

**TOWN OF YUCCA VALLEY
TOWN COUNCIL MEETING MINUTES
JUNE 26, 2012**

OPENING CEREMONIES

Mayor Rowe called the meeting to order at 6:14 p.m.

Council Members Present: Abel, Hagerman, Huntington, Lombardo, and Mayor Rowe.

Staff Present: Town Manager Nuaimi, Deputy Town Manager Stueckle, Town Attorney Laymon, Community Services Director Schooler, Administrative Services Director Yakimow, Police Capt. Miller, and Town Clerk Anderson

PLEDGE OF ALLEGIANCE

Led by John Babrowski

INVOCATION

Led by Pastor Chris Wagner, Joshua Springs Calvary Chapel

PRESENTATIONS, INTRODUCTIONS, RECOGNITIONS

1. Employee of the Year

Presented to Animal Care and Control Manager Crider.

AGENCY REPORTS

Chamber of Commerce

2. Monthly Report for May, 2012

Outgoing Chamber President Bridenstine and Incoming Chamber President Collins gave the monthly statistical Chamber report for May 2012

Incoming President Collins presented the 2012 Executive Director of the Year award to Town Manager Nuaimi.

She noted that Yucca Valley is largest recipient in the County of workforce development funds.

Hi Desert Water District

3. Water & Wastewater Project Updates.

Sarann Graham, Hi Desert Water District Board President, gave the monthly update.

APPROVAL OF AGENDA

Council Member Lombardo moved to approve the agenda. Council Member Huntington seconded. Motion carried 5-0.

CONSENT AGENDA

4. **Adopt**, Regular Town Council Meeting Minutes of June 5, 2012, as presented.
5. **Waive**, further reading of all ordinances and read by title only.
6. **Receive and file**, monthly Statistical Fire Department Report for May 2012
7. **Receive and file**, AB1234 Reporting Requirement Schedule for the months of April and May 2012.
8. **Authorize**, the Director of Administrative Services to file a claim with the San Bernardino County Associated Governments (SANBAG) for Local Transportation Funds (LTF) in the amount of \$272,647.
9. **Approve**, FY 2012-14 Investment Policy
10. **Approve**, amendments to the Town's Public Art Policy.
11. **Approve**, expenditure of \$24,900 for the continuation of the Town's Heating, Ventilation and Air Conditioning (HVAC) maintenance agreement with Honeywell Building Solutions through June 30, 2013.
12. **Adopt**, Resolution No. 12-15, calling and giving notice of a General Election on November 6, 2012, and Resolution No. 12-16, adopting regulations for candidates.

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF YUCCA VALLEY, CALIFORNIA, CALLING AND GIVING NOTICE OF THE HOLDING OF A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, NOVEMBER 6, 2012, FOR THE ELECTION OF CERTAIN OFFICERS AS REQUIRED BY THE PROVISIONS OF THE LAWS OF THE STATE OF CALIFORNIA RELATING TO GENERAL LAW CITIES

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF YUCCA VALLEY, CALIFORNIA, ADOPTING REGULATIONS FOR CANDIDATES FOR ELECTIVE OFFICE PERTAINING TO CANDIDATES' STATEMENTS SUBMITTED TO THE VOTERS AT AN ELECTION TO BE HELD ON TUESDAY, NOVEMBER 6, 2012

13. **Accept**, Project No. 8348, Church Street Improvements, as substantially complete, authorize staff to file the Notice of Completion, authorize the reduction of the Faithful Performance Bond to 10%, direct staff to retain the Labor and Material Bond for six (6) months for Project No. 8348, and adopt Resolution No. 12-17, accepting Church Street, Onaga Trail to Joshua Drive, into the Town's Maintained Road System.

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF YUCCA VALLEY, CALIFORNIA, ACCEPTING CHURCH STREET, BETWEEN ONAGA TRAIL AND JOSHUA DRIVE, INTO THE TOWN'S MAINTAINED ROAD SYSTEM

14. **Adopt**, Resolution No. 12-18, approving the plans and specifications for Project No. 8048, Community Center Building Re-Plumbing, and authorize the Town Clerk to advertise and receive bids.

