

**MINUTES
CITY COUNCIL AND REDEVELOPMENT AGENCY
REGULAR MEETING
NOVEMBER 8, 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 6:04 p.m. by Mayor McCallon at the Donahue Council Chambers, 27215 Base Line, Highland, California.

The invocation was given by Kodie Sibbett of the Church of Jesus Christ of Latter Day Saints and the Pledge of Allegiance was led by Councilwoman Scott.

ROLL CALL

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

REPORT FROM CLOSED SESSION

No Reportable Action

SPECIAL PRESENTATIONS

Mayor McCallon presented Mr. Gerard Reminiskey with a Proclamation expressing thanks for his dedicated service to the City of Highland while serving on the Community Trails Committee.

Mayor McCallon presented John Jaquess with a Five-Year Employee Service award recognizing his dedicated service to the City of Highland.

COMMUNITY INPUT

Ms. Regina Romero stated she wanted to express her thanks to the Senior Home Repair Program as they were able to clear up the septic tank situation and they were allowed to move back into the home. The water is on as well as the gas. She could not turn on the electricity as Edison is requiring her to pay a demand request of \$1,200 and she does not have the money to pay this. She is offering to pay the amount in payments with the first payment beginning in December.

Community Development Director Jaquess stated staff has been in contact with Ms. Romero. Her issue is she would like to turn on all utilities now before the full payment is received.

Mayor McCallon stated staff will make contact with her shortly regarding her request.

CITY COUNCIL/REDEVELOPMENT AGENCY CONSENT CALENDAR

A MOTION was made by Councilman Racadio, seconded by Mayor Pro Tem Lilburn, to approve the Consent Calendar as submitted. Motion carried, 4-0, with Councilman Timmer being absent.

1. Waive the Reading of All Ordinances
Waived the reading of all Ordinances in their entirety and read by title only.
2. Minutes – October 25, 2011 City Council Regular Meeting
Approved the Minutes as submitted.
3. Minutes – October 25, 2011 RDA Regular Meeting
Approved the Minutes as submitted.
4. Warrant Register
Approved Warrant Register No. 530 for November 8, 2011, in the amount of \$377,993.14 and Payroll of \$80,043.51.
5. Treasurer's Report for September
Received and filed the Treasurer's Report for September 2011.
6. Easement Acceptance/9th Street Sidewalk Improvements (Project No. SWK08002)
 1. Accepted the Grant of Easement for Road and Drainage purposes from Osvaldo Diaz De La Cruz and Maura Orozco Tapia; and
 2. Directed the City Clerk to record the Grant of Easement.
7. Amendment to Professional Services Contract with HDR Engineering, Inc., for Additional Environmental Services Relative to Street and Storm Drain Improvements on 3rd Street/5th Street/Victoria Avenue/Central Avenue/Palm Avenue
Approved the Amendment to Professional Services Contract with HDR Engineering, Inc., for additional environmental services in the amount of \$44,500.

CITY COUNCIL/REDEVELOPMENT AGENCY PUBLIC HEARING

8. Base Line Town Center (Benefit Zone B-54) Annexation into Landscape Maintenance District

Mayor McCallon opened the public hearing.

Administrative Analyst Morgan stated this is an item that had been brought to the City Council on September 27. We had received the ballots, we had opened the ballots, and staff discovered there were two ballots that had some irregularities. It was discovered that two ballots by the same property owner had voted not in alignment with their conditions of approval for their expansion project. Staff contacted the property owners and the property owner wished to resubmit their ballots and those ballots have been received. With those two ballots received there does not appear to be a majority protest. The City Clerk does have the actual calculations and staff would welcome any questions at this time.

Mayor McCallon called for any speakers in favor or in opposition of this item. Hearing none, the public hearing is now closed.

Councilwoman Scott stated when the ballots were counted and then it appeared there was an irregularity, she was told at the time that one of the sites because they are doing some additional work, they were conditioned already to do these things. Why in the world would they, if they are going to be conditioned to do them, why would they want to join the Landscape Maintenance District that will be paid and paid and paid every year.

Mayor McCallon stated he thinks they were conditioned to join the Landscape District. They weren't conditioned to do the work.

Councilwoman Scott stated so they didn't need that one to begin with. All they needed was; there were nine parcels.

City Attorney Steele stated it did need that property. They still needed to vote. They were conditioned to consent to the vote and they incorrectly filled out their ballots. They are in the district and they had to vote.

Councilwoman Scott inquired how they voted on the ballot.

City Attorney Steele responded they voted no on the ballot.

Councilwoman Scott stated they voted no on the ballot but they were conditioned to do it and then they voted no on the ballot. It sounds like strong arming to her.

Community Development Director Jaquess stated it was just the people who did the marking of the ballot weren't the people who were aware of the condition and it was brought to their attention. At that time they stated they understood and fixed it.

Councilman Racadio stated he remembers when we did the Albertson's Center and they were conditioned to join the district to fix up the median. It's a positive thing for them.

Councilwoman Scott stated it's the principle of the thing.

A MOTION was made by Councilman Racadio, seconded by Mayor Pro Tem Lilburn, to approve Resolution No. 2011-052 making the determinations and confirming the diagram and assessment for 2012-13 Fiscal Year for the City of Highland Consolidated Landscape and Lighting District 96-1. Motion carried, 3-1, with Councilwoman Scott dissenting and with Councilman Timmer being absent.

