

**MINUTES  
REDEVELOPMENT AGENCY AND CITY COUNCIL  
REGULAR MEETING  
MARCH 10, 2009 - 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 6:00 p.m. by Mayor Lilburn at the Donahue Council Chambers, 27215 Base Line, Highland, California.

The invocation was given by Reverend Jonathan Jones of Immanuel Baptist Church and the Pledge of Allegiance was led by Mayor Lilburn.

**ROLL CALL**

Present: Jones, Timmer, Mayor Lilburn  
Absent: McCallon, Scott

**SPECIAL PRESENTATIONS**

Mayor Lilburn presented Elena Rodrigues, Administrative Assistant III, with an Employee Award for her five years of dedicated service to the City of Highland.

**COMMUNITY INPUT**

None

**CITY COUNCIL/REDEVELOPMENT AGENCY CONSENT CALENDAR**

City Manager Hughes stated he would like to request an item be added to the Closed Session regarding property acquisition.

**A MOTION** was made by Councilman Timmer, seconded by Mayor Pro Tem Jones, to add an item to the closed session portion of the agenda. Motion carried, 3-0, with Councilman McCallon and Councilwoman Scott being absent.

**CONFERENCE WITH REAL PROPERTY NEGOTIATOR**

Pursuant to Government Code Section 54956.8 regarding the following property:

Property: APN 285-742-08  
Negotiating parties: Joseph Hughes, City of Highland  
Mr. Balber Family Trust  
Under negotiation: Instruction to City's negotiator concerning price and terms of payment.

## CONFERENCE WITH REAL PROPERTY NEGOTIATOR

Pursuant to Government Code Section 54956.8 regarding the following property:

Property: APN 285-742-09  
Negotiating parties: Joseph Hughes, City of Highland  
Jahar Enterprise Limited Partnership  
Under negotiation: Instruction to City's negotiator concerning price and terms of payment.

**A MOTION** was made by Councilman Timmer, seconded by Mayor Pro Tem Jones, to approve the consent calendar as submitted. Motion carried on a roll call vote, 3-0, with Councilman McCallon and 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 – February 10, 2009 City Council Regular Meeting  
Approved Minutes as submitted.
3. Minutes – February 10, 2009 RDA Regular Meeting  
Approved Minutes as submitted.
4. Claim Consideration – Deborah J. Armstrong-Davis  
Rejected claim.
5. Warrant Register  
Approved Warrant Register No. 479 for March 10, 2009, in the amount of \$1,025,929.68 and Payroll of \$78,652.55.
6. Award of a Professional Services Contract to Michael Brandman Associates for Assistance in Providing Regulatory Permitting Services Related to the Greenspot Road Improvement Project (ENV-008-009)  
Awarded a Professional Services Contract to Michael Brandman Associates for providing Regulatory Permitting Services related to the Greenspot Road improvement project (ENV-008-009) in an amount not to exceed \$25,800.00.
7. Bid Award – Bid No. 2008-18, "Warm Creek Storm Drain Phase 3 and East Highlands Drainage Improvements"  
Awarded the contract for Bid No. 2008-18 "Warm Creek Storm Drain Phase 3 and East Highlands Drainage Improvements" to Garcia Juarez Construction, Inc.
8. Preparation of Annual Engineer's Reports for 2009/2010 Assessments
  1. Adopted Resolution No. 2009-004 ordering the preparation of an Engineer's Report for Consolidated Landscape and Lighting District No. 96-1; and
  2. Adopted Resolution No. 2009-005 ordering the preparation of an Engineer's Report for Street and Drainage Maintenance District 96-1.

RESOLUTION NO. 2009-004  
A RESOLUTION OF THE CITY COUNCIL  
OF THE CITY OF HIGHLAND, CALIFORNIA,  
ORDERING THE PREPARATION OF ENGINEER'S REPORT  
FOR CONSOLIDATED LANDSCAPE & LIGHTING DISTRICT NO. 96-1  
FOR FISCAL YEAR 2009/2010

RESOLUTION NO. 2009-005  
A RESOLUTION OF THE CITY COUNCIL  
OF THE CITY OF HIGHLAND, CALIFORNIA,  
ORDERING THE PREPARATION OF AN ENGINEER'S REPORT FOR  
STREET AND DRAINAGE MAINTENANCE DISTRICT 96-1  
FOR FISCAL YEAR 2009/2010

### **CITY COUNCIL/REDEVELOPMENT AGENCY PUBLIC HEARING**

No Public Hearing.

### **CITY COUNCIL/REDEVELOPMENT AGENCY LEGISLATIVE**

9. City of Highland Municipal Code

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

**A MOTION** was made by Mayor Pro Tem Jones, seconded by Councilman Timmer, to introduce Ordinance No. 338 adopting the Highland Municipal Code. Motion carried, 3-0, with Councilman McCallon and Councilwoman Scott being absent.

City Clerk Hughes introduced Ordinance No. 338:

ORDINANCE NO. 338  
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF HIGHLAND,  
CALIFORNIA, AMENDING SECTION 1.01.060  
OF TITLE 1 OF THE HIGHLAND MUNICIPAL CODE, RELATING  
TO THE ADOPTION OF THE HIGHLAND MUNICIPAL CODE

which title was read.

10. Comment Letter to San Bernardino International Airport on Proposed Parking Lot

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

**A MOTION** was made by Mayor Pro Tem Jones, seconded by Councilman Timmer, to authorize the attached letter be forwarded to the San Bernardino International Airport Authority to provide input and comments on the proposed Mitigated Negative Declaration for a proposed parking lot to be constructed on a closed landfill on the Airport property. Motion carried, 3-0, with Councilman McCallon and Councilwoman Scott being absent.

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

Mayor Lilburn stated she was appointed as the representative for the Cal-ID Remote Access Board.

12. San Bernardino International Airport Authority and IVDA

None

**ANNOUNCEMENTS**

None

**CLOSED SESSION**

At 6:19 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 1192-421-02  
Negotiating parties: Joseph Hughes, City of Highland  
Robert J. & Charlotte Erwin  
Under negotiation: Instruction to City's negotiator concerning price and terms of payment.

**CONFERENCE WITH REAL PROPERTY NEGOTIATOR**

Pursuant to Government Code Section 54956.8 regarding the following property:

Property: APN 285-742-08  
Negotiating parties: Joseph Hughes, City of Highland  
Mr. Balber Family Trust  
Under negotiation: Instruction to City's negotiator concerning price and terms of payment.

**CONFERENCE WITH REAL PROPERTY NEGOTIATOR**

Pursuant to Government Code Section 54956.8 regarding the following property:

Property: APN 285-742-09  
Negotiating parties: Joseph Hughes, City of Highland  
Jahar Enterprise Limited Partnership  
Under negotiation: Instruction to City’s negotiator concerning price and  
terms of payment.

**CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION**

Government Code Section 54956.9(a) – California Redevelopment Association  
et al v. Genest et al - Superior Court for Sacramento County, Case No.: 34-  
2008-00028334-CU-WM-GDS

At 6:50 p.m., the City Council and Redevelopment Agency convened into open  
session, with Council Members McCallon and Scott being absent, making no  
announcements.

**ADJOURN**

There being no further business, Mayor Lilburn adjourned the meeting at 6:52  
p.m.

Submitted by:

Approved by:

\_\_\_\_\_  
Betty Hughes, CMC  
City Clerk

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Penny Lilburn  
Mayor