

CITY OF



**City Council  
Successor Agency  
Housing Authority  
Meeting Agenda**

**July 24, 2023**

**5:00 PM – Closed Session**

**6:00 PM – Open Session**

City Council Chambers - Yucaipa City Hall  
34272 Yucaipa Blvd., Yucaipa, California

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**The City Council serves as the Board for the Yucaipa Successor Agency and Commission for the Yucaipa Housing Authority.**

THE CITY OF YUCAIPA COMPLIES WITH THE AMERICANS WITH DISABILITIES ACT OF 1990. IF YOU NEED SPECIAL ASSISTANCE TO PARTICIPATE IN THIS MEETING (PURSUANT TO 28 CFR 35.102.35.104 ADA TITLE II), PLEASE CALL THE CITY CLERK'S DEPARTMENT AT (909) 797-2489 AT LEAST 48-HOURS PRIOR TO THE MEETING.

CEQA STATEMENT: UNLESS STATED OTHERWISE ON THE AGENDA, EVERY ITEM ON THE AGENDA IS EXEMPT FROM CEQA GUIDELINES SECTIONS 15060(c), 15061(b)(3), 15273, 15378, 15301, 15323 AND/OR PUBLIC RESOURCE CODE SECTION 21065.

PURSUANT TO GOVERNMENT CODE SECTION 54957.5, ANY DISCLOSABLE PUBLIC RECORDS RELATED TO AN OPEN SESSION ITEM ON A REGULAR MEETING AGENDA AND DISTRIBUTED BY THE CITY OF YUCAIPA TO ALL OR A MAJORITY OF THE CITY COUNCIL, LESS THAN 72 HOURS PRIOR TO THAT MEETING, ARE AVAILABLE FOR PUBLIC INSPECTION AT YUCAIPA CITY HALL, 34272 YUCAIPA BOULEVARD, YUCAIPA, CA 92399, DURING NORMAL BUSINESS HOURS.

MEMBERS OF THE CITY COUNCIL ALSO SIT AS THE BOARD FOR THE SUCCESSOR AGENCY AND COMMISSION FOR THE HOUSING AUTHORITY. THIS IS THE TIME AND PLACE FOR THE GENERAL PUBLIC TO ADDRESS THE CITY COUNCIL, SUCCESSOR AGENCY AND HOUSING AUTHORITY. PLEASE COMPLETE A SPEAKER'S FORM AND RETURN IT TO THE CITY CLERK PRIOR TO THE BEGINNING OF THE MEETING. THERE IS A THREE-MINUTE TIME LIMIT FOR SPEAKING.

**PUBLIC COMMENT VIA MAIL OR EMAIL must be submitted no later than three (3) business hours prior to the meeting at which the commenter seeks to provide comment.** Public comment may be submitted via U.S. Mail to the City Clerk at 34272 Yucaipa Blvd., Yucaipa, CA 92399 or via email to [publiccomment@yucaipa.org](mailto:publiccomment@yucaipa.org). All mail and email correspondence will be archived, distributed to City Council, and retained as part of the public record; however, submissions will not be read out loud during the meeting. The subject line should specify "Public Comment" and include the date of the meeting.

**WRITTEN PUBLIC COMMENT SUBMITTED ON NON-AGENDA ITEMS AND ON SPECIFIC AGENDA ITEMS** will be made available to the public pursuant to the City of Yucaipa policy regarding the distribution of written public comments at City Council and Commission meetings, which may be accessed on the City's website at <https://yucaipa.org/agendas-minutes/>. Individuals should be aware that comments provided, including personal information, may be disclosable pursuant to the California Public Records Act.

**LIVE STREAM/RECORDING OF CITY COUNCIL MEETINGS:**

Members of the public may watch city council meetings live at: <https://yucaipa.org/live>.

**CLOSED SESSION – 5:00 PM**

- A. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION – (Paragraph (1) of subdivision (d) of Section 54956.9) Yucaipa Preservation Society v. City of Yucaipa, et al. San Bernardino Superior Court Case No. CIVSB2308052
  
- B. CONFERENCE WITH LEGAL COUNSEL - CONFERENCE WITH REAL PROPERTY NEGOTIATORS  
Property: APN 032110101  
Agency negotiator: City Manager  
Negotiating parties: Mike Kooyman  
Under negotiation: Price and Terms of Payment

**OPEN SESSION – 6:00 PM**

**CALL TO ORDER**

**PLEDGE OF ALLEGIANCE**

**ROLL CALL**

**CHANGES TO THE AGENDA**

**CLOSED SESSION REPORT**

**PUBLIC COMMENT**

**CONSENT AGENDA**

The following Consent Agenda items are expected to be routine and non-controversial. Council will act upon them, at one time, without discussion. Any Councilmember or staff member may request removal of an item from the Consent Agenda for discussion.

The title is deemed to be read and further reading waived on any ordinance listed on the Consent Agenda for second reading and adoption.

Members of the City Council also sit as the Board for the Successor Agency and Commission for the Housing Authority and may act on the consent calendar for those bodies as part of a single motion with the City Council consent calendar.

