

MINUTES: of a regular meeting of the City Council of the City of Redlands held in the Council Chambers, Civic Center, 35 Cajon Street, on July 16, 2013, at 5:00 P.M.

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

ABSENT: None

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, Interim Chief Information Officer; Fred Mousavipour, Municipal Utilities and Engineering Director; Fred Cardenas, Quality of Life Director; Tina Kundig, Finance Director; Robert Dalquest, Assistant Development Services Director; Ashley Shear, Interim Human Resources Director

Mayor Aguilar 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 labor negotiator - Government Code §54957.6
Agency Negotiator: Richard Kreisler
Employee Organizations: Redlands Association of Department Directors
Redlands Association of Management Employees
Redlands Association of Mid-Management Employees
General Employees Association of Redlands (SBPEA)
Redlands Civilian Safety Employees Association
Redlands Police Officers Association
Redlands Association of Safety Management Employees
2. Conference with real property negotiator – Government Code §54956.8
Property: APN 0300-321-34
Agency negotiators: N. Enrique Martinez, Oscar Orci
Negotiating party: Curtiss Allen
Under negotiation: Terms and price for City purchase of property
3. Conference with legal counsel: Existing litigation – Government Code §54956.9(d)(1) One Case

- a. LAFCO 3171 – Regarding the application of Treh Partners, LLC to detach from the City of Redlands approximately 13.26 acres of property located on the north side of San Bernardino Avenue, adjacent to the west side of the 210 freeway.
4. Conference with legal counsel: Anticipated litigation – Government Code §54956.9(d)(2)(e)(1)
 - a. One Case
5. Conference with legal counsel: Anticipated litigation – Government Code §54956.9(d)(2)(e)(2) One Case
 - a. Facts and circumstances – Consideration relating to a claim of Southern California Edison
6. Conference with legal counsel: Anticipated litigation – Government Code §54956.9(d)(4) One Case
 - a. Facts and circumstances – Possible initiation of litigation by the City

The meeting reconvened at 6:05 P.M. with an invocation by Councilmember Gilbreath 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 “Rickey”, a seven year old male Border collie, who is available for adoption, with fifty-seven other dogs and one hundred and twenty-one cats, at the Redlands Animal Shelter. Officer Miller informed the Council that forty-one dogs and eleven cats have been adopted since the last City Council meeting.

PUBLIC COMMENT:

CERT Training – Emergency Operations Manager announced Community Emergency Response Team (CERT) training will be held October 18-20, 2013 and presented the City Councilmembers each with their own emergency response backpack kit.

Cemetery Maintenance – Andrew Hoder expressed his concerns about what he called a “gradual deterioration” of Hillside Cemetery. He expressed his opposition to closing the on-site offices and volunteered to pay for the replacement of the roof on the maintenance building at the cemetery.

BBQ Fundraiser – Cathy Jiles, of the Fuchsia Fellowship Ministry, announced a gospel barbeque fundraiser is being held at Sylvan Park on August 25, 2013 from 2:00 to 7:00 P.M.

Records Requests – Steve Rogers read from a letter pursuing the status of public records requests he has pending with the City of Redlands.

CONSENT CALENDAR:

Minutes - On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the minutes of the regular meeting of July 2, 2013 were unanimously approved as submitted.

Ordinance No. 2795 – Synthetic Drugs Prohibition – On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved the adoption of Ordinance No. 2795 adding Chapter 9.36 entitled “Psychoactive Bath Salts, Psychoactive Herbal Incense, and other Synthetic Drugs” to the Redlands Municipal Code to prohibit the distribution and sale of certain intoxicating chemical compounds known as synthetic drugs.

Settlement Disclosure - On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved the release of details of a settlement agreement between the City of Redlands and the US Environmental Protection Agency pertaining to the City of Redlands’ potential liability for clean-up costs associated with the alleged dumping of hazardous waste at the Casmalia Disposal Site, Santa Barbara County, California between 1985 and 1987.

