

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 May 6, 2014, at 5:00 P.M.

PRESENT: Pete Aguilar, Mayor
Paul Foster, Mayor Pro Tem
Jon Harrison, Councilmember
Bob Gardner, Councilmember
Pat Gilbreath, Councilmember

ABSENT: None

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 Information Officer; Fred Mousavipour, Municipal Utilities and Engineering Director; Fred Cardenas, Quality of Life Director; Tina Kundig, Finance Director; Oscar Orci, Development Services Director; Amy Martin, Human Resources Director

Mayor Aguilar 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:

1. Conference with legal counsel: Existing Litigation - Government Code §54956.9(d)(1) – One Case
 - a. City of Redlands v. International Paving Services, Inc., et al, San Bernardino Superior Court Case No. CIVDS 1305689

The meeting reconvened at 6:00 P.M. with an invocation by Mayor Pro Tem Foster followed by the pledge of allegiance to the American flag.

CLOSED SESSION REPORT:

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

PRESENTATIONS:

Redlands Animal Shelter – Animal Control Officer Bill Miller, introduced “Ozzie”, a two year old male Dachshund/Chihuahua, who is available for adoption along with fifty-six other dogs and forty-one cats at the Redlands Animal Shelter. Officer Miller informed the Council forty-seven dogs and twelve cats have been adopted since the last City Council meeting.

Destination Imagination – Team Manager Melanie Medlin introduced members of the “Butterfly Bunch”, a group of Redlands students participating in a worldwide competition involving creative thinking, problem solving and teamwork. Each year students are given a variety of challenges in many areas of the arts and sciences. The Butterfly Bunch won first place in the State of California competition for their age group and will go to Knoxville, Tennessee to compete at the global level.

PUBLIC COMMENT:

Airport Finances – George Lessard commented in response to Councilmember Gardner’s questions about the financial health of the Redlands Municipal Airport Enterprise Fund and complimented the City Manager and staff for making the airport “one of the best investments the City of Redlands has ever made.”

Police Department Kudos – Gail Howard thanked Chief Garcia and the Redlands Police Department for their efforts in achieving convictions of those responsible for the Cinnamon Creek homicides which occurred in 2011.

Give Big – John Futch, from the office of San Bernardino County Supervisor James Ramos, solicited support for *Give Big*, an on-line fundraising effort for all participating nonprofit and service organizations in the County. The campaign begins at midnight, May 7, 2014 and runs 24 hours until midnight May 8. The website is at www.givebigsbcounty.org.

Beauty Pageant Contestant – Rita Garabet introduced herself as an aspiring contender for Miss America and asked for support for her participation in the Miss California pageant.

CONSENT CALENDAR:

Minutes - On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved the minutes of the regular meeting of April 15, 2014 and the special joint meeting on April 29, 2014 as submitted.

Proclamation – As a public comment, Redlands Conservancy Executive Director Sherli Leonard highlighted events to be held during the fortnight celebration and read excerpts from the proposed proclamation. Andrew Hoder used this agenda item to appeal to the City Council to take a stand on the proposed closure of the Brookside Avenue Post Office. On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved a proclamation declaring the fortnight of May 12 thru 26, 2014 as *Redlands Historic Preservation Fortnight*.

Proclamation – On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved a proclamation congratulating the Eritrean Community in the celebration of their county’s independence.

Councilmember Appointment - On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved the appointment of Councilmember Harrison to be the City of Redlands primary representative to the Advisory Commission on Water Policy to the Board of Directors of the San Bernardino Valley Municipal Water District.

Commission Appointments - On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved the following appointments and reappointments to the Citrus Preservation Commission: Bill Oesterlein and Jack Steward to serve terms ending April 16, 2018, and Peter Buoye and Andrew Irvin to serve additional terms ending April 16, 2018.

Settlement Agreement - On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved the public disclosure of details of a settlement and general release agreement between the City of Redlands and Grace Tan resulting from a civil action lawsuit pending in the San Bernardino County Superior Court and entitled Tan v. City of Redlands, et al., Case No. CIVDS 1206916. Under the terms of the agreement, the City of Redlands will pay Grace Tan \$3250.00 for the general release of all claims.

Settlement Agreement - On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved the public disclosure of details of a settlement and general release agreement and a Workers' Compensation Appeals Board Compromise and Release between the City of Redlands and Sheila Harbert resulting from a lawsuit involving a Workers' Compensation claim pending in the San Bernardino County Superior Court and entitled Sheila Harbert v. City of Redlands, et al., Case No. CIVDS 1300651 and a Workers' Compensation Appeals Board petition No. ADJ8646001. Under the terms of the agreement, the City of Redlands will pay Sheila Harbert \$57,500.00 for the dismissal of the entire Action.

Resolutions No. 7385 and 7389 – Engineering Appointments - On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved Resolutions No. 7385 and 7389 appointing an assessment engineer and directing the preparation of the engineer's reports for Landscape Maintenance District No. 1 and Street Lighting District No. 1.

Resolution No. 7393 – Traffic Regulation - On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved Resolution No. 7393 establishing no parking zones on Highland Avenue at the Moore Middle School crosswalk.

