

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 February 2, 2016 at 5:00 P.M.

PRESENT: Paul Foster, Mayor
Jon Harrison, Mayor Pro Tem
Pat Gilbreath, Councilmember
Paul Barich, Councilmember
John James, 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; Danielle Garcia, Chief Innovation Officer; Chris Diggs, Municipal Utilities and Engineering Director; Chris Boatman, Quality of Life Director; Tina Kundig, Finance Director; Oscar Orci, Development Services Director; Amy Martin, Human Resources Director

Mayor Foster 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:

The meeting recessed to a closed session to discuss the following:

1. Conference with legal counsel: Existing Litigation - Government Code §54956.9(d)(1) - Two Cases
 - a. Christopher Beach v. City of Redlands et al, San Bernardino Superior Court Case No. CIVDS 1305589
 - b. Deborah Guindon v. City of Redlands et al, San Bernardino Superior Court Case No. CIVDS 1315335
2. Conference with legal counsel: Anticipated Litigation - Government Code §54956.9(d)(2) and (e)(2) - One Case
 - a. Receipt of proposed settlement offer for an Administrative Citation dispute
3. Conference with real property negotiator – Government Code §54956.8
 - Property: APNs 0292-034-02, -05 and -08
(216 Brookside Avenue)
 - Agency negotiators: N. Enrique Martinez, Oscar Orci
 - Negotiating party: Robert W. Best Family Trust and Robert and Sue Brenner
 - Under negotiation: Terms and price for the purchase of property by City

4. Conference with real property negotiator – Government Code §54956.8
Property: APNs 0171-211-13, -14, -16, -18, -19, -20 and -21
(216 Brookside Avenue)
Agency negotiators: N. Enrique Martinez, Oscar Orci
Negotiating party: Terry W. Thompson, San Bernardino County Real
Estate Services Department
Under negotiation: Terms and price for the purchase of property by City

5. Conference with real property negotiator – Government Code §54956.8
Property: APNs 0171-101-01, -02, -03, -04, & -05 and 0171-
211-15, -17 & -25 (212 Brookside Avenue)
Agency negotiators: N. Enrique Martinez, Oscar Orci
Negotiating party: J. Scott Fawcett, Marinita Development Company
and Thomas M. Robinson, Vantage One Real Estate
Investments, LLC
Under negotiation: Terms and price for the purchase of City property

6. Conference with real property negotiator – Government Code §54956.8
Property: APNs 0168-121-13
Agency negotiators: N. Enrique Martinez, Oscar Orci
Negotiating party: Phillip Burum, Diversified Pacific
Under negotiation: Terms and price for the purchase of City property

The meeting reconvened at 6:00 P.M. with an invocation by Councilmember Gilbreath and 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:

Fundraising Recognition – Mayor Foster, assisted by Sarah Hector, and accompanied by David Matza, of State Senator Mike Morrell’s office, and Socorro Pantaleon, of Assemblyman Marc Steinorth’s office, presented Certificates of Recognition to individuals and organizations for their efforts to raise funds for the benefit of victims of the December 2, 2015 shootings in San Bernardino. Ben Cook was recognized for the Hangar 24 Foundation’s contribution of over \$60,000.00 raised at a single day event at the brewery. Forty-two Redlands businesses were recognized for their participation in the *Bonded and Strong* drive which raised over \$46,000.00.

PUBLIC COMMENTS:

Tree Hazard – Andy Hoder cited incidents at other cities where trees have fallen on automobiles and killed the occupants. He highlighted the liability of the City of Redlands for its urban forest and suggested more money should be allocated to tree trimming

Compassion – As a rebuttal to January 19, 2016 meeting comments, Kaitlin Ruppert presented descriptions of actual circumstances involving the living conditions experienced by the refugees.

Airport Issues – Isaac Tate distributed copies of a U.S. Department of Transportation handout which discussed the Federal Aviation Administration's Airport Compliance Program and suggested staff should study the handout to ensure the City of Redlands is complying with Federal Aviation Regulations with regard to administration of the Redlands Municipal Airport.

