

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 December 4, 2012, 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 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; David Hexem, Chief Information Officer; Fred Mousavipour, Municipal Utilities and Engineering Director; Fred Cardenas, Quality of Life Director; Tina Kundig, Finance Director/City Treasurer; Oscar Orci, Development Services Director; Debbie Scott-Leistra, Human Resources Director

Mayor Aguilar called the meeting to order.

LATE BREAKING ITEM:

On motion of Mayor Pro Tem Foster, seconded by Councilmember Harrison, the City Council unanimously agreed to add the following "late breaking" item to the Closed Session agenda:

1. Conference with legal counsel: Existing Litigation – Government Code §54956.9(a)
 - a. One Case: Workers' Compensation Administrative Proceeding: Claim of Nicole Johnson

The Mayor 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. Public Employee Dismissal/Release – Government Code §54957
 - a. Consideration of an industrial disability retirement application of a public safety employee.

The meeting reconvened at 6:00 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 that, during the closed session, the City Council voted unanimously to approve an industrial disability retirement application of a public safety employee.

PRESENTATIONS:

Redlands Animal Shelter – Animal Control volunteers Cyndy Dunham and Jennifer and Brody Crane introduced Princess, a three year old female Pit Bull, who is available for adoption, with 37 other dogs and 88 cats, at the Redlands Animal Shelter. Ms. Dunham informed the Council 42 dogs and 13 cats have been adopted since the last regular City Council meeting.

Expression of Appreciation – For his five years of service as a Member of the City Council, Jerry Bean received accolades from each of his fellow Councilmembers. On behalf of State Senator Bob Dutton, Mayor Aguilar presented Jerry with a Certificate of Appreciation. From the City of Redlands, he received a proclamation and fine plaque. Mr. Bean thanked all those with whom he has worked over the years and promised he will stay in the area and will not quit his involvement in civic matters.

CERITIFICATION OF ELECTION:

Resolution No. 7234 - Election Results - City Clerk Irwin presented Resolution No. 7234, a resolution of the City Council of the City of Redlands reciting the fact of the general municipal election held on Tuesday, November 6, 2012, declaring the following results and such other matters as provided by law:

MEMBER OF THE CITY COUNCIL	VOTES CAST
Pete Aguilar	11,434
Pat Gilbreath	8,108
Lane Schneider	7,583
Don Wallace	5,745
Mike Saifie	4,288
Michael Layne	3,404
Leonard James Goldman	975
CITY CLERK	
Sam Irwin	18,264
Nick Miller	36

CITY TREASURER

Robert Dawes	13,343
David Raley	5,262
Stephen Rogers	3,144

On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council declared and determined that Pete Aguilar and Pat Gilbreath were elected as Members of the City Council for four year terms; that Sam Irwin was elected as City Clerk for a four year term; and that Robert Dawes was elected as City Treasurer for a four year term, unanimously adopted Resolution No. 7234, and ordered that the complete text of the resolution be filed in the Office of the City Clerk.

Oaths of Office – Deputy City Clerk Teresa Ballinger administered the oath of office to the newly elected City Clerk. Certificates of election were presented by City Clerk Irwin to Councilmembers-elect Aguilar and Gilbreath and City Treasurer Dawes. City Clerk Irwin then administered the oaths of office to the newly elected Councilmembers and City Treasurer and all inductees took their respective seats at the dais.

Random Drawing - Assisted by the City Treasurer, City Clerk Irwin randomly drew names of the members of the City Council from a bowl to determine the roll call vote order if it was necessary during the elections for Mayor and Mayor Pro Tempore.

Election of Mayor - City Clerk Irwin called for nominations for the office of Mayor for a two-year term. Councilmember Gardner nominated Pete Aguilar. There being no further nominations, Pete Aguilar was elected to the office of Mayor for a term of two years.

