

CITY OF



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

June 27, 2022 – 6:00 PM

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

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.

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.

IF YOU WISH TO ADDRESS THE COUNCIL DURING THE MEETING, 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. 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 AUDIO STREAM/RECORDING OF CITY COUNCIL MEETINGS. Members of the public may listen to city council meetings live at: <https://yucaipa.org/live>.

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

SPECIAL PRESENTATION

Acrisure Arena

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.

- P. 12 **1. SUBJECT: APPROVE COUNCIL MINUTES OF JUNE 13, 2022**
- RECOMMENDATION:** That City Council approve City Council Minutes of June 13, 2022.
- P. 18 **2. SUBJECT: EXTENDING THE EXISTENCE OF A LOCAL EMERGENCY DUE TO THE COVID-19 PANDEMIC IMPACT ON THE EMERGENCY MEDICAL SERVICES SYSTEM**
- RECOMMENDATION:** That City Council review the need to continue the local emergency, thereby recognizing the continued existence of perilous conditions as a result of the COVID-19 Pandemic impact on the Emergency Medical Services system.
- P. 20 **3. SUBJECT: FISCAL YEAR 2021/22 COMMUNITY ACTIVITY GRANT ACCOUNTABILITY REPORTS**
- RECOMMENDATION:** That City Council receive the Community Activity Grant Accountability Reports and deem the program requirements complete for Yucaipa Valley Chamber of Commerce – Various Events and National Charity League – Monthly Meetings.
- P. 30 **4. SUBJECT: AWARD OF CONTRACT – 2ND STEET & 3RD STREET AT AVENUE E ROUNABOUTS ELECTRICAL/LIGHTING & HARDSCAPE – PROJECT NO. 11165**
- RECOMMENDATION:** That City Council:

1. Award and authorize the Mayor to execute a contract in the amount of \$208,948 with Three Peaks Corporation of Calimesa, California for the 2nd Street & 3rd Street at Avenue E Roundabouts Electrical/Lighting & Hardscape – Project No. 11165; and
2. Authorize a contract contingency in the amount of \$21,000 and the amount of \$11,000 for contract administration, materials testing, inspection, and permitting for a total construction budget of \$240,948 for the project; and
3. Authorize the City Manager, or his designee, to administer the terms of the contract; and
4. Approve the Plans and Specifications prepared for this project.

P. 36 **5. SUBJECT: SECOND EXTENSION AND CONTRACT AMENDMENT WITH ECONOLITE SYSTEMS FOR TRAFFIC SIGNAL MAINTENANCE AND REPAIR SERVICES**

RECOMMENDATION: That City Council:

1. Award and authorize the Mayor to execute and authorize the City Manager or his designee to administer the terms of a contract extension for Fiscal Year 2022/2023 with Econolite Systems in the amount of \$102,888.19 for traffic signal maintenance and repair services; and
2. Authorize a contract contingency in the amount of \$10,000 for required traffic signal repair work completed by Econolite Systems as outlined in the City’s Traffic Signal Maintenance Program – Project No. 11073 project specifications.

P. 44 **6. SUBJECT: THIRD EXTENSION AND CONTRACT AMENDMENT WITH EXCEL LANDSCAPE, INC. FOR MONTHLY LANDSCAPE MAINTENANCE SERVICES FOR THE CITY’S LANDSCAPE AND LIGHTING MAINTENANCE DISTRICT (LLMD)**

RECOMMENDATION: That City Council:

1. Award and authorize the Mayor to execute and authorize the City Manager or his designee to administer the terms of a contract extension for the Fiscal Year 2022/2023 with Excel Landscape, Inc. in the not-to-exceed amount of \$264,299.33 for monthly landscape maintenance services for the City’s Landscape and Lighting Maintenance District; and
2. Authorize a contract contingency in the amount of \$26,000 for any required repair work completed by Excel Landscape, Inc. as outlined in the City’s Landscape and Lighting Maintenance District Project- Project No. 11101 project specifications for an overall program budget of \$290,299.33.

P. 49 7. **SUBJECT:** THIRD EXTENSION AND CONTRACT AMENDMENT WITH ANIMAL PEST MANAGEMENT, INC. FOR THE GOPHER AND RODENT CONTROL PROGRAM

RECOMMENDATION: That City Council award and authorize the Mayor to execute the Third Extension and Amendment to the contract between Animal Pest Management, Inc. and the City of Yucaipa and authorize the City Manager or his designee to administer the terms of the contract with Animal Pest Management Services, Inc. in the not-to-exceed amount of \$55,712.77 for the Gopher and Rodent Control Program – Project No. 11104 for Fiscal Year 2022/2023.

