

MINUTES

of a regular meeting of the City Council, City of Redlands, held in the Council Chambers, Safety Hall, 212 Brookside Avenue, on December 3, 1968 at 7:00 P.M.

Planning Commission Items 3:00 P.M. Regular Agenda 7:00 P.M.

PRESENT

Norman N. Martinez, Vice Mayor
Jack B. Cummings, Councilman
Charles G. DeMirjyn, Councilman
Chresten M. Knudsen, Councilman

John H. Wagner, Administrative Assistant
Edward F. Taylor, City Attorney
Peggy A. Moseley, City Clerk
Malcolm Schwartz, Redlands Daily Facts
Chuck Palmer, San Bernardino Sun

ABSENT

Waldo F. Burroughs, Mayor
Ralph P. Merritt, Jr., City Manager

The meeting was opened with the pledge of allegiance, followed by the invocation by Reverend Robert H. Larkin of the Trinity Episcopal Church.

The minutes of the regular meeting of November 19, 1968 were approved with the following addition by Mr. Knudsen: Page five, line three, following "failure to annex Sunset Drive property" - "Council should not allow this to happen again. Staff and Council should be aware and if the opportunity for annexation is proposed the annexation should not be denied. This relates to water policy and sewer policy."

BIDS

Water
Line

The following bids for the furnishing and installation of water line in Agate Avenue, King Street and Sand Canyon Road were publicly opened and declared in the office of the City Clerk at 10:00 A.M. on November 19:

Ace Pipeline Construction, Inc. Pomona, California	Lump Sum:	\$254,000.00
Longley Construction Co., Inc. Fullerton, California	Lump Sum:	\$258,674.00
H. M. Robertson Pipeline Cons. Riverside, California	Lump Sum:	\$293,875.00
Rogers and Davies Ontario, California	Lump Sum:	\$242,250.00

At this time it is the recommendation of the Water Division of the Department of Public Works that award be made to Rogers and Davies as theirs is the lowest bid submitted meeting all specifications. On motion of Councilman DeMirjyn, seconded by Councilman Cummings, the bid for installation of water pipe was awarded to Rogers and Davies, in the amount of \$242,250.00.

At this time Water Superintendent Lowry explained the breakdown of this expenditure, stating that approximately \$150,000 of this sum will be used for the Agate Avenue water line to connect two reservoirs, this money to come from the Water Bond funds; of the approximately \$90,000 cost for the installation of the Sand Canyon water line for Crafton College, \$67,000 will be reimbursed to the city.

The following bids for a four cubic yard, four-wheeled type street sweeper were opened and publicly declared in the office of the City Clerk at 10:00 A.M. this date:

Street
Sweeper

Kemp Yorke Equipment Co., Inc. Irwindale, California	\$14,245.11
Dearth Machinery Company Azusa, California	\$14,198.70

Following study of the bids by the Street Department, it is recommended that award be made to the Dearth Machinery Company for a Wayne model 945 sweeper (with single right-hand gutter broom at a \$900.00 reduction) for a total price of \$13,298.70, as this is the lower bid and meets all specifications. On motion of Councilman Cummings, seconded by Councilman DeMirjyn, award was made to the Dearth Machinery Company for the Wayne sweeper, in the amount of \$13,298.70.

The following bids for a traffic line marker were also opened and publicly declared in the office of the City Clerk at 10:00 A.M. this date and referred to the Department of Public Works for study:

Line
Marking
Machine

Dearth Machinery Company Azusa, California	Special . . .	\$ 4,801.30
	Commander . .	\$ 5,320.00
Wald Industries, Inc. Orange, California		\$ 5,276.40

At this time it is the recommendation that since irregularities were noted in both bids, the Department of Public Works and the City Attorney concur in the decision that the bids be rejected and that the bids be readvertised with re-written specifications. On motion of Councilman DeMirjyn, seconded by Councilman Knudsen, approval was given for rejection of these bids and the readvertising, for opening on January 7.

