
**CITY OF BIG BEAR LAKE CITY COUNCIL
MINUTES FOR REGULAR MEETING
JANUARY 13, 2003**

A Regular Meeting of the City Council of the City of Big Bear Lake was called to order by Mayor Harris at 4:30 p.m., Monday, January 13, 2003, at the Civic Center, 39707 Big Bear Boulevard, Big Bear Lake, California.

PUBLIC FORUM FOR CLOSED SESSION

None.

At the hour of 4:35 p.m., Council adjourned to Closed Session.

At the hour of 6:30 p.m., Council adjourned to Open Session.

OPEN SESSION

Invocation: Pastor Jeff Tunnell, Big Bear Christian Center

Flag Salute: Councilmember Dally

Councilmembers Present: Mayor Liz Harris
Mayor Pro Tem Darrell Mulvihill
Councilmember Shed Conklin
Councilmember Ken Dally
Councilmember Hertzmann

Councilmember Excused: None

Others Present: Michael Perry, City Manager
Steve Deitsch, Best Best & Krieger LLP, City Attorneys
Katherine E. Jefferies, City Clerk
Molly Bogh, Community Development Director
Kathleen Smith, Finance Manager

RESULTS OF CLOSED SESSION

1. **CONFERENCE WITH LABOR NEGOTIATORS pursuant to Government Code Section 54957.6**

Name of Negotiators: City Attorney, Human Resources Manager, and Fire Chief

Name of Organization: Big Bear Lake Fire Employees

No reportable action.

AGENDA APPROVAL

Motion by Councilmember Hertzmann, seconded by Councilmember Conklin to approve the Agenda as presented. Motion carried 5-0.

ANNOUNCEMENTS

City offices will be closed Monday, January 20, 2003, in observance of Martin Luther King, Jr. Day.

The City is accepting applications for one seat on the Planning Commission for a term ending June 30, 2005. Applications are available on the Agenda table in Hofert Hall during the City Council Meetings and Planning Commission Meetings, or contact the City Clerk at (909) 866-5831 for an application. Applicant must be a registered voter and a resident of Big Bear Lake.

PRESENTATIONS

A presentation was made by Kelle Malkewitz, Executive Director of the United States Adaptive Recreation Center, on the current programs and services that USARC provides for the disabled.

COMMITTEE REPORTS

Councilmember Hertzmann gave the SANBAG Committee Report.

Mayor Pro Tem Mulvihill, Councilmember Conklin, Councilmember Dally, and City Manager Perry gave an overview on the League of California Cities conference that they attended January 7 – 9, 2003.

PUBLIC FORUM

Vaino Hoffren, Big Bear Lake: discussed the need for better signage in the Village directing visitors to public parking and the restrooms at Bartlett Parking Lot, as well as the walkway access to the shops on Pine Knot Avenue. He stated that more signs are also needed, prohibiting skateboards and bike riding on the sidewalks in the Village. He discussed that many business owners, and their employees, park on the street in front of their businesses, depriving customers of the parking spaces, and suggested that the City impose a policy that would prohibit employees from parking in front of the businesses. He presented to the Council a parking proposal to allow the public easy access to the stores on Pine Knot Avenue by way of the Knickerbocker Flood Control easement, from Pennsylvania Avenue to Pedder Road.

Phyllis Clark, Big Bear Lake: discussed private home rentals, and stated that many of the renters play in the snow on adjacent private property, causing a liability for those property owners. She wanted to know who to contact during the weekend when the City is closed.

City Manager Perry responded that the City's Code Compliance officers are available during the weekend and provided Mrs. Clark with the phone number. He stated that the Sheriff's office could also be contacted.

Dorothy Brown, Big Bear Lake: discussed that many elderly and disabled citizens are having difficulty removing the snow from their driveways in order to get in and out. She suggested that a program be initiated by the City to create a list of people that can be called upon for snow removal assistance. She discussed the MARTA bus service, and stated that the buses are not keeping to the posted schedule, causing children to be late for school, and others late for work or appointments.

Nancy Sargent, Big Bear Lake: stated that during the recent snow storm, no attempt had been made to reduce the size of the berms left in front of the driveways on her street. She felt that more effort should be made to reduce the berms, and coordinate the amount of cinders placed on the streets. She also commented that residents should not be required to pay for an additional set of snow poles when they have been stolen. She discussed that the City should prohibit residents from conducting a business out of their home in residential areas, due to noise and the number of people that come and go.

