

**MINUTES  
CITY COUNCIL REGULAR MEETING  
AUGUST 12, 2014**

**CALL TO ORDER**

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

The invocation was given by Tim Evans of The Unforgettables Foundation and the Pledge of Allegiance was led by Mayor Pro Tem McCallon.

**ROLL CALL**

Present: Lilburn, McCallon, Racadio, Scott, Timmer

Absent: None

**REPORT FROM CLOSED SESSION**

City Attorney Steele stated Council met in Closed Session prior to this meeting on the following item and that no reportable action was taken.

**CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION**

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

Potential claim or claims related to storm on August 3, 2014

**SPECIAL PRESENTATIONS**

Mayor Racadio presented Captain Rod Torres with a Proclamation for his dedicated service to the City.

Mayor Racadio presented Victor Jasso with a Community Spirit Award.

Mayor Racadio presented Samantha Brooks with a Certificate of Recognition.

Mayor Racadio presented the Radiant Rubies with a Certificate of Recognition.

Adam-Joseph (AJ) Moultry was introduced to the Council as the new YMCA Program Director.

## PUBLIC COMMENT

Mr. Jaime Rodriguez spoke regarding the recent flood and the damages he incurred.

Mr. Ruben Coronado spoke regarding the recent flood and the damages that he incurred.

Mr. James Velasquez spoke regarding the recent flood and the damage his rental home incurred.

City Manager Hughes stated staff is requesting an item be added to the Agenda regarding the November 4, 2014 General Municipal Election and would be listed as Item #30.

**A MOTION** was made by Councilman Timmer, seconded by Councilwoman Scott, to add Item #30 to the Agenda. Motion carried, 5-0.

## CITY COUNCIL CONSENT CALENDAR

**A MOTION** was made by Mayor Pro Tem McCallon, seconded by Councilman Timmer, to approve the consent calendar as submitted, with the exception of Item #13 for further discussion, and with Councilwoman Lilburn abstaining from Item #9, and also with Councilwoman Scott abstaining from Item #4 and Item #5. Motion carried, 5-0, on a roll call vote.

1. Waive the Reading of All Ordinances  
Waived the reading of all Ordinances in their entirety and read by title only.
2. Minutes – June 24, 2014 City Council Special Meeting  
Approved the Minutes as submitted.
3. Minutes – June 24, 2014 City Council Regular Meeting  
Approved the Minutes as submitted.
4. Minutes – July 24, 2014 City Council Special Meeting  
Approved the Minutes as submitted.
5. Minutes – July 24, 2014 City Council Special Meeting  
Approved the Minutes as submitted.
6. Warrant Register  
Approved Warrant Register No. 587 for August 12, 2014, in the amount of \$5,979,202.55 and Payroll of \$243,545.10.
7. Treasurer's Report for May 2014  
Received and filed the Treasurer's Report for May 2014.

8. Treasurer's Report for June 2014  
Received and filed the Treasurer's Report for June 2014.
9. Community Development Block Grant (CDBG) Subrecipient Contract between the City of Highland and Highland District Council on Aging, Inc., to Provide for Senior Services, Transportation Services and Senior Visitation to Low- and Moderate-Income Seniors  
Approved the contract and authorized execution by the Community Development Director.
10. Community Development Block Grant (CDBG) Subrecipient Contract between the City of Highland and Highlanders Boxing Club  
Approved the contract and authorized execution by the Community Development Director.
11. Declaration of Three (3) Seats Vacant on the Community Trails Committee (CTC)
  1. Declared three (3) seats vacant on the Community Trails Committee; and
  2. Directed the City Clerk to advertise the vacancies on the Board.
12. Declaration of One (1) Vacancy on the Public Nuisance Hearing Board (PNHB)
  1. Declared one seat vacant on the Public Nuisance Hearing Board; and
  2. Directed the City Clerk to advertise the vacancy on the Board.
14. Amendment to Agreement with Orange County Flood Control District for Reimbursement of Greenspot Bridge Utility Infrastructure  
Approved the First Amendment to the Greenspot Road Bridge Utility Infrastructure Reimbursement Agreement with Orange County Flood Control District (OCFCD).
15. Easement Deeds Acceptance – Greenspot Road Bridge Project (Project No. brg04005)  
Accepted Easement Deeds from Orange County Flood Control District (OCFCD) for a roadway easement, a slope easement and a temporary construction easement for construction of the Greenspot Road Bridge project.

