

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 December 15, 2015 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 real property negotiator – Government Code §54956.8
Property: 212 Brookside Avenue, APNs 0171-101-01, -02, -03, -04 & -05 and 0171-211-15, -17 & -25
Agency negotiators: N. Enrique Martinez, Oscar Orci
Negotiating party: J. Scott Fawcett, Marinita Development Company and Thomas M. Robinson, Vantage One Real Estate Investments, LLC
Under negotiation: Terms for the purchase of City property

The meeting reconvened at 6:04 P.M. with Mayor Foster reviewing the horrific events of December 2, 2015 in San Bernardino and calling for a moment of reflection and respect as he read the names of the fourteen victims of the cowardly act of terrorism. His remarks were followed by an invocation by Councilmember Barich and the pledge of allegiance to the American flag.

CLOSED SESSION REPORT:

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

PRESENTATIONS:

Redlands Animal Shelter – Animal Control Officer Bill Miller introduced “Noel” and “Snowy”, two three month old female kittens who are available for adoption along with thirty-nine other cats and thirty-eight dogs at the Redlands Animal Shelter. Officer Miller announced that thirty-two dogs and twenty-two cats were adopted since the last City Council meeting.

Holiday Presentation – The Kimberly Elementary School Choir delighted all present with a selection of songs celebrating the holiday season.

MAYOR’S ANNOUNCEMENT:

Mayor Foster read from prepared remarks to praise the professionalism of area safety employees and their quick and effective response in the face of adversity which brought about a rapid conclusion the cloud of uncertainty and insecurity which hung over our community.

The mayor took pride in the resilience of the Redlands residents as we went about our daily routines and celebrated every scheduled event associated with our holiday season.

He addressed concerns voiced in prior City Council meetings as to the likelihood of the placement in Redlands of refugees from war torn Syria. He assured all present that no plans exist which would have that result, however, the Mayor challenged residents to not let xenophobia creep in and to strengthen their resolve to not let hatred and bigotry take root.

The Mayor concluded his announcement with his commitment that Redlands will stand together as a community in compassion, acceptance, and inclusion.

PUBLIC COMMENTS:

Terror Relief Fundraiser – Ryan Berk presented details on a fundraising effort organized by downtown Redlands business owners. On Saturday, December 19, 2015, businesses will be donating proceeds from their sales to the victims’ families of last week’s tragedy in San Bernardino

Syrian Refugees – Nineteen speakers presented perspectives and suggestions on the debate over plans to relocate throughout the world refugees from the war in Syria. Both sides of the issue were well represented. Security issues weigh heavily against compassion for our fellow man.

Redlands Train – Olivia Crowley presented data in response to issues raised at prior meetings in opposition to the proposed Redlands Passenger Rail Project.

The City That Works – Mario Saucedo thanked the City Council, the City Manager and staff for progress being made in the areas of public safety, tree trimming and the community Center. He thanked the Police Department for the Children’s Christmas Block Party.

Campus Security – Glenn Stahl expressed concerns for the safety of students at the University of Redlands where security guards are not armed due to the “Gun Free Zone” policy of the university.

CONSENT CALENDAR:

Minutes – On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council approved the minutes of the regular meeting of December 1, 2015.

Committee Appointment – On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council approved the appointment of Chuck Dykes to serve the remainder of an unexpired term on the Street Tree Committee ending February 16, 2019.

Student Commissioner Appointments – On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council approved the appointments to serve as student commissioners of Miahi Horton to serve on the Human Relations Commission, Tyler Sepulveda to serve on the Parks and Recreation Advisory Commission, and Saumya Goyal to serve on the Traffic and Parking Commission. All student commissioner terms are for the calendar year 2016.

Local Appointments List – On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council approved the Local Appointments List for 2016 as required by Government Code §54972.

Settlement Agreement – On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council approved the public disclosure of details of an Agreement of Settlement and General Release between the City of Redlands and Patricia Hillrich. Under the terms of the agreement, The City agrees to pay Ms. Hillrich the aggregate sum of \$150,000.00 to settle and dispose of disputes and controversies associated with incidental dealings between the parties with respect to a civil action pending in the San Bernardino County Superior Court and entitled Patricia Hillrich v. City of Redlands, et al., Case No. CIVDS 1404164.

Facility Use Agreement – As public comment for this item, Bill Miller asked if the subject agreement and the next item on the agenda are indications that the Redlands Police Department has inadequate facilities and manpower. He volunteered to take up arms and join a militia to augment the Police Department. On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council unanimously authorized the Chief of Police, or his designee, to execute a facility use agreement with Redlands Unified School District for the use of school facilities to conduct training, presentations and special events during the 2016 calendar year.

Facility Use Agreement – On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council unanimously authorized the Chief of Police, or his designee, to execute a facility use agreement with the University of

Redlands for the use of school facilities to conduct training, presentations and special events during the 2016 calendar year.

Agreement Termination – On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council unanimously authorized staff to send a notice of termination of an agreement between the City of Redlands and NovuSolutions for the implementation of an agenda management and online meeting broadcast system.

