

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 September 17, 2002, at 3:00 P.M.

There being no quorum present, the City Clerk recessed the meeting to 6:00 P.M. for a closed session to hold a conference with legal counsel as follows:

1. Conference with real property negotiator - Government Code Section 54956.8
 - a. Property: 111 West Lugonia Avenue
Negotiating parties: Jim Bueermann and Patricia Nichols
Under negotiation: Terms and price
 - b. Property: APNs 169-281-23 and 169-281-19
Negotiating parties: John Davidson and Johnny Moore
Under negotiation: Terms and price
2. Conference with legal counsel: Existing litigation - Government Code Section 54956.9(a)
 - a. Workers' Compensation claim - Joe Bodnar
 - b. The Redlands Association v City of Redlands - SCVSS 86680
 - c. The Redlands Association v City of Redlands - SCVSS 79374
 - d. City Council of the City of Redlands v City Clerk of the City of Redlands and The Redlands Association - EO32138
 - e. Claim of Jeni-Tsu Pensader, Alan Pensader, Brittany L. Turner-Owens

The meeting reconvened at 7:00 P.M.

PRESENT

Karl N. (Kasey) Haws, Mayor
Susan Pepler, Mayor Pro Tem
Pat Gilbreath, Councilmember
Gary George, Councilmember
Jon Harrison, Councilmember

ABSENT

None

STAFF

John Davidson, City Manager; Daniel J. McHugh, City Attorney; Lorrie Poyzer, City Clerk; Beatrice Sanchez, Deputy City Clerk; Jim Bueermann, Police Chief; John Habant, Deputy Fire Chief; Douglas Headrick, Water Resources Chief; Bonnie Johnson, Finance Director; Ronald C. Mutter, Public Works Director; Karen Olsen, Personnel Director; and Jeffrey L. Shaw, Community Development Director.

The meeting was opened with an invocation by Mayor Haws followed by the pledge of allegiance.

PRESENTATION

Statewide Community Infrastructure Program - Finance Director Johnson reported the California Statewide Community Development Authority, in conjunction with the League of California Cities, is sponsoring a new program entitled Statewide Community Infrastructure Program (SCIP). SCIP will allow property owners to finance the development impact fees that would normally be payable upon receiving development entitlements or building permits. The City would receive all its fees up front. SCIP will provide financing by reimbursing the property owners for fees paid and imposing a special assessment on the property to be paid over time. It will essentially function like a statewide assessment district and will be administered by SCIP; not the City. A short program overview was provided by legal counsel John H. Knox, Orrick, Herrington & Sutcliffe; Program Administrator Craig Underwood, Bond Logistix, LLC; and Underwriter Bob Williams, RBC Dain Rauscher, Inc. Councilmember George did not see the advantage of this program for Redlands noting it seemed like a big Mello-Roos District and payment of the fees would fall upon the homeowner. Mayor Haws referred the matter to staff for further review and a recommendation to the City Council. Councilmembers concurred with this action.

ANNOUNCEMENTS/REPORTS

Councilmembers reported on their activities and attendance at meetings during the past two weeks.

September 11th Events - Several meaningful events were held in Redlands on September 11, 2002, observing Patriot Day including the Redlands Fire Department, University of Redlands, the statue unveiling in Smiley Park, and the Redlands Bowl. Mayor Haws expressed appreciation to all who participated especially at the wonderful, uplifting program at the Redlands Bowl. Special gratitude was extended to Bill McCalmon, President of the Redlands 4th of July Committee, and Curtiss Allen, conductor of the Redlands 4th of July Band.

Redlands Bicycle Classic - The Annual Redlands Bicycle Classic will be held on April 1-6, 2003.

CONSENT CALENDAR

Minutes - On motion of Councilmember Gilbreath, seconded by Councilmember George, the minutes of the regular meeting of September 3, 2002, were approved as submitted.

Bills and Salaries - On motion of Councilmember Gilbreath, seconded by Councilmember Gilbreath, payment of bills and salaries was acknowledged.

Planning Commission Actions - On motion of Councilmember Gilbreath, seconded by Councilmember George, the report of the Planning Commission meeting held on September 10, 2002, was acknowledged as received.

Resolution No. 6087 - Determination of Similar Use No. 63- On motion of Councilmember Gilbreath, seconded by Councilmember George, the City Council unanimously approved Resolution No. 6087, adopting Planning Commission Determination No. 63 to allow the establishment of a horse boarding and training facility as a permitted use in the A-1 (Agricultural) District subject to the findings contained in the staff report.