Computer Purchase - On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved the purchase, in the amount of \$51,022, for ten Panasonic Toughbook ruggedized computers and ten port replicators from CDW-G for the Redlands Police Department.

Software Purchase - On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved the purchase of the CryWolf alarm billing software and an annual end user license and maintenance agreement from Public Safety Corporation for the Redlands Police Department.

Resolution No. 7302 – Traffic Survey - On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved Resolution No. 7294 approving an engineering and traffic survey for Citrus Avenue from Eureka Street to Wabash Avenue relating to the establishment of speed limits.

Freeway Maintenance - On motions of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved a freeway maintenance agreement between the City of Redlands and the California

Department of Transportation and concurred that the agreement is exempt from review under California Environmental Quality Act guidelines.

Agreement Termination - On motions of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved the termination of a maintenance and support agreement between the City of Redlands and Telogis, Inc. for service of a GPS tracking system used on solid waste heavy duty trucks.

Resolution No. 7286 - Appropriation Limit – On motion of Mayor Pro Tem Foster, seconded by Councilmember Gilbreath, the City Council unanimously approved Resolution No. 7286 establishing an appropriation limit for FY 2013-2014 pursuant to Article XIII B of the California Constitution. As a public comment, Steve Rogers said the City Treasurer should be more involved in actions such as this resolution.

Resolutions No. 7290 and 7291 – CFDs No. 2001-1 and 2003-1 Taxes - On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved Resolutions No. 7290 and 7291 levying special taxes within the City of Redlands Community Facilities District(CFD) No. 2001-1 (Northwest Development Project) and 2003-1 (Redlands Business Center).

Bond Underwriting Service - On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the Board unanimously approved an agreement between the City of Redlands and Citigroup Global Markets, Inc. for bond underwriting services.

Commission Appointments - On motion of Mr. Foster, seconded by Mr. Gardner, the Board unanimously approved the reappointment of Ingrid Biglow and Miles Miller to the Airport Advisory Board, each to serve a four year term ending May 1, 2017.

Settlement Disclosure - On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved the release of details of a settlement agreement between the City of Redlands and Barbara Graham pertaining to an accident which occurred on March 22, 2012 at or near Lazy Boy on Tennessee Street. Ms. Graham has offered dismissal of the lawsuit in exchange for the City of Redlands waiving recovery of fees and costs.

Settlement Disclosure - On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved the release of details of a settlement agreement between the City of Redlands and Johnny Chadwick and Tress Chadwick, individually, and dba Johnny's Nursery. The Chadwicks have offered dismissal of the lawsuit in exchange for the City of Redlands waiving recovery of fees and costs.

Resolution No. 7305 – Paramedic Tax – On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved

Resolution No. 7305 establishing the rate for the special tax for emergency paramedic service for FY 2013-2014.

COMMUNICATIONS:

Grove Sale Proceeds Recommendations – Peter Buoye, Chairman of the Citrus Preservation Commission, presented recommendations for the use of proceeds from the sale of the Nevada Palmetto Groves, specifically, the replanting of the Prospect Park Grove (\$148,810), installation of perimeter fencing at some City groves to prevent theft, dumping and liabilities (\$110,000), and the designation of \$400,000 for emergency reserve purposes. As public comment, Bill Cunningham and Dip Sidhu expressed opposition to the full scale replanting of the Prospect Park Grove for mostly aesthetic reasons. Concerns were also expressed about the threat of the Asian Citrus Psyllid infestation and subsequent Huanglongbing (HLB) disease in a newly planted grove. On motion of Councilmember Harrison, seconded by Mayor Pro Tem Foster, the City Council unanimously agreed to receive and file the recommendations of the Commission. Staff was directed prepare a plan of action to address the Commission recommendations and present their plan at a City Council meeting in September or October.

