

CITY OF HIGHLAND REGULAR MEETING OF THE CITY COUNCIL AGENDA

REGULAR MEETING

June 14, 2022

6:00 p.m.

City Hall

Donahue Council Chambers

27215 Base Line

Highland, California

CITY COUNCIL MEMBERS

LARRY McCALLON, MAYOR

PENNY LILBURN, MAYOR PRO TEM

JESSE CHAVEZ, COUNCIL MEMBER

ANAELI SOLANO, COUNCIL MEMBER

JOHN P. TIMMER, COUNCIL MEMBER

STAFF

Joseph A. Hughes - City Manager

Chuck Dantuono - Director of Administrative Services/City Treasurer

Betty Hughes - City Clerk

Lawrence Mainez - Community Development Director

Carlos Zamano - Public Works Director/City Engineer

Maricela Marroquin - City Attorney

MISSION STATEMENT

Highland is dedicated to the betterment of the individual, the family, the neighborhood and the community. The City Council and the staff of Highland are dedicated to providing the quality of public facilities and services that its citizens are willing to fund and will do so as efficiently as possible.

Visit the City's Website at: www.cityofhighland.org

The City of Highland complies with the Americans with Disabilities Act of 1990. If you require special assistance to participate in this meeting, please call the City Clerk's Department at (909) 864-6861, ext. 226, at least 72 hours prior to the meeting.

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 Highland to all or a majority of the City Council less than 72 hours prior to that meeting are available for public inspection at City Hall, 27215 Base Line, Highland, CA 92346, during normal business hours.

Submission of Public Comments: For those wishing to make public comments by email, please submit your comments by email to be read aloud at the meeting. Email comments must be submitted by 5:00 p.m. on June 14, 2022, to the City Clerk at publiccomment@cityofhighland.org. If you are submitting a public comment pertaining to an item on the June 14, 2022 agenda, please identify the agenda item number in the subject line.

For those wishing to make a public comment regarding a public hearing item (Nos. 26, 27 and 28), please identify the agenda item in the subject line. Comments can be submitted any time prior to the meeting, as well as during the meeting up until the close of the public hearing on the corresponding item to be considered part of the record. Please email your comments to publiccomment@cityofhighland.org. All email comments shall be subject to the same rules as would otherwise govern speaker comments at the Council meeting.

Members of the public will be permitted to make public comments in person.

**CITY COUNCIL REGULAR MEETING
JUNE 14, 2022 - 6:00 p.m.**

AGENDA

CALL TO ORDER

INVOCATION

PLEDGE OF ALLEGIANCE

ROLL CALL

REPORT FROM CLOSED SESSION

SPECIAL PRESENTATIONS

PUBLIC COMMENT (ITEMS NOT ON THE AGENDA)

To address the City Council, please complete a speaker form located at the entrance and give it to the City Clerk prior to the beginning of the meeting. Your name will be called when it is your turn to speak. State Law prohibits the City Council from taking action on any item not on the agenda. Individual speakers are limited to three minutes each.

Comments received via email by June 14, 2022, 5:00 p.m., will be read into the record, provided that the reading shall not exceed three (3) minutes. Email comments submitted by a speaker that also appears in person to address the same matter will not be read into the record.

CITY COUNCIL CONSENT CALENDAR

1. Waive the Reading of All Ordinances
RECOMMENDATION: Waive the reading of all Ordinances in their entirety and read by title only.
2. Minutes – May 10, 2022 City Council Regular Meeting
RECOMMENDATION: Approve the Minutes as submitted.
3. Minutes – May 19, 2022 City Council Special Meeting
RECOMMENDATION: Approve the Minutes as submitted.
4. Warrant Register
RECOMMENDATION: Approve Warrant Register No. 742 for June 14, 2022, in the amount of \$6,002,944.08 and Payroll of \$312,329.22.
5. Treasurer's Report for April 2022
RECOMMENDATION: That the City Council receive and file Treasurer's Report for April 2022.
6. Claim Consideration – Robert Williams
RECOMMENDATION: George Hills Company recommends Council reject claim.
7. Claim Consideration – Jeffrey Lawver
RECOMMENDATION: George Hills Company recommends Council reject claim.
8. Resolution No. 2022-_____ Confirming the Authority of the City Treasurer Pursuant to Government Code 53607
RECOMMENDATION: The Finance/Personnel Subcommittee recommends that the City Council adopt Resolution No. 2022-_____ confirming the authority of the City Treasurer pursuant to Government Code Section 53607.

