

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 19, 2006, at 3:00 P.M.

PRESENT Jon Harrison, Mayor
Pat Gilbreath, Mayor Pro Tem
Gilberto Gil, Councilmember
Mick Gallagher, Councilmember
Pete Aguilar, Councilmember

ABSENT None

STAFF John Davidson, City Manager; Daniel J. McHugh, City Attorney; Lorrie Poyzer, City Clerk; Michael Reynolds, City Treasurer; Jim Bueermann, Police Chief; Jim Drabinski, Fire Chief; Don Gee, Redevelopment Agency Director; Tina Kundig, Finance Director; Ronald C. Mutter, Public Works Director; Marjie Pettus, Administrative Services Director; Gary G. Phelps, Municipal Utilities Director; and Jeffrey L. Shaw, Community Development Director

The meeting was opened with an invocation by Mayor Pro Tem Gilbreath followed by the pledge of allegiance.

DEPARTMENTAL INFORMATION REPORT

Public Works Department - Public Works Director Mutter introduced Victor Gonzales and Frank Quinn from West Coast Arborists who presented a PowerPoint giving an overview of the street tree trimming and maintenance operations.

CONSENT CALENDAR

Minutes - On motion of Councilmember Gilbreath, seconded by Councilmember Gil, the minutes of the regular meeting of September 5, 2006, were approved as submitted.

Bills and Salaries - On motion of Councilmember Gilbreath, seconded by Councilmember Gil, payment of salaries and bills was acknowledged.

Planning Commission Actions - On motion of Councilmember Gilbreath, seconded by Councilmember Gil, the report of the Planning Commission meeting held on September 12, 2006, was acknowledged as received.

Purchase Agreement - Chiesman Family Trust - On motion of Councilmember Gilbreath, seconded by Councilmember Gil, the City Council unanimously determined that the purchase of Assessor's Parcel No. 175-011-76 is exempt from the California Environmental Quality Act review pursuant to California

Environmental Quality Act Guidelines, Section 15313, and approved the purchase agreement with the Chiesman Family Trust in the amount of \$285,000.00 plus escrow costs. Said property is adjacent to the San Timoteo Creek and will be for public use and open space purposes and purchased with proceeds from an EPA grant which was prepared and submitted by the Riverside Land Conservancy.

Annual Report for General Plan - On motion of Councilmember Gilbreath, seconded by Councilmember Gil, the City Council unanimously approved the Annual General Plan Report as submitted and authorized its being forwarded to the Office of Planning and Research and Department of Housing and Community Development.

Pre-Annexation Agreement 05-03 - Marlin J. Feenstra - On motion of Councilmember Gilbreath, seconded by Councilmember Gil, the City Council unanimously determined that Pre-Annexation Agreement 05-03 for Marlin J. Feenstra for a 2.71 acre parcel located on the east side of Wabash Avenue, approximately 420 feet north of Panorama Drive in the Crafton Area, is exempt from the California Environmental Quality Act review pursuant to California Environmental Quality Act Guidelines, Section 15303(a), approved the agreement and authorized the Mayor to execute, and the City Clerk to attest to, the document on behalf of the City.

Proclamation - Lupus Awareness Month - On motion of Councilmember Gilbreath, seconded by Councilmember Gil, the City Council unanimously authorized issuance of a proclamation declaring October 2006 as *Lupus Awareness Month*.

Proclamation - Make a Difference Day - On motion of Councilmember Gilbreath, seconded by Councilmember Gil, the City Council unanimously authorized issuance of a proclamation declaring October 28, 2006, as *Make a Difference Day*.

Proclamation - National Breast Cancer Awareness Month - On motion of Councilmember Gilbreath, seconded by Councilmember Gil, the City Council unanimously authorized issuance of a proclamation declaring October 2006 as *National Breast Cancer Awareness Month*.

Proclamation - Bi-National Health Week - On motion of Councilmember Gilbreath, seconded by Councilmember Gil, the City Council unanimously authorized issuance of a proclamation declaring the week of October 7-15, 2006, as *Bi-National Health Week*.

