

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 15, 2009, at 3:00 P.M.

PRESENT Pat Gilbreath, Mayor
Jerry Bean, Mayor Pro Tem
Jon Harrison, Councilmember
Mick Gallagher, Councilmember
Pete Aguilar, Councilmember

ABSENT None

STAFF N. Enrique Martinez, City Manager; Daniel J. McHugh, City Attorney; Lorrie Poyzer, City Clerk; Carl Baker, Public Information Officer; Jim Bueermann, Police Chief; David Hexem, Chief Information Officer; Daniel Hobbs, Redevelopment Agency Director; Rosemary Hoerning, Municipal Utilities and Engineering Director; Tina Kundig, Finance Director/City Treasurer; Jeff L. Frazier, Fire Chief; Oscar W. Orci, Community Development Director; Deborah Scott-Leistra, Human Resources Director; Les Jolly, Assistant Quality of Life Director

The meeting was opened with an invocation by Mayor Pro Tem Bean followed by the pledge of allegiance to the American flag.

PRESENTATIONS

Redlands Animal Shelter - Animal Control Officer Bill Miller and Redlands Animal Shelter volunteer Lynda Ackerman introduced Red, a darling two month old Australian Shepherd/Rottweiler-mix who is available for adoption at the Redlands Animal Shelter.

Holiday Presentation - Police Chief Bueermann introduced the Ready Set Grow Pre-School students who entertained the audience with very quiet holiday carols.

Retirement Recognition - City Clerk Lorrie Poyzer - State Assemblyman Bill Emmerson presented a State Legislative Resolution recognizing the 33+ years of service to the community by retiring City Clerk Lorrie Poyzer. County Supervisor Neil Derry presented a resolution from the Board of Supervisors. On behalf of Congressman Jerry Lewis, Councilmember Aguilar delivered a Congressional Record from the United States House of Representatives. Mayor Gilbreath presented a proclamation signed by each Councilmember. Councilmember Gallagher presented an engraved plaque to commemorate her service. Ms. Poyzer's last day as an elected official is December 17, 2009.

Santa Ana River Trails Alignment - The interim director of the San Bernardino County Regional Parks presented information on Phase 4 of the Santa Ana River Trails alignment.

Verizon Community Presentations - A check in the amount of \$24,000.00 was presented by a representative from Verizon to the Mustard Seed Tutorial Center and another check in the amount of \$50,000.00 to the Boys and Girls Club of Redlands.

CONSENT CALENDAR

Minutes - On motion of Councilmember Harrison, seconded by Councilmember Gallagher, the City Council unanimously approved the minutes of the special meeting of December 1, 2009, and the regular meeting of December 1, 2009, as submitted.

Annual Reports - CFD 2001-1 and CFD 2003-1 - On motion of Councilmember Harrison, seconded by Councilmember Gallagher, the City Council unanimously accepted the annual reports for Community Facilities District No. 2002-1 (Northwest Development Project) and Community Facilities District No. 2003-1 (Redlands Business Center) as required by SB 165.

Local Appointments List - On motion of Councilmember Harrison, seconded by Councilmember Gallagher, the City Council unanimously accepted the Local Appointments List for 2010 of all regular and ongoing commissions and boards which are appointed by the City Council as required by Government Code Section 54972.

Cancellation of January 5, 2010, City Council Meeting - On motion of Councilmember Harrison, seconded by Councilmember Gallagher, the City Council unanimously approved the cancellation of the January 5, 2010, City Council meeting.