Sandy Acosta, Big Bear Lake: asked for an update on the replacement of the light poles in the Bartlett parking lot; discussed the need for the City to clarify what type of projects are being proposed for affordable housing in the Valley; and, discussed the State budget deficit and the need for the City to protect our budget.

Gina Wagner, Big Bear City: discussed the State budget deficit and the need for the Valley to work together to overcome the issues that we will soon be faced with.

PUBLIC FORUM RESPONSE

None.

1. CONSENT CALENDAR

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

- 1.1 Approval of Demands – Check Issue Date 12/05/02 through 12/18/02 – Check Nos. 16699 through 16853, in the amount of \$1,236,029.67, and Check Issue**

Date 12/19/02 through 01/08/03 – Check Nos. 16854 through 17068 in the amount of \$438,264.74

Approved.

1.2 Approval of the Minutes from the Regular Meeting of December 9, 2002

Approved as amended.

1.3 Property Interest within Big Bear Lake Improvement Agency Project Areas

Council consideration of accepting letters from Councilmember Conklin and Mayor Harris regarding their interest in real property within the Big Bear Lake Improvement Agency Project Areas.

Approved.

1.4 Accept as Complete – Fully Automatic Fire Sprinkler System within the Mobile Equipment Garage

Council consideration of accepting the Mobile Equipment Garage Phase II Fully Automatic Fire Sprinkler System Installation at the Mobile Equipment Garage as complete; determine the final contract cost to be \$18,988.00; and, authorize staff to file the Notice of Completion for recordation, and release the retention amount of \$1,898.80 thirty-five days after the recordation, provided that no stop notices are filed with the City, and once proof is provided for DBE payment.

Approved.

1.5 2001-2002 Big Bear Lake Improvement Agency Annual Report

Council consideration of adopting the Big Bear Lake Improvement Agency Annual Report for fiscal year 2001-2002.

Approved.

The Consent Calendar was approved by the following vote:

AYES: Conklin, Dally, Harris, Hertzmann, Mulvihill

NOES: None

ABSENT: None

ABSTAIN: Dally on Item 1.1 - Check No. 16820 to Paper Clip Stationers, in the amount of \$17.51.

2. ITEMS REMOVED FROM THE CONSENT CALENDAR

None.

At the hour of 7:32 p.m., Council adjourned to the Improvement Agency.

At the hour of 7:53 p.m., the Improvement Agency adjourned to Regular Council Session.

3. DISCUSSION/ACTION ITEMS

3.1 Transient Private Home Rental Inspection Services

Council consideration of awarding the Professional Services Agreement for the Transient Private Home Rental Inspection Services to Chuck's Home Inspections for an initial term of twelve (12) months, with the option of granting two additional one-year extensions based upon performance, at the sole discretion of the City.

Deleted.

3.2 Paine Road, Village Drive and Big Bear Boulevard Intersection Design

Council consideration of directing staff to proceed with Option 1, which authorizes the consultant to complete the design plans for signalization of the intersection, and authorizes staff to work with Caltrans and SANBAG to request the additional funding to meet Caltrans design requirements, obtain permits and approvals for this project in 2003, and program construction of the project for 2004.

At the hour of 7:54 p.m., Mayor Harris stepped down due to a conflict of interest.

Lieutenant Catalano from the Sheriff's Department presented to the Council a proposal recommending changes to the traffic patterns in the Village, in order to decrease traffic congestion within the Village and along Highway 18. The Sheriff's main proposal is to make Village Drive from Paine Road to Pine Knot Avenue a one-way street for eastbound traffic, and Pine Knot Avenue from Village Drive to Big Bear Boulevard a one-way street for northbound traffic.

Andrew D. Amerson, Big Bear Lake: spoke in opposition to placing a traffic light at the intersection of Paine and Highway 18, because it would hinder the free flow of traffic on normal traffic days. He stated that the City needed to get a definite answer from Caltrans on the best plan for that intersection.

Greg Schick, Big Bear Lake: spoke in opposition to placing a traffic light at the intersection of Paine and Highway 18. He stated that the best solution is to increase the number of lanes for better traffic flow, and for the City to acquire property for a public parking lot.

Dennis Large', Big Bear Lake: spoke in opposition to a traffic light at the intersection of Paine Road and Highway 18, because it would only exacerbate the traffic problems, and create an adverse impact on the businesses in the area. He suggested that Council review the other options.