Election of Mayor Pro Tempore - City Clerk Irwin called for nominations for the office of Mayor Pro Tempore for a two year term. Councilmember Gardner nominated Paul Foster. There being no further nominations, Paul Foster was elected to the office of Mayor Pro Tempore for a term of two years.

The City Council recessed at 6:31 P.M. and reconvened at 6:46 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; David Hexem, Chief Information Officer; Fred Mousavipour, Municipal Utilities and Engineering Director; Fred Cardenas, Quality of Life Director; Tina Kundig, Finance Director; Oscar Orci, Development Services Director; Debbie 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 not on the agenda for the remaining session.

PUBLIC COMMENT:

533 West Olive Avenue – Several residents from the neighborhood surrounding this address spoke in support of and against the property owner’s use of her house. The issue is whether the house is being used as a residence or a business and, if it is a business, is the business appropriate for the neighborhood.

Street Repair – Mario Saucedo suggested some priority should be given to repairing alleyways as part of the Pavement Accelerated Repair Investment Strategy.

Mentone Needs – As a representative of the Mentone Area Community Association, Steve Rogers read a list of concerns, such as inadequate street lighting and low water pressure, which he requested the Council address.

CONSENT CALENDAR

Minutes - On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the minutes of the regular meeting of November 20, 2012, were approved as submitted.

Energy Savings Savings - On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved an agreement between the City of Redlands and Global Energy Partners, LLC for participation in the Automated Demand Response Program. A program which provides rebate payments to power consumers who reduce power consumption during periods of high demand when Southern California Edison is having difficulty meeting customer demand.

Median Maintenance - On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved an agreement between the City of Redlands and Watson Land Company and Redlands BC 700, LLC for maintenance of the California Street median.

Ordinance No. 2787 – Solid Waste Rate Adjustment - Ordinance No. 2787, an ordinance of the City of Redlands amending Chapter 3.66 of the Redlands Municipal Code to increase solid waste rates, was unanimously adopted on motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner. As a public comment, Steve Rogers read from a letter he had written to protest the rate adjustment.

Ordinance No. 2786 – Parking Fines - Ordinance No. 2786, an ordinance of the City of Redlands amending Chapter 10.12 of the Redlands Municipal Code to increase fines for parking violations, was unanimously adopted on motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner.

CUP Extension - On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council approved a one year extension for Conditional Use Permit (CUP) No. 967 and agreed the extension does not require further environmental processing pursuant to the California Environmental Quality Act. The CUP concerns the installation of a sixty-five foot high wireless communications tower disguised as a netting pole within the driving range of the Redlands County Club. Councilmember Gilbreath recused herself from discussion and voting on this item due to her equity interest in the Redlands Country Club.

Fee Waiver - On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved a fee waiver request from Grove High School for all fees associated with the use of the Community Center gymnasium for basketball practice and games. In association with this item, staff was directed to prepare for City Council approval, a joint use agreement between the City of Redlands and The Grove School for city facilities.

Settlement Details - On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved the disclosure of details of a Settlement and Release Agreement between the City of Redlands and Sara Wheaton. The agreement results from a lawsuit in which Ms Wheaton claimed physical injury from tripping over a displaced City sidewalk. The City has agreed to pay \$10,000 to Ms Wheaton for the Settlement and Release Agreement.

COMMUNICATIONS

Park Concept Plan – Quality of Life Director Fred Cardenas introduced Shawn Burch, from STB Landscape Architects, who provided an overview of a concept plan for Heritage Park. Discussion highlighted the need for details on timing and phasing of various aspects of the Park, as well as costs associated with Park development and subsequent maintenance requirements. It was agreed the concept plan provides the necessary framework for the initial grading of the site, so planting and installation can begin of already donated trees and an irrigation

system. Other volunteer groups will use the plan to organize 125th Anniversary projects to be accomplished in the spring of 2013.