P. 54 8. **SUBJECT:** REJECT BIDS – 2021-2022 STREET PATCHING PROGRAM - PROJECT NO. 11155

RECOMMENDATION: That City Council:

1. Reject all bids for the 2021-2022 Street Patching Program - Project No. 11155; and
2. Direct staff to rebid the project and conduct additional project outreach for construction bids/proposals.

P. 56 9. **SUBJECT:** EMPLOYEE COMPENSATION

RECOMMENDATION: That City Council:

1. Adopt Resolution No. 2022-36, amending Resolution No. 2022-14, and adopting the Salary, Benefit and Classification Plan for the General Unit employees to include:
 - a. An increase in the salary schedule for all affected positions, effective with the first full pay period in July 2022, by an amount equal to three and one-half percent (3.5%); and
2. Adopt Resolution No. 2022-37, amending Resolution No. 2022-05, and adopting the Management, Supervisory and Confidential Salary, Benefit and Classification Plan, to include:
 - a. An increase in the salary schedule for all affected positions, effective with the first full pay period in July 2022, by an amount equal to three and one-half percent (3.5%);

P. 62 10. **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. 2022-26, a Resolution providing Notice of Intention setting the time and place for a Public Hearing on July 11, 2022, 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.

P. 87 11. **SUBJECT:** LEVY OF SPECIAL TAXES WITHIN COMMUNITY FACILITIES DISTRICT NO. 98-1 OF THE CITY OF YUCAIPA (CHAPMAN HEIGHTS) FOR FISCAL YEAR 2022/2023

RECOMMENDATION: That City Council adopt Resolution No. 2022-31 authorizing the levy of special taxes within Community Facilities District No. 98-1 of the City of Yucaipa (Chapman Heights) for Fiscal Year 2022/2023.

P. 95 12. **SUBJECT:** SPECIAL TAX FOR YUCAIPA PARAMEDIC PROGRAM

RECOMMENDATION: That City Council adopt Resolution Number 2022-35, fixing the Special Tax for Fiscal Year 2022-2023 for the Yucaipa Paramedic Program at the following rates:

Residential Dwelling Unit	\$52
Small Commercial Unit	\$78
Large Commercial Unit (> 10,000 sq. ft.)	\$156
Residential Care Facility	\$78 plus \$3 per bed over 26

P. 99 13. **SUBJECT:** DISBURSEMENT REQUEST – HISTORICAL GROUP TRUST FUND

RECOMMENDATION: That City Council allocate the amount of \$18,580 to the Yucaipa Valley Historical Society from the Historical Group Trust Fund.

MAYOR AND COUNCILMEMBER BUSINESS (REPORTS)

P. 106 14. **SUBJECT:** ASSEMBLY BILL 2840 (REYES) – QUALIFYING LOGISTICS USE PROJECTS

RECOMMENDATION: That City Council review and approve a letter of opposition for Assembly Bill 2840 (Reyes), the Qualifying Logistics Use Projects bill would prohibit the County of Riverside, the County of San Bernardino, and any of the cities within those counties from approving the development or expansion of any qualifying logistics use.

P. 120 15. **SUBJECT:** ASSEMBLY BILL 2237 (FRIEDMAN) – TRANSPORTATION PLANNING

RECOMMENDATION: That City Council review and approve a letter of opposition for Assembly Bill 2237 (Friedman), which will require projects and programs included in the Regional Transportation Improvement Program (RTIP) to be consistent with the Regional Transportation Plan/Sustainable Communities Strategy (RTP/SCS) as well as State and Federal air quality standards.

P. 129 16. **SUBJECT:** ASSEMBLY BILL 2438 (FRIEDMAN) – STATE TRANSPORTATION FUNDING ALIGNMENT WITH GREENHOUSE GAS REDUCTION GOALS

RECOMMENDATION: That City Council review and approve a letter of opposition for Assembly Bill 2438 (Friedman), the State Transportation Funding Alignment with

Greenhouse Gas Reduction Goals, which would require all transportation projects funded at the local or state level to align with the California Transportation Plan (CTP) and the Climate Action Plan for Transportation Infrastructure adopted by the California State Transportation Agency.

