

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 January 21, 2014, 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; 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: Existing Litigation – Government Code §54956.9(d)(1) Two Cases
 - a. Hamilton v. City of Redlands, San Bernardino Superior Court Case No. CIVDS 1212381
 - b. United States of America, et al v. CA, Inc., Federal District Court for the Eastern District of New York, Civil Action No. 06-3552
3. Public Employee Dismissal/Release – Government Code §54957
 - a. Consideration of an industrial disability retirement application of a public safety employee

The meeting reconvened at 6:02 P.M. with an invocation by Mayor Aguilar followed by the pledge of allegiance to the American flag.

CLOSED SESSION REPORT:

City Attorney McHugh announced the approval of an industrial disability retirement application of a public safety employee during closed session.

PRESENTATIONS:

Redlands Animal Shelter – Animal Control Officer Bill Miller, introduced “Ginger”, an eleven-month old female Chihuahua mix, who is available for adoption, with forty-six other dogs and fifty-seven cats, at the Redlands Animal Shelter. Officer Miller informed the Council eighty-nine dogs and seventy-four cats have been adopted since the last City Council meeting.

Fundraising Effort – Jennifer Carrillo, the East Valley Subcommittee Chairperson for *Give BIG San Bernardino County*, presented details on a fundraising web-a-thon being held on May 8 and 9, 2014 to benefit area non-profit service organizations.

PUBLIC COMMENT:

Illegal Aliens – Raymond Herrera and Robin Hvidston, of We the People, expressed their disapproval of the presence of illegal aliens in the United States.

CONSENT CALENDAR:

Minutes - On motion of Councilmember Gilbreath, seconded by Councilmember Gardner, the City Council approved the minutes of the regular meetings of December 17, 2013 and January 7, 2014 as submitted.

Commission Appointments - On motion of Councilmember Gilbreath, seconded by Councilmember Gardner, the City Council approved the reappointment of Julie Rynerson Rock, Ken Jeske, Conrad Guzkowski and Jan Hudson to each serve an additional four-year term on the Planning Commission. Their new terms will end on January 6, 2018.

Board Appointment - On motion of Councilmember Gilbreath, seconded by Councilmember Gardner, the City Council approved the reappointment of William Hatfield and James Dunn to each serve an additional three-year term on the Library Board of Trustees ending January 1, 2017.

Commission Appointments - On motion of Councilmember Gilbreath, seconded by Councilmember Gardner, the City Council approved the reappointment of Luis Estrada and Robert Duron to each serve an additional four-year term on the Traffic and Parking Commission ending December 20, 2017.

Tolling Agreement - On motion of Councilmember Gilbreath, seconded by Councilmember Gardner, the City Council approved the continuation of a tolling agreement between the City of Redlands and Amy Hamilton, as Trustee of the Cardinal Family Trust, to facilitate settlement negotiations in a claim against the City for wrongfully occupying and denying access to property.

Rideshare - On motion of Councilmember Gilbreath, seconded by Councilmember Gardner, the City Council approved the additional appropriation

of \$39,556.81 in the Air Quality Improvement Fund for the purchase of a new CNG E350 passenger van from Redlands Ford. As a public comment, Andrew Hoder suggested lower bids might be attained if the City accepted offers from automobile manufacturers in addition to Ford Motor Company and asked about the cause and nature of the equipment failure which necessitated the purchase of a new vehicle rather than repair of the old one.

Fee Waiver – On motion of Councilmember Gilbreath, seconded by Councilmember Gardner, the City Council approved a request from the Boy Scouts of America for a waiver of all fees for City services associated with the 75th Annual Lincoln Pilgrimage to be held February 8, 2014.

Air Show - On motion of Councilmember Gilbreath, seconded by Councilmember Gardner, the City Council approved the use of the Redlands Airport for an airshow event and authorized a Request for Military Aerial Support application soliciting air show participation from the Navy's Blue Angels aerobatic team.

Settlement Disclosure - On motion of Councilmember Gilbreath, seconded by Councilmember Gardner, the City Council approved the public disclosure of details of a settlement and general release agreement between the City of Redlands and Chera Harminder. Under the terms of the settlement, Mr. Harminder will pay the City of Redlands \$14,000.00 for the general release from all claims associated with a civil action lawsuit pending in the San Bernardino County Superior Court and alleging unlawful activities involving controlled substances.

COMMUNICATIONS:

Equipment Maintenance Operations – Tim Sullivan, of the Quality of Life Department, provided an overview of Equipment Maintenance Division operations and addressed steps taken in response to recent CHP inspection failures.

Water Conservation – In light of the Governor Brown's recent declaration of a drought emergency in the State of California, Chris Diggs and Cecilia Griego, of the Municipal Utilities and Engineering Department, presented an update on the current water sources within the inland empire and highlighted water conservation efforts. The message for Redlands area residents is to conserve water whenever possible. Reduce irrigation time for lawns and landscaping. As a public comment, Andrew Hoder described incidents of wasteful practices and suggested government procedural changes to reduce or prevent undue water consumption.

