

MINUTES

of a regular meeting of the City Council, City of Redlands, held in the Council Chambers, Safety Hall, 212 Brookside Avenue, on May 15, 1973 at 7:00 P.M.

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

PRESENT

Jack B. Cummings, Mayor  
 Charles G. DeMirjyn, Vice Mayor  
 Chresten M. Knudsen, Councilman  
 Ellsworth E. Miller, Councilman  
 Sam S. Sewall, Councilman  
  
 R. P. Merritt, Jr., City Manager  
 Edward F. Taylor, City Attorney  
 Peggy A. Moseley, City Clerk  
 Erwin S. Hein, Redlands Daily Facts  
 Chuck Palmer, San Bernardino Sun

ABSENT

None

The meeting was opened with the pledge of allegiance, followed by the invocation by Reverend Robert Emmett of the Sacred Heart Church.

The minutes of the regular meeting of May 1, 1973, were approved as submitted.

PUBLIC HEARINGS

7:00 P.M., May 15, 1973 in Safety Hall, was advertised and posted as the time and place for public hearing for all protests and objections to the establishment of a Pedestrian Mall, and for any claims for damage.

Resolution  
 No. 3023  
 Pedestrian  
 Mall

Mayor Cummings at this time opened the meeting as a public hearing of Resolution No. 3023. One written protest and claim for \$10,000 damage was received from the Dill Lumber Company, a property owner at 205-209-211 East State Street. One letter of complaint was received from Mr. R. A. McMahan, a tenant within the proposed district. At the direction of City Attorney Taylor, on motion of Councilman Miller, seconded by Councilman DeMirjyn, the Council continued this hearing to the next regular City Council meeting on June 5, 1973, and directed the staff to study the protest submitted. Before calling for the vote, Mayor Cummings asked if there was anyone present wishing to speak at this time. No one came forward. The motion to continue was unanimously adopted.

ORAL PETITIONS FROM THE FLOOR

Dr. Edwin A. Movsesian, 1001 Cimarron Drive, addressed Council concerning truck noises on Interstate 10.

Councilman Sewall responded that a decibel count check had been made by Lockheed Engineer John Jones at a point 60 feet from the centerline of the freeway, and that the decibel rate did not exceed the allowable count under the State Code.

Council considered the possibility of planting trees in the landscaping along the freeway as a sound barrier. Mr. DeMirjyn stated that the Park Commission had discussed better landscaping for the freeway.

License  
 Fees

Mr. Joseph Bloom, of 1625 Juanita Lane, requested information concerning his letter to the Council concerning Ordinance No. 1515, the ordinance which established fees for dog licenses. Council assured Mr. Bloom that his letter had been read prior to Council consideration of the ordinance; and that Ordinance No. 1515 was adopted and will become effective May 17, 1973.

Street  
 Party

Mr. Elliot Newman, owner of a store at 203 East State Street, requested permission to hold a street party on June 9, Saturday, between 4:00 and 8:00 P.M. Mr. Newman was requested to follow the ordinance procedure

ORAL PETITIONS FROM THE FLOOR (Continued)

for this type of operation and to work through the Downtown Redlands Division of the Chamber of Commerce, and through the City Manager's office.

Revenue  
Sharing

Mr. Ismael Soto, of 1003 Calhoun, addressed Council, representing nine organizations which have recently joined to formulate proposals for use of Revenue Sharing funds for social needs within the city. Mr. Soto gave a comprehensive description of areas of need. Council thanked him for his presentation and his concern, and stated that dollar figures would be needed. Vice Mayor DeMirjyn urged that the Revenue Sharing funds be used for capital improvements, as the city is many years behind in the improvement program and capital improvements are to serve all citizens.

Mrs. Thomas Hoeptner, representing the Y.W.C.A. Board, spoke urging Council support of Mr. Soto's proposals.