#### **ITEM PULLED FROM THE CONSENT CALENDAR**

13. Review and Ratification of Proclamation of Local Emergency

City Manager Hughes gave a brief review of the Item.

Mr. Michael Connor spoke about his concerns regarding storm drains, how a flood would affect the area and the damage his property incurred from the recent storm.

**A MOTION** was made by Mayor Pro Tem McCallon, seconded by Councilman Timmer, to review and ratify the proclamation of local emergency by adopting Resolution No. 2014-040. Motion carried, 5-0.

RESOLUTION NO. 2014-040  
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HIGHLAND  
RATIFYING THE PROCLAMATION OF EXISTENCE OF A LOCAL  
EMERGENCY BY THE DIRECTOR OF EMERGENCY SERVICES AND  
PROCLAIMING THE CONTINUED EXISTENCE OF A LOCAL EMERGENCY

**CITY COUNCIL PUBLIC HEARING**

16. Consideration of Resolution No. 2014-041 to Adjust the Business Tax on the Extraction and/or Processing of Rock, Sand and Gravel (Aggregate) Pursuant to Section 5.17.040 (Rock, Sand and Gravel [Aggregate] Extraction and Processing Tax), Chapter 5.17 (Business License Tax on Extraction and/or Processing of Rock, Sand and Gravel [Aggregate]), Title 5 (Business Licenses and Regulations)

Mayor Racadio opened the public hearing.

Director of Administrative Services Dantuono gave a brief review of the staff report.

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

**A MOTION** was made by Councilwoman Lilburn, seconded by Councilwoman Scott, to adopt Resolution No. 2014-041 fixing the Highland Business License Tax on the extraction and/or processing of rock, sand and gravel (aggregate) for Fiscal Year 2014-15. Motion carried, 5-0.

RESOLUTION NO. 2014-041  
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HIGHLAND,  
CALIFORNIA, FIXING THE HIGHLAND BUSINESS LICENSE TAX ON THE  
EXTRACTION AND/OR PROCESSING OF ROCK, SAND AND GRAVEL  
(AGGREGATE) FOR FISCAL YEAR 2014-2015

## CITY COUNCIL LEGISLATIVE

17. Amended and Restated Community Development Block Grant (CDBG) City/County Cooperation Agreement and Delegate Agency Agreement for Fiscal Years 2015-16, 2016-17 and 2017-18

City Planner Stater gave a brief review of the staff report.

**A MOTION** was made by Mayor Pro Tem McCallon, seconded by Councilwoman Scott, to approve the *Amended and Restated* City-County Cooperation Agreement and Delegate Agency Agreement and authorize the Mayor to execute the Agreement. Motion carried, 5-0.

18. Contract with South Coast Air Quality Management District/West Highland Bikeways Infrastructure and Public Outreach Project

Public Works Director/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:

1. Adopt Resolution No. 2014-042 approving AB 2766/MSRC Local Government Match Program Contract with South Coast Air Quality Management District for the West Highland Bikeway Infrastructure and Public Outreach Project; and
2. Authorize the Public Works Director/City Engineer to execute the contract and other documents relative to funding and implementation of the project. Motion carried, 5-0.

