
**CITY OF BIG BEAR LAKE CITY COUNCIL
MINUTES FOR REGULAR MEETING
OCTOBER 12, 2009**

OPEN SESSION

A Regular Meeting of the City Council of the City of Big Bear Lake was called to order by Mayor Herrick at 5:00 p.m., Monday, October 12, 2009, at the Civic Center, 39707 Big Bear Boulevard, Big Bear Lake, California.

Moment of Silence/Pledge of Allegiance led by Councilmember Karp

Councilmembers Present: Mayor Rick Herrick
Mayor Pro Tem Bill Jahn
Councilmember Liz Harris
Councilmember Michael Karp
Councilmember Darrell Mulvihill

Councilmembers Excused: None

Others Present: Jeff Mathieu, City Manager
Steve Deitsch, City Attorney
Katherine E. Jefferies, City Clerk
Kathleen Smith, Chief Operations Officer
Rod Ballard, Fire Chief

RESULTS OF CLOSED SESSION

CLOSED SESSION PUBLIC COMMUNICATIONS

None.

1. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION pursuant to Government Code Section 54956.9(a)
Application of Golden State Water Company before the Public Utilities Commission
Application Nos. 08-06-034 and 08-08-021

No reportable action.

2. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION pursuant to Government Code Section 54956.9(b)(1)

Number of Cases: 1

No reportable action.

3. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION pursuant to Government Code Section 54956.9(c)
Number of Cases: 1

No reportable action.

ANNOUNCEMENTS & UPCOMING EVENTS

Event Calendar for the Performing Arts Center – (For tickets please contact the box office at (909) 866-4970 or visit www.citybigbearlake.com unless noted otherwise)

- Evil Kitty Productions presents the “Big Bear Horror Film Festival”, benefitting the Crestline Creative Arts Foundation – October 16 - 18.
- 2nd Annual Haunted House at the Performing Arts Center – October 23 & 24, 30 & 31.

The Fire Protection District Meeting scheduled for Wednesday, October 14, 2009 will be held at the Big Bear Lake Fire Station at 9:00 a.m., as requested by the Board, to conduct the October meetings annually at the Fire Station during Fire Prevention Week. This meeting will not be broadcast on Channel 97 or the City’s website.

PRESENTATIONS

Finance Manger Kelly Ent introduced IT Manager Ken Watts and presented him with a framed copy of the CIO Digest article that featured Big Bear Lake.

COUNCILMEMBER GENERAL ANNOUNCEMENTS

None.

PUBLIC COMMUNICATIONS:

None.

1. CITY COUNCIL CONSENT CALENDAR

Motion by Councilmember Harris, seconded by Mayor Pro Tem Jahn, to approve the Consent Calendar as follows:

- 1.1 **Approval of Demands – Check Issue Date 09/22/09 through 10/05/09 – Check Nos. 48223 through 48367 in the amount of \$251,411.99.**

Approved as presented.

1.2 Continuance of the Declaration of Local State of Emergency

Council continued the Declaration of the Local State of Emergency due to the drought and Bark Beetle infestation.

1.3 Lease of Snow Plow Equipment

Council consideration of accepting the proposal from Mathews Machinery, Inc., to lease a Volvo L110E snow plow for an amount not to exceed \$74,267.

Approved.

1.4 Purchase of a 2009 Kubota

Council consideration of accepting the bid for the purchase of a 2009 Kubota from Apex Equipment for an amount not to exceed \$28,296.75.

Approved.

1.5 Relocation of Fire Station Traffic Signal to Accommodate Caltrans Changeable Message Board Sign

Council consideration of awarding a contract for the removal of the existing Fire Station traffic signal and installation of a new traffic signal at Fire Station # 281 on Big Bear Blvd., to Los Angeles Signal Construction Inc., in the amount of \$16,865 to be funded from Capital Projects for Streets; authorize staff to contract for inspection and testing services with an approved consultant in the amount of \$1,680 to be funded from Capital Projects for Street Improvements; and make a finding that the project is categorically exempt under CEQA, Section 15301, Class 1 (c), and authorize staff to file the Notice of Exemption.

Approved.

1.6 Prop 1A Receivable Financing Program

Council consideration of a resolution authorizing the execution and delivery of a purchase and sales agreement and related documents with respect to the sale of the seller's proposition 1A receivable from the State of California; and directing and authorizing certain other actions in connection therewith.

Adopted the following resolution, entitled:

RESOLUTION NO. 2009-37

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BIG BEAR LAKE, COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA, APPROVING THE FORM OF AND AUTHORIZING THE EXECUTION AND DELIVERY OF A PURCHASE AND SALE AGREEMENT AND RELATED DOCUMENTS WITH RESPECT TO THE SALE OF THE SELLER'S PROPOSITION IA RECEIVABLE FROM THE STATE; AND DIRECTING AND AUTHORIZING CERTAIN OTHER ACTIONS IN CONNECTION THEREWITH

1.7 Letter of Support for Senate Bill 67

Council consideration of authorizing the Mayor to send a letter of support for SB 67 to the appropriate elected officials.