School House Refurbishment – This item was pulled from the agenda at the request of Mayor Pro Tem Foster. The subject will be considered at a later date.

UNFINISHED BUSINESS:

Ordinance No. 2803 – Fire Code – Fire Marshal Phil Gairson reintroduced the Fire Code ordinance and explained the administrative hurdles required for adoption of the code. On motion of Councilmember Gilbreath, seconded by Councilmember Gardner, the City Council approved the introduction of Ordinance No. 2803 amending Chapter 15.20 of the Redlands Municipal Code and adopting by reference the 2013 edition of the California Fire Code (California Code of Regulations, Title 24, Part 9) with necessary local amendments.

NEW BUSINESS:

IT Consultant – Interim Chief Information Officer Danielle Garcia presented the rationale for extending an agreement for implementation of the Information Technology (IT) Master Plan. On motion of Councilmember Gilbreath, seconded by Councilmember Gardner, the City Council approved a first amendment to an agreement between the City of Redlands and Client First Consulting Group to extend the term of the agreement to June 30, 2014 to continue implementation of the IT Master Plan.

COPLINK Management – Police Chief Mark Garcia explained the pass-through relationship between the City of Redlands and the San Bernardino County Police Chiefs and Sheriff Association to provide management of the County-wide COPLINK Data Sharing Project. On motion of Councilmember Gilbreath, seconded by Councilmember Gardner, the City Council approved an additional appropriation in the amount of \$45,000 for the COPLINK Project management contract.

Vehicle Repair Parts – Quality of Life Director Fred Cardenas described the process for determining the need for the Equipment Maintenance Division’s annual purchase order for repair parts. On motion of Councilmember Gilbreath, seconded by Councilmember Gardner, the City Council approved an annual purchase order with O’Reilly Auto Parts, in the amount of \$60,000 for the supply of vehicle repair parts.

Model Home Agreement – Development Services Director Oscar Orci provided background on a request to construct a three model home complex, including a 6-space parking lot, prior to final map recordation for their development. On motion of Councilmember Gilbreath, seconded by Councilmember Gardner, the City Council agreed approval of a Model Home Agreement does not require further environmental processing in accordance with California Environmental Quality Act guidelines; approved the Model Home Agreement between the City of Redlands and Redlands 6120 for Tentative Tract Map No. 16465, located on 30.4 acres in the R-E (Residential Estate) zoning district on the north side of San Bernardino Avenue, south of Pioneer Avenue and on the west side of Judson Street; and accepted the associated surety (cash deposit) in the amount of \$60,000.

Model Home Agreement – Development Services Director Oscar Orci provided background on a request to construct a two model home complex, including a 7-

space parking lot, prior to final map recordation for their development. On motion of Councilmember Gilbreath, seconded by Councilmember Harrison, the City Council agreed approval of a Model Home Agreement does not require further environmental processing in accordance with California Environmental Quality Act guidelines; approved the Model Home Agreement between the City of Redlands and FH II, LLC for Tentative Tract Map No. 18882, located on 9.6 acres in the R-E (Residential Estate) zoning district at the southwest corner of San Bernardino Avenue and Dearborn Street; and accepted the associated surety (cash deposit) in the amount of \$40,000. Councilmember Gardner recused himself from discussion and voting on this item due to the proximity of his residence to the development.

Pipeline Replacement – Jason Montgomery, of the Municipal Utilities and Engineering Department, provided a status update on the sewer pipeline replacement program. On motions of Councilmember Gilbreath, seconded by Councilmember Gardner, the City Council agreed that the approval and construction of the 2013 CIP Sewer Pipeline Replacement Project, Project No. 73409 is categorically exempt from further environment review in accordance with California Environmental Quality Act guidelines, approved the Project plans and specifications, and awarded a construction contract between the City of Redlands and SND Construction, Inc. in the amount of \$867,909.75 for the work.

Water Services Replacement –Municipal Utilities and Engineering Director Fred Mousavipour provided a status update on the water services replacement program. On motions of Councilmember Gilbreath, seconded by Councilmember Gardner, the City Council agreed that the approval and construction of the Water Services Replacement 2013, Project No. 71249 is categorically exempt from further environment review in accordance with California Environmental Quality Act guidelines, approved the Project plans and specifications, and awarded a construction contract between the City of Redlands and MCC Equipment Rentals in the amount of \$299,999.99 for the work

Resolution No. 7361 – CalTrans Agreement – Ross Wittman, of the Municipal Utilities and Engineering Department provided details on a requirement for a Program Supplement Agreement (PSA) to specify special covenants to be adhered to by the City of Redlands before the State of California will encumber \$1,000,000 in grant funding for the Redlands Boulevard and Alabama Street and Redlands Boulevard and Colton Avenue Intersection Improvement Project. On motion of Councilmember Harrison, seconded by Councilmember Gardner, the City Council approved Resolution No. 7361 approving the PSA between the City of Redlands and the California Department of Transportation for the Redlands Boulevard-Alabama Street Intersection Improvement Project.

