

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 July 19, 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: Oscar Orci, Acting City Manager; Dan McHugh, City Attorney; Sam Irwin, City Clerk; Robert Dawes, City Treasurer; Tina Kundig, Finance Director; 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; James Garland, Internal Auditor; Robert Dalquest, Assistant 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

LATE BREAKING ITEMS:

Noting that the need to take action was immediate, Councilmember Gilbreath moved to add to the City Council's closed session agenda as a "late breaking item" the consideration of a conference with legal counsel for one case involving the threat of litigation regarding Councilmember elections. The motion was seconded by Councilmember Barich and carried unanimously. The item was added to the closed session agenda as C-7, Anticipated Litigation.

Also on motion of Councilmember Gilbreath, seconded by Councilmember Barich, the City Council unanimously approved the addition of a second "late breaking item" to the open session agenda to address an agreement between the City of Redlands and National Demographics Corporation to provide assistance addressing matters related to the California Voting Rights Act of 2001. The item was added to the open session agenda as L-16, New Business.

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) - One Case
 - a. Inland Valley Development Agency and San Bernardino International Airport v. Michael Cohen, Sacramento County Superior Court Case Number 34-2016-80002374
2. Conference with legal counsel: Anticipated Litigation - Government Code §54956.9(d)(2) and (e)(3) - One Case
 - a. Facts and circumstance - Consideration of a Workers' Compensation claim filed by Michael Lee
3. Conference with legal counsel: Anticipated Litigation - Government Code §54956.9(d)(4) - One Case
 - a. Facts and circumstance - Possible initiation of litigation by the City
4. Conference with real property negotiator – Government Code §54956.8
 - Property: APNs 0300-231-36 and 0300-241-24 & -25
 - Agency negotiators: N. Enrique Martinez, Oscar Orci
 - Negotiating party: Redlands Conservancy, Thomas A. Hudson
 - Under negotiation: Terms of payment and price for the City purchase of property
5. Conference with real property negotiator – Government Code §54956.8
 - Property: APNs 0171-053-03, -04 & -06 and 0171-251-06, -07, -08, -09 & -10
 - Agency negotiators: N. Enrique Martinez, Oscar Orci
 - Negotiating party: Travis King, Brixton Redlands LLC
 - Under negotiation: Terms of payment and price for the purchase of City property
6. Conference with real property negotiator – Government Code §54956.8
 - Property: APN 0292-192-19 (1615 West Park Avenue)
 - Agency negotiators: N. Enrique Martinez, Oscar Orci
 - Negotiating party: Patrick O'Brien
 - Under negotiation: Terms of payment and price for the purchase of City property

The meeting reconvened at 6:25 P.M. with an invocation by Mayor Foster and the pledge of allegiance to the American flag.

CLOSED SESSION REPORT:

City Attorney McHugh announced that no reportable action was taken by the City Council during the closed session.

PRESENTATIONS:

RUDY Pet Adoptions – Animal Control Officer Bill Miller introduced “Betty”, a seven-month old female American Pit Bull, who is available for adoption along with forty-three other dogs and sixty-eight cats at the Redlands Animal Shelter. Officer Miller announced that eleven dogs and twenty-four cats were adopted since the last City Council meeting.

Library Service - Mayor Foster and Councilmember Gilbreath presented a Certificate of Recognition to James Dunn for his 23 years of service on the A.K. Smiley Library Board.

Health Care Benefits Advice - Mayor Foster presented a Certificate of Recognition to Scott Welsh for his dedication and commitment to assist the City of Redlands Human Resources Department and the retired members of the Redlands Police Officers Association with their decisions with respect health care benefit options.

New Employees – As part of new program to familiarize the public and members of the City Council with new members of the staff, Human Resources Director Amy Martin introduced new employees of the City of Redlands: Cery Dowsett joins the City Manager’s office as Management Analyst; Farrah Jenner is the new Assistant Finance Director; Kjeld Lindsted is a Senior Administrative Analyst in the Municipal Utilities and Engineering Department; Overstreet Murphy is the new Fire Marshall; Wendy Ruiz is a Senior Administrative Assistant in the City Manager’s office; and Ruth Lorentz is a new Senior Planner in the Development Services Department. Expect these introductions on a quarterly basis.

