

**MINUTES  
CITY COUNCIL AND REDEVELOPMENT AGENCY  
REGULAR MEETING  
MARCH 22, 2011 - 6:00 p.m.**

**CALL TO ORDER**

The regular meeting of the City Council and Redevelopment Agency of the City of Highland was called to order at 6:02 p.m. by Mayor McCallon at the Donahue Council Chambers, 27215 Base Line, Highland, California.

The invocation was given by Reverend Jason Barker of Immanuel Baptist Church and the Pledge of Allegiance was led by Councilman Racadio.

**ROLL CALL**

Present: Lilburn, McCallon, Racadio, Timmer  
Absent: Scott

**REPORT FROM CLOSED SESSION**

Took no reportable action at the end of closed session and will continue the closed session item until after the regular meeting has been adjourned.

**CONFERENCE WITH REAL PROPERTY NEGOTIATOR**

Pursuant to Government Code Section 54956.8 regarding the following properties:

Property: APN 1201-331-01 and APN 1201-341-0809  
Negotiating parties: Joseph Hughes, City of Highland  
San Bernardino County Flood Control District  
Mission Development  
Company Pacific Development Company

**SPECIAL PRESENTATIONS**

Mr. Paul Pfeifer, American Legion Post 421, presented Assistant Public Works Director Dennis Barton, Building Official Dale Everman, and Administrative Assistant III Elena Rodrigues with a certification of appreciation for their work to the community of Highland.

Mayor McCallon presented Spencer Saks and Linda Miers with a Proclamation proclaiming April 2011 as the DMV Donate Life California Month.

Mayor McCallon presented Lieutenant Robert Bonnet with a proclamation proclaiming the City of Highland's appreciation of his work and dedication to the community of Highland.

Mayor McCallon presented NeMiah Jemison with a Community Spirit Award in recognition of his service to the community of Highland.

Mayor McCallon presented Harvest Christian Fellowship with a Community Spirit Award in recognition of their service to the community of Highland.

## COMMUNITY INPUT

None

## CITY COUNCIL/REDEVELOPMENT AGENCY CONSENT CALENDAR

City Clerk Hughes stated there is a clarification on Item #2; the amounts were inadvertently left out. The numbers were listed in the staff report but were left off the cover sheets of the agenda.

**A MOTION** was made by Mayor Pro Tem Lilburn, seconded by Councilman Timmer, to approve the consent calendar as submitted with the exception of Item #5 being pulled for further discussion. Motion carried, 4-0, with Mayor Pro Tem Lilburn abstaining from Item #2 and with Councilwoman Scott being absent.

1. Waive the Reading of All Ordinances  
Waived the reading of all Ordinances in their entirety and read by title only.
2. Warrant Register  
Approved Warrant Register No. 519 for March 22, 2011, in the amount of \$1,064,866.26 and Payroll of \$ 78,398.71.
3. Treasurer's Report for February  
Received and filed the Treasurer's Report for February 2010.
4. Declaration of Two (2) Vacant Seats on the Planning Commission
  1. Declared two (2) seats vacant on the Planning Commission; and
  2. Directed the City Clerk to advertise the vacancies on the Commission.

## ITEMS PULLED FROM THE CONSENT CALENDAR

5. Bid Award – Bid No. 2011-01 "Pavement Rehabilitation of Boulder Avenue and Highland Avenue" (Project No. ola09003)

Councilman Racadio stated he wanted to congratulate the staff from City of Highland and City of San Bernardino for working together on this project. A lot of times you do not see cooperation like this. He had a question regarding the construction of the curb lane on the northbound Boulder.

City Engineer Wong stated that is the northbound lane closest to the curb in front of the Albertson's Center. The pavement by the bus stop needs some work and we will be doing some repairs and also re-stripe that lane to make it an exclusive right turn lane that would turn into the shopping center.

**A MOTION** was made by Councilman Racadio, seconded by Councilman Timmer, to award the contract for Bid No. 2011-01 "Pavement Rehabilitation of Boulder Avenue and Highland Avenue" to Matich Corporation. Motion carried, 4-0, with Councilwoman Scott being absent.

## **CITY COUNCIL/REDEVELOPMENT AGENCY PUBLIC HEARING**

No Public Hearing

## **CITY COUNCIL/REDEVELOPMENT AGENCY LEGISLATIVE**

6. Review the Need for Continuing the Local Emergency Pursuant to Highland Municipal Code 2.44.060(A)(2)

**A MOTION** was made by Mayor Pro Tem Lilburn, seconded by Councilman Racadio, to receive and file the report. Motion carried, 4-0, with Councilwoman Scott being absent.

7. Proposed Community Development Block Grant City/County Cooperation Agreement for Fiscal Years 2012-13, 2013-14, and 2014-15

Community Development Director Jaquess gave a brief review of the staff report.