Resolution No. 6914 - Speed Limit - Alta Vista Drive - Councilmember Gallagher moved to adopt Resolution No. 6914, a resolution of the City Council of the City of Redlands establishing the following traffic regulations pursuant to Title 10 of the Redlands Municipal Code and rescinding Resolution No. 6850: reduced the speed on Alta Vista Drive between Florida Street and Sunset Drive from 40 miles per hour to 35 miles per hour and setting speed limits for Alabama Street, Alta Vista Drive, Barton Road, Brockton Avenue, Brookside Avenue, Center Street, Central Avenue, Colton Avenue, Crescent Avenue, Crestview Road, Cypress Avenue, Dearborn Street, Elizabeth Street, Fern Avenue, Fifth Avenue, Ford Street, Grove Street, Judson Street, Lugonia Avenue, Mariposa Drive, Mountain View Avenue, New York Street, Olive Avenue, Orange Street, Orange Tree Lane, Palo Alto Drive, Pioneer Avenue, Reservoir Road, San Bernardino Avenue, San Timoteo Canyon Road, Sunset

Drive, Terracina Boulevard, Texas Street, University Street, and Wabash Avenue. Motion seconded by Councilmember Bean and carried with Councilmembers Harrison and Aguilar voting NO as they did not want to take enforcement capabilities from the Police Department on Alta Vista Drive.

Water Company Stock Ownership - On motion of Councilmember Harrison, seconded by Councilmember Gallagher, the City Council unanimously accepted the annual review of water company stock ownership as presented by staff.

Fee Waiver - Martin Luther King Jr. Day Parade - On motion of Councilmember Harrison, seconded by Councilmember Gallagher, the City Council unanimously approved the request by Holistic Healing for Youth to waive the Redlands Bowl rental fees, park attendance fees, Mission Gables restroom fees, clean-up deposit, reservation/permit fees and police services fees associated with the organization's Fourth Annual Martin Luther King Jr. Day Parade to be held on Monday, January 18, 2010, at 1:00 P.M. On motion of Councilmember Harrison, seconded by Councilmember Gallagher, the City Council unanimously required Holistic Healing for Youth to submit proof of insurance prior to the event.

Agreement - Excess Department of Defense Personal Property - On motion of Councilmember Harrison, seconded by Councilmember Gallagher, the City Council unanimously approved an agreement with the State of California Emergency Management Agency for the use of excess Department of Defense personal property and authorized Sergeant Roberto Yzquierdo to sign the agreement as the City of Redlands Law Enforcement Agency Weapons Point of Contact.

Independent Contractor Agreement - Charles Mosley - On motion of Councilmember Harrison, seconded by Councilmember Gallagher, the City Council unanimously approved an independent contractor agreement with Charles Mosley for the use of the tennis courts located at Clement Middle School for the purpose of conducting youth tennis programs and authorized the Mayor to execute, and the City Clerk to attest to, the document on behalf of the City.

Funds - Downtown Flood Control Protection Measures - On motion of Councilmember Harrison, seconded by Councilmember Gallagher, the City Council unanimously allocated \$46,019.00 of Storm Drain Fund monies to pay for services rendered by TKE Engineering, Inc. for the Downtown Flood Control Protection Measures.

Agreement - Council Meetings - On motion of Councilmember Harrison, seconded by Councilmember Gallagher, the City Council unanimously approved a service agreement with Granicus, Inc. for posting City Council

meetings via the web and authorized the Mayor to execute, and the City Clerk to attest to, the document on behalf of the City.

Agreement - CrimeView Software - On motion of Councilmember Harrison, seconded by Councilmember Gallagher, the City Council unanimously approved a professional services agreement with The Omega Group for the upgrade of CrimeView Software and authorized the Mayor to execute, and the City Clerk to attest to, the document on behalf of the City.

COMMUNICATIONS

City Council Liaisons - Councilmember Bean moved to approve the City Council liaison assignments to the City's boards, commissions, committees and outside agencies as recommended by Mayor Gilbreath. Motion seconded by Councilmember Gallagher and carried unanimously. Mayor Gilbreath announced the outside assignments (Chamber of Commerce, CONFIRE Board of Directors, Omnitrans, SANBAG, Santa Ana River Wash Committee, SCAG, and Water Policy Advisory Committee liaisons and alternates would remain the same.

Deficit Reduction Plan - Finance Director/City Treasurer Kundig presented a deficit reduction plan for Fiscal Year 2009-2010, Phase I of III. Following discussion, Councilmember Bean moved to direct staff to implement Phase I of the Deficit Reduction Plan and to develop Phase II and Phase III of the Plan. Motion seconded by Councilmember Gallagher and carried unanimously.

