

**MINUTES
CITY COUNCIL REGULAR MEETING
MAY 8, 2012 - 6:00 p.m.**

CALL TO ORDER

The regular meeting of the City Council of the City of Highland was called to order at 6:00 p.m. by Mayor McCallon at the Donahue Council Chambers, 27215 Base Line, Highland, California.

The invocation was given by Tracy Johnson of Immanuel Baptist Church and the Pledge of Allegiance was led by Councilman Timmer.

ROLL CALL

Present: Lilburn, McCallon, Racadio, Scott, Timmer
Absent: None

REPORT FROM CLOSED SESSION

No Reportable Action

SPECIAL PRESENTATIONS

None

PUBLIC COMMENT

Mr. Tom Coy stated he has been having a problem with crime in his neighborhood. He would like to inquire if the City could install a gate across the road to prevent people from parking in his neighborhood. Only the homeowners would have access to opening the gate.

Mayor McCallon stated a Homeowners Association would have to be formed and the City would have to be in agreement to make those streets private.

City Manager Hughes directed staff to make contact with Mr. Coy.

Mr. Kenny Nguyen stated he also resides in the same neighborhood with Mr. Coy and he has noticed crime rising and he would also like to install a gate for which only homeowners would have access to.

Mayor Pro Tem Lilburn suggested forming a Neighborhood Watch Program to assist in crime prevention.

Mr. Abe Gomez stated there is a Neighborhood Watch Program at Cunningham Park. The neighbors feel there is not enough patrol cars patrolling the neighborhood, it could be citizens on patrol or sworn officers. The neighborhood is being vigilant and is looking out for one another, however, the crime continues. The Neighborhood Watch is asking for police back up and to patrol the neighborhood.

CITY COUNCIL CONSENT CALENDAR

A MOTION was made by Councilwoman Scott, seconded by Mayor Pro Tem Lilburn, to approve the consent calendar as submitted. Motion carried on a roll call vote, 5-0.

1. Waive the Reading of All Ordinances
Waived the reading of all Ordinances in their entirety and read by title only.
2. Minutes – April 24, 2012 City Council Special Meeting
Approved the Minutes as submitted.
3. Minutes – April 24, 2012 City Council Regular Meeting
Approved the Minutes as submitted.
4. Claim Consideration – Jaime Delgado
Rejected claim.
5. Warrant Register
Approved Warrant Register No. 541 for May 8, 2012, in the amount of \$1,056,644.35 and Payroll of \$76,660.64.
6. Bid Award – Bid No. 2012-01 “Autumn Chase Temporary Slope Protection Removal” (Project No. sdr12001)
Awarded the contract for Bid No. 2012-01 “Autumn Chase Temporary Slope Protection Removal” to the responsive low bidder, Scorpion Backhoe, Inc., for the amount of \$25,785.00.
7. Notice of Completion – Bid No. 2011-10, “Elder Gulch and East Highlands Village Storm Repairs” (Project No. sdr11011)
 1. Accepted Bid No. 2011-10, “Elder Gulch and East Highlands Village Storm Repairs” as complete;
 2. Authorized the Mayor to sign the Notice of Completion;
 3. Directed the City Clerk to file the Notice of Completion.
8. Declaration of One (1) Vacant Seat on the Building Code Appeals Board (BCAB)
 1. Declared one (1) seat vacant on the Building Code Appeals Board; and
 2. Directed the City Clerk to advertise the vacancy on the Board.

CITY COUNCIL PUBLIC HEARING

No Public Hearing

CITY COUNCIL LEGISLATIVE

9. Contract with San Bernardino County for Animal Control Services for FY 2012-13

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

Councilman Timmer inquired if there are preliminary numbers available regarding the canvassing program.

Community Development Director Jaquess stated we are about three weeks into the program and we have had a few licenses coming through but not quite as many as last year.

City Manager Hughes stated eventually it will get to a crossing point to where it is not cost effective to do the canvassing because we are not bringing in the licensing revenue.

Councilwoman Scott stated she asked for a copy of the contract because she wanted to read from the beginning and the amendments and so forth. She really thinks Council needs to go over this contract again and make it clear. On page 3 of 9, in the beginning, this was the original contract and it states the special supplies such as stationery, notices, forms which have to be issued by the City and be supplied by the City. Is this cost also included in the \$396,547 contract or is this the contract strictly for the County?

Community Development Director Jaquess stated the contract amount of \$396,547 is just for County cost. There are some costs the City incurs such as forms. The amount is just for manpower and services from the County.

Councilwoman Scott stated she knows the officers who are canvassing have paperwork in triplicate, is this something the City is paying for?

Community Development Director Jaquess stated last year the revisions were amended to allow the County to actually issue County citations while they were in the field so we are actually using their forms.

Councilwoman Scott stated 4 of 9, B2 states the impounding of animals and the second sentence reads should the City or its Agent order or cause any animal to be sheltered for more than 10 days, the City will be charged daily for the impound fee. She is concerned because she was thinking of the animals which were being taken care of during the 2010 flood. Should we have something in the event of a city-wide emergency?

City Manager Hughes stated he does not think it would be reasonable to ask the County to pay for sheltering of the animals coming from the City. He feels it is a reasonable cost. You are asking the County to pay for something the County is not responsible for.

