

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 6, 2016 at 5:00 P.M.

PRESENT: Paul Foster, Mayor
Pat Gilbreath, Councilmember
Paul Barich, Councilmember
John James, Councilmember

ABSENT: Jon Harrison, Mayor Pro Tem

STAFF: Enrique Martinez, City Manager; Dan McHugh, City Attorney; Sam Irwin, City Clerk; Robert Dawes, City Treasurer; Carl Baker, Public Information Officer; Jeff Frazier, Fire Chief; Mark Garcia, Police Chief; Danielle Garcia, Chief Innovation Officer; Chris Diggs, Municipal Utilities and Engineering Director; Chris Boatman, Quality of Life Director; Tina Kundig, Finance Director; Oscar Orci, Development Services Director; Amy Martin, Human Resources Director

Mayor Foster called the meeting to order and offered those present the opportunity to provide public comment on any item on the agenda for the closed session.

PUBLIC COMMENT:

None forthcoming

CLOSED SESSION:

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

1. Conference with legal counsel: Existing Litigation - Government Code §54956.9(d)(1) - One Case
 - a. Christine Smith v. City of Redlands, et al, San Bernardino Superior Court Case No. CIVDS 1311312
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 bond claim filed against U.S. Specialty Insurance Company

The meeting reconvened at 6:25 P.M. with an invocation by Councilmember Barich 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:

Sister City Report – Roy Cencirulo presented an update of activities involving a visit to Redlands from thirteen students from Hino, Japan. He thanked all those who hosted the students and presented activities to occupy their time in Redlands. Mr. Cencirulo also solicited candidates from Redlands to participate and join the contingent of exchange students bound for Japan next spring. This item was originally listed on the agenda under Communications and was moved to the beginning of the session to accommodate the presenter's schedule.

RUDY Pet Adoptions – Animal Control Officer Bill Miller introduced “Lindy”, a five-year old female German Shepherd mix, who is available for adoption along with thirty-four other dogs and a hundred and ten cats at the Redlands Animal Shelter. Officer Miller announced that eighty-three dogs and a hundred and one cats were adopted since the last City Council meeting.

New Dog - Police Chief Mark Garcia introduced the Redlands Police Department's new K-9, "Duke", and reminded everyone present that the Redlands Police service dog is supported totally by donations from the public. The next fundraiser is to be held on Saturday, September 17, 2016.

San Manuel Donation - Police Chief Mark Garcia and Fire Chief Jeff Frazier presented a plaque to the San Manuel Band of Mission Indians in appreciation for the Band's significant contribution to the purchase of a new City of Redlands Mobile Command Unit.

Walking Program – Councilmember Gilbreath, assisted by Liz Marin, of the Human Resources Department, presented pedometers to the successful participants in this summer's Healthy Redlands 10,000 Steps Program. Receiving recognition were Denise Diaz, Jenna Diaz, Melissa Aitken, Delores Morgan, Shanice Hightower, Alayna Johnson, Layla Segovia, Brittney Segovia, Mattalyn Segovia, Abby Segovia, Katrina Choudhry, Sarah Choudhry and Heidi Taber.

PUBLIC COMMENTS:

SBDfest – Gayle Covey, of County Supervisor James Ramos' office, encouraged everyone to attend the Air Show to be held at the Former Norton Air Force Base on Saturday, September 10, 2016.

Proposition 64 Opposition – John Berry, representing a group called CALM (Citizens Against Legalizing Marijuana), spoke in opposition to Proposition 64 and called for the City Council to pass a resolution supporting his views.

Scheduling Conflict – Dennis Bell expressed his displeasure with the Redlands Unified School District for scheduling a meeting on election by district at the same time as the Redlands City Council Meeting.

Elections by District – Sam Wong described an alternative method of providing compliance with the California Voting Rights Act of 2001 and suggested the City Council should consider his method during the ongoing study of the subject.