Surplus Property - Redlands Conservancy - On motion of Councilmember Gilbreath, seconded by Councilmember Gil, the City Council unanimously declared all remaining window frames and siding from the Mission Gables

Bowl House Restrooms and Renovation Project, Phase I, to be surplus personal property pursuant to the Redlands Municipal Code Section 2.16.250. On motion of Councilmember Gilbreath, seconded by Councilmember Gil, the City Council unanimously approved conveyance of such surplus personal property, pursuant to the Redlands Municipal Code Section 2.16.300, to the Redlands Conservancy for their use.

Contract Award - Sports Park Fencing - Bids were opened and publicly declared on September 7, 2006, by the City Clerk for the Redlands Sports Park Fencing Project; a bid opening report is on file in the Office of the City Clerk. On motion of Councilmember Gilbreath, seconded by Councilmember Gil, the City Council unanimously determined that approval to award the contract to construct the Redlands Sports Park Fencing Project, also known as a part of Conditional Use Permit No. 781, does not require further environmental processing, pursuant to Section 15162 of the California Environmental Quality Act Guidelines, based on the findings contained in the staff report. On motion of Councilmember Gilbreath, seconded by Councilmember Gil, the City Council unanimously awarded a construction contract to Golden State Fencing, Inc. of Upland to construct the fencing improvements for the Redlands Sports Park in the amount of \$122,062.00 and authorized the Mayor to execute, and the City Clerk to attest to, the document on behalf of the City.

Contract Award - Sports Park Field Lighting - Bids were opened and publicly declared on September 7, 2006, by the City Clerk for the Redlands Sports Park Lighting Project; a bid opening report is on file in the Office of the City Clerk. On motion of Councilmember Gilbreath, seconded by Councilmember Gil, the City Council unanimously determined that approval to award the contract to construct the Redlands Sports Park Field Lighting Project, also known as a part of Conditional Use Permit No. 781, does not require further environmental processing, pursuant to Section 15162 of the California Environmental Quality Act Guidelines, based on the findings contained in the staff report. On motion of Councilmember Gilbreath, seconded by Councilmember Gil, the City Council unanimously awarded a construction contract to Rymax Electric, Inc. to construct the sports field lighting improvements for the Redlands Sports Park in the amount of \$435,084.00 and authorized the Mayor to execute, and the City Clerk to attest to, the document on behalf of the City.

Purchase - Sports Park Field Lighting Equipment - On motion of Councilmember Gilbreath, seconded by Councilmember Gil, the City Council unanimously authorized staff to purchase the necessary sports lighting equipment for lighting eight fields at the Redlands Sports Park in the amount of \$340,641.93 from Graybar of San Bernardino.

Funds - Neighborhood Initiative Program - Boys and Girls Club - On behalf of the City and the Redlands Boys and Girls Club of Redlands, Mayor Harrison and Councilmember Gil expressed sincere appreciation to Supervisor Dennis Hansberger and Tom Ramirez, San Bernardino County, for their assistance, both financially and in effort, to bring this project to this point of construction. Councilmember Harrison moved to approve a request to Initiate Project/Activity and Project/Activity Description under the County DCDH's Neighborhood Initiative Program for construction of and related services for the Boys and Girls Club of Redlands facility, and authorized the Mayor to execute, and the City Clerk to attest to, the documents on behalf of the City. Motion seconded by Councilmember Gil and carried unanimously. Councilmember Harrison moved to approve an additional \$2,278,000.00 from the Neighborhood Initiative Program based on the difference of the total allocation of \$4,322,000.00 and \$2,144,000.00 already appropriated to the Boys and Girls Club Project. Motion seconded by Councilmember Gil and carried unanimously.

Contract Award - Boys and Girls Club - On behalf of the City and the Redlands Boys and Girls Club of Redlands, Mayor Harrison and Councilmember Gil expressed sincere appreciation to Supervisor Dennis Hansberger and Tom Ramirez, San Bernardino County, for their assistance, both financially and in effort, to bring this project to this point of construction. Bids were opened and publicly declared on August 17, 2006, by the City Clerk for the construction of the new Boys and Girls Club facility at the southwest corner of Lugonia Avenue and Clay Street; a bid opening report is on file in the Office of the City Clerk. On motion of Councilmember Harrison, seconded by Councilmember Gil, the City Council unanimously awarded the contract for construction of the Redlands Boys and Girls Club Facility to GC Builders of Rancho Cucamonga in the amount of \$3,719,181.00 and authorized the Mayor to execute, and the City Clerk to attest to, the document on behalf of the City. On motion of Councilmember Gilbreath, seconded by Councilmember Gil, the City Council unanimously found that the contract for construction of the Boys and Girls Club does not require further environmental processing, pursuant to Section 15162 of the California Environmental Quality Act Guidelines based on the findings contained in the staff report.