RDA No. 2002-III-1 - Cypress Villas, LLC, Applicant - On motion of Councilmember Gilbreath, seconded by Councilmember George, the City Council unanimously accepted the recommendations of the points to be awarded to Residential Development Allocation No. 2002-III-1 for an approved 82 unit apartment complex on approximately 4.74 acres located on the north side of Cypress Avenue, approximately 180 feet west of Redlands Boulevard in the R-2-2000 (Multiple Family Residential) District and unanimously approved said residential development allocation.

Ordinance No. 2504 - Tax Refund Claims Procedure - Ordinance No. 2504, an ordinance of the City of Redlands adding Chapter 3.10 of the Redlands Municipal Code to establish a local government tax refund claims procedure, was unanimously adopted on motion of Councilmember Gilbreath, seconded by Councilmember George.

Resolution No. 6086 - Donut Hole Services Agreement - On motion of Councilmember Gilbreath, seconded by Councilmember George, the City Council unanimously adopted Resolution No. 6086, a resolution of the City Council of the City of Redlands rescinding Resolution No. 5998 relating to an agreement with the County of San Bernardino and County Service Area No. 70 EV-1 for the provisions of utilities and other municipal services to CSA 70 EV-1 and the "Donut Hole." Elsa Montez, Friends of Crafton, expressed concern this agreement would set a precedent for development in the Crafton area. Jerry Biggs, The Redlands Association, said rescission of this agreement validated the actions of the supporters of the referendum petition.

Settlement Agreement - Royal & Sunalliance Insurance Company - On motion of Councilmember Gilbreath, seconded by Councilmember George, the City Council unanimously approved a settlement and release agreement with Royal & Sunalliance Insurance Company and authorized the Mayor and City Clerk to execute the document on behalf of the City.

Settlement Agreement - Jose Ramirez - On motion of Councilmember Gilbreath, seconded by Councilmember George, the City Council unanimously

approved a settlement and release agreement with Jose Ramirez and authorized the Mayor and City Clerk to execute the document on behalf of the City.

Settlement Agreement - Jewell Gore - On motion of Councilmember Gilbreath, seconded by Councilmember George, the City Council unanimously approved a settlement and release agreement with Jewell Gore and authorized the Mayor and City Clerk to execute the document on behalf of the City.

Funds - Contract Award - Street Trees and Tree Wells on Citrus Avenue - Bids were opened and publicly declared on September 5, 2002, by the City Clerk for the Street Trees and Trees Wells on Citrus Avenue; a bid opening report is on file in the Office of the City Clerk. It was the recommendation of the Public Works Department and the Downtown Redlands Business Association's Advisory Board that the responsible bidder submitting the bid for said project which will result in the lowest cost for the City was JDC, Inc. in the amount of \$124,500.00, and it would be in the best interest of the City that this contract be awarded to said firm. Following brief discussion regarding the electrical sub-contractor for this project, Councilmember George moved to approve this recommendation, authorized the Mayor and City Clerk to execute the document on behalf of the City, and approved an appropriation of \$16,500.00 from the DRBA's reserve funds to complete the project at one time. Motion seconded by Councilmember Harrison and carried unanimously.

Resolution No. 6081 - Measure I Program - On motion of Councilmember Gilbreath, seconded by Councilmember George, the City Council unanimously adopted Resolution No. 6081, a resolution of the City Council of the City of Redlands adopting the Measure I five year capital improvement program and a twenty year transportation plan.

Resolution No. 6082 - Outdoor Sales Permit Fee - On motion of Councilmember George, seconded by Councilmember Harrison, Resolution No. 6082, a resolution of the City Council of the City of Redlands establishing a schedule of fees for the application and issuance of an encroachment permit for the placement of outdoor sales facilities in public right-of-way, was unanimously continued to October 15, 2002, to allow the Downtown Redlands Business Association to review it.

Contract - California Street and I-10 - On motion of Councilmember Gilbreath, seconded by Councilmember George, the City Council unanimously approved a consultant services agreement with Hilltop Geotechnical, Inc. to provide engineering services for materials and compaction testing not to exceed \$15,000.00 for the California Street and I-10 Traffic Signals and Street Improvement Project, and authorized the Mayor and City Clerk to execute the document on behalf of the City.

