

**MINUTES
REDEVELOPMENT AGENCY AND CITY COUNCIL
REGULAR MEETING
JUNE 9, 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 6:02 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 Pro Tem Jones.

ROLL CALL

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

SPECIAL PRESENTATIONS

Mayor Lilburn presented Terry Rhodes, Senior Accountant, with an employee award for her ten years of dedicated service to the City of Highland.

Mayor Lilburn presented Larry Mainez, City Planner, with an employee award for his ten years of dedicated service to the City of Highland.

Mr. Ron Cochran, newly appointed Police Chief, introduced himself to the City Council.

Mayor Lilburn presented Isaac Jackson, Homeless Partnership Support, with a proclamation proclaiming the City Council's support of the program.

COMMUNITY INPUT

Ms. Faye Jure stated the property adjacent to her has two incomplete homes in which no work has been accomplished in the last 15 months. She has phoned into City Hall and has not received a satisfactory answer. She understands the property owner has received an additional three-month extension and would like to know who approved an additional 180-day extension. She would like to request an answer as to why the property owner was granted another extension and also what was accomplished at the initial inspection of the property.

CITY COUNCIL/REDEVELOPMENT AGENCY CONSENT CALENDAR

A MOTION was made by Councilman McCallon, seconded by Mayor Pro Tem Jones, to approve the consent calendar as submitted. Motion carried, 4-1, with Councilman Timmer 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 – May 14, 2009 City Council Regular Meeting
Approved Minutes as submitted.
3. Minutes – May 14, 2009 RDA Regular Meeting
Approved Minutes as submitted.
4. Claim Consideration – Harold Stiles
Rejected claim.
5. Warrant Register
Approved Warrant Register No. 485 for June 9, 2009, in the amount of \$896,690.51 and Payroll of \$85,962.12.
6. Resolution No. 2009-16 Rendering the Annual Statement of Investment Policy for Fiscal Year 2009-2010
Adopted Resolution No. 2009-016 rendering the Annual Statement of Investment Policy for Fiscal Year 2009-2010.

RESOLUTION NO. 2009-016
A RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF HIGHLAND, CALIFORNIA, ADOPTING THE ANNUAL STATEMENT OF
INVESTMENT POLICY FOR FISCAL YEAR 2009/2010

7. Resolution No. 2009-17 Confirming the Authority of the City Treasurer Pursuant to Government Code Section 53607
Adopted Resolution No. 2009-017 confirming the authority of the City Treasurer pursuant to Government Code Section 53607.

RESOLUTION NO. 2009-017
A RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF HIGHLAND, CALIFORNIA, CONFIRMING THE AUTHORITY
OF THE CITY TREASURER, PURSUANT TO
GOVERNMENT CODE SECTION 53607

8. Resolution No. 2009-18 Establishing the Appropriations Limit for Fiscal Year 2009-2010 for the City of Highland in Accordance with the Provisions of Division 9 of Title 1 of the California Government Code
Adopted Resolution No. 2009-018 establishing the Appropriations Limit for Fiscal Year 2009-2010 for the City of Highland in accordance with the provisions of Division 9 of Title 1 of the California Government Code.

RESOLUTION NO. 2009-018
A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF
HIGHLAND, CALIFORNIA, ESTABLISHING THE APPROPRIATIONS
LIMIT FOR FISCAL YEAR 2009-2010 FOR THE CITY OF
HIGHLAND IN ACCORDANCE WITH THE PROVISIONS OF DIVISION 9
OF TITLE 1 OF THE CALIFORNIA GOVERNMENT CODE

9. Proposal by Urban Futures, Inc., to Prepare the City's Next Five-Year Redevelopment Implementation Plan
Approved the proposal by Urban Futures, Inc.
10. Renewal of Agreement with Innovative Federal Strategies
Authorized the City Manager to sign the letter agreement for services provided by Innovative Federal Strategies.
11. Bid Award – Bid No. 2009-03 “Trail Fencing Construction”
 1. Awarded the contract for Bid No. 2009-03 “Trail Fencing Construction” to Bill’s Fence Company in the amount of \$19,106.50; and
 2. Approved a budget adjustment in the amount of \$15,000 from 001-2100 (unreserved, undesignated) to 001-6100-4585 (Contract Services-Maintenance).
12. Bid Award – Bid No. 2009-04 “Miscellaneous 2009 Concrete Construction”
 1. Awarded the contract for Bid No. 2009-04 “Miscellaneous 2009 Concrete Construction to International Pavement Solutions, Inc., in the amount of \$29,768.90; and
 2. Authorized concrete repair work at additional locations be included in future change orders up to 25% of the original contract amount.
13. Easement Acceptance/Bruce Street Sidewalk Project
 1. Accepted the Grant of Easement for Road and Drainage purposes from Ami Doshi; and
 2. Directed the City Clerk to record the Grant of Easement.

