

**MINUTES
CITY COUNCIL REGULAR MEETING
FEBRUARY 23, 2016**

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 Reverend Wayne Reynolds, Immanuel Baptist Church, and the Pledge of Allegiance was led by Angelika Tsai, Elonna Lopez and Tiffany Nguyen - Student Council Members, Highland Grove Elementary School.

ROLL CALL

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

REPORT FROM CLOSED SESSION

No reportable action to report

SPECIAL PRESENTATIONS

None

PUBLIC COMMENT

Mr. Greg Bogh spoke regarding his concerns for street improvements and underground electric requirements per Highland's current code.

Mr. Michael Estrada gave his opinion regarding economic development and his concerns for water recycling.

Mr. Ronald Coats spoke regarding East Valley Water District's invitation to the City of Highland to form an Ad Hoc Committee for collaboration.

Mr. Dennis Johnson spoke regarding his support of East Valley Water District's invitation for collaboration.

Mr. Wayne Brown spoke regarding his support of East Valley Water District's invitation for collaboration.

CITY COUNCIL CONSENT CALENDAR

A MOTION was made by Councilman Racadio, seconded by Mayor Pro Tem Lilburn, to approve the consent calendar as submitted and also with Councilwoman Scott abstaining from Item #2 and Item #3. Motion carried on a roll call vote, 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 – February 9, 2016 City Council Special Meeting
Approved the Minutes as submitted.
3. Minutes – February 9, 2016 City Council Regular Meeting
Approved the Minutes as submitted.
4. Warrant Register
Approved Warrant Register No. 619 for February 23, 2016, in the amount of \$366,414.65 and Payroll of \$78,285.67.
5. Treasurer’s Report for January 2016
Received and filed Treasurer’s Report for January 2016.
6. Twenty-Second (22nd) Annual Highland Community Trails Day Event
Approved Saturday, April 9, 2016, as the date for the 22nd Annual Highland Community Trails Day Event to be staged at the Harmony Community site with access to the trails proposed in the Master Plan.

CITY COUNCIL PUBLIC HEARING

No public hearing.

CITY COUNCIL LEGISLATIVE

7. Second Reading of Ordinance No. 404 Continuing the Prohibition on Cultivation and Prohibiting Mobile Medical Marijuana Dispensaries and the Delivery of Marijuana and Marijuana Products in the City (MCA-16-001)

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

Councilwoman Scott stated she voted for it before and she intends to vote yes this time, but she was wondering; it’s kind of moot. Why are we doing an Ordinance like this when the City accepts \$6,500 from a citizen who is in this business and they accept that money for our Citrus Harvest Festival? Highland is a family community and she thinks the money should be returned. She definitely goes for this Ordinance but she thinks we need to walk the walk and talk the talk, not talk the talk and then do as we please.

City Attorney Steele stated that's not an issue that's on your agenda this evening. If you'd like to put it on the agenda we can discuss it but that's not on the agenda this evening.

Councilwoman Scott asked do you want to put it on the agenda for next meeting?

City Attorney Steele stated its Council's prerogative.

Mayor McCallon asked what the Council's pleasure on this item is?

Mayor Pro Tem Lilburn asked is it something that even needs to be on the agenda, can we just give staff direction?

Councilman Racadio stated not right now.

City Manager Hughes stated it's not on the agenda but he would recommend that if Council is going to place it on the agenda, it needs to be a broad discussion of donations in general, not just one particular donation, and whether or not you want to take donations from all parties.

Mayor McCallon asked is that the pleasure of the Council?

Councilman Racadio stated yes.

Councilwoman Scott stated yes.

City Manager Hughes stated after discussing this with the City Attorney, maybe we can work on putting together a policy, bring it to a subcommittee, and then bring it back to the Council.

Mayor McCallon stated that is fine as Staff needs to do the adequate research and staff understands the urgency and will do this as soon as possible.

