

MINUTES: of a regular meeting of the City Council of the City of Redlands held on November 18, 2014, at 5:00 P.M. at Council Chambers, Civic Center, 35 Cajon Street, Suite 2, Redlands, California

PRESENT: Paul Foster, Mayor Pro Tem
Jon Harrison, Councilmember
Bob Gardner, Councilmember
Pat Gilbreath, Councilmember

ABSENT: Pete Aguilar, Mayor

STAFF: Enrique Martinez, City Manager; Dan McHugh, City Attorney; Sam Irwin, City Clerk; Robert Dawes, City Treasurer; Carl Baker, Public Information Officer; Jeff Frazier, Fire Chief; Mark Garcia, Police Chief; Danielle Garcia, Chief Innovation Officer; Chris Diggs, Interim Municipal Utilities and Engineering Director; Fred Cardenas, Quality of Life Director; Tina Kundig, Finance Director; Oscar Orci, Development Services Director; Amy Martin, Human Resources Director.

Mayor Pro Tem Foster called the meeting to order and offered those present the opportunity to provide public comment on any item on the agenda for the closed session.

PUBLIC COMMENT:

None forthcoming.

CLOSED SESSION:

1. Conference with legal counsel: Existing Litigation - Government Code §54956.9(a) – Three Cases
 - a. Paulamarie Montes v. City of Redlands, et al., San Bernardino Superior Court Case No. CIVDS 1405827
 - b. Samia Fisher v. City of Redlands, et al., San Bernardino Superior Court Case No. CIVDS 1305121
 - c. Eva Toppo v. City of Redlands, et al., San Bernardino Superior Court Case No. CIVDS 1205681
2. Conference with real property negotiator – Government Code §54956.8
 - Property: APNs 0292-044-16 and 0292-044-08
 - Agency negotiators: N. Enrique Martinez, Oscar Orci
 - Negotiating party: Bill Heim of Lee and Associates on behalf of Prologis
 - Under negotiation: Terms and price for the acquisition of City property

3. Conference with real property negotiator – Government Code §54956.8
Property: APNs 0171-053-03, -04, -06 and 0171-251-06, -07, -08, -09, -10
Agency negotiators: N. Enrique Martinez, Oscar Orci
Negotiating party: Brixton Redlands LLC
Under negotiation: Terms and price for the acquisition of City property
4. Conference with real property negotiator – Government Code §54956.8
Property: APNs 0168-121-03 and 0168-121-13
Agency negotiators: N. Enrique Martinez, Oscar Orci
Negotiating party: Diversified Pacific
Under negotiation: Terms and price for the acquisition of City property

The meeting reconvened at 6:00 P.M. with an invocation by Councilmember Gardner followed by the pledge of allegiance to the American flag.

CLOSED SESSION REPORT:

City Attorney McHugh announced no reportable action was taken by the City Council during closed session.

PRESENTATIONS:

Redlands Animal Shelter – Animal Control Officer Bill Miller introduced “Wilbo”, a six month old male Chihuahua, who is available for adoption along with forty other dogs and eighty-two cats at the Redlands Animal Shelter. Forty-one dogs and twenty cats have been adopted since the last City Council meeting.

Grant Award – Linda Ortiz and Annette Franco, of Southern California Edison, presented to Emergency Operations Manager Fay Glass, a Community Outreach Program Grant award of \$4,400.00 to be given to Plymouth Village. The Grant money will be distributed to faith-based organizations throughout the community to help them plan and prepare for emergency situations.

PUBLIC COMMENT:

Economic Development – Steve Rogers read from a letter he had written to the City Council describing the Friendly Communities Program, an approach to addressing economic development needs which are unmet as a result of the dissolution of redevelopment agencies.

Foster Children – E.T. Snell listed statistics describing the foster parent program in San Bernardino County and called for reform.

City Council Vacancy – Ken Hunter described events at the Saturday, November 15, 2014, Coffee with the Council, at which, due to a scheduling disconnect, no City Councilmember appeared. According to Mr. Hunter, the consensus of the attendees who were present was that they preferred a special election over an appointed City Councilmember to fill the vacancy which will occur when Mayor

Aguilar leaves for Congress. Andrew Hoder inquired as to what the criteria will be for selecting a replacement. Mayor Pro Tem Foster informed everyone at this City Council meeting that such decisions will not be made until after the Mayor has submitted his letter of resignation.

CONSENT CALENDAR:

Minutes – On motion of Councilmember Gardner, seconded by Councilmember Gilbreath, the City Council approved the minutes of the regular meeting of November 4, 2014 as submitted.

Commission Appointments – On motion of Councilmember Gardner, seconded by Councilmember Gilbreath, the City Council approved the reappointment of Mark Stanson to serve a third term on the Municipal Utilities and Public Works Commission ending November 16, 2018. The motion also approved the appointment of William O. Bayne to serve a four-year term on the Municipal Utilities and Public Works Commission ending November 16, 2018.