Life Peace Zone - Steven Sidlovsky, of the Secular Franciscan Order, introduced a concept of citizen overlay life peace zones to be used for city planning.

CONSENT CALENDAR:

Minutes – On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council approved the minutes of the regular meeting of July 19, 2016 and the special meeting of August 16, 2016.

Trustee Appointment – On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council approved the appointment of Kate Pretorius to the Library Board of Trustees to serve an unexpired term ending January 1, 2017.

Commission Appointment – On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council approved the appointment of Maryn Wells to the Parks and Recreation Advisory Commission to serve an unexpired term ending March 15, 2019.

Commission Appointment – On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council approved the reappointment of Gail Howard to the Human Relations Commission to serve another four-year term expiring June 5, 2020.

Ordinance No. 2835 - Parking Areas in Agricultural Districts - On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council approved the adoption of Ordinance No. amending Title 18 of the Redlands Municipal Code to allow accessory public parking areas in the A-1 Agricultural District in conjunction with existing parking facilities and to provide for alternative parking and landscape standards for such uses.

Resolution No. 7667 - Alley Vacation - On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council approved Resolution No. 7667 summarily vacating an un-named twelve foot alley at 212 Brookside Avenue as excess street right-of-way and determining that approval of the resolution is exempt from review in accordance with Section 1506(b)(3) of the California Environmental Quality Act guidelines.

Park Use - On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council approved an amendment to the agreement between the City of Redlands and Redlands Pride AAU Football for the use of Texonia Park.

Fee Waiver – Quality of Life Director Chris Boatman provided background on the Stater Bros. Charities *Believe Walk* fundraiser. As public comment, Dennis Bell suggested the event be held in San Bernardino to save the expense born by Redlands taxpayers. Sam Wong expressed his support for walking as a good form of exercise. On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council approved a request from Stater Bros. Charities for the waiver of fees related to the *9th Annual Believe Walk* event to be held on October 2, 2016.

Alley Park Use - Quality of Life Director Chris Boatman provided background on an additional vendor requesting to use the Orange Street Alley Park. As public comment, Andy Hoder questioned the hours of operation permitted by the Redlands Municipal Code for activities within a city park. On motion of Councilmember Gilbreath, seconded by Councilmember Barich, the City Council approved a License Agreement between the City of Redlands and Kadir Fakir and Kamrum Parveen for the use of the Orange Street Alley Park for outdoor dining for a restaurant located at 5 East Citrus Avenue.

Alcohol Consumption Permit On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council approved a request from the Telfer-Richards Wedding Reception for permission to serve and consume alcoholic beverages at Sylvan Park on October 22, 2016.

Name Change - On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council approved an amendment to the agreement between the City of Redlands and GC Environmental, Inc. for a business name change to ES Engineering Services, LLC.

Police Lights and Sirens – On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council approved the purchase of equipment to outfit five police units from West Coast Lights and Sirens.

K-9 Retirement - On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council approved the retirement of Redlands Police Department's narcotic detection dog, "Chewy," and the sale of the dog to Sharon Gaitan, a private party.

NPDES Changes - On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council approved a modification to the MS4 National Pollutant Discharge Elimination System (NPDES) Stormwater Permit Renewal Participation and Joint Defense Agreement. The modification changes the Law Firm, but retains the same attorney, assigned to provide legal advice during negotiations with the Regional Water Quality Control Board for a revised NPDES permit.

Grant Application Approval - On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council authorized an application to the Department of Homeland Security for the FY2016 Homeland Security Grant Program.

PUBLIC HEARINGS:

Resolution No. 7663 – Historic Resource Designation - Mayor Foster opened the public hearing and called upon Loralee Farris for details on a historic designation request. On motions of Councilmember Gilbreath, seconded by Councilmember James, the City Council agreed that approval of a historic designation resolution is exempt from review in accordance with Section 1506(b)(3) of the California Environmental Quality Act guidelines and approved Resolution No. 7663 (Historic

Resource No. 127) approving the historic designation of a single family dwelling located at 1049 West Clifton Avenue within the R-S (Suburban Residential) District.

