



CITY OF **BIG BEAR LAKE** *California*

Adjourned Regular Meeting Minutes – February 8, 2023

An Adjourned Regular Meeting of the City Council of the City of Big Bear Lake was called to order by Mayor Putz at 3:31 p.m., Wednesday, February 8, 2023, at the Civic Center, 39707 Big Bear Boulevard, Big Bear Lake, California.

OPEN SESSION

Flag Salute: Flag Salute led by Councilmember Herrick

Councilmembers Present: Mayor Randall Putz
Mayor Pro Tem Perri Melnick
Councilmember Rick Herrick
Councilmember Bynette Mote
Councilmember Kendi Segovia

Others Present: Erik Sund, City Manager
Stephen P. Deitsch, City Attorney
Erica Stephenson, City Clerk
Rebecca Cannon, Deputy City Clerk

CLOSED SESSION PUBLIC COMMUNICATIONS

None.

At the hour of 3:32 p.m., Council recessed to Closed Session.

At the hour of 5:01 p.m., Mayor Putz resumed Open Session.

RESULTS OF CLOSED SESSION

1. **CONFERENCE WITH REAL PROPERTY NEGOTIATORS** pursuant to Government Code Section 54956.8
Property: APN 0309-011-33 & a portion of APN 030-011-26
City Negotiators: City Manager Erik Sund
Negotiating Party: George Hanson, Bear Valley Mutual Water Company General Manager & Greg Schick
Under Negotiation: Price & Terms of Payment

No reportable action.

2. **CONFERENCE WITH LABOR NEGOTIATORS** pursuant to Government Code Section 54957.6
Name of Negotiators: City Manager Erik Sund and Director of Human Resources Erica Stephenson
Name of Organization: Teamsters Local 1932

No reportable action.

3. **PUBLIC EMPLOYEE PERFORMANCE EVALUATION** pursuant to Government Code Section 54957
Title of Position: City Manager

This item was discussed after Open Session, when Council recessed back to Closed Session. Stephen Deitsch, City Attorney, stated in Open Session that it was not anticipated that there would be reportable action taken on this item.

No reportable action.

PRESENTATION

- Presentation of a charitable donation to DOVES of Big Bear Valley from the Mobile Home Manufactures Organization

PUBLIC COMMUNICATIONS

Jim Lona, American Legion Post 584 Commander, shared three (3) upcoming events sponsored by the American Legion Post 584 intended for local veterans.

Tony Villegas, representative of the American Patriot Music Project, briefly discussed the recent *Soldiers and Six Strings Veterans Guitar Build* workshop and expressed his appreciation to the City, local/intergovernmental businesses and agencies for their support of the workshop; presented a hand-made guitar to Council on behalf of the American Patriot Music Project.

Gloria Meade, Big Bear City resident, suggested that the City assist with the re-introduction of *The Old Miners' Day Parade*.

1. **CONSENT CALENDAR**

A motion was made by Councilmember Herrick, seconded by Councilmember Mote, to approve the Consent Calendar as follows:

CITY COUNCIL

1.1 APPROVAL OF DEMANDS – CHECK ISSUE DATE 12/29/22 THROUGH 01/26/23 IN THE AMOUNT OF \$1,454,202.77 AND THE DECEMBER 2022 TREASURER’S REPORT

Approved.

1.2 APPROVAL OF MEETING MINUTES FROM THE JANUARY 11, 2023 ADJOURNED REGULAR MEETING OF CITY COUNCIL

Approved.

1.3 RESOLUTION AUTHORIZING A DELEGATE FOR THE MOJAVE DESERT MOUNTAIN INTEGRATED WASTE JOINT POWERS AUTHORITY

City Council considered a formal resolution confirming the appointment of Councilmember Segovia as the City’s delegate and Councilmember Mote as the City’s alternate to the Mojave Desert Mountain Integrated Waste Joint Powers Authority Board of Directors.

Approved and adopted the following resolution entitled:

RESOLUTION NO. 2023-08

RESOLUTION AUTHORIZING A DELEGATE FOR THE MOJAVE DESERT MOUNTAIN INTEGRATED WASTE JOINT POWERS AUTHORITY

1.4 RESOLUTION AUTHORIZING A DELEGATE FOR THE COUNTY OF SAN BERNARDINO SOLID WASTE ADVISORY TASK FORCE

City Council considered a formal resolution confirming the Mayor's appointment of Councilmember Segovia as the City's delegate and Councilmember Mote as the City's alternate to the San Bernardino County Solid Waste Advisory Task Force.

Approved and adopted the following resolution entitled:

RESOLUTION NO. 2023-09

RESOLUTION AUTHORIZING A DELEGATE FOR THE COUNTY OF SAN BERNARDINO SOLID WASTE ADVISORY TASK FORCE

1.5 ORDINANCE APPROVING ZONE CHANGE 2022-045 AND FINDING THE ACTION CATEGORICALLY AND STATUTORILY EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT AND CHANGING THE ZONING OF 527 GEORGIA STREET (APN 0309-144-24) FROM COMMERCIAL-GENERAL (C-2) TO SINGLE FAMILY RESIDENTIAL (R-1-7200)

City Council considered adopting an ordinance to change the zoning of the property located at 527 Georgia Street (APN 0309-044-24) from Commercial General to Single Family Residential. City Council introduced the ordinance, conducted the first reading of the title and waived further reading at the January 11, 2023 Adjourned Regular Meeting.

