment No.1 to the Agreement with RBF Consulting, a Baker Company (RBF), in the not-to-exceed amount of \$182,749 for a total revised Agreement in the amount of \$601,259 to complete the engineering design for the Wilson III Basin Project at the confluence of Wilson Creek and Oak Glen Creek; and
3. Authorize an additional contract contingency in the amount of \$17,681 and the amount of \$21,217 for consultant contract administration for a total design budget in the amount of \$732,227 for the Project; and
4. Authorize the City Manager, or his designee, to administer the terms of the amended Agreement.

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

17. **SUBJECT:** FISCAL YEAR 2015-2016 BUDGET AND CAPITAL IMPROVEMENT PROGRAM

RECOMMENDATION: That City Council:

1. Adopt Resolution No. 2015-28 approving Fiscal Year 2015-2016 Budgets for the City of Yucaipa General Fund, Special Revenue funds, Capital Projects funds, the Internal Service Fund, and the 2015-2016 Capital Improvement Program; and
2. Adopt Resolution No. 2015-29, adjusting the Appropriations Limit for Fiscal Year 2015-2016; and

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3. Adopt Resolution No. 2015-30, adopting the Measure I, Five-Year Capital Improvement Program.

That the Successor Agency to the Yucaipa Redevelopment Agency:

4. Adopt Resolution No. 2015-31, approving the 2015-2016 Budget for the Successor Agency to the Yucaipa Redevelopment Agency.

DISCUSSION: City Manager Casey and Director of Administrative Services Franklin presented the Agenda Report.

After Council discussion, the following Motions were made:

ACTION: MOTION BY COUNCILMEMBER RIDDELL, SECOND BY MAYOR PRO TEM BOGH, CARRIED 5-0, TO APPROVE THE CITY COUNCIL PORTION OF STAFF RECOMMENDATION.

ACTION: MOTION BY VICE CHAIRPERSON AVILA, SECOND BY BOARD MEMBER BOGH, CARRIED 5-0, TO APPROVE THE SUCCESSOR AGENCY PORTION OF STAFF RECOMMENDATION.

ADJOURN THE SUCCESSOR AGENCY

Successor Agency adjourned.

PUBLIC HEARING

18. **SUBJECT: YUCAIPA DISPOSAL INC., ANNUAL REPORT AND SOLID WASTE RATE ADJUSTMENT**

RECOMMENDATION: That City Council conduct a public hearing and subsequently:

1. Receive the Solid Waste Annual Report from Yucaipa Disposal; and
2. Approve the continuation of the recycling program enhancements for Fiscal Year 15/16 to include:
 - a. Continue the subsidized commercial recycling program;
 - b. Continue the field audits and issue warnings to address contamination;
 - c. Continue the "Right Stuff" campaign;
 - d. Continue the free mulch program;
 - e. Continue the enforcement efforts pertaining to scavenging;

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- f. Continue the education and outreach programs; and
- 3. Approve a rate hold for 15, 30 and 60 gallon residential barrel customers, which will maintain the following monthly rates effective July 1, 2015 to July 1, 2016:
 - a. 15-gallon rate \$11.70
 - b. 30-gallon rate \$16.88
 - c. 60-gallon rate \$25.13; and
- 4. Approve the proposed Commercial Rate Adjustment.

DISCUSSION: Mayor Hoyt opened the Public Hearing Item No. 18. City Manager Casey presented the Agenda Report.

Richard Nino, representing Yucaipa Disposal, presented the Annual Report and Solid Waste Rate Adjustment and addressed questions raised by the Council.

Public Comment

None

Mayor Hoyt closed the Public Hearing.

After Council discussion, the following Motion was made:

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

STUDY SESSIONS

- 19. **SUBJECT:** USER FEE UPDATE FOR THE COMMUNITY SERVICES DEPARTMENT

RECOMMENDATION: That City Council conduct a Study Session and;

- 1. Review the proposed User Fee Update for Community Services Department Programs and Services; and
- 2. Direct staff as appropriate.

DISCUSSION: Director of Community Services Hernandez and Director of Public Works Hemsley presented the Agenda Report.

After discussion, it was Council consensus to direct staff to:

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- Remove Line 12 (Drop-In Water Polo Daily Rate) from Attachment D
- Clarify language to specify use of wristbands for Lines 3 and 4
- Add a 20% charge for non-residents and round to the nearest half-dollar

20. SUBJECT: CITY COUNCIL REVIEW OF THE DRAFT ECONOMIC DEVELOPMENT ELEMENT

RECOMMENDATION: That the City Council conduct a Study Session to review the draft Economic Development Element, provide input and direct staff as appropriate.

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

After Council discussion, Council provided input and direction to staff for the Draft Economic Development Element.

ANNOUNCEMENTS

Mayor Hoyt announced the City's Concerts in the Park and other summer activities.

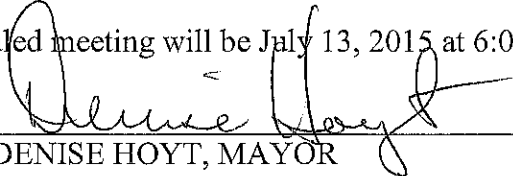
City Attorney Snow announced the Closed Session item.

CLOSED SESSION

Public Employee Performance Evaluation [Gov't Code §54957] - City Manager

ADJOURNMENT

The meeting adjourned. The next regularly scheduled meeting will be July 13, 2015 at 6:00 PM.



DENISE HOYT, MAYOR

ATTEST:



JENNIFER SHANKLAND
CITY CLERK