

**MINUTES
CITY COUNCIL REGULAR MEETING
JUNE 24, 2014**

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 Racadio at the Donahue Council Chambers, 27215 Base Line, Highland, California.

The invocation was given by Reverend Al LeBrun of Immanuel Baptist Church and the Pledge of Allegiance was led by the Councilwoman Scott.

ROLL CALL

Present: McCallon, Racadio, Scott, Timmer

Absent: Lilburn

REPORT FROM CLOSED SESSION

No Reportable Action

SPECIAL PRESENTATIONS

Mayor Racadio presented John Jaquess with a Proclamation for his service as Community Development Director with the City of Highland.

Mayor Racadio presented Linda McKeough with a Proclamation for her service as Administrative Assistant III with the City of Highland.

Mayor Racadio presented Roberta Willhite with a Proclamation for her dedicated service on the Public Nuisance Hearing Board.

Mayor Racadio presented Melissa Morgan with a Ten-Year Employee Service Award with the City of Highland.

Jan Leja, Representative for Congressman Cook, presented Mayor Pro Tem Larry McCallon with a Veteran Recognition Award.

Mr. Russell Spafford, Executive Director of Highland YMCA, gave a presentation regarding their annual report.

PUBLIC COMMENT

Mr. Craig Price spoke regarding his concern for the crime in his neighborhood.

CITY COUNCIL CONSENT CALENDAR

A MOTION was made by Councilman Timmer, seconded by Mayor Pro Tem McCallon, to approve the consent calendar as submitted with the exception of Item #10, subsection #4 for further discussion with Agenda Item #16. Motion carried, 4-0, on a roll call vote with Councilwoman Lilburn 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 – May 13, 2014 City Council Special Meeting
Approved the Minutes as submitted.
3. Minutes – June 10, 2014 City Council Regular Meeting
Approved the Minutes as submitted.
4. Warrant Register
Approved Warrant Register No. 586 for June 24, 2014, in the amount of \$2,394,153.75 and Payroll of \$77,431.66.
5. Claim Consideration – Joshua Alvarez
Rejected claim.
6. Resolution No. 2014-030 Establishing the Annual Special Tax for Community Facilities District No. 2001-1 for Fiscal Year 2014/2015
Adopted Resolution No. 2014-030 establishing the Annual Special Tax for Community Facilities District No. 2001-1 for Fiscal Year 2014/2015 and file with the County Auditor-Controller Resolution No. 2014-030 with the tax roll.

RESOLUTION NO. 2014-030
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
HIGHLAND, CALIFORNIA, ESTABLISHING THE ANNUAL SPECIAL TAX FOR
COMMUNITY FACILITIES DISTRICT NO. 2001-01
FOR THE FISCAL YEAR 2014/2015

7. Resolution No. 2014-031 Establishing the Annual Special Tax for Community Facilities District No. 90-1 for Fiscal Year 2014/2015
Adopted Resolution No. 2014-031 establishing the Annual Special Tax for Community Facilities District No. 90-1 for Fiscal Year 2014/2015 and file with the County Auditor-Controller Resolution No. 2014-031 with the tax roll.

RESOLUTION NO. 2014-031
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
HIGHLAND, CALIFORNIA, ESTABLISHING THE ANNUAL SPECIAL TAX FOR
COMMUNITY FACILITIES DISTRICT NO. 90-1
FOR THE FISCAL YEAR 2014/2015