Funds - Contract - Widows and Orphans Statue - Public Works Director Mutter reviewed the background of the proposal to create a commemorative statue in the Jennie Davis Park to recognize those who lost loved ones in various conflicts in which the United States has been involved. Wally Sanchez had developed the concept and was taking the lead in working with various groups in securing funding. Unfortunately, Mr. Sanchez died last year. However, prior to his death, he asked his nephew, Sean Varner, to help him realize his dream. Mr. Sanchez had negotiated with Linda Pew to create the memorial. Concept rendering had been developed, and staff has confirmed with Ms. Pew her cost proposal remains at \$13,000.00. That cost is only for the statue and does not

include the base or installation. As of the time of preparation of the staff report, approximately \$8,900.00 has been raised and is being held by the City Treasurer. Sean Varner addressed the City Council and thanked City staff who have been very helpful with this project. He reported additional funds have been received or pledged since preparation of the staff report. He asked the City for their continued support by releasing funds to Ms. Pew to proceed. He made a commitment that he would make sure all necessary funds would be available when the statue is ready to be installed. Kathleen Kjellberg, daughter of Wally Sanchez, urged the City Council to proceed and promised to continue working with Mr. Varner to make her father's dream come true. Following brief discussion, Councilmember Gilbreath moved to fund \$5,200.00 (a 40 percent deposit) to be disbursed to the artist to begin construction of the bronze project. Motion seconded by Councilmember Gallagher and carried unanimously. Councilmember Gilbreath moved to approve the appropriation of \$5,200.00 from the specially collected money to cover the cost of the initial payment to Linda Pew, to approve a contract with Ms. Pew for the construction of the bronze widows and orphans statue, and to authorize the Mayor to execute, and the City Clerk to attest to, the document on behalf of the City. Motion seconded by Councilmember Gallagher and carried unanimously.

Purchase and Sale Agreements - Street Right-of-Way - On motion of Councilmember Gilbreath, seconded by Councilmember Gil, the City Council unanimously approved a new purchase and sale agreement and escrow instructions with Iowa Street Medical Partners for the sale of City property, a 1,808 square foot portion of street right-of-way along Barton Road, east of Iowa Street, Assessor's Parcel No. 292-168-24, in the amount of \$15,810.12 and authorized the Mayor to execute, and the City Clerk to attest to, the document on behalf of the City. On motion of Councilmember Gilbreath, seconded by Councilmember Gil, the City Council unanimously approved a purchase and sale agreement and escrow instruction with Citrus Investors, LLC for the sale of City property, a 1,394 square foot portion of street right-of-way along Barton Road, east of Iowa Street, Assessor's Parcel No. 292-168-26, in the amount of \$12,189.88 and authorized the Mayor to execute, and the City Clerk to attest to, the document on behalf of the City.

Donation - Funds - Prospect Park Tree Trimming - On motion of Councilmember Gilbreath, seconded by Councilmember Gil, the City Council unanimously accepted a donation of \$5,000.00 from the Friends of Prospect Park to be used for trimming trees in Prospect Park and approved an appropriation of the same to the Parks/Street Tree Division to be used for services from West Coast Arborists for this purpose.

Consulting Services Agreement - Smothers Appraisal - On motion of Councilmember Gilbreath, seconded by Councilmember Gil, the City Council unanimously approved a consulting services agreement with Smothers Appraisal for appraisal services for three parcels of property that are excess

after acquisition for right-of-way along Wabash Avenue, north of the I-10 Freeway, and authorized the Mayor to execute, and the City Clerk to attest to, the document on behalf of the City.

Agreement - Electricity Co-Generation Facility - On motion of Councilmember Gilbreath, seconded by Councilmember Gil, the City Council unanimously approved an agreement with SCS Energy for operation and maintenance of the Electricity Co-Generation Facility and authorized the Mayor to execute, and the City Clerk to attest to, the document on behalf of the City.

