

**MINUTES  
CITY COUNCIL REGULAR MEETING  
SEPTEMBER 27, 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 Tracy Johnson, Immanuel Baptist Church, and the Pledge of Allegiance was led by Mayor McCallon.

**ROLL CALL**

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

**REPORT FROM CLOSED SESSION**

No meeting.

**SPECIAL PRESENTATIONS**

None

**PUBLIC COMMENT**

Mr. Mark Falcone spoke regarding a Council candidate, Tony Cifuentes, using his business address as his primary residence in the City of Highland.

Ms. Gayle Covey, Representative for Supervisor Ramos, spoke regarding the Give Big campaign and the Baker's Book Club.

**CITY COUNCIL CONSENT CALENDAR**

**A MOTION** was made by Councilman Timmer, seconded by Mayor Pro Tem Lilburn, to approve the consent calendar as submitted and with Item #8 and Item #13 being pulled for further discussion. Motion carried on a roll call vote, 4-0, with Councilman Racadio 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 – September 13, 2016 City Council Special Meeting  
Approved the Minutes as submitted.

3. Minutes – September 13, 2016 City Council Regular Meeting  
Approved the Minutes as submitted.
4. Warrant Register  
Approved Warrant Register No. 631 for September 27, 2016, in the amount of \$309,245.47 and Payroll of \$77,607.87.
5. Claim Consideration – Joaquin Acosta  
Rejected claim.
6. Claim Consideration – Jeffrey Sauerwein  
Rejected claim.
7. Conflict of Interest Code Update  
Received and filed the 2016 Local Agency Biennial Notice and adopted Resolution No. 2016-055 amending the City's Conflict of Interest Code and rescinding Resolution No. 2014-047.

RESOLUTION NO. 2016-055

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HIGHLAND,  
CALIFORNIA, ADOPTING THE CITY'S CONFLICT OF INTEREST CODE AND  
RESCINDING RESOLUTION NO. 2014-047

9. Easement Acceptance/ARCO Gas Station at 26492 Highland Avenue (CUP 008-012)
  1. Accepted the Grant of Easement for Sidewalk and Landscaping purposes from Victoria Services, Inc.; and
  2. Directed the City Clerk to record the Grant of Easement.
10. Adoption of Resolution No. 2016- 056 Ordering the Sale of Two (2) Excess City Vehicles  
Adopted Resolution No. 2016-056 ordering the sale of two (2) excess city vehicles through The Auction Company.

RESOLUTION NO. 2016-056

A RESOLUTION OF THE CITY COUNCIL  
OF THE CITY OF HIGHLAND, CALIFORNIA,  
ORDERING THE SALE OF TWO (2) EXCESS CITY VEHICLES

11. A Request for a Special Event Permit (SEP-16-013) by Immanuel Baptist Church for its Annual Harvest Festival on Monday, October 31, 2016  
Authorized the one-day annual Harvest Festival at Immanuel Baptist Church facilities subject to the conditions of approval.
12. Year-End Budget Adjustments for Fiscal Year 2015/2016  
Approved budget adjustments for Fiscal Year 2015/2016.

## ITEMS PULLED FROM THE CONSENT CALENDAR

8. Easement Acceptance/Elder Gulch Drainage – East Highlands Ranch Master Home Owners Association, Inc.

Councilwoman Scott stated she would like clarification of the fiscal impact of accepting the grants of easement due to the past problems with County Flood Control not being able to clean the drains unless they receive permission from the State of California.

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

1. Accept the Grants of Easement for Drainage and Flowage Purposes from East Highlands Ranch Master Home Owners Association, Inc.; and
  2. Direct the City Clerk to record the Grants of Easement. Motion carried, 4-0, with Councilman Racadio being absent.
13. San Bernardino County Municipal Separate Storm Sewer System – National Pollution Discharge Elimination System (NPDES) Permit Renewal Participation and Joint Defense Agreement Modification

Councilwoman Scott stated she has spoken to staff regarding this item and has received additional information on this item.

**A MOTION** was made by Councilman Timmer, seconded by Councilwoman Scott, to authorize the Mayor to execute the San Bernardino County Municipal Separate Storm Sewer System – National Pollution Discharge Elimination System (NPDES) Permit Renewal Participation and Joint Defense Agreement Modification on behalf of the City of Highland. Motion carried, 4-0, with Councilman Racadio being absent.