8. Request for a Special Event Permit (SEP-014-011) by St. Adelaide Church for its Annual Carnival from Friday, October 3, 2014, through Sunday, October 5, 2014
Authorized the annual Carnival at St. Adelaide Church facilities subject to the conditions of approval.
9. Notice of Completion – Project No sig12001, “Traffic Signal Emergency Vehicle Pre-Emption Installations” (Bid No. 2013-08)
 1. Accepted Project No. sig12001, “Traffic Signal Emergency Vehicle Pre-Emption Installations” (Bid No. 2013-08) as complete;
 2. Authorized the Mayor to sign the Notice of Completion; and
 3. Directed the City Clerk to file the Notice of Completion with the County Recorder’s Office.
10. November 4, 2014 General Municipal Election – Proposed Resolutions Calling the November 4, 2014, General Municipal Election; Consolidation with the General Municipal Election with the Statewide Election; Adopting Regulations for Candidate Statements; and Ballot Measure Arguments and Rebuttal Arguments
 1. Adopted Resolution No. 2014-032 calling and giving notice of the holding of the regular municipal election to be held on November 4, 2014;
 2. Adopted Resolution No. 2014-033, requesting San Bernardino County to consolidate the general municipal election with the statewide election;
 3. Adopted Resolution No. 2014-034, establishing regulations for candidate statements.

RESOLUTION NO. 2014-032
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HIGHLAND,
CALIFORNIA, CALLING FOR THE HOLDING OF A GENERAL MUNICIPAL
ELECTION TO BE HELD ON TUESDAY, NOVEMBER 4, 2014, FOR THE
ELECTION OF CERTAIN OFFICERS AS REQUIRED BY THE PROVISIONS OF
THE LAWS OF THE STATE OF CALIFORNIA RELATING
TO GENERAL LAW CITIES

RESOLUTION NO. 2014-033
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HIGHLAND,
CALIFORNIA, REQUESTING THE BOARD OF SUPERVISORS OF THE
COUNTY OF SAN BERNARDINO TO CONSOLIDATE A GENERAL
MUNICIPAL ELECTION TO BE HELD ON NOVEMBER 4, 2014, WITH THE
STATEWIDE PRIMARY ELECTION TO BE HELD ON THE DATE PURSUANT
TO § 10403 OF THE ELECTIONS CODE

RESOLUTION NO. 2014-034
A RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF HIGHLAND, CALIFORNIA, ADOPTING REGULATIONS
FOR CANDIDATES FOR ELECTIVE OFFICE PERTAINING TO CANDIDATES
STATEMENTS SUBMITTED TO THE VOTERS AT AN ELECTION TO BE HELD
ON TUESDAY, NOVEMBER 4, 2014

CITY COUNCIL PUBLIC HEARING

11. Street and Drainage Maintenance District 96-1 Annual Report (Fiscal Year 2014/15)

Mayor Racadio opened the public hearing.

Public Services Manager Morgan gave a brief review of the Staff Report.

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

A MOTION was made by Councilman Timmer, seconded by Councilwoman Scott, to approve Resolution No. 2014-035 ordering the continued maintenance of improvements in the Street and Drainage Maintenance District No. 96-1, confirming the Engineer's Report and levying the assessment for fiscal year 2014/15. Motion carried, 4-0, with Councilwoman Lilburn being absent.

RESOLUTION NO. 2014-035
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HIGHLAND
ORDERING THE CONTINUED MAINTENANCE OF IMPROVEMENTS
IN THE STREET AND DRAINAGE MAINTENANCE DISTRICT NO. 96-1
AND CONFIRMING THE ENGINEER'S REPORT
AND LEVYING THE ASSESSMENT FOR FISCAL YEAR 2014/15

12. Consolidated Landscape and Lighting District 96-1 Annual Report (Fiscal Year 2014/15)

Mayor Racadio opened the public hearing.

Public Services Manager Morgan gave a brief review of the Staff Report.

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

A MOTION was made by Mayor Pro Tem McCallon, seconded by Councilman Timmer, to approve Resolution No. 2014-036 ordering the continued maintenance of improvements in the Consolidated Landscape and Lighting District No. 96-1, confirming the Engineer's Report and levying the assessment for fiscal year 2014-15. Motion carried, 4-0, with Councilwoman Lilburn being absent.

RESOLUTION NO. 2014-036

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HIGHLAND ORDERING THE CONTINUED MAINTENANCE OF IMPROVEMENTS IN THE CONSOLIDATED LANDSCAPE AND LIGHTING DISTRICT NO. 96-1 AND CONFIRMING THE ENGINEER'S REPORT AND LEVYING THE ASSESSMENT FOR FISCAL YEAR 2014/15

13. Application by Cal Disposal Company, Inc., and Burrtec Waste Industries, Inc., for an Adjustment in the Residential and Commercial Refuse Collection Rates in accordance with the current Franchise Agreements dated November 1, 2006

Mayor Racadio opened the public hearing.

