

City of Yucaipa
City Council Minutes
Regular Meeting of June 27, 2016

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 27, 2016 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, Deputy City Manager/City Clerk
David Snow, City Attorney

ABSENT: None

CONVENE CITY COUNCIL

The meeting was opened with the Pledge of Allegiance led by Explorer Scout Tyler Harlacker.

SPECIAL PRESENTATIONS

Mayor Hoyt commended Bob Henry on the significant milestone of reaching his 108 ½ birthday.

Director of Development Services Lambert introduced Chris Gray, Section Director for the Inland Empire Division of the American Planning Association. Director Gray presented the City of Yucaipa with the American Planning Association Award recognizing the City for its General Plan and commended the City on its extensive outreach, coordination efforts with external agencies, and commitment to open space.

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 JUNE 13, 2016

RECOMMENDATION: That City Council approve City Council Minutes of June 13, 2016.

2. **SUBJECT:** EMPLOYEE COMPENSATION

RECOMMENDATION: That City Council:

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1. Adopt Resolution No. 2016-24, amending Resolution No. 2016-10, implementing the third 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 a second Park Ranger position, Range 25 (\$52,189-\$65,177), as directed by City Council through the approval of a 2016-2017 Service Level Option, to be assigned to the Public Works Department; and
 - b. Increase the salary schedule for all affected positions by the amount of 3%, effective with the pay period beginning on July 8, 2016; 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 2016-2017 is 4%, with 3% paid by the employee; and
2. Adopt Resolution No. 2016-23, amending Resolution No. 2016-09, and adopting the Management, Supervisory and Confidential Salary, Benefit and Classification Plan to:
 - a. Increase the salary schedule for all affected positions by the amount of 3%, effective with the pay period beginning on July 8, 2016; 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 2016-2017 is 4%, with 3% paid by the employee.
3. **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. 2016-21, a Resolution providing Notice of Intention setting the time and place for a Public Hearing on July 11, 2016 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.

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

RECOMMENDATION: That City Council adopt Resolution No. 2016-22, a Resolution of Intention to set the time and place for a Public Hearing on July 11, 2016, at 6:00 p.m. in the City Council Chambers, relative to forwarding amounts remaining

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unpaid on the Solid Waste Lien List to the County of San Bernardino for addition to the 2016-2017 property tax rolls as special assessments.

5. **SUBJECT:** OFFERS OF DEDICATION – 5TH STREET IMPROVEMENTS– PROJECT NO. 10903

RECOMMENDATION: That City Council accept an Offer of Dedication for road and utility purposes from Mr. Steven Bierma and Mrs. Judy Bierma, trustees of the Bierma Family Trust (APN 318-143-11).

6. **SUBJECT:** AWARD OF CONTRACT – BRYANT STREET EMBANKMENT REPAIR – PROJECT NO. 11026

RECOMMENDATION: That City Council:

1. Award and authorize the Mayor to execute a contract in the amount of \$22,000, with Three Peaks Corporation of Calimesa, CA for the Bryant Street Embankment Repair – Project No. 11026; and
 2. Approve the amount of \$2,200 for construction contract contingency and the amount of \$1,000 for construction contract administration, survey, testing and inspection, for a total construction budget in the amount of \$25,200; and
 3. Approve the Plans and Specifications prepared for this project.
7. **SUBJECT:** ORDINANCE NO. 348 – ADDING SECTIONS 1.08.020 THROUGH 1.08.060 TO CHAPTER 1.08 OF THE YUCAIPA MUNICIPAL CODE TO ESTABLISH BY-DISTRICT ELECTIONS WITH RESPECT TO ELECTING CITY COUNCIL MEMBERS AND ESTABLISHING DISTRICT BOUNDARIES

RECOMMENDATION: That City Council waive further reading and adopt Ordinance No. 348, adding Sections 1.08.020 through 1.08.060 to Chapter 1.08 of the Yucaipa Municipal Code to establish by-district elections with respect to electing City Council Members and establishing district boundaries.