## CITY COUNCIL PUBLIC HEARING

No public hearing.

## CITY COUNCIL LEGISLATIVE

### 14. Sheriff's Department Schedule A Contract for Fiscal Year 2016/2017

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

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

1. Authorize the Mayor to execute the Schedule A contract for Law Enforcement Services with the San Bernardino County Sheriff's Department; and
2. Approve the following budget adjustments; Expenditures of \$166,240 in 001-2000-4560 (Police Department-Contract Services) & Revenue of \$166,240 in 001-1450-7090 (Property Tax-VLF). Motion carried, 4-0, with Councilman Racadio being absent.

### 15. Measure I Capital Project Needs Analysis (2017/2018-2021/2022)

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

**A MOTION** was made by Mayor Pro Tem Lilburn, seconded by Councilman Timmer, to approve Resolution No. 2016-057 adopting the Measure I Five-Year Capital Project Needs Analysis (2017/2018-2021-2022) for the Measure I Valley Freeway Interchange Program. Motion carried, 4-0, with Councilman Racadio being absent.

#### RESOLUTION NO. 2016-057

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HIGHLAND,  
CALIFORNIA, ADOPTING THE MEASURE I FIVE-YEAR CAPITAL  
PROJECT NEEDS ANALYSIS FOR FISCAL YEAR 2017/2018 TO 2021/2022

### 16. Measure I 5-Year Capital Improvement Program

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

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

1. Approve the Measure I Capital Improvement Plan Expenditure Strategy; and
2. Approve Resolution No. 2016-058 adopting the Measure I Capital Improvements Plan (2016/2017-2020/2021). Motion carried, 4-0, with Councilman Racadio being absent.

RESOLUTION NO. 2016-058  
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HIGHLAND,  
CALIFORNIA, ADOPTING THE FIVE-YEAR CAPITAL IMPROVEMENT PLAN  
FOR MEASURE I LOCAL STREET PROGRAM  
(2016/2017 – 2020/2021)

17. Cooperative Agreement and Term Loan Agreement with SANBAG – Base Line Interchange (Right-of-Way Phase)

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

**A MOTION** was made by Mayor Pro Tem Lilburn, seconded by Councilman Timmer, to approve and to authorize the Mayor to sign the following two agreements with SANBAG regarding the Base Line Interchange Project Right-of-Way Phase:

1. Second Amended and Restated Cooperative Agreement No. C13027-04, expanding the project scope of the Base Line Interchange to also include the right-of-way phase and increasing the City's project share by \$1,200,015 from \$1,246,433 to \$2,446,448; and
2. Term Loan Agreement Contract No. 16-1001555 for an \$800,100 loan from SANBAG against the City's existing Measure I Arterial Sub-Program fund balance. Motion carried, 4-0, with Councilman Racadio being absent.

18. Contract Change Order for Base Line Safety Improvement Project (Project No. str08002)

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

**A MOTION** was made by Councilwoman Scott, seconded by Mayor Pro Tem Lilburn, to authorize contract change orders up to 15.2% of the original amount of construction contract with Hillcrest Contracting, Inc. Motion carried, 4-0, with Councilman Racadio being absent.

19. AB 2170 (Frazier) – Trade Corridor Improvement Fund

Mayor McCallon gave a brief review of the staff report.

**A MOTION** was made by Councilman Timmer, seconded by Mayor Pro Tem Lilburn, to support AB 2170 (Frazier) and to draft a letter requesting the Governor to sign AB 2170. Motion carried, 3-1, with Councilwoman Scott dissenting and Councilman Racadio being absent.

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

None

21. San Bernardino International Airport Authority and IVDA

None

## **ANNOUNCEMENTS**

October 6

23rd Annual Volunteer Recognition Dinner

## **CLOSED SESSION**

None

## **ADJOURN**

There being no further business, Mayor McCallon adjourned the meeting at 6:48 p.m.

Submitted By:

Approved By:

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Betty Hughes, MMC  
City Clerk

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Larry McCallon  
Mayor