



City Council Meeting Agenda

November 8, 2021 – 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.

ANY PUBLIC WRITINGS DISTRIBUTED BY THE CITY TO AT LEAST A MAJORITY OF THE COUNCILMEMBERS REGARDING ANY ITEM ON THIS REGULAR MEETING AGENDA WILL BE MADE AVAILABLE AT THE PUBLIC RECEPTION COUNTER AT CITY HALL, LOCATED AT 34272 YUCAIPA BOULEVARD, 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

APPROVAL OF AGENDA

That City Council approve the Agenda and taking the Public Hearing Agenda Item No. 1 at 6:03 PM.

PUBLIC HEARING

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.7 1. **SUBJECT:** 6:03 P.M. TIME CERTAIN - PUBLIC HEARING NO. 2: PUBLIC HEARING TO RECEIVE INPUT FROM THE COMMUNITY REGARDING THE REDRAWING OF ELECTION DISTRICT BOUNDARIES

RECOMMENDATION: That City Council conduct the second Redistricting Public Hearing and:

1. Receive a report from the City's Consultant, National Demographics Corporation, (NDC) on the redistricting process and permissible criteria to be considered to redraw district boundaries; and
2. Discuss "neighborhoods" and "communities of interest"; and
3. Receive public input on district boundaries.

EMPLOYEE INTRODUCTION

PUBLIC COMMENT

CONSENT AGENDA

(ITEM NOS. 2 THROUGH 5)

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. 10 **2.** **SUBJECT:** APPROVE COUNCIL MINUTES OF SEPTEMBER 25, 2021

RECOMMENDATION: That City Council approve City Council Minutes of September 25, 2021.

P. 15 **3.** **SUBJECT:** EXTENSION OF CONTRACT – CITY’S PARKS, MEDIANS, AND DETENTION BASIN MAINTENANCE PROGRAM - PROJECT NO. 11129

RECOMMENDATION: That City Council award and authorize the Mayor to execute and the City Manager or his designee to administer the terms of the contract extension with Excel Landscape, Inc. of Corona, CA in the annual amount of \$374,179.81 for the City’s Parks, Medians, and Detention Basin Maintenance Program – Project No. 11129 for an additional two (2) years ending on June 30, 2023.

P. 18 **4.** **SUBJECT:** REVISED FINANCIAL PARTICIPATION AGREEMENT FOR THE CONSTRUCTION OF THE WILSON III BASIN PROJECT WITH SAN BERNARDINO VALLEY MUNICIPAL WATER DISTRICT

RECOMMENDATION: That City Council:

1. Approve and authorize the City Manager to execute a revised Financial Participation Agreement (Agreement) with the San Bernardino Valley Municipal Water District (Valley District) and the City of Yucaipa for the construction of the Phase 1 groundwater recharge elements associated with Wilson III Basin Project; and
2. Authorize the City Manager or his designee to administer the terms of the Agreement; and
3. Amend the FY2021/2022 Capital Improvement Program by adding the amount of \$30,000 in Valley District funding to the Wilson III Basin Project.

P. 47 **5.** **SUBJECT:** RIGHT-OF-WAY ACQUISITION, AVENUE E INTERSECTIONS IMPROVEMENT PROJECT, PHASE II, PROJECT NO. 10788

RECOMMENDATION: That City Council:

1. Approve a Purchase and Sale Agreement with June Del Campo, (APN 0319-371-10) for the acquisition of a 13,000 square foot property (full property acquisition) for right of way purposes and the construction of the Avenue E Intersections Improvement Project for an amount not to exceed \$410,000; and
2. Approve a Purchase and Sale Agreement with Roberto and Leticia Gomez, (APN 0318-179-39) for the acquisition of a 239 square foot permanent easement for right

of way purposes and the construction of the Avenue E Intersections Improvement Project for an amount not to exceed \$25,110; and

3. Approve an expenditure up to the amount of \$6,000 for closing costs associated with the proposed purchase and sale agreement, the amount of \$4,600 for coordination/staff time, and up to \$27,500 for Relocation Expenses, for a total cost in the amount of \$473,210 for the acquisition of the permanent right-of-way; and
4. Authorize the City Manager, or his designee, to execute the necessary documents to complete the acquisition process.

- P. 119 **6. SUBJECT: YUCAIPA SUSTAINABLE GROUNDWATER MANAGEMENT AGENCY (YUCAIPA-SGMA)**

RECOMMENDATION: That the City Council review and approve co-sponsorship of the Yucaipa-SGMA Community Engagement Meeting scheduled on Tuesday, November 16, 2021, at the Yucaipa Performing Arts Center (YPAC).