8. **SUBJECT:** AUTHORIZATION TO APPLY FOR FUNDING FROM THE ENVIRONMENTAL ENHANCEMENT AND MITIGATION GRANT PROGRAM FOR THE DUNLAP PARK/OAK GLEN ROAD ENVIRONMENTAL ENHANCEMENT AND MITIGATION PROJECT

RECOMMENDATION: That City Council adopt Resolution No. 2016-25 approving and authorizing the submittal of a grant application requesting the amount of \$400,000 in funding for the construction and development of the Oak Glen Road Environmental

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Enhancement and Mitigation Project from the Environmental Enhancement and Mitigation Grant Program.

9. **SUBJECT:** COMMUNITY ACTIVITY GRANT ACCOUNTABILITY REPORTS FOR FISCAL YEAR 15/16 GRANT CYCLE.

RECOMMENDATION: That City Council receive the Community Activity Grant Accountability Reports and deem the program requirements complete for Yucaipa High School Video Production – 2016 Film Festival, Redlands Bicycle Classic, Inc. – 2016 Yucaipa Circuit Race, Girl Scouts Troop #394 – Meetings, Girl Scouts Troop #1752 – Meetings and Yucaipa Valley Chamber of Commerce – Events.

ACTION: MOTION BY COUNCILMEMBER RIDDELL, SECOND BY COUNCILMEMBER DUNCAN, CARRIED 5-0, TO APPROVE CONSENT AGENDA ITEMS NO. 2 THROUGH 9.

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

PUBLIC COMMENT

Tom Shalhoub, Yucaipa, congratulated the City for the hard work demonstrated by the General Plan Advisory Committee (GPAC) and stated that he appreciates the City's support of the Veterans Day and Memorial Day events.

Cindy Schulz, Yucaipa, thanked the Yucaipa Police Department for taking care of the drug house that was closed down last week and requested that the City help to keep people out of the house.

MAYOR AND COUNCILMEMBER BUSINESS (REPORTS)

10. **SUBJECT:** SB 1387 (DE LEÓN) SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT AS AMENDED APRIL 7, 2016. NOTICE OF OPPOSITION

RECOMMENDATION: That the City Council vote in opposition to SB 1387 (de León) South Coast Air Quality Management District.

DISCUSSION: City Manager Casey presented the Agenda Report.

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.

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11. **SUBJECT:** LAZER BROADCASTING ANTENNA SITE NEAR WILDWOOD CANYON STATE PARK

RECOMMENDATION: That City Council approve a letter objecting to the Lazer Broadcasting, Inc. antenna facility that is proposed adjacent to Wildwood Canyon State Park, and direct staff as appropriate.

DISCUSSION: City Manager Casey presented the Agenda Report.

Kristine Mohler, Yucaipa, stated that she has fought this tower for over 9 years and encouraged the City to get involved as much as possible and speak in opposition.

David Miller, Yucaipa, stated that we need more open space and announced that this is the centennial year for our U.S. National Park Service.

After Council discussion, the following Motion was made:

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

12. **SUBJECT:** PRIORITIZATION OF FISCAL YEAR 2016/2017 COMMUNITY ACTIVITY GRANT APPLICATIONS

RECOMMENDATION: That City Council:

1. Review and consider the Fiscal Year 2016/2017 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. Determine that the Childhood Cancer Foundation of Southern California, Family Service Association of Redlands, and Redlands Bicycle Classic, Inc. should be exempt from the Grant Guideline that requires the organization to be located in Yucaipa if their Community Activity Grant is awarded.

DISCUSSION: Deputy City Manager Shankland presented the Agenda Report.

Virginia Cosby, representing Yucaipa Woman's Club, provided information about Yucaipa Woman's Club and requested financial support in the amount of \$10,280.

Wendy Montgomery, representing Yucaipa BMX and Annette Flores, representing Yucaipa Animal Placement Society (YAPS), requested support for a surveillance grant to

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cover the BMX track and YAPS and a second grant to cover landscaping for the BMX track.

