

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 November 16, 2010 at 3:00 P.M.

PRESENT: Pat Gilbreath, Mayor
Jerry Bean, Mayor Pro Tem
Jon Harrison, Councilmember
Mick Gallagher, Councilmember
Pete Aguilar, Councilmember

ABSENT: None

STAFF: N. Enrique Martinez, City Manager; Dan McHugh, City Attorney; Sam Irwin, City Clerk; Carl Baker, Public Information Officer; Chris Catren, Redlands Police Department; Jeff Frazier, Fire Chief; David Hexem, Chief Information Officer; Rosemary Hoerning, Municipal Utilities and Engineering Director; Les Jolly, Interim Quality of Life Director; Tina Kundig, Finance Director/City Treasurer; Oscar W. Orci, Community Development Director; Angela Lopez, Human Resources Manager

The meeting was opened with an invocation by Mayor Pro Tem Bean followed by the pledge of allegiance to the American flag.

PRESENTATIONS:

Redlands Animal Shelter - Volunteer Lynda Ackerman introduced Gil, 1½ year old male, Queensland Heeler mix, who is available for adoption at the Redlands Animal Shelter. Ms. Ackerman informed the Council there are currently 52 dogs and 80 cats at the shelter. Thirty-one dogs and seventeen cats have been adopted since the last City Council meeting.

Citizens' Academy - Mayor Gilbreath presented certificates of completion to Cecilia "Cid" Breyer, Lorin Grow, Patty Holohan, Jan Hudson, Keith Kasin, Kyle Larick, Neil Macready, Linda Schauf, and John Thornes for having participated in the City of Redlands' nine-month course on what is involved in this city's government.

PUBLIC COMMENTS:

Shoe Drive - Ryann McCurry, of Katz Alley, invited the City Council to attend a Kick-off Party for Barefoot Week 2010, a shoe drive from December 6 thru 12, 2010 to seek donations to provide shoes for community members in need. The party is at 6:00PM, December 5, 2010, at the Katz Alley store at 214 East Redlands Boulevard.

Tree Hazard - Andrew Hoder appealed to the Council to address the need within the City for more tree trimming and maintenance. He cited the danger of dead palm fronds falling from trees as high as sixty feet and the possibility of resultant property damage or death of pedestrians.

CONSENT CALENDAR:

Minutes - On motion of Mayor Pro Tem Bean, seconded by Councilmember Gallagher, the City Council unanimously approved the minutes of the special meeting of October 27, 2010 and regular meeting of November 2, 2010 as submitted.

Architectural Impact Proclamation - On motion of Mayor Pro Tem Bean, seconded by Councilmember Gallagher, the City Council unanimously approved a proclamation commending Clare Henry Day for his enduring architectural impact on the City of Redlands and declaring November 18, 2010 as Clare Henry Day Architectural Day.

Commission Appointments - On motion of Mayor Pro Tem Bean, seconded by Councilmember Gallagher, the City Council unanimously approved the reappointment of John Egan and Mark Stanson to the Municipal Utilities/Public Works Commission, terms to expire on November 16, 2014.

Ordinance No. 2739 - Development Density - On motion of Mayor Pro Tem Bean, seconded by Councilmember Gallagher, the City Council unanimously approved the adoption of Ordinance No. 2739 amending Section 18.60.100 of the Redlands Municipal Code relating to density of development in the R-3 (Multiple-Family Residential) Zoning District. The ordinance changes the density allowed in the R-3 District from one thousand five hundred (1,500) square feet of lot area per dwelling unit to one thousand four hundred fifty (1,450) square feet of lot area per dwelling unit. As a public comment, Bill Cunningham, of the Redlands Association, questioned whether changing the density of development within a zoning district was in violation in Measure U and informed the Council he would seek legal counsel in the matter.

Ordinance No. 2743 - Parking Standards - On motion of Mayor Pro Tem Bean, seconded by Councilmember Gallagher, the City Council unanimously approved the adoption of Ordinance No. 2743 amending Section 18.156(B) of the Redlands Municipal Code relating to parking standards for second residential dwelling units. The ordinance allows tandem parking to satisfy the parking requirements for second dwelling units.

Agreement Release - On motion of Mayor Pro Tem Bean, seconded by Councilmember Gallagher, the City Council unanimously approved a Notice of Release from a Density Bonus Agreement between the City of Redlands and Daljit Sarkaria and John Sarkaria, developers of the Colony Apartments, an 88-

unit apartment complex located at 221 New York Street. The Notice documents, as a matter of public record, the termination and release of the provisions of the Agreement which expired on or about August 2, 1997.

Arbor Day - On motion of Mayor Pro Tem Bean, seconded by Councilmember Gallagher, the City Council unanimously approved a proclamation recognizing the celebration of National Arbor Day in the City of Redlands on April 30, 2010.

Fee Protest - On motion of Mayor Pro Tem Bean, seconded by Councilmember Gallagher, the City Council unanimously approved a letter for the mayor's signature to members of the California State Legislature in protest of a new fee to be imposed on operators of landfills within the State.

