

**MINUTES
REDEVELOPMENT AGENCY AND CITY COUNCIL
REGULAR MEETING
FEBRUARY 9, 2010 - 6:00 p.m.**

CALL TO ORDER

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

The invocation was given by Reverend Todd Rossi of Immanuel Baptist Church and the Pledge of Allegiance was led by Councilman McCallon.

ROLL CALL

Present: Jones, McCallon, Scott, Timmer, Mayor Lilburn
Absent: None

SPECIAL PRESENTATIONS

Mayor Lilburn presented Deputy Chief Ron Cochran with a proclamation proclaiming the City of Highland's appreciation for his dedicated service to the community.

Police Chief Dave Williams introduced Detective Lavonne Kovensky, Sergeant Ed Repucci and Rick Ells (introduced himself) to the City Council.

Councilman McCallon indicated SANBAG won an award for the Compass Blueprint and it is now the City of Highland's turn to display the award.

COMMUNITY INPUT

Mr. John Farrington stated he was present at a previous meeting regarding the vacant property refuse exemption. He owns a property where two homes are on one lot and only one is occupied. His rate for refuse is higher due to the two homes on one lot. If he were to refuse to pay the rate, his property will have a lien against his property. He has not had any resolution to his request which is why he is present again today.

Mayor Lilburn stated she will make sure staff contacts Mr. Farrington to try and find a solution for his issue.

CITY COUNCIL/REDEVELOPMENT AGENCY CONSENT CALENDAR

City Clerk Hughes stated Item #2, page 3 of 11, and Item #3, page 3 of 8, both Item #5 states, "City Manager Hughes stated the majority of the quorum voted in favor of the items." It should state, "City Attorney Steele stated..."

A MOTION was made by Councilman Timmer, seconded by Councilwoman Scott, to approve the consent calendar as amended with the exception of Item #7 being pulled for further discussion. 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 – January 12, 2010 City Council Regular Meeting
Approved Minutes as amended.
3. Minutes – January 12, 2010 RDA Regular Meeting
Approved Minutes as amended.
4. Minutes – January 26, 2010 City Council Regular Meeting
Approved Minutes as submitted.
5. Minutes – January 26, 2010 RDA Regular Meeting
Approved Minutes as submitted.
6. Warrant Register
Approved Warrant Register No. 498 for February 9, 2010, in the amount of \$891,773.19 and Payroll of \$82,286.15.
8. Bid Award – Bid No. 2009-26 "2008/09 and 2009/10 CDBG Street Improvement Project" (Project No. str09001)
Found the bid submitted by the lowest bidder, Peter's Concrete Company, Inc., non-responsive, and awarded the contract to the second lowest bidder, Laird Construction Company, in the amount of \$531,351.00.

ITEMS PULLED FROM THE CONSENT CALENDAR

7. Easement Acceptance/Olive Street Sidewalk Project

City Manager Hughes stated a clarification regarding the address; it should state it is a vacant lot. No address should be associated with this item.

A MOTION was made by Councilman Timmer, seconded by Councilman McCallon, to accept the Grant of Easement for Road and Drainage purposes from Melcar Investments, LP, and to direct the City Clerk to record the Grant of Easement. Motion carried, 5-0.

CITY COUNCIL/REDEVELOPMENT AGENCY PUBLIC HEARING

9. Public Hearing for the Allocation of the City of Highland's Community Development Block Grant Funds for Fiscal Year 2010-2011

Mayor Lilburn stated she will abstain on this item because she has a conflict of interest due to the Senior Center having applications before the City for consideration of CDBG funding and left the dais.

Mayor Pro Tem Jones opened the public hearing.

Community Development Director Jaquess stated this is the annual public hearing on the allocation of the Community Development Block Grant funds that are allocated to the City of Highland. This year we have a total of \$467,370 which is a 9% increase over last year's allocation. Of that, \$52,869 has already been allocated to the senior home repair program as per prior action by City Council. This leaves \$414,501 of which a maximum of \$91,703 can be allocated to public service projects and the remaining \$323,248 must be allocated to construction improvement projects. On November 24, the City Council did hold a public hearing on city projects which were submitted to the county and those were all approved and are part of your consideration tonight on the formal allocation of money. Those three just briefly were code enforcement \$90,000, neighborhood revitalization \$33,064 and street improvements \$494,000. This actually exceeds our allocation of \$323,248 and there will be some discussion of that a little later on. Terms of the overall we have 19 applications which are eligible for consideration by the City Council. Fifteen of these are for public service projects which total \$156,269 and as you recall there was only \$91,000 available maximum for allocation for those public service projects. More applications for the \$626,526 were submitted for construction improvements projects. Probably the simplest thing for reference is to refer to attachment five which summarizes all the projects that are being considered tonight. On page 22 are the construction and other community improvement project applications and on page 23 and 24 are all of the public service applications that are before you. Just for you reference the previous attachment, attachment 4, is the breakdown of the prior allocations that have been done by the city by fiscal year just for reference.