Approved and adopted the following ordinance entitled:

ORDINANCE NO. 2023-512

ORDINANCE APPROVING ZONE CHANGE 2022-045 AND FINDING THE ACTION CATEGORICALLY AND STATUTORILY EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT AND CHANGING THE ZONING OF 527 GEORGIA STREET (APN 0309-144-24) FROM COMMERCIAL-GENERAL (C-2) TO SINGLE FAMILY RESIDENTIAL (R-1-7200)

1.6 RESOLUTION AUTHORIZING A NOTICE OF COMPLETION FOR THE STANFIELD MARSH OUTDOOR RECREATION AND EDUCATION (SMORE I) PROJECT

City Council considered a formal resolution authorizing a Notice of Completion for the Stanfield Marsh Outdoor Recreation and Education (SMORE I) Project. The SMORE I Project was established to expand paved trails within the area to improve accessibility to the recreational and educational opportunities at this site. On June 6, 2022, a contract was awarded to S. Porter, Inc. and the work for this project was completed as of December 14, 2022. The project had a total

budget of \$399,000 and was funded in part by a State Environmental Enhancement and Mitigation Grant.

Approved and adopted the following resolution entitled:

RESOLUTION NO. 2023-10

**RESOLUTION AUTHORIZING A NOTICE OF COMPLETION
FOR THE STANFIELD MARSH OUTDOOR RECREATION AND
EDUCATION (SMORE I) PROJECT**

**1.7 RESOLUTION AUTHORIZING A NOTICE OF COMPLETION FOR THE ELECTRIC
VEHICLE CHARGING STATION INSTALLATION PROJECT**

City Council considered a formal resolution authorizing a Notice of Completion for the Electric Vehicle Charging Station Installation Project. The Electric Vehicle Charging Station Installation Project has resulted in the installation of three (3) Level 2 Chargers and one (1) Level 3 Charger across the Bartlett and Pennsylvania Public Parking Lots. The charging stations are activated and in use as of February 1, 2023.

Approved and adopted the following resolution entitled:

RESOLUTION NO. 2023-11

**RESOLUTION AUTHORIZING A NOTICE OF COMPLETION
FOR THE ELECTRIC VEHICLE CHARGING STATIONS
INSTALLATION PROJECT**

The Consent Calendar was approved by the following vote:

AYES: Mote, Herrick, Segovia, Melnick, Putz
NOES: None
ABSTAIN: None
ABSENT: None

ITEMS REMOVED FROM THE CONSENT CALENDAR

None.

2. PUBLIC HEARING

**2.1 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) APPLICATION FOR
PROGRAM YEAR 2023-2024**

The City Council conducted a public hearing to make funding recommendations on County-identified eligible applications requesting 2023-2024 CDBG funding from the City of Big Bear Lake. The CDBG program is a federally funded program which makes grant funds available for eligible applicants that provide services to low- and moderate- income households and/or persons. The City's estimated allocation for the 2023-2024 program year is \$36,508.

Stephen Deitsch, City Attorney, stated that several Councilmembers approached him regarding potential conflict of interests concerns regarding this item, however, he concluded that only one conflict exists under the Political Reform Act; confirmed that Councilmember Herrick should abstain only from voting on the Bear Valley Unified School District’s grant application as his wife is a Board Member.

Sean Sullivan, Director of Public Services, presented the item and discussed the 2023-2024 funding allocation amount, the program applicants and their respective funding requests, and the City’s submitted CDBG application for the Village Accessibility Improvements project.

At the hour of 5:33 p.m., Mayor Putz opened the Public Hearing; seeing no public comment, Mayor Putz closed the Public Hearing at 5:33 p.m.

A motion was made by Councilmember Herrick, seconded by Mayor Pro Tem Melnick, to approve staff’s recommendation and adopt the following resolution entitled:

RESOLUTION NO. 2023-12

**RESOLUTION TO MAKE A PROJECT FUNDING RECOMMENDATION TO
THE COUNTY OF SAN BERNARDINO USING THE CITY’S 2023-2024
COMMUNITY DEVELOPMENT BLOCK GRANT ALLOCATION OF \$36,508**

Said motion was approved by the following vote:

AYES: Herrick, Melnick, Mote, Segovia, Putz
NOES: None
ABSTAIN: None
ABSENT: None

A motion was made by Councilmember Mote, seconded by Mayor Pro Tem Melnick, to approve staff’s recommendation and adopt the following resolution entitled:

RESOLUTION NO. 2023-13

**RESOLUTION RECOMMENDING APPROPRIATION OF GENERAL FUND
GRANTS FOR LOCAL PUBLIC SERVICE PROGRAMS REQUESTING
2023-2024 CDBG FUNDS**

Said motion was approved by the following vote with Councilmember Herrick abstaining from voting on the grant application submitted by the Bear Valley Unified School District:

AYES: Segovia, Melnick, Herrick, Mote, Putz
NOES: None
ABSTAIN: None
ABSENT: None

3. DISCUSSION/ACTION ITEMS

3.1 REVIEW OF PENALTIES DURING SNOW CONDITIONS

At the City Council’s January 11, 2023 Adjourned Regular Meeting, an Agenda item request was made by Mayor Pro Tem Melnick and seconded by Councilmember Mote to direct staff to research fees and citations related to illegal parking and illegal snow play activities.