Hangar 24 Donations - Ben and Sue Cook, of Hangar 24 Charities, presented checks from the proceeds raised during the AirFest 2016 to the Redlands Police Department and various local nonprofit organizations. Receiving recognition were Blackhawk Football, Redlands Troops 4 and 44 of the Boy Scouts of America, The Boys & Girls Club, Citrus Valley High School Girls Volleyball and Softball, Redlands East Valley High School Boosters and Baseball Diamond Club, and Redlands Elks Lodge No. 583. Hangar 24 Charities also donated \$5,600.00 to Redlands Police Department Mobile Library program.

PUBLIC COMMENTS:

Air BnB – Jon Swanson, Kathleen Beall and Tony Bocanegro described incidents associated with the property at 364 Los Robles Crest which is apparently be utilized as an unlicensed Bed & Breakfast. They said their quiet neighborhood is being disrupted and asked for an ordinance to regulate properties offered for rent on the internet.

Homeless – Phillip Naman and Win Lombard described incidents associated with homeless vagrants loitering in the area of The Terrace Park. They perceived the problem to be citywide and called for action from the City Council and the Police Department to provide for the safety of our neighborhoods.

Veterans' Fair and Pet Adoptions – Socorro Pantaleon announced two events sponsored by the office of Assemblyman Marc Steinorth. On July 27, 2016 the Assemblyman will be holding a Veterans' Resource Fair in Central Park in Rancho Cucamonga between 9:00 A.M. and 2:00 P.M. A free Pet Adoption Fair will be held on August 5 and 6, 2016 at the Redlands Animal Shelter from 10:00 A.M. to 5:00 P.M. on August 5th and 10:00 A.M. to 4:00 P.M. on August 6th.

Noise Pollution – Arthur Anderson expressed his displeasure with noise associated with airport development and pointed out a conflict he sees developing between the San Bernardino International Airport and the housing development near the Redlands Municipal Airport.

Alternative Energy - Greg Brittain compared the costs of different forms alternative energy and concluded that each of them is too expensive when compared to fossil fuels.

CONSENT CALENDAR:

Minutes – On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council unanimously approved the minutes of the regular meeting of July 5, 2016.

Proclamation – On motion of Councilmember Gilbreath, seconded by Mayor Pro Tem Harrison, the City Council unanimously approved a proclamation declaring August 2016 as *Child Support Awareness Month*.

Resolutions No. 7658 - Signing Authority - On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council unanimously approved Resolutions No. 7658 designating Robert Dawes, Tina Kundig, Farrah Jenner and Karin Grance as authorized signers on all City accounts, warrants, checks, or orders with Union Bank, N.A.

Mailing Services – Finance Director Tina Kundig defined the need for contract mailing services. As public comment, Andy Hoder expressed his confusion with the agenda staff report and inquired as to whether the cost of mailing was going up or down. Karin Grance of the Revenue Division, explained that postage rates are going down, but the volume of mailings is going up. On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council unanimously approved an agreement between the City of Redlands and Inland Presort and Mailing Services for mailing/courier, folding, inserting and postage services.

Disaster Response - On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council unanimously approved a Mutual Assistance Agreement between the City of Redlands and San Bernardino County Flood Control for mutual aid among public works agencies following a catastrophic disaster.

Exclusive Negotiations - On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council unanimously approved an Exclusive Negotiating Agreement between the City of Redlands and Pacific Community Real Estate, LLC for the purchase of real property at 31 West Stuart Avenue (APN 0169-281-19) and 205 West Stuart Avenue (APN 0169-281-23).

Ordinance No. 2832 - Zone Change No. 457 - On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council unanimously approved the adoption of Ordinance No. 2832 to rezone approximately 4.95 acres from A-1 (Agricultural) District to R-E (Residential Estate) District located on the southerly side of San Bernardino Avenue between Judson Street and Dearborn Street.

Ordinance No. 2819 - Zone Change No. 443 - On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council unanimously approved the adoption of Ordinance No. 2819 to rezone approximately 32.28 acres from A-1 (Agricultural) District to R-E (Residential Estate) District located on the north side of San Bernardino Avenue, approximately 600 feet east of Judson Street.

