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**CITY OF BIG BEAR LAKE CITY COUNCIL  
MINUTES FOR REGULAR MEETING  
JUNE 12, 2006**

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A Regular Meeting of the City Council of the City of Big Bear Lake was called to order by Mayor Pro Tem Conklin at 6:30 p.m., Monday, June 12, 2006, at the Civic Center, 39707 Big Bear Boulevard, Big Bear Lake, California.

Moment of Silence

Flag Salute: Led by Mayor Pro Tem Conklin

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

Councilmembers Excused: Mayor Bill Jahn

Others Present: Kathleen Smith, Interim City Manager  
Steve Deitsch, City Attorney  
Katherine E. Jefferies, City Clerk/ACM  
David Martinez, Community Development Director

**PUBLIC FORUM FOR CLOSED SESSION**

None.

**RESULTS OF CLOSED SESSION**

1. CONFERENCE WITH REAL PROPERTY NEGOTIATOR pursuant to Government Code Section 54956.8

Property: Franchise for use of City streets, highways, alleys and rights-of-way  
City Negotiators: Interim City Manager & City Attorney  
Negotiating Parties: Charter Communications  
Under Negotiation: Price and Terms of Payment

No reportable action.

2. CONFERENCE WITH REAL PROPERTY NEGOTIATOR pursuant to Government Code Section 54956.8

Property: Franchise for use of City streets, highways, alleys and rights-of-way  
City Negotiators: Interim City Manager & City Attorney  
Negotiating Parties: Big Bear Disposal  
Under Negotiation: Price and Terms of Payment

No reportable action.

**AGENDA APPROVAL**

Motion by Councilmember Harris, seconded by Councilmember Dally to approve the Agenda as presented. Motion approved 4-0.

**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 *Carousel* – June 23 – 25, 28, 30, July 1 –3, & 5 – 9
- Miss Big Bear Pageant will be held on July 15
- Old Miners Association presents *The Cowboy Poetry & Music Festival* July 21 & 22

**PRESENTATIONS**

Fire Chief John Morley introduced San Bernardino County Fire Chief Pat Dennen.

Director Kathy Campbell, Big Bear Valley Recreation and Park District, presented a status report on the proposed community swimming pool.

Theatre Manager Don Gavitte gave a presentation recognizing Wilma Schaefer.

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

Norm Reinik, Big Bear Lake: discussed Ballot Measure G and stated that because the ballot failed the Council has the obligation to consider the City's infrastructure as their highest priority, and not ask the taxpayers to pay more taxes.

**PUBLIC FORUM RESPONSE**

**1. CONSENT CALENDAR**

- 1.1 Approval of Demands – Check Issue Date 05/18/06 through 06/07/06 – Check Nos. 32610 through 32821, in the amount of \$407,852.82**

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 Fee Waiver Request - Old Miners' Association Annual Events**

Council consideration of waiving the facility fees for the Old Miners' Association annual events.

Approved.

- 1.4 Fee Waiver Request – Big Bear Antique Car Club Annual Fun Run Event**

Council consideration of waiving the facility fees for the Big Bear Antique Car Club annual car show.

Approved.

- 1.5 Cape Seal Project**

Council consideration of finding that the project is categorically exempt from the requirements of the California Environmental Quality Act, pursuant to Section 15302 (c); and authorizing staff to advertise for bids for the Cape Seal project.

Made a finding that the project is categorically exempt from the requirements of the California Environmental Quality Act, pursuant to Section 15302 (c); and authorized staff to advertise for bids for the Cape Seal project.

**1.6 Street Reconstruction Project**

Council consideration of finding that the project is categorically exempt from the requirements of the California Environmental Quality Act, pursuant to Section 15302(c); and, authorizing staff to advertise for bids for the reconstruction and drainage improvement projects on Thrush Drive, Eureka Drive, Catalina Drive, Bow Canyon Road, Sunset Drive and Lassen Drive.

Made a finding that the project is categorically exempt from the requirements of the California Environmental Quality Act, pursuant to Section 15302(c); and, authorized staff to advertise for bids for the reconstruction and drainage improvement projects on Thrush Drive, Eureka Drive, Catalina Drive, Bow Canyon Road, Sunset Drive and Lassen Drive.

**1.7 Approval of the Minutes from the Regular Meeting of April 10, 2006, the Regular Meeting of April 24, 2006, the Special Meeting of April 28, 2006, and the Regular Meeting of May 8, 2006**

Approved as presented.

**2. PUBLIC HEARINGS**

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

Council consideration of introduction and first reading of an ordinance setting the Standby Fees for the DWP.

At the hour of 7:21 p.m., Mayor Pro Tem Conklin opened the public hearing. Hearing no comment, the public hearing was closed.