Resolution No. 7394 – CFD Annexation - On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved Resolution No. 7394 declaring intention to annex territory to Community Facilities District (CFD) No. 2004-1 of the City of Redlands and adopting a map of the area proposed to be annexed, Annexation No. 11.

Resolution No. 7395 – CFD Annexation - On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved Resolution No. 7395 declaring intention to annex territory to Community Facilities District (CFD) No. 2004-1 of the City of Redlands and adopting a map of the area proposed to be annexed, Annexation No. 12.

Resolution No. 7396 – CFD Annexation - On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved Resolution No. 7396 declaring intention to annex territory to Community Facilities District (CFD) No. 2004-1 of the City of Redlands and adopting a map of the area proposed to be annexed, Annexation No. 13.

License Agreement - On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved a license agreement between the City of Redlands and Redlands Land Acquisition Company, LP for an environmental site assessment of the Redlands Mall.

Wireless Payment Services - On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved a Wireless Payment Processing Service agreement between the City of Redlands and FIS Government Solutions to facilitate the implementation of wireless Electronic Benefits Transfer technology at the City's farmers' markets. Councilmember Gilbreath thanked Heather Smith for her efforts in obtaining this service for market patrons.

Alarm Service Modification - On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved agreements between the City of Redlands and Pacific Alarm Services for modifications to monthly monitoring services to upgrade systems at the Hinckley Water Treatment Plant and provide new service to the data center currently under construction, the Police Department lockup facility, and the Prospect Park Carriage House.

Fee Waiver - On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved a request from the Redlands Arts Festival Association for a waiver of all fees associated with the 2nd Annual Redlands Festival of the Arts event to be held on May 24 and 25, 2014.

Fee Waiver - On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved a request from the Redlands Professional Firefighters Association for a waiver of all fees associated with the 18th Annual Redlands Firefighters Car Show event to be held on May 25, 2014.

Insurance Waiver - On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved a request from a group of residence that have a common connection to Eritrea for a waiver of insurance policy requirements associated with a city park reservation for their Eritrea National Day celebration to be held on May 24, 2014.

Contraband Detection - On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved a contract between City of Redlands and the Redlands Unified School District for the provision and operation of a Contraband Detection Canine Program in an effort to control crime and possession of drugs on school campuses.

Proclamation – On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved a proclamation supporting our local Postal Distribution Center and its employees.

COMMUNICATIONS:

Landfill Costs – Quality of Life Director Fred Cardenas presented a summary of findings of a cost of service analysis performed by staff to determine the cost per ton of waste deposited in the California Street Landfill. As a public comment, John Michaelson asked why the City is allowing someone to dump in the landfill for a charge less than operating costs.

UNFINISHED BUSINESS:

Fee Waiver – Mayor Aguilar reviewed events leading to a request from Hangar 24 Charities for an application to serve alcohol on Airport property and a request for a waiver of one-third of the fees associated with the 2014 Hangar 24 Air Fest. As public comment, several speakers expressed opposition to the fee waiver. Hangar 24 Charities Director Cathy Grinnan listed the expenses involved in running an event of this size and responded to Councilmembers' questions about planning estimates. On motion of Councilmember Gilbreath, seconded by Mayor Pro Tem Foster, the City Council agreed to waive one-half of the fees associated with the 2014 Hangar 24 Air Fest event to be held on May 16 and 17, 2014. Having negotiated a larger waiver with the applicant, Mayor Aguilar voted No on the motion. Councilmember Gardner also voted No citing his objection to the large amount of the waiver.

NEW BUSINESS:

Labor Agreement – Human Resources Director Amy Martin presented an overview of proposed labor agreements negotiated with the staff Department Directors bargaining unit. On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved the proposed tentative agreement and memorandum of understanding between the City of Redlands and the Redlands Association of Department Directors.

Remote Service Provider – Chief Information Officer Danielle Garcia explained the requirement for an agreement for Remote Service Provider support. On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved an agreement between the City of Redlands and SunGard Public Sector for Remote Service Provider support for advanced computer server administration and support for the City's financial and accounting system.

Print Services – Chief Information Officer Danielle Garcia presented the advantages to amending the City’s current reprographics agreement. On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved an agreement and an amendment to the agreement, between the City of Redlands and Xerox Corporation, in an amount not-to-exceed \$109,500.00 per year for a period of five years (\$547,500.00 total), with five additional one-year renewal terms. This agreement is in lieu of the current agreement with the same vendor for the same services.

Resolution No. 7397 – Capital Projects Planning – Ross Wittman, of the Municipal Utilities and Engineering Department, provided an executive summary of proposed amendments to the Five Year Capital Project Needs Analysis 2014-2019. On motions of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved Resolution No. 7397 amending the Five Year Capital Project Needs Analysis 2014-2019.

PARIS Consultant – Mike Pool, of the Municipal Utilities and Engineering Department, provided background on events leading to a proposed revision to the pavement analysis consulting agreement for the Pavement Accelerated Repair Implementation Strategy (PARIS). On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved a consultant services agreement between the City of Redlands and Dynatest Consulting, Inc., in the amount of \$378,845.00, for pavement analysis and rehabilitation services.

