

MINUTES: of a regular meeting of the City Council of the City of Redlands held on September 16, 2014, at 5:00 P.M. This was a teleconference meeting held at the following locations:

1. Council Chambers, Civic Center, 35 Cajon Street, Suite 2, Redlands, California, and
2. 4144 Highway EE, Fish Creek, Wisconsin

All votes during this teleconferencing meeting were conducted by roll call vote.

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, 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 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 legal counsel: Anticipated Litigation – Government Code §54956.9(d)(2)(e)(2) - One Case
 - a. Facts and circumstances – consideration of claim of Rebecca Reyes
2. Conference with legal counsel: Anticipated Litigation – Government Code §54956.9(d)(2)(e)(3) - One Case
 - a. Facts and circumstances – consideration of threat of litigation from Dennis Sattler
3. Conference with legal counsel: Existing Litigation – Government Code §54956.9(a) - One Case
 - a. Christine Smith v. City of Redlands, et al, San Bernardino Superior Court Case No. CIVDS 1311312

The meeting reconvened at 6:02 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 “DK”, a four year old male Jack Russell Terrier mix, who is available for adoption at the Redlands Animal Shelter along with sixty-one other dogs and seventy-seven cats. Officer Miller informed the Council thirty dogs, twenty-four cats and one cockatiel have been adopted since the last City Council meeting.

PUBLIC COMMENT:

Police Oversight Follow Up – Referring to his public comment at the August 19, 2014 City Council meeting, Arturo Ochoa inquired as to what action has been taken in response to his concerns.

CONSENT CALENDAR:

Minutes – On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved, by roll call vote, the minutes of the regular meeting of September 2, 2014 as submitted.

Proclamation – On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved, by roll call vote, a proclamation declaring Tuesday, September 23, 2014 as *Voter Registration Day*.

Proclamation – On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved, by roll call vote, a proclamation declaring October 1-21, 2014 as *Binational Health Week*

Proclamation – On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved, by roll call vote, a proclamation Terry and Geneil Vines as the 2014 Boy Scouts of America Grayback District *Citizens of Distinction*.

Proclamation – On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved, by roll call vote, a proclamation declaring the week of October 5-11, 2014 as *Fire Prevention Week*.

Settlement Agreement – On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved, by roll call vote, the disclosure of details of a release and settlement agreement between the

City of Redlands and Bertha Sanchez. Under the terms of the agreement, Ms. Sanchez and the Law Office of Paul Mankin receive \$5,000.00 from the City of Redlands as part of a total \$30,000 payment for the release from all claims associated with litigation entitled Bertha Sanchez v. City of Redlands, et al., San Bernardino Superior Court Case Number CIVDS 1204316.

Mailing Services – On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved, by roll call vote, an agreement between the City of Redlands and Inland Presort and Mailing Services for the provision of mailing services.

Resolution No. 7453 – Investing Authority - On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved, by roll call vote, Resolution No. 7453 delegating to the City Treasurer the duties of investing funds of the City of Redlands in accordance with Government Code Section 53607.

Wireless Facility CUP – On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved, by roll call vote, the processing of an application for a Conditional Use Permit (CUP) for a wireless facility to be located on West San Bernardino Avenue between Church and Judson Streets.

Joslyn Center Usage – On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved, by roll call vote, a facility use agreement between the City of Redlands and the American Association of Retired Persons for the use of the multi-purpose room at the Joslyn Senior Center.

Fee Waiver – On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved, by roll call vote, a request from Visiting Nurses Association California Hospice-Redlands for the waiver of all fees associated with the Wings of Hope event to be held at 1:00 P.M. on October 11, 2014 at Sylvan Park.

Joslyn Center Donation – On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved, by roll call vote, the acceptance of a donation from the life insurance policy benefit for Nannette Pearson, in the amount of \$2,005.90, for the Joslyn Senior Center, authorized the Mayor to execute a policy claim form on behalf of the City, and authorized an additional appropriation in the same amount.

Settlement Agreement – On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved, by roll call vote, the disclosure of details of a release and settlement agreement between the City of Redlands and Jaziz Hallas and Geico General Insurance. Under the terms of the agreement the City receives \$1,190.62 as a pro-rata settlement for damages to a City light pole resulting from a traffic collision.

Settlement Agreement – On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved, by roll call vote, the disclosure of details of a release and settlement agreement between the City of Redlands and Ryan Mier and Civil Service Employees Insurance Company. Under the terms of the agreement the City receives \$742.50 as settlement for damage to several City trees resulting from a traffic collision.

Bus Pad Upgrade – On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously agreed, by roll call vote, an agreement and construction of the 2011 Transportation Development Act Bus Pad Upgrade Project No. 41058 is categorically exempt from environmental review in accordance with Section 15301 of the California Environmental Quality Act guidelines, and approved a contract between the City of Redlands and ND Electrical Construction, Inc., in the amount of \$45,209.50, for the work.

