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**CITY OF BIG BEAR LAKE CITY COUNCIL  
MINUTES FOR REGULAR MEETING  
APRIL 11, 2005**

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A Regular Meeting of the City Council of the City of Big Bear Lake was called to order by Mayor Mulvihill at 5:00 p.m., Monday, April 11, 2005, at the Civic Center, 39707 Big Bear Boulevard, Big Bear Lake, California.

**PUBLIC FORUM FOR CLOSED SESSION**

None.

At the hour of 5:05 p.m., Council adjourned to Closed Session.

At the hour of 6:35 p.m., Council adjourned to Open Session.

**OPEN SESSION**

Invocation: Moment of Silence

Flag Salute: Led by Councilmember Harris

Councilmembers Present: Mayor Darrell Mulvihill  
Mayor Pro Tem Ken Dally  
Councilmember S. O. Conklin  
Councilmember Bill Jahn  
Councilmember Liz Harris

Councilmembers Excused: None

Others Present: Michael Perry, City Manager  
Stephen Deitsch, Best Best & Krieger, LLP City Attorney  
Katherine E. Jefferies, City Clerk/ACM  
Dave Martinez, Deputy City Manager Development Services  
Kathleen Smith, Finance Manager  
Dave Vasquez, Deputy City Manager Administrative Services

**RESULTS OF CLOSED SESSION**

1. CONFERENCE WITH REAL PROPERTY NEGOTIATORS pursuant to Government Code Section 54956.8  
Property: APN 309-046-32, 404 Jeffries Road, Big Bear Lake

Negotiating Parties: City Manager, and City Attorney on behalf of the City, and Mr. Alan Degenhardt

Under Negotiation: Price and Terms of Payment

No reportable action.

### **AGENDA APPROVAL**

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

### **ANNOUNCEMENTS**

**Upcoming events scheduled for the Performing Arts Center – For ticket information please contact the box office at 866-4970.**

- C.A.T.S. presents “The Laramie Project” – April 13, 15, & 16.
- Big Bear High School presents “Beauty and the Beast” – April 28 - 30

### **PRESENTATIONS**

Mayor Mulvihill presented a 15-Year Employee Pin to Ken Peterson, Fire Engineer, and Betty Cowie, Clerical Part Time.

Mayor Mulvihill presented a Proclamation proclaiming April as Child Abuse Prevention Month.

Mayor Mulvihill presented a Proclamation proclaiming April 10 – 16, 2005 as National Dispatchers Week.

### **COMMITTEE REPORTS**

Councilmember Harris and Mayor Pro Tem Dally gave a committee report on the latest actions of the BBARWA Board.

Jerry Gruber, DWP General Manager discussed that he, and BBARWA General Manager Steve Schindler, had met with legislators in Washington D.C. to lobby for funds for the BBARWA Groundwater Recharge Program.

Councilmember Jahn presented committee reports on the latest actions of the Tax Election and Special Events Committees.

Mayor Mulvihill and Councilmember Conklin presented a report on the latest actions of the Pool Action Committee.

**PUBLIC FORUM** (City Council, Fire Protection District and Improvement Agency)

None.

**PUBLIC FORUM RESPONSE**

None.

**1. CONSENT CALENDAR**

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

**1.1 Approval of Demands – Check Issue Date 3/22/05 through 4/06/05 – Check Nos. 26727 through 26808, in the amount of \$1,787,216.31**

Approved.

**1.2 Continuance of the Declaration of Local State of Emergency**

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

**1.3 Continuance of the Declaration of Local State of Emergency**

Continued the Declaration of the Local State of Emergency due to rain and snow.

**1.4 Moonridge Road, Mill Creek Road and Brownie Lane Reconstruction Projects**

Council consideration of allocating \$114,714.00 to account 321-4321-3984 from the Street Reserve fund balance; award the contract to Matich Corporation in the amount of \$417,714.00; and, authorize staff to prepare the professional services agreements for materials testing, inspection and surveying for the project.

Approved.

**1.5 Rehabilitation of Sewage Lift Station No. 7**

Council consideration of allocating \$121,301.00 to account 321-4323-3980 from the Sanitation Undesignated fund balance; award the contract to DenBoer Engineering and Construction in the amount of \$206,001.00; and, authorize staff to prepare a professional services agreement to inspect the project with Willdan Corporation, for an amount not to exceed \$5,000.

Approved.

**1.6 Approval of the Minutes from the Regular Meeting of February 28, 2005, the Special Meeting of March 14, 2005, and the Regular Meeting of March 14, 2005**

Approved as presented.

**1.7 Development Code Amendment**

Council consideration of second reading and adoption of an ordinance revising Title 17 of the Big Bear Lake Municipal Code by amending Table 17.25.030.A (Principal Uses Permitted in Residential Zones), to allow public use of ancillary facilities within commercial lodging facilities and adding a new Section 17.25.220 (Development and Performance Standards for Ancillary Uses within Commercial Lodging Facilities) affecting R-3 properties within the City limits.

Adopted the following ordinance, entitled:

**ORDINANCE NO. 2005-349**

**AN ORDINANCE OF THE CITY OF BIG BEAR LAKE, COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA, REVISING TITLE 17 (DEVELOPMENT CODE) OF THE CITY OF BIG BEAR LAKE MUNICIPAL CODE BY AMENDING TABLE 17.25.030.A (PRINCIPAL USES PERMITTED IN RESIDENTIAL ZONES) TO ALLOW PUBLIC USE OF ANCILLARY FACILITIES WITHIN COMMERCIAL LODGING FACILITIES AND ADDING A NEW SECTION 17.25.220 (DEVELOPMENT AND PERFORMANCE STANDARDS FOR ANCILLARY USES WITHIN COMMERCIAL LODGING FACILITIES) AFFECTING R-3 PROPERTIES WITHIN THE CITY LIMITS**

The Consent Calendar was approved by the following vote:

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

**2. ITEMS REMOVED FROM THE CONSENT CALENDAR**

None.