Mayor McCallon stated we have talked in the past about potentially doing this on our own, especially now that the County is putting some restrictions on how we can distribute some of the monies but he does agree with the recommendation of the Finance Subcommittee due to the uncertainty of the funds which may cut CDBG considerably. This probably makes more sense to stay with the County.

Mayor Pro Tem Lilburn stated she will abstain from this item due to a conflict of interest as the Senior Center is a CDBG recipient and left the dais.

Councilman Racadio stated he had previously thought we had to do this on our own. The Finance Subcommittee discussed this and spoke with staff, and Mayor McCallon mentioned the uncertainty of the funding; he agrees with the committee's recommendation.

**A MOTION** was made by Councilman Timmer, seconded by Councilman Racadio, to approve the Joint Applicant Cooperation Agreement and Delegate Agency Agreement and authorize the Mayor and City Clerk to sign the agreement, and to adopt Resolution No. 2011-014 a Joint Resolution authorizing a request to the United States Department of Housing and Urban Development (HUD) for Metropolitan City/Urban County Joint Recipient Status. Motion carried, 3-0, with Mayor Pro Tem Lilburn abstaining due to a conflict of interest as the Senior Center is a CDBG recipient, and with Councilwoman Scott being absent.

COUNTY OF SAN BERNARDINO  
AND  
CITY OF HIGHLAND  
COUNTY RESOLUTION NO. \_\_\_\_\_  
CITY OF HIGHLAND RESOLUTION NO. 2011-014

8. 2011/2012 Work Program

City Manager Hughes gave a brief review of the staff report. This year there are 41 work items proposed. Of the 41 work items, 23 were considered urgent or high priority items by the Council that was given specific time frames to complete. Those are listed in the staff report. The City Council had 2 public study sessions regarding the work program.

Councilman Timmer stated both of the items that had a received a P+, it is his understanding that unless there is something changing we probably will not get to those. Second one on the list is basically enforcing the false alarm ordinance. The staff report talks about how this will save time and make things more efficient. He would think Council would want to look at things to make staff more efficient to do those things. The other item is the dog licensing canvassing program. This has been neutral revenue for the past couple of years. From the number of complaints he receives regarding the dog issues, he would hate to go backwards because of a small discrepancy of a vote.

Community Development Director Jaquess stated the dog program has been very effective. We had been coasting along with doing canvassing and our license revenue was probably \$20,000 to \$30,000 at the most. By us doing canvassing, it has bumped it up to about \$80,000 a year for the first year and \$70,000 for the second year. Their proposal now is kind of a maintenance mode from the County and it would not necessarily be as intensive of an effort but a lesser portion of the City by doing it incrementally over a longer period of time.

City Manger Hughes stated we also need to point out with the revenues going up, the cost to bring in those revenues also went up. The program essentially paid for itself. Now, staff is trying to emphasize at the work program session is at some point most of the dogs will be caught and the costs will be more than the revenues. Are we at that point yet? Maybe not, but we will not know until we do it another year to find out if we have met that crossover point.

City Manager Hughes stated based on what happened last year, it covered two years. He would think we have a pretty good shot at one more year of it being revenue neutral. He certainly would not look at doing this program for two years but maybe just one.

**A MOTION** was made by Councilman Racadio, seconded by Councilman Timmer, to adopt the 2011/2012 Work Program as amended regarding the Dog License Canvassing Program which is to be conducted in the 3rd quarter of 2011. Motion carried, 4-0, with Councilwoman Scott being absent.

9. Payment to Edison for Greenspot Road Infrastructure Improvement Project Utility Undergrounding Work

City Engineer Wong gave a brief review of the staff report. There is one error on the second page of the staff report which is the layout plan of the project. He had inadvertently attached an out of date version of this plan. When you look at the middle part of the page, where it shows the north/south line; it states 1878 linear feet removed, it should say 66kv to be removed, but when it says 33kv and 12kv, instead of saying to be removed, it should say to remain.

City Manager Hughes stated he would like to point out, the agreement between Edison and the City, while Council is directing the City Engineer to put together the agreement, it will be reviewed and approved by the City Attorney.

**A MOTION** was made by Councilman Timmer, seconded by Mayor Pro Tem Lilburn, to authorize payment to Southern California Edison for construction of undergrounding of overhead power lines associated with the Greenspot Road Infrastructure Improvement Project in the amount of \$3,119,403.23, and to appoint the Public Works Director/City Engineer as an agent of the City to conduct negotiations, execute documents, including entering into an agreement and approving payment requests, etc., associated with the utility underground work. Motion carried, 4-0, with Councilwoman Scott being absent.

10. Use of Redevelopment Funds to Pay for Undergrounding Existing Utilities on the Southwest Corner of Base Line and Central Avenue

Community Development Director Jaquess gave a brief review of the staff report.