Annual CFD Reports – On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council agreed to receive and file annual reports for Community Facilities District (CFD) Numbers 2001-1 and 2003-1 pursuant to the Local Agency Special Tax and Bond Accountability Act.

Grant Application – On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council unanimously authorized an application to the Department of Homeland Security for the 2015 Assistance to Firefighters Grant Program.

Solar Challenge – On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council unanimously authorized a \$2,500.00 level of participation in the 2016 Inland Solar Challenge.

Development Agreements Review – On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council agreed to receive and file notice to conduct an annual review of approved development agreements in accordance with Chapter 18.220 of the Redlands Municipal Code.

Resolution No. 7593 – Certified Local Government – On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council approved Resolution No. 7593 approving the submittal of an application for the Certified Local Government Historic Preservation Program to the State of California Office of Historic Preservation and authorize the Mayor to sign the required cover letter for the application.

Surplus Property Report – On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council agreed to receive and file a report of all real property held, owned or controlled by the City of Redlands or any of its departments, agencies or authorities and a determination of what property, including air rights, if any, is in excess of its foreseeable needs, as required by Government Code Section 50569.

Fee Waiver – As public comment, Sean Wilson highlighted the success of his bicycling training sessions for young cyclists. Andy Hoder pointed out a typographical oversight in the agenda paperwork and requested assurance that the training sessions would not be held in Hillside Memorial Cemetery. On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council approved a request from the Barry and Joyce Wilson Family Foundation

for the waiver of \$300.00 in fees associated with a *Bicycle Skills and Drills* event to be held in January 2016 at the Redlands Sports Complex.

Resolution No. 7594 – Local Emergency Declaration – As public comment, Arthur Anderson inquired as to funding for contingencies in the City of Redlands budget. On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council approved Resolution No. 7594 ratifying the proclamation of a local emergency in accordance with Chapter 2.52 of the Redlands Municipal Code.

COMMUNICATIONS:

Economic Development Video – Mayor Foster introduced a the first of a set of videos to be produced by Redlands TV and shown with the intent of increasing awareness and generating greater attendance at local Redlands businesses. The video that was shown concentrated on the restaurants on West State Street between Eureka and Center Streets.

Significant Project Presentation – Peter Pitassi, of Diversified Pacific, presented an overview of a planned residential development located on the southerly side of San Bernardino Avenue between Judson and Dearborn Streets, in the R-E (Residential Estate) District and A-1 (Agriculture) District. As public comment, Ted Gablin, of the Redlands Airport Association, called for a moratorium of all development around the Redlands Municipal Airport until the Airport Land Use Compatibility Survey is updated to reflect current practices at the airport.

PUBLIC HEARINGS:

Ordinance No. 2827 – Mayor Foster opened the hearing and called upon Development Services Director Oscar Orci for a report on efforts to regulate cannabis in the City of Redlands. At the request of staff and on motions of Councilmember Gilbreath, seconded by Councilmember James, the City Council agreed to continue to a special City Council meeting of January 13, 2016, the Public Hearing for consideration of Ordinance 2817 amending Chapter 18.18 of the Redlands Municipal Code to prohibit cannabis dispensaries, cannabis manufacturers, and the cultivation and delivery of cannabis in the City.

General Plan – Mayor Foster opened the hearing and called upon General Plan Administrator Troy Clark for a report on themes developed by the General Plan Steering Committee for the update of the Redlands General Plan. As public comment, Greg Brittain warned against “top down” prioritization in deciding the future of the City. Mario Saucedo expressed optimism in the General Plan Update and highlighted the theme for the unification of north and south Redlands. Bill Miller said he is frustrated and confused by the update process. On motion of Councilmember James, seconded by Councilmember Gilbreath, the City Council unanimously the proposed General Plan themes, vision and topics; and advised the General Plan Steering Committee to proceed with developing a draft General Plan using these organizing themes.

NEW BUSINESS:

Resolution No. 7591 – Annual Fees Report – Finance Director Tina Kundig summarized the annual accounting of Development Impact Fees for the fiscal year ending June 30, 2015. On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council approved Resolution No. 7591 approving the City's annual Development Impact Fee Report and making certain findings with respect thereto.

Training Software – Human Resources Director Amy Martin, presented the need for learning management and safety training software services to provide training for all the City's departments, act as a hub for the tracking of required employment certifications and commercial licensing, have the ability to load and distribute custom training/ documentation, and provide reports that would be beneficial to the utilization and compliance with the City's safety program. On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council approved an agreement between the City of Redlands and TargetSolutions Learning, LLC for the provision of Learning Management/Safety Training Software Services for the period from December 16, 2015 to July 1, 2018.

Mobile Command and Communications Center – Police Chief Mark Garcia provided details on the proposed purchase of a mobile command and communications center. On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council unanimously authorized the purchase of a mobile command and communications center in the amount of \$190,231.20 and authorized additional appropriations in the amounts of \$80,000.00 and \$5,202.00.

