

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 March 18, 2014, at 5:00 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; Carl Baker, Public Information Officer; Jeff Frazier, Fire Chief; Shawn Ryan, Police Commander; Danielle Garcia, 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 labor negotiator - Government Code §54957.6
Agency Negotiator: City Council Subcommittee
Employee Organizations: Redlands Police Officers Association
Redlands Association of Safety Management Employees
2. Conference with real property negotiator – Government Code §54956.8
Property: A portion of APN 0169-362-15 (1620 West Redlands Boulevard)
Agency negotiators: N. Enrique Martinez, Fred Mousavipour
Negotiating party: McDonalds Corporation
Under negotiation: Terms and price for City purchase of right-of-way
3. Conference with real property negotiator – Government Code §54956.8
Property: APNs 0292-044-16 and 0292-044-08
Agency negotiators: N. Enrique Martinez, Oscar Orci
Negotiating party: Prologis
Under negotiation: Terms and price for the acquisition of City property

4. Conference with legal counsel: Anticipated Litigation - Government Code §54956.9(d)(2)(e)(3) – One Case

a. Facts and Circumstances – Relating to a threat of litigation from Munoz Construction Company regarding the 2012 Capital Improvement Program Water Pipeline Replacement Project

The meeting reconvened at 6:06 P.M. with an invocation by Councilmember Harrison 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 “Rolo”, a one and a half year old male Beagle/Terrier mix, who is available for adoption along with thirty-nine other dogs and thirty-five cats at the Redlands Animal Shelter. Officer Miller informed the Council thirty-eight dogs and ten cats have been adopted since the last City Council meeting.

PUBLIC COMMENT:

None forthcoming

CONSENT CALENDAR:

Minutes - On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved the minutes of the regular meeting of March 4, 2014 as submitted.

Proclamation – As a public comment, Bob Turley, of the Redlands Sustainability Network, highlighted events scheduled for the Sustainability Fair at the University of Redlands from 11:00 A.M. to 3:00 P.M. on March 29, 2014. On motion of Councilmember Harrison, seconded by Mayor Pro Tem Foster, the City Council unanimously approved a proclamation declaring March 29, 2014 as *Sustainability Day*.

Proclamations – On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved proclamations declaring April 26, 2013 and April 25, 2014 as *National Arbor Day*.

Commission Appointments - On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved the following appointments to the Municipal Utilities/Public Works Commission: Shane Wellborn to an unexpired term ending November 16, 2017, Tim Landis to an unexpired term ending November 16, 2016, and Steve Stockton to his third term ending November 16, 2017.

University Fee Waiver – This item was removed from consideration on this meeting’s agenda.

Development Agreement Review - On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously agreed to receive and file a report for annual review of approved development agreements, determined that Mountainview Power Company LLC, CEMEX, Robertson’s Ready Mix, Redlands Community Hospital and Cal-Red Facility LLC are in compliance with the terms of their respective agreements, and directed staff to prepare a certificate of compliance for the purpose of recording by each of the applicants.

Ordinance No. 2797 – Purchasing and Disposition of Surplus Property – On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved the adoption of Ordinance No. 2797 amending Chapters 2.15 and 2.16 of the Redlands Municipal Code relating to the execution of City documents and the City’s regulation governing the purchasing and disposition of surplus personal property, respectively.

Resolution No. 7352 – Traffic Survey - On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved Resolution No. 7352 authorizing an engineering and traffic survey for Cajon Street from Citrus Avenue to Garden Street relating to the establishment of speed limits.

COMMUNICATIONS:

City Park Parking – Mayor Aguilar introduced a proposal to rehabilitate twelve City Park parking lots. As a public comment, Mario Saucedo stressed the importance of adequate facilities at city parks to ensure a safe environment for the families and youth of Redlands. On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council approved an additional appropriation of \$473,633 from the Nevada Palmetto Grove land sale proceeds for the rehabilitation of twelve City Park parking lots. Councilmember Gilbreath voted No on the motion stating her opposition to using grove sale funds for this project. Councilmember Harrison directed staff to emphasize storm water retention techniques in the designs for the project and explore the use of grant funding assistance to subsidize the effort.

Polling Services - Mayor Aguilar introduced a proposed consulting agreement for polling services to obtain a better understanding of the public’s support for the Flood Control, ADA Ramps, Sidewalks, Trees and parks (FAST) Program and each of its elements. Councilmember Harrison asked that the consultant and staff be instructed to continue to explore funding alternatives and environmental options for the FAST Program. On motion of Councilmember Gardner, seconded by Mayor Pro Tem Foster, the City Council unanimously approved an agreement between the City of Redlands and Passantino Anderson for polling services in the amount of \$29,000 and authorized an additional appropriation in the same amount.

Annual Citrus Report – Chris Boatman, of the Quality of Life Department, provided an executive summary of the financial viability of the City of Redlands citrus grove operations. The trends reflected in the report are positive, reflecting increased revenues and decreased expenses for managing the groves. Citrus Preservation Commission Chairman Peter Buoye highlighted recommendations from the Commission and said crop theft continues to be a problem.

Water Supply Update – Chris Diggs, of the Municipal Utilities and Engineering Department (MUED), summarized the City of Redlands water supply status. With the advent of the California Governor’s Declaration of a Drought Emergency, steps taken by agencies outside the Redlands area have resulted in a significant decrease in water supplies to the community. However, due to steps previously taken by MUED, Mr. Diggs does not currently forecast a need for mandatory measures toward water conservation. Cecilia Griego, the MUED Water Conservation Manager, reviewed incentives available to residents and stressed the importance of conservation.