Mr. Bernie Mayer, Sitetech Engineering, stated Mr. Young Shin who is proposing to build the new Dairy Queen Restaurant, wanted to express his sincere thanks for the Council considering his request. He and Mr. Shin would also like to express their thanks to the City for the hard work that has been done and how cooperative the City has been to try and facilitate Mr. Shin being able to build his restaurant. They had recently brought back this project to the Planning Commission for some minor changes to the design.

**A MOTION** was made by Agency Member Timmer, seconded by Agency Member Racadio, to authorize use of redevelopment funds to pay Southern California Edison for undergrounding of existing utilities on property located at the southwest corner of Base Line and Central Avenue in the amount of \$34,462 as follows:

1. Approve the transfer of \$34,462 from 083-8030-4186 to 086-8060-9983. This transfers the \$34,462 from the RDA Debt Service Fund to the RDA Capital Projects fund;
2. The undergrounding of the pole and related lines serving the adjacent Alta Dena Dairy operation will be funded by redevelopment funds from Account No. 086-8060-6540 (RDA Capital Projects-Underground Utilities) in the amount of \$17,231; and
3. Approve an agreement between the Redevelopment Agency and the City of Highland that addresses how the undergrounding of those poles and lines that serve the traffic signal at Base Line and Central Avenue will be funded through an advance from 086-8060-6540 to the Edison Rule 20A Underground Utilities Account in the amount of \$17,231. Motion carried, 4-0, with Agency Member Scott being absent.

11. SANBAG Transportation Planning Grant – Foothill Boulevard/5th Street Bus Rapid Transit Corridor

Community Development Director Jaquess gave a brief review of the staff report.

**A MOTION** was made by Mayor Pro Tem Lilburn, seconded by Councilman Racadio, to support participation by the City of Highland in grant application and authorize the Mayor to sign a letter of support to SANBAG. Motion carried, 4-0, with Councilwoman Scott being absent.

12. Indian Gaming Local Community Benefit Committee Grant Application

City Engineer Wong gave a brief review of the staff report.

Mayor McCallon stated the only way a project will be approved is if the Tribe sponsors it. He knows City of San Bernardino will want to grant these monies for police because they need it. The only way our grant application is going to be approved is if the Indian Tribe sponsors it. They have been supportive of the interchange and have wanted to participate in it as long as the other agencies were participating.

Councilman Racadio stated from what we are being told, Victoria Avenue is the only project that will work.

Mayor McCallon stated in his opinion, yes.

Councilman Racadio stated he would like to see the grant used for other places. He thinks this is poor policy to use this for operational purposes but there must be something else.

**A MOTION** was made by Mayor Pro Tem Lilburn, seconded by Councilman Timmer, to adopt Resolution No. 2011-015 authorizing the Public Works Director/City Engineer to submit applications for Indian Gaming Local Community Benefit Committee Grant. Motion carried, 3-1, with Councilman Racadio dissenting and with Councilwoman Scott being absent.

RESOLUTION NO. 2011-015  
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HIGHLAND,  
CALIFORNIA, AUTHORIZING THE PUBLIC/WORKS DIRECTOR/CITY  
ENGINEER TO APPLY FOR GRANT FUNDS FROM THE INDIAN GAMING  
LOCAL COMMUNITY BENEFIT COMMITTEE

13. Update on SANBAG, SCAG, Omnitrans, Work Program and Regional/Legislative Issues/Development Issues/Subcommittees/AB 1234 Updates

None

14. San Bernardino International Airport Authority and IVDA

Councilman Racadio stated there is an agreement lease with re-rubber where they will take the old commission officer's building and they will crush rubber to make rubber asphalt for playgrounds and tracks. This will be done entirely indoors and there will not be any type of smell associated.

**ANNOUNCEMENTS**

March 26, 2011  
April 5-8, 2011

Citrus Harvest Festival  
Public Safety Appreciation Week

**CLOSED SESSION**

At 7:17 p.m., the City Council and Redevelopment Agency convened into closed session regarding the following:

**CONFERENCE WITH REAL PROPERTY NEGOTIATOR**

Pursuant to Government Code Section 54956.8 regarding the following properties:

Property: APN 1201-331-01 and APN 1201-341-0809  
Negotiating parties: Joseph Hughes, City of Highland  
San Bernardino County Flood Control District  
Mission Development  
Company Pacific Development Company

At 7:34 p.m., the City Council and Redevelopment Agency adjourned closed session making no announcements.

**ADJOURN**

There being no further business, Mayor McCallon adjourned the meeting at 7:36 p.m.

Submitted By:

Approved By:

---

Betty Hughes, MMC  
City Clerk

---

Larry McCallon  
Mayor