

CITY OF LOMA LINDA
CITY COUNCIL ACTIONS

REGULAR MEETING OF FEBRUARY 11, 2014

A. Call To Order

5:45 p.m.

B. Roll Call

Councilmen Rigsby and Dailey absent.

5:45-7:00

C. Closed Session (5:30 p.m.)

- a. Conference with Legal Counsel – Existing Litigation - Government Code Section 54956.9(d)(1) – City of Loma Linda, a California charter city, and City of Loma Linda as Successor Agency to the dissolved Redevelopment Agency of the City of Loma Linda, a public entity organized and existing under California Health & Safety Code Section 34173 vs. State of California; State of California Department of Finance, Ana J. Matosantos, in her official capacity as Director of the California Department of Finance; California State Controller’s Office, a department of the State of California; John Chiang, in his official capacity as Controller for the State of California; California State Board of Equalization, a department of the State of California; San Bernardino County Auditor-Controller’s Office; Larry Walker, in his official capacity as Auditor Controller for the County of San Bernardino; Oversight Board to Successor Agency of Loma Linda Redevelopment Agency, and Does 1-20.

City Council met with Legal Counsel for a status report and gave direction. No final action to report.

- b. Conference with Real Property Negotiator – Government Code Section 54956.8

Property: APN 0281-162-29, 31 and 40 (West side of Richardson Street, north of Redlands Boulevard)
Negotiating Parties: Hiral Patel representing Sagemont-Loma Linda, LLC; T. Jarb Thaipejr and Konrad Bolowich
Under Negotiation: Price, terms of payment

City Council met with its Negotiators and gave direction. No final action to report.

7:00 Reconvene

- D. Invocation and Pledge of Allegiance** – Councilman Lenart (In keeping with long-standing traditions of legislative invocations, this City Council meeting may include a brief, non-sectarian invocation. Such invocations are not intended to proselytize or advance any one, or to disparage any other, faith or belief. Neither the City nor the City Council endorses any particular religious belief or form of invocation.)

E. Items To Be Added Or Deleted

None.

F. Oral Reports/Public Participation - Non-Agenda Items (Limited to 30 minutes; 3 minutes allotted for each speaker)

None.

G. Conflict of Interest Disclosure - Note agenda item that may require member abstentions due to possible conflicts of interest

None.

H. Scheduled And Related Items

7:03-7:14

1. Presentation by David Rutherford of Omnitrans pertaining to sbX Safety

Oral presentation; no action required.

7:14-7:21

2. **Public Hearing** – Council Bill #R-2014-04 - Agreement with Mansfield Oil Company of Gainesville, Inc. (Economic Incentive Agreement) pertaining to subsidy payments to Mansfield subject to satisfaction of conditions contained in the Agreement [**Special Counsel**]

Adopted Resolution No. 2798. 3 Ayes; 2 Absent.

7:21-7:36

3. **Public Hearing** – Council Bill #O-2014-02 - (First Reading/Set Second Reading for February 25) Modifying Wastewater Rates to reflect the increase in the City of Loma Linda for operation of the Sewer Collection System within the City effective April 1, 2014 through January 1, 2018 and repealing Ordinance No. 701 [**Public Works**]

**Introduced Council Bill #O-2014-02 on First Reading; set Second Reading for February 25.
3 Ayes; 2 Absent.**

7:36-7:47

4. **Public Hearing** – Council Bill #O-2014-03 - (First Reading/Set Second Reading for February 25) Modifying Water Rates Effective April 1, 2014 through January 1, 2018 and repealing Ordinance No. 690 [**Public Works**]

**Introduced Council Bill #O-2014-03 on First Reading; set Second Reading for February 25.
3 Ayes; 2 Absent.**

7:47-7:51

5. **Public Hearing** – Council Bill #O-2014-04 – (First Reading/Set Second Reading for February 25) – Development Code Amendment DCA 13-138 - amending Chapter 17 pertaining to provisions for and regulations relating to emergency shelters [**Community Development**]

**Introduced Council Bill #O-2014-04 on First Reading; set Second Reading for February 25.
3 Ayes; 2 Absent.**

7:51-8:06

6. **Public Hearing** –Housing Element of the General Plan [**Community Development**]
 - a. Adopt Negative Declaration
 - b. Council Bill #R-2014-06 – Adopting the Housing Element of the General Plan for the period of 2014-2021

Adopted Negative Declaration; Adopted Resolution No. 2799. 3 Ayes; 2 Absent.