Mary Hutchcroft, representing Yucaipa Elks Lodge #2389, provided information about the Elks National Hoop Shoot Free Throw Program and requested financial support in the amount of \$1,000.

Amy Minjares, representing Yucaipa Valley Chamber of Commerce, thanked the City Council for their support and partnership and requested in-kind support in the amount of \$1,743 for meetings and events.

Jeff Pitcher, representing Yucaipa High School (YHS) Video Production, provided information about the Annual YHS Film Festival and requested in-kind support in the amount of \$800.

Stephanie Avila, representing Childhood Cancer Foundation of Southern California Inc., provided information about the 2017 Spring Egg Hunt and requested in-kind support in the amount of \$465.

Sara Hector, representing Family Service Association of Redlands, provided information about the For the Love of Yucaipa 5K Walk and requested in-kind support in the amount of \$405.

Tina Smith, representing Family Service Association of Redlands, provided information about the Yucaipa Outreach Project and requested financial support in the amount of \$5,000.

Eric Reiser, representing Redlands Bicycle Classic, provided information about the 2017 Yucaipa Circuit Race and requested in-kind support in the amount of \$7,875.

Dalton Rose, Yucaipa, stated that he has been a participant in the Redlands Bicycle Classic Para-cycle Program and is a member of the Dare To Be Project Team.

After Council discussion, the following Motions were made:

ACTION: COUNCILMEMBER RIDDELL, SECOND BY MAYOR PRO TEM BOGH, CARRIED 4-0-1-0 (COUNCILMEMBER AVILA RECUSED HIMSELF DUE TO A POTENTIAL CONFLICT OF INTEREST), TO AWARD IN-KIND SUPPORT TO THE YUCAIPA CHAMBER OF COMMERCE IN THE AMOUNT OF \$1,743.

ACTION: MAYOR PRO TEM BOGH, SECOND BY COUNCILMEMBER AVILA, CARRIED 5-0, TO EXEMPT THE CHILDHOOD CANCER FOUNDATION OF SOUTHERN CALIFORNIA, FAMILY SERVICE

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ASSOCIATION OF REDLANDS, AND REDLANDS BICYCLE CLASSIC FROM THE GRANT GUIDELINES THAT REQUIRE THE ORGANIZATION TO BE LOCATED IN YUCAIPA IF THEIR COMMUNITY ACTIVITY GRANT IS AWARDED AND TO:

AWARD IN-KIND SUPPORT TO CHILDHOOD CANCER FOUNDATION OF SOUTHERN CALIFORNIA IN THE AMOUNT OF \$465.

AWARD IN-KIND SUPPORT TO YUCAIPA VALLEY ART ASSOCIATION IN THE AMOUNT OF \$1,335.

AWARD IN-KIND SUPPORT TO YUCAIPA HIGH SCHOOL VIDEO PRODUCTION IN THE AMOUNT OF \$800.

AWARD IN-KIND SUPPORT TO FAMILY SERVICE ASSOCIATION OF REDLANDS IN THE AMOUNT OF \$405.

AWARD IN-KIND SUPPORT TO GIRL SCOUTS TROOP #1752 IN THE AMOUNT OF \$1,625.

AWARD IN-KIND SUPPORT TO REDLANDS BICYCLE CLASSIC IN THE AMOUNT OF \$7,875 AND TO COORDINATE EFFORTS TO SHARE THE COSTS ASSOCIATED WITH THE YUCAIPA CIRCUIT RACE WITH THE COUNTY OF SAN BERNARDINO.

Following Council discussion, it was Council consensus to direct staff to return to Council with options to connect Yucaipa BMX and YAPS to the City's surveillance system through Phase V of the Citywide Video Surveillance System.

Following Council discussion, it was Council consensus to accomplish the landscaping for the Yucaipa BMX track through Make A Difference Day (MADD) projects in October.