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF YUCCA VALLEY APPROVING PLANS AND SPECIFICATIONS FOR THE CONSTRUCTION OF COMMUNITY CENTER RE-PLUMBING PROJECT IN SAID TOWN AND AUTHORIZING AND DIRECTING THE TOWN CLERK TO ADVERTISE TO RECEIVE BIDS

15. **Award**, the construction contract, base bid only, pending final budget adoption, to Western Pavement Solutions, in the amount of \$549,200; and authorize a construction contingency in the amount of \$50,800, for a total contract amount of \$600,000, authorizing the Mayor, Town Manager and Town Attorney to sign all necessary documents, and authorizing the Town Manager to expend the contingency fund, if necessary, to complete the project, 2012/2013 Town Wide Slurry Seal Project – Town Project No. 8310.
16. **Adopt**, Resolution No. 12-19, approving the FY 2011-12 General and Special Revenue Fund Amendments identified in the report.

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF YUCCA VALLEY, CALIFORNIA, AMENDING THE FISCAL YEAR 2011-12 ADOPTED BUDGET

- 17. **Approve**, formation of the General Plan Advisory Committee, and direct the Town Clerk to advertise for recruitment.
- 18. **Ratify**, Warrant Register total of \$209,981.48 for checks dated May 31, 2012. Ratify Payroll Registers total of \$298,643.45.

Margo Sturges, Yucca Valley, commented regarding the Public Art Policy stating it still needs some cleanup and questioned the budget for art.

Council Member Lombardo moved to adopt Consent Agenda Items 4-18. Council Member Abel seconded. Motion carried 5-0.

AYES: Council Member Abel, Hagerman, Huntington, Lombardo, and Mayor Rowe
NOES: None
ABSTAIN: None
ABSENT: None

PUBLIC HEARINGS

19. FY 2012-13 Proposed Budget Adoption.

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF YUCCA VALLEY, CALIFORNIA, ADOPTING THE BUDGET AND APPROVING APPROPRIATIONS FOR THE FISCAL YEAR COMMENCING JULY 1, 2012 AND ENDING JUNE 30, 2013 AND DESIGNATING THOSE OFFICIALS AUTHORIZED TO MAKE REQUISITIONS FOR ENCUMBRANCES AGAINST APPROPRIATIONS

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF YUCCA VALLEY, CALIFORNIA, ESTABLISHING THE SPENDING LIMITATION FOR FISCAL YEAR 2012-13

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF YUCCA VALLEY, CALIFORNIA, AUTHORIZING POSITIONS AND SALARY SCHEDULE FOR FISCAL YEAR 2012-13

Mayor Rowe opened the public hearing and questioned if any written communications have been received. Town Clerk Anderson advised she has not received any.

Administrative Services Director Yakimow advised that anticipated General Fund revenues total \$9.4 million and current General Fund expenditures total \$9.2 million. The budget includes a recommendation to allocate “surplus” funds in the amount of \$230,000 or about 2.5% of revenues towards the Town’s infrastructure maintenance

deficit and incorporates the strategic planning efforts into the budget development to align priorities. It was noted the goal is to get to the 10% level on road maintenance funding.

Town Manager Nuaimi commented regarding the public safety budget noting the planned school district partnership for the School Resource officer in the amount of \$25,000 the CHP grant award of \$125,000 over three years; and the grant integration – SLESF in the amount of \$100,000 are all assumed in the budget, The deferral of the COWCAP to January 2013 for a savings of \$31,000 is not, but brings the Town closer to being able to fund the Sheriff Service Specialist next year.

Administrative Services Director Yakimow reported regarding the partnership changes and advised that it has been said that the Town was going to cut the amount of the Boys & Girls Club by \$5,000 per year until it is zeroed out, and clarified that that is not going to happen. He explained the funding history of the Contract. Town Manager Nuaimi added that a component of the Community Services program budget that is being cut is the Sunday open play basketball hours for adults, noting that will reduce the amount of hours the Town is using the Club. We have no intention of reducing the funding to zero over a period of time. In addition, at the June 5th hearing, Staff was given direction to look at cuts in partnerships at mid-year to see what the Town can do to reinstate the funding.

Administrative Services Director Yakimow advised personnel program changes include the reclassification/promotion of an Administrative Assistant III to Management Analyst/Deputy Town Clerk, an Administrative Assistant II to Administrative Assistant III and Code Compliance Tech to Code Compliance Officer I; there is no COLA again this year; employees continue to pay their full retirement contribution; the RDA allocation for Planning Staff is eliminated so the full funding will come from the General Fund; and there is the addition of one half-time Parks Department position.