Purchase - Mutual Water Company Stock - On motion of Councilmember Haws, seconded by Councilmember Peppler, the City Council approved the purchase of 12 shares of Bear Valley Mutual Water Company stock from Calvary Chapel Christian Camp for a total price of \$1,500.00, with

Councilmember Gilbreath abstaining from the vote (a public disclosure of potential conflict of interest form is on file in the Office of the City Clerk).

Ordinance No. 2499 - Fire Code - Ordinance No. 2499, an ordinance of the City of Redlands amending Chapter 15.20 of the Redlands Municipal Code and adopting with certain amendments the 2000 Uniform Fire Code, with errata, and 2000 Uniform Fire Code Standards incorporating the 2001 California Fire Code, Part 9 of Title 24 of the California Code of Regulations, was unanimously adopted on motion of Councilmember Gilbreath, seconded by Councilmember George.

Fire Prevention and Safety Grant Program - Councilmember Gilbreath moved to authorize an application for U. S. Fire Administration Assistance to Firefighters - Fire Prevention and Safety Grant Program to continue public education programs targeting a high-risk audience to reduce fires and burn injuries affecting children under the age of 14, with the caveat that the employee position be reviewed at the end of the grant funding. Motion seconded by Councilmember Pepler and carried unanimously.

Agreement - Great Neighborhood Program - On motion of Councilmember Gilbreath, seconded by Councilmember George, the City Council unanimously approved a Great Neighborhoods program participant agreement with: Juan J. Aguirre and Maria Bertha Aguirre, 1213 Sixth Street, and authorized the Mayor and City Clerk to execute the documents on behalf of the City. On motion of Councilmember Gilbreath, seconded by Councilmember George, the City Council unanimously approved the Declarations of Covenants and Restrictions for the program participants and authorized the Mayor and City Clerk to execute the documents on behalf of the City.

Funds - Cool Center - On motion of Councilmember Gilbreath, seconded by Councilmember George, the City Council unanimously approved an additional appropriation in the amount of \$20,000.00 from a grant award to promote and operate a Cool Center in the Community Senior Center.

Contract Amendment - Jail Services - On motion of Councilmember Gilbreath, seconded by Councilmember George, the City Council unanimously approved an amendment to the agreement with The Wackenhut Corporation for the provision of jail services and authorized the Mayor and City Clerk to execute the document on behalf of the City.

Amendment - Building A Generation - On motion of Councilmember Gilbreath, seconded by Councilmember George, the City Council unanimously approved an amendment to the independent contractor agreement with Maureen O'Keefe Hodge dba Bright Ideas, Inc. and authorized the Mayor and City Clerk to execute the document on behalf of the City.

Agreement - University of Redlands Work-Study Program - On motion of Councilmember Gilbreath, seconded by Councilmember George, the City Council unanimously approved an agreement with the University of Redlands for a work-study program for the 2002-03 academic year and authorized the Mayor and City Clerk to execute the document on behalf of the City.

Agreement - Wellness Program - On motion of Councilmember Gilbreath, seconded by Councilmember George, the City Council unanimously approved an agreement with 24 Hour Fitness to implement the City's Wellness Program and authorized the Mayor and City Clerk to execute the document on behalf of the City.

Bids - Contracts - Library Improvements - On motion of Councilmember Gilbreath, seconded by Councilmember George, the City Council unanimously accepted the bid submitted by Ace Repointing Service, Inc. and approved a contract in the amount of \$21,210.00 for Category 5 "Masonry Restoration (repointing only)" and authorized the Mayor and City Clerk to execute the document on behalf of the City. On motion of Councilmember Gilbreath, seconded by Councilmember George the City Council unanimously accepted the bid submitted by Kretschmar & Smith, Inc. and approved a contract in the amount of \$14,990.00 for Category 5 "Masonry Restoration (Masonry Repairs)" and authorized the Mayor and City Clerk to execute the document on behalf of the City. On motion of Councilmember Gilbreath, seconded by Councilmember George, the City Council unanimously accepted the bid submitted by Letner Roofing Company and approved a contract in the amount of \$152,771.00 for Category 7 "Roofing" and authorized the Mayor and City Clerk to execute the document on behalf of the City.