8:06-8:21

7. **Public Hearing** - Community Development Block Grant (CDBG) Project prioritization for Fiscal Year 2014-2015 Funding Cycle of \$105,592.00, including up to \$18,892.00 for approved public service projects [**Public Works**]

Awarded \$10,000 to San Bernardino County Library Loma Linda Branch; \$8,892 to Inland Temporary Homes, Inc.; Reserved \$86,700 for future construction of waterline in Curtis Street. 3 Ayes; 2 Absent.

8:21-8:27

8. **Public Hearing** – Appeal of Planning Commission decision to declare that a public nuisance exists at APN 0281-091-22 (24800 Redlands Blvd), APN 0281-091-32 (24816 Redlands Blvd), and APN 0281-091-40 (24818 Redlands Blvd.) [**Community Development**]

Continued public hearing to April 8. 3 Ayes; 2 Absent.

8:27-8:45

- 8.1. Establish a Board of Appeals pursuant to Section A101 of Fire Code Appendix A and appoint five members, 1 each in the required categories of Design Professional; Fire Protection Engineering Professional; Industrial Safety Professional; General Contractor; and General Industry or Business Representative as follows: (NOTE: THIS IS NOT A PUBLIC HEARING, BUT IS RELATED TO ITEM 8 ABOVE) [**Fire Dept.**]

2 for 1 year
2 for 2 years
1 for 3 years

Established a Fire Marshal’s Board of Appeals and appointed Jay Nelson, Architect to a one-year term (Design Professional); Lou Ornell, fire sprinkler contractor to a one-year term (Fire Protection Engineering Professional); Chris Kana to a two-year term (Fire Safety Alarm Professional); Fred Simental to a two-year term (Licensed General Contractor); Bert Clark to a three-year term (General Industry/Business Representative). 3 Ayes; 2 Absent.

8:45-

9. **Public Hearing** – Time Extension – Precise Plan of Design (PPD) 11-09 for the expansion of an existing 83-bed skilled nursing facility to include the construction of a 46 unit (53-bed) assisted living residence with a secured memory care unit for up to 28 residents 25383 Cole Street in the Institutional (I) Zone [**Community Development**]

Approved. 3 Ayes; 2 Absent.

8:47-8:49

I. Consent Calendar

10. Demands Register

Approved. 3 Ayes; 2 Absent.

11. Minutes of January 14, 2014

Approved. 3 Ayes; 2 Absent.

12. January 2014 Fire Department Report

Received for filing. 3 Ayes; 2 Absent.

13. Council Bill #R-2014-05 – Adopting the Five-Year Capital Project Needs Analysis [**Public Works**]

Adopted Resolution No. 2800. 3 Ayes; 2 Absent.

14. Job description – Emergency Services Coordinator [**City Manager**]

Approved. 3 Ayes; 2 Absent.

15. SANBAG Agreement No. R14131 Trade Corridors Improvement Fund Project Baseline Agreement for the I-10 Freeway/Tippecanoe Interchange Improvement Phase II [**Public Works**]

Approved. 3 Ayes; 2 Absent.

16. Authorize termination of Agreement with Data Ticket and approve an Agreement with Phoenix Group for the processing of Code Enforcement and Animal Control Violation Citations [**Assistant City Manager**]

Approved. 3 Ayes; 2 Absent.

17. Accept as complete and authorize recordation of a Notice of Completion for Replacement of 8-inch Waterline in Alleyway between Bellaire Street and Benton Street – Tryco General Engineering, contractor [**Public Works**]

Approved. 3 Ayes; 2 Absent.

18. Extend contract with Hicks & Hartwick, Inc., Redlands for construction survey and plan revision in an amount not to exceed \$25,000.00 for the Stewart Street Widening Project [**Public Works**]

Approved. 3 Ayes; 2 Absent

8:49-8:50

J. Old Business

19. Council Bill #O-2014-01 – (Second Reading/Roll Call Vote) - Development Code Amendment DCA 13-114 – Regulations relating to the on-site sale of beer and wine in conjunction with restaurants and hotels with a minimum of 50 rooms located in the Neighborhood Business (C-1) and General Business (C-2) zones in the City of Loma Linda [**Community Development**]

Continued to February 25, 2014. 3 Ayes; 2 Absent.

K. New Business

None.

- L. Reports of Councilmen** (This portion of the agenda provides City Council Members an opportunity to provide information relating to other boards/commissions/committees to which City Council Members have been appointed).

None.

- M. Reports Of Officers** (This portion of the agenda provides Staff the opportunity to provide informational items that are of general interest as well as information that has been requested by the City Council).

None.

N. Adjournment

8:51 p.m.