Councilwoman Scott stated also on page 4 of 9, B7, the original contract which was quite a bit less, \$218,000, it included 2,700 hours and then it was reduced to 2,500 hours. It also states to provide a night mechanism to answer telephones from 1700 to 800 hours Sunday through Saturday. Is this number available? On page 5 of 9, E, the schedule, Attachment A, states all revenues collected from the city resident shall be retained by the County to offset costs associated with the Veterinarian care and management of injured animals. Then it goes onto page 6 of 9, C1, the actual costs of animal care and control service, #2 animal care and control field service cost shall be determined by the actual time worked in the City based on the County's labor distribution report. Number 3, the costs are determined by a percentage of the animals placed in the shelter originating from the City. She realizes these are all sheltering animals and of course number 4 states it does not include the citation revenues.

Mr. Brian Cronin, San Bernardino County Animal Control Division, stated regarding revenue this provision was amended; Councilwoman Scott is referencing a contract from 2003. This provision was amended several years ago where we were remitting the revenue we collect with the exception of fines and penalties through citations because there are actually two citation mechanisms they can employ when we hold pet owners accountable for violations in the City of Highland. His department does not receive the revenue nor does the City. This goes to support the function of the Court services. Some of those provisions were modified and amended through the years. Also unique to Highland is the City has asked to retain the function of selling dog licenses. The key is the City is paying for an actual cost agreement; it is not necessarily based upon a specific numbers of hours of service. You pay actual cost and we track the actual time spent here in the City of Highland. The County is certainly receptive to negotiating the agreement if Council would like to change the provisions.

Councilwoman Scott stated on the contract for this fiscal year, she noticed the County had animal outcomes, under disposal, listed is 255 disposals. How many of those were citizen requested disposals and how many were discovered by the County?

Mr. Cronin stated he would have to research the request in the database. Again, disposal regardless of someone owned the pet and asked the County to dispose of it or if it was found by a County employee it is relatively the same type of service. They are sending someone out and we are picking up a deceased animal.

Councilwoman Scott stated she is looking to reduce the contract. Adoption was listed at 59, now who will receive this revenue.

Mr. Cronin stated, again, if the County collects revenue, the City receives it and it is a contract offset. It is reflected in the invoice and there is a separate line item which reflects the exact dollar amount each quarter.

Councilwoman Scott stated okay, everything except citations.

Mr. Cronin stated that is correct.

Councilman Racadio stated he noticed there is an adoption fee listed for rabbits and he has called for assistance with rabbits and nothing was done. How are there adoption fees listed when the County will not respond to calls for rabbits?

Mr. Cronin stated we will not normally pick up wild life such as squirrels, rabbits and any other wild animal running at large. We could include this service but there would be a charge for it.

Councilman Timmer stated this is a net cost contract and we are offset by fees, do we have any feel for what percentage our overall expenditure for this would be.

Mr. Cronin stated your last quarter, January 1 through March 31, the total cost was \$93,000 for the quarter and the net cost agreement was \$89,000. Roughly \$4,100 was generated in revenue.

A MOTION was made by Mayor Pro Tem Lilburn, seconded by Councilman Racadio, to approve the contract amendment with San Bernardino County for Animal Control Services for FY 2012-13 in the amount of \$396,547 and authorize the Mayor to sign the contract. Motion carried, 4-1, with Councilwoman Scott dissenting.

10. Request by the San Bernardino City Unified School District for a Voluntary Fee Reduction Related to the Joint Sponsorship and Use of Facilities Agreement in association with the After School Activity Program

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

A MOTION was made by Councilman Racadio, seconded by Councilwoman Scott, to not accept a voluntary 10% reduction in fees from the San Bernardino Unified School District and to keep the fees the same with no reduction. Motion carried, 5-0.

11. Annual Review of the City's General Plan Implementation in Accordance with Government Code Section 65400 and 65588

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

A MOTION was made by Councilman Timmer, seconded by Councilman Racadio, to receive and file the subject General Plan Implementation Annual Report and direct staff to submit the Report to the Governor's Office of Planning and Research (OPR) and the California Department of Housing and Community Development (HCD). Motion carried, 5-0.

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

Mayor McCallon stated Darrell Steinberg was present at the recent SCAG meeting. Initially SCAG did not support SB375, which is his bill but now SCAG has submitted the Regional Transportation Plan and the Sustainable Communities Strategy which shows there is significant progress in meeting goals which were established to reduce greenhouse gases in the Region. Mr. Steinberg was present to congratulate SCAG. SCAG emphasized to Mr. Steinberg, it was important for Dutton's Bill to be passed. SCAG thanked Mr. Steinberg for his bill, 1551, which deals with Housing elements. Mr. Steinberg made a commitment he would work with Senator Dutton to see what could be accomplished.

Mayor Pro Tem Lilburn stated Omnitrans reviewed the budget and management scope and their different elements. It shows an increase in ridership and part of the increase in ridership is due to the college students ride for free pass.

Councilman Racadio attended Legislative Action Days in Sacramento.

13. San Bernardino International Airport Authority and IVDA

Councilman Racadio stated Amazon.com is building a facility and is supposed to be occupied by fall 2012. There is still the constant concern regarding redevelopment and how it will impact IVDA.

ANNOUNCEMENTS

May 11, 2012	Arroyo Verde School California Distinguished School Celebration
May 17, 2012	League of California Cities Inland Empire Division Meeting
May 17, 2012	Citrus Harvest Festival Appreciation Award Presentation
May 19, 2012	Highland Improvement Team
May 21, 2012	Blood Drive – Jerry Lewis Community Center
June 3, 2012	Choraliers Concert

Councilman Racadio left the dais at 6:52 p.m.

CLOSED SESSION

None

ADJOURN

There being no further business, Mayor McCallon adjourned the meeting at 6:53 p.m.

Submitted By:

Approved By:

Betty Hughes, MMC
City Clerk

Larry McCallon
Mayor