Lease Agreement - On motion of Mayor Pro Tem Bean, seconded by Councilmember Gallagher, the City Council unanimously approved a lease agreement between the City of Redlands and Primero Management, Inc. to provide 560 square feet of office space in the Orange Street Shopping Plaza for one dollar a year to serve as a substation for the Redlands Police Department Downtown Business Liaison Unit.

Communications Center Software Agreement - On motion of Mayor Pro Tem Bean, seconded by Councilmember Gallagher, the City Council unanimously approved an agreement between the City of Redlands and CDW-G for a vSphere 4 Advanced of Enterprise with P2V Migrations Jumpstart. The agreement will provide a software solution to convert physical servers to virtual servers to better manage the volumes of data utilized by the Police Department Communications Center.

Municipal Utilities and Engineering Reorganization - On motion of Mayor Pro Tem Bean, seconded by Councilmember Gallagher, the City Council unanimously approved a Side Letter with the General Employees Association of Redlands (GEAR) for the reorganization of the Water Distribution Division of the Municipal Utilities and Engineering Department. The Side Letter allows consolidation of the Water Distribution Division classification structure to three classifications, lowers the base salary for employees occupying these classifications, and provides incentive pay for those employees choosing to acquire additional certifications above the minimum qualifications for their classification.

COMMUNICATIONS:

FY 2010-2011 Budget - Paula Cone, of HdL, provided an update on the City of Redlands property taxes for FY 2010-2011. The presentation examined home sales and foreclosures data trends to forecast tax revenues for the near future. The conclusions drawn are that property tax receipts will be lower in FY 2010-

2011 than those received in FY 2009-2010 and flat in FY 2011-1012. There is reason to conclude the next year of measurable property tax growth for most cities will be FY 2012-2013.

UNFINISHED BUSINESS:

Resolution No. 7007 - City Council Member Benefits - On motion of Mayor Pro Tem Bean, seconded by Councilmember Gallagher, the City Council voted to approve Resolution No. 7007 eliminating dental, vision and life insurance from the Employee Benefit Program for City Council Members newly elected, reelected or appointed after December 1, 2010 and modifying health insurance benefits for that group to an amount equal to the contractual requirement of the City of Redlands by CalPERS. Councilmember Aguilar voted No on the motion citing concerns that removing these benefits may affect the diversity of representation provided by the City Council. As a public comment, Bill Cunningham voiced his opposition to the resolution saying service on the Council should be an act done out of dedication, but not out of sacrifice. Steve Rogers suggested there are better places to look for ways to decrease expenditures and increase revenues for the City of Redlands.

NEW BUSINESS:

Video Camera Program - On motion of Mayor Pro Tem Bean, seconded by Councilmember Gallagher, the City Council unanimously approved the use of the FY 2010-2011 Citizens' Option for Public Safety funds to pay for an Applied Technology Specialist, Video Camera Monitor Operators and specialized training for the City of Redlands Video Camera Program.

Fee Waiver - Discussion centered on a fee waiver request from the Packinghouse Christian Academy of Redlands for the use of the Redlands Community Center Gymnasium for the school's volleyball and basketball teams. As a public comment, Bill Cunningham questioned whether such a waiver would conflict with the principle of separation of church and state. Andrew Hoder cited a letter he submitted for the record to voice his opposition to the waiver based on equal opportunity and treatment of all organizations similar to the Packinghouse and the City of Redlands' need for revenues. The applicant was advised to work with staff and the Redlands Unified School District for an alternative location for their sports activities to avoid fees.

Ordinance No. 2742 - NPDES - On motion of Mayor Pro Tem Bean, seconded by Councilmember Gallagher, the City Council unanimously approved the introduction of Ordinance No. 2742 amending Sections 5.04 and 13.54 of the Redlands Municipal Code relating to the payment and collection of National Pollutant Discharge Elimination System (NPDES) program fees and the regulation of discharges into the City of Redlands storm drain system.

CLOSED SESSION:

The City Council meeting recessed at 4:49 P.M. to a closed session to discuss the following:

1. Conference with legal counsel: Existing Litigation - Government Code §54956.9(a) – Two cases
 - a. Copypage, Inc. v. Davis & Company, et al., Los Angeles County Superior Court Case No. BC 373361
 - b. City of Redlands v. Shell Chemical Company, et al., San Bernardino Superior Court Case No. SCVSS 120627
2. Conference with legal counsel: Anticipated Litigation - Government Code §54956.9(b) – One case
 - a. Facts and circumstances: Consideration of claim by Erika Villalpando

The meeting reconvened at 7:00 P.M.

CLOSED SESSION REPORT:

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

PRESENTATIONS:

Thanks and Farewell - Mayor Pro Tem Bean moderated a tribute to the combined 22 years of service provided to the City of Redlands by Mayor Pat Gilbreath and Councilmember Mick Gallagher. Presentations were made by representatives from the State Assembly, the County Board of Supervisors, Omnitrans and the City of Redlands. Mayor Gilbreath reflected on her 17 years as the second longest serving member of the Council. Councilmember Gallagher thanks the citizens of Redlands for the opportunity to serve.

PUBLIC COMMENTS:

None forthcoming.

ADJOURNMENT:

There being no further business, the City of Redlands City Council meeting adjourned at 7:50 P.M. The Council will meet next at their regularly scheduled meeting on December 7, 2010.