Town Manager Nuaimi advised that the Council will be back in July to discuss strategies regarding revenue sources, etc.

Administrative Services Director Yakimow gave an overview of the special revenue funds noting they are all balanced. Town Manager Nuaimi added that Measure I money is the only transportation funding.

Sam Hadley, Boys & Girls Club, spoke in opposition to reducing funding to the Club.

Stacy Hadley, Yucca Valley, did not wish to speak but expressed opposition to reduced funding for the Boys & Girls Club.

Syndi Carlson, Yucca Valley, spoke in opposition to reduced funding for the Boys &

Girls Club.

Tracy Stockman, Yucca Valley, spoke in opposition to reduced funding to the Boys & Girls Club.

Donna Davies, Yucca Valley, spoke in opposition to reduced funding to the Boys & Girls Club.

Shannon Luckino, Yucca Valley, spoke in opposition to reduced funding for the Boys & Girls Club.

Others in opposition to cutting funding to the Boys & Girls Club but not wishing to speak included Kevin Weber, Jack Rarick, and Laurie Klimowicz.

Margo Sturges, Yucca Valley, applauded Town employees for not having a COLA and paying the full 8% toward their retirement. Commented that there has never been any RDA funding for roads or maintenance in the Town Budget. She also applauded Mayor Rowe for foregoing medical benefits.

Council Member Lombardo commended staff on what they have done to balance the budget. He challenged the community to write a check to the Boys & Girls Club to help cover the shortfall.

Council Member Hagerman questioned if the entire partnership portion of the budget is 2% of budget. Administrative Services Director Yakimow advised it is a little bit less. Council Member Hagerman commented that with that 2% we either support or assist 11 different organizations, and noted he doesn't see the funding going to the Club as a partnership, but as a facility rental. He questioned if staff sees it as a facilities rental. Town Manager Nuaimi advised that currently for the facilities we rent we are paying average of \$30 to \$35 per hour. Based on the number of hours we use the facility, roughly \$20,000 is for facility use, the balance is for the value of programming and service the club provides to the community.

Shannon Luckino, Yucca Valley, commented that she does understand how difficult it is to do a budget, and knows that quality of life and safety are key issues. This is a quality of life issue.

Jack Rarick, Yucca Valley, spoke in opposition to reducing the funding.

There being no one else wishing to speak Mayor Rowe closed the Public Hearing.

Council Member Huntington commented that he has been involved with the Boys & Girls Club since they started, noting it meets social service needs that the Town

requires. Programs cost money and the youth we are looking at in the club don't have that money. They are an underserved group at risk. He advised of the need to improve on our communication to allow these groups to know how much they are going to get each year in advance. He is not adverse to finding \$15,000 in the budget and dividing it among the three groups that have had reduced funding.

Council Member Abel advised he was concerned regarding the decrease in our usage of the club. The club is an excellent return on our investment and he agreed with the idea of reinstating full funding for the Boys & Girls Club and the Chamber of Commerce.

Council Member Hagerman advised it is no secret that outside agencies can do things cheaper, noting he can justify giving the entire \$48,000 per year to the Club just on facility use alone for the basketball program. He proposed that the Club meet with Community Services Director Schooler and the Museum staff to see if they can take on any of the programs to see if we can bridge that \$5,000 gap. He is in favor of keeping the amount at \$48,000.

Mayor Rowe commented that Council Member Huntington suggested looking at funding at mid-year and allowing us to know where we stand at the State level with funding. We have cut everything back in this economic time, and she would also advocate looking at it again at mid-year when know where the budget stands. She cautioned Council regarding allocating that money during this tight budget time. She also agreed that we can do better job of communicating.

Council Member Lombardo commented there are so many unknowns coming from the State that he does think it would be prudent to put off any addition until midyear, and he also agreed we need to communicate better.

Mayor Rowe, commented that there is a need to find additional revenue sources and stated that she does not think it is unreasonable to charge a nominal fee to go into the Museum. Town Manager Nuaimi advised that Museum staff has looked at it and studied the implications of that, however you have a facilities with two doors at opposite ends of the building charging is problematic. He noted that a vast majority of our services are non-revenue generating. Staff will go back and give strategies for funding the \$5,000. Town Manager Nuaimi added that the Museum staff actively goes after grant dollars to defray the costs of their programs.

