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**CITY OF BIG BEAR LAKE CITY COUNCIL  
MINUTES FOR REGULAR MEETING  
MAY 11, 2009**

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A Regular Meeting of the City Council of the City of Big Bear Lake was called to order by Mayor Herrick at 6:30 p.m., Monday, May 11, 2009, at the Civic Center, 39707 Big Bear Boulevard, Big Bear Lake, California.

Moment of Silence/Pledge of Allegiance: Led by Councilmember Mulvihill

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

**Event Calendar for the Performing Arts Center – (For tickets please contact the box office at (909) 866-4970 or visit [www.citybigbearlake.com](http://www.citybigbearlake.com))**

- Bear Valley Studio presents *Hooray for Musicals* May 16 & 17.
- Bear Valley Unified School District and the Steven G. Mihaylo Foundation present *A String Extravaganza III* – May 20.
- Bear Valley High School presents *Jazz/Pop 09* – May 28 & 29.

The City is accepting applications for two seats on the Department of Water Board of Commissioners and for three seats on the Planning Commission. Applicants must be a Big Bear Lake resident and a registered voter. To obtain an application, please contact the City Clerk's office. Deadline to submit an application is Wednesday, May 27, 2009.

## **PRESENTATIONS**

Mayor Herrick introduced and welcomed San Bernardino County Sheriff Rod Hoops.

Sheriff Hoops stated that he was proud to serve the City of Big Bear Lake and that the Big Bear Sheriff Station was doing an outstanding job under the guidance of Captain Garland. He introduced Assistant Sheriff Warren Nobles and Deputy Chief Paul Cook.

Mayor Herrick presented a Proclamation proclaiming the week of May 10 – 16, 2009 as “Blue Ribbon Week” to Deputy Chief Paul Cook.

Mayor Herrick presented a Proclamation to City Engineer Lawrence proclaiming the week of May 17 – 23, 2009, as “Public Works Week.”

## **COUNCILMEMBER GENERAL ANNOUNCEMENTS**

None.

## **PUBLIC COMMUNICATIONS:**

Bill LoPresti, Big Bear Lake: discussed the upcoming Big Bear Marathon event planned for September, and suggested that the route be changed so that it does not go through Boulder Bay because of the impact that it will have on the businesses due to the road closure. He stated that it would also not be safe to have the runners go through the construction project area at the dam. He suggested that, as an alternative, the event could go through the Baldwin Lake area where there would be less traffic to deal with and would enable emergency vehicles to get through easier.

### **1. CONSENT CALENDAR**

Motion by Councilmember Harris, seconded by Councilmember Karp to approve the Consent Calendar as follows:

- 1.1 Approve Demands – Check Issue Date 04/21/09 through 05/04/09 – Check Nos. 46232 through 46355, in the amount of \$398,812.55.**

Approved.

**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 State of California Water Resources Control Board – Grant Application**

Council consideration of authorizing staff to apply for the Clean Water State Revolving Fund Grants offered by the State Water Resources Control Board for the I & I Lateral and Main Repair/Replacement Project; for the Water Quality Runoff from Unpaved Roads Improvement Project; and the Point Repairs at Lateral Connection to Main Project; adoption of a resolution requesting the Grant; and, a finding that the projects are categorically exempt from the requirements of the California Environmental Quality Act (CEQA) Section 15301(c) Class 1 (c).

RESOLUTION NO. 2009-18

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BIG BEAR LAKE, COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA, REQUESTING GRANT(S) FROM THE STATE WATER RESOURCES CONTROL BOARD DIVISION OF FINANCIAL ASSISTANCE

**1.4 Cancellation of the May 25, 2009 City Council Meeting**

Council consideration of cancelling the regularly scheduled meeting of May 25, 2009, which falls on a legal holiday.

Approved.

**1.5 New Development Mitigation Fee**

Council consideration of adopting an ordinance providing for the adoption of a revised development impact fee schedule establishing and increasing certain development impact fees for applicants for development; and an ordinance amending Chapter 16.18 of the Big Bear Lake Municipal Code to provide for the payment of park development impact fees, or in lieu amount of land dedication for approval of projects involving the subdivision of land within the City pursuant to the Quimby Act.

This item was removed from the Consent Calendar for separate discussion.

