

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 7, 2010, at 3:00 P.M. There being no quorum present, City Clerk Irwin recessed the meeting to 6:15 P.M.

PRESENT

Pat Gilbreath, Mayor
Jerry Bean, Mayor Pro Tem
Jon Harrison, Councilmember
Mick Gallagher, Councilmember
Pete Aguilar, Councilmember

ABSENT

None

STAFF

N. Enrique Martinez, City Manager; Dan McHugh, City Attorney; Sam Irwin, City Clerk; Carl Baker, Public Information Officer; Jim Bueermann, Police Chief; Jeff Frazier, Fire Chief; David Hexem, Chief Information Officer; Rosemary Hoerning, Municipal Utilities and Engineering Director; Les Jolly, Interim Quality of Life Director; Tina Kundig, Finance Director/City Treasurer; Oscar W. Orci, Community Development Director; Deborah Scott-Leistra, Human Resources Director

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

Resolution No. 7011 - Election Results - City Clerk Irwin presented Resolution No. 7011, a resolution of the City Council of the City of Redlands reciting the fact of the general municipal election held on Tuesday, November 2, 2010, declaring the following results and such other matters as provided by law:

MEMBER OF THE CITY COUNCIL	VOTES CAST
Bob Gardner	8,689
Jon Harrison	8,110
Paul W. Foster	7,857
Pat Gilbreath	7,591
Nancy Ruth White	6,575
Doug Pew	5,280
Mike Saifie	2,903
Mike Layne	2,633

MEASURE A
TRANSACTIONS AND USE TAX

No	11,732
Yes	10,041

MEASURE B

APPOINTIVE CITY TREASURER

No	12,856
Yes	8,052

VOTER TURNOUT

63.75%

On motion of Mayor Gilbreath, seconded by Councilmember Gallagher, the City Council unanimously adopted Resolution No. 7011 declaring and determining that Bob Gardner, Jon Harrison and Paul W. Foster were elected as Members of the City Council for four year terms and, as a majority of the voters did not vote in favor of Measure A nor Measure B, the measures were not carried and shall not be deemed adopted and ratified.

Oaths of Office - Certificates of election were presented by City Clerk Irwin to Councilmembers-elect Gardner, Harrison and Foster. City Clerk Irwin then administered the oaths of office to the newly elected Councilmembers, and they took their seats at the City Council dais at which time they each thanked their supporters and pledged to serve the City well during their terms in office.

Random Drawing - City Clerk Irwin randomly drew names of the members of the City Council from a basket to determine the roll call vote order if it was necessary during the elections for Mayor and Mayor Pro Tempore.

Election of Mayor - City Clerk Irwin called for nominations for the office of Mayor for a two-year term. Councilmember Harrison nominated Pete Aguilar. There being no further nominations, Pete Aguilar was elected to the office of Mayor for a term of two years.

Election of Mayor Pro Tempore - City Clerk Irwin called for nominations for the office of Mayor Pro Tempore for a two year term. Councilmember Gardner nominated Paul Foster. There being no further nominations, Paul Foster was elected to the office of Mayor Pro Tempore for a term of two years.

Following comments from Mayor Pro Tem Foster and Mayor Aguilar. the City Council recessed at 6:38 P.M. and reconvened at 7:00 P.M.

PRESENT

Pete Aguilar, Mayor
Paul Foster, Mayor Pro Tem
Jon Harrison, Councilmember
Jerry Bean, Councilmember
Bob Gardner, Councilmember

ABSENT

None

STAFF

N. Enrique Martinez, City Manager; Dan McHugh, City Attorney; Sam Irwin, City Clerk; Carl Baker, Public Information Officer; Jim Bueermann, Police Chief; Jeff Frazier, Fire Chief; David Hexem, Chief Information Officer; Rosemary Hoerning, Municipal Utilities and Engineering Director; Les Jolly, Interim Quality of Life Director; Tina Kundig, Finance Director/City Treasurer; Oscar W. Orci, Community Development Director; Deborah Scott-Leistra, Human Resources Director

CONSENT CALENDAR

Minutes - On motion of Mayor Pro Tem Foster, seconded by Councilmember Harrison, the minutes of the regular meeting of November 16, 2010, were approved as submitted.

Calendar Approval - On motion of Mayor Pro Tem Foster, seconded by Councilmember Harrison, the City Council unanimously approved the Cultural Arts Commission's proposed events for calendar year 2011.