Council Member Hagerman advised he wants to somehow articulate that we are not cutting other services in community services. Administrative Services Director Yakimow commented the amounts Council is talking about are not material with respect to their impact on reserves etc. If Council's desire is to add additional funding, it is just going to reduce amount between revenues and expenditures.

Mayor Rowe questioned if we would still cut the Sunday gym time even if we reinstate funding at the full \$5,000. Community Services Director Schooler advised that is not a viable program. Town Manager Nuaimi stated the Town of Yucca Valley is still waiting to hear what the property tax is going to be and cautioned that the Assessor is still lowering assessments, which is why we didn't automatically allocate the proposed surplus of \$230,000 to road maintenance yet.

Council Member Huntington commented that the community partnerships were not cut at all this year, just the three contracts, and advised he is not opposed to looking at them at midyear to get the dollars back up.

Administrative Services Director Yakimow stated that one of the comments from the public was that RDA funding was never allocated to be utilized for infrastructure and clarified that RDA funding has been used in our commercial corridor for many years for infrastructure funding.

Council Member Huntington moved to adopt Resolution No. 12-20, approving the Fiscal Year 2012-13 proposed budget, and designating those officials authorized to make requisitions for encumbrances against appropriations; adopt Resolution No. 12-21, establishing the spending limitation for Fiscal Year 2012-13; adopt Resolution No. 12-22, authorizing positions for Fiscal Year 2012-13, and authorizing pay ranges for such positions for Fiscal Year 2012-13, effective with the payroll dated July 20, 2012; approve an amendment to the contract with the San Bernardino County Sheriff's Department, and authorize the Town Manager to sign on behalf of the Town; approve the staff recommendation regarding the public safety budget including the continuation of the FY 2011-12 funding level, with the intent to absorb any potential reduction in hours through grant applications, current grant funding, or specialized task force activity, and direct staff to return at mid-year budget review with an update; approve the staff recommendation for the reservation of fund balance in an amount of \$232,000 to be used in meeting a portion of the Town's infrastructure deficit as part of the FY 2013-14 Infrastructure Plan; and direct staff to return at midyear to discuss funding for the Boys & Girls Club, Chamber of Commerce and DRTA. Council Member Abel seconded. Motion carried 3-2.

AYES: Council Member Abel, Huntington, and Mayor Rowe
NOES: Council Member Hagerman and Lombardo
ABSTAIN: None
ABSENT: None

20. Annual Assessment Engineer's Report for Previously Formed Street & Drainage and Landscape and Lighting Maintenance Districts, Levying Annual Assessments Upon Real Property Within the Districts

A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF YUCCA VALLEY, CALIFORNIA, CONFIRMING THE ASSESSMENTS AS SET FORTH IN THE ENGINEER’S REPORTS FOR LANDSCAPE AND LIGHTING MAINTENANCE DISTRICTS AND STREET AND DRAINAGE MAINTENANCE DISTRICTS AND DECLARING ITS INTENT TO LEVY AND COLLECT ASSESSMENTS UPON REAL PROPERTY WITHIN SAID DISTRICTS FOR THE 2012-2013 TAX YEAR

Deputy Town Manager Stueckle gave the staff report advising the Town has formed nine (9) Landscape and Lighting Maintenance Districts and Street and Drainage Benefit Assessment Districts as a condition of subdivision development projects to pay the costs of infrastructure maintenance created by new development. With the exception of Street and Drainage Maintenance District 5 which is the Home Depot, the projects have not been constructed, so the Assessment Engineer’s report recommends a levy in the amount to recover costs of these districts.

Mayor Rowe opened the Public Hearing and as no one appeared to speak, she closed the hearing.

Council Member Hagerman moved to adopt Resolution No. 12-23, approving and confirming the assessments as set forth in the Engineer’s Reports and declare its intent to levy and collect assessments upon real property within the existing districts for the 2012-13 tax year, and authorize the levy of assessments as recommended in the Engineer’s Reports. Council Member Lombardo seconded. Motion carried 5-0.

