

CITY OF HIGHLAND REGULAR MEETING OF THE CITY COUNCIL AGENDA

REGULAR MEETING

September 13, 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

In compliance with the Americans with Disabilities Act (ADA), if you need special assistance, please contact the City Clerk's office at (909) 864-6861, ext. 226, at least 72 hours prior to the meeting for any requests for reasonable accommodation to include interpreters.

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 September 13, 2022, to the City Clerk at publiccomment@cityofhighland.org. If you are submitting a public comment pertaining to an item on the September 13, 2022 agenda, please identify the agenda item number in the subject line. Members of the public will be permitted to make public comments in person.

**CITY COUNCIL REGULAR MEETING
SEPTEMBER 13, 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 September 13, 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 – August 9, 2022 City Council Regular Meeting
RECOMMENDATION: Approve the Minutes as submitted.
3. Minutes – August 25, 2022 City Council Special Meeting
RECOMMENDATION: Approve the Minutes as submitted.
4. Warrant Register
RECOMMENDATION: Approve Warrant Register No. 745 for September 13, 2022, in the amount of \$2,988,001.50 and Payroll of \$222,438.98.
5. Treasurer's Report for July 2022
RECOMMENDATION: That the City Council receive and file Treasurer's Report for July 2022.
6. Year-end Budget Adjustments for Fiscal Year 2021-2022
RECOMMENDATION: The Finance/Personnel Subcommittee recommends that the City Council approve the year-end budget adjustments for fiscal year 2021-2022.
7. Contract Award – Pavement Repair Work
RECOMMENDATION: That the City Council award a contract to Mike Roquet Construction, Inc., in the amount of \$25,627.00 for asphalt repair work on San Francisco and Fleming Streets to resolve excessive standing water issues at the two locations.
8. Extend a Professional Services Contract to Dudek to Amend the City's Recently Adopted 6th Cycle General Plan Housing Element
RECOMMENDATION: That the City Council:
 1. Amend the Scope of Work and Budget of a Professional Services Contract with Dudek to address Housing and Community Development (HCD) comments on the City's 6th Cycle Housing Element in an amount not-to-exceed \$21,820.00; and
 2. Approve the following budget adjustment for Fiscal Year 2022-2023. Transfer \$21,820.00 from 001-2100 (General Fund-Fund Balance) to be expended from 001-4100-4662 (Contract Services-Housing Element).
9. Amendment to the Agreement for Specified Payments In-Lieu of Transient Occupancy Taxes (TOT) between San Manuel Band of Mission Indians and the City of Highland
RECOMMENDATION: That the City Council authorize the City Manager to execute the Amendment to Agreement for Specific Payments in-lieu of Transient Occupancy Taxes (TOT) between San Manuel Band of Mission Indians and the City of Highland.

10. Community Development Block Grant (CDBG) Subrecipient Contract between the City of Highland and Highland District Council on Aging, Inc., to Provide for Senior Programs, Activities and Services to Improve Quality of Life, Physical Fitness, Social Programs, Daily Interaction and Nutrition to Low- and Moderate-Income Services
RECOMMENDATION: That the City Council approve the contract and authorize execution by the Community Development Director.
11. Declare Two (2) Seats Vacant on the Historic and Cultural Preservation Board
RECOMMENDATION: That the City Council:
1) Declare two (2) seats vacant on the Historic and Cultural Preservation Board; and
2) Direct the City Clerk to advertise the vacancies on the Historic and Cultural Preservation Board.
12. Declare Three (3) Seats Vacant on the Community Trails Committee
RECOMMENDATION: That the City Council:
1) Declare three (3) seats vacant on the Community Trails Committee; and
2) Direct the City Clerk to advertise the vacancies on the Community Trails Committee.
13. Conflict of Interest Code Update
RECOMMENDATION: That the City Council receive and file the 2022 Local Agency Biennial Notice and adopt Resolution No. 2022-_____ amending the City's Conflict of Interest Code and rescinding Resolution No. 2020-048.
14. Resolution No. 2022-_____ Summary Vacation of the Westerly Portion of Atlantic Avenue Right-of-Way (Johnny Ghazal/SUM 021-001), and Grant Deed from City of Highland to Johnny Ghazal to Relinquish the Northwest Corner-Cut-Off Portion of the Right-of-Way at Atlantic Avenue and Boulder Avenue, Owned in Fee by the City, Formerly Owned by Caltrans
RECOMMENDATION: That the City Council:
1) Adopt Resolution No. 2022-_____ ordering the summary vacation of a portion of street right-of-way located on Atlantic Avenue west of Boulder Avenue;
2) Approve grant deed to transfer the northeast corner-cut-off portion of right-of-way at Atlantic Avenue and Boulder Avenue to Johnny and Richelle Ghazal Living Trust; and
3) Direct the City Clerk to record the Summary Vacation resolution and Grant Deed.
15. Selection of an Event Date and Budget for the 25th Annual Citrus Harvest Festival
RECOMMENDATION: The Historic and Cultural Preservation Board recommends the City Council:
1) Select March 25, 2023, as the Event Date for the Citrus Harvest Festival with a rain date of April 1, 2023; and
2) Adopt the budget.