MAYOR AND COUNCILMEMBER BUSINESS (REPORTS)

POSSIBLE ACTION ON PENDING LEGISLATION

DEPARTMENT REPORTS

- P. 121 **7. SUBJECT: UPDATE ON THE PETITION FOR THE DISESTABLISHMENT OF THE UPTOWN PROPERTY AND BUSINESS IMPROVEMENT DISTRICTS**

RECOMMENDATION: That City Council receive an update on the Petition for Disestablishment of the Uptown Property and Business Improvement District and direct staff accordingly

- P. 125 **8. SUBJECT: EXTENDING THE EXISTENCE OF A LOCAL EMERGENCY DUE TO THE COVID-19 PANDEMIC AND THE EL DORADO FIRE**

RECOMMENDATION: That City Council review the need to continue the local emergencies, thereby recognizing the continued existence of perilous conditions as a result of the COVID-19 pandemic and the El Dorado Fire, and direct staff as deemed appropriate.

- P. 129 **9. SUBJECT: AWARD OF CONTRACT – ENGINEERING DESIGN AND ASSOCIATED SERVICES FOR THE SERRANO LAKE PROJECT (WILSON III BASIN)**

RECOMMENDATION: That City Council:

1. Award and authorize the Mayor to execute a contract with CWE of Fullerton CA, in the not-to-exceed amount of \$319,996 for Engineering Design and Associated Services for the Serrano Lake Project (Wilson III Basin); and
2. Approve a contract contingency amount of \$32,000 and the amount of \$16,000 for staff time, contract administration and project coordination for a total engineering design cost in the amount of \$367,996 for the project; and

3. Authorize the City Manager or his designee to administer the terms of the contract.

P. 205 **10.** **SUBJECT:** HUSBANDS TRUST – CONROY DEVELOPMENT (CONROY DBA): A DENSITY BONUS AGREEMENT FOR (CASE NO. 20-049/GPA/DBA/CUP) TO PERMIT A 32-UNIT SENIOR HOUSING RESIDENTIAL PROJECT ON A VACANT PARCEL LOCATED BEHIND 34380 YUCAIPA BLVD; APN: 0303-133-04

RECOMMENDATION: That the City Council approve the attached Density Bonus Agreement (DBA) for the Conroy Senior Housing Project which will set forth the reporting requirements and covenants that are necessary to ensure that the target senior units associated with Case No. 20-049/GPA/DBA/CUP remain available as intended by the original density bonus request that was associated with the approved entitlement.

P. 228 **11.** **SUBJECT:** FISCAL YEAR 2021-22 FIRST QUARTER GENERAL FUND BUDGET REPORT

RECOMMENDATION: That City Council:

1. Review the Fiscal Year 2021-22 First Quarter General Fund Budget Report, and amend the Fiscal Year (FY) 2021-22 Annual Budget with revisions per Attachment 1.
2. Regarding the implementation of the Munis system with Tyler Technologies, Inc.:
 - a. Find that the public interest will not be best served by a formal proposal process, waive the formal solicitation of proposals/qualifications, and award and authorize the City Manager to execute an amendment to the existing Professional Services Agreement with Go Live Technology Inc., in the amount of \$201,200 for Project Management services for Phases IB, II and III of the Munis ERP implementation; and
 - b. Authorize the City Manager to execute an amendment to the existing contract with Tyler Technologies, Inc. in the amount of \$42,796 for the procurement of the additional modules within the Munis system: Capital Assets module and ACFR Statement Builder.
3. Amend the FY2021/2022 Budget and Capital Improvement Program Budget by:
 - a. Reallocating the amounts of \$200,000 in General Fund monies from the Wilson III Basin Project to the New City Yard Project and \$330,000 in Drainage Facility Fee funds to the Dunlap Boulevard Bridge Removal/Replacement Project; and
 - b. Reallocating the amounts of \$330,000 in General Fund monies from the Dunlap Boulevard Bridge Removal/Replacement Project to the New City Yard Project; and
 - c. Reallocating the amount of \$240,000 in General Fund monies from the FY2021/2022 Pavement Management Program funds available from the savings associated with the contract for the 2020/2021 & 2021/2022 Street Rehabilitation Program- Project No. 11152 to the New City Yard Project; and

- d. Allocating the amount of \$100,000 from the General Fund Unassigned Fund balance to the Flag Hill Veterans Memorial Park Improvement Project; and
- e. Allocating the amounts of \$230,000 in Pass-thru Redevelopment Agency funds and \$370,000 from the General Fund Unassigned Fund balance to the Five Winds/El Dorado Ranch Park Project; and
- f. Allocating and authorizing the use of \$25,160 in funding from the net proceeds of the sale of the City owned property located at the northwest corner of Yucaipa Boulevard and 13th Street (APN 299-321-84) for the 13th Street Sports Complex Project and high school baseball field parking lot to complete the design and construction documents for the parking lot landscape/irrigation and lighting systems; and
- g. Allocating the amount of \$115,000 from the FY 2021-22 Pass-thru Redevelopment Agency funds to the 13th Street Sports Complex and high school baseball field parking lot projects for the installation of landscaping and irrigation.

ANNOUNCEMENTS

ADJOURNMENT