1. **SUBJECT:** APPROVE COUNCIL MINUTES OF JUNE 26, 2023, AND JULY 10, 2023  
**RECOMMENDATION:** That the City Council approve City Council Minutes of June 26, 2023, and July 10, 2023.
2. **SUBJECT:** SECOND READING OF ORDINANCE NO. 401  
**RECOMMENDATION:** That the City Council approve the second reading of Ordinance No. 401, an Ordinance of the City Council of the City of Yucaipa, California, Amending Development Code Section 87.0725 (Sign Registration) of Division 7 (Sign Regulations) of the Yucaipa Development Code Related to Sign Registration
3. **SUBJECT:** SECOND READING OF ORDINANCE NO. 426  
**RECOMMENDATION:** That the City Council approve the second reading of Ordinance No. 426, an Ordinance of the City Council of the City of Yucaipa, California, Amending the Yucaipa Municipal Code Regarding Accessory Uses to be in Compliance with State Law Updates and to Streamline the Review of Attached Parking and Architectural Additions for Accessory Dwelling Units and Finding the Amendments Exempt from the California Environmental Quality Act.
4. **SUBJECT:** SECOND READING OF ORDINANCE NO. 427  
**RECOMMENDATION:** That the City Council approve the second reading of Ordinance No. 427, an Ordinance of the City Council of the City of Yucaipa, California, Amending the Official Land Use Plan and Zoning Ordinance of the City of Yucaipa.
5. **SUBJECT:** SECOND READING OF ORDINANCE NO. 428  
**RECOMMENDATION:** That the City Council approve the second reading of Ordinance No. 428, Amending the Official Land Use Plan and Zoning Ordinance of the City of Yucaipa.
6. **SUBJECT:** EXTENDING THE EXISTENCE OF A LOCAL EMERGENCY DUE TO THE 2022 SEPTEMBER STORM EVENT  
**RECOMMENDATION:** That the City Council review the need to continue the local emergency, thereby recognizing the continued existence of perilous conditions as a result of the 2022 September Storm Event, and direct staff as deemed appropriate.
7. **SUBJECT:** MONTHLY TREASURER'S REPORT: JUNE 2023  
**RECOMMENDATION:** That the City Council receive and file the Monthly Treasurer's Report for June 2023.
8. **SUBJECT:** BUDGET AMENDMENT FOR BUILDING & SAFETY PROFESSIONAL SERVICES  
**RECOMMENDATION:** That the City Council:
  1. Increasing the revenue budget in the General Fund Building and Safety Division for building and safety fee revenue by \$1,353,846; and

2. Increasing the expenditure budget in the General Fund Building and Safety Division for professional services by \$880,000; and
3. Increasing the revenue budget in the Fire Fund for building and safety fee revenue by \$138,462; and
4. Increasing the expenditure budget in the Fire Fund for professional services by \$90,000.

9. **SUBJECT:** FIRST EXTENSION AND AMENDMENT TO THE PROFESSIONAL SERVICES AGREEMENT WITH PROPS AV

**RECOMMENDATION:** That the City Council award and authorize the City Manager or his designee to administer the terms of the First Extension and Second Amendment to the Professional Services Agreement for FY24 with Props AV in the not to exceed amount of \$400,000 to provide production services at the Yucaipa Performing Arts Center for rental clients and City events, and at various City special events.

10. **SUBJECT:** FACILITY LEASE AGREEMENT – YUCAIPA SENIOR NUTRITION SITE

**RECOMMENDATION:** That the City Council approve and authorize the City Manager to renew a Facility Lease Agreement with Family Service Association for the Yucaipa Senior Nutrition Site.

11. **SUBJECT:** AWARD OF CONTRACTS – ON-CALL PROFESSIONAL ENGINEERING AND LAND SURVEY SERVICES

**RECOMMENDATION:** That the City Council:

1. Award and authorize the City Manager to execute a contract and the City Manager or his designee to administer the terms of the contract with B&R Consulting Engineers, Inc. of Yucaipa, California in the not-to-exceed amount of \$75,000 for On-Call Professional Engineering and Land Survey Services for FY24; and
2. Award and authorize the City Manager to execute a contract and the City Manager or his designee to administer the terms of the contract with RMD Surveying of Rancho Cucamonga, California in the not-to-exceed amount of \$50,000 for On-Call Professional Engineering and Land Survey Services for FY24; and
3. Award and authorize the City Manager to execute a contract and the City Manager or his designee to administer the terms of the contract with Hernandez, Kroone, & Associates of San Bernardino, California in the not-to-exceed amount of \$50,000 for On-Call Professional Engineering and Land Survey Services for FY24.