PLANNING COMMISSION RECOMMENDATIONS

As considered by the City Council at a regular meeting thereof held December 3, 1968 at 3:00 P.M.

Present: Councilmen Cummings, DeMirjyn, Knudsen, Vice Mayor Martinez, City Attorney Taylor

Absent: Mayor Burroughs

1. Appeal to Commission Approval of Variance No. 141 - Mrs. Lawrence J. Patton

Variance No. 141, a request to utilize an existing pole to support a sign above a roof at 215 West Redlands Boulevard, was approved by the Planning Commission at their meeting of November 26, 1968, subject to recommendations of the Planning Department.

On November 29, 1968, Mrs. Lawrence J. Patton filed an appeal requesting reversal of this decision because she - a member of the committee which originally studied and drew up the sign ordinance, No. 1342 - believes approval of this request will: "Open the door for any business to make the same application for a roof sign."

Before proceeding with Council consideration of this matter, Director of Building and Safety Robert Mitchell reviewed the study; planning; considerations involved; time consumed; people making up the committee - their occupations, qualifications and interest in this matter; the number of other cities' ordinances studied for good and bad points; slides presented of desirable and undesirable signing; and many other facets of the detailed research given to the formation and preparation of Ordinance No. 1342. He also stated that there have been few complaints and generally good over-all compliance with the Ordinance.

Council discussion included the fact that C-3 and C-4 zoning are in effect on opposite sides of Redlands Boulevard, with one being pedestrian oriented and the other highway oriented; the reasons for the Variance Procedure provisions of Ordinance No. 1000; further discussion of general over-all compliance; definitions of Flush Signs, Projecting Signs and Roof Signs. Comments were heard from Mr. Quiel in behalf of his client.

Mr. Knudsen stated as follows: "I move that the action of the Planning Commission granting Variance No. 141 be rescinded upon the grounds - 1) That the sign does not conform to the Sign Code of the City of Redlands in that the sign is not parallel to the front surface of the building as required by the Code; 2) That the sign for which the variance was requested, being a roof sign, is not permitted in any zone; 3) That the sign is detrimental to the orderly future development of the C-3 zone in which appellant proposes to locate it."

Councilman Martinez seconded the motion after handing the gavel to Councilman DeMirjyn.

Councilman Cummings requested definition of "Roof Sign". Attorney Taylor read from the Code: "Any sign wholly upon or wholly above a roof."

Councilman DeMirjyn called for the vote, which was as follows:

AYES: Councilman Knudsen, Vice Mayor Martinez
NOES: Councilmen Cummings, DeMirjyn
ABSENT: Mayor Burroughs

Councilman Cummings explained that he voted NO for the reason that moving the support-pipe twenty-five feet (out of the building) would make the sign legal. Councilman DeMirjyn stated that he agreed.

Attorney Taylor explained that the tie vote failed to rescind the Planning Commission action, which was voted affirmatively by a majority.

Mrs. Lawrence Patton requested the opportunity to address Council prior to their final decision.

Councilman Knudsen moved to rescind the prior Council action; motion seconded by Councilman DeMirjyn and carried. Attorney Taylor explained to Mr. Quiel the legality of this.

Mrs. Patton reviewed the Sign Ordinance, and some of the reasons for the requirements therein, and stressed that when a location changed hands an "offending" sign was required by Ordinance to be removed. She then requested Council to reverse the Planning Commission action.

Following more discussion, Councilman Knudsen moved, and Councilman Cummings seconded, that the matter be tabled until December 17, 1968 at 3:00 P.M. Motion carried by the following roll call vote:

PLANNING COMMISSION RECOMMENDATIONS (Continued)

AYES: Councilmen Knudsen, Cummings, Vice Mayor Martinez
 NOES: Councilman DeMirjyn
 ABSENT: Mayor Burroughs

Councilman Knudsen suggested Council consideration of an ordinance to prevent washing-down of signs, and thereby wetting pedestrians. He had seen such a problem recently.