Orange Show – Alyssa Dal Santo highlighted events planned for the 2016 National Orange Show to be held from April 20 to 24, 2016 and invited everyone to come out and enjoy the festival.

Olio – Greg Brittain encouraged residents to get involved with issues in government; presented reasons and cited support for not accepting Syrian refugees in the City of Redlands; and asked why the City of Rialto is discontinuing water rate increases while the City of Redlands is increasing the rates. Municipal Utilities and Engineering Director Chris Diggs presented the differences between the situation at the City of Rialto and the circumstances in Redlands.

Water Rates – Sam Wong disputed the numbers used to characterize the proposed water and waste water rate hikes in the City of Redlands. Bill Miller expressed his confusion from the information presented in support of the new rates and asked for a different format for the funding requirements.

CONSENT CALENDAR:

Minutes – On motion of Councilmember Gilbreath, seconded by Councilmember Barich, the City Council unanimously approved the minutes of the regular meeting of January 19, 2016.

Committee Appointment – On motion of Councilmember Gilbreath, seconded by Councilmember Barich, the City Council unanimously approved the appointment of Tina Sray Price to serve as the Parks and Trails primary representative on the General Plan Steering Committee.

Settlement Agreement - On motion of Councilmember Gilbreath, seconded by Councilmember Barich, the City Council unanimously approved the public disclosure of details of a settlement and release agreement between the City of Redlands and Chris and Julie Holladay. Under the terms of the agreement, the City will pay the sum of \$131,541.51 to Chris and Julie Holladay for the release of all claims resulting from a main water pipeline breakage which occurred on October 4, 2015 at 1225 North Dearborn Street and which is associated with a governmental claim filed with the City by the Holladays on November 3, 2015.

Settlement Agreement - On motion of Councilmember Gilbreath, seconded by Councilmember Barich, the City Council unanimously approved the public disclosure of details of a settlement and release agreement between the City of Redlands and Sandra Holleman. Under the terms of the agreement, the City will pay the sum of \$11,970.91 to Sandra Holleman for the release of all claims resulting from a main water pipeline breakage which occurred on October 4, 2015 at 1226 Country Place and which is associated with a governmental claim filed with the City by the Ms. Holleman on October 19, 2015.

Red Cross MOU – On motion of Councilmember Gilbreath, seconded by Councilmember Barich, the City Council unanimously approved a Memorandum of Understanding (MOU) between the City of Redlands and the American Red Cross to authorize and permit the Red Cross to use City buildings, grounds and equipment for mass care shelters required in the conduct of Red Cross Disaster Services activities.

Resolution No. 7597 – Destruction of Records – On motion of Councilmember Gilbreath, seconded by Councilmember Barich, the City Council unanimously approved Resolution No. 7597 authorizing the destruction of certain public records in the Development Services Department.

Purchase Agreement Amendment – Development Services Director Oscar Orci explained a request to extend escrow on a purchase and sale agreement. As public comment, Andy Hoder and Steve Willer asked for more detail on closed session items in the agenda package. Mr. Willer and Ingrid Biglow, Chairperson of the Airport Advisory Board, asked for more information and coordination, between the Staff and the airport user organizations, on items involving land use in proximity to the aerodrome. Joel Rothschild pointed out the results of a recent General Plan Update survey and indicated common goals amongst the majority of those surveyed and the airport users when considering future use of the land around the airport. On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council unanimously approved a fourth amendment to the purchase and sale agreement and escrow instructions for Assessor's Parcel No. 0168-121-13 by and between the City of Redlands and Diversified Pacific Opportunity Fund I, LLC. The amendment extends the escrow period of the agreement to September 30, 2016.