Ordinance No. 2836 - Undergrounding of Utilities - On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council unanimously approved the adoption of Ordinance No. 2836 amending Section 12.22 of the Redlands Municipal Code to require the undergrounding of new utility work in areas where utilities have been undergrounded as a condition of prior development.

Ordinance No. 2834 - Water Service Restoration - On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council unanimously approved the adoption of Ordinance No. 2834 amending Section 13.12 of the Redlands Municipal Code to include the requirement of legal occupancy prior to restoration of water service for premises found in violation of the Health and Safety Code.

Tax Collection - On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council unanimously approved an agreement between the City of Redlands and the County of San Bernardino for the collection of special taxes, fees and assessments on behalf of the City.

Ordinance No. 2833 - City Officer Bonds - On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council unanimously approved the adoption of Ordinance No. 2833 amending Section 2.10 of the Redlands Municipal Code relating to official bonds for City Officers.

Fee Waiver – Quality of Life Director Chris Boatman summarized events planned for a community run and bike race. As public comment, Andy Hoder expressed concerns that granting fee waivers to a religious organization might violate the principle of separation of church and state. On motion of Councilmember Gilbreath, seconded by Councilmember Barich, the City Council unanimously approved a request from the Church of Jesus Christ of Latter Day Saints - Redlands Stake for the waiver of fees related to the *Community Duathlon, Bike Ride and Fun Run* event to be held on September 24, 2016.

Senior Fitness Classes - On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council unanimously approved an independent contractor agreement between the City of Redlands and Sandra Bernier for the provision of senior fitness classes at the Joslyn Senior Center.

Fee Waiver and Alcohol Consumption – On motion of Councilmember Gilbreath, seconded by Mayor Pro Tem Harrison, the City Council unanimously approved a request from the Redlands Optimist Club for the waiver of fees related to the *6th Annual Oktoberfest* event to be held at Sylvan Park on October 1, 2016 and permission to consume alcoholic beverages in the park.

COMMUNICATIONS:

Delegate Designation – Mayor Foster introduced the need to designate delegates for a League of Cities Conference. On motion of Mayor Pro Tem Harrison, seconded by Councilmember Barich, the City Council unanimously approved the designation of Councilmember Pat Gilbreath as voting delegate and no alternate to represent the City of Redlands at the League of California Cities Conference scheduled for October 5-7, 2016 in Long Beach, California.

Volunteers Program Update – Liz Marin, of the Human Resources Department presented a summary of the contributions made to City programs during FY 2015-2016 by volunteers. The presentation included a video recap of the most significant event involving volunteers, the Community Day of Service on the weekend of April 22, 2016. The overall annual savings to the City of Redlands through volunteerism was over 70,000 hours valued at \$1.6 million.

Engineering Recognition – Ross Wittman, of the Municipal Utilities and Engineering Department, presented details of recognition received from the American Society of Civil Engineers designating the Redlands Boulevard and Alabama Street and Redlands Boulevard and Colton Avenue Intersection Improvement Project as the Society's Project of the Year. As public comment, Andy Hoder expressed skepticism as to the merit of the recognition given delays and cost overruns associated with the project. Councilmember Gilbreath pointed out that the delays and costs were driven by agencies and factors external to the control of staff.

Public Art Sculpture - Public Information Officer Carl Baker introduced Danielle Trynoski, Chairperson of the Cultural Arts Commission, who announced the selected public art clock sculpture by Romero Art Sculpture to be located on the south side of Ed Hales Park, facing State Street. The artists provided an overview of their proposal. The cost of the sculpture is estimated to be \$40,000.00, which will be provided entirely by private donors. On motion of Mayor Foster, seconded by Councilmember Gilbreath, the City Council unanimously approved the concept of a Public Art clock sculpture by Romeo Metal Sculpture to be located on the south side of Ed Hales Park facing State Street for a cost estimated at \$40,000.00 with funding provided by private donors.

PUBLIC HEARINGS:

Resolution No. 7659 – Delinquent Municipal Services Accounts - Mayor Foster opened the public hearing and called upon Finance Director Tina Kundig for details on a request to submit delinquent accounts for lien processing. On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council unanimously approved Resolution No. 7659 approving the Delinquent Municipal Services Report and submittal to the Auditor of San Bernardino County for lien processing.