University Interchange - On motions of Councilmember Gilbreath, seconded by Councilmember Gardner, the City Council agreed that the approval of an agreement with San Bernardino Associated Governments (SANBAG) to participate in the construction and funding of the Interstate 10-University Street

Interchange Project is categorically exempt from further environment review in accordance with California Environmental Quality Act guidelines, and approved a Cooperative Agreement between the City of Redlands and SANBAG for the planning and funding of SANBAG's construction of the Interstate 10-University Interchange Project.

PUBLIC HEARING:

Ordinance No. 2744 – Various Code Changes - Mayor Aguilar opened the public hearing and called upon Sean Kelleher, from the Development Services Department, to provide a summary of proposed changes to the Redlands Municipal Code. In the spirit of transparency, this ordinance has been resubmitted for public hearing to comply fully with the administrative requirements for adoption. On motion of Councilmember Harrison, seconded by Councilmember Gardner, the City Council agreed that the proposed changes are categorically exempt from further environmental review in accordance with California Environmental Quality Act guidelines. On motion of Councilmember Gilbreath, seconded by Councilmember Gardner, the City Council approved the introduction of Ordinance No. 2744 deleting Chapter 13.84 of the Redlands Municipal Code (RMC) relating to school impaction fees, adding Chapter 15.56 to the RMC relating to fencing and screening for building and construction sites and amending Chapters 15.36, 17.07, 17.13, 18.12, 18.52, 18.56, 18.60, 18.100, 18.180, 18.200, and 18.208 of the RMC relating to freeway-oriented signs, tentative subdivision map extensions, site plan approvals, vesting tentative maps, building length limitations for R-2, R-2-2000 and R-3 Zoning Districts, bonds associated with the moving of buildings, zone changes, and zoning enforcement, respectively.

Resolutions No. 7356, 7357, 7358 and 7359 – Warehouse-Distribution Building Development - Mayor Aguilar opened the public hearing and called upon Manuel Baeza, from the Development Services Department, to provide details on a proposal to develop a 1,013,331 square foot warehouse distribution center on approximately 50.54 acres located on the north side of Lugonia Avenue, south side of Almond Avenue, and the east side of Research Drive in Concept Plan No. 1 of the East Valley Corridor Specific Plan. Representing the applicant, McShane Corporation, John Dobrott expressed appreciation for the support received from the Development Services Department staff during the review and approval process. On motions of Councilmember Gilbreath, seconded by Councilmember Gardner, the City Council agreed that the information contained in the whole record justifies the adoption of a Mitigated Negative Declaration for the project; and approved a Mitigated Negative Declaration and the accompanying mitigation monitoring and reporting program for the project and the City's adoption of Resolution Nos. 7356, 7357, 7358 and 7359 and directed staff to post a Notice of Determination in accordance with the state CEQA guidelines. On further motions from Councilmember Gilbreath, seconded by Councilmember Gardner, the City Council approved Resolution No. 7356 approving the Socio-economic Cost/Benefit Study for the development of a proposed warehouse and distribution

project; Resolution No. 7357 approving Parcel Map No. 19437 to revert ten parcels of property to acreage; Resolution No. 7358 approving Amendment No. 7 to Concept Plan No. 1 to allow warehouse-distribution buildings larger than 150,000 square feet as a conditionally permitted use within areas designated Commercial Industrial District; and Resolution No. 7359 approving Conditional Use Permit No. 1008 for a 50.54 acre property located on the north side of Lugonia Avenue, the south side of Almond Avenue, the east side of Research Drive, and the west side of California Street in the City of Redlands. Mitigation Measure No. 5, item No. 30 on the list of Conditions for Approval, was changed to read: "The prime agricultural land or the conservation easement shall be acquired and made available to an existing farmland trust or comparable organization prior to occupancy of the project site, or a farmland trust or comparable organization shall verify that it has received sufficient funds to acquire prime agricultural land or a conservation easement over such lands prior to issuance of a certificate of occupancy."

COUNCILMEMBER ANNOUNCEMENTS AND ACTIVITIES:

Healthy Redlands – Councilmember Gilbreath announced she would be attending a County of Riverside Healthy Cities Workshop in Moreno Valley on January 22, 2014. The City of Redlands will be hosting a County of San Bernardino Healthy Cities quarterly meeting on February 4, 2014 at the A.K. Smiley Library Assembly Room from 8:00 A.M. to 11:30 A.M.

Coffee – Mayor Aguilar observed that attendance was sparse at the last Coffee with the Council and encouraged resident participation for these sessions in the future.

ADJOURNMENT:

There being no further action required, Mayor Aguilar adjourned the meeting at 7:41 P.M. The next regular meeting of the City of Redlands City Council will be held on February 4, 2014.