

MINUTES

of a regular meeting of the City Council, City of Redlands, held in the Council Chambers, Safety Hall, 212 Brookside Avenue, on June 17, 1969 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

Ralph P. Merritt, Jr., City Manager
Michael R. Quinn, Deputy City Attorney
Peggy A. Moseley, City Clerk
Erwin S. Hein, Redlands Daily Facts
Chuck Palmer, San Bernardino Sun

ABSENT

Waldo F. Burroughs, Mayor

The meeting was opened with the pledge of allegiance, followed by the invocation by Father Augustine McKeogh, of El Carmelo Retreat House. After his invocation Father McKeogh thanked the city employees and the Council for the courteous and considerate help given in the recent construction at El Carmelo.

The minutes of the regular meeting of June 3, 1969 were approved as submitted.

PUBLIC HEARINGS

Ordinance
No. 1391
Wiring
Code

This was the time and place advertised for public hearing on Ordinance No. 1391, an ordinance of the City of Redlands amending the Redlands Ordinance Code to adopt the Uniform Wiring Code, 1968 Edition, and the National Electric Code, 1968 Edition. Vice Mayor Martinez declared the meeting open as a public hearing for the purpose of hearing any comments or questions concerning this ordinance. None being forthcoming, the public hearing was declared closed, and Ordinance No. 1391 was adopted, on motion of Councilman Knudsen, seconded by Councilman DeMirjyn, 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. 1392
Zoning -
Annexation
No. 40

Public hearing was also advertised at this time for Ordinance No. 1392, an ordinance of the City of Redlands establishing zoning for Annexation #40. At this time the meeting was declared open as a public hearing for the purpose of hearing any comments or questions concerning this ordinance. None being forthcoming, the public hearing was declared closed, and Ordinance No. 1392 was 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, Vice Mayor Martinez
NOES: None
ABSTAIN: Councilman Knudsen
ABSENT: Mayor Burroughs

Resolution
No. 2761
Ordering
Work Closing
Shepherd St.

The public hearing established by Resolution No. 2756, adopted on May 20, 1969 for the closing of portions of Shepherd Street and Henrietta Street, was also advertised for this time and date. Vice Mayor Martinez again opened the meeting as a public hearing for the above-mentioned street closure. No questions or comments being forthcoming, the public hearing was declared closed, and Resolution No. 2761, a resolution of the City of Redlands ordering the work on the above street closure, was adopted, on motion of Councilman Knudsen, seconded by Councilman Cummings, by the

PUBLIC HEARINGS (Continued)

following roll call vote:

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

PLANNING COMMISSION RECOMMENDATIONS

As considered by the City Council at a regular meeting thereof held June 17, 1969 at 3:00 P.M.

Present: Councilmen Cummings, DeMirjyn, Knudsen, Vice Mayor Martinez;
 Deputy City Attorney Michael Quinn
 Absent: Mayor Burroughs

1. Tentative Map - Tract No. 8124 - Arthur Gregory, Jr.

That the tentative map of Tract No. 8124, located between Elizabeth Street and Center Street approximately 600 feet west of Henrietta Street, be approved subject to the recommendations of all departments and in accordance with departmental study map marked "B", as contained in Planning Commission minutes dated June 10, 1969. On motion of Councilman DeMirjyn, seconded by Councilman Knudsen, the recommendation of the Planning Commission was adopted by the City Council.

2. R.P.C. No. 308 - Precise (Specific) Street Plan No. 10

That R.P.C. No. 308 - Precise Street Plan No. 10 - which proposes a precise alignment for that portion of Barton Road to be realigned within the city limits of Redlands, and to be included as a part of San Bernardino County Precise Plan No. SV388 for Barton Road between Bryn Mawr and Redlands, be approved. Following discussion, on motion of Councilman DeMirjyn, seconded by Councilman Knudsen, R.P.C. No. 308 was approved, and Resolution No. 2764, a resolution of the City of Redlands for adoption of Precise Street Plan No. 10, was presented, with public hearing thereon set for July 1, 1969, by the following roll call vote:

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

3. Conditional Use Permit No. 153 - Salvesen, Moscato & Nicholas

That the request of Salvesen, Moscato & Nicholas for a Conditional Use Permit in a C-4 (Highway Commercial) District to construct a combination automatic car wash and service station on property located at 315 North Orange Street, be approved subject to the recommendations of all departments as contained in Planning Commission minutes dated June 10, 1969. On motion of Councilman DeMirjyn, seconded by Councilman Cummings, the recommendation of the Planning Commission was adopted by the City Council.