Skate Park Design – Municipal Utilities and Engineering Director Chris Diggs introduced a proposal to fund the design for a skate park in Redlands. As public comment, Andy Hoder requested clarification of the funding proposal associated with the park design. Maureen Perez questioned the overall cost of the project given the cost of the design phase. On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council agreed to table the item until the January 5, 2016 regular City Council meeting to give Mayor Pro Tem Harrison the opportunity to participate in the discussion and voting on the skate park.

Fire Stations Landscape Rehabilitation – Municipal Utilities and Engineering Director Chris Diggs summarized landscaping projects for the City fire stations. On motions of Councilmember Gilbreath, seconded by Councilmember James, the City Council agreed that approval of an agreement and construction of the Fire Stations No. 262, 263 & 264 Water Efficiency Landscape Rehabilitation Project, Project No. 71262 is categorically exempt from environmental review in accordance with Section 15304 of the California Environmental Quality Act guidelines, approved the Project plans and specifications, and awarded a construction contract to TLC Landscape Services, Inc., in the amount of \$181,256.00, for the work.

OBT Phase II – Municipal Utilities and Engineering Director Chris Diggs summarized Phase II of the Orange Blossom Trail (OBT) Project. On motions of Councilmember Gilbreath, seconded by Councilmember James, the City Council determined that, based on the whole of the administrative record to date, that the information contained in the whole record justifies the adoption of a mitigated negative declaration and the accompanying mitigation monitoring and reporting program for the Project and directed staff to post a notice of determination in accordance with the state CEQA guidelines; approved the OBT Phase II, Project No. 47018 plans and specifications; and awarded a construction contract to C.S. Legacy Construction, Inc. in the amount of \$692,783.00, for the work.

Trail Parking – Quality of Life Director Chris Boatman presented a conceptual plan to provide parking for patrons utilizing the San Timoteo Canyon Trail System. On motions of Councilmember Gilbreath, seconded by Councilmember James, the City Council agreed that approval of a conceptual plan for a parking facility for the San Timoteo Trail System is exempt from further environmental review in accordance with Section 15061(b)(3) of the California Environmental Quality Act guidelines and approved the plan.

Irrigation Well Repairs – Quality of Life Director Chris Boatman defined the need to repair three non-potable irrigation wells. On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council approved a second amendment to the Larry Jacinto Farming Agreement for additional farming services including the repair to three non-potable irrigation wells.

Watering Schedule Relief – Quality of Life Director Chris Boatman presented a case for relief from watering restrictions to provide grass on baseball fields at Community Park. As public comment, Kerry Kenison, of Redlands Baseball for Youth, assured the City Council every effort will be taken to minimize the use of water during the reseeding process at the Park. On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council approved temporary relief from the conservation watering schedule for Redlands Baseball for Youth based on the finding that compliance would cause an unnecessary hardship to the water user.

Dining in the Alley – Tabitha Kevari, of the Quality of Life Department, presented a request to use the Orange Street Alley Park for outdoor dining. On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council approved a license agreement between the City of Redlands and David Kramer for the use of the Orange Street Alley Park for the Cope House.

Surface Mining Inspections – Development Services Director Oscar Orci summarized the inspection requirements of the Surface Mining and Reclamation Act. On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council approved an agreement between the City of Redlands and EnviroMINE, Inc. to provide professional services related to sand and gravel

annual site inspections and compliance with the Surface Mining and Reclamation Act, on an as needed basis.

Sale of City Property – Development Services Director Oscar Orci provided details of a proposal to sell two parcels of land currently owned by the City of Redlands. As public comment, Andy Hoder observed the lack of competition in the pricing and selection of a buyer in this transaction. On motions of Councilmember Gilbreath, seconded by Councilmember James, the City Council agreed that approval of a Purchase and Sale Agreement and Escrow Instructions for Assessor’s Parcel Nos. 0169-156-19 and -20 by and between the City of Redlands and Judson and Brown, LLC is exempt from the California Environmental Quality Act pursuant to Section 15061(b)(3) of the CEQA Guidelines; and approved the Purchase and Sale Agreement and Escrow Instructions.

Employee Reclassification Grievance – City Attorney Dan McHugh provided background on events leading to a request for consideration of action relating to an arbitration decision for an employee grievance relating to reclassification. On motion of Councilmember Gilbreath, seconded by Councilmember James, the City Council agreed to adopt the Arbitration Decision.

COUNCILMEMBER ANNOUNCEMENTS AND ACTIVITIES:

Councilmember Gilbreath and Councilmember Barich wished everyone a Happy Holiday season and encouraged all shoppers to support local businesses.

Councilmember James attended the Airport Advisory Board meeting and noted the announcement of AirFest 2016 in May of next year. He also highlighted and thanked everyone for both the Veterans Day Parade and the Christmas Parade

ADJOURNMENT:

There being no further business to address the meeting was adjourned at 8:48 P.M. The next regular meeting of the Redlands City Council is scheduled on January 5, 2016.

Sam Irwin, City Clerk