9. Resolution No. 2022-_____ Establishing the Appropriations Limit for Fiscal Year 2022-2023 for the City of Highland in Accordance with the Provisions of Division 9 of Title 1 of the California Government Code
RECOMMENDATION: The Finance/Personnel Subcommittee recommends that the City Council adopt Resolution No. 2022-_____ establishing the Appropriations Limit for Fiscal Year 2022-2023 for the City of Highland in accordance with the provisions of Division 9 of Title 1 of the California Government Code.
10. Resolution No. 2022-_____ Rendering the Annual Statement of Investment Policy for Fiscal Year 2022-2023
RECOMMENDATION: The Finance/Personnel Subcommittee recommends that the City Council adopt Resolution No. 2022-_____ rendering the Annual Statement of Investment Policy for Fiscal Year 2022-2023.
11. Agreement with the San Bernardino County Auditor-Controller/Treasurer/Tax Collector for the Collection of Special Taxes, Fees and Assessments for Fiscal Year 2022-2023
RECOMMENDATION: That the City Council approve the Agreement with the San Bernardino County Auditor-Controller/Treasurer/Tax Collector for the Collection of Special Taxes, Fees and Assessments for Fiscal Year 2022-2023.
12. Resolution No. 2022-_____ Amending the City of Highland Premium Only Plan
RECOMMENDATION: That the City Council approve Resolution No. 2022-_____ amending the City of Highland Premium Only Plan.
13. Resolution No. 2022-_____ Establishing the Annual Special Tax for Community Facilities District No. 90-1 for Fiscal Year 2022-2023
RECOMMENDATION: The Finance/Personnel Subcommittee recommends that the City Council adopt Resolution No. 2022-_____ establishing the Annual Special Tax for Community Facilities District No. 90-1 for Fiscal Year 2022-2023 and file with the County Auditor-Controller Resolution No. 2022-_____ with the tax roll.
14. Resolution No. 2022-_____ Establishing the Annual Special Tax for Community Facilities District No. 2001-1 for Fiscal Year 2022-2023
RECOMMENDATION: The Finance/Personnel Subcommittee recommends that the City Council adopt Resolution No. 2022-_____ establishing the Annual Special Tax for Community Facilities District No. 2001-1 for Fiscal Year 2022-2023 and file with the County Auditor-Controller Resolution No. 2022-_____ with the tax roll.

15. Resolution No. 2022-_____ Establishing the Annual Special Tax for Community Facilities District No. 2007-1 for Fiscal Year 2022-2023
RECOMMENDATION: The Finance/Personnel Subcommittee recommends that the City Council adopt Resolution No. 2022-_____ establishing the Annual Special Tax for Community Facilities District No. 2007-1 for Fiscal Year 2022-2023 and file with the County Auditor-Controller Resolution No. 2022-_____ with the tax roll.
16. FY 2022-2023 Senate Bill 1 Projects List
RECOMMENDATION: That the City Council adopt Resolution No. 2022-_____ approving the list of projects for Fiscal Year 2022-2023 funded by SB1: the Road Repair and Accountability Act of 2017.
17. Amendment No. 5 to the Lease with the YMCA
RECOMMENDATION: The Finance/Personnel Subcommittee recommends that the City Council approve Amendment No. 5 to the lease with the YMCA.
18. Records Destruction Authorization
RECOMMENDATION: That the City Council approve the destruction of certain records.
19. November 8, 2022 General Municipal Election
RECOMMENDATION: That the City Council:
- 1) Adopt Resolution No. 2022-_____ calling and giving notice of the holding of the general municipal election to be held on November 8, 2022;
 - 2) Adopt Resolution No. 2022-_____ requesting San Bernardino County to consolidate the general municipal election with the statewide election; and
 - 3) Adopt Resolution No. 2022-_____ establishing regulations for candidate statements.
20. Resolution No. 2022-_____ Approving a Wildland Protection Agreement (WPA) with the State of California for Fiscal Year 2022-2023 and Associated Budget Adjustment
RECOMMENDATION: That the City Council:
- 1) Approve Resolution No. 2022-_____ approving the Department of Forestry and Fire Protection (Cal Fire) Wildland Protection Agreement (WPA) for July 1, 2022 – June 30, 2023; and
 - 2) Approve the following budget adjustment for FY 2022-2023: Transfer \$6,585 from 029-2512 (Fire Dept-Fund Balance) to be expended from 029-2100-4568 (Contract Services-Fire Services).