Delegate Designation – On motion of Mayor Pro Tem Foster, seconded by Councilmember Harrison, the City Council unanimously approved the designation of Mayor Aguilar as the voting delegate, with no alternate, for the League of California Cities 2013 Annual Conference.

PUBLIC HEARINGS:

Resolution No. 7298 – Municipal Services Delinquency Report – This item was removed from the agenda at the request of staff.

Resolution No. 7304 – Administrative Citation Delinquency Report – Mayor Aguilar opened the public hearing and called upon Karin Grance, of the Revenue Division, for details on a request to place a special assessment on the tax roll against properties identified for non-payment of City of Redlands administrative citation fines. On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved Resolution No. 7304 approving the delinquent administrative citation report and submittal to the auditor of San Bernardino County for lien processing.

Resolution No. 7277 – Street Lighting Maintenance District Assessments - Mayor Aguilar opened the public hearing and called upon Municipal Utilities and Engineering Director Mousavipour for details on a request to implement assessments for Street Lighting Maintenance District No. 1. On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved Resolution No. 7277 approving the Engineer's Report for Street Lighting Maintenance District No. 1 and confirming the assessments for FY 2013-2014.

Resolution No. 7281 – Landscape Maintenance District Assessments - Mayor Aguilar opened the public hearing and called upon Ross Wittman, of the Municipal Utilities and Engineering Department, for details on a request to implement assessments for Landscape Maintenance District No. 1. On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved Resolution No. 7281 approving the Engineer's Report for Landscape Maintenance District No.1 and confirming the assessments for FY 2013-2014.

NEW BUSINESS:

Labor Agreements – Interim Human Resources/Risk Management Director Ashley Shear provided highlights of two Memoranda of Understanding (MOU), one between the City of Redlands and the Redlands Association of Management Employees, and the other between the City of Redlands and the Redlands Association of Mid-Management Employees. As a public comment, Steve Rogers expressed displeasure with the negotiating process. Arlen Einertson requested more details on the MOUs and asked for time for the public to examine the documents and comment before the City Council voted on the documents. Mayor Aguilar summarized the negotiating process and the guidance given to the negotiators by the City Council. He identified several areas of improvement in the City's economic situation due to the new contracts and thanked the employees involved for their concessions to make that result. The Mayor also assured those present that details of the MOUs will be made available to the public through several avenues. On motion of Mayor Pro Tem Foster, seconded by Councilmember Harrison, the City Council unanimously approved both agreements.

Temporary Staffing – Interim Human Resources/Risk Management Director Ashley Shear introduced the requirement for temporary staffing in the Quality of Life Department. As a public comment, Steve Rogers observed that staffing requirements are increasing in spite of the elimination of furloughs and the hiring of new personnel. On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved an agreement between the City of Redlands and Labor Ready in the amount of \$100,000 for temporary personnel services required by the Solid Waste Collection and Landfill Division.

Mailing Services – Finance Director Tina Kundig introduced the need to renew an agreement for mailing services. On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved an agreement between the City of Redlands and Inland Presort and Mailing services, in the amount of \$81,300.

Agreement Termination - This item was removed from the agenda at the request of staff.

Natural Gas Purchase – Quality of Life Director Cardenas provided an overview of the use of natural gas by the City. On motion of Councilmember Gardner, seconded by Councilmember Gilbreath, the City Council unanimously approved an annual purchase order with Applied LNG Technologies in the amount of \$475,000 for the FY 2013-2014 supply of liquefied natural gas.

Tree Trimming - Quality of Life Director Cardenas provided an overview of the City of Redlands tree trimming program. As a public comment, Steve Rogers expressed confusion as to whether tree trimming was competitively bid. On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved an annual purchase order with West Coast Arborist, Inc., in the amount of \$145,000 for tree care services for FY 2013-2014.