**1.6 Big Bear Blvd - Red Ant Hill Sidewalk Project**

Council consideration of awarding the contract for the Big Bear Blvd - Red Ant Hill Sidewalk Project to Trinity Construction, Inc. for an amount not to exceed \$364,536.10.

Approved.

**1.7 Department of Water & Power Water Standby Fees**

Council consideration of a Resolution initiating proceedings to adopt a Standby Charge for properties without water service within the Department of Water & Power's service area and setting the Public Hearing for June 8, 2009.

Adopted the following resolution, entitled:

RESOLUTION NO. 2009-19

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BIG BEAR LAKE, COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA, INITIATING PROCEEDINGS TO READOPT THE STANDBY CHARGE FOR UNDEVELOPED PROPERTY WITHIN THE SERVICE AREA OF THE DEPARTMENT OF WATER AND POWER AND SETTING A DATE FOR THE HEARING PROTESTS

**1.8 Transient Private Home Rental Inspection Services**

Council consideration of awarding a professional services contracts to Chuck's Home Inspections and Big Bear Cabin Care to conduct the inspections of transient private home rentals.

Approved.

**1.9 Economic Recovery Community Development Block Grant**

Council consideration of directing staff to complete the appropriate applications, applying for two projects as recommended by staff.

Approved.

The Consent Calendar was approved by the following vote:

AYES: Harris, Herrick, Jahn, Karp, Mulvihill  
NOES: None  
ABSENT: None  
ABSTAIN: Harris on Item 1.1 Check No. 46258; Herrick on Item 1.1 Check No. 46259 and No. 46312; Jahn on Item 1.1 Check No. 46260; and Mulvihill on Item 1.1 Check No. 46261 and Karp on Item 1.3

**ITEMS REMOVED FROM THE CONSENT CALENDAR**

**1.5 New Development Mitigation Fee**

Council consideration of adopting an ordinance providing for the adoption of a revised development impact fee schedule establishing and increasing certain development impact fees for applicants for development; and an ordinance amending Chapter 16.18 of the Big Bear Lake Municipal Code to provide for the payment of park development impact fees, or in lieu amount of land dedication for approval of projects involving the subdivision of land within the City pursuant to the Quimby Act.

Motion by Councilmember Harris, seconded by Councilmember Karp to adopt the following Ordinances, entitled:

ORDINANCE NO. 2009-388

AN ORDINANCE OF THE CITY OF BIG BEAR LAKE, COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA, AMENDING CHAPTER 15.89 OF THE BIG BEAR LAKE MUNICIPAL CODE, IN ITS ENTIRETY, RELATING TO GROWTH MANAGEMENT AND DEVELOPMENT IMPACT FEES

And,

ORDINANCE NO. 2009-389

AN ORDINANCE OF THE CITY OF BIG BEAR LAKE, COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA, PROVIDING FOR THE PAYMENT OF PARK DEVELOPMENT IMPACT FEES OR, IN LIEU THEREOF, THE DEDICATION OF PARKLAND WITH RESPECT TO THE SUBDIVISION OF LAND WITHIN THE CITY PURSUANT TO THE QUIMBY ACT

Said Motion was approved by the following vote:

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

At the hour of 6:50 p.m., the Council adjourned to the Improvement Agency.

### **IMPROVEMENT AGENCY**

Improvement Agency proceedings are contained in separate minutes.

At the hour of 7:12 p.m., the Improvement Agency adjourned to City Council Session.

### **CITY COUNCIL BUSINESS**

#### **BOARD/COMMITTEE REPORTS**

- Mayor Pro Tem Jahn reported that SANBAG plans to develop an Inland Empire 511 traffic alert system that will provide traffic information for those traveling through the San Bernardino area.
- Mayor Herrick and Councilmember Harris reported that BBARWA met to discuss funding availability, opportunities, and financial impacts through the Federal Economic Recovery Bill.

At the hour of 7:17 p.m., Council adjourned to Closed Session.

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

At the hour of 7:46 p.m., Council adjourned to Open Session.

### **RESULTS OF CLOSED SESSION**

No reportable action.

**ADJOURNMENT**

There being no further business to come before the Council at this session, Mayor Herrick adjourned the meeting at 7:51 p.m.

Katherine E. Jefferies  
Katherine E. Jefferies, CMC  
City Clerk

APPROVED AT THE MEETING OF: July 13, 2009