2. Variance No. 142 - First United Methodist Church

This request for variance of the required setback on property at the northeast corner of Cajon Street and Olive Avenue was denied by the Planning Commission.

As there has been no appeal to the decision, no Council action is required.

3. Conditional Use Permit No. 145 - Robert C. Parkinson

This request for a Conditional Use Permit to construct a coin-operated car wash on the corner of Sixth Street and Redlands Boulevard was denied by the Planning Commission, and at this time is withdrawn by the applicant.

4. R.P.C. No. 305 - Zone Change No. 109 - Nine Points, Inc.

That R.P.C. No. 305, a resolution of the Planning Commission for adoption of Zone Change No. 109 - the establishment of "Rezoning" R-E (Residential Estate, 14,000) District for approximately 77.29 acres of unincorporated land adjacent to the southeast city limits, be approved to become effective upon annexation of the property to the City of Redlands. On motion of Councilman DeMirjyn, seconded by Councilman Cummings, this recommendation of the Planning Commission was adopted by the City Council. Ordinance No. 1384 - an ordinance to establish said Zone Change No. 109 - was presented, given first reading of the title and laid over under the rules with public hearing thereon set for December 17, 1968 at 7:00 P.M.

5. Tentative Map - Tract No. 7765 - Chester Salisbury

Tract No. 7765, recommended for approval by the Planning Commission subject to all requirements as contained in Planning Commission minutes dated November 26, 1968, was tabled for two weeks at the request of the applicant's engineering firm.

6. Tract No. 7108 - Surety Savings & Loan - Final Approval

All provisions as contained in Council minutes dated July 16, 1968 having been complied with, it is the recommendation of the Planning Department that final approval be given for Tract No. 7108. On motion of Councilman Cummings, seconded by Councilman DeMirjyn, the recommendation of the Planning Department was adopted by the City Council.

7. C.U.P. No. 136 - Murray and Baker - Time Extension

That a time extension of one year be granted for C.U.P. No. 136 - Convalescent Hospital at Highland and Roosevelt Road - to December 19, 1969. On motion of Councilman DeMirjyn, seconded by Councilman Knudsen, the recommendation of the Planning Department was adopted by the City Council.

County
Weed
Abatement
Ordinance

Councilman DeMirjyn brought to Council attention the fact that the San Bernardino County Board of Supervisors will be considering an ordinance relating to the removal of unsightly, dead orange groves as an economic detriment to the adjacent property at their meeting on December 16, 1968 at approximately 10:00 A.M. He requests Council, Staff and citizen support of this important matter at this time.

TRAFFIC COMMISSION RECOMMENDATIONS

At the regular meeting of the Traffic Commission on November 21, 1968 the following recommendations were submitted for Council consideration:

SECTION ONE: Pursuant to Article 676, Section 676.8(B) of the Redlands Traffic Ordinance:

To permit the removal of a "Yield" sign on Garden at Mariposa.

SECTION TWO: Pursuant to Article 676, Sections 676.1 and 676.3 of the Redlands Traffic Ordinance:

To establish a "Stop" sign on Garden Street to stop northbound vehicles at the intersection of Mariposa Drive.

Following discussion, on motion of Councilman DeMirjyn, seconded by Councilman Knudsen, the above recommendations were approved, and Resolution No. 2719, establishing these changes, was adopted by the City Council.

Resolution
No. 2719
Traffic

TRAFFIC COMMISSION RECOMMENDATIONS (Continued)

At this time Councilman DeMirjyn requested study of a traffic problem at Colton Avenue and Sixth Street, one of the off-ramps from the freeway, where there have been many accidents. Vice Mayor Martinez replied that this would be forwarded to the Police Chief and Traffic Commission.

APPLICATIONS AND PETITIONS

Mr. Wagner brought to Council attention notice of transfer of ownership of alcoholic beverage license - an off-sale general license at 1560 North Orange Street.