PUBLIC HEARING:

Resolution No. 7366 – Historic Designation of Terrace Park – Mayor Aguilar opened the hearing and called upon Tabitha Kevari, of the Development Services Department, for background on a request to designate Terrace Park as an historic property. Representing the applicants, Sherli Leonard, of the Redlands Conservancy, and Mario Saucedo, of the North Redlands Visioning Committee, both cited different aspects of the historical significance of Terrace Park in support of the designation. On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved Resolution No. 7366 designating Terrace Park, a strip of land lying between Colton Avenue and Terrace Avenue, between Church Street and Sixth Street, as Historic and Scenic Resource No. 115.

NEW BUSINESS:

Fire Vehicle – Fire Chief Jeff Frazier introduced a proposal to purchase a medium-duty-truck for the Fire Department. On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved the purchase of a medium-duty-truck from Redlands Ford in the amount of \$25,538.91 and authorized an additional appropriation in the amount of \$33,000 from the Fire Equipment Donation account for equipment purchase and outfitting of the vehicle.

Resolution No. 7369 – Match Fund Policy – Chris Boatman, of the Quality of Life Department, summarized a proposed public benefit match fund policy. On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved Resolution No. 7369 establishing a public benefit match fund policy regarding the proceeds from the sale of the Nevada Palmetto Grove property.

Gas Collection Upgrade - Chris Boatman, of the Quality of Life Department, provided rationale for rejecting bids from CB&I Environmental and Infrastructures, Inc. and Environmental Construction, Inc. and authorizing an agreement with Environmental SCS Field Services for an upgrade to the California Street Landfill Gas Collection System. On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously agreed that the upgrade of the landfill gas collection system is categorically exempt from further environmental review in accordance with California Environmental Quality Act guidelines; rejected bids received from CB&I Environmental & Infrastructure, Inc. and Environmental Construction, Inc. as nonresponsive based on errors in their Bid Schedules; and approved an agreement between the City of Redlands and Environmental SCS Field Services, in the amount of \$320,676.90, for the work.

Landfill Cost Analysis - Quality of Life Director Fred Cardenas provided background for a need for landfill consulting services to conduct an operational cost analysis of the California Street Landfill. On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously agreed to direct staff to issue a Request for Proposal for landfill consulting services to conduct a comprehensive evaluation and operational cost analysis of the California Street Landfill.

Resolution No. 7370 – Computer Security – Human Resources Director Amy Martin summarized a computer security incident response plan for City staff offices which was developed to comply with the California Government Code. On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved Resolution No. 7370 adopting the City of Redlands Computer Security Incident Response Plan.

Mountain View Avenue – Municipal Utilities and Engineering Director Fred Mousavipour provided an overview of the Mountain View Avenue Improvement Project. On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved a cooperative agreement and an addendum to an agreement between the City of Redlands and the City of San Bernardino and the Inland Valley Development Agency for the Mountain View Avenue Improvement Project.

Settlement Agreement – Municipal Utilities and Engineering Director Fred Mousavipour explained the details of a settlement and mutual general release agreement between the City of Redlands and Munoz Construction Company. Under the terms of the agreement, the City will pay Munoz \$86,510.03 for the construction of the 2012 Capital Improvement Program Water Pipeline Replacement Project No. 71206. On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved the agreement.

Easement Agreement – Municipal Utilities and Engineering Director Fred Mousavipour explained the need to purchase an easement for right-of-way for the Redlands Boulevard and Alabama Street Intersection Improvement Project. On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved a purchase agreement between the City of Redlands and McDonalds Corporation, in the amount of \$9,990.00, for an easement for the right-of-way for the Redlands Boulevard and Alabama Street Intersection Improvement Project.

PARIS Consulting – Municipal Utilities and Engineering Director Fred Mousavipour explained the need to extend the scope of services of a current consulting agreement to the next phase of the Pavement Accelerated Repair Implementation Strategy (PARIS) Program. On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved a first amendment to the consultant services agreement between the City of Redlands and Dynatest Consulting, Inc., in the amount of \$120,000.00, for pavement analysis and rehabilitation services for the PARIS Program. Councilmember Harrison asked that the consultants look closely at the use of stormwater percolation in their rehabilitation efforts in managing the PARIS Program.

Ordinance No. 2806 – Child Safety Zones – City Attorney Dan McHugh explained the need to repeal sections of the Redlands Municipal Code to avoid litigation. On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council approved the introduction of Ordinance No. 2806 repealing Chapter 9.14 of the Redlands Municipal Code relating to city parks and child safety zones. Councilmember Gilbreath voted No on the motion stating her concerns for the safety of our children in such a litigious world.

Development Agreement Review - On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council agreed to receive and file a report for annual review of approved development agreements, determined that Esri is in compliance with the terms of their agreement, and directed staff to prepare a certificate of compliance for the purpose of recording by the applicant. 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 on the Healthy Redlands program will be held in the Council chambers at 4:00 P.M. on Thursday, March 27, 2014.

Women Veterans – Mayor Pro Tem Foster attended a ceremony at the University of Redlands in honor of over 300 Women Veterans.

Parklets – Councilmember Harrison announced the committee formed to explore parklets pilot program for the City has been meeting and will be presenting ideas at a City Council meeting in July.

Redlands Rail – Mayor Aguilar highlighted discussions at a meeting of the Rail to Redlands Ad Hoc Committee, formed by County Supervisor James Ramos, which was held in the City Council chambers at 1:00 P.M., on Monday, March 17, 2014.

Mormon Leader Reception – The Mayor also mentioned attending a reception for Neil Andersen, Apostle to the Church of Jesus Christ of Latter-Day Saints. This was the first visit from a Mormon Apostle to Redlands in over twenty-six years.

ADJOURNMENT:

There being no further action required, Mayor Aguilar adjourned the meeting at 7:30 P.M. The next regular meeting of the City of Redlands City Council will be held on April 1, 2014.