

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 May 21, 2013, at 5:00 P.M.

PRESENT: Pete Aguilar, Mayor
Jon Harrison, Councilmember
Bob Gardner, Councilmember
Pat Gilbreath, Councilmember

ABSENT: Paul Foster, Mayor Pro Tem

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; 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 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)(4)
 - a. Three Cases: Possible initiation of litigation by the City of Redlands
2. Conference with legal counsel: Existing Litigation (adjudicatory administrative proceeding) - Government Code §54956.9(d)(1)
 - a. One case: Bertha Sanchez v. City of Redlands, et al., San Bernardino Superior Court Case No. CIVDS 1204316
3. Conference with real property negotiator – Government Code §54956.8
 - Property: APN 029-215-616, San Bernardino County Flood Control District right-of-way located in the Mission-Zanja Channel, on Citrus Avenue, between Nevada Street and Iowa Street
 - Agency negotiators: N. Enrique Martinez, Fred Mousavipour
 - Negotiating party: San Bernardino Flood Control District
 - Under negotiation: Terms of license agreement for the location of 1315 linear feet of sewer main

4. Conference with real property negotiator – Government Code §54956.8
Property: APN 0171-022-13
Agency negotiators: N. Enrique Martinez, Oscar Orci
Negotiating party: Veronica Burgess representing Property One, LLC
Under negotiation: Terms and price for purchase of City property

The meeting reconvened at 6:18 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. Councilmember Harrison recused himself from discussion on Item 4 of the closed session due to his source of income relationship with the prospective purchaser.

PRESENTATIONS:

Redlands Animal Shelter – Animal Control Officer Bill Miller introduced “Grumpy”, a one year old male Poodle, who is available for adoption, with fifty-eight other dogs and forty-one cats, at the Redlands Animal Shelter. Officer Miller informed the Council that twenty-seven dogs and twelve cats have been adopted since the last City Council meeting.

Police Recognition – Assisted by Chief Garcia, Mayor Aguilar presented the Mayor’s Award to Redlands Police Sergeant Stephen Crane for his actions during a manhunt, in February 2013, in the San Bernardino Mountains area of Barton Flats. Sergeant Crane’s lifesaving efforts, while engaged in a gun battle, resulted in the timely extrication from the fight, of two wounded law enforcement officers and facilitated their expeditious transport to medical care. In accepting the Award, Sergeant Crane thanked his fellow officers, his friends and his family for their support in helping him recover from this harrowing experience.

Animal Shelter Donors – Mayor Aguilar, assisted by Chief Garcia, presented plaques and certificates of appreciation to the many financial supporters of the Redlands Animal Shelter. Recipients present included: Animal Medical Center of Redlands, East Valley Pet Hospital, Family Friends Animal Hospital, Redlands Animal Hospital, Furry Face Pet Shoppe, Paws Pet Store, Bill Buster, Jenifer and Michael Downey, Judy Morris, Lauren Kennedy, Susan Parti, Lorrie Poyzer, Claire Reid, and Claudia Swing.

PUBLIC COMMENT:

Redlands Junior Terriers – Jacob Sanchez and Mark Jurado announced the upcoming football techniques camp and expressed thanks to Community Center workers who have been helping to get the program off the ground.

Skatepark Inquiry – David Broderick asked for an update on the progress in developing a Skatepark for the youth of the City of Redlands.

Air Show Support – Justin McCoy enthusiastically described his experiences at the Air Fest 2013 held at the Redlands Airport on May 18, 2013. He expressed wholehearted support for the show's return next year.

Collective Bargaining – Anthony Walters, of the San Bernardino Public Employees Association (SBPEA), reviewed the events and changes which have occurred over the period in which the City of Redlands has been negotiating with the SBPEA and called for compromise and change in the positions held on contract issues facing both parties.

CONSENT CALENDAR:

Minutes - On motion of Councilmember Harrison, seconded by Councilmember Gardner, the minutes of the regular meeting of May 7, 2013 and special meeting of May 13, 2013 were approved as submitted.

Settlement Disclosure – On motion of Councilmember Harrison, seconded by Councilmember Gardner, the City Council approved the disclosure of details of a settlement and general release agreement between the City of Redlands and Mercury Insurance Company related to a lawsuit which resulted from damage to multiple automobiles when a City of Redlands storm drain allegedly malfunctioned causing a flood in a parking lot at the Red Oak Villas Apartments located at 11 Tennessee Street. Under terms of the agreement the City of Redlands will pay Mercury \$2,500.