David Leroy, Big Bear Lake: stated that he owns a business at the intersection of Paine Road and Highway 18. He spoke in favor of alternative 6, which would widen Paine Road and allow a better flow of traffic, however, Big Bear Sporting Goods would have to be relocated. He also discussed the need for a public parking lot that would accommodate all of the businesses in the area.

Cliff Fowler, Big Bear Lake: stated that he is the owner of Big Bear Sporting Goods located at the intersection of Paine Road and Highway 18. He discussed that if he lost the front of his property he would lose his entire customer parking; and the City would have to look into purchasing his business and paying relocation costs.

Vaino Hoffren, Big Bear Lake: stated that he owns a business on Pine Knot Avenue and would not be in favor of seeing it converted into a one-way street because it would be detrimental to business. He suggested that the Council receive input from all of the businesses in the Village before making a decision on this matter.

Sandy Acosta, Big Bear Lake: spoke in opposition to a traffic light at the intersection of Paine Road and Highway 18. She stated that in the past the Sheriff's office would be called on to assist with traffic control when needed, and suggested that the City continue with that program.

Greg Boll, Big Bear Lake: stated that he owns Big Bear Marina and reported that if the MWD decided to sell their Lakeview vacant lot, he would acquire it in order to add more parking for his business. He felt that there were more prudent ways to deal with the traffic issues than spending City dollars on a traffic signal.

RECESS

At the hour of 9:35 p.m., Mayor Pro Tem Mulvihill declared a recess. At the hour of 9:43 p.m., Council reconvened.

Discussion ensued between Council and staff regarding the need for a public workshop meeting to receive input from affected property owners, business owners, and Caltrans, regarding the proposal submitted by the Sheriff's Department. The need for better signage was also discussed.

Motion by Councilmember Hertzmann, seconded by Councilmember Dally to table this matter pending a public workshop meeting to be held at a later date.

Said motion approved by the following vote:

AYES: Conklin, Dally, Hertzmann, Mulvihill
NOES: None
ABSENT: Harris
ABSTAIN: None

At the hour of 9:56 p.m., Mayor Harris returned to her Council seat.

3.3 City Council Committee Assignments

Council consideration of approving the City Council Committee Assignments.

Approved as follows:

League of California Cities

Mountain/Desert Division	Hertzmann as delegate Dally as alternate
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Regional Boards

BBARWA	Harris and Dally
MARTA	Mulvihill and Conklin Perry and Bogh as alternates
SANBAG	Hertzmann as delegate Harris as alternate
Measure I	Hertzmann as delegate Harris as alternate
CJPIA	Hertzmann as delegate Vasquez as alternate
Solid Waste Task Force	Conklin as delegate Bogh as alternate

Integrated Waste Management	Conklin as delegate Bogh as alternate
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Ad Hoc Committees

FY2003/2004 Budget	Hertzmann as Chairman Dally as member
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Valley-Wide Fire Study	Mulvihill as member Conklin as member
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Economic Development	Harris as member Mulvihill as member
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Senior Citizen Advisory	Hertzmann as Chairman Dally as member
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Village Advisory	Mulvihill as Chairman Harris as member
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3.4 2002 Year-End Accomplishments Reports.

Received and filed the 2002 Accomplishment Reports presented by the Division Manager's.

FUTURE AGENDA ITEMS

None.

CITY MANAGER REPORTS

City Manager Perry reported that staff has prepared the fiscal year 2003/2004 budget workshop schedule for the Council's review.

CITY COUNCIL REPORTS

Councilmember Conklin asked for the proper procedure when a citizen approaches a Councilmember with a complaint.

City Manager Perry explained that, although he is always available to assist with any issue, Deputy City Manager Bogh should be contacted for Planning, Code Compliance, Building & Safety and Improvement Agency issues, and Deputy City Manager Vasquez is responsible for Human Resources, Public Works, Performing Arts Center, and Film Office issues.

Councilmember Hertzmann asked for an update related to the Supreme Court's decision regarding invocations.

City Manager Perry responded that the Supreme Court of California has refused to hear the issue and that the matter will be brought before the City Council at an upcoming meeting.

Mayor Pro Tem Mulvihill inquired if staff has talked to the owners of Prestige Development about the brightness of the lights located in their parking lot. Chief Building Official Mosley responded that he has approached the owners of the development and is waiting for a response.

ADJOURNMENT:

There being no further business to come before the Council at this session, Mayor Harris adjourned the meeting at 11:30 p.m.

Katherine E. Jefferies,
City Clerk

APPROVED AT THE MEETING OF: February 10, 2003