East Valley Communities Joint Planning Program

Mr. Neil Pfulb and Paul Neil of the San Bernardino County Planning Department presented a joint planning program for consideration of the communities of San Bernardino, Colton, Rialto, Redlands and Fontana. This is patterned after the successful West Valley Planning Agency, and proposes to provide a comprehensive, integrated, and balanced plan for future development.

Following Council discussion of the many aspects of the plan, Councilman Cummings moved that Council go on record as favoring in principle the Plan of the East Valley Planning Agency as submitted in memo dated May 20, 1969, entitled Meeting of East Valley Communities Re Joint Planning Program, and that Councilman DeMirjyn be appointed as this Council's representative to meet with the committee. Motion seconded by Councilman Knudsen and carried.

City Manager Merritt presented a request from Mr. Albert F. O'Bannon of 402 South San Mateo for permission to hold a Tent Revival for six weeks on the corner of Lugonia and Texas Streets, under the auspices of the Southeastern California Conference of Seventh-day Adventists. The letter stated that a flame-proof tent would be used, health facilities provided, and any other City requirements complied with.

Following very lengthy discussion, the Council recommended that the group consider holding the revival on the Seventh-day Adventist School grounds on Tennessee Street, or if this was not feasible, that application be made to the Planning Commission for a conditional use permit in order that the requirements of that procedure relating to notification of property owners and advertising of public hearing be complied with.

COMMUNICATIONS

Request
Waiver -
Business
License

City Manager Merritt read a request to the Council for waiver of business license requirements for the Redlands Chinese Karate Club, for the reason that the club is a non-profit organization. Following discussion, on motion of Councilman Cummings, seconded by Councilman DeMirjyn, waiver of the city business license was authorized subject to the furnishing to the City Treasurer of statements of proof of non-profit status of the Karate Club from both the Franchise Tax Board and the Internal Revenue Service. Motion seconded by Councilman DeMirjyn and carried.

UNFINISHED BUSINESS

Citrus Ave.
Underground
Utilities &
Widening

At this time the Council again considered the proposed utility district for undergrounding of utilities in Citrus Avenue east from Church Street to Grove Street. Director of Public Works Shone described the problems related to the widening of this street and the need thereof, and stated some property needed on the north side of Citrus would require condemnation at great expense to the City. Manager Merritt pointed out that the Edison Company is eager to have a firm understanding concerning the City's wishes. Councilman DeMirjyn described the discussions with the School Board officials relative to fencing of the grounds and construction of an overpass over Citrus Avenue as is needed for protection of the students. Following considerable discussion, it was decided that the Mayor and another representative of the Council would meet with representatives of the School District and the Manager's office to negotiate this problem. Mr. Dick Landis, District Superintendent of the Edison Company, expressed his company's desire to expedite this work, and recommended the undergrounding be done, if at all possible, at the same time as the street widening.

Quit Claim
Deed

Pepper Park
To School
District

City Manager Merritt presented a Quit Claim Deed to finalize the transfer of the Pepper Park property from the City of Redlands to the Redlands Unified School District of San Bernardino County. On motion of Councilman DeMirjyn, seconded by Councilman Cummings, the above deed was approved, with the Vice Mayor and City Clerk authorized to sign in behalf of the City.

Agate
Reservoir
Condemnation

On motion of Councilman Cummings, seconded by Councilman DeMirjyn, approval was given to the negotiated price of \$3,800 for settlement of the condemnation proceedings on the Agate Reservoir property owned by the Bear Valley Water Company. This condemnation procedure was authorized by Council on June 20, 1967. Councilman Knudsen abstained from voting.