14. Street and Drainage Maintenance District 96-1 Annual Report (Fiscal Year 2009/10)

1. Adopted Resolution No. 2009-019 giving preliminary approval of the Annual Report; and
2. Adopted Resolution No. 2009-020 setting July 28, 2009, as the date of the protest hearing.

RESOLUTION NO. 2009-019

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HIGHLAND, CALIFORNIA, GIVING PRELIMINARY APPROVAL OF REPORT FOR STREET AND DRAINAGE MAINTENANCE DISTRICT NO. 96-1 FISCAL YEAR 2009-10

RESOLUTION NO. 2009-020

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HIGHLAND, CALIFORNIA, DECLARING ITS INTENTION TO LEVY AND COLLECT ASSESSMENTS FOR FISCAL 2009-10 IN STREET AND DRAINAGE MAINTENANCE DISTRICT NO. 96-1, AN ASSESSMENT DISTRICT, AND OFFERING A TIME AND PLACE FOR HEARING OBJECTIONS THERETO

15. Consolidated Landscape and Lighting District 96-1 Annual Report (Fiscal Year 2009-10)

1. Adopted Resolution No. 2009-021 giving preliminary approval of the Annual Report; and
2. Adopt Resolution No. 2009-022 setting July 28, 2009, as the date of the protest hearing.

RESOLUTION NO. 2009-021

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HIGHLAND, CALIFORNIA, GIVING PRELIMINARY APPROVAL OF ENGINEER'S REPORT FOR CONSOLIDATED LANDSCAPING & LIGHTING DISTRICT NO. 96-1 FISCAL YEAR 2009-10

RESOLUTION NO. 2009-022

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HIGHLAND, CALIFORNIA, DECLARING ITS INTENTION TO LEVY AND COLLECT ASSESSMENTS FOR FISCAL 2009-10 IN CONSOLIDATED LANDSCAPE AND LIGHTING DISTRICT NO. 96-1, AN ASSESSMENT DISTRICT, AND OFFERING A TIME AND PLACE FOR HEARING OBJECTIONS THERETO

16. Interlocal Agreement Concerning Distribution of the 2009 Byrne Justice Assistance Grant (JAG) Program Award
1. Authorized the City Manager to sign the Interlocal Agreement concerning distribution of the 2009 Byrne Justice Assistance Grant (JAG) Program award;
 2. Authorized the Director of Administrative Services to complete any necessary documentation to complete the grant process;
 3. Authorized the expenditure of the grant award of \$27,801 for special project overtime in the Justice Assistance Grant (JAG) 2009/2010 budget; and
 4. Authorized the following budget adjustment for 2009/2010: 026.8480.9360 \$27,801 (JAG grant revenue) & Expenditure – 026.8480.4560 \$27,801 (Contract Services-Sheriff).

CITY COUNCIL/REDEVELOPMENT AGENCY PUBLIC HEARING

17. Resolution No. 2009-023 Adopting a Biennial Budget for Fiscal Years 2009-2011

Mayor Lilburn opened the public hearing.

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

Mayor Lilburn called for any speakers either in opposition or in favor of this item. Hearing none, Mayor Lilburn closed the public hearing.

A MOTION was made by Mayor Pro Tem Jones, seconded by Councilman McCallon, to adopt Resolution No. 2009-023 adopting a biennial budget for Fiscal Years 2009-2011. Motion carried, 4-1, with Councilman Timmer being absent.

RESOLUTION NO. 2009-023
A RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF HIGHLAND, CALIFORNIA, ADOPTING A BIENNIAL BUDGET
FOR FISCAL YEARS 2009-2011

18. Resolution No. RDA2009-001 Adopting a Biennial Budget for Fiscal Years 2009-2011

Chairwoman Lilburn opened the public hearing.

Chairwoman Lilburn called for any speakers either in opposition or in favor of this item. Hearing none, Chairwoman Lilburn closed the public hearing.

A MOTION was made by Agency Member McCallon, seconded by Vice Chairman Jones, to adopt Resolution No. RDA2009-001 adopting a biennial budget for Fiscal Years 2009-2011. Motion carried, 4-1, with Agency Member Timmer being absent.

