

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 November 21, 2006, at 3:00 P.M.

PRESENT Jon Harrison, Mayor
Pat Gilbreath, Mayor Pro Tem
Gilberto Gil, Councilmember
Mick Gallagher, Councilmember
Pete Aguilar, Councilmember

ABSENT None

STAFF Daniel J. McHugh, City Attorney; Lorrie Poyzer, City Clerk; Michael Reynolds, City Treasurer; Jim Bueermann, Police Chief; Jim Drabinski, Fire Chief; Steven H. Dukett, Interim Redevelopment Agency Director; Tina Kundig, Finance Director; Ronald C. Mutter, Public Works Director; Marjie Pettus, Administrative Services Director; Greg Gage, Municipal Utilities Department; and Jeffrey L. Shaw, Community Development Director

The meeting was opened with an invocation by Councilmember Gallagher followed by the pledge of allegiance.

DEPARTMENTAL INFORMATION REPORT

Fire Department - Fire Chief Drabinski presented an overview of the fire explorer program. Sandra Mathiasen, mother of one of the explorers, expressed appreciation to Fire Chief Drabinski and his staff for sponsoring this program.

CONSENT CALENDAR

Minutes - On motion of Councilmember Gilbreath, seconded by Councilmember Gallagher, the minutes of the regular meeting of November 7, 2006, were approved as submitted.

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

Funds - Year-End Encumbrance and Carry-Overs - On motion of Councilmember Gilbreath, seconded by Councilmember Gallagher, the City Council unanimously approved additional appropriations to the 2006-07 budget for the 2005-06 year-end encumbrances and carry-over balances.

Planning Commission Actions - On motion of Councilmember Gilbreath, seconded by Councilmember Gallagher, the report of the Planning Commission meeting held on November 14, 2006, was acknowledged as received.

MOU - Improvement of Transportation Facilities - On motion of Councilmember Gilbreath, seconded by Councilmember Gallagher, the City Council unanimously supported the concept of providing multiple corridors to address the traffic growth in the Two-County Corridor study area and agreed to enter into a Memorandum of Understanding on Improvement of Transportation Facilities between SANBAG, Riverside City Transportation Commission (RCTC), the County of Riverside, the County of San Bernardino, and the cities of Colton, Grand Terrace, Loma Linda, Moreno Valley, Redlands, Riverside and San Bernardino and authorized the Mayor to execute, and the City Clerk to attest to, the document on behalf of the City.

Funds - Contract Award - ADA Improvement Project - Bids were opened and publicly declared on November 2, 2006, by the Assistant City Clerk for the Civic Center Americans with Disabilities Act Improvements; a bid opening report is on file in the Office of the City Clerk. On motion of Councilmember Gilbreath, seconded by Councilmember Gallagher, the City Council unanimously approved an appropriation of \$380,600.00 from the Community Development Block Grant funds for this project; a ten percent construction contingency of \$34,600.00 is included in this appropriation. On motion of Councilmember Gilbreath, seconded by Councilmember Gallagher, the City Council unanimously determined the award of the contract for the construction of the Civic Center Americans with Disabilities Act improvements project is exempt from environmental review, and awarded the contract for the construction for the Civic Center Americans with Disabilities Act Improvements Project to Contech Construction.

Agreement - Redlands Boulevard Right-of-Way Acquisition - On motion of Councilmember Gilbreath, seconded by Councilmember Gallagher, the City Council unanimously approved an agreement with Food N Fuel regarding the purchase of an easement for the Redlands Boulevard, Alabama Street and Colton Avenue Improvement Project and authorized the Mayor to execute, and the City Clerk to attest to, the document on behalf of the City.

Agreement - Mentone Boulevard Sewer Pipeline Project - On motion of Councilmember Gilbreath, seconded by Councilmember Gallagher, the City Council unanimously approved an agreement with the County of San Bernardino for reimbursement of construction costs for the Mentone Boulevard Sewer Pipeline Project and authorized the Mayor to execute, and the City Clerk to attest to, the document on behalf of the City.