Support Letter - On motion of Councilmember Gardner, seconded by Councilmember Gilbreath, the City Council approved the authorization of staff to sign a letter in support for Building Resilient Communities to prepare the faith-based communities for a disaster.

Grant Application Approval – On motion of Councilmember Gardner, seconded by Councilmember Gilbreath, the City Council approved the authorization of the Fire Department to apply to the US Department of Homeland Security for the FY 2014 Assistance to Firefighters Grant in an effort to fund replacement operation and safety equipment.

Deposits In Lieu of Retention – On motion of Councilmember Gardner, seconded by Councilmember Gilbreath, the City Council approved an escrow agreement between the City of Redlands and KAD Paving Company for security deposits in lieu of retention for the Orange Blossom Trail, Phase I, Project no. 47015.

Child Food Program – On motion of Councilmember Gardner, seconded by Councilmember Gilbreath, the City Council approved a Facility use agreement between the City of Redlands and One Hundred and Eighty Degrees and Still Standing for the use of the Redlands Community Center to provide free meals to all children in attendance at after school programs at the Center.

Resolution No. 7472 – Signing Authority – Janet Miller, of the Development Services Department, explained the merchant services plan for Market Night. As a public comment, Andy Hoder asked for more details on funds required to pay for the merchant processing services. The annual expense for merchant processing services is estimated at \$6,000 and has been included in the Downtown Division's FY 2014-2015 budget. Staff estimates a savings of approximately \$7,476, or 216 hours of staff time, annually as a result of implementing Convention Force and the merchant services payment processing. On motion of Councilmember Gardner, seconded by Councilmember Harrison,

the City Council approved Resolution No. 7472 authorizing signatories for the merchant processing services account with Dharma Merchant Services.

ABC Grant – On motion of Councilmember Gardner, seconded by Councilmember Gilbreath, the City Council approved an agreement between the City of Redlands and Alcoholic Beverage Control (ABC) concerning the distribution of a grant award totaling \$18,600.00, authorized an appropriation in the amount of the grant to the Police Department, and authorized the Chief of Police to sign and execute any agreements concerning the grant.

Labor Agreement Side Letter – Human Resources Director Amy Martin explained details of a clarification of how employees report to work after working within the eight hours prior to their start time. As a public comment, Steve Rogers expressed concerns about the labor representatives who negotiated the side letter. On motion of Councilmember Gardner, seconded by Councilmember Gilbreath, the City Council approved a side letter of agreement of Article XI, Call Back Pay, of the current Memorandum of Understanding between the City of Redlands and the General Employees Association of Redlands.

PUBLIC HEARINGS:

Resolutions No. 7471 – Sign CUP No. 17 – Mayor Pro Tem Foster opened the hearing and called upon Lorelee Farris, of the Development Services Department, to provide background on a request from Tom Bell Chevrolet to install an automobile dealership sign. Speaking for the applicant, Gary Quiel discussed some of the difficulties experienced when picking the location of the proposed sign. As public comment, Ken Hunter took issue with the size of the sign and asked the City Council to delay approval of the requested Conditional Use Permit (CUP) to negotiate a compromise, smaller size of the sign. E.T. Snell expressed his support for the sign as requested. Andrew Hoder asked for clarification of the graphics presented by the applicant and requested examples of comparable signs already in existence in the Redlands area. Bill Cunningham reminded the City Council that the standard established by Measure U and included in the Redlands Municipal Code is a size limit of 120 square feet. On motions of Councilmember Gardner, seconded by Councilmember Gilbreath, the City Council determined, based on the whole of the administrative record to date, that the information contained in the whole record justifies the adoption of a Mitigated Negative Declaration for Sign CUP No. 17; approved the Mitigated Negative Declaration and the accompanying mitigation monitoring and reporting program for the project, directed staff to file and post a Notice of Determination in accordance with California Environmental Quality Act guidelines; and adopted Resolution No. 7471 approving Sign CUP No. 17 for the installation of a 248 square foot freeway-oriented sign with a height of seventy five (75) feet on 1.61 acres utilized as outdoor display area for an automobile dealership located on the east side of Alabama Street, south of Interstate 10 in the EV/CG (General Commercial) District of the East Valley Corridor Specific Plan.

NEW BUSINESS:

Storm Cleanup – Quality of Life Director Fred Cardenas summarized the cleanup efforts necessary at Heritage Park as a result of a storm which occurred on August 3, 2014. As a public comment, Steve Rogers criticized the sequence of events involved in the development of Heritage Park and questioned the City's compliance with the California Environmental Quality Act. On motions of Councilmember Gardner, seconded by Councilmember Gilbreath, the City Council agreed approval of a contract for the Heritage Park Storm Damage Cleanup Project is categorically exempt from further review pursuant to Section 15301 of the California Environmental Quality Act guidelines and approved a contract between the City of Redlands and Larry Jacinto Construction, Inc., in the amount of \$49,978.00, for the completion of the Project.