### RESOLUTION NO. 2014-042

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HIGHLAND, CALIFORNIA, APPROVING AB2766/MSRC LOCAL GOVERNMENT MATCH PROGRAM CONTRACT WITH SOUTH COAST AIR QUALITY MANAGEMENT DISTRICT FOR THE WEST HIGHLAND BIKEWAY INFRASTRUCTURE AND PUBLIC OUTREACH PROJECT, AND AUTHORIZING THE PUBLIC WORKS DIRECTOR/CITY ENGINEER TO EXECUTE THE CONTRACT AND OTHER DOCUMENTS RELATIVE TO FUNDING AND IMPLEMENTATION OF THE PROJECT

19. Agreement with San Bernardino International Airport Authority and San Manuel Band of Mission Indians Regarding Application for a Federal Grant Under the U.S Department of Commerce, Economic Development Agency (EDA), 2014 Economic Development Assistance Program for, and Implementation of the 3rd Street Roadway and Infrastructure Improvements Project

Public Works Director/City Engineer Wong gave a brief review of the staff report.

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

1. Adopt Resolution No. 2014-043 approving submission of a grant application to the EDA for the 3rd Street Roadway and Infrastructure Improvement Project;
2. Approve an agreement with San Bernardino International Airport Authority and San Manuel Band of Mission Indians regarding application of grant funding for and implementation of the project;
3. Agree to provide applicable local match funds for the project; and
4. Designate the Public Works Director/City Engineer as the City's Authorized Representative. Motion carried, 5-0.

RESOLUTION NO. 2014-043

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HIGHLAND, CALIFORNIA, APPROVING SUBMISSION OF A GRANT APPLICATION TO THE U.S. DEPARTMENT OF COMMERCE, ECONOMIC DEVELOPMENT AGENCY (EDA), FOR THE 3RD STREET ROADWAY AND INFRASTRUCTURE IMPROVEMENT PROJECT; APPROVING AN AGREEMENT WITH THE GRANT CO-APPLICANTS RELATIVE TO THE IMPLEMENTATION OF THE PROJECT; AGREEING TO PROVIDE APPLICABLE LOCAL MATCH FUNDS; AND DESIGNATING THE PUBLIC WORKS DIRECTOR/CITY ENGINEER AS THE CITY'S AUTHORIZED REPRESENTATIVE

20. Bid Award – Bid No. 2014-04, “CDBG Pavement Rehabilitation and Various Street Repair Project (Project No. ola13001)”

Public Works Director/City Engineer Wong gave a brief review of the staff report.

**A MOTION** was made by Mayor Pro Tem McCallon, seconded by Councilman Timmer, to:

1. Award the contract for Bid No. 2014-04, “CDBG Pavement Rehabilitation and Various Streets Repair Project (Project No. ola12001),” to All American Asphalt; and
2. Approve the following budget adjustments: Transfer \$89,115 from 001-2516 (General Fund-Unreserved, Designated Service Enhancements) to be expended from 001-1450-4123 (operating transfer out) and received by 023-3890-9901 (operating transfer in); Transfer \$178,230 from 023-2100 (General Capital Financing-Unreserved, undesignated) to be expended from 023-3890-6530 Street Construction; and Transfer \$89,115 from 002-2100 (Traffic Safety-Unreserved, undesignated) to be expended from 002-8200-6530 Street Construction. Motion carried, 5-0.

21. Bid Award – Bid No. 2014-05, “City-Wide Concrete Repair Project” Project No. swk13002

Public Works Director/City Engineer Wong gave a brief review of the staff report.

**A MOTION** was made by Mayor Pro Tem McCallon, seconded by Councilwoman Lilburn, to:

1. Award the bid to the low bidder, Global Power Group, Inc., in the amount of \$1,042,473.00 for Bid No. 2014-05, “City-Wide Concrete Repair Project”; and
2. Approve budget adjustments: Transfer \$124,000 from 023-2100 (General Capital Financing-Unreserved, undesignated) to be expended from 023-3890-6545 Sidewalk Repair; Transfer \$124,000 from 041-2100 (Insurance Fund-Unreserved, undesignated) to be expended from 041-9500-6545 Sidewalk Repair; and Transfer \$794,473 from 087-2100 (Successor Agency Bond Proceeds-Unreserved, undesignated) to be expended from 087-8070-6545 Sidewalk Repair. Motion carried, 5-0.