LAND USE AND PUBLIC HEARINGS

Western Realco Applications - Public notice was advertised for this time and place to consider a Draft Mitigated Negative Declaration as well as public hearings for a Socio-Economic Analysis and Cost/Benefit Study for (a) Resolution No. 6070, General Plan Amendment No. 87, a general plan amendment to delete a segment of a planned minor arterial street known as Marigold Avenue between San Bernardino Avenue and Lugonia Avenue, relocate the planned easterly alignment of Lugonia Avenue with Mountain View Avenue, and relocate a planned multi-purpose trail westerly along Mountain View Avenue within Concept Plan No. 1 of the East Valley Corridor Specific Plan; (b) Resolution No. 6071, Specific Plan No. 40 (Amendment No. 22), an amendment to the East Valley Corridor Specific Plan to delete a segment of a planned secondary highway known as Marigold Avenue between San Bernardino Avenue and Lugonia Avenue, relocate the planned easterly alignment of Lugonia Avenue with Mountain View Avenue, and relocate a planned multi-purpose trail westerly along Mountain View Avenue within Concept Plan No. 1; (c) Resolution No. 6072, Concept Plan No. 1 (Amendment

No. 1), an amendment to Concept Plan No. 1 of the East Valley Corridor Specific Plan as follows: 1) revise the Land Use Plan to designate 242.61 acres as Commercial Industrial District and establish development standards; 2) revise the Circulation Plan to delete Marigold Avenue between San Bernardino Avenue and Lugonia Avenue and modify the internal street and trail system; 3) revise the Infrastructure Plan relative to the sizing and location of water, sewer and storm drain lines; and 4) change the streetscape designs in the Landscape Plan. Concept Plan No. 1 encompasses 306 acres and is bounded by San Bernardino Avenue on the north, Lugonia Avenue on the south, California Street on the east, and Mountain View Avenue on the west; (d) Minor Subdivision No. 261, a tentative parcel map to subdivide approximately 227.15 acres within Concept Plan No. 1 of the East Valley Corridor Specific Plan into 27 commercial/industrial parcels bounded by San Bernardino Avenue on the north, Lugonia Avenue on the south, California Street on the east and Mountain View Avenue on the west; and (e) Ordinance No. 2506, Development Agreement No. 3 (Amendment No. 1), a revision to an approved development agreement encompassing 227.15 acres within Concept Plan No. 1 of the East Valley Corridor Specific Plan. Community Development Director Shaw reported the applicant has requested a continuance in order for the project's environmental document to clear the 30-day review period by the State Clearinghouse before the City Council acts on the project. In addition, the continuance will allow for the project's Congestion Management Program Traffic Impact Analysis to be approved by the San Bernardino Associated Governments. Councilmember George said the public needs to be aware of the size of this project. Councilmembers agreed to hold a workshop session on October 1, 2002, and also meet jointly with the Planning Commission at their October 8, 2002, meeting to look at all available land available for development and our options for development of that land. Councilmember Harrison moved to continue General Plan Amendment No. 87, Specific Plan No. 40 (Amendment No. 22), Concept Plan No. 1 (Amendment No. 1), Minor Subdivision No. 261, and Development Agreement No. 3 (Amendment No. 1) to the October 15, 2002, City Council meeting. Motion seconded by Councilmember Pepler and carried unanimously.

Planning CR&A No. 742 - Pence Construction, Applicant - Public notice was advertised for this time and place to consider a Draft Mitigated Negative Declaration as well as public hearings for a Socio-Economic Analysis and Cost/Benefit Study for Planning Commission Review and Approval No. 742 for the construction of a 18,850 square foot tilt-up concrete office building on 1.30 acres located at the southwest corner of Park Avenue and New Jersey Street in the EV/IC (Commercial Industrial) District of the East Valley Corridor Specific Plan. Community Development Director Shaw described the project. Mayor Haws declared the meeting open as a public hearing for any questions or comments. None being forthcoming, the public hearing was declared closed. Councilmember Pepler moved to approve the Environmental Review Committee's mitigated negative declaration for Planning Commission Review

and Approval No. 742 based on the finding that the project will not have a significant effect on the environment, determining this project will not individually or cumulatively have an adverse impact on wildlife resources as defined in Section 711.2 of the California Fish and Game Code and directed staff to file and post a Notice of Determination in accordance with the City's guidelines. Motion seconded by Councilmember Harrison and carried unanimously. Councilmember Pepler moved to approve the Socio-Economic Analysis and Cost/Benefit Study for Planning Commission Review and Approval No. 742 as it has been determined that this project will not create unmitigable physical blight or overburden public services in the community and no additional information or evaluation is needed. Motion seconded by Councilmember Harrison and carried unanimously. Councilmember Pepler moved to approve Planning Commission Review and Approval No. 742 subject to the all departmental recommendations and findings as contained in the staff report. Motion seconded by Councilmember Harrison and carried unanimously.