Highway Safety – Ross Wittman, of the Municipal Utilities and Engineering Department, presented an overview of the Highway Safety Improvement Program, Project 41044. On motions of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously agreed that approval of an agreement and construction for Project No. 41044 is statutorily exempt from further environmental review in accordance with Public Resources Code Section 21080.19, approved the Project plans and specifications, and awarded a contract to Calstripe, Inc. in the amount of \$301,537.95 for the work.

Resolution No. 7378 – CDBG Administration – Janet Miller, of the Development Services Department, introduced a plan for administration of the Community Development Block Grant Program. On motions of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved Joint Resolution No. 7378, with the County of San Bernardino, authorizing a request to the United States Department of Housing and Urban Development for Metropolitan City/Urban County Joint Recipient status; a Cooperation and City-County Joint Delegate Agency Agreement with the County of San Bernardino for the period of FY 2015-2017 including subsequent automatic renewals every three years thereafter, unless terminated; and allocated the CDBG Program income the City receives that is under \$25,000.00 annual program income limit to supplement the future expenses associated with administering the CDBG Program.

Conference Agreement – Police Chief Mark Garcia introduced the plan to utilize University of Redlands facilities for the Redlands Emergency Services Academy. On motion of Councilmember Gilbreath, seconded by Councilmember Gardner, the City Council approved a conference agreement between the City of Redlands and the University of Redlands for the period from July 13 through 20, 2014. Mayor Aguilar recused himself from discussion and voting on this item due to his source of income relationship with the University.

Resolution No. 7377 - Economic Action Plan – Development Services Director Oscar Orci explained the need for a resolution adopting the FY 2014-2015 Economic Development Action Plan. On motion of Councilmember Gilbreath, seconded by Councilmember Gardner, the City Council approved Resolution No. 7377 adopting the Plan. Mayor Aguilar and Councilmember Harrison recused themselves from discussion and voting on this item due to their source of income relationship with organizations mentioned in the Plan.

PUBLIC HEARINGS:

Resolution No. 7381 – CDBG Action Plan – Mayor Aguilar opened the hearing and called upon Janet Miller, of the Development Services Department, for an overview of the Redlands Community Development Block Grant (CDBG) One-Year Action Plan for FY 2014-2015. On motions of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved Resolution No. 7381 adopting the Plan; directed staff to submit the Plan to the United States Department of Housing and Urban Development; and approved the subrecipient agreements between the City of Redlands and respectively the YMCA of the East Valley, Inland Temporary Homes, the Inland Fair Housing and Mediation Board, and Family Service Association of Redlands.

Ordinance No. 2791, Resolutions No. 7379 and 7380 - Alcohol Beverage Sales Regulation - Mayor Aguilar opened the hearing and called upon Sean Kelleher, of the Development Services Department, for background on proposed changes to the Redlands Municipal Code intended to positively impact the crime and disorder issues associated with on-site and off-site alcohol beverage sales establishments throughout the City of Redlands. As public comment, Geoff Bonney, representing the Redlands Chamber of Commerce, and Mario Saucedo, of the Common Vision Coalition, expressed support for the municipal code changes. However, nine owners of separate business establishments in Redlands spoke in opposition to the proposed ordinance citing problems with understanding ambiguities in the ordinance text and potential requirements driven by the ordinance. On motion of Mayor Pro Tem Foster, seconded by Councilmember Harrison, the City Council unanimously agreed to table this agenda item to allow time for discussions between staff and business owners affected by the proposed ordinance. Another public hearing on the subject will be held at a future date.

COUNCILMEMBER ANNOUNCEMENTS AND ACTIVITIES:

Healthy Redlands – Councilmember Gilbreath announced she would be attending the Quarterly Healthy Cities meeting in Yucaipa on May 8, 2014.

County Museum – Councilmember Gilbreath attended a meeting with San Bernardino County Board of Supervisors to address the financial status of County Museum. Efforts are ongoing to look for future opportunities.

Prayer Breakfast – Mayor Pro Tem Foster stood in for Mayor Aguilar at the Mayor’s Prayer Breakfast held on the National Day of Prayer.

REV Concert – Mayor Pro Tem Foster also attended the REV ONE Club Benefit Concert on Saturday, May 3, 2014, at Splash Kingdom in support of local charities.

Restaurant Opening – Mayor Aguilar announced he and Councilmember Gilbreath attended an official opening ceremony for Darby’s American Cantina at One East State Street.

ADJOURNMENT:

There being no further action required, Mayor Aguilar dedicated the adjournment of the meeting at 9:17 P.M. in memory of three gentlemen who were significant in the Redlands community: Ken Williams, former Redlands Fire Division Chief, Chris Wooden, former Redlands Police Lieutenant, and Stephen Chapman, Friend of Prospect Park, The Redlands Conservancy and longtime champion of Democratic causes. The next regular meeting of the City of Redlands City Council will be held on May 20, 2014.