Contract Award - Mentone Boulevard Sewer Pipeline Project - Bids were opened and publicly declared on October 5, 2006, by the City Clerk for the Mentone Boulevard Sewer Pipeline Project; a bid opening report is on file in the Office of the City Clerk. On motion of Councilmember Gilbreath, seconded by Councilmember Gallagher, the City Council unanimously awarded the contract for the Mentone Boulevard Sewer Pipeline Installation Project, Project

No. 2-0725, to Nikola Construction Company based on the total bid amount of \$582,146.00, authorized the Mayor to execute, and the City Clerk to attest to, the document on behalf of the City, and authorized staff to approve contingent costs up to ten percent (10%) over the initial bid amount.

Agreements - Mentone Boulevard Sewer Pipeline Project - On motion of Councilmember Gilbreath, seconded by Councilmember Gallagher, the City Council unanimously approved an agreement to furnish professional surveying services with O'Bryant Surveying in the amount of \$2,780.00 and authorized the Mayor to execute, and the City Clerk to attest to, the document on behalf of the City. On motion of Councilmember Gilbreath, seconded by Councilmember Gallagher, the City Council unanimously approved an agreement to furnish construction inspection and testing services with Hilltop Geotechnical, Inc. for the Mentone Boulevard Sewer Pipeline Project in the amount of \$13,472.00 and authorized the Mayor to execute, and the City Clerk to attest to, the document on behalf of the City.

Resolution No. 6556 - Proposition 50 Research Grant - On motion of Councilmember Gilbreath, seconded by Councilmember Gallagher, the City Council unanimously adopted Resolution No. 6556, a resolution of the City Council of the City of Redlands authorizing the submission of an application for grant funding pursuant to Chapter 4a2 and/or Chapter 6b of the Water Security, Clean Drinking Water, Coastal and Beach Protection Act of 2002, Water Code Section 79560 *et seq.*, (Proposition 50), to continue working collaboratively with Pennsylvania State University and Siemens Water Technologies to develop treatment technology for cost-effective removal of ammonium perchlorate and other contaminants from the groundwater.

Agreement - Hinckley Water Treatment Plant - On motion of Councilmember Gilbreath, seconded by Councilmember Gallagher, the City Council unanimously approved an agreement to perform professional engineering services for an initial system evaluation and preliminary design report with Carollo Engineers for the Hinckley Water Treatment Plant and authorized the Mayor to execute, and the City Clerk to attest to, the document on behalf of the City.

Funds - Senior Transportation - On motion of Councilmember Gilbreath, seconded by Councilmember Gallagher, the City Council unanimously approved an agreement with the County of San Bernardino, Department of Aging and Adult Services, to assist in funding of the senior transportation program in the amount of \$5,200.00 and authorized the Mayor to execute, and the City Clerk to attest to, the document on behalf of the City.

Agreement - Storage Area Network - On motion of Councilmember Gilbreath, seconded by Councilmember Gallagher, the City Council unanimously approved the licensing and service agreement with Hitachi Data Systems for the

Police Department's Storage Area Network to provide hardware and technical support and authorized the Mayor to execute, and the City Clerk to attest to, the document on behalf of the City.

Funds - Purchase - Traffic Motorcycle - On motion of Councilmember Gilbreath, seconded by Councilmember Gallagher, the City Council unanimously authorized the purchase of one Harley Davidson motorcycle from Quaid Harley Davidson and authorized the trade-in of one 2003 Harley Davidson motorcycle, VIN No. 1HD1FHW153Y744165 towards the purchase. On motion of Councilmember Gilbreath, seconded by Councilmember Gallagher, the City Council unanimously approved the transfer of \$13,835.00 from the Traffic Tow Fund to the General Fund and approved an additional appropriation of \$13,835.00 for the purchase of the motorcycle.

Funds - Homeland Security Grant - On motion of Councilmember Gilbreath, seconded by Councilmember Gallagher, the City Council unanimously authorized the Mayor to accept the Law Enforcement Terrorism Prevention Program portion of the FY2006 Homeland Security grant in the amount of \$47,450.00 and allocated the Police Department an additional appropriation in the same amount.

Video Surveillance Equipment - On motion of Councilmember Gilbreath, seconded by Councilmember Gallagher, the City Council unanimously accepted a bid from Federal Network Services, not to exceed \$74,749.25, for equipment, installation and services required to install video surveillance cameras at three Redlands' intersections (Orange Street at Stuart Avenue, Redlands Boulevard and State Street) and Ed Hales Park and to configure these cameras for remote monitoring by the Police Department.