21. Contract Award – Bid No. 2022-04, “Purchase and Installation of Wrought Iron Fencing and Gates for Highland Fire Station #1”
RECOMMENDATION: That the City Council:
- 1) Award the contract to purchase and install wrought iron security fencing and gates to enclose the yard area of Fire Station #1 to the responsive low bidder, AB Fence Co. (AB Fence), in the amount of \$54,000; and
 - 2) Approve a budget adjustment for FY 2022-2023 to transfer \$54,000 from 029-2100 (Fire Department Fund Balance) to be expended from 029-2100-6040 (Fire Department Equipment).
22. Easement Acceptance/H&H Home Builders Trust and Green Compass Realty, Inc. (7211 San Francisco Street)
RECOMMENDATION: That the City Council;
- 1) Accept Grant of Easement for Road and Drainage purposes from the owners; and
 - 2) Direct the City Clerk to record the Grant of Easement.
23. Easements Acceptance from East Valley Water District for 5th Street, 6th Street and Del Rosa Drive – Sterling Natural Resource Center (SNRC) Project
RECOMMENDATION: That the City Council:
- 1) Accept the Grants of Easement for Road and Drainage purposes from East Valley Water District; and
 - 2) Direct the City Clerk to record the Grants of Easement.
24. Notice of Completion – Project No. str20003 (Bid No. 2021-02, “Cooperative City/County Pavement Rehabilitation Ward Street, Cooley Street, 6th Street and Tippecanoe Avenue”)
RECOMMENDATION: That the City Council:
- 1) Accept Project No. str20003 (Bid No. 2021-02, “Cooperative City/County Pavement Rehabilitation Ward Street, Cooley Street, 6th Street and Tippecanoe Avenue”) as complete;
 - 2) Authorize the Mayor to sign the Notice of Completion; and
 - 3) Direct the City Clerk to file the Notice of Completion.
25. Engineering Resources of Southern California (ERSC) Amendment for Professional Services – 5th Street Storm Drain Connection to City Creek Project (Project No. str07004a)
RECOMMENDATION: That the City Council:
- 1) Approve the amendment to the professional services agreement with ERSC; and
 - 2) Authorize the City Manager to approve any future contract amendments up to 10% of the new contract amount.

CITY COUNCIL PUBLIC HEARING

The order of business for Public Hearings shall be:

- 1) Mayor opens Public Hearing;
- 2) Staff presentation;
- 3) Applicant/Representative presentation;
- 4) Speakers in favor of proposal;
- 5) Speakers in opposition to proposal;
- 6) Applicant rebuttal;
- 7) Mayor closes Public Hearing;
- 8) Council discussion, motion and vote.

ONCE THE PUBLIC HEARING IS CLOSED NO FURTHER TESTIMONY IS TAKEN.

For those wishing to make a public comment regarding a public hearing item (Nos. 26, 27 and 28), please identify the agenda item in the subject line. Comments can be submitted any time prior to the meeting, as well as during the meeting up until the close of the public hearing on the corresponding item to be considered as part of the record. Please email your comments to publiccomment@cityofhighland.org. The City Clerk shall read all email comments provided that the reading shall not exceed three (3) minutes because this is the time limit for speakers at a Council Meeting.