P. 148 **17.** **SUBJECT:** REVIEW AND CONSIDER FISCAL YEAR 2022/2023 COMMUNITY ACTIVITY GRANT APPLICATIONS

RECOMMENDATION: That City Council:

1. Review and consider the Fiscal year 2022/2023 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 should be exempt from the Grant Guideline that requires the organization to be located in Yucaipa if their Community Activity Grant is awarded.

POSSIBLE ACTION ON PENDING LEGISLATION

DEPARTMENT REPORTS

P. 312 **18.** **SUBJECT:** COUNTY OF SAN BERNARDINO - AMERICAN RESCUE PLAN ACT - CORONAVIRUS STATE AND LOCAL FISCAL RECOVERY FUND CONTRACT AGREEMENT

RECOMMENDATION: That City Council review, approve, and authorize the Mayor to execute a contract with the County of San Bernardino, in the not-to-exceed amount of \$880,000 for the construction of the Upper Wildwood Creek Basin Project

P. 376 **19.** **SUBJECT:** STRATEGIC ARPA FUNDING PLAN / ESSENTIAL WORKER STIPEND

RECOMMENDATION: That the City Council confirm/approve the following ARPA allocations:

1. Confirm \$706,856 toward Government Services, including Police, Fire and other ARPA eligible services, in FY 22; and
2. Approve an Essential Worker Stipend in the amount of \$440,200, as authorized and funded by the American Rescue Plan Act (ARPA) of 2021, within Fiscal Year 2021-2022 (FY 22); and
3. Confirm \$2,062,421 to fully fund the FY 23 Budget related to Government Services, including Police, Fire and other ARPA eligible services.

P. 383 **20.** **SUBJECT:** MEASURE I AWARD – OMNITRANS FY23 AND FY24 CONTINUED PROJECT FUNDING

RECOMMENDATION: That City Council:

1. Approve and authorize the City Manager to execute and administer the terms of a funding agreement with Omnitrans in the amount of \$360,246 for Measure I funds; and
2. Authorize an increase in the Fiscal Year 2022/2023 Senior Services expense budget in the not-to-exceed amount of \$236,198.

P. 397 **21.** **SUBJECT:** FREEWAY CORRIDOR SPECIFIC PLAN EIR COST SHARE

RECOMMENDATION: That City Council review and approve the Fair Share/Reimbursement Agreement between the City and the individual property owners/developers of the properties within the Freeway Corridor Specific Plan area as part of the requirement for them to pay for their fair share of the cost of the professional services to prepare the Subsequent Environmental Impact Report.

ADJOURN CITY COUNCIL AND CONVENE SUCCESSOR AGENCY

P. 403 **SA 1.** **SUBJECT:** APPROVE SUCCESSOR AGENCY MINUTES OF JUNE 1, 2022

RECOMMENDATION: That the Successor Agency approve Successor Agency Minutes of June 1, 2022

ADJOURN SUCCESSOR AGENCY AND CONVENE HOUSING AUTHORITY

P. 406 **HA 1.** **SUBJECT:** APPROVE HOUSING AUTHORITY MINUTES OF JUNE 1, 2022

RECOMMENDATION: That the Housing Authority approve Housing Authority Minutes of June 1, 2022

CONVENE JOINT CITY COUNCIL, SUCCESSOR AGENCY AND HOUSING AUTHORITY

P. 409 **22.** **SUBJECT:** FIRST AMENDMENT TO THE AMENDED AND RESTATED CITY ATTORNEY, SUCCESSOR AGENCY GENERAL COUNSEL, AND HOUSING AUTHORITY GENERAL COUNSEL LEGAL SERVICES AGREEMENT

RECOMMENDATION: That City Council approve and authorize the Mayor to execute the First Amendment to the Amended and Restated City Attorney, Successor Agency General Counsel, and Housing Authority General Counsel Legal Services Agreement between the City of Yucaipa and Richards, Watson & Gershon.

That the Successor Agency to the Yucaipa Redevelopment Agency approve and authorize the chairperson to execute the First Amendment to the Amended and Restated City Attorney, Successor Agency General Counsel, and Housing Authority General Counsel Legal Services Agreement.

