

CITY OF



*Justin Beaver, Mayor
Chris Venable, Mayor Pro Tem
Bobby Duncan, Councilmember
Matt Garner, Councilmember
Jon Thorp, Councilmember*

*Chris Mann, City Manager
Steven Graham, City Attorney
Ana V. Sauseda, City Clerk*

AGENDA

City Council

Successor Agency · Housing Authority

April 8, 2024

City Hall - City Council Chambers

34272 Yucaipa Blvd., Yucaipa, California

The City Council serves as the Board for the Yucaipa Successor Agency and Commission for the Yucaipa Housing Authority.

Public Comment will be called at the time and place noted on the Agenda below for the general public to address the City Council, Successor Agency and Housing Authority. Please complete a speaker's form and return it to the City Clerk prior to the beginning of the meeting. Public Comment will be conducted in accordance with the Rules of Procedure adopted pursuant to Resolution No. 2023-07. There is a three-minute time limit for speaking and time may not be ceded to another speaker.

Public Comment Via Mail or Email

Items must be submitted no later than three (3) business hours prior to the meeting at which the commenter seeks to provide comment. Public comment may be submitted via U.S. Mail to the City Clerk at 34272 Yucaipa Blvd., Yucaipa, CA 92399 or via email to publiccomment@yucaipa.gov. All mail and email correspondence will be archived, distributed to City Council, and retained as part of the public record; however, submissions will not be read out loud during the meeting. The subject line should specify "Public Comment" and include the date of the meeting.

Written public comment submitted on non-agenda items and on specific agenda items will be made available to the public pursuant to the City of Yucaipa policy regarding the distribution of written public comments at City Council and Commission meetings, which may be accessed on the City's website at <https://yucaipa.gov/agendas-minutes/>. Individuals should be aware that comments provided, including personal information, may be disclosable pursuant to the California Public Records Act.

Live stream/recording of City Council meetings:

Members of the public may watch city council meetings live at: <https://yucaipa.gov/live>.

Possible Live Stream Disruptions:

While the City of Yucaipa strives for uninterrupted streaming, technical issues may occasionally occur. We ask for your understanding and patience should there be any disruptions during the live broadcast. We will work diligently to resolve any issues promptly, however, please be advised that the City Council meeting may continue in person while such issues are resolved. Every attempt will be made for the meeting to be recorded and made available for viewing after its conclusion.

CLOSED SESSION – 5:00 PM

- A. CONFERENCE WITH LEGAL COUNSEL – Pursuant to Government Code section 54956.8
Property: APNS: APN: 0301-191-21, 0301-211-10, 0301-211-12, 0301-201-26, 0301-201-40, 0301-201-41 and 0301-201-42
Agency Negotiator: Chris Mann, City Manager
Negotiating Parties: Pacific Oaks Industrial LLC
Under negotiation: Price and Terms

- B. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION (Paragraph (1) of subdivision (d) of Section 54956.9)
Ana Sauseda v. George Sardeson, et al
San Bernardino Superior Court Case No. CIVSB2310343

OPEN SESSION – 6:00 PM

CALL TO ORDER

PLEDGE OF ALLEGIANCE

ROLL CALL

CLOSED SESSION REPORT

CHANGES TO THE AGENDA

SPECIAL PRESENTATION

YAPS Dog of the Month

PUBLIC COMMENT

CONSENT AGENDA

The following Consent Agenda items are expected to be routine and non-controversial. Council will act upon them, at one time, without discussion. Any Councilmember or staff member may request removal of an item from the Consent Agenda for discussion.

Members of the City Council also sit as the Board for the Successor Agency and Commission for the Housing Authority and may act on the consent calendar for those bodies as part of a single motion with the City Council consent calendar.