City Manager Merritt reported receipt of notification from the Air Pollution District that the period of time for burning orange groves ended today rather than July 1, and stated that there were presently only three groves which would be permitted to burn; that of Dr. Dombrowski, one on East Highland and Redlands Boulevard, and one adjacent to the Redlands Empire Bowl on Colton Avenue. Councilmen expressed regret that this permission was being discontinued.

NEW BUSINESS

Resolution
No. 2762
Closure -
Stuart St.

Resolution No. 2762, a resolution of the City Council declaring the intention to vacate a portion of Stuart Street, which is no longer needed for city purposes, was adopted on motion of Councilman Cummings, seconded by Councilman DeMirjyn, with the public hearing on this street closure set for July 15, 1969, at 7:00 P.M.

NEW BUSINESS (Continued)

Ordinance
No. 1393
Bus
Franchise

City Manager Merritt presented Ordinance No. 1393, an ordinance of the City of Redlands granting a franchise to Leroy Gish for twelve months to operate a bus service within the City of Redlands, and stated that the service is experimental and designed to serve areas in the City where citizens are without economical transportation from their homes to shopping districts, medical clinics and the Community Hospital. The ordinance was given first reading of the title and laid over under the rules, with second reading set for the Council meeting of July 1, 1969.

Resolution
No. 2763
Bus rates

Resolution No. 2763, a resolution of the City Council establishing the bus rates to be charged on the bus service franchise in Ordinance No. 1393, was adopted on motion of Councilman DeMirjyn, seconded by Councilman Knudsen.

CITY MANAGER

Amendment -
Retirement
Contract

On motion of Councilman Cummings, seconded by Councilman DeMirjyn, a resolution of intention to approve an amendment to the contract between the Board of Administration of the Public Employees Retirement System and the City Council of the City of Redlands, was adopted. This resolution of intention is the first step required in the procedure to amend the contract to permit a cost-of-living increase in allowance for retired employees.

Rental -
Coach House

The coach house in Prospect Park has been repaired by means of a \$3,000 donation made by the Friends of Prospect Park. In order to protect the property on a continuing basis, it is desirable to have a city employee reside in the building at minimal rental, in exchange for nine hours' service per week in surveillance and inspection. On motion of Councilman DeMirjyn, seconded by Councilman Cummings, an agreement authorizing the City of Redlands to rent the coach house in Prospect Park to a city employee for the amount of \$25.00 per month was approved by the City Council.

Claim
Owens

A claim from Mrs. Ann Owens for medical expenses incurred from a fall on Colton Avenue was denied in routine manner on motion of Councilman Cummings, seconded by Councilman DeMirjyn, and referred to the City's insurance carrier.

Claim
Hodges

A claim from Mrs. James E. Hodges for sewer back-up damage at #6 Ash Street was denied in routine manner on motion of Councilman DeMirjyn, seconded by Councilman Cummings, and referred to the City's insurance carrier.

Agreement
Amending
Sign
Ordinance

Manager Merritt presented a request from Director of Building & Safety Robert Mitchell asking permission to develop an agreement which would permit placement of sign structures in dedicated areas. The agreement would be signed by the property owner and would be binding on future owners; it would specify that the owner of the sign structure or property owner would remove it with no cost to the City at any time street improvements were made. The agreement would be similar to one now used for delayed installation of curbs, gutters and sidewalks, and would eliminate the present inequity in sign exposure. Following discussion, the development and use of such an agreement was approved by the City Council, on motion of Councilman Knudsen, seconded by Councilman DeMirjyn.

Councilman Cummings stated that he would be out of the state on vacation for the next two Council meetings.

1934
Fire
Engine

Councilman DeMirjyn proposed that the recently retired 1934 Seagrave fire engine be donated to the Redlands Sister City of San Miguel. City Manager Merritt stated that there had been discussion of keeping this exceptionally interesting model as a museum piece for display in the carriage house in Prospect Park. Fireman Ray Mills addressed Council stating that many firemen had a special attachment for this beautiful old piece of equipment. Following discussion, Councilman DeMirjyn was requested by the Council to investigate possible complications of exportation of the vehicle, and to contact the firemen concerning their wishes for the disposition of the engine.