Annual Reports - On motion of Mayor Pro Tem Foster, seconded by Councilmember Harrison, the City Council unanimously agreed to accept the annual reports for Community Facilities District (CFD) 2001-1 and CFD 2003-1 as required by SB165.

Settlement Agreement - On motion of Mayor Pro Tem Foster, seconded by Councilmember Harrison, the City Council unanimously approved the release of details of a settlement agreement reached with Erikka Villapando.

Ordinance No. 2742 - Storm Drain Pollution Regulation - On motion of Mayor Pro Tem Foster, seconded by Councilmember Harrison, the City Council unanimously approved the adoption of Ordinance No. 2742 amending Sections 5.04 and 13.54 of the Redlands Municipal Code relating to the payment and collection of National Pollutant Discharge Elimination System program fees and the regulation of discharges into the City of Redlands storm drain system.

Resolution No. 7008 - Engineering and Traffic Survey - On motion of Mayor Pro Tem Foster, seconded by Councilmember Harrison, the City Council unanimously approved Resolution No. 7008 approving an engineering and traffic survey for Garden Street between Cajon Street and Elizabeth Street.

Resolution No. 7009 - No Right on Red - On motion of Mayor Pro Tem Foster, seconded by Councilmember Harrison, the City Council unanimously approved Resolution No. 7009 authorizing installation of "No Right Turn on Red" R13A(CA) signs on Redlands Boulevard and Texas Street.

Vehicle Lease Termination – After being assured that termination of a vehicle lease agreement between the City of Redlands and Mountainview Generating Station, formerly known as Mountainview Power Company, LLC would not remove all capability to move waste materials from the generating station to the landfill, Councilmember Harrison moved, Mayor Pro Tem Foster seconded, and the City Council unanimously approved terminating the lease.

FEMA Grant - On motion of Mayor Pro Tem Foster, seconded by Councilmember Harrison, the City Council unanimously approved acceptance of a Federal Emergency Management Agency (FEMA) Pre-Disaster Mitigation Grant and supplemental appropriation of \$88,706 for use by the Quality of Life Department.

Independent Contractor Agreement - On motion of Mayor Pro Tem Foster, seconded by Councilmember Harrison, the City Council unanimously approved an independent contractor agreement between the City of Redlands and Sharon Blackburn to provide cake decorating classes at the Redlands Senior Center.

Paramedic Training - On motion of Mayor Pro Tem Foster, seconded by Councilmember Harrison, the City Council unanimously approved an agreement between the City of Redlands and Crafton Hills College to provide specialized training of paramedics.

Availability of CDBG Funds - On motion of Mayor Pro Tem Foster, seconded by Councilmember Harrison, the City Council unanimously approved authorization to prepare the FY 2011-2012 Community Development Block Grant (CDBG) Funding Cycle Notice of Availability of Funds. As a public comment, Steve Rogers asked for public participation in the CDBG process.

Environmental Impact Report - On motion of Mayor Pro Tem Foster, seconded by Councilmember Harrison, the City Council unanimously approved a fourth amendment to an agreement between the City of Redlands and Michael Brandman and Associates to provide an Environmental Impact Report for the Redlands Crossing Project, and a fourth amendment to an agreement between the City of Redlands and Wal-Mart Stores, Inc. to provide funding for the report. As a public comment, Steve Rogers questioned the adequacy of the scope of traffic impact studies being performed in the area of the Redlands Crossing Project.

COMMUNICATIONS

Geo-Design Presentation - Phil Mielke, of the GIS Department, presented a description of Geo-Design and its potential uses by the City of Redlands. Also included in the presentation was a summary of activities leading up to and remaining for a Geo-Design summit to be held at Esri in January 2010. The

summit will be looking at computer applications to examine the impact of development decisions affecting the open spaces around Redlands and the design of New York Street railway station.

NEW BUSINESS

Core Values – Councilmember Gardner introduced the idea of establishing a list of core values for the City Council to use to provide a framework for defining identity and articulating rules of conduct for all decision-making and problem solving to be addressed by the City of Redlands. City Manager Martinez agreed to circulate the task of establishing a list of core values to the City Boards and Commissions and to Staff for input. The proposed list will be presented to the Council at the next regular meeting on December 21, 2010.