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

AWARD FINANCIAL SUPPORT TO FAMILY SERVICE ASSOCIATION OF REDLANDS IN THE AMOUNT OF \$5,000.

AWARD FINANCIAL SUPPORT TO SMILES FOR SENIORS FOUNDATION IN THE AMOUNT OF \$4,000.

AWARD FINANCIAL SUPPORT TO YUCAIPA ELKS LODGE #2389 IN THE AMOUNT OF \$1,000.

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AWARD FINANCIAL SUPPORT TO YUCAIPA WOMAN'S CLUB IN THE AMOUNT OF \$6,500.

AWARD FINANCIAL SUPPORT TO YUCAIPA FAMILY ASSISTANCE IN THE AMOUNT OF \$1,000.

POSSIBLE ACTION ON PENDING LEGISLATION

None

DEPARTMENT REPORTS

13. **SUBJECT:** ADOPTION OF ORDINANCE NO. 347 AMENDING REQUIREMENTS REGARDING MANURE MANAGEMENT AND CIVIL FINES FOR POULTRY RANCHES CITYWIDE AND CONSIDERATION OF MEMORANDUMS OF UNDERSTANDING (MOU) REGULATING MANURE MANAGEMENT AT "EGGMASTER INC.", "HIDDEN VILLA RANCH", AND "HOOVER RANCH 7"

RECOMMENDATION: That City Council waive further reading and adopt Ordinance No.347, amending requirements regarding manure management and civil fines at poultry ranches citywide.

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

Mayor Hoyt disclosed that she visited two of the poultry ranches and met with Henry Markowicz.

Councilmember Avila disclosed that he visited two of the poultry ranches and met with Henry Markowicz.

Dena Hall, Yucaipa, thanked the City Council for listening and addressing the public's concern seriously and questioned why the City seemed surprised about the role of the City and Vector Control.

Vanessa Register, Yucaipa, questioned who sits on the Vector Control Committee as the "Public" seat and stated that a copy of Ordinance No. 347 should be made available and that Code Enforcement attend the next Vector Control Meeting.

David Buchanan, Yucaipa, requested that the City support the ordinance and MOU's "as is" and that they be strictly enforced and stated that 2 days for manure removal is adequate.

Linda Bedford, Yucaipa, thanked the City Council for taking steps to eliminate the fly problem in the North Bench area, stated her concerns pertaining to transparency and

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recommended that the Vector Control Committee meet at least once a month, and requested that the City Council leave the ordinance with a 2-day manure removal requirement.

Jamie Lewis, Yucaipa, stated that the new MOU needs to have some teeth and questioned who will be inspecting the ranches and how often, how will the public know if fines are being issued, at what point will the ranches be forced to temporarily close due to non-compliance, and who is in charge of the capital improvement program.

Tammy Gonzalez, Yucaipa, stated that the fly issue has created a divide within the community. Ms. Gonzalez stated that she is here for the health of her family and neighbors and for what is right and what needs to be done and supports rezoning.

Ray Gonzalez, Yucaipa, stated that over the last 10 years he has seen the local environment deteriorate to the point that health is a concern and believes that the particulate matter in the air and possibly the water supply, caused by the poultry ranches, needs to be monitored.

Jim Hoover, Yucaipa, owner of Hoover Ranch 7, stated that the 2-day versus 3-day manure removal will not impact the flies, it will only impact cost. Mr. Hoover requested that the City adopt the ordinance or the MOU's but both are not needed.

Henry Markowicz, Yucaipa, owner of Eggmaster Inc. Ranch, stated that the 2-day versus 3-day cleanout will not make a difference in the number of flies and proposes a Monday morning, Thursday morning, and Saturday morning cleanout.

City Manager Casey addressed concerns raised during public comment.