Resolution No. 6059 - Specific Plan No. 56 -

Tentative Tract No. 16350 - Quantum Structures, LLC, Applicant - Public notice was advertised for this time and place to consider a Draft Mitigated Negative Declaration as well as public hearings for a Socio-Economic Analysis and Cost/Benefit Study for as well as public hearings for a Socio-Economic Cost Benefit Study for Resolution No. 6059, Specific Plan No. 56, a specific plan to develop 4.91 acres into a single family residential development containing 37 residential lots located on the south side of Orange Avenue approximately 300 feet west of Tennessee Street and Tentative Tract No. 16350, a subdivision of 4.91 acres into 37 residential lots in the R-2 (Multiple Family Residential) District located on the south side of Orange Avenue approximately 300 feet west of Tennessee Street. Community Development Director Shaw described the project. Mayor Haws declared the meeting open as a public hearing for any questions or comments. On behalf of the applicant, Bud Thatcher, Thatcher Engineering, asked that Planning Division Condition No. 11 be changed to reflect the revised number of residential lots of 37. There being no further comments, the public hearing was declared closed. Councilmember Harrison moved to approve the Environmental Review Committee's mitigated negative declaration for Specific Plan No. 56 and Tentative Tract No. 16350 based on the finding that the project will not have a significant effect on the environment, determining this project will not individually or cumulatively have an adverse impact on wildlife resources as defined in Section 711.2 of the California Fish and Game Code and directed staff to file and post a Notice of Determination in accordance with the City's guidelines. Motion seconded by Councilmember Haws and carried unanimously. Councilmember Harrison moved to approve the Socio-Economic Analysis and Cost/Benefit Study for Tentative Tract No. 16350 as it has been determined that this project will not create unmitigable physical blight or overburden public services in the community and no additional information or evaluation is needed. Motion seconded by Councilmember Haws and carried

unanimously. Councilmember Harrison moved to adopt Resolution No. 6059, a resolution of the City Council of the City of Redlands adopting Specific Plan No. 56. Motion seconded by Councilmember Haws and carried unanimously. Councilmember Harrison moved to approve Tentative Tract No. 16350 including revised Planning Division Condition No. 1, and subject to the findings and conditions of approval as contained in the staff report. Motion seconded by Councilmember Pepler and carried unanimously.

Redlands Junior Academy - Applicant - Public notice was advertised for this time and place to consider a Draft Mitigated Negative Declaration as well as public hearings for a Socio-Economic Analysis and Cost/Benefit Study for Resolution No. 6068, General Plan Amendment No. 84, a general plan amendment to change the land use designation from Medium Density Residential (0-15 units per acre) to Public/Institutional on two contiguous lots totaling 12.77 acres located at 130 Tennessee Street (between Orange Avenue and State Street) and Ordinance No. 2505, Zone Change No. 384, a change of zone from R-S (Suburban Residential) District to E (Educational) District on two contiguous lots totaling 12.77 acres located at 130 Tennessee Street (between Orange Avenue and State Street). Councilmember George moved to continue Resolution No. 6068, General Plan Amendment No. 84, and Ordinance No. 2505, Zone Change No. 384, to the October 15, 2002, City Council meeting. Motion seconded by Councilmember Pepler and carried unanimously.

Resolution No. 6069 - General Plan Amendment No. 85 - Public notice was advertised for this time and place to consider a Draft Mitigated Negative Declaration as well as public hearings for a Socio-Economic Analysis and Cost/Benefit Study for Resolution No. 6069, General Plan Amendment No. 85, a general plan amendment to change the land use designation from Low Density Residential (0-6 units per acre) to Office designation on property located at 1259 Brookside Avenue (APNs 172-013-07 and 07). Councilmember George moved to continue Resolution No. 6069, General Plan Amendment No. 85, to the October 15, 2002, City Council meeting. Motion seconded by Councilmember Pepler and carried unanimously.