Ordinance No. 2839 - Zone Change No. 455 - Mayor Foster opened the public hearing and called upon Loralee Farris for details on a zone change request. As public comment, Andy Hoder suggested there is a pepper tree on the subject property which needs to be removed. On motions of Councilmember Gilbreath, seconded by Councilmember James, the City Council agreed that approval of a zone change ordinance is exempt from review in accordance with Section 1506(b)(3) of the California Environmental Quality Act guidelines and approved the introduction of Ordinance No. 2839 (Zone Change No. 455) to change the zoning designation of approximately 0.35 acres of a split-zoned parcel from R-S (Suburban Residential) District to C-1 (Neighborhood Stores) District located at the southeast corner of Lakeside Avenue and Brookside Avenue.

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 agreed to continue the public hearing on this item to the October 18, 2016 regular City Council meeting.

NEW BUSINESS:

Quarterly RDA - Ruth Lorentz, of the Development Services Department, summarized the proposed third quarter Residential Development Allocations (RDA). On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council approved RDA No. 2016-111-01 concerning Tentative Tract Map No. 19975 and Conditional Use Permit No. 1047 and RDA No. 2016-111-02 concerning Tentative Tract Map No. 18979.

Cal-ID/Identix Maintenance Payment – Chief Innovation Officer Danielle Garcia explained the funding arrangement for the Cal-ID/Identix system fingerprint identification services for the Redlands Police Department. On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council approved the annual maintenance payment to the San Bernardino County Sheriff's Department, in the amount of \$83,069.64, for the system.

LNG – Quality of Life Director Chris Boatman explained the need to increase the amount of liquefied natural gas (LNG) purchased by the City. On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council approved a modification of the FY 2015-2016 Purchase Order in the amount of \$26,079.52 for Applied LNG and authorized an additional appropriation in the same amount.

Vapor Extraction Wells – Tim Sullivan, of the Quality of Life Department, provided an overview of a proposal to install soil vapor extraction wells at the City landfill. On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council agreed that the manufacture and installation of ten soil vapor extraction wells is categorically exempt from further review in accordance with Section 15301 of the California Environmental Quality Act guidelines and awarded a contract

between the City of Redlands and Humphrey Constructors, in the amount of \$107,153.00 for the manufacture and installation of Soil Vapor Extraction Wells at the California Street Landfill.

Resolutions No. 7656 and 7657 – Employer Paid Contributions – Human Resources Director Amy Martin explained a requirement to change the City's procedures for paying and reporting Employer Paid Member Contributions (EPMC) to the California Public Employee Retirement Systems. On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council approved Resolution No. 7656 rescinding Resolutions No. 7310, 7328 and 7528 changing the paying and reporting of EPMC and adopted Resolution No. 7657 for paying EPMC.

MOU Side Letters – Human Resources Director Amy Martin presented details concerning holiday pay cash out procedures and changes resulting from findings in a recent CalPERS audit. On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council approved side letters to the current Memoranda of Understanding (MOU) between the City of Redlands and the Redlands Police Officers Association, the Redlands Professional Firefighters Association, the Redlands Association of Safety Management Employees, and the Redlands Association of Fire Management Employees.

Time for Union Business - Human Resources Director Amy Martin presented details concerning a requirement to provide for police officers to participate in union business. On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council approved a side letter to the current Memorandum of Understanding between the City of Redlands and the Redlands Police Officers Association outlining the parameters for participation in Official Union Business Leave.

Resolution No. 7672 - Employee Salaries – Human Resources Director Amy Martin summarized organizational changes proposed by the new salary resolution. On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council approved Resolution No. 7672 establishing a salary schedule and compensation plan for City employees and rescinding Resolution No. 7624.