Grove Fencing – Quality of Life Director Chris Boatman provided background on a request to install fencing around one of the City's citrus groves. As public comment, Andy Hoder questioned the cost effectiveness of the proposal. On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council unanimously approved an additional appropriation of \$25,000.00 from the Nevada Palmetto Grove sale proceeds designated under the Agricultural Open Space category for installation of security fencing to surround the Interstate 10 Citrus Grove.

Resolution No. 7599 – Traffic Regulation – Municipal Utilities and Engineering Director Chris Diggs presented the rationale for a request to provide space for provisioning restaurants on Orange Street. On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council unanimously approved Resolution No. 7599 establishing a loading and unloading zone at the Orange Street frontage of 1 East State Street, and determining that the project is exempt from review in accordance with Section 15061 of the California Environmental Quality Act guidelines.

Resolution No. 7600 – Traffic Regulation – On motion of Councilmember Gilbreath, seconded by Councilmember Barich, the City Council unanimously approved Resolution No. 7600 expanding a loading and unloading zone at Kingsbury Elementary School, and determining that the project is exempt from review in accordance with Section 15061 of the California Environmental Quality Act guidelines.

Resolution No. 7601 – Traffic Regulation – On motion of Councilmember Gilbreath, seconded by Councilmember Barich, the City Council unanimously approved Resolution No. 7601 establishing a no parking zone and installing a “No U-Turn” sign at Judson-Brown Elementary School, and determining that the project is exempt from review in accordance with Section 15061 of the California Environmental Quality Act guidelines.

Resolution No. 7603 – Sewer Requirement – On motion of Councilmember Gilbreath, seconded by Councilmember Barich, the City Council unanimously approved Resolution No. 7603 making certain California Environmental Quality Act determinations and waiving the dry sewer requirement for Tentative Tract Map No. 18845.

Temporary Position – On motion of Councilmember Gilbreath, seconded by Councilmember Barich, the City Council unanimously approved the addition of a temporary one year Senior Administrative Analyst position in the Municipal Utilities and Engineering Department.

Agreement Termination – On motion of Councilmember Gilbreath, seconded by Councilmember Barich, the City Council unanimously approved authorizing the Mayor to terminate the agreement for the provision of consulting services in the acquisition of a Federal Aviation Administration Certificate of Authorization between the City of Redlands and Atlanta Drone Consultants, LLC.

RADD MOU Side Letter – On motion of Councilmember Gilbreath, seconded by Councilmember Barich, the City Council unanimously approved a side letter to the current Memorandum of Understanding (MOU) between the City of Redlands and Redlands Association of Department Directors (RADD). The side letter establishes the provisions and requirements for participation in the program per IRS guidelines. The City does not bear any cost associated with this side letter and approval to allow Directors to place leave in the 401(a) account.

COMMUNICATIONS:

Citrus Infestation – Alyssa Houtby, of the California Citrus Mutual, presented an update on Asian Citrus Psyllid infestation and explained the need to regulate small unmanaged residential citrus groves within the City of Redlands. These groves are mandated in development planning guidance, but no requirement exists, after the groves are established, to participate in any infestation abatement programs.

Outdoor Ambassadors – Carol Blaney, of the Redlands Conservancy, provided an overview of the Outdoor Ambassador Program, a group of 30 volunteers who provide gentle public education, erosion assessments and mentoring in the open space areas owned by the City of Redlands.

CAFR and Accountant's Report – Finance Director Tina Kundig introduced Rich Kikuchi, a Partner with Lance, Soll & Lunghard, LLP, who provided an executive summary of the Independent Accountant's Report on Agreed-Upon Procedures Applied to Appropriation Limit Worksheets for the fiscal year ended June 30, 2015, which accompanied the City of Redlands 2014-2015 Comprehensive Annual Financial Report (CAFR). No material weaknesses or significant deficiencies were found in the audit. As a result of this report, the City of Redlands Finance Department has been recommended for the Excellence in Financial Reporting Award for the eleventh year in a row. On motion of Mayor Pro Tem Harrison, seconded by Councilmember Gilbreath, the City Council unanimously agreed to accept and file the reports.