- AYES: Council Member Abel, Hagerman, Huntington, Lombardo, and Mayor Rowe
- NOES: None
- ABSTAIN: None
- ABSENT: None

DEPARTMENT REPORTS

21. HDWD / Town Water Supply Agreement

Town Manager Nuaimi advised that for the better part of year Town staff has been working with the Water District on a water agreement. The terms necessitate the Town making a deposit of \$400,000 toward the pre-purchase of water. Based upon current usage, the agreement amounts to approximately ten years of usage. The Town would be charged the commodity costs associated with acquiring the supplemental water as well as operational costs associated with delivering it to the parks. The agreement will yield annual savings to the Town in excess of \$40,000 based upon current irrigation expenditures. After publication of agenda we did receive clarification from the District

indicating there is a change required to Section 4(d) to read “if the Town desires to make additional contributions to the supplemental water account in the future, the Parties agree to meet to discuss that possibility at that time”.

Margo Sturges, Yucca Valley, commented it sounds like a good investment on the part of the Town for a savings of \$40,000 per year, but questioned if it will pass the requirements of Prop 218.

Ed Musik, Yucca Valley, advised that the Town and District have worked on the agreement for a long time and with the amendment the contract will be compliant with Prop 218.

Council Member Hagerman thanked Mr. Muzik, Town Manager Nuaimi, Administrative Services Director Yakimow and Frank Luckino for putting this agreement together, noting it is another good step for the overall benefit of the citizens of the Town.

Council Member Abel questioned if legal counsel is comfortable with the changes. Town Attorney Laymon advised that she is.

Council Member Lombardo commended the Town/Hi Desert Water District partnership.

Council Member Abel moved to approve the Water Supply Agreement between the Town and the Hi-Desert Water District (“District”) as amended; and direct Town staff to return to the Council with the related budget adjustments prior to execution of this transaction. Council Member Hagerman. Motion carried 5-0.

PUBLIC COMMENT

Sarann Graham, Yucca Valley, advised that on July 16th the District will be hosting Special Districts here in Yucca Valley. She clarified how the State Revolving Fund works.

STAFF REPORTS AND COMMENTS

Town Manager Nuaimi thanked Administrative Services Director Yakimow and his staff for all their efforts to get the budget out during a very difficult budget cycle, due to the dissolution of RDAs and the gauntlet the State has made everyone run through. He added the Budget process we went through this year will not be the budget same process we do next year. There were a lot of activities with limited staff and he sent apologies to those organizations for not communicating clearly. The Town appreciates and values having those kinds of resource in the community. He added he appreciates all the input receive from the Council, and thanked the directors for their work. Congratulated Animal Care & Control Manager Crider. Requested

prayers for his father who is going into surgery tomorrow.

MAYOR AND COUNCIL MEMBER REPORTS AND COMMENTS

22. Council Member Huntington

Congratulated Animal Care & Control Manager Crider.

Thanked staff for the exceptional job on the budget.

Reported regarding attendance at the SANBAG General Assembly meeting on June 14th.

23. Council Member Lombardo

Thanked Animal Care & Control Manager Crider for all her hard work for the Town and congratulated her for being selected as Employee of the Year.

Thanked the Hi Desert Water District for working so closely with the Town.

24. Council Member Abel

Reported regarding attendance at the June 25th Air Quality Management District where they passed their annual budget. He noted they are looking for one health and one engineering hearing board member.

Reported regarding attendance at a meeting of the California Desert Coalition on June 18th to discuss placement of wind turbines in the area. He noted the concern is not just the turbines but also the transmission lines associated with them.

Offered prayers for the recovery of Town Manager Nuaimi's father.

25. Mayor Pro Tem Hagerman

Congratulated Animal Care & Control Manager Crider for her well deserved award.

26. Mayor Rowe

Echoed congratulations to Animal Care & Control Manager Crider.

Commented it has been fun working with the Water District.

Thanked Administrative Services Director Yakimow, Town Manager Nuaimi and staff

YUCCA VALLEY TOWN COUNCIL MINUTES

JUNE 26, 2012

for all their work on the budget.

Commended the Concert in the Park noting it was a great show.


ANNOUNCEMENTS

Next Town Council Meeting, Tuesday, July 17, 2012, 6:00 p.m.

ADJOURNMENT

There being no further business the meeting was adjourned at 8:35 p.m.

Respectfully submitted,



Jamie Anderson, MMC
Town Clerk