UNFINISHED BUSINESS

Ordinance
No. 1371
Weed
Abatement

Ordinance No. 1371, an ordinance of the City of Redlands amending the City Code to provide for the abatement as a public nuisance of dry weeds, dead shrubs and certain other waste material, was given second reading of the title, discussed to considerable extent, and adopted on motion of Councilman DeMirjyn, seconded by Councilman Cummings, with waiver of the reading of the ordinance in full, by the following roll call vote:

AYES: Councilmen Cummings, DeMirjyn, Knudsen, Vice Mayor Martinez
NOES: None
ABSENT: Mayor Burroughs

Ordinance
No. 1382
Agreement -
Retirement
System

Ordinance No. 1382, an ordinance of the City of Redlands authorizing an amendment to the contract between the City Council and the California Public Employees' Retirement system to exclude employees compensated on an hourly wage, and authorizing the Mayor to execute this agreement, was given second reading of the title and adopted on motion of Councilman DeMirjyn, seconded by Councilman Knudsen, with waiver of the reading of the ordinance in full, by the following roll call vote:

AYES: Councilmen Cummings, DeMirjyn, Knudsen, Vice Mayor Martinez
NOES: None
ABSENT: Mayor Burroughs

NEW BUSINESS

Resolution
No. 2720
Crossing
Protection

Resolution No. 2720, a resolution of the City Council of the City of Redlands concerning an agreement with the Atchison, Topeka and Santa Fe Railroad Company providing crossing protection at the intersection of Alabama Street with the A.T. & S.F. R.R., and authorizing the Mayor and City Clerk to sign the agreement in behalf of the City, was approved on motion of Councilman Cummings, seconded by Councilman DeMirjyn.

Councilman Cummings commended Mr. Shone and the Department of Public Works on the widening of University Street.

Resolution
No. 2721
Water Line
Rt-of-way

Resolution No. 2721, a resolution of the City Council of the City of Redlands authorizing an agreement for installation of a water line through Atchison, Topeka and Santa Fe Railroad Company right-of-way at the intersection of Tennessee Street and authorizing the Mayor and City Clerk to sign, was approved on motion of Councilman DeMirjyn, seconded by Councilman Cummings.

Resolution
No. 2722
Water Line
Rt-of-way

On motion of Councilman DeMirjyn, seconded by Councilman Cummings, Resolution No. 2722, a resolution of the City Council of the City of Redlands authorizing an agreement for installation of water line through the Southern Pacific Company right-of-way at Agate Avenue in Mentone, and authorizing the Mayor and City Clerk to sign in behalf of the City, was approved.

CITY MANAGER

Bid Call
Paving
Material

On motion of Councilman Cummings, seconded by Councilman DeMirjyn, the City Clerk was authorized to advertise for bids for paving material and equipment rental for city use for 1969.

Easement
Burns
Rosenzweig
Cohen

A grant of easement from R. T. Burns, M. L. Rosenzweig, and Jack Cohen for pipeline right-of-way purposes to connect the new Fifth Avenue Reservoir and the Crafton Hills College to the city water system, was accepted on motion of Councilman DeMirjyn, seconded by Councilman Knudsen, with the City Manager authorized to execute the certificate of acceptance in behalf of the City.

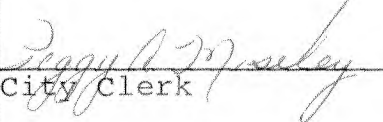
Grant Deed
Parking
Lot #4

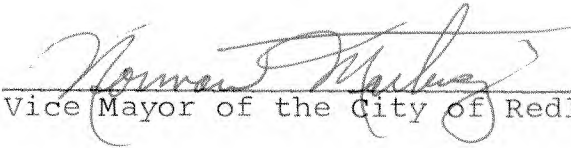
A grant deed for Lots 10, 11, 12 and 13, portion of Redlands Town Plat, for Parking Lot #4 at the southwest corner of Redlands Boulevard and Orange Street, was accepted on motion of Councilman DeMirjyn, seconded by Councilman Cummings.

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 7:40 P.M.

Next regular meeting, December 17, 1968.

ATTEST:


City Clerk


Vice Mayor of the City of Redlands

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