12. **SUBJECT:** A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF YUCAIPA, CALIFORNIA, REPLACING AND CONSOLIDATING RESOLUTION NO'S. 2011-52, 2011-90, 2012-02, 2012-58, 2013-50, 2016-44, 2017-48, 2019-04, 2019-34, 2020-10, 2020-17, 2020-56, 2020-67, 2021-52 AND 2022-43, ESTABLISHING ADMINISTRATIVE RULES FOR THE IMPLEMENTATION OF THE YUCAIPA MOBILEHOME RENT STABILIZATION ORDINANCE

**RECOMMENDATION:** That the City Council adopt Resolution No. 2023-36, replacing and consolidating Resolution No's. 2011-52, 2011-90, 2012-02, 2012-58, 2013-50, 2016-44, 2017-48, 2019-04, 2019-34, 2020-10, 2020-17, 2020-56, 2020-67, 2021-52 and 2022-43, establishing Administrative Rules for the implementation of the Yucaipa Mobilehome Rent Stabilization Ordinance.

13. **SUBJECT:** ACCEPTANCE OF CONTRACT WORK – 2020/2021 & 2021/2022 MICRO-SURFACING PROGRAM – PROJECT NO. 11154, 2021/2022 STREET PATCHING PROGRAM – PROJECT NO. 11155 AND 2021/2022 CRACK SEALING PROGRAM – PROJECT NO. 11156

**RECOMMENDATION:** That the City Council:

1. Accept the contract work completed by All American Asphalt in the amount of \$282,045.10 for the 2020/2021 & 2021/2022 Micro-Surfacing Program – Project No. 11154; and
2. Authorize the recordation of the Notice of Completion for the 2020/2021 & 2021/2022 Micro-Surfacing Program – Project No. 11154; and
3. Accept the contract work completed by Vance Corporation in the amount \$191,207.70 for the 2021/2022 Street Patching Program – Project No. 11155; and
4. Authorize the recordation of the Notice of Completion for the 2021/2022 Street Patching Program – Project No. 11155; and
5. Accept the contract work completed by American Asphalt South in the amount of \$86,517.90 for the 2021/2022 Crack Sealing Program – Project No. 11156; and
6. Authorize the recordation of the Notice of Completion for the 2021/2022 Crack Sealing Program – Project No. 11156; and
7. Authorize an amendment to the FY23 Budget of \$580,108.11 to reauthorize FY21 and FY22 PMP activity.

14. **SUBJECT:** SPECIAL EVENT PERMIT APPLICATION – PUMPKIN PATCH LLC

**RECOMMENDATION:** That the City Council approve the Special Event Permit Application, submitted by the Pumpkin Patch LLC, to hold a family live music concert on Sunday, August 13, 2023, at the Live Oak Pumpkin Patch and Tree Farm, located at 32335 Live Oak Canyon Road.

## **MAYOR AND COUNCIL MEMBER BUSINESS (REPORTS)**

### **DEPARTMENT REPORT**

15. **SUBJECT:** LEVY OF SPECIAL TAXES WITHIN COMMUNITY FACILITIES DISTRICT NO. 98-1 OF THE CITY OF YUCAIPA (CHAPMAN HEIGHTS) FOR FISCAL YEAR 2023/2024

**RECOMMENDATION:** That the City Council adopt Resolution No. 2023-37 authorizing the levy of special taxes within Community Facilities District No. 98-1 of the City of Yucaipa (Chapman Heights) for Fiscal Year 2023/2024.

16. **SUBJECT:** 4<sup>TH</sup> OF JULY CELEBRATION & FIREWORKS SPECTACULAR WRAP-UP REPORT

**RECOMMENDATION:** That the City Council receive and file the wrap-up report for the July 4, 2023, Celebration & Fireworks Spectacular.

17. **SUBJECT:** SPECIAL EVENT PERMIT APPLICATION – FARMERS MARKET

**RECOMMENDATION:** That the City Council:

1. Approve a Special Event Permit Application submitted by Countyline Community/ Countyline Farmers Market to conduct a Farmers Market on Thursday evenings and Saturdays from August 2023 to August 2024; and
2. Approve the Applicant's request for the City to co-sponsor the Farmers Market; and
3. Approve a Beer and Wine Garden at the Farmers Market.

18. **SUBJECT:** INTRODUCTION AND FIRST READING OF ORDINANCE NO. 425, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF YUCAIPA, CALIFORNIA, ADDING CHAPTER 5.32 TO THE YUCAIPA MUNICIPAL CODE REGARDING HOTELS AND MOTELS

**RECOMMENDATION:** That the City Council approve the introduction and first reading of Ordinance No. 425, an Ordinance of the City Council of the City of Yucaipa, California, Adding Chapter 5.32 to the Yucaipa Municipal Code Regarding Hotels and Motels.

### **ANNOUNCEMENTS**

### **ADJOURNMENT**

**AFFIDAVIT OF POSTING**

State of California                    }  
County of San Bernardino            } ss.  
City of Yucaipa                        }

I, Ana V. Sauseda, City Clerk of the City of Yucaipa, California, do hereby declare that the foregoing agenda was posted on 07/20/2023, at least seventy-two (72) hours prior to the meeting per Government Code 54954.2, at the following locations:

Yucaipa City Hall, 34272 Yucaipa Boulevard, Yucaipa, California  
City of Yucaipa website [www.yucaipa.org](http://www.yucaipa.org)

Ana V. Sauseda, CMC  
City Clerk