

MINUTES

of a regular meeting of the City Council, City of Redlands held in Council Chambers, Safety Building, 212 Brookside Avenue on Apr. 6, 1965.

PRESENT

Waldo F. Burroughs, Mayor
William T. Hartzell, Vice-mayor
Norman N. Martinez, Councilman
Jack B. Cummings, Councilman

Ralph P. Merritt, Jr., City Manager
Edward F. Taylor, City Attorney
Hazel M. Soper, City Clerk
Ron Kibby, Redlands Daily Facts
Charles Palmer, San Bernardino Sun

ABSENT

Robert J. Wagner, Councilman

The meeting was opened with the pledge of allegiance followed by the invocation by Reverend John D. Foerster, First Evangelical Lutheran Church.

Minutes of the regular meeting of March 16, 1965 and the special Civic Day meeting on March 30, 1965 approved as submitted.

Award
of
Merit

At this time, Mayor Burroughs presented a certificate of meritorious service to William C. Boehnlein, retiring after twelve years with the Park Department as maintenance repair man. Mayor Burroughs spoke highly of the type of loyal and efficient service Mr. Boehnlein had given the City.

PUBLIC HEARING

Resolution
No. 2434

This being the time and place scheduled for public hearing on Resolution No. 2434, a resolution of intention of the City of Redlands to close a portion of Redlands Street, Mayor Burroughs at this time declared the meeting open as a public hearing of any protests or comment. None being forthcoming, the public hearing was closed, and Resolution No. 2434 adopted on motion of Councilman Hartzell, seconded by Councilman Martinez.

ORAL PETITIONS

Variance
to
Building
Code

Maurice
Clapp

Mr. Maurice Clapp petitioned the Council to approve a variance to the Building Code to permit occupancy of a building at 215 West Redlands Boulevard. Mr. Clapp has agreed to several major repairs necessary, but is requesting that a large display window be allowed to remain facing the west property line. The present code prohibits any openings at property lines. Mr. Clapp has agreed to execute a covenant running with the land, insuring that if and when the property to the west is improved or a building erected on the line, the provisions of the code will be carried out. On motion of Councilman Hartzell, seconded by Councilman Cummings, a variance to the building code was approved subject to the execution of a covenant running with the land to be properly recorded.

PLANNING COMMISSION RECOMMENDATIONS

As considered by the City Council at a regular meeting thereof held April 6, 1965 at 3:00 P.M.

Present: Councilmen Wagner, Hartzell, Cummings, Mayor Burroughs
Absent: Councilman Martinez

1. R.P.C. - Precise Street Plan No. 5

That R.P.C. No. 242 = Precise Street Plan No. 5 - Establishing precise alignment for that portion of Ford Street extending south from Garden Hill to its intersection with Garden Street, be approved. On motion of Councilman Hartzell, seconded by Councilman Wagner, R.P.C. 242 was approved by the Council, and Resolution No. 2440, a resolution of the City of Redlands adopting Precise Street Plan No. 5, was presented, with public hearing thereof set for April 20, 1965 at 7:00 P.M.

PLANNING COMMISSION RECOMMENDATIONS (Continued)2. Commission Review and Approval No. 180 - Redlands Plaza Co.

This request for Commission Review and Approval is on this agenda at the recommendation of the Planning Commission. That the request for commission review and approval of site development plan and elevations of commercial buildings to be constructed in Citrus Village located on the southwest corner of Redlands Boulevard and Palm Avenue be approved. On motion of Councilman Wagner, seconded by Councilman Cummings, C.R.A. No. 180 was adopted by the City Council subject to the requirements of all departments as stated in Planning Commission minutes dated March 25, 1965, and with the additional requirement that no occupancy permit be granted until there has been satisfactory administrative approval of studies for the ingress and egress to Redlands Boulevard between Palm and Cypress Avenues.

3. Tract No. 7264 - R. C. Andrews - Time Extension

That a time extension of one year be granted for Tract No. 7264, to April 21, 1966. On motion of Councilman Hartzell, seconded by Councilman Cummings, the recommendation of the Planning Department was adopted by the City Council.