Grant Application Support – Municipal Utilities and Engineering Director Chris Diggs outlined a San Bernardino Associated Governments (SANBAG) plan to help fund the Redlands Passenger Rail Project (RPRP). As public comment, Sam Wong presented a history of cost estimates and funding plans for the RPRP since 2011 and expressed his opposition to the Project. On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council authorized the Mayor to sign a letter of support for the Federal Railroad Administration Positive Train Control Grant Funds Application submitted by SANBAG for the RPRP.

Ordinance No. 2837 - FEMA Flood Insurance Study – Monty Morshed, of the Municipal Utilities and Engineering Department, provided an overview of the National Flood Insurance Program. On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council approved the introduction of

Ordinance No. 2837 amending Chapter 15.32 of the Redlands Municipal Code to adopt the updated Federal Emergency Management Agency Flood Insurance Study, Flood Insurance Rate Map and regulations.

Resolution No. 7668 – Measure I Needs Analysis – 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 approved Resolution No. 7668 adopting the Five-Year Measure I Capital Project Needs Analysis FY 2017-2018 to FY 2021-2022

Resolution No. 7669 – Measure I CIP – Ross Wittman, of the Municipal Utilities and Engineering Department, explained the context of the Measure I Capital Improvement Program (CIP). On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council approved Resolution No. 7669 adopting the Five-Year Measure I CIP.

Roof Repairs – Jason Montgomery, of the Municipal Utilities and Engineering Department, provided an overview of a proposal to repair roofs on several City water treatment facilities. On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council agreed that the repair of water treatment facilities is categorically exempt from further review in accordance with Section 15301 of the California Environmental Quality Act guidelines; approved plans and specifications for the Wastewater Treatment Plant, the Hinckley Water Treatment Plant and the Highland Avenue Water Complex Roofing Repairs Projects, Projects No. 71266 and 73414; and awarded a contract between the City of Redlands and Fisher Contractor, Inc., in the amount of \$159,352.00, for the work.

Sidewalk Repairs – Jason Montgomery, of the Municipal Utilities and Engineering Department, provided an overview of a proposal to repair roofs on several City water treatment facilities. On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council agreed that the repair of sidewalks is categorically exempt from further review in accordance with Section 15301 of the California Environmental Quality Act guidelines; approved the specifications for the 2016 Sidewalk Repair Project, Project No. 40092; and awarded a contract between the City of Redlands and DM Contracting, Inc., in the amount of \$278,371.00, for the work.

Settlement Agreement – Greg Brooks, of the Municipal Utilities and Engineering Department, provided details of a settlement agreement which allows the completion of the Orange Blossom Trail Phase 1, Project No. 47015. On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council approved a settlement agreement between the City of Redlands and U.S. Specialty Insurance Company, a Texas Corporation.

Outside Employment - Discussion of a request from the City Manager to pursue education and experience as a financial advisor resulted in no action taken. Consensus agreed the City Manager does not need approval to further his education. Any outside employment opportunities should be more clearly defined and submitted for approval when they become available.

COUNCILMEMBER ANNOUNCEMENTS AND ACTIVITIES:

Councilmember Gilbreath has been attending Redlands Passenger Rail Project planning meetings with representatives from San Bernardino Associated Governments, the University of Redlands and Esri. Having seen train depot design efforts by these other parties, she believes cost savings will be available by adopting their ideas when designing the downtown depot.

Mayor Foster, Councilmember Barich and Councilmember James all had complimentary remarks for the new Mobile Command Unit and reiterated thanks to all the donors who made the purchase possible.

Councilmember James attended the Redlands Emergency Services Academy graduation and a meeting of the Redlands Conservancy subcommittee. He reminded everyone of the Youth Hope fundraiser scheduled for Saturday, September 10, 2016.

Mayor Foster reflected on the difficult issue of the homeless population within the city, state and nation and then expressed optimism when discussing efforts to balance the priorities of open space and urban development.

ADJOURNMENT:

There being no further business to address Mayor Foster adjourned the meeting at 7:19 P.M. The next regular meeting of the Redlands City Council is scheduled on September 20, 2016.