

**MINUTES
CITY COUNCIL REGULAR MEETING
OCTOBER 14, 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 Jerry Highfill of Immanuel Baptist Church and the Pledge of Allegiance was led by Councilman Timmer. The National Anthem was sung by Citrus Valley High School student, Megan D'Janbatian.

ROLL CALL

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

REPORT FROM CLOSED SESSION

None

SPECIAL PRESENTATIONS

None

PUBLIC COMMENT

Mr. Ron Sellers spoke about his concerns regarding the Federal Government and how tax funds are being expedited.

CITY COUNCIL CONSENT CALENDAR

A MOTION was made by Councilman Timmer, seconded by Councilwoman Lilburn, to approve the consent calendar as submitted. Motion carried on a roll call vote, 4-0, with Councilwoman Scott 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 23, 2014 City Council Regular Meeting
Approved the Minutes as submitted.

3. Warrant Register
Approved Warrant Register No. 591 for October 14, 2014, in the amount of \$3,225,060.24 and Payroll of \$152,964.55.
4. Conflict of Interest Code Update
Rescinded Resolution No. 2012-035 and adopted Resolution No. 2014-047, Conflict of Interest, pursuant to the Political Reform Act of 1974.

RESOLUTION NO. 2014-047
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HIGHLAND,
CALIFORNIA, RESCINDING RESOLUTION NO. 2012-035
AND ADOPTING THE CITY'S CONFLICT OF INTEREST CODE

5. A Request for a Special Event Permit (SEP-014-021) by Immanuel Baptist Church for its Annual Harvest Festival on Friday, October 31, 2014
Authorized the one-day annual Harvest Festival at Immanuel Baptist Church facilities subject to the conditions of approval.
6. Easement Acceptance/5th Street Improvements Project (Phase 2)
 1. Accepted the Grant of Easement for Road and Sidewalk Purposes from Kenny K.C. Yen, Angela Wu Yen, Yen Hui Wang, Ming Ching Wang, and Mei Cien Huang; and
 2. Directed the City Clerk to record the Grant of Easement.
7. Authorization to Execute Right-of-Way Certifications for Federal and State Funded Projects
Adopted Resolution No. 2014-048 designating the Public Works Director/City Engineer as the City's Authorized Representative to sign right-of-way certifications as required by Caltrans for grant funded projects.

RESOLUTION NO. 2014-048
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HIGHLAND,
CALIFORNIA, DESIGNATING THE PUBLIC WORKS DIRECTOR/CITY
ENGINEER AS THE CITY'S AUTHORIZED REPRESENTATIVE TO SIGN
RIGHT-OF-WAY CERTIFICATIONS FOR FEDERAL AND STATE GRANT
FUNDED PROJECTS

8. Declaration of Two Vacancies on the Historic and Cultural Preservation Board (HCPB)
 1. Declared two seats vacant on the Historic and Cultural Preservation Board; and
 2. Directed the City Clerk to advertise the vacancies on the Board.

CITY COUNCIL PUBLIC HEARING

No Public Hearing

CITY COUNCIL LEGISLATIVE

9. Appoint One Member of the Public to the Historic and Cultural Preservation Board

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

A MOTION was made by Councilman Timmer, seconded by Mayor Pro Tem McCallon, to appoint Tony Mauricio to the Historic and Cultural Preservation Board which term expires November, 2016. Motion carried, 4-0, with Councilwoman Scott being absent.

10. Appoint One Member of the Public to the Community Trails Committee

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

Councilman Timmer nominated Mark Lyons.

Mr. Lyons received three ayes and was appointed to the Community Trails Committee which term expires October, 2015.

11. Second Reading of Ordinance No. 396, Amending Municipal Code Section 16.56.150 and 16.56.160 to clarify the review and approval process related to new Freeway Oriented Community Business Signs, and Electronic Changeable-copy Signs (MCA-14-004)

A MOTION was made by Mayor Pro Tem McCallon, seconded by Councilwoman Lilburn, to conduct a second reading of Ordinance No. 396 amending Title 16, Land Use and Development Code Sections 16.56.150 and 16.56.160 correcting ambiguities and formatting errors related to “New Freeway Oriented Community Business Signs, and Electronic Changeable-copy Signs” (MCA-14-004). Motion carried, 4-0, with Councilwoman Scott being absent.

City Clerk Hughes introduced Ordinance No. 396:

ORDINANCE NO. 396
AN ORDINANCE AMENDING VARIOUS SECTIONS OF THE HIGHLAND
MUNICIPAL CODE INCLUDING, TITLE 16, SECTIONS 16.56.150 AND
16.56.160 TO CORRECT AMBIGUITIES AND FORMATTING ERRORS
RELATED TO NEW FREEWAY ORIENTED COMMUNITY BUSINESS SIGNS,
AND ELECTRONIC CHANGEABLE COPY BUSINESS SIGNS (MUNICIPAL
CODE AMENDMENT MCA-14-004)

which title was read.