NEW BUSINESS

Donation - Redlands Theatre Festival - On behalf of the Redlands Theatre Festival, Cliff Cabanilla presented a check for \$10,000.00 as a donation to the Police Department's Prospect Park Surveillance Camera Project and thanked Police Chief Buermann and the City Council for their support. Councilmember Bean moved to accept the \$10,000.00 donation to the Police Department's Prospect Park Surveillance Camera Project from the Redlands Theatre Festival. Motion seconded by Councilmember Gallagher and carried unanimously.

Sidewalk Easement - New York Street - Due to a potential conflict of interest, Councilmember Harrison retired from the Council Chambers and did not participate in this matter; a Public Disclosure of Potential Conflict of Interest form is on file in the City Clerk's Office. Councilmember Bean moved to approve the grant of sidewalk easement to the City of Redlands on the ESRI campus of NYS, LLC, a California Limited Liability Company, from New York Street to State Street. Motion seconded by Councilmember Gallagher and carried unanimously with Councilmember Harrison having abstained. Councilmember Bean moved to approve a Quitclaim Deed for a sidewalk

easement to NYS, LLC, a California Limited Liability Company, located on the ESRI campus from New York Street to State Street. Motion seconded by Councilmember Gallagher and carried unanimously with Councilmember Harrison having abstained.

Annual Report - Development Impact Fees - Finance Director/City Treasurer Kundig presented the Annual Report of Development Impact Fees for the year ended June 30, 2009. Following brief discussion, Councilmember Bean complimented staff for the detailed report and moved to accept it as presented. Motion seconded by Councilmember Gallagher and carried unanimously.

Amendment - Funds - Video Surveillance System - Following a presentation by Police Chief Bueermann, Councilmember Bean moved to appropriate \$81,659.56 to the Police Department and approve the second amendment to the Leverage Information Services Integrated Video Surveillance System agreement to furnish additional video surveillance services to seven Police Department surveillance camera project locations in the amount of \$296,516.24, authorize the Mayor to execute, and the City Clerk to attest to, the document on behalf of the City, and authorize a construction contingency of up to ten percent of the contract amount. Motion seconded by Councilmember Gallagher and carried unanimously.

Funds - Agreement - Federal Legislative Advocate Services - Following a presentation by Assistant City Attorney Michael Reiter, Councilmember Bean moved to approve an agreement with Innovative Federal Strategies, LLC to provide federal legislative advocate services for the City, authorized the Mayor to execute, and the City Clerk to attest to, the document on behalf of the City, and approve an additional appropriation in an amount not to exceed \$52,500.00. Motion seconded by Councilmember Gallagher and carried unanimously.

Appointment - Cultural Arts Commission - Mayor Gilbreath moved to appoint Elizabeth Freeman and Angela Westengard to serve four-year terms ending January 6, 2014, on the Cultural Arts Commission. Motion seconded by Councilmember Bean and carried unanimously.

Appointments - Student Commissioners - Councilmember Mayor Gilbreath moved to appoint Julie Goldstein to serve as the student commissioner on the Human Relations Commission for the calendar year 2010. Motion seconded by Councilmember Bean and carried unanimously. Councilmember Mayor Gilbreath moved to appoint Amanda Ramirez to service as the student commissioner on the Parks Commission for the calendar year 2010. Motion seconded by Councilmember Bean and carried unanimously. Councilmember Mayor Gilbreath moved to appoint Jonathan Widjaja to serve as the student commissioner on the Recreation Advisory Commission for the calendar year 2010. Motion seconded by Councilmember Bean and carried unanimously. Councilmember Mayor Gilbreath moved to appoint Lindsay Rowe to serve as

the student commissioner on the Traffic and Parking Commission for the calendar year 2010. Motion seconded by Councilmember Bean and carried unanimously. Mayor Gilbreath announced that future appointment recommendations would be rotated among the Councilmembers.