RESOLUTION NO. RDA 2009-001
A RESOLUTION OF THE HIGHLAND REDEVELOPMENT AGENCY
ADOPTING A BIENNIAL BUDGET FOR FISCAL YEARS 2009-2011

CITY COUNCIL/REDEVELOPMENT AGENCY LEGISLATIVE

19. Confirmation of CDBG-R Funding Request

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 confirm use of CDBG-R funds on two existing CDBG projects as shown in the attached project list submitted to Caltrans on May 14, 2009. Motion carried, 4-1, with Councilman Timmer being absent.

20. Determination of Planning Commission Term Limits

Mayor Lilburn announced the following term limits for the appointed Planning Commissioners consistent with Section 2 of Ordinance No. 341 city proposed Code Section 2.16.020(A).

- Mr. Richard Haller - 2 year term
- Mr. John Gamboa – 4 year term
- Mr. Randall Hamerly – 2 year term
- Mr. Mike Willhite – 4 year term
- Mr. Trang Huynh – 6 year term
- Mr. Milton Sparks – 6 year term
- Mr. Mike Stoffel – 6 year term

21. Proposed Contract Amendment with San Bernardino County for Animal Control Services for Fiscal Year 2009-2010

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

Councilwoman Scott asked when do we anticipate receiving the JPA and also can we have a valid phone number for residents to phone for assistance?

Mr. Brian Cronin stated the County of San Bernardino is proceeding with the JPA Agreements in various regions of the county. The first JPA was formed in the Morongo Basin and is being used as a model for other regions for similar animal control services. The toll free number is a valid number and is operated 24 hours a day. The number is 1-800-472-5609. There is an answering service for this number and residents will reach an operator to report any incidents.

A MOTION was made by Mayor Pro Tem Jones, seconded by Councilman McCallon, to approve the contract amendment with San Bernardino County for Animal Control Services from July 1, 2009, through June 30, 2010, in the amount of \$396,547.00 and authorize the Mayor to execute the appropriate documents, and authorize staff to continue to work with the County to establish a Joint Powers Authority for the East Valley cities for Animal Control and Shelter services. Motion carried, 4-1, with Councilman Timmer being absent.

22. American Recovery and Reinvestment Act – Energy Efficiency and Conservation Block Grant (EECBG)

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

Councilwoman Scott stated this is for the athletic center. What happened with the funds we put forth for the solar study for the aqua center?

City Manager Hughes stated this includes the community center and the athletic center. We are still in the process of designing the aqua center and will have to come back to the subcommittee first.

Councilwoman Scott stated she is concerned with the fact that the library has a solar system and for the first three months of 2009 the library electric bill has been more than city hall and the police station for the same three months.

City Manager Hughes stated the solar system installed at the library is an adequate system and we also have to consider the size of the buildings being compared.

A MOTION was made by Mayor Pro Tem Jones, seconded by Councilman McCallon, to direct staff to submit application for EECBG funding for the installation of a solar system at the Community/Athletic Center. Motion carried, 3-1-1, with Councilwoman Scott dissenting and with Councilman Timmer being absent.

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

Councilman McCallon stated SANBAG elected a new president and a new vice president. A traffic detection monitoring system has been approved to be installed on the 210. SANBAG and City of Yucaipa held a ribbon cutting ceremony for the completion of the Interstate 10/Live Oak Canyon interchange project.

Mayor Lilburn stated Omnitrans continues to meet weekly. Omnitrans has established a recruitment committee for the replacement of the current CEO position who will retire in December of 2009.

Councilman McCallon stated he attended the League of California Executive Forum in San Diego.

24. San Bernardino International Airport Authority and IVDA

None

ANNOUNCEMENTS

Thursday, July 9, 2009

League of California Cities Dinner Meeting

CLOSED SESSION

At 6:44 p.m., the City Council and Redevelopment Agency convened into closed session regarding the following:

CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to Government Code Section 54956.9(b)(1):

One case.

CONFERENCE WITH REAL PROPERTY NEGOTIATOR

Pursuant to Government Code Section 54956.8 regarding the following properties:

Property: APN 1192-341-06

Negotiating parties: Joseph Hughes, City of Highland

Joseph Hughes, Redevelopment Agency

Under negotiation: Instruction to City's negotiator concerning price and terms of payment.

At 7:02 p.m., the City Council and Redevelopment Agency convened into open session, with all members present with the exception of Councilman Timmer being absent, making no announcements.

ADJOURN

There being no further business, Mayor Lilburn adjourned the meeting at 7:04 p.m.

Submitted by:

Approved by:

Betty Hughes, CMC
City Clerk

Penny Lilburn
Mayor