

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 5, 2011 at 5:00 P.M.

PRESENT: Pete Aguilar, Mayor
Paul Foster, Mayor Pro Tem
Jon Harrison, Councilmember
Jerry Bean, Councilmember
Bob Gardner, Councilmember

ABSENT: None

STAFF: N. Enrique Martinez, City Manager; Dan McHugh, City Attorney; Sam Irwin, City Clerk; Carl Baker, Public Information Officer; Jeff Frazier, Fire Chief; Mark Garcia, Police Chief; Philip Mielke, GIS Supervisor; Rosemary Hoerning, Municipal Utilities and Engineering Director; Fred Cardenas, Quality of Life Director; Tom Steele, Assistant Finance Director; Oscar W. Orci, Development Services Director; Deborah Scott-Leistra, Human Resources Director

Mayor Aguilar called the meeting to order and offered those present the opportunity to provide public comment on any item to be discussed in closed session.

PUBLIC COMMENT:

None forthcoming.

CLOSED SESSION:

The meeting recessed at 5:00 P.M. to a closed session to discuss the following:

1. Conference with labor negotiator - Government Code §54957.6
Agency Negotiators: City Council Subcommittee (Aguilar and Foster)
Employee Organizations: 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 Professional Firefighters Association; Redlands Association of Safety Management Employees; and Redlands Association of Fire Management Employees
2. Public Employee Dismissal/Release - Government Code §54957
 - a. Consideration of disability retirement application of a public safety employee
3. Conference with legal counsel: Anticipated Litigation - Government Code §54956.9(b)(2)(C) - One Case

- a. Facts and circumstances - Threat of litigation from Chase Management, Inc.

The meeting reconvened at 6:05 P.M. with an invocation by Mayor Pro Tem Foster followed by the pledge of allegiance to the American flag.

CLOSED SESSION REPORT:

City Attorney McHugh announced there was one reportable action taken during the closed session. The Council unanimously approved a disability retirement application of a public safety employee.

PRESENTATIONS:

Redlands Animal Shelter - Animal Control volunteers Linda Ackerman and Cyndy Dunham introduced Brenda, a brindle and white, 10 month old, female Basenji-Pit Bull mix, who is available for adoption at the Redlands Animal Shelter along with sixty other dogs and a hundred and thirteen cats. Ms. Ackerman informed the Council twenty-nine dogs and fourteen cats have been adopted since the last City Council meeting.

IERCD Partnerships - Mandy Parkes, Inland Empire Resources Conservation District (IERCD) District Manager, provided an overview of present and future partnerships between the City of Redlands and the IERCD. The District collaborates with federal, state, and local entities to conduct conservation, restoration, education and outreach programs in an 825,000 acre area of the Inland Empire.

PUBLIC COMMENTS:

Avocado Theft - Bill Cunningham thanked his neighbors and the Redlands Police Department for the recent successful apprehension of thieves who had been stealing avocados from his groves.

Transparency - Leonard Goldman expressed frustration in his pursuit of information from City of Redlands staff.

Small Business - Steve Rogers appeared in character as "General Public" to express dissatisfaction with the San Bernardino County visioning effort. He called upon the City Council to act now to save small business.

CONSENT CALENDAR:

Minutes - On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved the minutes of the regular meeting of June 21, 2011.

Resolutions No. 7055 and 7056 - Special Tax Levy - On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved Resolution No. 7055 levying special taxes within the City of Redlands Community Facilities District No. 2001-1 (Northwest Development Project) and Resolution No. 7056 levying special taxes within District 2003-1 (Redlands Business Center).

Resolution No. 7054 - Taxes for Open Space - On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved Resolution No. 7054 authorizing the FY 2011-2012 tax rate for the Open Space Measure.

Resolution No. 7058 - Emergency Paramedic Service Tax - On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved Resolution No. 7058 establishing the FY 2011-2012 rate for the voter-approved special tax for emergency paramedic service.

Art Show Funding - As a public comment, Ken Hunter expressed concern about encouraging the use of tattoos. On motion of Councilmember Harrison, seconded by Mayor Pro Tem Foster, the City Council unanimously approved authorizing the Cultural Arts Commission to expend an amount not to exceed \$5,000.00 from the City Public Art Fund to cover venue costs, printing, postage, promotion, prize money, judging and incidental expenses associated with "The Body as Canvas" art show in October 2011.

Parks and Recreation Month - On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved a proclamation declaring July 2011 as *Parks and Recreation Month* and urged all residents to support the goal of a healthy Redlands by participating in the activities available through the City of Redlands Recreation Programs and at the City's parks.

Resolution No. 7059 - Traffic Regulations - On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved Resolution No. 7059 establishing No Parking zones at the two existing bus stops on the north and south sides of State Street at New York Street.

Wildland Fire Protection - At the request of staff this item was pulled from consideration, to be addressed at a later date.

Ordinance No. 2752 - Contract Bidding Limits - On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved Ordinance No. 2752 amending Chapter 2.16 of the City of Redlands Municipal Code relating to public contracts awarded pursuant to the Uniform Public Construction Cost Accounting Act.

Grant Award - On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved acceptance of a grant award from the Inland Empire United Way, entitled Community Impact Grant, in the amount of \$5,000, approved the additional appropriation of funds, and authorized the mayor to execute all related documents.