Resolution No. 7299 – SANBAG Grant - Quality of Life Director Cardenas introduced a request to accept a San Bernardino Association of Governments (SANBAG) grant and appropriate matching funds for the Orange Blossom Trail project. On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved Resolution No. 7299 accepting a grant award from the SANBAG Transportation Development Act and authorized an additional appropriation of \$162,128 to serve as matching funds.

Fuel Station Expansion – Deborah Allen, of the Quality of Life Department, presented background on a request for additional funding to complete a project to expand the liquefied compressed natural gas (LCNG) fuel station at 1270 West Park Avenue. On motion of Mayor Pro Tem Foster, seconded by Councilmember Harrison, the City Council unanimously approved an additional appropriation of \$80,000 in the Air Quality Improvement Fund (221) to the General Capital Improvement Fund (240) to expand the LCNG Alternative Fuel Station.

Resolution No. 7301 – Payment of Obligations – Mike Nelson, of the Development Services Department, introduced a request for a loan from the City of Redlands to the Successor Agency to the former Redevelopment Agency of the City of Redlands for the purpose of pursuing all legal remedies, including litigation, to challenge certain actions by the California Department of Finance and the County of San Bernardino Auditor-Controller/Treasurer/Tax Collector's Office and its interpretation of AB1X 26 and AB 1484. As a public comment, Steve Rogers recommended against litigation. On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner the City Council unanimously approved Resolution No. 7301 taking certain actions in connection with the provision of a loan to the Successor Agency.

Land Purchase – Assistant Development Services Director Robert Dalquest introduced a proposal to purchase a parcel of land adjacent to Oakmont Park to enhance the “Emerald Necklace” program for open space. On motion of Mayor Pro Tem Foster, seconded by Councilmember Harrison the City Council unanimously approved a purchase agreement between the City of Redlands and Curtiss Allen, Sr. for the acquisition of APN 0300-321-24, approximately 10

acres of land located immediately east of Oakmont Park, in the western portion of Live Oak Canyon.

Project Takeover – Chris Diggs, of the Municipal Utilities and Engineering Department, provided the background on efforts to complete work on a water pipeline replacement project where the contract has been terminated due to failure to perform. On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner the City Council unanimously approved a takeover agreement between the City of Redlands and Ohio Casualty Insurance Company to complete the Brookside Avenue Water Pipeline Replacement Project.

Water Operations Efficiency – Chris Diggs, of the Municipal Utilities and Engineering Department, presented an initiative to identify and improve operations in the City of Redlands water system. As a public comment, Steve Rogers suggested the work of this agreement should be part of a General Plan Update effort. On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner the City Council unanimously approved an agreement between the City of Redlands and GHD, Inc., in the amount of \$188,980, for professional engineering services the water operations efficiency initiative.

Wastewater Operations Efficiency – Chris Diggs, of the Municipal Utilities and Engineering Department, presented an initiative to identify and improve operations in the City of Redlands wastewater system. As a public comment, Steve Rogers suggested the work of this agreement should be part of a General Plan Update effort. On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner the City Council unanimously approved an agreement between the City of Redlands and URS Corporation, in the amount of \$148,420, for professional engineering services the wastewater operations efficiency initiative.

Pipeline Replacement – Greg Brooks, of the Municipal Utilities and Engineering Department, presented details on Phase 1 of the 2013 CIP Water Pipeline Replacement Project. On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council agreed the Project is categorically exempt from further environment review in accordance with California Environmental Quality Act guidelines, and awarded a contract between the City of Redlands and MCC Equipment Rentals, Inc., in the amount of \$1,541,231.93, for the work.