4. Commission Review and Approval No. 176 - Temple Baptist Church

This matter is before the Council at this time due to a letter from Pastor Wm. H. Bell, of the Temple Baptist Church. The letter protests the requirement to provide a water line along Cypress Avenue and the requirement to cover the storm drain running along the northeast line of the property. After very lengthy discussion, Councilman Hartzell made the following motion which was seconded by Councilman Cummings: That the City waive the cost of the installation of the 8 inch line from the east property line to Orchard Drive, and the cost of one fire hydrant. The vote:

AYES: Councilmen Hartzell and Cummings
 NOES: Councilman Wagner and Mayor Burroughs
 ABSENT: Councilman Martinez

The motion did not carry because of a split vote. Referring to his "No" vote, Mayor Burroughs stated that he believed the city finances and policy were not in a position to establish a precedent in this case. Mr. Wagner stated that although a cost of this type is usually borne by a developer, and this case is different, the policy cannot be helped by varying.

After lengthy discussion of the requirement to cover the storm drain, in which members of the church congregation participated, Councilman Wagner moved to deny the request and have the requirements stand as stated in Planning Commission minutes dated March 9, 1965. Councilman Hartzell seconded the motion. Councilman Cummings voted "No" for the reasons stated previously, and Mayor Burroughs voted "Yes". Motion carried.

5. Commission Review and Approval No. 178 - Dean W. Allman

This Commission Review and Approval of site plan for relocation of kennels at 312 Tennessee Street comes before the Council because of the request from the owner, Dean Allman, to be relieved from Engineering Requirements b. and c. as stated in Planning Commission minutes dated March 23 1965. Following discussions in both afternoon and evening sessions of the Council, during which Mrs. Allman and a representative of the San Bernardino County Flood Control District addressed the Council, the following motion was made by Councilman Cummings, seconded by Councilman Martinez: These requirements be waived for the reasons that (1) This is not an expanding use, (2) The new construction and change of location has been compelled by a public agency which has eminent domain - The San Bernardino County Flood Control District, (3) The applicant should be left as much as possible in his present condition of operation without detriment. Motion carried.

ADVISORY COMMITTEE RECOMMENDATIONS

As considered by the City Council at a regular meeting thereof held April 6, 1965.

1. That the request of F. A. Young for permission to sign the Improvement Ordinance Agreement in lieu of the installation of sidewalks as required in Lot Line Adjustment No. 49 as per Ordinance 100 for property known as 233 Grandview Drive, be approved, and that sidewalks be installed at such time as the

ADVISORY COMMITTEE RECOMMENDATIONS (Continued)

total block is improved. On motion of Councilman Hartzell, seconded by Councilman Cummings, the recommendation of the Advisory Committee was adopted by the City Council.

2. That the request of H. M. Beguelin for permission to sign the Improvement Ordinance Agreement in lieu of installation of curbs as required in Lot Split No. 290 as per Ordinance No. 921 for property located on the south side of the Terrace approximately 700 feet east of Sixth Street be approved,, but that curbs be installed at such time in the future as a building permit is requested. On motion of Councilman Hartzell, seconded by Councilman Wagner, the recommendation of the Advisory Committee was adopted by the City Council.
3. The request of Dean W. Allman was handled under Planning Commission recommendations.
4. That the request of L. G. Hahn for permission to sign the Improvement Ordinance Agreement in lieu of the installation of sidewalks as required in Ordinance 1193 for property located on the south side of Summit Avenue approximately 350 feet east of Elm Street, be approved and that said sidewalk be installed at such time as the City Council deems it necessary. On motion of Councilman Cummings, seconded by Councilman Wagner, the recommendation of the Advisory Committee was adopted by the City Council.