26. Public Hearing and Consideration of the Adjustment in the Residential and Commercial Refuse Collection Rates and Annual Property Tax Roll Billing in Accordance with the Current Franchise Agreement dated August 1, 2018
RECOMMENDATION: The Public Works Subcommittee recommends the City Council:

1. Adopt Resolution No. 2022-_____ establishing rates for residential and commercial/industrial refuse collection and rescinding Resolution No. 2021-031 effective July 1, 2022, in the event that the City Council determines that a majority protest does not exist. Approval requires a two-thirds vote of the members of the City Council.
2. Adopt Resolution No. 2022-_____ providing for the levy and collection of solid waste program fees by the county tax collector in the same manner and at the same time as general taxes, in the event that the City Council determines that a majority protest does not exist. Approval requires a two-thirds vote of the members of the City Council.

27. Street and Drainage Maintenance District 96-1 – Annual Report (Fiscal Year 2022-2023)
RECOMMENDATION: That the City Council approve Resolution No. 2022-_____ ordering the continued maintenance of improvements in Street and Drainage Maintenance District No. 96-1, confirming the Engineer's Report and levying the assessment for Fiscal Year 2022-2023.

28. Consolidated Landscape and Lighting District 96-1 – Annual Report (Fiscal Year 2022-2023)
RECOMMENDATION: That the City Council approve Resolution No. 2022-_____ ordering the continued maintenance of improvements in Consolidated Landscape and Lighting District No. 96-1, confirming the Engineer's Report and levying the assessment for Fiscal Year 2022-2023.

CITY COUNCIL LEGISLATIVE

29. Resolution of Intention to Establish City of Highland Community Facilities District No. 2022-01 (Mediterra) Generally on Greenspot Road east of La Cresta Street
RECOMMENDATION: That the City Council adopt Resolution No. 2022-_____ entitled: A Resolution of Intention of the City Council of the City of Highland to Establish Community Facilities District No. 2022-01 (Mediterra) and to authorize the levy of a special tax within City of Highland Community Facilities District No. 2022-01 (Mediterra).
30. A Special Event Permit (SEP 22-004) Application by the Highland Area Chamber of Commerce for the "Discover Highland 5k and 10k Community Run" and Request for Co-Sponsorship
RECOMMENDATION: That the City Council consider the following actions:
1) Approve the Special Event Permit (SEP 22-004) subject to the conditions of approval;
2) Authorize the use of the City logo for promotional items; and
3) Approve a request by the Highland Area Chamber of Commerce for co-sponsorship and waiving of City police fees and Public Works traffic control fees in the amount of approximately \$11,007.86.
31. Amendment No. 8 to the Waste Disposal Agreement with the County of San Bernardino
RECOMMENDATION: That the City Council approve and authorize the Mayor to execute Amendment No. 8 to the Waste Disposal Agreement ("WDA") between the City of Highland and the County of San Bernardino to include capping the WDA per ton fee to eight-five percent of the public gate rate and a provision to cancel the contract only for cause.
32. City Manager Report and Comments (Work Program, Regional/Legislative/Development Issues, Subcommittees, etc.)
RECOMMENDATION: Discussion and possible action.
33. Council Member Comments (Agency/Committee/AB 1234 Reports, District Updates, etc.)
RECOMMENDATION: Discussion and possible action.

ANNOUNCEMENTS

CLOSED SESSION

CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to Government Code Section 54956.9(d)(2) and/or (d)(3):
One case.

ADJOURN

Regular Meetings

Effective March 1, 2022, pursuant to Resolution No. 2022-001, the regular City Council meetings will be held once a month on the second Tuesday of each month.

July 12; August 9; September 13; October 11; November 8; December 13

I, Betty Hughes, City Clerk, certify I caused to be posted this Agenda on or before June 9, 2022, by 5:30 p.m., on our website at www.cityofhighland.org and in the following designated areas:

Highland Branch Library
7863 Central Avenue

Fire Station No. 1
26974 Base Line

City Hall
27215 Base Line

Date: June 9, 2022



Betty Hughes, MMC
City Clerk