Resolution No. 6555 - Salary - On motion of Councilmember Gilbreath, seconded by Councilmember Gallagher, the City Council unanimously adopted Resolution No. 6555, a resolution of the City Council of the City of Redlands establishing a salary schedule and compensation plan for City employees and rescinding Resolution No. 6547. This resolution reflects one title change, one accommodation, the addition of a "flex" schedule for Line Maintenance Workers and the reclassification of two full-time positions.

Lease Agreement - Scout House - On motion of Councilmember Gilbreath, seconded by Councilmember Gallagher, the City Council unanimously approved a lease agreement with the Friends of Scouting for the Scout House located at the corner of Amethyst and State Route 38 in Mentone and authorized the Mayor to execute, and the City Clerk to attest to, the document on behalf of the City.

Grant Funds - Fire Station 264 - On motion of Councilmember Gilbreath, seconded by Councilmember Gallagher, the City Council unanimously

authorized staff to apply for 2006 Pre-Disaster Mitigation Grant funding for the construction of Fire Station 264.

Grant Application - Orange Blossom Trail - On motion of Councilmember Gilbreath, seconded by Councilmember Gallagher, the City Council unanimously authorized staff to explore the possible development of a grant application under the Transportation Development Act, Article 3, for possible funding of the Orange Blossom Trail's bicycle and pedestrian facilities and report back to the City Council at its meeting of December 5, 2006, with its findings of the feasibility of a grant application.

COMMUNICATIONS

Meeting Attendance - No reports forthcoming.

Appointment - Human Relations Commission - Councilmember Gil moved to appoint Jeff Pryor to serve a four-year term on the Human Relations Commission. Motion seconded by Councilmember Gilbreath and carried unanimously.

Appointment - Municipal Utilities/Public Works Commission - Mayor Harrison moved to appoint John G. Egan and Mark Stanson to serve four-year terms ending November 16, 2010, on the Municipal Utilities/Public Works Commission. Motion seconded by Councilmember Gallagher and carried unanimously.

RECRUITMENT OF CITY MANAGER

Interviews - Reporting for Interim City Manager Racadio (who was absent due to a family emergency), Mayor Harrison said that at the meeting of November 7, 2006, the City Council authorized staff to solicit proposals from various executive search firms for the purpose of conducting the recruitment of a permanent City Manager, and to invite two or three of the most qualified executive search firms, after staff analysis, to this meeting so that the City Council could interview them and make a selection. Staff received proposals from the following firms: Bob Murray & Associates, CPS Human Resources Services, Mathis & Associates, Peckham & McKenney, and Ralph Anderson & Associates. Staff analyzed the five proposals for experience, performance and cost. All five of the firms were highly qualified, and the narrowing down process was extremely difficult. Staff narrowed the selection to the following firms: Bob Murray & Associates and Peckham & McKenney. The cost for utilizing an executive search firm should not exceed \$26,000.00. Sufficient funds are available in the City Manager's department budget since the Interim City Manager is not covered by health insurance, retirement contribution and deferred compensation contribution. Regan Williams from Bob Murray & Associates and Bobbi C. Peckham from Peckham & McKenney made

presentations to the City Council and answered their questions. Councilmember Gil moved to continue consideration of this matter to the evening session. Motion seconded by Gallagher and carried unanimously.

Contract - City Manager Recruitment - Following the New Business section of the evening agenda, this matter was returned to the table for consideration. Following brief discussion, Councilmember Gil moved to approve a contract with Peckham & McKenney for the purpose of conducting the recruitment of a permanent City Manager 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.

CLOSED SESSION

The City Council meeting recessed at 4:11 P.M. to a closed session to discuss the following:

1. Conference with real property negotiator - Government Code Section 54956.8
 - a. Property: APN 0174-281-24, 26, and 28
Negotiating parties: Sam Racadio, Ron Mutter and Granite Homes
Under negotiation: Terms and price
 - b. Property: APN 0167-242-15, 16, and 17
Negotiating parties: Sam Racadio, Ron Mutter and P. T. McEwen
Under negotiation: Lease terms and price

The meeting reconvened at 7:00 P.M.