UNFINISHED BUSINESS

Delinquent
Bonds
Off-site
Improvements

In connection with difficulties being encountered by the Department of Public Works in requiring bonding companies to make good off-site improvements presumably insured by bonds, the City Council, on motion of Councilman Cummings, seconded by Councilman Hartzell, authorized the City Attorney to take legal action in the matter of various delinquent subdivision improvement bonds. Authorization to be effective May 14, to allow time for any sincere company to work on the subdivision they are bonding.

Business
License
Apartment
Rentals

At a regular Council meeting on March 2, 1965, protests by some apartment owners were registered relative to the business license being applied to apartment owners this year. The matter was tabled until this meeting to allow the City Treasurer to compile a survey of the operation in other cities in Southern California. Mr. Poyzer submitted his report at this time - containing information obtained from over fifty cities and indicating that this arbitrary tax is in effect in approximately 68% of the cities. In the discussion the exemption line of four or less rentals as well as non-contiguous property was considered. In conclusion, Councilman Cummings moved that the Business License Ordinance be amended to cover licensing of four or more rental units (not owner occupied), and that said rental units need not be contiguous. Motion seconded by Councilman Hartzell and carried.

CITY MANAGER

Additional
Appropriation
Brush
Chipper

City Manager Merritt informed the Council that unfinished business from the special meeting of March 30 - specifically the matter of closing East Fern Avenue bounded on both sides by school property, and the P.T.A. protest relative to vendors in the school areas - will be brought to the Council on April 20, 1965.

Request for additional appropriation in the amount of \$5,000.00 to purchase another brush chipper in order to comply with the "No Burning" directive from the Air Pollution Control Board, was submitted by Manager Merritt, and approved as follows on motion of Councilman Cummings: I move that the request for an additional appropriation in the amount of \$5,000.00 for the purchase of a brush chipper be approved and that the same be financed from Park Fund Case Surplus. Motion seconded by Councilman Hartzell and carried,

CITY MANAGER (Continued)

with the City Manager authorized to negotiate the purchase from the same manufacturer as the one now in use because of its exceptional safety features.

Appointment Airport Advisory Board Reappointment of Richard A. Mulligan as a member of the Airport Advisory Board for a four year term - from July 1, 1964 to July 1, 1968 - approved on motion of Councilman Cummings, seconded by Councilman Martinez, with proper letter of appreciation to be forwarded to Mr. Mulligan,

Shutt Garbage Contract A contract between the City of Redlands and Roy V. Shutt of Calimesa for the collection of wet garbage from the City's eating places - hospitals, etc. from January 1, 1965 to December 31, 1965, approved on motion of Councilman Hartzell, seconded by Councilman Cummings with the City Manager authorized to sign the agreement.

Resolution No. 2441 Manager Merritt reported franchise payment from the Southern Calif. Gas Company in the amount of \$25,994.68 - an increase of \$6,381.21 over 1963.

Resolution No. 2441 Resolution No. 2441 - a resolution of the City of Redlands opposing passage of Assembly Bill No. 1461, reducing the average duty week for firemen to 40 hours, presented and adopted on motion of Councilman Cummings, seconded by Councilman Hartzell.

Ordinance No. 1288 Ordinance No. 1288 - an ordinance of the City of Redlands requiring the provision of water lines and fire hydrants in conjunction with building construction, introduced by Councilman Hartzell and laid over under the rules.

Ordinance No. 1289 Ordinance No. 1289, an ordinance of the City of Redlands amending Ordinance No. 1193 - entitled "An Ordinance of the City of Redlands County of San Bernardino, State of California, Requiring the Construction of Curbs, Gutters, and Sidewalks in Conjunction With Building Construction" introduced by Councilman Hartzell and laid over under the rules.

Mr. Zafon A. Hartman and Mr. John J. Creatura were present as representatives of the Downtown Redlands Association.

Bills and salaries were ordered paid as approved by the Finance Committee.

No further business demanding attention at this time, on motion, the Council adjourned at 9:00 P.M.

Next regular meeting - April 20, 1965.

ATTEST:

Hazel M. Loper
City Clerk

Waldo F. Cunningham
Mayor of the City of Redlands

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