Public Services Manager Morgan gave a brief review of the Staff Report.

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

A MOTION was made by Mayor Pro Tem McCallon, seconded by Councilwoman Scott, to adopt Resolution No. 2014-037, establishing rates for residential and commercial/industrial refuse collection and rescinding Resolution No. 2011-055 effective July 1, 2014. Motion carried, 4-0, with Councilwoman Lilburn being absent.

RESOLUTION NO. 2014-037

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HIGHLAND, CALIFORNIA, ESTABLISHING RATES FOR RESIDENTIAL AND COMMERCIAL/INDUSTRIAL REFUSE COLLECTION AND RESCINDING RESOLUTION 2011-055, EFFECTIVE JULY 1, 2014

CITY COUNCIL LEGISLATIVE

14. Three Appointments to the Public Nuisance Hearing Board

Mayor Racadio opened the floor for nominations.

Mayor Pro Tem McCallon nominated Baldwin, Cadena and Cantrell.

Mayor Racadio nominated Baldwin, Cadena and Partain.

No additional nominations were made.

A MOTION was made by Councilman Timmer, seconded by Mayor Pro Tem McCallon, to appoint three Members of the Public, Bonnie Baldwin, Ray Cadena and Lewis Cantrell, to the Public Nuisance Hearing Board, terms to expire August, 2018. Motion carried with said members receiving the majority vote.

15. DIF Credit/Brightwater Senior Living

Director of Public Works/City Engineer Wong gave a brief review of the Staff Report.

A MOTION was made by Councilman Timmer, seconded by Mayor Pro Tem McCallon, to approve Development Impact Fee (DIF) credit for HIGHLAND AL-MC GROUP LP/Brightwater Senior Living for the amount of \$54,059.45. Motion carried, 4-0, with Councilwoman Lilburn being absent.

16. Possible Ballot Measure to Change the City's "At-Large" System of Voting to a "By-District" System

City Attorney Steele gave a brief review of the Staff Report.

City Attorney Steele stated in order to adopt the Resolution, you will need three affirmative votes.

A MOTION was made by Councilwoman Scott, seconded by Councilman Timmer, to direct staff to Submit a Ballot Measure to the Voters and select one version of the Voting District Boundaries Map.

Mayor Racadio stated the vote is 2-2, and the procedure is if the vote is 2-2, then it will come back to the very next meeting when we have a full Council.

A MOTION was made by Councilwoman Scott to not bring this item back at the next one, because the next one will be in July and it will be too late to go on the November's ballot, so then we would have to go to the extra expense of putting it on the ballot in June, when we could have it on the same ballot in November and we get two for the price of one. MOTION died due to lack of second.

Mayor Racadio asked if there was anyone who would entertain a different Motion or make a different Motion. Hearing none, we will go on to our next agenda item.

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

Mayor Pro Tem McCallon gave a brief update on SANBAG.

18. San Bernardino International Airport Authority and IVDA

Mayor Racadio gave a brief update regarding the Airport Authority and IVDA.

ANNOUNCEMENTS

July 8	City Council Meeting – Dark
July 22	City Council Meeting – Dark
July 24	League of California Cities Dinner Meeting
August 28	Volunteer Dinner

CLOSED SESSION

At 7:24 p.m., the City Council convened into closed session regarding the following:

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to Government Code Section 54956.9(b)(1):

One case.

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Initiation of litigation pursuant to Government Code Section 54956.9(c):

One case.

At 8:43 p.m., the City Council adjourned closed session, making no announcements.

ADJOURN

There being no further business, Mayor Racadio adjourned the meeting at 8:45 p.m. in memory of Peter Corcovelos and Diana Gould.

Submitted By:

Approved By:

Betty Hughes, MMC
City Clerk

Sam J. Racadio
Mayor