PRESENT

Jon Harrison, Mayor
Pat Gilbreath, Mayor Pro Tem
Gilberto Gil, Councilmember
Mick Gallagher, Councilmember
Pete Aguilar, Councilmember

ABSENT

None

STAFF

Daniel J. McHugh, City Attorney; Lorrie Poyzer, City Clerk; Michael Reynolds, City Treasurer; Cletus Hyman, Deputy Police Chief; Greg Hostettler, Fire Battalion Chief; Steven H. Dukett, Interim Redevelopment Agency Director; Tina Kundig, Finance Director; Ronald C. Mutter, Public Works Director; Marjie Pettus, Administrative Services Director; Gary G. Phelps, Municipal Utilities Director; and Jeffrey L. Shaw, Community Development Director

CLOSED SESSION REPORT

None forthcoming.

PRESENTATIONS

Sk8Park - Mayor Harrison allowed members of Sk8Park to make a brief presentation to the City Council at this time. The young people presented an update on their campaign to build a skateboard park in Redlands by reviewing their mission, benefits, liability, community support, community awareness/outreach, funding, the proposed site and design features, and design concepts. Their next step will be to obtain a commitment from the City for a location, begin a major fund raising drive, and engage design professionals to begin the design process. The Parks and Recreation Commission recently heard their presentation, and recommended a site south of Sylvan Park for the proposed skateboard park. Mayor Harrison thanked them for their presentation and noted a report regarding the recommendations from the Parks and Recreations Commission will be on the December 5, 2006, City Council agenda.

I-10 Widening Project - Representing SANBAG, Cheryl Donahue presented a comprehensive report on the progress of the I-10 widening project between Orange Street and Ford Street and what will happen during the next 18 months.

Santa Ana River Greenway Vision Document - Community Development Director Shaw reported the Santa Ana River Greenway Vision Document is intended to serve as the fundamental framework for future enhancement of the Santa Ana River Trail which includes active and passive recreational opportunities such as walking trails, biking trails, interactive kiosks, wildlife viewing areas, interpretive sites, staging areas and other service amenities. The Greenway Document is intended to protect, preserve and enhance the natural landscape along the recreational trail so that trail users can experience the region's nature and culture within an interactive forum. The initial public participation and input for the Greenway Document began in September of 2005 with preparation of the document beginning in February of 2006. The input and comments from the public, along with committee recommendations, culminated in a finalized document being ready by July 2006. The final document received a recommendation from the Ad Hoc Open Space Committee

at their meeting held on July 12, 2006. The closing piece to complete the document were the maps being prepared by an outside consultant which were received in October and incorporated into the document. An e-mail was received earlier in the day from the Redlands Conservancy expressing its enthusiastic support for this report. Councilmember Gilbreath moved to grant final approval for the Santa Ana River Greenway Vision Document as recommended by the Ad Hoc Open Space Committee. Motion seconded by Councilmember Aguilar and carried unanimously.

UNFINISHED BUSINESS

Funds - Contract - Canyon Roads Resurfacing - Public Works Director Mutter reported that on September 5, 2006, Council directed staff to immediately proceed with a bid call for a project to resurface San Timoteo Canyon Road and Live Oak Canyon Road within the Redlands city limits. This action was a result of the failure of the roadway structural section and the continuous issues with roadway maintenance and potholes. Bids were opened and publicly declared on November 2, 2006, by the Assistant City Clerk; a bid opening report is on file in the Office of the City Clerk. Public Works Director Mutter reviewed a number of funding sources which have been identified and evaluated to fund the resurfacing project. Councilmember Gilbreath moved to approve an additional appropriation from the Local Transportation Fund (AB 2928 revenue) of \$819,780.00 to the project; an appropriation of \$40,130.00 from San Bernardino County reimbursement; approve a transfer within the General Fund of \$101,491.00 from salary and benefits accounts in the Engineering and Electrical Divisions to the project; and approve a loan of \$413,100.00 from the Local Transportation Fund to the project to be repaid from annual receipts from the Landfill Mitigation funds for approximately the next two years and seven months. Motion seconded by Councilmember Gallagher and carried unanimously. Councilmember Gilbreath moved to determine that the award of the contract to resurface San Timoteo Canyon Road and Live Oak Canyon Road is exempt from environmental review under the California Environmental Quality Act pursuant to California Environmental Quality Act guidelines Section 15301(c) and to award the contract to All American Asphalt in the amount of \$1,274,500.00 and to authorize a contingency fund of \$200,000.00 for identified miscellaneous structural repairs. Motion seconded by Councilmember Gallagher and carried unanimously.