Water Stock Purchase - On motion of Councilmember Gilbreath, seconded by Councilmember Gil, the City Council unanimously approved the purchase of four shares of Lugonia Water Company stock from Sunil Bhasin for a total price of \$6,000.00.

Release of Lien - Weed Abatement - On motion of Councilmember Gilbreath, seconded by Councilmember Gil, the City Council unanimously approved a Release of Lien and Lis Pendens document for Assessor's Parcel No. 0168-071-04 for property located on East San Bernardino Avenue which was the subject of a weed abatement/code enforcement action in 1985.

Ordinance No. 2648 - Peddling Within School Zones - Ordinance No. 2648, an ordinance of the City of Redlands adding Section 9.28.020 to the Redlands Municipal Code relating to prohibited peddling within primary and secondary school zones, was unanimously adopted on motion of Councilmember Gilbreath, seconded by Councilmember Gil.

Contract Award - Video Surveillance System - On motion of Councilmember Gilbreath, seconded by Councilmember Gil, the City Council unanimously awarded the bid to Federal Network Services for the purchase of a digital video surveillance system for the Police Department interview rooms and detention area in an amount not to exceed \$89,428.00. Expenditure will be covered under the 2002 COPS Technology Grant.

Funds - Hand-Held Radios Purchase - On motion of Councilmember Gilbreath, seconded by Councilmember Gil, the City Council unanimously approved the use of the FY2005 Homeland Security Grant Program to purchase hand-held radios from Motorola and authorized an additional appropriation in the amount of \$47,450.00.

Purchase - Mobile Data Computers - On motion of Councilmember Gilbreath, seconded by Councilmember Gil, the City Council unanimously awarded a bid for the purchase of 30 mobile data computers to Motorola, Inc. in care of ComSerCo Communications for an amount not to exceed \$180,157.00. On motion of Councilmember Gilbreath, seconded by Councilmember Gil, the City

Council unanimously awarded a bid for the purchase of 10 mobile data computers to Amrel Systems, LLC for an amount not to exceed \$55,213.00.

Funds - Resolution No. 6530 - Orange Blossom Trail - On motion of Councilmember Gilbreath, seconded by Councilmember Gil, the City Council unanimously adopted Resolution No. 6530, a resolution of the City Council of the City of Redlands accepting the Orange Blossom Trail/East Valley Citrus Heritage Linear Park and Trail Grant and to commit \$22,800.00 in cash and in-kind local match for this grant. On motion of Councilmember Gilbreath, seconded by Councilmember Gil, the City Council unanimously approved re-appropriating \$2,100.00 from the Natural Resource Administrator position to the Orange Blossom Trail/East Valley Citrus Heritage Linear Park and Trail Grant as part of the required cash match.

LATE BREAKING ITEM

Reprogram CDBG Funds - Noting the need to take action was immediate, Councilmember Gilbreath moved to add the following item to the agenda which arose subsequent to the agenda being posted: "Request to reprogram \$200,000.00 from the CDBG Curb, Ramp, Sidewalk Improvement Project (111-111-32111/2906) to the CDBG Civic Center - ADA Improvement Project (111-30111/2625)." Motion seconded by Councilmember Harrison, and carried unanimously. Administrative Services Director Pettus explained the need to reprogram Community Development Block Grant funds to the Civic Center's American Disabilities Act Improvement Project. A County Board of Supervisors' plan modification hearing is required to transfer Community Development Block Grant funding from one project to another; the next hearing is scheduled for September 26, 2006; hence, the need to take action at this meeting. Councilmember Gilbreath moved to reprogram CDBG funds as described above. Motion seconded by Councilmember Gil and carried unanimously.

COMMUNICATIONS

Meeting Attendance - In accordance with Government Code Sections 53232.2 and 53232.3, Mayor Pro Tem Gilbreath and Councilmember Aguilar reported on their attendance at the League of California Cities' Annual Conference held on September 6-9, 2006, in San Diego.

Community Rating System - Administrative Analyst Mary Petite introduced Ronald P. Mielnicki, CFM, who presented information on the FEMA National Flood Insurance Program and the City of Redlands' community rating system application.