Budget Advisory Committee – During discussions on the appointment of Mayor Aguilar pointed out the existence of two budgetary processes and the need to have a different approach for each. First, the FY 2010-2011 Budget shortfall of approximately \$1.4 million should be addressed by the City Council as a committee of the whole. Second, there is a need for an ad-hoc committee to advise the City Council and work with staff to recommend financial objectives and options for addressing development of the FY 2011-2012. Subsequently, the discussion identified the need for a special meeting of the City Council, to be held on December 14, 2010, to begin work on the FY 2010-2011 Budget problem and allow staff input for the establishment of core values. Mayor Aguilar appointed Councilmembers Bean and Gardner to the FY 2011-2012 Budget ad-hoc committee.

Software Maintenance - On motion of Councilmember Harrison, seconded by Mayor Pro Tem Foster, the City Council unanimously agreed to defer authorizing the Finance Director to pay the annual and third party maintenance for the enQuesta application to Systems and Software, Inc. to allow staff time to pursue a multi-year option for this service.

Software Upgrade - On motion of Councilmember Bean, seconded by Councilmember Harrison, the City Council unanimously approved a services agreement between the City of Redlands and Sungard Public Sector to provide installation, upgrade and configuration of software to support the Finance and Human Resources Departments.

DOE Grant - On motion of Councilmember Harrison, seconded by Mayor Pro Tem Foster, the City Council unanimously approved acceptance of a US Department of Energy (DOE) Congressionally Directed Grant Project grant award and the supplemental appropriation of \$900,000 for use by the Quality of Life Department for the installation of new equipment to improve the energy efficiency of current operations.

Resolution No. 7012 - Multi-Way Stop - On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved Resolution No. 7012 reconfiguring traffic control at the intersection of Pioneer Avenue and Furlow Drive. As a public comment, Steve Rogers expressed skepticism about the adequacy of analysis being done to address the traffic congestion problems at this intersection and pointed to the planned development in the area to call for more study.

Homeless Shelter - On motion of Mayor Pro Tem Foster, seconded by Councilmember Gardner, the City Council unanimously approved a proposal to look at reprogramming approximately \$10,000 of unallocated Community Development Block Grant funds to assist in construction expenses at the Blessing Center Cold Weather Shelter.

PUBLIC COMMENT

Planning Process – Steve Rogers called for a review of how the City of Redlands does its planning to include a review of documents such as the General Plan and the Code of Ethics. He also asked for a review of the City’s use of a labor negotiator.

San Timoteo Canyon – Bill Cunningham introduced a point paper calling for a review of a planned flood control project to be performed in the San Timoteo Canyon. He cited concerns about the negative impact of heavy truck traffic on the canyon road. Staff was tasked to look into Mr. Cunningham’s concerns.

North Redlands Visioning Committee – Mario Saucedo, of the Committee, thanked the departing members of the City Council for their contributions toward improving North Redlands and welcomed the new Councilmembers stating he is looking forward to a continued good working relationship.

CLOSED SESSION

The City Council meeting recessed at 8:45 P.M. to a closed session to discuss the following:

1. Conference with real property negotiator – Government Code §54956.8
 - Property: APN 0167-101-15 and Bear Valley Mutual Water Company shares
 - Agency negotiators: Mayor Pro Tem Foster
 - Negotiating party: San Bernardino Valley Municipal Water District
 - Under negotiation: Terms and price for sale or lease of interest in City of Redlands property, and possible acquisition of water company shares
2. Conference with real property negotiator – Government Code §54956.8
 - Property: Crafton Heights Pipeline Company shares

Agency negotiators: Mayor Pro Tem Foster
Negotiating party: Rancho La Dero Corporation
Under negotiation: Offer to purchase 98 shares of the pipeline
company owned by the City

3. Conference with legal counsel: Existing Litigation – Government Code §54956.9(a) – One Case
 - a. Facts and Circumstances - Workers' Compensation Claim of Benjamin Zimmerman
4. Conference with legal counsel: Anticipated Litigation – Government Code §54956.9(b) – One Case
 - a. Facts and Circumstances - Claim of Dwight Flater
5. Public Employee Dismissal/Release- Government Code §54957
 - a. Consideration of disability retirement application of a Public Safety employee

The meeting reconvened at 9:25 P.M.

PUBLIC COMMENTS

None forthcoming.

CLOSED SESSION REPORT

City Attorney McHugh announced the City Council unanimously approved the disability retirement application of a Public Safety employee.

ADJOURNMENT

There being no further action required, the City Council meeting adjourned at 9:38 P.M. to special meeting of the Council to held at 12:00 P.M. on December 14, 2010. The next regular meeting will be held on December 21, 2010.