Bid Rejection - On motion of Councilmember Harrison, seconded by Councilmember Gardner, the City Council approved the rejection of all bids submitted in response to a request for proposal for technical consulting and design services for the LCNG station expansion.

Fee Waiver – On motion of Councilmember Gilbreath, seconded by Councilmember Harrison, the City Council approved an application from Hangar 24 Charities to serve alcohol in Sylvan Park, but disapproved a request for a waiver of all fees associated with the Air Fest 2013 Volunteer Appreciation Luncheon to be held June 1, 2013.

Ordinance No. 2792 – Administrative Citations – On motion of Councilmember Harrison, seconded by Councilmember Gardner, the City Council approved the adoption of Ordinance No. 2792 amending Chapter 1.22 of the Redlands Municipal Code relating to Administrative Citations.

Grant Approval - On motion of Councilmember Harrison, seconded by Councilmember Gardner, the City Council approved the acceptance of a State of California Cal-Recycle household hazardous waste discretionary grant in the amount of \$37,007.

Access for Training - On motion of Councilmember Harrison, seconded by Councilmember Gardner, the City Council approved an agreement between the City of Redlands and Redlands Property Management for entry upon property at 1113 East Central Avenue and release for use as a training site for the Fire Department.

Contraband Detection - On motion of Councilmember Harrison, seconded by Councilmember Gardner, the City Council approved an agreement between the City of Redlands and the Redlands Unified School District for the provision and operation of a contraband detection canine program.

Lease Extension - On motion of Councilmember Harrison, seconded by Councilmember Gardner, the City Council approved the extension of a lease agreement between the City of Redlands and Dill Lumber for the use of the property located at 1740 West Redlands Boulevard through the end of FY 2013-2014.

Police Access - On motion of Councilmember Harrison, seconded by Councilmember Gardner, the City Council approved a permit issued by the County of San Bernardino Department of Public Works to allow access onto district right-of-way to conduct police patrols.

Shade Structures - On motion of Councilmember Gilbreath, seconded by Councilmember Harrison, the City Council agreed the construction of crossing guard shade structures is categorically exempt from further environmental review in accordance with the State of California Environmental Quality Act guidelines, approved a waiver of all future encroachment permits for construction of the structures, approved an appropriation of \$6,000 to assist in project costs and approved an agreement between the City of Redlands and the Redlands Sunrise Rotary Club for construction of the first two crossing guard shade structures to be built: one on the corner of Cypress Avenue and Cajon Street and one on the corner of Palo Alto Drive and Puesta Del Sol.

Clean Energy MOU - On motion of Councilmember Harrison, seconded by Councilmember Gardner, the City Council approved City of Redlands participation in San Bernardino Associated Government (SANBAG) Property Assessed Clean Energy Program and authorized the City Manager to execute a Memorandum of Understanding (MOU) with SANBAG for the Program.

COMMUNICATIONS:

Purchasing Report – Purchasing Manager Dana Abramovitz-Daniel presented an overview of changes in the City of Redlands purchasing process over the last year including the financial impacts thereof. Programs such as the Innovative Warehousing provided by Fastenall have resulted in significant savings to the City.

PUBLIC HEARINGS:

Resolution No. 7272 - Reasonable Accommodation Permit Appeal – Mayor Aguilar opened the public hearing and called for a report from Manuel Baeza, of the Development Services Department, for background on an appeal of a Minor Exception Permit Committee (MEPC) decision to deny Reasonable Accommodation Permit No. 6 (variance) concerning a request to allow a five foot reduction in the required ten foot side yard setback pursuant to section 18.40.130 of the Redlands Municipal Code (RMC), and to exceed the maximum lot coverage permitted pursuant to section 18.40.100 of the RMC to allow construction of a bathroom addition to a single family dwelling located at 714 Brentwood Place in the R-S (Suburban Residential) District. On motion of Councilmember Gilbreath, seconded by Councilmember Harrison, the City Council approved Resolution No. 7272 upholding the MEPC decision and denying Reasonable Accommodation Permit No. 6.

Ordinance No. 2794 – Permitted Land Use - Mayor Aguilar opened the public hearing on a request to amend permitted and conditionally permitted uses within the Administrative and Professional Offices District of Specific Plan No. 23 located south of Interstate 10 and East of Ford Street. On motion of Councilmember Gilbreath, seconded by Councilmember Harrison, the City Council approved a Negative Declaration for Ordinance No. 2794 and directed staff to file and post a Notice of Determination in accordance with City of Redlands guidelines. On motion of Councilmember Harrison, seconded by Councilmember Gardner, the city council approved the introduction of Ordinance No. 2794 (Specific Plan No. 23, Amendment No. 6) amending Section 3(A)(2) regarding permitted and conditionally permitted uses within the Administrative and Professional Offices District. As part of the motion, staff was directed to add dry cleaning as a permitted use service establishment within the District.