Approved.

1.8 Administrative Citation Hearings Ordinance

Council consideration of an ordinance adding Chapter 1.17 to Title 1 of the Big Bear Lake Municipal Code relating to Administrative Citation Hearings.

Adopted the following ordinance, entitled:

ORDINANCE NO. 2009-395

AN ORDINANCE OF THE CITY OF BIG BEAR LAKE, COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA, ADDING CHAPTER 1.17 TO TITLE 1 OF THE BIG BEAR LAKE MUNICIPAL CODE RELATING TO ADMINISTRATIVE CITATION AND HEARINGS

1.9 Big Bear Blvd - Red Ant Hill Sidewalk Project – Revision of Contract

Council consideration of authorizing the City Engineer to approve the change orders for the additional work for the Big Bear Blvd - Red Ant Hill Sidewalk Project totaling \$45,000.

Approved.

1.10 Snow Plow Contract Award for 2009/2010 Winter Season

Council consideration of awarding a service contract for snow plow services to Bear Valley Paving for an amount not to exceed \$81,385.00; and a service contract for snow plow services to Roman's Construction, for an amount not to exceed \$70,644.00.

Approved.

1.11 Approved the Minutes from the Meeting of July 13, 2009 and July 27, 2009 as presented

Approved as presented.

The Consent Calendar was approved by the following vote:

AYES: Harris, Herrick, Jahn, Karp, Mulvihill
NOES: None
ABSENT: None
ABSTAIN: None

ITEMS REMOVED FROM THE CONSENT CALENDAR

None.

2. DISCUSSION/ACTION ITEMS

2.1 Rehabilitation of Sewage Lift Station No. 2/2A

Council consideration of authorizing staff to advertise for bids for the rehabilitation of Sewage Lift Station No. 2/2A.

Motion by Councilmember Mulvihill, seconded by Councilmember Karp to authorize staff to advertise for bids for the rehabilitation of Sewage Lift Station No. 2/2A.

Said Motion was approved by the following vote:

AYES: Harris, Herrick, Jahn, Karp, Mulvihill
NOES: None
ABSENT: None
ABSTAIN: None

2.2 Community Garden

Council consideration of discussing and providing direction to staff to prepare a policy establishing a community garden in the City of Big Bear Lake.

Motion by Councilmember Harris, seconded by Mayor Pro Tem Jahn, to direct staff to prepare a policy establishing a community garden in the City of Big Bear Lake.

Said Motion was approved by the following vote:

AYES: Harris, Herrick, Jahn, Karp, Mulvihill
NOES: None
ABSENT: None
ABSTAIN: None

2.3 Department of Water & Power Water Rates

Council consideration of introduction and first reading of an ordinance repealing portions of Ordinance No. 92-210 and Ordinance No. 2007-374 revising the DWP Water Rates.

Motion by Councilmember Harris, seconded by Mayor Pro Tem Jahn to introduce and waive first reading of an ordinance, entitled:

ORDINANCE NO. 2009-XXX

AN ORDINANCE OF THE CITY OF BIG BEAR LAKE, COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA, REPEALING PORTIONS OF ORDINANCE NOS. 92-210 AND 2007-374 AND APPROVING ADJUSTMENTS TO THE DWP'S RATES, CHARGES AND FEES FOR WATER SERVICE

Said Motion was approved by the following vote:

AYES: Harris, Herrick, Jahn
NOES: Karp, Mulvihill
ABSENT: None
ABSTAIN: None

2.4 Proposed Ordinance regarding Capacity Charges and Administrative Fees

Council consideration of introduction and first reading of an ordinance repealing portions of Ordinance No. 2007-368 and approving adjustments to the DWP Capacity Charges, Meter Installation Fees and Administrative Fees.

Tabled.

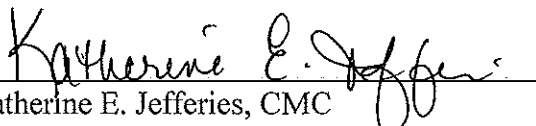
CITY COUNCIL BUSINESS

BOARD/COMMITTEE REPORTS

- The League of California Cities Annual Conference reported was presented by Mayor Herrick, Mayor Pro Tem Jahn, Councilmember Harris, and Councilmember Karp.
- The SANBAG Meeting report was presented by Mayor Pro Tem Jahn.

ADJOURNMENT

There being no further business to come before the Council at this session, Mayor Herrick adjourned the meeting at 8:50 p.m.


Katherine E. Jefferies, CMC
City Clerk