Ms. Michelle Williams stated she is here again to request funds for Central Little League which helps offset registration costs for families that need help. She thanked Council for their past support.

Ms. Gina Hernandez stated she is here to request funding for the library. She works with people in the literacy program. She thanked Council for their past support.

Ms. Deborah Davis stated she is requesting CDBG funding for Legal Aid. Many of the people served by Legal Aid reside in Highland.

Mayor Pro Tem Jones called for speakers in favor or in opposition of this item. Hearing none, he closed the public hearing.

Councilman McCallon stated obviously we do not have enough money to fund everything that is being asked for and that is always the case every year. He would propose for the public service projects that we fund 36063 the San Bernardino County Library in the amount of \$10,000, that we fund 36094, 36095 and 36096 which are the three Senior Center projects in the full amount of \$8,000, \$10,000 and \$5,000. Also 31650 which is Highland YMCA in the full amount of \$17,690 and 36193, Central Little League, at the full requested amount of \$18,000, fund 36201, Legal Aid Society, in the full amount requested of \$5,000 which totals \$73,690. On the construction projects 36097, City of Highland Code Enforcement, fund at the full requested amount of \$90,933, fund 36098, City of Highland Neighborhood Revitalization Program, at the full requested amount of \$33,064 and fund 36099, City of Highland Street Improvements Project, fund at the amount of \$216,814 for a total of \$340,811. The combined totals add up to \$414,501.

Councilwoman Scott stated she concurs with Councilman McCallon on the \$73,690. On the construction projects she would like to see funding the 36097 at the full amount and everything else left over to go to the street improvement and omit 36098 as we have already put almost \$53,000 into senior house repair. This is just additional funding for the revitalization program.

Councilman Timmer stated this is an established funded program and is on going.

Councilwoman Scott stated yes, she understands but it is additional funding.

Councilman Timmer stated this is to continue the funding of the program as he understands it.

Councilman McCallon stated if we do not approve this funding, the program would end.

Councilwoman Scott stated we still have funds in the program.

Councilman Timmer stated not to run the program we don't.

Economic Development Specialist Stater stated this is to fund staff time, not the actual program as the improvements are funded by redevelopment.

Councilwoman Scott stated okay, this is staff, not the funding of the project.

Councilman Timmer stated he agrees with the same thing. We continue to fund the programs that we have participated with and seem to do a good job for our city with one exception. He was not going to fund the legal aid but we have funded them in the past in spite of what was said out there. We have funded them in the past. We did have a little extra money but he was going to rotate all that over and into the construction account because we always come up a little short.

A MOTION was made by Councilman McCallon, seconded by Councilman Timmer, to fund the following in regards to the Community Development Block Grant Fund for the fiscal year 2010-2011; Public Service Projects/Program #36063 in the amount of \$10,000, #36094 in the amount of \$8,000, #36095 in the amount of \$10,000, #36096 in the amount of \$5,000 and #36150 in the amount of \$17,690; Construction Improvement Projects #36097 in the amount of \$90,933, #36098 in the amount of \$33,064 and #36099 in the amount of \$216,814. Motion carried, 4-0, with Mayor Lilburn abstaining.

CITY COUNCIL/REDEVELOPMENT AGENCY LEGISLATIVE

10. Perspectives on SB375 Implementation from the Southern California Association of Governments (SCAG)

Councilman McCallon gave a brief review on SB 375.

Mr. Hasan Ikhata and John Husing gave a brief review on the perspectives of SB 375.

Councilwoman Scott stated regarding the income and education statistics, which year do they represent.

Mr. Hasan Ikhata replied 2008.

Councilman McCallon stated as you can see, looking at the statistics, the City of Highland has a great opportunity with the empty properties on Greenspot which are beginning to look at developing for commercial, retail and housing possibilities.

11. Memorandum of Understanding with SANBAG to Prepare a Regional Greenhouse Gas Inventory and Reduction Plan and Related Environmental Impact Report

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

Councilman Timmer stated historically estimates have been listed as low. Will they be developing a plan for all cities or will there be separate plans for each city to meet the requirements and include in the General Plan?