UNFINISHED BUSINESS:

City Area Detachment – Bob Dalquest provided background on Local Agency Formation Commission (LAFCO) No. 3171, an application by 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. Tom Robinson, representing TREH Partners, explained the rationale behind the detachment request. As a public comment, Bill Cunningham highlighted what would be lost with the proposed detachment. Steve Rogers discussed the area around the proposed detachment. Kathleen Rollings McDonald, Executive Officer of LAFCO, clarified the impacts of the options available to the Council at this point in the LAFCO process. Given the fact that the opportunity to deny the detachment would not be lost, the consensus of City Council was to take no action at this time.

Resolution No. 7227 - Demolition Permit Appeal - Mayor Aguilar opened the public hearing and called upon Oscar Orci, Development Services Director, to provide the background leading to a second discussion and vote on an appeal of Demolition Permit No. 222 to demolish a 1,692 square foot, single family dwelling and attached garage located at 1222 Monte Vista Drive. A dispute between the applicant and members of the surrounding neighborhood, articulated at a public hearing on October 16, 2012, resulted in a tie vote with one recusal among members of the City Council. The issue was brought back to the newly seated City Council with hopes of reaching a solution in the matter. Attorneys for both sides of the dispute over the demolition presented details of an agreement reached between them which resulted in both sides supporting the permit. On a motion from Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved Resolution No. 7227 upholding the Historic and Scenic Preservation Commission's approval of Demolition Permit No. 222.

NEW BUSINESS:

Development Proposal – Bob Dalquest, of the Development Services Department, introduced Patrick Cox, of Steadfast Companies, who provided an preliminary overview of a proposed Redlands Marketplace Project for the development of a 218,000 square foot commercial center on approximately 24.11 acres located on the northeast corner of Lugonia Avenue and Tennessee Street in the EV/SD (Special Development) District of the East Valley Corridor Specific Plan.

Tire Supplies and Services – Fred Cardenas, Quality of Life Director, provided details on a proposed service agreement between the City of Redlands and Parkhouse Tire, Inc. On a motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved the agreement,

in an amount not to exceed \$170,000, for the provision of tire supplies and associated services for the Equipment Maintenance Division.

CONFIRE Liaison - On a motion of Mayor Aguilar, seconded by Mayor Pro Tem Foster, the City Council unanimously approved the appointment of Councilmember Gardner as liaison to the CONFIRE Board of Directors.

Sign Code Change – Development Services Director Oscar Orci introduced a proposal to establish regulations for vertical pole banner signs and to expand the permitted locations for A-frame signs. As a public comment, Geoff Bonney, representing the Redlands Chamber of Commerce, expressed his support for the amendment. On a motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously agreed to direct staff to prepare an ordinance to amend Chapter 12.55 of the Redlands Municipal Code relating to signs.

Water Treatment Plant Repairs – Chris Diggs, of the Municipal Utilities and Engineering Department, provided a summary of additional repair requirements which have become apparent during the Optimization of Horace P. Hinckley Water Treatment Plant Project. As a public comment, Steve Rogers questioned the derivation of the amount of funding required to address the additional repairs. On a motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved a 10% increase in the construction contingency amount to allow for additional unforeseen construction expenses for the Optimization of Horace P. Hinckley Water Treatment Plant and an additional appropriation of \$846,900.

COUNCILMEMBER ANNOUNCEMENTS AND ACTIVITIES:

Parade and Scavenger Hunt - Mayor Pro Tem Foster thanked the Council for their participation in the Redlands Christmas Parade. He also highlighted the Historical Photography Scavenger Hunt held by the Redlands Camera Club.

SCAG – Councilmember Harrison announced he would be attending a Southern California Associated Governments Economic Summit.

She's Back – Councilmember Gilbreath thanked her supporters for convincing her to run for City Council again and announced she would be looking for support from her fellow Councilmembers for her participation in the areas of transportation and Healthy Redlands.

ADJOURNMENT:

There being no further action required the meeting adjourned at 8:55 P.M. The next regular meeting of the City of Redlands City Council will be held on December 18, 2012.

