

**MINUTES  
CITY COUNCIL REGULAR MEETING  
MAY 8, 2018**

**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 Al LeBrun, Immanuel Baptist Church, and the Pledge of Allegiance was led by Councilman Timmer.

**ROLL CALL**

Present: Chavez, Lilburn, McCallon, Solano, Timmer  
Absent: None

**REPORT FROM CLOSED SESSION**

None

**SPECIAL PRESENTATIONS**

Mayor McCallon presented Marc Shaw with a Proclamation for his dedicated service to the community.

**PUBLIC COMMENT**

Mr. Frank Adomitis spoke in regards to his concerns for the upcoming 2018 election.

**CITY COUNCIL CONSENT CALENDAR**

**A MOTION** was made by Mayor Pro Tem Chavez, seconded by Councilwoman Lilburn, to approve the consent calendar as submitted. 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 – April 24, 2018 City Council Regular Meeting  
Approved the Minutes as submitted.

3. Warrant Register  
Approved Warrant Register No. 665 for May 8, 2018, in the amount of \$1,316,323.37 and Payroll of \$81,795.63.
4. Treasurer's Report for March 2018  
Received and filed Treasurer's Report for March 2018.
5. Authorization to Submit Claim for TDA Article 3 Funds – Highland/Redlands Regional Connector Project (Project No. str15002)
  1. Adopted Resolution No. 2018-011 authorizing submittal of a claim to SBCTA for TDA Article 3 funds for the Highland/Redlands Regional Connector Project; and
  2. Authorized the Public Works Director/City Engineer and the Director of Administrative Services/City Treasurer to execute the claim documents.

RESOLUTION NO. 2018-011

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HIGHLAND,  
CALIFORNIA, AUTHORIZING SUBMITTAL OF A CLAIM TO  
SBCTA FOR TDA ARTICLE 3 FUNDS FOR THE  
HIGHLAND/REDLANDS REGIONAL CONNECTOR PROJECT

6. Resolution No. 2018-012, a Resolution of the City Council of the City of Highland, California, Repealing Resolution No. 2014-022 in its Entirety Establishing Fines for Parking Violations and Authority to Write Citations  
Approved Resolution No. 2018-012, a Resolution of the City Council of the City of Highland, California, repealing Resolution No. 2014-022 in its entirety establishing fines for parking violations and authority to write citations.

RESOLUTION NO. 2018-012

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HIGHLAND,  
CALIFORNIA, REPEALING RESOLUTION 2014-022 IN ITS ENTIRETY  
ESTABLISHING FINES FOR PARKING VIOLATIONS AND  
AUTHORITY TO WRITE CITATIONS

**CITY COUNCIL PUBLIC HEARING**

No Public Hearing

## CITY COUNCIL LEGISLATIVE

### 7. Discussion of Impacts of SB 54 and Consideration of Possible Responses

City Attorney Steele stated members of the City Council have requested that an item be placed on an agenda to discuss the impacts of SB 54 on the City of Highland and whether any response from the City is necessary. SB 54 is called the California Values Act otherwise known in some circles as sanctuary state laws I guess it has come to be referred to. SB 54 states that its intent is to limit the interactions between State and local law enforcement agencies in furtherance of Federal Immigration enforcement efforts. The statute prohibits local law enforcement authorities from participating in a specified set of cooperative activities with immigration authorities including inquiring into an individual's immigration status, detaining individuals on the basis of immigration holds, and providing certain information about individuals to ICE that is not otherwise publically available. The full list of prohibited activities and the exceptions to those prohibited activities are listed in your staff report. As the City Council knows Highland does not provide its own police services. San Bernardino County Sherriff's Department provides and commands law enforcement services in Highland as well as in many other cities in the county. The City does not have a jail and has no command or policy authority whatsoever over the San Bernardino County Sheriff's Department officers who serve the city so well. Thus, SB 54 has no direct impact on the City of Highland's operations. Any response to SB 54 from law enforcement in this City would come from the command structure of the Sheriff's Department and the Board of Supervisors. A statement from the Highland station's Captain Fisk regarding the department's position on this issue is included in your staff report and Captain Fisk, of course, is here to answer any operational questions you might have. Obviously SB 54 and associated immigration issues have generated a great deal of interest and emotions from people across the political spectrum. The City Council's options for a response to this bill however are pretty limited, simply because the impact on the City directly is fairly limited. Because of that, any actions the City Council chooses to take would be mostly symbolic. Joining law suits, sending letters, adopting Resolutions on either side of the issue all would be symbolic action in the current legal and factual setting. That's not to say symbolism may not be important. The City Council may determine that a formal statement on the City's position on the issue is important because SB 54 indirectly affects all of us in all communities within the state. That is entirely within the City Council's discretion and staff is making no recommendation as to any particular response on the part of the City. There have been some calls for cities in general to "opt out" of SB 54. Frankly there is no such concept under California law for a general law city like Highland. We do not get to pick and choose the general laws that we want to follow or not follow. The general laws all apply to general law cities unless a court says otherwise or the law is repealed. If the City Council is inclined to send a letter as the Yucaipa City Council recently decided along with other cities, a possible draft has been prepared. If you decide to take a position otherwise or want another type of letter prepared, staff is prepared to make that draft.

Mr. Mark Falcone spoke in opposition of SB 54.

Ms. Gilda Gularte spoke in favor of SB 54.

Mr. Brian Drake spoke in opposition of SB 54.

Mr. Jason Isaacs spoke in opposition of SB 54.

Mr. Terence Fuyumuro spoke in opposition of SB 54.

Ms. Juliet Isaacs spoke in opposition of SB 54.

Mr. Mike Petrich spoke in opposition of SB 54.

Mr. Dave Saran spoke in opposition of SB 54.

Mr. Fred Yauger spoke in opposition of SB 54.

Mr. Mike Volpone spoke in opposition of SB 54.

Mr. Khaldoun Samaan spoke in opposition of SB 54.

Ms. Kristin Bustos spoke in opposition of taking a stance on SB 54.

Female speaker spoke in favor of SB 54.

Male speaker spoke in opposition of taking a stance on SB 54.

**A MOTION** was made by Mayor Pro Tem Chavez, seconded by Councilwoman Solano, to take no action regarding SB 54. Motion failed, 2-3, with Mayor McCallon, Councilwoman Lilburn and Councilman Timmer dissenting.

**A MOTION** was made by Mayor McCallon, seconded by Councilwoman Lilburn, to write a letter expressing the City of Highland's opposition to SB 54. Motion carried, 3-2, with Mayor Pro Tem Chavez and Councilwoman Solano dissenting.

8. Bid Award – Bid No. 2018-01, “Highland Avenue Traffic Signal, Street and Landscaped Median Improvements at Real Journey Academies Charter Schools” (Project sig18001)

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

**A MOTION** was made by Councilman Timmer, seconded by Councilwoman Solano, to award the construction contract to the responsive low bidder, Elecnor Belco Group, in the amount of \$746,150.00 for Bid No. 2018-01 (Project sig18001) “Highland Avenue Traffic Signal, Street and Landscape Median Improvements at Real Journey Academies Charter Schools. Motion carried, 5-0.



## ADJOURN

There being no further business, Mayor McCallon adjourned the meeting at 7:01 p.m. in memory of Patricia "Pat" Laur.

Submitted By:

Approved By:

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Betty Hughes, MMC  
City Clerk

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Larry McCallon  
Mayor