Community Development Director Jaquess stated it really is not a General Plan. It is a Regional Greenhouse Gas Inventory and Reduction Plan which is responsive to the law of AB32. It will be a county-wide plan but will be prepared with individual city by city analysis.

Councilman Timmer stated the fact is with the Greenhouse Gas is Transportation, Housing, people and counterparts as well as other things. We will have to address those in the planning which is the General Plan. He sees this being included in the General Plan.

Community Development Director Jaquess stated exactly it will. We have to come back and add it to the General Plan.

Councilman Timmer stated this will not develop a document which we can meet the state's requirements for this new element or will we have to do something in addition to.

Community Development Director Jaquess stated it will satisfy our needs of responding to AB32. The level we take it beyond that is our local choice. There is no required element for the general plan but it is a required environmental element of our environmental process. The advantage is for us doing it jointly with all the cities in the county, it will be a much more affordable approach than if we were to do it by ourselves.

Councilwoman Scott stated bigger is not better.

A MOTION was made by Councilman McCallon, seconded by Councilman Timmer, to approve the Memorandum of Understanding with SANBAG for participation in the preparation of a Regional Greenhouse Gas Inventory and Reduction Plan and related Environmental Impact Report, and approve a Budget Adjustment in the amount of \$23,121.55. This amount will be transferred from 001-2100 (general fund-unreserved, undesignated) to 001.4100.4554 (Planning-Contract Services Consultant). Motion carried, 5-0.

12. Project Advancement Agreement with SANBAG for 9th Street Improvements

City Engineer Wong gave a brief review of the staff report.

A MOTION was made by Councilman McCallon, seconded by Mayor Pro Tem Jones, to approve Project Advancement Agreement with SANBAG for future reimbursement of 9th Street improvements, subject to review and recommendation by the City Attorney, and to authorize the Mayor to sign the Agreement. Motion carried, 5-0.

13. Ad Hoc Appointments/Subcommittees/Agency Appointments

Mayor Lilburn stated some of the Ad Hoc Committees only meet once a year and she would like to make recommendations for membership on the various committees. The Airport parking structure Ad Hoc can be deleted as the project is moving forward; Cal Fire Contract Ad Hoc will be kept as an Ad Hoc Committee; Greenspot Development Ad Hoc can be deleted; Highland-San Bernardino Boundaries Ad Hoc will be deleted and replaced with a liaison that will bring forward information as needed; IVDA will remain in place; Mining Ad Hoc will be deleted; Neighborhood Revitalization Ad Hoc will be turned into a subcommittee; Open Space Ad Hoc will be deleted; Public Safety Tax Measure Ad Hoc will be deleted and replaced with a liaison person; Orange County Property Ad Hoc will be turned into a subcommittee; and the Sign Review Ad Hoc will be turned into a subcommittee as well.

A MOTION was made by Councilman McCallon, seconded by Mayor Pro Tem Jones, to direct staff to make the appropriate actions to create Subcommittees for the Neighborhood Revitalization, Orange County Property and Sign Review. Motion carried, 5-0.

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

Councilman McCallon stated SCAG meetings will now be on the internet for viewing. At the last meeting there was a controversial action where an E85 Grant was turned back to Department of Energy. SCAG remains committed to exploring clean alternative fuel opportunities. There were already concerns regarding this project as ethanol is not a clean alternative according to the experts.

Mayor Pro Tem Jones stated he attended a class at University of California at Riverside on Community Development and was a very informative session.

Councilwoman Scott stated she attended a meeting regarding Water Updates and included Northern California water storage issues.

15. San Bernardino International Airport Authority and IVDA

None

ANNOUNCEMENTS

None

CLOSED SESSION

At 7:48 p.m., the City Council and Redevelopment Agency convened into closed session regarding the following:

CONFERENCE WITH REAL PROPERTY NEGOTIATOR

Pursuant to Government Code Section 54956.8 regarding the following property:

Property:	APN 1210-371-12
Negotiating parties:	Joseph Hughes, City of Highland Verizon
Under negotiation:	Instruction to City's negotiator concerning price and terms of lease.

At 8:02 p.m., the City Council and Redevelopment Agency convened into open session, with all members present, making no announcements. There was no reportable action taken during the closed session.

ADJOURN

There being no further business, Mayor Lilburn adjourned the meeting at 8:04 p.m.

Submitted by:

Approved by:

Betty Hughes, CMC
City Clerk

Penny Lilburn
Mayor