Air Support - Redlands Police Department - Police Chief Bueermann reviewed the increase in serious crimes occurring in Redlands and asked the City Council

to approve the concept of an Air Support Unit in his department and to authorize its development. Recognizing the financial constraints the City faces relative to General Fund expenditures, Police Chief Bueermann stipulated General Fund money would not be spent on this project (with the exception of staff time) without the express approval of the City Council. Before any narcotics seizure or traffic impound money is expended, the Police Department will return to the City Council with specific proposals relating to the purchase, operating costs of the plane, program budget, etc. If this request is approved, the City Council will have the opportunity to formally approve the program before the City is committed to its implementation. The Police Department's asset seizure and traffic accounts, both of which have non-supplanting restrictions, currently hold sufficient funds to acquire and operate an Air Support Unit for more than one year. Historic evidence indicates these sources generate more than enough annual revenue to operate an aviation unit without General Fund participation. In addition, the Police Department is awaiting the results of a Homeland Security grant proposal it submitted to help offset the cost of the plane and equipment. Police Chief Bueermann presented a lengthy PowerPoint reviewing the history of law enforcement's use of aircraft and the proposed program with the use of volunteer pilots and observers. Speaking in support of this proposal were: Detective Corey Hunt on behalf of the Redlands Police Officers Association, Larry Fortier, Bill Cheesman, John Krueger, Barry Neumayer, Vin Landfried, George Saliba and Bill Anglis. Following discussion, Councilmember Gilbreath moved to authorize the Police Department to develop an Air Support Unit program with the understanding that no money, other than staff time, will be expended without the approval of the City Council of the program and future costs. Motion seconded by Councilmember Gil and carried with Councilmember Gallagher voting NO.

UNFINISHED BUSINESS

Resolution No. 6547 - Funds - Assistant City Manager Position - Responding to the City Council's direction at the meeting of September 5, 2006, City Manager Davidson reported that many cities in California employ both a City Manager and an Assistant and/or Deputy City Manager. He provided an overview of the responsibilities and qualifications associated with the proposed Assistant City Manager position and a salary survey for Assistant City Manager positions that exist within our standard or recognized survey cities. The proposed method or model for filling this position would be accomplished through the hiring of an individual that is currently on staff and compensating that individual for their willingness to assume the additional responsibilities of their current position. By filling the position through this method, the anticipated costs for creating an Assistant City Manager position is approximately \$50,000.00 which includes both salary and benefits for the position. Following discussion, Councilmember Gallagher moved to adopt Resolution No. 6547, a resolution of the City Council of the City of Redlands amending the salary schedule and compensation plan for City employees by creating the position of Assistant City Manager for the

City of Redlands, and to approve an additional appropriation of \$50,000.00 from the General Fund to fund the position. Motion seconded by Councilmember Harrison and carried with Councilmembers Gilbreath and Gil voting NO.

PUBLIC COMMENTS

Franklin Court Project - Sara DeLallata asked for assistance with a dispute about a lot line survey which is significantly impacting her property located at 356 Franklin Avenue. Ms. DeLallata was referred to City Manager Davidson and Community Development Director Shaw.

Sk8Park Kids - Several members of the Sk8Park Kids reported on the progress of their project to build a skateboard park in Redlands.

JOINT MEETING - CITY COUNCIL AND REDEVELOPMENT AGENCY

Parking Structure Design Feasibility Study - Redevelopment Agency Director Gee reported that on July 18, 2006, the Redevelopment Agency approved an agreement for a parking structure analysis and parking consultant services with International Parking Design, Inc. to provide a conceptual analysis and initial design of a parking structure on two locations on Citrus Avenue in downtown Redlands. The parking consultant examined two sites owned by the City and/or Redevelopment Agency on Citrus Avenue, as instructed by staff, to determine the feasibility of the construction of a multi-level parking structure at either site after considering the specific site constraints and design requirements for a parking structure. A rough cost estimate has been provided as well as the conceptual analysis. Through a PowerPoint presentation, Mr. Gee summarized the report. Councilmember Harrison moved to receive and file the Downtown Redlands Parking Study conducted by International Parking Design, Inc. and requested staff prepare a report and recommendation for a City Council workshop on downtown parking and use of Park Once Grant funds within the next 60-90 days. Motion seconded by Councilmember Gilbreath and carried unanimously. (Also see Redevelopment Agency minutes for September 19, 2006.)

ADJOURNMENT

There being no further business, the City Council meeting adjourned at 5:35 P.M. The next regular meeting will be held on October 3, 2006.