That the Yucaipa Housing Authority approve and authorize the chairperson to execute the First Amendment to the Amended and Restated City Attorney, Successor Agency General Counsel, and Housing Authority General Counsel Legal Services Agreement

P. 415 **23.** **SUBJECT:** FISCAL YEAR 2022/2023 ANNUAL BUDGET, CAPITAL IMPROVEMENT PROGRAM, AND OTHER RELATED ACTIONS

RECOMMENDATION: That City Council:

1. Adopt Resolution No. 2022-33, approving Fiscal Year 2021/2022 Budgets for the City of Yucaipa General Fund, Special Revenue Funds, Capital Projects funds, the Internal Service Fund, and the 2021/2022 Capital Improvement Program; and
2. Adopt Resolution No. 2022-34, setting the Appropriations Limit for Fiscal Year 2022/2023; and
3. Adopt Resolution No. 2022-32, adopting the Measure I Five-Year Capital Improvement Program; and
4. Adopt Resolution No. 2022-17, approving a list of projects for Fiscal Year 2022/2023 funded by SB1; and
5. Provide direction to city staff to update the Final Budget Document to incorporate the budget amounts of any specified approved Service Level Options (SLOs); and
6. Authorize a conversion of the FY 22-23 Budget (in substance) from the current accounting system, Eden, to the new accounting system, Munis, when implemented; and
7. Authorize multi-year budgets for various approved grant, CIP and any other multi-year projects; and
8. Approve and authorize the City Manager to execute an amendment to the Agreement for Professional Services with MV Cheng & Associates (Firm) to extend the contract by an additional amount not to exceed \$145,000 for proposed contact expenditures in FY 22-23 and authorize a budget transfer between salary and professional services for the proposed expenditures related to the contract extension in FY 22-23; and

That the Successor Agency to the Yucaipa Redevelopment Agency:

1. Adopt Resolution No. 2022-38, approving the Fiscal Year 2022/2023 Budget for the Successor Agency to the Yucaipa Redevelopment Agency; and

That the Yucaipa Housing Authority:

1. Adopt Resolution No. 2022-39, approving the Fiscal Year 2022/2023 Budget for the Yucaipa Housing Authority.

ADJOURN THE SUCCESSOR AGENCY AND HOUSING AUTHORITY

PUBLIC HEARINGS

The order of Business for the Public Hearing Shall Be:

- A. Open Public Hearing
- B. Staff Presentation
- C. Applicant/Representative Presentation (if necessary)
- D. Public Comments
- E. Applicant Rebuttal (if necessary)
- F. Public Hearing Closed
- G. Council Discussion
- H. Council Motion and Vote

SPEAKERS ARE ENCOURAGED TO BE BRIEF AND REMAIN WITHIN THE ESTABLISHED TIMEFRAME OF THREE (3) MINUTES. ONCE THE PUBLIC HEARING HAS BEEN CLOSED, NO FURTHER TESTIMONY WILL BE TAKEN.

- P. 433 **24.** **SUBJECT:** FORWARDING CERTIFIED SOLID WASTE LIEN LIST TO THE COUNTY OF SAN BERNARDINO FOR ADDITION TO THE PROPERTY TAX ROLLS

RECOMMENDATION: That City Council conduct a Public Hearing and subsequently adopt resolution No. 2022-28 forwarding amounts remaining unpaid on the Certified Solid Waste Lien List to the County of San Bernardino for addition to the 2022-2023 Property tax Rolls as a Special Assessment.

- P. 439 **25.** **SUBJECT:** ELECTRONIC MESSAGING CENTERS (GPA/DCA/CUP/DA)

A GENERAL PLAN AMENDMENT TO MODIFY POLICY CDL-4.6, OUTDOOR SIGNAGE OF THE GENERAL PLAN TO PERMIT UP TO THREE OUTDOOR OFFSITE ADVERTISING BILLBOARDS, AND A DEVELOPMENT CODE AMENDMENT (ORDINANCE NO. 393) TO AMEND CHAPTER 7 (SIGN REGULATIONS) OF DIVISION 7 (GENERAL DESIGN STANDARDS) OF THE DEVELOPMENT CODE TO AMEND REGULATIONS PERTAINING TO ELECTRONIC MESSAGING CENTER BILLBOARDS