Resolution No. 7662 – Delinquent Administrative Citations - Mayor Foster opened the public hearing and called upon Finance Director Tina Kundig for details on a request to submit delinquent fines for lien processing. On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council unanimously approved Resolution No. 7662 approving the Delinquent Administrative Citation Fines Report and submittal to the Auditor of San Bernardino County for lien processing.

Resolution No. 7648 – General Plan Amendment No. 131 - At the request of the applicant, and on motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council unanimously approved continuing this hearing to the regular City Council meeting scheduled for September 6, 2016.

Ordinance No. 2835 - Accessory Public Parking - Mayor Foster opened the public hearing and called upon Ruth Lorentz, of the Development Services Department, for details on a request to allow parking areas in agricultural zones. On motion of Councilmember James, seconded by Councilmember Gilbreath, the City Council unanimously approved the introduction of Ordinance No. 2835 amending Title 18 of the Redlands Municipal Code to add accessory public parking areas as permitted and conditionally permitted uses in the A-1 (Agricultural) zone in conjunction with existing public facilities and to provide for alternative parking and landscape standards for such uses.

NEW BUSINESS:

Firefighter Safety - Fire Chief Jeff Frazier summarized a plan to provide ballistic vests and helmets for all San Bernardino County Fire Agencies. On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council unanimously approved the expenditure of \$301,951.00 to purchase ballistic vests and helmets from The Safariland Group, all funds to be reimbursed from the 2015 Homeland Security Grant Program.

Police Vehicle Purchase – Police Chief Mark Garcia defined the need for five Police Department vehicle replacements. On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council unanimously approved the purchase of two 2017 Ford Interceptor Utility Patrol Units for \$59,901.58, one 2017 Ford Interceptor Sedan Detective Unit for \$24,422.27, one 2017 2017 Ford F250 Regular Cab Animal Control Truck with Animal Control body for \$51,962.59, and one 2017 Ford Escape for \$20,970.04.

Building & Safety Services – Development Services Director Oscar Orci explained the need to continue augmentation of the Building & Safety Division with consultants. On motions of Councilmember Gilbreath, seconded by Councilmember James, the City Council unanimously approved an agreement between the City of Redlands and CSG Consultants, Inc., in an amount no-to-exceed \$100,000.00, to provide both professional building and fire plan review, building and fire inspections and Certified Access Specialist consulting services for FY 2016-2017.

Electric Vehicle Fast Charger – Tim Sullivan, of the Quality of Life Department, provided an overview of a proposal to install an electric vehicle charger in the City Hall parking lot. As public comment, Andy Hoder criticized the proposed location for the charger and suggested a better alternative would be the parking lot of the Redlands Mall. On motion of Mayor Pro Tem Harrison, seconded by Councilmember Gilbreath, the City Council unanimously approved an agreement between the City of Redlands and NRG EV, LLC for the installation of a Direct Current fast charger at Redlands City Hall, funds for the installation to be provided by the South Coast Air Quality Management District.

Alley Food Vendor – Quality of Life Director Chris Boatman presented details of plan to add dining services in the Orange Street Alley Park. On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council unanimously approved a license agreement between the City of Redlands and Theron and Geneil Vines for the use of the Orange Street Alley Park for a frozen custard facility and outdoor dining area.

Airport Business Plan - Quality of Life Director Chris Boatman introduced Randall Wiedemann, of R. A. Wiedemann & Associates, Inc., who presented an executive summary of his consulting firm's business plan for the Redlands Municipal Airport. The presentation included a list of several proposed managerial improvements and areas to pursue for generating revenues to insure the sustainability of the airport. As public comment, Ingrid Biglow, Chairperson of the Airport Advisory Board, expressed her support and optimism for the business plan. James Hoyt expressed support for flight training at the airport. On motion of Councilmember James, seconded by Mayor Pro Tem Harrison, the City Council unanimously agreed to receive and file the plan.

Skate Park Funding – Quality of Life Director Chris Boatman presented a proposal to extend a deadline affecting the funding of a proposed skate park. As public comment, Susan Broderick asked for the removal of the matching funds requirement for use of the subject funds. Valerie Maggiano described the current efforts her family has to exert for her children to skateboard and restated her request for a park in Redlands. On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council unanimously approved the extension of the deadline to expend the matching funds for the design and construction of a skate park for a period of one year and release the remaining fund balance in the event that the skate park is not shovel ready at the end of this period.