Ordinance No. 2793 and Resolution No. 7271 – Fees and Service Charges – Mayor Aguilar opened the public hearing and called for a report from Finance Director Tina Kundig for background on a proposal to establish or adjust fees associated with traffic violations. At the request of staff, and on motion of Councilmember Harrison, seconded by Councilmember Gardner, the City Council agreed to continue consideration of Ordinance No. 2793 and the public hearing for Resolution No. 7271 to the June 4, 2013 City Council meeting.

NEW BUSINESS:

Auction Services - On motions of Councilmember Harrison, seconded by Councilmember Gilbreath, the City Council approved the rejection of a bid from GovDeals as nonresponsive and approved an agreement between the City of Redlands and Ken Porter Auctions for auction services for the sale of City surplus property.

SCADA System Upgrade – Chris Diggs, of the Municipal Utilities and Engineering Department, provided an overview of the Supervisory Control and Data Acquisition (SCADA) System. The System should pay for itself in cost savings over a period of ten years. On motion of Councilmember Gilbreath, seconded by Councilmember Harrison, the City Council agreed to relieve MMC Inc. from its bid on the Water Distribution Upgrade Project. On motion of Councilmember Gilbreath, seconded by Councilmember Gardner, the City Council approved the plans, specifications and addenda for the Water Distribution SCADA System Upgrade Project and awarded a contract between the City of Redlands and Davis Electric, Inc., in the amount of \$2,563,128, for the work.

Sewer Licensing - On motion of Councilmember Gilbreath, seconded by Councilmember Gardner, the City Council approved a license agreement between the City of Redlands and the San Bernardino County Flood Control District for the location of 1315 linear feet of sewer main.

Crossing Guards - On motion of Councilmember Gilbreath, seconded by Councilmember Gardner, the City Council approved an agreement between the City of Redlands and All City Management Services, Inc. for the provision of crossing guard personnel for FY 2013-2014.

Veterinary Services - On motion of Councilmember Harrison, seconded by Councilmember Gilbreath, the City Council approved an agreement between the City of Redlands and General Dog & Cat Hospital to provide veterinary services and medical supplies to the Redlands Animal Shelter.

Grant Application - On motion of Councilmember Gilbreath, seconded by Councilmember Gardner, the City Council approved the submission of an application for a 2013 COPS Hiring Program Grant.

Resolution No. 7273 – Wildland Fire Protection - On motion of Councilmember Harrison, seconded by Councilmember Gardner, the City Council approved Resolution No. 7273 approving the FY 2012-2013 agreement between the City of Redlands and Cal-Fire for wildland fire protection services.

Site Remediation – This item was removed from the agenda at the request of staff.

CalPers Rate Increase - On motion of Councilmember Gilbreath, seconded by Councilmember Gardner, the City Council agreed to not phase-in the CalPers

2013/2014 employer contribution rate increase for the City of Redlands miscellaneous retirement plan.

Towing Applications - This item was removed from the agenda at the request of staff.

Data and Software Agreement - On motion of Councilmember Gilbreath, seconded by Councilmember Gardner, the City Council approved a data and software permission agreement between the City of Redlands and Esri to allow redistribution of files formatted to enable delivery, exchange and analysis between data providers. Councilmember Harrison recused himself from discussion and voting on this item due to his source of income relationship with Esri.

COUNCILMEMBER ANNOUNCEMENTS AND ACTIVITIES:

Healthy Redlands – Councilmember Gilbreath announced the next meeting has been moved to Friday, May 31, 2013, at 3:00 P.M, in the City Council Chambers, for those interested in participating in planning for a Healthy Redlands Program. She asked for time on the June 4, 2013 City Council Meeting agenda to address exciting proposals to improve the health of Redlands residents.

Santa Ana River Trail - Councilmember Harrison announced he would be meeting with the Santa Ana River Trail Policy Advisory Group and would be focusing his efforts toward continuing the current trail from Waterman Avenue on into Redlands.

ADJOURNMENT:

There being no further action required, Mayor Aguilar adjourned the meeting at 7:34 P.M., in the memory of Nicholas Chase Bornholdt, son of Mayor Pro Tem Foster. The next regular meeting of the City of Redlands City Council will be held on June 4, 2013.