After Council discussion, the following Motion was made:

ACTION: MOTION BY MAYOR HOYT, SECOND BY COUNCILMEMBER DUNCAN, CARRIED 5-0, TO APPROVE MEMORANDUMS OF UNDERSTANDING (MOU) REGULATING MANURE MANAGEMENT AT "EGGMASTER INC.", "HIDDEN VILLA RANCH", AND "HOOVER RANCH 7" AS AMENDED TO REQUIRE A NOT TO EXCEED 72 HOUR DROP TO CLEANOUT MANAGEMENT OF MANURE.

ACTION: MOTION BY COUNCILMEMBER DUNCAN, SECOND BY MAYOR PRO TEM BOGH, CARRIED 5-0, TO RE-INTRODUCE THE FIRST READING OF ORDINANCE NO. 347 INTO RECORD AS AMENDED TO INCLUDE THAT EACH MANURE MANGEMENT PLAN SHALL BE SUBMITTED TO THE COUNTY VECTOR CONTROL NO LATER THAN DECEMBER 1ST OF EACH YEAR FOR REVIEW WITH A COPY SUBMITTED TO THE CITY OF YUCAIPA AND EACH MANURE MANAGEMENT PLAN SHALL BE

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REVIEWED AND APPROVED BY THE COUNTY VECTOR CONTROL NO LATER THAN DECEMBER 31ST OF EACH YEAR; THE FREQUENT CLEANOUT METHOD OF MANURE MANAGEMENT SHALL REMOVE MANURE AT LEAST EVERY 72 HOURS FROM THE TIME THE MANURE WAS PRODUCED; ON-SITE STORAGE OF POULTRY MANURE SHALL NOT EXCEED 72 HOURS FROM THE TIME THE MANURE WAS PRODUCED AND RETURN TO COUNCIL ON JULY 11, 2016 FOR THE SECOND READING OF THE AMENDED ORDINANCE NO. 347.

14. **SUBJECT:** AWARD OF PROFESSIONAL SERVICES AGREEMENT - PROJECT ENGINEERING DESIGN SERVICES FOR THE EXTENSIONS OF 15TH STREET AND CHAPMAN HEIGHTS ROAD AND THE SAND CANYON ROAD IMPROVEMENTS PROJECT

RECOMMENDATION: That City Council:

1. Authorize the Mayor to execute a Professional Services Agreement (Agreement) and authorize the City Manager or his designee to administer the terms of the Agreement with TKE Engineering, Inc. of Riverside, CA. in the not-to-exceed amount of \$119,470 to provide Project Engineering Design Services for Extensions of 15th Street and Chapman Heights Road and the Sand Canyon Road Improvements Project; and
2. Approve a project contingency in the amount of \$12,000 and the amount of \$15,000 for staff time (consulting staff) and administration for a total design cost in the amount of \$146,470 for the project.

DISCUSSION: City Manager Casey presented the Agenda Report.

After Council discussion, the following Motion was made:

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

15. **SUBJECT:** APPROVAL OF FAS STANDARD CONTRACT WITH THE SAN BERNARDINO COUNTY PUBLIC WORKS/TRANSPORTATION DEPARTMENT REGARDING ROAD REPAIRS/IMPROVEMENT ON THE NORTH SIDE OF OAK GLEN ROAD

RECOMMENDATION: That City Council:

1. Approve and authorize the Mayor to execute, and the City Manager, or his designee to administer, the attached FAS Standard Contract with the San

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Bernardino County Public Works/Transportation Department in the amount of \$43,597 for the road repairs/improvement on the north side of Oak Glen Road from 0.81 to 1.39 miles east of Casa Blanca Avenue, for a total net repair of approximately .58 miles; and

2. Approve a reimbursement in the amount of \$43,597 from the City's 2016-2017 Pavement Management Program to the San Bernardino County Public Works/Transportation Department to pay for the project.

DISCUSSION: City Engineer Preciado presented the Agenda Report.