Agreement - San Timoteo Canyon Road Resurfacing - Public Works Director Mutter reported the jurisdiction for the portion of San Timoteo Canyon Road between Barton Road and Nevada Street is split between the County of San Bernardino and the City of Redlands. The roadway centerline is the city limit line through this section. Staff has discussed the resurfacing project with the County on several occasions. Last year, the County asked the City to participate in a project to resurface this roadway section. The project was not accomplished as no City funding was allocated. With the current project, the

County desires to participate in the project to complete the resurfacing over the entire roadway width. Councilmember Gilbreath moved to approve a cooperative agreement with the County of San Bernardino for the resurfacing of San Timoteo Canyon Road between Barton Road and Nevada Street with the City of Redlands acting as lead agency, 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. Noting that portions of Live Oak Canyon Road were in the jurisdiction of the County of Riverside and the City of Yucaipa, Bill Cunningham asked if there were any cooperative efforts for those sections of the road. Public Works Director Mutter replied those sections have recently been repaired and are in good shape. Councilmember Gilbreath asked staff to explore a toll road concept since most of the traffic is coming from outside our city limits.

NEW BUSINESS

Utilities Advisory Committee - Municipal Utilities Director Phelps reported that in 2002, the City conducted a rates and charges study for water and wastewater service. In an effort to fully involve the community in the process of developing an equitable rate structure, the City Council appointed a group of volunteer citizens to a Utilities Advisory Committee in February of that year. In addition to its work in developing the rate structure, the 2002 Utilities Advisory Committee also proposed that the City Council consider adopting an ordinance that would establish a more consistent rate review process. On December 3, 2002, the City Council adopted Ordinance No. 2530, amending the Redlands Municipal Code, for this purpose. In accordance with this section of the Redlands Municipal Code, the Council appointed a Utilities Advisory Committee in 2006 to again assist the City in the process of setting rates for water and wastewater services. A total of 14 members were appointed to this committee by the City Council. These individuals represent a variety of broad interest groups served by the City of Redlands. The committee has met approximately every two weeks for the past five months reviewing the water and wastewater rates and charges, miscellaneous practices and charges, and the water and wastewater capital improvement programs. The main purpose of these meetings was to educate committee members on specific resource and facility issues and the rate setting process, make presentations of detailed financial analyses and conduct discussions of cost of service options, and build consensus on required rates and charges. At this time, Stephen Stockton, chairperson of the Utilities Advisory Committee, made a detailed PowerPoint presentation on its recommendations to the City Council which included a seven percent (7%) increase in water rates in 2007 and again in 2008, a four percent (4%) increase of wastewater rates in both 2007 and 2008, capital improvement program increases and various other increases. City Attorney McHugh reviewed the noticing procedures under Proposition 218 for a protest hearing. There will be a 45 day notice to all users and the public hearing will be held on January 16, 2007. Councilmember Gil asked about the low income assistance

program which is scheduled to be reviewed by the next Utilities Advisory Committee at a later date. Councilmember Gilbreath moved to accept the recommendations of the Utilities Advisory Committee for water and wastewater rates and charges. Motion seconded by Councilmember and carried with Councilmember Gil voting NO. Councilmember Gilbreath moved to accept the recommendations of the Utilities Advisory Committee for the water and wastewater capital improvement programs. Motion seconded by Councilmember Gallagher and carried with Councilmember Gil voting NO. Councilmember Gilbreath moved to accept the miscellaneous recommendations of the Utilities Advisory Committee. Motion seconded by Councilmember Gallagher and carried with Councilmember Gil voting NO. Councilmember Gilbreath moved to direct staff to prepare ordinances for implementation of the recommended water and wastewater rates and charges and issue the required Proposition 218 notice for a public hearing. Motion seconded by Councilmember Gallagher and carried with Councilmember Gil voting NO.

PUBLIC COMMENTS

No further public comments were forthcoming.

ADJOURNMENT

There being no further business, the City Council meeting adjourned at 8:35 P.M. The next regular meeting will be held on December 5, 2006.