12. Bid Award – Bid No. 2014-06, “9th Street and Palm Avenue Pavement Rehabilitation (Project No. str11002a)”

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. 2014-06, “9th Street and Palm Avenue Pavement Rehabilitation (Project No. str11002a)” in the amount of \$983,000.00 to Match Corporation; and
2. Approve the following budget adjustments: Transfer \$75,615 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 \$151,230 from 023-2100 (General Capital Financing-Unreserved, undesignated) to be expended from 023-3890-6530 Street Construction; and Transfer \$75,615 from 002-2100 (Traffic Safety-Unreserved, undesignated) to be expended from 002-8200-6530 Street Construction. Motion carried, 4-0, with Councilwoman Scott being absent.

13. Bid Award – Bid No. 2014-07, “City Tree Trimming and Arborist Service Contract”

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

A MOTION was made by Councilwoman Lilburn, seconded by Councilman Timmer, to award the contract for Bid No. 2014-07, “City Tree Trimming and Arborist Service Contract” to United Pacific Services, Inc. Motion carried, 4-0, with Councilwoman Scott being absent.

14. Installing Automated License Plate Reader (ALPR) Systems at Various Locations

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

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

1. Make a finding that Vigilant Solutions is a sole source provider of the ALPR equipment and software;
2. Approve the installation of the ALPR system at the following locations: Northbound Boulder at San Manuel Village (two lanes), eastbound Base Line at Church Avenue (two lanes with turn pocket), eastbound Highland at Summertrail Place (one lane), westbound Base Line at Central Avenue (two lanes with turn pocket), eastbound 5th at Church Avenue (two lanes with turn pocket), Greenspot at Weaver (two lanes east and two lanes west) and eastbound Base Line at Boulder (two lanes with turn pocket); and
3. Approve the purchase of an extended warranty of two years in addition to the one-year warranty that comes with the purchase of the cameras and software in the amount of \$213,262.00. Motion carried, 4-0, with Councilwoman Scott being absent.

15. Amendment No. 3 to the Lease with the YMCA

Councilwoman Lilburn stated she will abstain from this item due to a conflict of interest as the Senior Center has an existing contract with the YMCA.

A MOTION was made by Councilman Timmer, seconded by Mayor Pro Tem McCallon, to approve Amendment No. 3 to the lease with the YMCA. Motion carried, 3-0, with Councilwoman Lilburn abstaining and Councilwoman Scott being absent.

16. Purchase of Roadway Easements from San Bernardino County Flood Control District for 5th Street Storm Drain and Waterline Improvement Project

Director of Public Works/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. Approve Purchase and Sale Agreement and Escrow Instructions (“Agreement”) with San Bernardino County Flood Control District (“District”) subject to the final review by the City Attorney, and authorize the Mayor to sign the Agreement;
2. Approve sale and conveyance of a City parcel located on Victoria Avenue adjoining the District’s Upper Warm Creek Channel for \$9,439.00, authorize the Mayor to sign the Grant Deed to convey the City parcel to the District upon close of escrow, and direct City staff to deliver the signed Grant Deed to escrow; and
3. Approve purchase of four roadway easements from the District located on 5th Street and Central Avenue for \$27,111.00, accept the Grant of Easement from the District upon close of escrow, and direct City staff to deliver a Letter of Acceptance to escrow. Motion carried, 4-0, with Councilwoman Scott being absent.

17. Comments on the U.S. EPA and U.S. Army Corps of Engineers’ Definition of “Waters of the United States” Under the Clean Water Act

A MOTION was made by Mayor Pro Tem McCallon, seconded by Councilman Timmer, to authorize the Mayor to sign a letter supporting comments made by the California Stormwater Quality Association, attached hereto as Attachment A, pertaining to the U.S. EPA and U.S. Army Corps of Engineers’ Definition of “Waters of the United States” under the Clean Water Act. Motion carried, 4-0, with Councilwoman Scott being absent.

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

Councilman Timmer stated he recently attended the Flood Control Conservation District Plan B meeting.

19. San Bernardino International Airport Authority and IVDA

None

ANOUNCEMENTS

November 5 Jennifer Lynne Brooks Bridge Dedication @ 3:00 p.m.

CLOSED SESSION

None

ADJOURN

There being no further business, Mayor Racadio adjourned the meeting at 6:46 p.m. in memory of Andrew Bienstock and Albert Garcia.

Submitted By:

Approved By:

Betty Hughes, MMC
City Clerk

Sam J. Racadio
Mayor