Pre-Annexation Agreement No. 98-02 -

Neal T. Baker Enterprises Inc., Applicant - Public notice was advertised for this time and place to consider a Draft Mitigated Negative Declaration as well as public hearings for a Socio-Economic Analysis and Cost/Benefit Study for Pre-Annexation Agreement No. 98-02, a pre-annexation agreement for outside the City utility connections for ten residential lots in Tract No. 15410, generally located east of Crafton Avenue on the northeast corner of Nice Avenue and Ansley Lane in the Mentone area. As of this meeting, the City has not received the signed document and the Assistant City Attorney has received calls from the applicant's attorney, John Mirau, indicating they would like amendments to the document. Based on the current status of this request, staff recommended the

item be tabled until such time as an agreement is final and signed. Councilmember George moved to table Pre-Annexation Agreement No. 98-02 and directed the City Clerk to re-notice the hearing at a future date after receipt of the signed document. Motion seconded by Councilmember Pepler and carried with Councilmember Gilbreath abstaining from the vote (a public disclosure of potential conflict of interest form is on file in the Office of the City Clerk).

COMMUNICATIONS

SCE - Rule 20A Update - Public Works Director Mutter presented a staff report on the Southern California Edison Company's Rule 20A program. This report contains an update and status of the program including funding available for the undergrounding of overhead electrical facilities within the City. Rule 20A funds were being withheld but are now being released. Councilmember Haws moved to direct staff to proceed with the following projects as soon as possible: Eureka Street at Pearl Avenue (transmission facilities for aesthetics at major downtown entry point), Terracina Boulevard, Olive Avenue to Brookside Avenue (service facilities for preservation of palm trees along easterly side of the street), and San Bernardino Avenue, Wabash Avenue to Dearborn Street (transmission facilities along Sports Complex for aesthetics and general safety). Motion seconded by Councilmember Pepler and carried unanimously. Councilmember Haws moved to direct staff to provide cost estimates at the November 5, 2002, meeting for the following projects: Church Street, Redlands Boulevard to Colton Avenue (service facilities for aesthetics with reconstruction project), Texas Street, Redlands Boulevard, Orange Street and Colton Avenue (various facilities for general redevelopment of area), and Fern Avenue (service facilities for preservation of palm trees). Motion seconded by Councilmember Harrison and carried unanimously.

Core Block - Downtown - The Bridge Team has completed its preliminary assessment of locating a hotel within the core block of downtown Redlands. It is the consensus of the Bridge Team that the development of a hotel is a viable project. Councilmember Harrison presented a detailed report regarding their progress describing the key core block projects and identifying the next steps. Key components of the core block projects include a 96 guest rooms hotel with a number of amenities including exercise equipment, meetings rooms, a restaurant, and retail shops. The proposed site is on Stuart Avenue between North Eureka Street and Orange Street, north of the railroad tracks. Other projects include the core block plaza, a linear park, parking structures on the core block and on Citrus Avenue, and improvements to Stuart Street.

Hotel Site - Councilmember Haws moved to authorize staff to initiate negotiations concerning terms and price for land to be utilized for the hotel site. Motion seconded by Councilmember Pepler and carried unanimously. Councilmember Haws moved to authorize staff to continue discussion with Meyer Crest, Limited to develop a hotel within the Specific Plan, core block

area. Motion seconded by Councilmember Pepler and carried unanimously. Councilmember Haws moved to authorize moving forward with comprehensive property and business appraisals for the hotel site properties. Motion seconded by Councilmember Pepler and carried unanimously.

Stuart Street - Core Block Plaza - Councilmember Haws moved to authorize staff to work with property owners and hotel developers and other entities, as necessary, to prepare a conceptual alignment for Stuart Street, the core block plaza, and a conceptual design of surrounding land uses. Motion seconded by Councilmember Pepler and carried unanimously. Councilmember Haws moved to authorize staff to begin appraisal and negotiations concerning terms and price for properties along the north side of Stuart Street and for other properties within the core block area. Motion seconded by Councilmember Pepler and carried unanimously.

Linear Park - Councilmember Haws moved the City Council establish a subcommittee as established by Councilmember Harrison to work with SANBAG and other agencies to study the abandonment of the right-of-way east of Eureka Street for all rail use (freight and passenger). Motion seconded by Councilmember Pepler and carried unanimously.