Motion by Councilmember Harris, seconded by Councilmember Dally to waive first reading and pass to second reading of an ordinance entitled:

**ORDINANCE NO. 2006-XXX**

**AN ORDINANCE OF THE CITY OF BIG BEAR LAKE, COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA, ADOPTING A WRITTEN REPORT REGARDING WATER STANDBY CHARGES FOR FISCAL YEAR**

2006-07 AND DIRECTING THAT SUCH CHARGES BE COLLECTED ON  
THE TAX ROLL

Said Motion was approved by the following vote:

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

**2.2 Cable Franchise Agreement**

Council consideration of continuing the public hearing to July 24, 2006, to grant a cable franchise agreement to Falcon Cablevision, doing business as Charter Communications.

At the hour of 7:23 p.m., Mayor Pro Tem Conklin opened the public hearing.

Motion by Councilmember Dally, seconded by Councilmember Harris to continue the public hearing to July 24, 2006, to grant a cable franchise agreement to Falcon Cablevision, doing business as Charter Communications.

Said Motion was approved by the following vote:

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

**2.3 Big Bear Disposal Franchise Agreement**

Council consideration of continuing the public hearing to June 26, 2006, to grant a franchise agreement to Big Bear Disposal.

At the hour of 7:24 p.m., Mayor Pro Tem Conklin opened the public hearing.

Motion by Councilmember Harris, seconded by Councilmember Dally to continue the public hearing to July 24, 2006, to grant a franchise agreement to Big Bear Disposal.

Said Motion was approved by the following vote:

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

#### **2.4 Appeal of Lot Line Adjustment Application 2005-E16**

Council consideration of a resolution upholding the City Engineers actions of November 8, 2005, and denying the appeal for Lot Line Adjustment Application 2005-E16, filed by Crissan Conroy pertaining to the properties at 38793 and 38795 Waterview Drive, APN 306-061-63 and 64.

At the hour of 7:30 p.m., Mayor Pro Tem Conklin opened the public hearing.

Crissan Conroy, Big Bear Lake: spoke in support of the Lot Line Adjustment Application, which would allow her to obtain 50 feet of lake frontage, and allow the public to have access to the lake.

Steve Colby, Big Bear Lake: stated that his property is adjacent to the applicant and objects to the City approving the Lot Line Adjustment because it would increase congestion, noise, and depreciate the value of his property.

At the hour of 7:35 p.m., Mayor Pro Tem Conklin closed the public hearing.

Motion by Councilmember Harris, seconded by Mayor Pro Tem Conklin to adopt the following resolution, entitled:

#### **RESOLUTION NO. 2006-19**

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF BIG BEAR LAKE, COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA, UPHOLDING THE CITY ENGINEER'S ACTION OF NOVEMBER 8, 2005,

AND DENYING THE APPEAL FOR LOT LINE ADJUSTMENT APPLICATION 2005-E16, FILED BY CRISSAN CONROY PERTAINING TO THE PROPERTIES AT 38793 AND 38795 WATERVIEW DRIVE (ASSESSOR'S PARCEL NUMBERS 306-061-63 AND 64)

Said Motion was approved by the following vote:

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

**3. DISCUSSION/ACTION ITEMS**

**3.1 Performing Arts Center Foundation**

Council consideration of approving forgiveness in the amount of \$18,000.00, reducing the debt owed to the City from the Foundation to \$39,000, based on the benefit all users/renters will receive from a new front of house sound system that was donated to the Foundation.

Motion by Councilmember Dally, seconded by Councilmember Mulvihill to approve a forgiveness in the amount of \$18,000.00, reducing the debt owed to the City from the Foundation to \$39,000, based on the benefit all users/renters will receive from a new front of house sound system that was donated to the Foundation.

Said Motion was approved by the following vote:

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

**3.2 Village Sign**

Council consideration of approving the color selection for the Village overhead sign.

Motion by Councilmember Harris, seconded by Councilmember Dally to approve the color selection for the Village overhead sign as presented by staff.

Said Motion was approved by the following vote:

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

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

None.

**FUTURE AGENDA ITEMS**

None.

**CITY COUNCIL REPORTS AND COMMITTEE REPORTS**

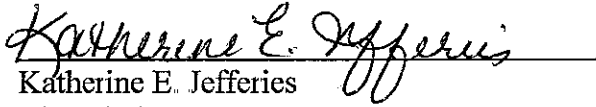
Council congratulated Councilmember Harris for receiving the Eagle Award of Excellence by the Rotary Club.

**CITY MANAGER REPORTS**

None.

**ADJOURNMENT**

There being no further business to come before the Council at this session, Mayor Pro Tem Conklin adjourned the meeting at 7:54 p.m.

  
Katherine E. Jefferies  
City Clerk

APPROVED AT THE MEETING OF: August 14, 2006