1. **SUBJECT:** APPROVE THE CITY COUNCIL/SUCCESSOR AGENCY/HOUSING AUTHORITY MINUTES OF MARCH 25, 2024.
RECOMMENDATION: That the City Council approve the City Council/Successor Agency/Housing Authority Minutes of March 25, 2024.
2. **SUBJECT:** SECOND READING OF ORDINANCE NO. 445
RECOMMENDATION: That the City Council approve the second reading of Ordinance No. 445, an Ordinance of the City Council of the City of Yucaipa, California, Amending Chapter 5.08 of the Yucaipa Municipal Code Related to Bingo.
3. **SUBJECT:** EXTENDING THE EXISTENCE OF A LOCAL EMERGENCY DUE TO THE 2022 SEPTEMBER STORM EVENT
RECOMMENDATION: That the City Council extend the declaration of a local emergency as a result of the 2022 September Storm Event.
4. **SUBJECT:** EXTENDING THE EXISTENCE OF A LOCAL EMERGENCY DUE TO TROPICAL STORM HILARY
RECOMMENDATION: That the City Council extend the declaration of a local emergency as a result of Tropical Storm Hilary.
5. **SUBJECT:** MONTHLY TREASURER’S REPORT FEBRUARY 2024
RECOMMENDATION: That the City Council receive and file the Monthly Treasurer’s Report for February 2024.
6. **SUBJECT:** FISCAL YEAR 2023/2024 ACCOUNTABILITY REPORTS
RECOMMENDATION: That the City Council That the City Council receive the Community Activity Grant Accountability Reports and deem the program requirements complete for Al-Anon – Weekly Meetings, Yucaipa/Calimesa Family Assistance – Purchase and Installation of Security Cameras, Inland Leaders Charter School – Volleyball Games 2023 Season (at the Community Center), Yucaipa Pickleball Inc. – Pickleball Clinics and

Play, Rotary Club of Yucaipa – Club Meetings, Rotary Club of Yucaipa – 2023 Christmas Parade.

7. **SUBJECT:** AWARD OF CONTRACT – FISCAL YEAR 2023/2024 STREET STRIPING PROGRAM – PROJECT NO. 11197

RECOMMENDATION: That the City Council:

1. Award and authorize the City Manager to execute a contract, and the City Manager or his designee administer the terms of the contract to the lowest responsive bidder, PCI of Azusa, CA, in the amount of \$18,110 for the Fiscal Year 2023/2024 Street Striping Program – Project No. 11197 (Project); and
2. Approve the amount of \$4,500 for construction contract contingency and the amount of \$2,700 for construction contract administration, staff time, and inspection costs for a total construction budget in the amount of \$25,310; and
3. Authorize the City Manager or his designee to administer the distribution of the contract contingency; and
4. Approve the plans and specifications prepared for this Project.

8. **SUBJECT:** AWARD OF CONTRACT – NEW CITY YARD FENCING PROJECT – PROJECT NO. 11208

RECOMMENDATION: That the City Council:

1. Award and authorize the City Manager to execute a contract, and the City Manager or his designee administer the terms of the contract to the lowest responsive bidder, AB Fence of Beaumont, CA in the amount of \$222,247 for the New City Yard Fencing Project – Project No. 11208 (Fencing Project); and
2. Approve the amounts of \$25,000 for construction contract contingency and the amount of \$10,000 for construction contract administration, staff time, testing, and inspection, for a total construction budget in the amount of \$257,247; and
3. Authorize the City Manager or his designee to administer the distribution of the contract contingency; and
4. Approve the plans and specifications prepared for the Fencing Project.

9. **SUBJECT:** CONTRACT CHANGE ORDER NO. 2 TO THE CONTRACT WITH EXCEL LANDSCAPE, INC. FOR PARKS, MEDIANS, AND DETENTION BASIN MAINTENANCE PROGRAM

RECOMMENDATION: That the City Council approve and authorize the City Manager to execute and authorize the City Manager or his designee to administer the terms of Change Order No. 2 to the contract with Excel Landscape, Inc. in the not-to-exceed amount

of \$23,058 for a revised contract total of \$442,650 for City's Parks, Medians, and Detention Basin Maintenance Program.

10. **SUBJECT:** CITY OF YUCAIPA FOURTH OF JULY FIREWORKS SHOW

RECOMMENDATION: That the City Council:

1. Authorize the City Manager to execute a contract with Pyro Spectaculars, Inc. in the amount of \$42,145, to produce a Firework Show; and
2. Approve the closure of Chapman Heights Road west of 10th Street and east of 13th Street, and the closure of Gold Mountain Road north of Chapman Heights Road from 6:00 p.m. until 10:00 p.m. on July 4, 2024.

11. **SUBJECT:** FACILITY LEASE AGREEMENT – YUCAIPA VISIONQUEST ART GALLERY CENTER

RECOMMENDATION: That the City Council authorize the City Manager to execute a Facility Lease Agreement with Yucaipa VisionQuest for the lease of city-owned property located at 35136 Avenue A.

12. **SUBJECT:** FACILITY LEASE AGREEMENT – BIG TIME DESIGN LLC.

RECOMMENDATION: That the City Council authorize the City Manager to execute a Facility Lease Agreement with Big Time Design LLC, for the lease of the city-owned building and property located at 35157 Yucaipa Boulevard.

