



CITY OF LOMA LINDA
CITY COUNCIL ACTION MINUTES
REGULAR MEETING OF APRIL 11, 2023

A. Call To Order – 7:00pm

B. Roll Call

Councilmen Present: Mayor Phill Dupper
Mayor pro tempore Ron Dailey
Bhavin Jindal
John Lenart
Rhodes Rigsby (arrived at 7:05 pm)

Councilman Absent: None

C. Closed Session/Workshop - None

D. Invocation and Pledge of Allegiance – Councilman Lenart

E. Items To Be Added Or Deleted - None

F. Oral Reports/Public Participation - Non-Agenda Items

Miya Shipp, 3rd grade student, gave a statement about fairness, stating people should be treated equally no matter their race or color.

Bernadine Irwin spoke of two accidents that occurred in Loma Linda and Redlands.

Karen McCulloch, Chamber of Commerce, spoke on behalf of local businesses who are requesting for the City Council to revisit alcohol and drive-thru codes.

Councilman Rigsby pointed out about a California Law that restricts the sale of alcohol within a certain distance from Loma Linda University.

Maria Montes, a resident of Juanita St., expressed concerns about her neighborhood along Juanita St. She thanked the City Council for keeping prayer and the Pledge of Allegiance in the City.

City Manager Thaipejr said he would follow up on her concerns.

Dick Wiley noted that the concerts at the Orange Show have started again and complained of the noise levels.

Mayor Dupper supported the recommendation the City work with local agencies to address this matter early.

G. Conflict of Interest Disclosure - None

H. Scheduled and Related Items

1. Proclamations:
 - a. World Wish Day
 - b. Child Abuse Prevention Month
 - c. Donate Life Month
 - d. Ronald McDonald House Walk for Kids

Mayor Dupper presented the proclamations for:

- **World Wish Day; Proclamation accepted by Melissa Gallagher, Vice President of Mission Delivery.**
- **Child Abuse Prevention Month and Ronald McDonald House Walk for Kids.**
- **Donate Life Month; Proclamation accepted by Katryn Mantz.**
- **Ronald McDonald House Walk for Kids.**

2. **Public Hearing** – Council Bill #R-2023-04, a resolution to adopt Appendix G and H in the Development Impact Fee Calculation Update and Nexus Report, and, Council Bill #R-2023-05, an urgency resolution to establish the fees listed in Appendix G immediately [**Community Development**]:
 - a. **Council Bill #R-2023-04** - A Resolution to adopt Appendix G and H in the Development Impact Fee Calculation Update and Nexus Report (adopted June 14, 2022); Appendix G lists the impacts fees pertaining to the San Bernardino County Transportation Authority circulation related projects and Appendix H includes the Findings in support of continuation of the city policy to impose residential development impact fees on a per unit basis rather than square footage; and
 - b. **Council Bill #R-2023-05** - An urgency Resolution to establish the development impact fees listed in Appendix G immediately upon its approval. It shall become effective immediately and for 30 days unless extended by the City Council for an additional 30 days

Adopted Resolution No. 3168, approving Appendix G and H in the Development Impact Fee Calculation Update and Nexus Report (adopted June 4, 2022) pertaining to the San Bernardino County Transportation Authority circulation; and

Adopted Resolution No. 3169, an Urgency Resolution to establish the Development Impact Fees listed in Appendix G immediately upon its approval.

3. **Public Hearing** - Consideration of the Canyon Ranch Annexation and Subdivision project applications and supporting CEQA documents [**Continued to May 9, 2023**] [**Community Development**]
 - a. **ADOPT** the Mitigated Negative Declaration FOR Canyon Ranch annexation and subdivision request;
 - b. **ADOPT** the Mitigation Monitoring Reporting Program;
 - c. **ADOPT Council Bill #R-2023-06** a Resolution to approve a General Plan Amendment (GPA No. P21-073) to change the current land use designation of four (4) Commercial designated lots to Low Density Residential (R-1, 0 to 4 du/ac) lots within the 141-acre annexation area;
 - d. **ADOPT** the Ordinance to approve a Zone Change (ZC No. P21-074) to change the current pre-zone of four (4) General Commercial zoned lots to Low Density Residential (R-1, 0 to 4 du/ac) lots within the 141-acre annexation area;
 - e. **APPROVE** an Annexation Application (ANX No. P21-072) to annex the entire 141-acre Project area into the City of Loma Linda, including service for water and sewer;; and
 - f. **APPROVE** Tentative Tract Map 20403 (TTM No. P21-075), a 10.96-acre subdivision for the construction of 37 single-family residential units and one (1) lettered lot, and

Tentative Tract Map 20404, a 55.72-acre subdivision for the construction of 89 residential units and two (2) lettered lots. Both maps will include lettered lots for drainage as well as site and infrastructure improvements. The request also includes the vacation of the extension of Bermudez Street to San Timoteo Canyon Road and will end Bermudez Street as a cul-de-sac; and

- g. **APPROVE** Variance Request No. P23-038, seeking relief from Sections 17.14.100 and 17.14.110 of the Municipal Code, which will allow the block wall at all indicated corner lots to encroach 15' into the street-side setback and be located on the property line and to allow the vinyl fencing to exceed the reverse corner lot height limit of 5 feet to 5 feet,-6 inches as shown on the Preliminary Landscaping Plans.

Continued to May 9, 2023.