22. Construction Management Services/Engineering Resources of Southern California, Inc., CDBG Pavement Rehabilitation and Various Street Repair Project (Project No. ola13001)

Public Works Director/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:

1. Approve Proposal from Engineering Resources of Southern California, Inc. (ERSC), to provide construction management services for the CDBG Pavement Rehabilitation and Various Street Repair Project (Project No. ola13001); and
2. Authorize the City Manager to approve contract amendments up to 10% of the contract amount. Motion carried, 5-0.

23. Construction Management Services/Engineering Resources of Southern California, Inc. – City-Wide Concrete Repair Project (Project No. swk13002)

**A MOTION** was made by Mayor Pro Tem McCallon, seconded by Councilman Timmer, to:

1. Approve Proposal from Engineering Resources of Southern California, Inc. (ERSC), to provide construction management services for the City-Wide Concrete Repair Project (Project No. swk13002); and
2. Authorize the City Manager to approve contract amendments up to 10% of the contract amount. Motion carried, 5-0.

24. Oversight Board Pursuant to Health & Safety Code 34179(a)

**A MOTION** was made by Mayor Pro Tem McCallon, seconded by Councilwoman Lilburn, to appoint Community Development Director Larry Mainez to the Oversight Board to replace John Jaquess. Motion carried, 5-0.

25. Code of Ethics

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

**A MOTION** was made by Councilman Timmer, seconded by Councilwoman Scott, making no revisions to the current Code of Ethics. Motion carried, 5-0.

26. League of California Cities (LOCC) Annual Conference – Designation of Voting Delegate and Alternate, and the 2014 Resolutions Packet

**A MOTION** was made by Councilwoman Scott, seconded by Mayor Pro Tem McCallon, to:

1. Appoint Councilwoman Lilburn as the Voting Delegate and Mayor Racadio as the Alternate for the Annual Conference to be held September 3-5, 2014, in Los Angeles; and
2. Support the Resolution introduced by the LOCC. Motion carried, 5-0.

27. Metrolink Rail Service into Redlands

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

Mr. John Futch, from Supervisor James Ramos' office, spoke regarding the Metrolink services and their upcoming plans for extension.

**A MOTION** was made by Mayor Pro Tem McCallon, seconded by Councilman Timmer, to adopt Resolution No. 2014-44 approving the City of Highland's support of this item and to include the widening of the 210 freeway. Motion carried, 4-1, with Councilwoman Scott dissenting.

RESOLUTION NO. 2014-044  
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HIGHLAND,  
CALIFORNIA, SUPPORTING THE REDLANDS PASSENGER RAIL PROJECT,  
EXTENDING METROLINK SERVICE FROM  
SAN BERNARDINO TO REDLANDS

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

Mayor Racadio stated he attended the League dinner at Glen Helen Sheriff Training Center which featured a presentation by Sheriff McMahon.

29. San Bernardino International Airport Authority and IVDA

None

30. November 4, 2014 Municipal Election Update

City Clerk Hughes gave a brief review of this item. Due to the measure on the ballot, the election cannot be cancelled regardless of the fact that there are only three candidates for three seats.

**ANOUNCEMENTS**

August 28  
September 25

Volunteer Dinner  
AAA Ribbon Cutting

**CLOSED SESSION**

None

**ADJOURN**

There being no further business, Mayor Racadio adjourned the meeting at 7:28 p.m. in memory of Kip Sturgeon, Linda Hunt and Judy Tomlinson.

Submitted By:

Approved By:

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Betty Hughes, MMC  
City Clerk

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Sam J. Racadio  
Mayor