DISCUSSION ITEMS

13. **SUBJECT:** COMMUNITY ACTIVITY GRANT PROGRAM (CAG) GUIDELINES AND FUNDING LEVELS FOR CAG AND NON-DEPARTMENT NOT-FOR-PROFIT ORGANIZATIONS FOR FISCAL YEAR (FY) 24/25

RECOMMENDATION: That the City Council:

1. Approve the CAG Application Review Ad-Hoc Committee recommendation to maintain the current guidelines for FY 24/25 and amend FY 25/26 guidelines requiring a 100% financial match for all applicants receiving CAG financial awards; and
2. Approve the CAG Application Review Ad-Hoc Committee recommendation to maintain the appropriation of \$40,000 for in-kind/fee waivers and increase the appropriation to \$20,000 for financial requests for the FY 2024/2025 CAG cycle; and
3. Approve the CAG Application Review Ad-Hoc Committee recommendation to appropriate funding for FY 24/25 to Non-Department Not-for-Profit organizations as outlined in the staff report.

14. **SUBJECT:** REMOVAL OF RICHARD BECK AS A MEMBER OF THE PLANNING COMMISSION

RECOMMENDATION: That the City Council consider the removal of Richard Beck as a member of the Planning Commission pursuant to Article X of the adopted General Rules and Procedures for the Conduct of Commissions and Committees in the City of Yucaipa.

15. **SUBJECT:** ADOPTION OF URGENCY ORDINANCE NO. 466-U ESTABLISHING A TEMPORARY MORATORIUM FOR THE INSTALLATION OF MOBILE HOMES GREATER THAN TWENTY YEARS OLD IN THE CITY'S 42 EXISTING MOBILE HOME PARKS

RECOMMENDATION: That the City Council adopt an Urgency Ordinance of the City Council of the City of Yucaipa, California, adopting an Interim Measure Imposing a Moratorium on the Installation, Modification, or Review and Approval of Applications for Mobile Home Set-Down Permits for Mobile Homes Over Twenty Years Old within all Mobilehome Parks Existing in the City.

16. **SUBJECT:** YPAC PROGRAMMING

RECOMMENDATION: That the City Council:

1. Approve and authorize the City Manager to execute an agreement with WME for an artist to perform at the Yucaipa Performing Arts Center (YPAC) on Thursday, May 30, 2024; and
2. Amend the Adopted FY 2023-24 General Fund Budget by increasing budgeted expenditures by \$110,000.

COUNCILMEMBER REPORTS

ANNOUNCEMENTS

ADJOURNMENT

Notice Regarding Americans with Disability Act

The City of Yucaipa complies with the Americans with Disabilities Act of 1990. If you need special assistance to participate in this meeting, please call the City Clerk’s Department at (909) 797-2489, during normal business hours, at least 48-hours prior to the meeting. Notification 48 hours prior to the meeting will enable the city to make reasonable accommodations to ensure accessibility to this meeting.

CEQA STATEMENT:

Unless stated otherwise on the agenda, every item on the agenda is exempt from CEQA guidelines sections 15060(c), 15061(b)(3), 15273, 15378, 15301, 15323 and/or Public Resource Code Section 21065.

Pursuant to Government Code Section 54957.5, any disclosable public records related to an open session item on a regular meeting agenda and distributed by the City of Yucaipa to all or a majority of the City Council, less than 72 hours prior to that meeting, are available for public inspection at Yucaipa City Hall, 34272 Yucaipa Boulevard, Yucaipa, CA 92399, during normal business hours.

NOTICE REGARDING CHALLENGES TO DECISIONS

Pursuant to all applicable laws and regulations, if you would like to challenge the decision of the City Council on an item appearing on this Agenda, you may be limited to raising only those issues you or someone else raised at the public hearing(s) described in this Agenda, or in written correspondence delivered to the City at, or prior to, the public hearing.

AFFIDAVIT OF POSTING

State of California }
County of San Bernardino } ss.
City of Yucaipa }

I, Ana V. Sauseda, City Clerk of the City of Yucaipa, California, do hereby declare that the foregoing agenda was posted on 04/04/2024, at least seventy-two (72) hours prior to the meeting per Government Code 54954.2, at the following locations:

Yucaipa City Hall, 34272 Yucaipa Boulevard, Yucaipa, California
City of Yucaipa website www.yucaipa.gov

Ana V. Sauseda, MMC
City Clerk



Remove by: 04/09/2024