RESOLUTION NO. 2011-052
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HIGHLAND,
CALIFORNIA, MAKING DETERMINATIONS AND CONFIRMING THE
DIAGRAM AND ASSESSMENT FOR 2012-13 FISCAL YEAR FOR THE
CITY OF HIGHLAND CONSOLIDATED LANDSCAPE AND
LIGHTING DISTRICT NO. 96-1

CITY COUNCIL/REDEVELOPMENT AGENCY LEGISLATIVE

9. Proposed City of Highland Community Development Block Grant (CDBG) Applications for Fiscal Year 2012-2013 to be Submitted to the San Bernardino County for Determination of Eligibility

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

Mayor Pro Tem Lilburn left the dais due to a conflict of interest as the Senior Center has previously received CDBG funds.

Councilwoman Scott stated she has a request that on the Neighborhood Revitalization projects, Council be given a report of the last three years of locations. Council can drive to the locations and see if they are being maintained.

A MOTION was made by Councilwoman Scott, seconded by Councilman Racadio, to:

1. Approve the City's Proposal for Neighborhood Revitalization that supports thirty percent (30%) of the salary and benefits of the Economic Development Specialist position in the amount of \$33,064 and supports seventy-five percent (75%) of the salary and benefits for a full-time Code Compliance Officer and forty percent (40%) of the salary and benefits of a full-time Clerk in the amount of \$90,933; a total request of \$123,997;

2. Approve the City's Proposal for Pavement Rehabilitation on Vine Street between Tippecanoe Avenue and Fairfax Lane, Vine Street between Base Line and 13th Street, and 13th Street east of Sterling Avenue in the amount of \$208,120; and
 3. Authorize the City Manager to sign and submit the applications to the San Bernardino County Economic Development Agency for consideration. Motion carried, 3-0, with Mayor Pro Tem Lilburn abstaining and with Councilman Timmer being absent.
10. Second Reading of Ordinance No. 364 adding Chapter 12.07 Related to Parking, Standing or Stopping of Vehicles, Including, Without Limitation, Mobile Billboard Advertising Displays, on Streets and Highway in the City of Highland Municipal Code

A MOTION was made by Councilwoman Scott, seconded by Councilman Racadio, to conduct a second reading of Ordinance No. 364 to add Chapter 12.07 to Title 12 of the Highland Municipal Code. Motion carried, 4-0, with Councilman Timmer being absent.

City Clerk Hughes introduced Ordinance No. 364:

ORDINANCE NO. 364
AN ORDINANCE OF THE CITY OF HIGHLAND, CALIFORNIA, RELATING
TO PARKING, STANDING OR STOPPING OF VEHICLES, INCLUDING
MOBILE BILLBOARD ADVERTISING DISPLAYS, ON STREETS,
HIGHWAYS, ALLEYS AND OTHER PUBLIC AREAS IN THE CITY

which title was read.

11. Extension of Tow Agreement Contracts

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

A MOTION was made by Councilman Racadio, seconded by Councilwoman Scott, to approve a two-year contract extension to December 31, 2013, for tow contracts with Pepe's Towing, Inc., Armada Transport, Inc., A&G Towing, Wilson Towing, and L&L Towing. Motion carried, 4-0, with Councilman Timmer being absent.

12. Highland Area Chamber of Commerce Military Banner Program

Assistant Public Works Director Barton gave a brief review of the staff report.

A MOTION was made by Councilwoman Scott, seconded by Councilman Racadio, to approve the Military Banner Program as presented. Motion carried, 4-0, with Councilman Timmer being absent.

13. Resolution No. 2011-053 Adopting Countywide Vision

City Clerk Hughes gave a brief review of the staff report.

Mayor McCallon stated it is important for all cities to embrace the vision put forth by the County of San Bernardino and SANBAG. There are nine elements to the vision.

A MOTION was made by Councilman Racadio, seconded by Mayor Pro Tem Lilburn, to adopt Resolution No. 2011-053 to support the Adoption of the Countywide Vision as set forth by the County of San Bernardino and SANBAG. Motion carried, 3-1, with Councilwoman Scott dissenting and with Councilman Timmer being absent.

RESOLUTION NO. 2011-053

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HIGHLAND,
CALIFORNIA, ADOPTING A COUNTYWIDE VISION FOR OUR FUTURE

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

Mayor McCallon stated SCAG had several meetings dealing with the Regional Transportation plan and the sustainable community strategy. The Policy Committees all recommended to the Regional Council that the draft RTP as written be released for public comment.

15. San Bernardino International Airport Authority and IVDA

None

ANNOUNCEMENTS

Mayor Pro Tem Lilburn stated she would like to thank staff for the great job done on the Volunteer Dinner.

Councilman Racadio stated he would also like to thank staff and the volunteers; the Volunteer Dinner was a wonderful event. He would also like to congratulate Mayor McCallon as he was recently awarded the James Thalman Public Service Award.

Mayor McCallon stated the Volunteer Dinner was well done and staff is to be commended.

November 22, 2011
December 20, 2011

City Council Meeting – Dark
City Council Meeting – Dark

CLOSED SESSION

None

ADJOURN

There being no further business, Mayor McCallon adjourned the meeting at 6:41 p.m.

Submitted By:

Approved By:

Betty Hughes, MMC
City Clerk

Larry McCallon
Mayor