Resolution No. 7061 - Employees Salary - On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved Resolution No. 7061 establishing a salary schedule and compensation plan for City of Redlands employees and rescinding Resolution No. 6971.

NEW BUSINESS:

Redistricting - As a public comment, Ken Hunter pointed out that the two area Congressmen disagree on the merits of the proposed redistricting map, and to express City of Redlands dissatisfaction with the map would be perceived as supporting one representative over another. On motion of Mayor Aguilar, seconded by Mayor Pro Tem Foster, the City Council unanimously approved a letter opposing the Congressional district boundaries in the first draft maps proposed by the California Citizens Redistricting Commission and expressed support for the development of reasonable alternatives that would place the entire City of Redlands within the boundaries of one district representing the East Valley of the Inland Empire, which also includes the cities of Highland and Loma Linda.

Open Space and Recreation - On motion of Councilmember Harrison, seconded by Mayor Pro Tem Foster, the City Council unanimously approved directing staff to prepare a scope of work for the development of an Open Space/Recreation Master Plan.

Resolution No. 7064 - City Council Health Benefits - As a public comment, Stephen Frazier cautioned that removing benefits to elected officials might preclude otherwise qualified candidates from running for office. Former Mayor Bill Cunningham said he could not have served when he did, had it not been for the medical insurance benefit. Due to the lack of a second, a motion of Councilmember Bean, proposing Resolution No. 7064, which would elect to cease councilmember coverage under the Public Employees' Medical and Hospital Care Act effective January 1, 2012, was not approved.

LAND USE:

Sign Conditional Use Permit (CUP) No. 14 - This item was removed from the agenda at the request of the applicant.

Amendment No. 6 to Concept Plan No. 1 and CUP No. 984 - At the request of staff, on motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously agreed to continue to July 19, 2011, a public hearing to consider an amendment to Concept Plan No. 1 to amend Section III(B)(2)(d) of the Commercial Industrial District to allow a warehouse building in excess of 150,000 square feet by eliminating a 250 foot restriction from California Street and modifying the minimum parking requirement from one space per one thousand square feet of gross floor area to one space per two thousand square feet of gross floor, and a public hearing to consider CUP No. 984 to develop a 703,360 square foot warehouse distribution center on approximately 33.53 acres located at the southwest corner of San Bernardino and Almond Avenues in Concept Plan No. 1 of the East Valley Corridor Specific Plan.

PUBLIC HEARING:

Resolution No. 7053 - Appropriations Limit - Mayor Aguilar opened the public hearing and called upon Tom Steele, Assistant Finance Director, to give a summary of the requirement for an appropriations limit. On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved Resolution No. 7053 establishing an \$89,380,648 appropriations limit for FY 2011-2012 pursuant to Article XIIB of the California Constitution.

JOINT MEETING:

At 6:54 P.M., Mayor Aguilar convened a joint session of the City Council and the Redevelopment Agency of the City of Redlands and offered an opportunity to anyone who wished to make public comment on any item not on the Redevelopment Agency agenda.

JOINT PUBLIC HEARING:

Resolutions No. 446, 447 and 7048 - Conditional Property Disposition Agreement - Councilmember Bean recused himself from any discussion and voting on these resolutions due to his business relationship with Showprop Redlands, LLC. Mayor Aguilar opened the hearing and called upon Carl Baker, Public Information Officer, to provide a summary of events leading to the proposed agreement. As public comment, 27 speakers representing the Redlands Conservancy, the Redlands Historical Museum Association, the Historic and Scenic Preservation Commission, the Redlands Association, the North Redlands Visioning Committee, the Redlands Junior Historical Society, and themselves as residents spoke in opposition to the sale of the Mutual Orange Distributors packing house to Showprop Redlands, LLC. Several speakers requested a stipulation requiring the adaptive reuse of the current building, and preventing demolition, regardless of who buys the property.

Representing Showprop Redlands, George Krikorian spoke of his 14 year history of working with the City of Redlands to develop his theatre complex. He laid out the reasons he believes Showprop should be allowed to develop the MOD property. Having concluded the public hearing, each councilmember articulated his reasons and position on the proposed resolutions. On motions of Mayor Pro Tem Foster, seconded by Councilmember Gardner, and by a three to one vote of the remaining members present, the joint session of the City Council and the Redevelopment Agency approved Resolution No. 446 of the Redevelopment Agency approving the possible sale of real property to Showprop Redlands, LLC and adopting findings in connection with such sale; Resolution No. 7048 of the City Council approving the summary report required by Health and Safety Code §33433, approving the possible sale of property to Showprop Redlands, LLC and adopting findings in connection with such sale; and Resolution No. 447 of the Redevelopment Agency approving a "Conditional Property Disposition Agreement" between the Redevelopment Agency of the City of Redlands and Showprop Redlands LLC for the possible sale of four parcels of real property located at 330 North Third Street, Redlands, California. Councilmember Harrison voted No on all three resolutions voicing his dissatisfaction with the types of business proposed for evaluation for use on the property in question.

COUNCILMEMBER ACTIVITIES:

None discussed.

ADJOURNMENT:

There being no further business, this meeting was adjourned at 9:18 P.M. The Council will meet at their next regular meeting on July 19, 2011.