Parking - Councilmember Haws moved to authorize staff to prepare a "Request for Proposals" and solicit bids for a feasibility and cost study for a parking structure within the core block and a separate structure on Citrus Avenue. Motion seconded by Councilmember Pepler and carried unanimously although Councilmember George expressed some concerns about duplicating studies already done. Councilmember Haws moved to authorize staff to prepare a "Request for Proposals" and solicit proposals for professional urban design consultant services for the proposed, expanded Specific Plan No. 45 area which would include State Street and Citrus Avenue. Motion seconded by Councilmember George and carried unanimously.

Funds - Economic Development Program - Wayne Stair, president-elect of the Board of Directors of the Redlands Chamber of Commerce, presented their report regarding an economic development program recommending hiring a well-qualified consultant with a proven portfolio and hands-on experience in business retention and growth, redevelopment projects, historical preservation, and economic development, or expedite action to engage the Redlands Chamber of Commerce to hire a well-qualified consultant to assist the City of Redlands with business retention and growth, redevelopment projects, historical preservation, and economic development. Councilmembers concurred they wanted the City to pay and the Chamber of Commerce to hire the consultant and coordinate with our City Manager to make sure the program works. It was noted \$65,000.00 was carried over to this year's budget, from that approximately \$17,000.00 was expended for the IEEP membership; therefore, an additional \$48,000.00 would be needed. City Attorney McHugh said that two agreements would be prepared: one between the Chamber of Commerce

and the consultant and another between the Chamber of Commerce and the City of Redlands. Councilmember Haws moved to approve an appropriation of \$100,000.00 to be used in order to fund an economic development consultant to be officed at the Redlands Chamber of Commerce and work very, very closely with the City of Redlands, and that the program be evaluated at the end of one year. Motion seconded by Councilmember George and carried unanimously.

UNFINISHED BUSINESS

Smoke-Free Market Night - Nine members of the San Bernardino County Museum Youth Club presented a proposal for a smoke-free Market Night on State and Orange Streets with designated smoking area on the side streets. The students presented a petition said to have over 1,600 signatures of Market Night patrons; 82 signed letters of support from Market Night vendors, 17 signed letters of support from State Street merchants, support from the American Lung Association, American Cancer Society, and Redlands Police Department for enforcement. Two letters of support were publicly read from Redlands Ford and Dr. Perry Dyke and data regarding environmental tobacco smoke was provided by the students. Councilmembers concurred to proceed and directed staff to prepare legislation for the City Council's consideration on October 1, 2002.

NEW BUSINESS

CDBG Reprogramming - Public Works Director Mutter reported to the City Council that it has been determined that Community Development Block Grant (CDBG) funds approved on November 7, 2002, to replace the Clerestory windows at A. K. Smiley Public Library will not be used. Therefore, a request to reprogram those funds (\$30,000.00) to either the Mission Gables Bowl House Renovation, the Sidewalk Infill/Target Area project, or a combination of these two projects was presented. Both programs are under-funded. Councilmember Gilbreath moved to authorize reprogramming of Community Development Block Grant funds from "Project/Case No. 111-26112 - Historic Preservation, Window replacement - A. K. Smiley Library" to "Project/Case No. 111-28109 - Mission Gables Bowl House." Motion seconded by Councilmember Harrison and carried unanimously. Councilmember Harrison noted we would need to address ADA sidewalk needs in the near future. Public Works Director Mutter said this project would be included in the future CDBG funding requests.

PUBLIC COMMENTS

Diversity Conference - Amos Isaac extended an invitation to Councilmembers to attend the East Valley and San Bernardino Area Diversity Conference on October 24, 2002.

Dog Park - Sam Freedman ask the City Council for their support to re-instate the study for a dog park at the Parks Commission.

JOINT MEETING - CITY COUNCIL AND REDEVELOPMENT AGENCY

Conflict of Interest Code - City Clerk Poyzer reported Government Code Section 87306.5 requires the review of every public agency's Conflict of Interest Code in each even-numbered year and submission to the City Council

and the Board of Directors of the Redevelopment Agency of a statement regarding that review. Staff has reviewed the City's Conflict of Interest Codes and finds that amendments are not necessary. Councilmember Haws moved to acknowledge that the City Council has reviewed its Conflict of Interest Code and finds that no amendments are necessary and authorized execution of the notice. Motion seconded by Councilmember Gilbreath and carried unanimously. (Also see Redevelopment Agency minutes dated September 17, 2002.)

ADJOURNMENT

There being no further business, the City Council meeting adjourned at 10:15 P.M. The next regular meeting will be held on October 1, 2002.

City Clerk