Miscellaneous Annual Purchase Orders - Chris Diggs, of the Municipal Utilities and Engineering Department, presented a summary of the annual purchase orders for a variety of supplies such as plumbing parts, chemicals necessary for water treatment, and aggregate for street repairs, used by the department to manage water operations. On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner the City Council unanimously approved annual purchase orders identified by staff and totaling \$6,615,000. The purchase orders approved consist of the following: \$100,000 with Univar for sodium hypochlorite;

\$150,000 with JCI for sodium hydroxide; \$200,000 with Thatcher for aluminum sulfate; \$100,000 with JCI for chlorine gas; \$100,000 with Nalco for coagulation polymer; \$500,000 with JCI for sodium hypochlorite; \$500,000 with PVS for ferric chloride; \$100,000 with SNF Polydyne for coagulation polymer; \$400,000 with One Stop Landscape Supply for the removal and disposal of sludge; \$150,000 with E.S. Babcock and Eurofins for laboratory services; \$100,000 each with Fisher Scientific, IDEXX Corp., Dionex Corp., and VWR International LLC for the purchase of various consumables, replacement parts for preventive maintenance and small handheld instruments, \$10,000 each with Siemens and Culligan for replenishment/maintenance of resin tanks; \$10,000 each with California Tool and Welding Supply and Airgas, Inc. for welding supplies and tools; \$15,000 with Full Spectrum for preventive maintenance of laboratory instruments; \$20,000 with Environmental Resources Associate for standards and testing materials; \$100,000 each with Layne Christiansen, Tri County, Southwest Pump and Drilling, and Best Drilling and Pump Company for pump and motor parts; \$100,000 each with Brithinee Electric, Delta Motor Company, and Littlejohn-Reuland Corp. for electrical and motor parts; \$350,000 with Inland Water Works and \$150,000 each with HD Supply and C. Well Pipeline Materials for plumbing supplies for a combined total not to exceed \$650,000; \$50,000 each with McMaster-Carr and USA Blue Book for plumbing supplies; \$75,000 each with Pacific Parts, One Source, and Consolidated Electrical for electrical supplies; \$100,000 each with GE Analytical Instruments, Hopkins Technical Products, D&H Water Systems and HACH for chemical feed supplies; \$350,000 with Equarius for water meters; \$100,000 with Tesco Controls for services and equipment; \$100,000 with Beavens Systems, Inc. for instrumentation software services; \$10,000 with Thunderbird Communications, Inc. for communications equipment programming services; \$20,000 with RF McDonald for equipment calibration and testing; \$25,000 with RS Instruments for calibration services; \$100,000 with C&V Equipment for spoils and waste removal; \$100,000 with C&V Equipment for aggregate, sand and temporary asphalt; \$100,000 with Hilltop Geotechnical for services; a total of \$900,000 with three vendors, MCC Equipment Rental, TRYCO General Engineering, and WEKA, Inc. for water pipeline repairs and valve and service replacements; and a total of \$250,000 with three vendors, KAD Paving, GM Sager, and All American Asphalt for pavement repairs.

Telephone System Replacement – Interim Chief Information Officer Garcia introduced a proposal to procure a comprehensive phone system and network replacement utilizing a competitive “best value” method of selection. On motions of Mayor Pro Tem Foster, seconded by Councilmember Gardner the City Council unanimously approved procurement of a comprehensive phone system and network replacement for City staff through the issuance of a Request for Proposal using a competitive best value method of selection and directed staff to prepare an ordinance to add the competitive best value method of procurement to the Redlands Municipal Code.

COUNCILMEMBER ANNOUNCEMENTS AND ACTIVITIES:

Healthy Redlands – Councilmember Gilbreath announced the Summer Camp is up and running.

Coffee with the Council – Mayor Pro Tem Foster announced the regular monthly session is scheduled for 9:00 A.M. at the Olive Avenue Market.

River Wash Planning – Councilmember Harrison attended a meeting of the Wash Plan Task Force. Redlands can expect to have to provide approximately \$71,000 over the next two years as the City's share of planning efforts to examine the use of the Santa Ana River Wash.

ADJOURNMENT:

There being no further action required, Mayor Aguilar adjourned the meeting at 8:18 P.M. The next regular meeting of the City of Redlands City Council will be held on September 3, 2013.