CDBG Funding Cycle - Following a presentation by Project Manager Josefina Aguilar, Councilmember Bean moved to direct staff to prepare a Notice of Funds Availability informing the public that Community Development Block Grant funding to qualifying public service agencies will be limited to \$50,000.00 in Fiscal Year 2010-2011, with priority to the same recipients that received funding in Fiscal Year 2009-2010, and the balance allocated to capital improvement projects. Motion seconded by Councilmember Gallagher and carried unanimously. As suggested by Councilmember Harrison, a report regarding the allocations for capital improvements projects would be provided to the City Council on January 19, 2010, for their review.

Amendment - Construction Inspection Services - Following a presentation by Municipal Utilities and Engineering Director Hoerning, Councilmember Bean moved to approve the second amendment to an agreement with Willdan Engineering to provide construction inspection services and authorized the Mayor to execute, and the City Clerk to attest to, the document on behalf of the City. Motion seconded by Councilmember Gallagher and carried unanimously.

Revised Funding Contract - Alabama Street and City Creek - Following a presentation by Municipal Utilities and Engineering Director Hoerning, Councilmember Bean moved to appropriate a total of \$237,163.00 from the Local Transportation Fund for the Alabama Street/City Creek project and to approve a revised contract among the County of San Bernardino, the Inland Valley Development Agency, the City of San Bernardino, the City of Highland and the City of Redlands for the construction and installation of drainage culverts, bank protection and roadway improvement on Alabama Street at City Creek and rescind the City Council's approval of the form of contracts presented to it on August 7, 2007, and March 18, 2008, for the same project. Motion seconded by Councilmember Gallagher and carried unanimously.

PUBLIC COMMENTS

None forthcoming.

CLOSED SESSION

The City Council meeting recessed at 4:26 P.M. to a closed session to discuss the following:

1. Conference with labor negotiator - Government Code § 54957.6
Agency Negotiator: Steve Filarsky
Employee Organizations: Redlands Association of Management Employees; Redlands Association of Mid-Management Employees; General Employees Association of Redlands (SBPEA); Redlands Civilian Safety Employees Association (SBPEA); Redlands Police Officers Association; Redlands Professional Firefighters Association; Redlands Association of Safety Management Employees; and Redlands Association of Fire Management Employees
2. Conference with real property negotiator - Government Code §54956.8
Property: APN 0292-021-19
Agency negotiators: N. Enrique Martinez and Rosemary Hoerning
Negotiating party: Southern California Edison
Under negotiation: Terms and price for sale of City property
3. Conference with legal counsel – Government Code §54956.9(b)
 - a. One case: Facts and circumstances – threat of litigation by Redlands Country Club regarding non-potable water rates
4. Conference with real property negotiator - Government Code §54956.8
Property: Hangars located at the Redlands Municipal Airport
Agency negotiators: N. Enrique Martinez, Les Jolly and Todd Housley
Negotiating parties: NBI General Contractors-Hangar 11, Dave Crosswhite-Hangar 2, Advanced Management Solutions-Hangar 3, Allen's Air Compressors-Hangar 4, Richard Suhay-Hangars 5, 6, 12, 18, Bruce Cavarano-Hangar 7, Eric and Chari Wroolie-Hangar 9, Bobby Graham/Bobby's Aero Service-Hangars 27, 29, 30, Larry Hoatson-Hangar 10, William Smith-Hangar 28, Denton Haskins-Hangars 25, 26, Wings to There Aviation-Hangar 16, Ideal Data Solutions-Hangar 17, Fabian General-Hangar 19, Steven Sugiono-Hangar 21, Higar Air-Hangar 22, and Redlands Flying Club-Hangar 13
Under negotiation: Terms and price of hangar lease

ADJOURNMENT

As there was no reportable action expected from the Closed Session, the City Council meeting adjourned. The next regular meeting scheduled to be held on January 5, 2010, will not be held. The City Council will meet at their next regularly scheduled meeting on January 19, 2010.

Lorrie Poyzer, City Clerk
City of Redlands, California