Fuels Purchase – Quality of Life Director Chris Boatman defined the City’s need to purchase fuel. On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council unanimously approved an agreement between the City of Redlands and Pinnacle Petroleum, Inc. for the purchase of 87 octane and diesel fuel in an amount not-to-exceed \$1,620,000 for a three year period.

Parks Mowing – Quality of Life Director Chris Boatman defined the need to mow the grass in the City’s parks. On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council unanimously approved an agreement between the City of Redlands and TLC Landscape Services, Inc., in an amount not-to-exceed \$56,038.40, to provide contractual mowing services for the City’s parks for FY 2016-2017.

Tires Purchase – Quality of Life Director Chris Boatman defined the City’s need to purchase tires. On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council unanimously approved an agreement between the City of Redlands and Daniel’s Tire Service for the purchase of tire supplies and associated services for a period one year with two additional one-year renewal options for a total agreement amount not-to-exceed \$375,000.00.

Resolution No. 7660 – Measure I Base Year Level – Ross Wittman, of the Municipal Utilities and Engineering Department, explained the Measure I funding process. On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council unanimously approved Resolution No. 7660 adopting the Measure I 2010-2040 Maintenance of Effort Base Year Level.

PARIS Financing – Municipal Utilities and Engineering Director Chris Diggs presented an overview of the last funding requirements for the Pavement Accelerated Repair Implementation Strategy program. On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council unanimously approved an Installment Sale Agreement between the City of Redlands and the California Infrastructure and Economic Development Bank, subject to changes in the effective date of the documents and related matters, in the amount of \$3.03 million to fund the PARIS program.

Watering Schedule Relief – Municipal Utilities and Engineering Director Chris Diggs summarized events leading to a request for relief from drought-related watering restrictions. On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council unanimously approved temporary relief from the conservation watering. schedule for Majestic Management Company, for a period of six weeks, upon approval of planned irrigation improvements and an implementation schedule.

Mall Proposal – Mayor Foster announced no action would be taken by the City Council in this matter.

Real Property Purchase - Development Services Director Oscar Orci presented details of a proposal to purchase property for use as a part of the Emerald Necklace. As public comment, Dennis Bell remarked as to the lack of availability to the public of information on this item and questioned the cost effectiveness of the proposed purchase. On motions of Councilmember Gilbreath, seconded by Councilmember James, the City Council agreed the proposed assignment agreement between the City of Redlands and The Redlands Conservancy and Thomas Hudson is exempt from review pursuant to Section 15061(b)(3) of the California Environmental Quality Act guidelines and approved the agreement, as amended to reflect a return of one half of the deposit to the assignor, for the City's possible acquisition of APN 0300-231-36 and 0300-241-24 & -25.

Elections by District – Chief Innovation Officer Danielle Garcia Fire defined the need for consulting services to adequately prepare decision makers for possible elections by district rather than at large. On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council unanimously approved an agreement between the City of Redlands and National Demographics Corporation, in the amount of \$42,800.00, for assistance in assessing matters with respect to the California Voting Rights Act of 2001, to include the review of the possible election of Members of the Redlands City Council by voting districts

COUNCILMEMBER ANNOUNCEMENTS AND ACTIVITIES:

Councilmember Gilbreath attended the Library Board meeting and the Town and Gown Concert in the Redlands Bowl both on July 12, 2016. The 10,000 steps program is a great success and not too late to join.

Councilmember James attended the Charitable Resource Coalition meeting on July 12, 2016 looking at ways to employ the homeless. He also attended an event at Community Bank entitled *United in Love* and recognizing officers involved in the terrorist shooting incident on December 2, 2015.

Mayor Pro Tem Harrison has been attending Redlands Passenger Rail meetings with San Bernardino Associated Governments and has reached agreement on cost sharing of the design for the Downtown Redlands Depot. Expect the RFP to be forthcoming for the engine to be used for the project.

Mayor Foster and Councilmember Barich attended *Coffee with the Council* at Stell Coffee & Tea Company on July 16, 2016

ADJOURNMENT:

There being no further business to address Mayor Foster adjourned the meeting at 8:44 P.M. The next regular meeting of the Redlands City Council is scheduled on September 6, 2016.