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

16. **SUBJECT: SHERIFF'S CONTRACT AMENDMENT – FY 2016-2017**

RECOMMENDATION: That City Council:

1. Approve and authorize the Mayor to execute an amendment to the Law Enforcement Services Contract between the City of Yucaipa and the San Bernardino County Sheriff's Department, for a total annual service contract in an amount not to exceed \$8,241,777, less the annual personnel credit in the amount of \$198,949, plus the costs of grant funded equipment in the amount of \$14,018, for a total net contract amount of not to exceed \$8,056,846 for fiscal year 2016-2017; and
2. Approve and authorize the Mayor to execute a Letter of Understanding between the City of Yucaipa and the San Bernardino County Sheriff's Department regarding police services for the City of Yucaipa and the contiguous unincorporated service areas.

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 APPROVE STAFF RECOMMENDATION.

17. **SUBJECT: AGREEMENTS WITH YUCAIPA-CALIMESA JOINT UNIFIED SCHOOL DISTRICT AND UNITED STATES POSTAL SERVICE TO UTILIZE POWER FOR ZONE DDD STREET LIGHTS**

RECOMMENDATION: That City Council:

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1. Approve and authorize the City Manager to execute agreements with Yucaipa-Calimesa Joint Unified School District and United States Postal Service to Utilize Power for Zone DDD Street Lights; and
2. Authorize the City Manager or his designee to administer the terms of the agreement; and
3. Approve the acquisition of approximately 0.003 acres (132 square feet) of utility easement located on USPS property, further defined as a portion of APN 0319-092-05 and approximately 0.01 acres (520 square feet) of utility easement located on YCJUSD property, further defined as a portion of APN 0319-093-01, in exchange for LED light conversions of YCJUSD and USPS parking lot lights.

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

ACTION: MOTION BY MAYOR PRO TEM BOGH, 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)

ADJOURN THE SUCCESSOR AGENCY AND CONVENE HOUSING AUTHORITY

Successor Agency adjourned. Housing Authority convened. (Housing Authority proceedings are contained in separate Minutes)

CONVENE JOINT CITY COUNCIL AND SUCCESSOR AGENCY AND HOUSING AUTHORITY

City Council reconvened. Successor Agency reconvened. (Successor Agency proceedings and Housing Authority proceedings are contained in separate Minutes)

18. **SUBJECT:** FISCAL YEAR 2016-2017 BUDGET AND CAPITAL IMPROVEMENT PROGRAM

RECOMMENDATION:

That City Council:

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1. Adopt Resolution No. 2016-16 approving Fiscal Year 2016-2017 Budgets for the City of Yucaipa General Fund, Special Revenue funds, Capital Projects funds, the Internal Service Fund, and the 2016-2017 Capital Improvement Program; and
2. Adopt Resolution No. 2016-17, adjusting the Appropriations Limit for Fiscal Year 2016-2017; and
3. Adopt Resolution No. 2016-18, adopting the Measure I, Five-Year Capital Improvement Program; and
4. Amend the Fund Balance Policy for the General Fund by increasing the portion of the City's General Fund Balance, committed for severe economic emergencies, from 20% to 30% of the annual operating budget.

That the Successor Agency to the Yucaipa Redevelopment Agency:

1. Adopt Resolution No. 2016-19, approving the 2016-2017 Budget for the Successor Agency to the Yucaipa Redevelopment Agency.

That the Yucaipa Housing Authority:

1. Adopt Resolution No. 2016-20, approving the 2016-2017 Budget for the Yucaipa Housing Authority.

DISCUSSION: Assistant City Manager Franklin presented the Agenda Report.

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

ACTION: MOTION BY BOARDMEMBER RIDDELL, SECOND BY BOARDMEMBER AVILA, CARRIED 5-0, TO APPROVE THE SUCCESSOR AGENCY PORTION OF STAFF RECOMMENDATION.

ACTION: MOTION BY COMMISSIONER BOGH, SECOND BY COMMISSIONER HOYT, CARRIED 5-0, TO APPROVE THE HOUSING AUTHORITY PORTION OF STAFF RECOMMENDATION.

ADJOURN THE SUCCESSOR AGENCY AND HOUSING AUTHORITY

Successor Agency and Housing Authority adjourned.