NEW BUSINESS:

Storm Drain Repair – On motions of Mayor Pro Tem Harrison, seconded by Councilmember Barich, the City Council unanimously agreed that approval of an agreement and construction of the Citrus Avenue and Orange Avenue Storm Drain Repair Project No. 40089 is exempt from review under Section 15301 of the California Environmental Quality Act guidelines, approved the Project plans and specifications, and awarded a construction contract between the City of Redlands and Tryco General Engineering, in the amount of \$134,800.00, for the work.

Alcohol Consumption Permit – On motion of Mayor Pro Tem Harrison, seconded by Councilmember Barich, the City Council unanimously approved a request for the consumption of alcohol at Prospect Park for the Barrios Wedding Reception to be held on October 8, 2016.

Biking Activities – Tabitha Kevari, of the Quality of Life Department outlined a request to permit events in open space areas. As public comment, Sherli Leonard, Executive Director of the Redlands Conservancy, expressed support for the request as long as the permit will require the applicant to have adequate liability insurance, sign a hold harmless agreement and publish a notice whenever these events are going to take place. She said the Conservancy will be asking the applicant for assistance with maintenance of trails in the open space areas. On

motion of Councilmember James, seconded by Councilmember Gilbreath, the City Council unanimously approved a request from the Redlands Interscholastic Cycling Organization to conduct mountain biking activities within the City's open space areas in Live Oak Canyon.

Resolution No. 7602 – Cemetery Loan – Armando Valles, of the Quality of Life Department, summarized a proposal to fund development at the cemetery. As public comment, Andy Hoder expressed skepticism as to the successful execution of the Cemetery Master Plan. On motions of Councilmember Barich, seconded by Councilmember James, the City Council approved Resolution No. 7602 approving a loan of \$38,750.00 from the Cemetery Endowment Fund to the Cemetery Operating Fund and an agreement between the City of Redlands and Community Works Design Group in an amount not-to-exceed \$38,750.00 for architectural services for the development of Block 11 at Hillside Memorial Park. Mayor Foster and Councilmember Gilbreath recused themselves from discussion and voting on the motions due to their ownership of property in the cemetery.

COUNCILMEMBER ANNOUNCEMENTS AND ACTIVITIES:

Mayor Pro Tem Harrison and Councilmember Barich attended the American Futures 2016 Conference at the University of Redlands on January 30, 2016, a great opportunity to learn about what some other cities are doing to improve economically and their efforts toward sustainability.

Mayor Pro Tem Harrison has been appointed to represent San Bernardino Associated Governments (SANBAG) on the One Water One Watershed Steering Committee to the Santa Ana Watershed Project Authority which hopefully may lead to opportunities for the City of Redlands to participate in future storm drain and water improvement project grants.

Councilmember James has been attending the General Plan Update meetings and is optimistic that the Steering Committee is making progress and the document is beginning to take form. He attended two stakeholders meetings held by the consultants for the Airport Business Plan.

Councilmember Gilbreath represented the City of Redlands at the CONFIRE Joint Powers Authority Board of Directors meeting and reported that the City of San Bernardino will be outsourcing their Fire Department needs to the San Bernardino County Fire Protection District. This will impact the dispatch responsibilities of the Redlands Fire Department.

Mayor Foster and Councilmember James attended a meeting with the Redlands Daily Facts Editorial Board and expressed optimism for better communications between the City Government and the press.

Mayor Foster, Mayor Pro Tem Harrison and Councilmember Barich attended a Cultural Arts Commission reception for the Initiative for Public Art. The Mayor expressed his appreciation for the community's commitment to the Initiative.

ADJOURNMENT:

There being no further business to address Mayor Foster adjourned the meeting at 7:42 P.M., in memory of a true “Mr. Redlands”, Curtiss Allen, Sr., founder of the Redlands 4th of July Band and longtime leader of community singing at the Redlands Bowl. The next regular meeting of the Redlands City Council is scheduled on February 16, 2016.