4. **Public Hearing** - Minor Use Permit No. P22-251 and Precise Plan of Design Application No. P22-253 for a refuse/recycle incidental facility that will be incidental to the Loma Linda University Medical Center [**Community Development**]
- a. **DETERMINE** that the project is eligible for a Class 1 exemption from the California Environmental Quality Act (CEQA) pursuant to Section 15301(e), which applies to an addition to an existing facility that is 10,000 square feet or less, and all public services are available;
- b. **APPROVE** Minor Use Permit No. P22-251 for the proposed incidental structure for the Loma Linda University Medical Center. The applicant proposes to construct a recycle/refuse facility which is an allowed use pursuant to Loma Linda Municipal Code Section 17.44.020 (Land Use Regulations and Allowable Uses). An approved Minor Use Permit Application is required for incidental structures to primary allowed uses within the Institutional Health Care zone; and
- c. **APPROVE** Precise Plan of Design No. P22-253 to construct a 5,052 square foot refuse/recycle center to house trash compactors and medical waste storage. The site will be enclosed within an eight (8) foot high CMU block wall. The project site is located at the northeast corner of Barton Road and Campus Street, more specifically at 11234 Anderson Street within the Institutional Health Care zone and land use designation.

Councilmen Rigby and Lenart declared a conflict of interest and abstained from the vote.

Approved as submitted.

I. Consent Calendar

5. Demands Registers

Approved the demands registers dated:

- **March 28, 2023, with commercial demands totaling \$2,070,093.30 and payroll demands dated March 16, 2023, in the amount of \$406,296.30; and**
- **April 11, 2023, with commercial demands totaling \$381,244.93 and payroll demands dated March 30, 2023, \$329,616.79;**

6. Minutes – March 14, 2023

Approved the minutes of March 14, 2023, as submitted;

7. Treasurer's Report – March 2023

Accepted for filing March 2023, Treasurer's Reports;

8. Fire Department's Activity Report – March 2023

Accepted for filing the March 2023, Fire Department Activity Report;

9. Accept as complete and authorize recordation of Notice of Completion for Walking Track construction at Hulda Crooks Park (CIP 22-755), Contractor: BWW & Company, Inc. **[Public Works]**

Accepted as complete and authorized recordation of Notice of Completion for Walking Track construction at Hulda Crooks Park for \$277,430.00 (CIP 22-755), Contractor: BWW & Company, Inc.;

10. Award contract to Collins Company to purchase and replace Baseball Field No. 3 Safety Nets in the amount of \$14,975.00 **[Public Works]**

Awarded contract to Collins Company to purchase and replace Baseball Field No. 3 Safety Nets for \$14,975.00;

11. Appropriate \$869,000.00 from Water Utility Operations Fund Balance into account no. 4387200-58500 and Award contract to MCC Equipment Rentals for Waterline Improvements at Beaumont Ave. and Nevada St. in the amount of \$ 859,888.00 (CIP 20-657) **[Public Works]**

Appropriated \$869,000.00 from Water Utility Operations Fund Balance into account no. 4387200-58500 and awarded a contract to MCC Equipment Rentals for Waterline Improvements at Beaumont Ave. and Nevada St. for \$ 859,888.00 (CIP 20-657);

12. Appropriate \$85,600.00 from Water Utility Operations Fund Balance into account no. 4657010-58500 and Award contract to GCI Construction Inc., for Replacement of Pressure Reducing Valves and Fittings at Mountain View Ave. in the amount of \$185,600.00 (CIP 22-666) **[Public Works]**

Appropriated \$85,600.00 from Water Utility Operations Fund Balance into account no. 4657010-58500 and awarded contract to GCI Construction Inc., for Replacement of Pressure Reducing Valves and Fittings at Mountain View Ave. for \$185,600.00 (CIP 22-666);

13. Approve a Supplemental Appropriation of \$112,000 from General Facilities Capital Fund - Fund Balance and \$169,000 from General Fund - Fund Balance and Award contract to Western Audio Visual & Security for Council Chambers Audio/Visual System Upgrade in an amount of \$255,361.21 (CIP 23-856) **[Public Works]**

Approved a Supplemental Appropriation of \$112,000 from General Facilities Capital Fund - Fund Balance and \$169,000 from General Fund - Fund Balance and awarded a contract to Western Audio Visual & Security for Council Chambers Audio/Visual System Upgrade for \$255,361.21 (CIP 23-856);

14. Award contract to La Rocque Better Roofs, Inc. to replace the roof at the Hinckley House, 25964 Mission Rd. (Heritage Park), in the amount of \$56,100.00 **[Public Works]**

Awarded contract to La Rocque Better Roofs, Inc. to replace the roof at the Hinckley House, 25964 Mission Rd. (Heritage Park), in the amount of \$56,100.00;

15. Award contract to Facilities Protection Systems (FPS) for the fire protection system at the Hinckley House, 25964 Mission Rd. (Heritage Park), in the amount of \$141,794.00 **[Public Works]**

Awarded contract to Facilities Protection Systems (FPS) for the fire protection system at the Hinckley House, 25964 Mission Rd. (Heritage Park), for \$141,794.00;

16. Accept a Grant of Easement for street and utility purposes at 25430 Park Street **[Public Works]**

Accepted a Grant of Easement for street and utility purposes at 25430 Park Street;

17. Approve the Contingency/Emergency Water Supply Sales Agreement between the City of San Bernardino Municipal Water Department and the City of Loma Linda **[Public Works]**

Approved the Contingency/Emergency Water Supply Sales Agreement between the City of San Bernardino Municipal Water Department and the City of Loma Linda.

J. **Old Business** - None

K. **New Business** - None

L. **Reports of Councilmen**

Councilman Lenart commented about the park and the habitat area on Mayberry St.

Councilman Rigsby commented that the Edison Easement trail needs to be cleaned up.

Mayor pro tempore Dailey commented about the weeds in the median on Barton Rd. just west of the surgical hospital. City Manager Thaipejr stated that the apartment complex in front of the median maintains the median

M. **Reports Of Officers** - None

N. **Adjournment** – 8:58pm