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PUBLIC HEARING

19. **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 2016/17 to include:
 - a. Continue the subsidized commercial recycling program;
 - b. Continue the “Right Stuff” campaign;
 - c. Continue the free mulch program;
 - d. Continue the enforcement efforts pertaining to scavenging;
 - e. Continue the Shred-It event twice per year;
 - f. Continue the education and outreach programs; and
3. Determine the Residential Rate Adjustments, to be implemented July 1, 2016, which will modify the rates by either:
 - a. (Option 1) Implementing a \$0.25 increase on all service levels resulting in a 15-gallon rate increase of \$0.25 (from \$11.70 to \$11.95), 30-gallon rate increase of \$0.25 (from \$16.88 to \$17.13) and a 60-gallon rate increase of \$0.25 (from \$25.13 to \$25.38).
 - b. (Option 2) Implementing all standard increases; however, the rates are remixed to maintain some subsidy to the 15 and 30-gallon rates resulting in a 15-gallon rate increase of \$0.15 (from \$11.70 to \$11.85), 30-gallon rate increase of \$0.25 (from \$16.88 to \$17.13) and a 60-gallon rate increase of \$0.26 (from \$25.13 to \$25.39).
 - c. (Option 3) Implementing all standard increases; however, the rates are remixed to minimize the subsidy to the 15 and 30-gallon rates resulting in a 15-gallon rate increase of \$0.59 (from \$11.70 to \$12.29), 30-gallon rate increase of \$0.50 (from \$16.88 to \$17.38) and a 60-gallon rate increase of \$0.10 (from \$25.13 to \$25.23); and
4. Approve the proposed Commercial Refuse Rate Adjustment with Recycling and Food Waste; and
5. Approve the Construction and Demolition Program threshold for covered projects be increased to 2,000 square feet.

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DISCUSSION: Mayor Hoyt opened the Public Hearing Item No. 19. Deputy City Manager Shankland 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 COUNCILMEMBER RIDDELL, SECOND BY MAYOR PRO TEM BOGH, CARRIED 5-0, TO APPROVE STAFF RECOMMENDATION NUMBERS 1, 2, 3A, 4, AND 5.

ANNOUNCEMENTS

Mayor Hoyt announced the 4th of July Celebration and acknowledged the 50th Anniversary of the Vietnam War recognition.

Councilmember Duncan announced the Yucaipa Performing Arts Center (YPAC) Groundbreaking Ceremony.

Mayor Hoyt announced that she attended the City of Redlands State of the Community event.

City Attorney Snow announced the Closed Session items.

CLOSED SESSION

Conference with Real Property Negotiator [Govt. Code §54956.8] Property: (Portion of) APN Nos. 0303-151-23, 0303-151-36, 0303-181-13, 0303-181-19, 0303-191-01, 0303-191-04 - City Negotiator: Ray Casey, City Manager - Negotiating Parties: San Bernardino County Flood Control District - Under Negotiation: Price and Terms of Payments

Conference with Legal Council

The City Council finds, based on advice from legal counsel, that discussion in open session will prejudice the position of the local agency in litigation.

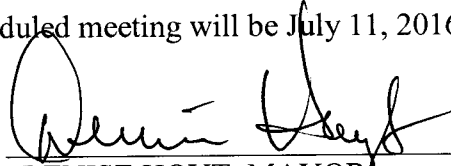
Anticipation of Litigation

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Significant exposure to litigation pursuant to Government Code Section 54956.9(d)(2) – 1 Item - Correspondence has been received by the City regarding City regulations and matters to be under consideration by the City Council.

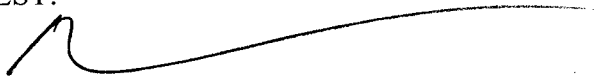
ADJOURNMENT

The meeting adjourned. The next regularly scheduled meeting will be July 11, 2016 at 6:00 PM.



DENISE HOYT, MAYOR

ATTEST:



for JENNIFER SHANKLAND
CITY CLERK