16. Second Reading of Specific Plan Revision (SPR 22-001) Ordinance No. 455 of the City of Highland Proposing an Amendment to the Greenspot Village & Marketplace Specific Plan (SPR 06-001A) to Increase the Maximum Dwelling Count from 700 to 746 within Planning Area 2 and the Total Buildout Number from 800 to 946 for the Overall Specific Plan
RECOMMENDATION: That the City Council conduct a second reading of Specific Plan Revision (SPR 22-001) Ordinance No. 455 amending the Greenspot Village & Marketplace Specific Plan (SPR 06-001A) to increase the maximum dwelling count range from 500-700 to 500-746 within Planning Area 2 and the total buildout number from 800 to 946 for the Overall Specific Plan.
17. The Coalition for Clean Air Requests the City to Participate in the 2022 California Clean Air Day on October 5, 2022
RECOMMENDATION: That the City Council adopt Resolution No. 2022-_____ to support and participate in the 2022 California Clean Air Day on October 5, 2022.

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.

No public hearing.

CITY COUNCIL LEGISLATIVE

18. Measure I Capital Project Needs Analysis (2023/24-2027/28) for the Measure I Major Street and Freeway Interchange Programs
RECOMMENDATION: That the City Council approve the Five-Year Capital Project Needs Analysis (2023/24-2027/28) for the Measure I Major Street and Freeway Interchange Programs.
19. Bid Award – Bid No. 2022-02, “3rd Street/5th Street Corridor Improvement Project” (Project str18001)
RECOMMENDATION: That the City Council award the construction contract for Bid No. 2022-02, “3rd Street/5th Street Corridor Improvement Project (Project str18001)” to the responsible low bidder, Granite Construction Company (Granite), in the amount of \$9,395,939.00.

20. Hernandez, Kroone & Associates (HKA) Contract, Second Amendment for Professional Services – 3rd Street and 5th Street Corridors Improvement Project (Project No. str18001)
RECOMMENDATION: That the City Council:
- 1) Approve a second amendment to the professional services agreement with HKA; and
 - 2) Authorize the City Manager to approve any future contract amendments up to 10% of the new contract amount.
21. Public Improvement Reimbursement Agreement Amendment No. 1 with East Valley Water District (EVWD) for Traffic Signal Modifications at 5th Street and Del Rosa Drive
RECOMMENDATION: That the City Council:
- 1) Approve the Public Improvement Reimbursement Agreement Amendment No. 1 with EVWD for Traffic Signal Modifications at 5th Street and Del Rosa Drive;
 - 2) Authorize the Mayor to sign the Agreement Amendment No. 1; and
 - 3) Approve the following Budget Adjustment: Transfer \$267,786.07 from 007-2100 (DIF-Fund Balance) to be expended from 007-8330-6550 (Traffic Improvements).
22. Alliance Residential Company – Request for Parkland Acquisition & Park Facilities Development Impact Fee Credit in Accordance with Highland Municipal Code Section 16.40.200, Park and Recreational Facilities
RECOMMENDATION: That the City Council approve Alliance Residential Company's request for a fifty percent (50%) Parkland Acquisition & Park Facilities Development Impact Fee credit in the amount of \$1,235,374.14.
23. Senate Bill 972 – Amendments to the California Retail Food Code to Allow Cottage Food Operations and Microenterprise Home Kitchens to Serve as a Commissary or Mobile Support for Food Vendors among Other Provisions (pending approval by Governor Gavin Newsom)
RECOMMENDATION: That the City Council provide direction concerning Senate Bill 972.
24. City Manager Report and Comments (Work Program, Regional/Legislative/Development Issues, Subcommittees, etc.)
RECOMMENDATION: Discussion and possible action.
25. 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.

October 11; November 8; December 13

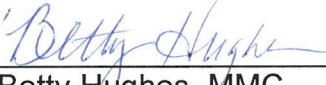
I, Betty Hughes, City Clerk, certify I caused to be posted this Agenda on or before September 8, 2022, by 5:30 p.m., on our website at www.cityofhighland.org and in the following designated areas:

Highland Branch Library
7863 Central Avenue

Fire Station No. 1
26974 Base Line

City Hall
27215 Base Line

Date: September 8, 2022



Betty Hughes, MMC
City Clerk