Following staff’s introduction of the item, Mayor Putz invited speakers that wished to speak on the item; the following individual approached Council:

Rick Snow, owner of Big Bear Mountain Brewery: supports increasing fines and penalties for illegal parking and illegal snow play.

Following Council discussion, a motion was made by Mayor Pro Tem Melnick, seconded by Councilmember Mote, to increase the fine under Municipal Code Section 10.12 (parking under snow conditions) to \$400.

Said motion was approved by the following vote:

AYES: Mote, Melnick, Herrick, Segovia, Putz
NOES: None
ABSTAIN: None
ABSENT: None

3.2 ORDINANCE CANCELLING THE CITY’S ASSUMPTION OF RESPONSIBILITY FOR ENFORCEMENT OF THE MOBILEHOME PARKS ACT AND THE SPECIAL OCCUPANCY PARKS ACT, AND FINDING THE ACTION EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT

City Council considered reading the title, waiving further reading and introducing an ordinance to revert enforcement responsibilities back to the state. With more than 476 facilities within 7 mobile home parks and only one (1) building inspector, it is not viable for the City to continue with the program.

Sue O’Strander, Director of Community Development, presented the item, answered Council’s questions and read the title of the proposed ordinance aloud.

A motion was made by Councilmember Mote, seconded by Councilmember Herrick, to approve staff’s recommendation of reading the title, waiving further reading and introducing an ordinance entitled:

ORDINANCE NO. 2023-xxx

ORDINANCE CANCELLING THE CITY’S ASSUMPTION OF RESPONSIBILITY FOR ENFORCEMENT OF THE MOBILEHOME PARKS ACT AND THE SPECIAL OCCUPANCY PARKS ACT, AND FINDING THE ACTION EXEMPT FROM THE CALIFORNIA ENVIRONMENTAL QUALITY ACT

Said motion was approved by the following vote:

AYES: Segovia, Mote, Melnick, Herrick, Putz
NOES: None
ABSTAIN: None
ABSENT: None

4. COMMENTS, ANNOUNCEMENTS & ADDITIONAL CITY BUSINESS

4.1 CITY CLERK, CITY ATTORNEY, CITY MANAGER COMMENTS

Erica Stephenson, City Clerk, reported that the City's local Spectrum cable channel 182 is currently in the process of upgrading to a high-definition format so unfortunately the live feed of all City Council and Planning Commission meetings are not available to stream live on the channel; provided directions how the community can watch live & archived meeting videos on the City's website.

Erik Sund, City Manager, reported on a meeting with the San Bernardino County Sheriff, Shannon Dicus, and the recent Visit Big Bear retreat meeting; announced that the City Council will be holding a Strategic Planning Workshop on March 17; announced that the City will soon be soliciting proposals for a master planning process for Leisure Bear mobile home park.

At the City Manager's request, Sue O'Strander, Director of Community Development, provided a brief update on the former Kmart building.

4.2 COUNCILMEMBER BOARD/COMMITTEE REPORTS & COMMENTS

Councilmember Herrick reported on the recent Big Bear Area Regional Wastewater Agency (BBARWA) Board Meeting.

Councilmember Mote also reported on the recent Big Bear Area Regional Wastewater Agency (BBARWA) Board Meeting and the recent Mountain Transit Board Meeting; discussed her attendance at the League of California Cities Councilmember Academy; notified Council that the Economic Development Advisory Committee (EDAC) will be presenting a draft brochure for the Beautify Big Bear Campaign soon; requested that Council receive the Annual Report from Visit Big Bear soon and stated that she would like to receive the monthly reports again as well.

Councilmember Segovia reported on her attendance at the League of California Cities Councilmember Academy and stated that her first Mojave Desert Mountain Integrated Waste Joint Powers Authority meeting will be February 9.

Mayor Putz reported on a recent Southern California Association of Governments Regional Council Meeting and Environmental Quality Policy Meeting; discussed his attendance at the League of California Cities Councilmember Academy.

ADJOURNMENT

There being no further business to come before the Council at this Open Session, at 6:37 p.m. Mayor Putz adjourned the Open Session meeting to Closed Session, in honor of the victims who lost their lives in the Monterey Park and Half Moon Bay mass shootings. Then Closed Session resumed at 6:40 p.m. and was adjourned by Mayor Putz at 8:35 p.m.


Erica Stephenson, City Clerk