Bills and salaries were ordered paid as approved by the Finance Committee. There being no further business demanding attention at this time, Council adjourned on motion at 8:30 P.M.

Next regular meeting, July 1, 1969.

ATTEST:


City Clerk


Mayor of the City of Redlands

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PLANNING COMMISSION RECOMMENDATIONS

As considered by the City Council at a regular meeting thereof held July 1, 1969 at 3:00 P.M.

Present: Councilmen Martinez, DeMirjyn, Knudsen, Mayor Burroughs, Deputy City Attorney Michael Quinn

Absent: Councilman Cummings

1. Conditional Use Permit No. 154 - Eugene Wade

That the request of Eugene Wade for a Conditional Use Permit in an R-S Zone (Residential Suburban) to construct a 97-bed convalescent hospital on property located at the southeast corner of Brookside Avenue and Terracina Boulevard be approved subject to the recommendations of all departments as contained in Planning Commission minutes dated June 24, 1969, amending Engineering Division recommendation No. 7 to require developer to provide sewer extension to serve this development.

Mr. Wade addressed Council with the request that the City share the cost of sewer installation to his property, as the cost would be prohibitive, or that he be permitted to install a cesspool system.

Council discussed the sewer ordinance and requirements necessary for cesspool installation, costs, and possible complications at very great length.

Councilman Knudsen then moved: that C.U.P. No. 154 be approved subject to all departmental requirements as outlined in Planning Commission minutes dated June 24, excepting Engineering Division requirement No. 7, subject to developer's furnishing \$10,000 cash into a trust fund which shall be held specifically for purpose of extending a sewer from this property to the nearest sewer line of adequate capacity, and furthermore subject to the applicant's posting a bond valid for a period of five years in the amount of \$10,000 to insure the completion of extension of sewer to nearest line of adequate City sewer; and furthermore limit seepage pit use to five years, and that the design of septic tank and cesspool system shall comply with all rules of the 1967 Uniform Plumbing Code; and furthermore that the developer sign an agreement which shall be recorded as a covenant running with the land, stating that the present or subsequent owner of said property shall connect their plumbing facilities to Redlands Sewer System at the end of the five-year period; and furthermore that C.U.P. No. 154 will be revoked if any subsequent owner of this property refuses to sign acknowledgement of his obligation to complete the sewer line; with the understanding that only those funds required to complete the system will be used, and any balance will be refunded to applicant, with the City using the cash deposit first and the performance bond second. Motion seconded by Councilman DeMirjyn and carried by the following roll call vote:

AYES: Councilmen Martinez, DeMirjyn, Knudsen

NOES: Mayor Burroughs - for the reason that "this is temporary and not adequate for health purposes."

ABSENT: Councilman Cummings

Following the vote, the applicant was told that Ordinance No. 1145 would apply in regard to his receiving reimbursement for his investment should other properties attach to the sewer line installed by him.

2. Tentative Map - Tract No. 8135 - Advanced Homes Company

That the tentative map of Tract No. 8135, located on the northwest corner of San Mateo Street and Highland Avenue, R-S Zone, be approved in accordance with the study map and the recommendations of all departments as contained in Planning Commission minutes dated June 24, 1969. On motion of Councilman DeMirjyn, seconded by Councilman Martinez, the recommendation of the Planning Commission was adopted by the City Council.

3. Lot Split No. 407 - M. H. Emerich and E. L. Zander - Final Approval

All provisions as contained in Council minutes dated March 18, 1969 having been complied with, it is the recommendation of the Planning Department that final approval be given for Lot Split No. 407. On motion of Councilman DeMirjyn, seconded by Councilman Martinez, the recommendation of the Planning Department was adopted by the City Council.

4. Conditional Use Permit No. 150 - American West Nursing Centers, Inc.

Letter to Council under date of July 1, 1969 quotes from Planning Commission minutes dated June 24, 1969: "It was moved, seconded, and carried to inform the City Council that the site plan before the commission June 24, 1969, as amended, together with the recommendations of the various departments, meets the requirements of the City as set forth in Zoning Ordinance No. 1000 and the conditions established for approval by the City Council."