Phone Service Agreement – On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved, by roll call vote, a twelve-month renewal of an agreement between the City of Redlands and Verizon for local landline call services.

Timekeeping and Scheduling Software – On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved, by roll call vote, a lease agreement between the City of Redlands and Kronos, Inc. to implement a department wide software to manage employee timekeeping and scheduling, integrate the software with the City's payroll system and provide user training.

Resolutions No. 7454 and 7455 – Property Tax Transfer – On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved, by roll call vote, Resolution No. 7454 approving an agreement between the City of Redlands and the County of San Bernardino to transfer property tax revenues resulting from LAFCO 3171A relating to the detachment of Assessor's Parcel Numbers: 0292-072-07 & -12 from within the City of Redlands incorporated area and the return of those parcels to the County of San Bernardino unincorporated area known as the Donut Hole; and Resolution No. 7455 approving Amendment No. 1 to Contract No. 03-0856 for the apportionment of sales and use tax revenue and the provision of municipal services within the Donut Hole.

COMMUNICATIONS:

Redlands Rail – Mitch Alderman, Director of Transit and Rail Programs, San Bernardino Associated Governments presented an update on the Redlands Passenger Rail Project. He solicited input from the public as plans are developed for the Project. Completion of the portion providing transportation as far east as the University of Redlands is now forecast to be completed by 2019.

Resolution No. 7445 – Redlands Historical Museum Administration – Mayor Pro Tem Foster introduced a resolution negotiated to clarify responsibilities and expectations associated with the establishment of the Redlands Historical Museum at 700 Brookside Avenue. A.K. Smiley Public Library Director Don McCue spoke in support of the resolution. As a public comment, Dennis Bell expressed concerns as to costs to the taxpayers for maintenance and support for the museum. On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved, by roll call vote, Resolution No. 7445 reconfirming the Board of Trustees of the A.K. Smiley Public Library as the administrator of the Redlands Historical Museum and establishing interim and permanent improvement, repair, operational and maintenance obligations for the museum.

Cemetery Thefts – Police Chief Mark Garcia reported that a perceived theft of property within the Hillside Cemetery reported at the August 19, 2014 City Council meeting was actually a case of a wind chime being dislodged from a tree by a passing truck. The item was found and returned to its place in the cemetery.

Athletic Field Utilization – Chris Boatman, of the Quality of Life Department, provided an update on City athletic field utilization. The City of Redlands Recreation Division staff has developed a six month master schedule to meet the challenge of high demand from multiple youth agencies and adult sports leagues for practice space and lighted fields. This schedule has allowed additional access to the fields, but we continue to fall short of demand due to limited lighted field space. Installation of lights at Brookside and Crafton Parks is anticipated to alleviate these issues by March 2015.

Significant Project Presentation – Representing the applicant, Newland Homes, Bryan Avilla presented an executive summary relating to a proposed 82-lot planned residential development on approximately 30.51 acres located on the north side of Pioneer Avenue, east of Texas Street.

PUBLIC HEARINGS:

Resolution No. 7437 – CAPER – Mayor Aguilar opened the public hearing and called upon Janet Miller, from the Development Services Department, to provide a summary of the 2013-2014 Consolidated Annual Performance and Evaluation Report (CAPER). On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved, by roll call vote, Resolution No. 7437 approving the CAPER and directed staff to submit Resolution No. 7437 and the CAPER to the U.S. Department of Housing and Urban Development in accordance with federal regulations prior to September 30, 2014.

Resolution No. 7446 – Planned Development No. 1 (Revision No. 1) – Mayor Aguilar opened the public hearing and called upon Lorelee Farris, from the Development Services Department, to provide background on a request to reduce the required security amount to guarantee construction of off-site improvements

for an approved warehouse/distribution center. On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved, by roll call vote, Resolution No. 7446, Planned Development No. 1, Revision No. 1, amending the Conditions of Approval related to the required security amount to guarantee construction of off-site improvements for an approved 771,839 square foot warehouse/distribution center on 35.59 acres on the north side of Lugonia Avenue, the south side of Almond Avenue, and the east side of California Street in the EV/SD (Special Development) District of the East Valley Corridor Specific Plan.

Resolutions No. 7450, 7451 and 7452 – Two Warehouse/Distribution Centers – Mayor Aguilar opened the public hearing and called upon Loralee Farris, from the Development Services Department, to provide an overview of a proposed development of two warehouse/distribution centers. Representing the applicant, Hillwood Investment Properties, John Magness thanked staff for their assistance during the process and summarized the rationale behind the redirection of this development. On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved, by roll call vote, Resolution No. 7452 approving the Socio-Economic Cost Benefit Study for the Hillwood Investment Properties Project; agreed, 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 the Project; approved the Mitigated Negative Declaration and the accompanying mitigation monitoring and reporting program for the Project and directed staff to post a Notice of Determination in accordance with the state CEQA guidelines; approved Resolution No. 7450 approving Planned Development No. 3 to construct two warehouse/distribution centers consisting of a 600,727 square foot building and a 499,724 square foot building on approximately 50.67 acres located north of the Interstate 10 Freeway, along the south side of Lugonia Avenue and the east side of Bryn Mawr Avenue, within the EV/SD (Special Development) District of the East Valley Corridor Specific Plan; and approved Resolution No. 7451 approving Minor Subdivision No. 339 (Tentative Parcel Map No. 19461) to subdivide 50.67 acres into two parcels consisting of a 27.26 acre parcel and a 23.40 acre parcel located north of the Interstate 10 Freeway, along the south side of Lugonia Avenue and the east side of Bryn Mawr Avenue, within the EV/SD (Special Development) District of the East Valley Corridor Specific Plan.