Open Space Maintenance – As a public comment, Steve Rogers requested more details on negotiations between the City of Redlands and the Redlands Conservancy. At the request of the Conservancy, and on motion of Councilmember Gardner, seconded by Councilmember Gilbreath, the City Council agreed to continue until a later date discussion and voting on a Maintenance Management Agreement for Public Trails and Open Space between the city of Redlands and the Redlands Conservancy to integrate previous agreements and provide flexibility for the management of other City open space facilities.

Reservoir Recoating – Greg Brooks, of the Municipal Utilities and Engineering Department, provided background on a contract award for recoating and improvements to the Ward Way Reservoir. On motions of Councilmember Gardner, seconded by Councilmember Gilbreath, the City Council agreed approval of a contract for the Ward Way Reservoir Recoating and Improvements, Project No. 71255, is categorically exempt from further review pursuant to Section 15301 of the California Environmental Quality Act guidelines, rejected a bid as nonresponsive from Advanced Industrial Services and approved a contract between the City of Redlands and Paso Robles Tank, Inc., in the amount of \$636,500.00, for the completion of the Project.

Emergency Generator Installation – Greg Brooks, of the Municipal Utilities and Engineering Department, provided background on a contract award for installation of an emergency generator at the Wastewater Treatment Plant. On motions of Councilmember Gardner, seconded by Councilmember Gilbreath, the City Council agreed approval of a contract for the Wastewater Treatment Plant Emergency Generator Installation, Project No. 73410, is categorically exempt from further review pursuant to Section 15301 of the California Environmental Quality Act guidelines, rejected a bid as nonresponsive from Environmental Construction, Inc. and approved a contract between the City of Redlands and California Building Evaluations & Construction, Inc., in the amount of \$677,000.00, for the completion of the Project.

PARIS 2014 – Mike Pool, of the Municipal Utilities and Engineering Department (MUED), provided an update on the Pavement Accelerated Repair Implementation Strategy (PARIS). As a public comment, Andy Hoder described events involving the PARIS paving of Michigan Street near his residence and questioned the quality of workmanship of the proposed contractor for Project No. 41060. The City Council was assured by MUED that contract changes have been implemented to assure better quality control of the Project. On motions of Councilmember Gardner, seconded by Councilmember Gilbreath, the City Council agreed approval of a contract for the PARIS 2014 Resurfacing Project (567-960), Project No. 41060 is categorically exempt from further review pursuant to Section 15301 of the California Environmental Quality Act guidelines; approved the Project plans and specifications; and awarded a contract between the City of Redlands and Matich Corporation, in the amount of \$10,497,000.00, for the completion of the Project.

Water and Wastewater Operations Materials – Interim Municipal Utilities and Engineering Director Chris Diggs provided background on the process used to determine annual purchase order requirements for water and wastewater operations and maintenance. On motion of Councilmember Gardner, seconded by Councilmember Gilbreath, the City Council approved annual purchase orders to Hopkins Technical Products, in the amount of \$180,869.40, for various feed equipment parts, supplies and related items; to Fisher Scientific, in the amount of \$100,000.00 for wastewater consumables, replacement parts, supplies, and related items for preventative maintenance; to Sterling Water Technologies, in the amount of \$200,000.00, for aluminum chlorhydrate 50% solution; and to Western Water Works Supply Company, in the amount of \$350,000.00, for water and wastewater materials, parts, supplies, and other related items.

Sidewalks and Ramps – Brian Wolfe, of the Municipal Utilities and Engineering Department, provided an update on sidewalk and American Disabilities Act (ADA) ramp improvements. On motions of Councilmember Gardner, seconded by Councilmember Gilbreath, the City Council agreed approval of a contract for the Community Development Block Grant 2014 Sidewalk and ADA Ramp Improvements, Project No. 43049 is categorically exempt from further review pursuant to Section 15301 of the California Environmental Quality Act guidelines; approved the Project plans and specifications; and awarded a contract between the City of Redlands and Golden Valley Construction, in the amount of \$510,950.00, for the completion of the Project.

COUNCILMEMBER ANNOUNCEMENTS AND ACTIVITIES:

Veterans' Day – Mayor Pro Tem Foster and Councilmember Gilbreath congratulated the City Clerk for his role in the success of the 2014 Veterans' Day Parade and Celebration. Mr. Irwin thanked the City Staff in general, and specifically the Quality of Life Department, for their efforts preparing Jennie Davis Park for the ceremony and picnic. Without the support of Quality of Life and the Police and Fire Departments, the event could not have been held. It looks like the community expects to do it every year from now on.

Airfest 2015 – Councilmember Gilbreath has been attending Airfest 2015 planning meetings between the Airport Advisory Board, Hangar 24, the Redlands Airport Association and the Experimental Aircraft Association. Many issues remain to be resolved. Mayor Pro Tem Foster has agreed to participate in negotiations to help ensure all parties' concerns are addressed.

ADJOURNMENT:

There being no further action required, Mayor Pro Tem Foster adjourned the meeting at 7:19 P.M. in memory of Barbara Phelps, Redlands Unified School District parent, teacher, administrator, and board member. She was our community's gold standard as an educator. The next regular meeting of the City of Redlands City Council will be held on December 2, 2014.