**3. DISCUSSION/ACTION ITEMS**

**3.1 No Parking Signs on Fox Farm Road**

Council consideration of a resolution authorizing the installation of No Parking signs on a portion of Fox Farm Road, east of Big Bear Boulevard.

Ed Neatherlin, Big Bear Lake: spoke in support of the placement of no parking signs on Fox Farm Road, due to the hazardous situation placed on those who live near the Prudential Properties building, when trying to get in and out of their driveways.

Court Malquist, Big Bear Lake: spoke in support of the placement of no parking signs on Fox Farm Road. He stated that if he, or a member of his family, were to be involved in an accident because they could not see when entering the street, he would file a lawsuit.

Darrell Karrer, Big Bear Lake: stated that he represents Prudential Properties and felt that it would be unsafe to have the employees park at an off-site location. He presented a letter with signatures from agents and employees in opposition to the proposed parking restrictions on Fox Farm Road. He discussed that Fox Farm Road should be widened in order to accommodate the increase in traffic.

Mike Dolan, Big Bear Lake: stated that he represents Prudential Properties and that Prudential would be willing to help with the costs involved to widen Fox Farm Road up to the City's easement, subject to a condition that the other commercial property owners in the area would contribute toward the project.

Motion by Councilmember Jahn, seconded by Councilmember Conklin to direct staff to meet with representatives from Prudential Properties of Big Bear to

negotiate a private/public partnership to widen Fox Farm Road from Big Bear Boulevard to the first driveway east of Prudential Properties, and direct staff to install No Parking signs on the north side of Fox Farm Road from Big Bear Boulevard east to the end of the curb and gutter, and re-stripe the center line to the north, as a temporary solution.

Said Motion was approved by the following vote:

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

### **3.2 Village Special Events - Country Fair Proposal**

Council consideration of approving a contribution from the City's undesignated reserves for an amount not to exceed \$16,000 for the Village Special Event – Country Fair.

Big Bear Valley Event Coordinator Bonnie Tregaskis gave an overview of a proposed special event, a Big Bear Country Fair, to be held in the Village on Saturday, August 6, 2005.

Motion by Councilmember Jahn, seconded by Councilmember Conklin to approve a contribution from the City's undesignated reserves for an amount not to exceed \$16,000 for the Village Special Event – Big Bear Country Fair, and direct the Event Coordinator to approach each merchant in the Village to invite them to be part of the proposal.

Substitute Motion by Mayor Pro Tem Dally, seconded by Councilmember Harris to direct staff to conduct a written survey of the Village Owners outlining the event that is being proposed to see if they agree or disagree, specifically with the proposed road closer, refer the issue to the budget committee regarding funding, and that a full report be brought back to the City Council on May 9, 2005.

Said Motion failed by the following vote:

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

Councilmember Jahn amended his motion to include directing staff to mail out a written survey to the Village Business and Property Owners.

Motion by Councilmember Jahn, seconded by Councilmember Conklin to approve a contribution from the City's undesignated reserves for an amount not to exceed \$16,000 for the Village Special Event – Big Bear Country Fair; and, direct staff to mail out a written survey to all Village Business and Property Owners outlying the special event proposal, asking the owners if they agree or disagree with the event, and to report the results of the survey to the Council on May 9, 2005. The Event Coordinator was directed to approach each owner individually to discuss the event.

Said Motion was approved by the following vote:

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

### **RECESS**

At the hour of 8:26 p.m., Mayor Mulvihill declared a recess. At the hour of 8:34 p.m., Council reconvened.

### **3.3 Department of Water & Power Boardmember Compensation – Request for an Increase**

Council consideration of the Mayor and one Councilmember to meet with the Chairman of the DWP Board, and one DWP Commissioner, the Chairman of the Planning Commission and one Planning Commissioner, to review the compensation of the other Agencies in the Valley, in order to make a recommendation to the full City Council.

Consensus of the Council authorize the Mayor and Mayor Pro Tem Dally to meet with the Chairman of the DWP Board, and one DWP Commissioner, the Chairman of the Planning Commission and one Planning Commissioner, to review the compensation of the other Agencies in the Valley, in order to make a recommendation to the full City Council.

At the hour of 8:43 p.m., Council adjourned to the Improvement Agency.

### **IMPROVEMENT AGENCY**

Improvement Agency proceedings are contained in separate minutes.

At the hour of 8:50 p.m., the Improvement Agency adjourned to Regular Council session.

### **FUTURE AGENDA ITEMS**

None.

### **CITY MANAGER REPORTS**

City Manager Perry announced that contract employee David Yegge would present a status report on the Defensible Space Program to the Council on April 25, 2005. He stated that staff is in the process of scheduling a workshop meeting with all HUPI partners, for the purpose of allowing each agency to provide a status report on progress made toward fire safety.

### **CITY COUNCIL REPORTS**

Mayor Mulvihill asked staff to remove the Valleywide Fire Committee from the list of Council sub-committees, since that committee no longer meets.

### **ADJOURNMENT:**

There being no further business to come before the Council at this session, Mayor Mulvihill adjourned the meeting at 8:58 p.m.

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Katherine E. Jefferies  
City Clerk

APPROVED AT THE MEETING OF: May 23, 2005