NEW BUSINESS:

Prospect Park Donation – Representing the Friends of Prospect Park (FOPP), Deborah Crowley presented a donation designating \$20,000.00 for tree trimming, \$4,945.00 for the building of a new trash enclosure, and \$1,350.00 for use by the Healthy Outcomes Program. On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved, by roll call vote, the acceptance of a donation from FOPP, in the amount of \$26,295.00 for various projects in Prospect Park, and authorized an additional appropriation in the same amount.

Development Allocation – Sean Kelleher, of the Development Services Department, presented background on a recommendation for a Residential Development Allocation (RDA) to BROSH SOCAL Properties, Inc. On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved, by roll call vote, RDA 2014-III-01 allocating six units to BROSH SOCAL Properties, Inc. for Tentative Tract No. 18969, a project located on 1.82 acres located at the southeast corner of East Highland Avenue and Redlands Street in the R-S (Suburban Residential) District.

Document Management – Innovation Technology Director Danielle Garcia introduced a proposal to implement an electronic document system for the Development Services and Municipal Utilities and Engineering Departments. On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved, by roll call vote, an agreement between the City of Redlands and American Microimaging, Inc., in the amount of \$129,341.00, to implement an electronic document management system and scan backlog files.

Temporary Staffing – Human Resources Director Amy Martin provided an overview of temporary staffing requirements. On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved, by roll call vote, agreements between the City of Redlands and Labor Ready and between the City of Redlands and Arrow Staffing to provide temporary staffing through June 30, 2016.

Alley Project – Tabitha Kevari, of the Quality of Life Department, presented details on an Orange Street Alley Project. On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved, by roll call vote, the conceptual design plan for the Project as presented.

Airport Grant – Ben Matlock, of the Quality of Life Department, provided an update on a grant application for capital improvements at the Redlands Municipal Airport. On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved, by roll call vote, the acceptance of a Federal Aviation Administration Airport Capital Improvement grant award of \$150,000.00, and an additional appropriation in the same amount.

Fee Waiver – Dave Jaffe, of the Quality of Life Department, presented a fee waiver request for youth football. On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved, by roll call vote, a request from Redlands Pride AAU Football for the waiver of all fees associated with the use of the Texonia Park south field for football practices and games from September 17, 2014 to December 4, 2014.

Gateway Improvements – Ross Wittman, from the Municipal Utilities and Engineering Department, presented an overview of the Interstate 10 Underpass Beautification Project. On motion of Mayor Pro Tem Foster, seconded by

Councilmember Gardner, the City Council unanimously agreed, by roll call vote, approval of an agreement for and construction of the Interstate 10 Underpass Beautification Project No. 41504 is categorically exempt from further environmental review in accordance with Section 15061 of the California Environmental Quality Act guidelines, approved the Project No. 41504 plans and specifications, and awarded a contract to Three Peaks Corporation, in the amount of 215,370.00, for the work.

Resolution No. 7456 - Measure I CIP – At the request of staff, this item was removed from consideration on the agenda. Resolution No. 7456 will be addressed at a later date.

Resolution No. 7457 – Capital Projects Planning – Ross Wittman, of the Municipal Utilities and Engineering Department, provided an executive summary of proposed amendments to the Five Year Capital Project Needs Analysis 2015-2020. On motions of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved, by roll call vote, Resolution No. 7457 amending the Five Year Capital Project Needs Analysis 2015-2020.

COUNCILMEMBER ANNOUNCEMENTS AND ACTIVITIES:

Healthy Redlands – Councilmember Gilbreath announced the next Healthy Redlands meeting will be held in the City Council chambers at 4:00 P.M. on Thursday, September 25, 2014.

Constitution Observance – Mayor Pro Tem Foster congratulated the 4400 Project group for a very successful event in observance of Constitution Day.

Day for Kids – Mayor Aguilar announced the *Day 4 Kids* event being held on Saturday, September 20, 2014, from Noon to 4:00 P.M. at the Boys and Girls Club in Redlands.

Coffee – Mayor Aguilar also reminded everyone of *Coffee with the Council* Saturday, September 20, 2014 at Cuca's at 9:00 A.M.

ADJOURNMENT:

There being no further action required, Mayor Aguilar adjourned the meeting at 7:22 P.M. The next regular meeting of the City of Redlands City Council will be held on October 7, 2014.