A MOTION was made by Councilman Racadio, seconded by Mayor Pro Tem Lilburn, to conduct a second reading of Ordinance No. 404 amending Chapter 9.28 of Title 9 of the Highland Municipal Code to prohibit the delivery of medical marijuana to and from the City and prohibiting mobile marijuana dispensaries, and amending Chapter 16.80 of Title 16 of the Highland Municipal Code to expressly prohibit medical marijuana cultivation in all zones in the City (MCA-16-001). Motion carried, 4-0, with Councilman Timmer being absent.

City Clerk Hughes introduced Ordinance No. 404:

ORDINANCE NO. 404
AN ORDINANCE OF THE HIGHLAND CITY COUNCIL AMENDING
CHAPTER 9.28 OF TITLE 9 OF THE HIGHLAND MUNICIPAL CODE
TO PROHIBIT THE DELIVERY OF MEDICAL MARIJUANA TO AND
FROM THE CITY AND PROHIBITING MOBILE MARIJUANA
DISPENSARIES AND AMENDING CHAPTER 16.80 OF TITLE 16
OF THE HIGHLAND MUNICIPAL CODE TO EXPRESSLY PROHIBIT
MEDICAL MARIJUANA CULTIVATION IN ALL ZONES IN THE CITY
(MUNICIPAL CODE AMENDMENT MCA-16-001)

which title was read.

8. Purchase of Replacement Hydraulic Extrication Tool Set

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

A MOTION was made by Councilwoman Scott, seconded by Councilman Racadio, to approve the sole source purchase of one set of Holmatro hydraulic extrication equipment as identified in the price quote estimate from Fire Service Specification & Supply (FS3), dated October 16, 2015, at a cost of \$30,212.35. Motion carried, 4-0, with Councilman Timmer being absent.

9. Resolution No. 2016-007 Summary Vacation of Street Right-of-Way

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

A MOTION was made by Councilman Racadio, seconded by Mayor Pro Tem Lilburn, to:

1. Adopt Resolution No. 2016-007 ordering the summary vacation of street right-of-way located at the southeast corner of Greenspot Road and State Route 210; and
2. Direct the City Clerk to record the resolution. Motion carried, 4-0, with Councilman Timmer being absent.

RESOLUTION NO. 2016-007
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HIGHLAND
ORDERING THE SUMMARY VACATION OF A PORTION OF GREENSPOT
ROAD RIGHT-OF-WAY AT THE SOUTHWEST CORNER OF GREENSPOT
ROAD AND STATE ROUTE 210, PURSUANT TO THE AUTHORITY
PROVIDED BY CHAPTER 4, PART 3, DIVISION 9, OF THE
STREETS AND HIGHWAYS CODE

10. Purchase of Roadway Easement from San Bernardino County Flood Control District for 3rd Street Drainage Culvert Project

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

A MOTION was made by Councilman Racadio, seconded by Councilwoman Scott, to approve the Easement Purchase and Sale Agreement and Escrow Instructions subject to final review by the City Attorney, and authorize the Mayor to sign the agreement. Motion carried, 4-0, with Councilman Timmer being absent.

11. City Selection Committee Election, Chair and Vice Chair; and LAFCO, Primary Member

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

City Council reviewed the candidates for consideration and advised the Mayor.

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

Mayor Pro Tem Lilburn provided an update regarding Omnitrans efforts in maintaining their bus stops.

Community Development Director Mainez gave a brief review of Development Issues.

Public Works Director/City Engineer Wong gave a brief update regarding current ongoing projects.

13. San Bernardino International Airport Authority and IVDA

None

ANNOUNCEMENTS

None

CLOSED SESSION

None

ADJOURN

There being no further business, Mayor McCallon adjourned the meeting at 7:04 p.m. in memory of Aileen Tasker Swain and Judy Martinez.

Submitted By:

Approved By:

Betty Hughes, MMC
City Clerk

Larry McCallon
Mayor