GENERAL OUTDOOR ADVERTISING (21-096/CUP/DA): CONDITIONAL USE PERMIT AND DEVELOPMENT AGREEMENT (ORDINANCE NO. 408) TO PERMIT AN ELECTRONIC MESSAGING CENTER BILLBOARD ON AN EXISTING COMMERCIAL PROPERTY LOCATED AT 13500 CALIMESA BOULEVARD. APN: 0318-212-19

LEONARD AND COMPANY (21-104/CUP/DA): A CONDITIONAL USE PERMIT AND DEVELOPMENT AGREEMENT (ORDINANCE NO. 409) TO PERMIT AN ELECTRONIC MESSAGING CENTER BILLBOARD THAT WILL REPLACE AN EXISTING STATIC BILLBOARD LOCATED ON AN EXISTING COMMERCIAL PROPERTY AT 31103 OUTER HIGHWAY, APN: 0300-101-19

GENERAL OUTDOOR ADVERTISING (21-154/CUP/DA): A CONDITIONAL USE PERMIT AND DEVELOPMENT AGREEMENT (ORDINANCE NO. 410) TO PERMIT AN ELECTRONIC MESSAGING CENTER BILLBOARD THAT WILL REPLACE AN EXISTING STATIC BILLBOARD ON AN EXISTING COMMERCIAL PROPERTY LOCATED AT 31547 OUTER HIGHWAY 10, APN: 0300-161-13

RECOMMENDATION: That City Council conduct a public hearing and review the Planning Commission's recommendation to:

1. Adopt Resolution No. 2021-21, approving the General Plan Amendment to Policy CDL-4.6; and
2. Approve first reading, by the title only, as read by staff, of Ordinance No. 396, amending Ordinance No. 343, amending the Official Land Use Plan and Zoning Ordinance as adopted by the City of Yucaipa; and
3. Approve the Conditional Use Permit (21-096), subject to the Conditions of Approval as contained in the Agenda Report, and the Development Agreement (Ordinance No 408), and
4. Approve the Conditional Use Permit (21-104), subject to the Conditions of Approval as contained in the Agenda Report, and the Development Agreement (Ordinance No 409), and
5. Approve the Conditional Use Permit (21-154), subject to the Conditions of Approval as contained in the Agenda Report, and the Development Agreement (Ordinance No 410), and
6. Adopt the Findings as contained in this Agenda Report; and
7. Adopt the Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program, finding the mitigation measures and standard measures and procedures will reduce the potential level of environmental impact to less than significant; and
8. Direct staff to file a Notice of Determination; and,
9. Review, and if it is considered acceptable, approve the architectural design for the proposed Projects.

The City Council may approve all items listed or otherwise modify the proposed Ordinance and/or take separate actions for each individual application.

P. 794 **26.** **SUBJECT:** COMMUNITY SERVICES DEPARTMENT USER FEES

RECOMMENDATION: That City Council conduct a Public Hearing and subsequently approve Resolution No. 2022-23, rescinding Resolution No. 2020-07, and adopting an update to the Community Services User Fee Schedule and amending fees and charges for

services rendered in relation to Community Services, and making related determinations pursuant to the California Environment Quality Act.

P. 804 **27.** **SUBJECT:** CASE NO. 22-063/GPA: CITY OF YUCAIPA GENERAL PLAN HOUSING ELEMENT UPDATE

RECOMMENDATION: That City Council move to continue the Public Hearing for Case No. 22-063/GPA to the City Council meeting of July 11, 2022

ANNOUNCEMENTS

CLOSED SESSION

Conference with Legal Counsel – Anticipated Litigation [Gov’t Code §54956.9(d)(2)] - 1 item – Liability Claim No. 2022-03, a minor child

ADJOURNMENT

		AFFIDAVIT OF POSTING
State of California	}	
County of San Bernardino	} ss.	
City of Yucaipa	}	
<p>I, Tammy Vaughan, Deputy City Clerk of the City of Yucaipa, hereby declare under penalty of perjury that the Notice and Agenda of a Regular City Council Meeting as called by the City Council of the City of Yucaipa was provided and posted on 06/23/2022. Said meeting to be held at 6 pm, 06/27/2022 at Yucaipa City Hall, 34272 Yucaipa Boulevard, Yucaipa, California. Said notice was posted on the Bulletin Board at the entrance to City Hall.</p>		
		Tammy Vaughan, Deputy City Clerk



Remove By: 06/28/2022