COMMISSION RECOMMENDATIONS

Planning Commission recommendations as considered by the City Council at a regular meeting thereof held May 15, 1973 at 3:00 P.M.

Present: Councilmen DeMirjyn, Knudsen, Miller, Sewall, Mayor Cummings; Deputy City Attorney Brunick

1. R.P.C. No. 390 - Zone Change No. 156 - City of Redlands

That R.P.C. No. 390, a resolution of the Planning Commission recommending a change of zone classification for various properties in the City of Redlands to bring about General Plan consistency as outlined on maps on file in the office of the Planning Department, be approved. Discussion followed, including the statement that parcel and map D of R.P.C. 390 be deleted from the zone changes for the reason that the small neighborhood market is serving a large number of citizens in the area. On motion of Councilman Miller, seconded by Councilman Sewall, R.P.C. No. 390 was unanimously adopted, with deletion of Parcel D. Ordinance No. 1516, an ordinance of the City Council for adoption of Zone Change No. 156, was given first reading of the title and laid over under the rules with public hearing thereon set for June 5, 1973 at 7:00 P.M.

2. Lot Split No. 441 - Donald Scott - Final Approval

All requirements as outlined in Council minutes dated April 17 and May 1, 1973 having been complied with, it is the recommendation of the Planning Department that final approval be given for Lot Split No. 441. On motion of Councilman DeMirjyn, seconded by Councilman Knudsen, unanimous approval was given to this recommendation of the Planning Department.

Bowl  
Fees

Park Commission - City Manager Merritt brought a recommendation from the Park Commission that a fee to cover all out-of-pocket expenses be levied on all groups using the Redlands Bowl. This fee would cover clean-up, police, and service of department employees as required by various programs, and would be sent to the organization following the program. This was discussed at length by the Council. Mr. Conant Halsey, of 1419 West Cypress Avenue, appeared in behalf of the Redlands Community Music Association. Mr. Halsey explained that as 1973 is the 50th anniversary of the founding of the Redlands Bowl, and the special program is elaborate and the budget already very large, this additional fee would be a great hardship. Mr. Halsey pointed out that Bowls in other cities, Los Angeles, Dallas, San Francisco, etc., are subsidized by their cities, while Redlands Bowl is not directly subsidized except through the Park support.

Mr. Charles Dibble, of 1625 Palo Verde, appeared in behalf of the Young People who are having a seven-concert series of programs on Saturday nights. This group has a very limited budget and will be burdened by such an increase in fees at this late date. Council discussed the matter at length, including the possibility of volunteer clean-up, and concluded that the matter will be held in abeyance for this year, and



COMMISSION RECOMMENDATIONS (Continued)

considered at budget session.

HUD Grant -  
Community  
Park

City Manager Merritt stated that a May 29, 1973 deadline had been established in applying for the HUD grant for the establishment of Community Park. Council briefly discussed an alternate proposal received in a memorandum from Mr. Merritt, and stated that they would like to have further time to study this matter. Following discussion, Council tabled consideration of this item to an evening meeting on Tuesday, May 22. Council directed City Manager Merritt to request a delay in deadline time for this grant application.

Mayor Cummings briefly explained Senate Bill 90 to the many young people present in the audience, and stated that this bill will limit the ability of the city to raise taxes for purposes of this type. On motion of Councilman Miller, seconded by Councilman Knudsen, this matter was tabled to May 22.

Bowl Use  
Policy

On motion of Councilman Miller, seconded by Councilman Knudsen, the Manager and staff were requested to research the records for Council policy on use of the Redlands Bowl, and if unclear with respect to current conditions and requests for usage, to work with the Park Commission to develop recommended policies for Bowl use and present them to the Council for consideration.

Appointment  
Recreation  
Commission

Recreation Commission - Councilman Knudsen announced that his term and that of Dr. Klausner on the Recreation Commission are expiring. Mr. Knudsen was unanimously reappointed on motion of Councilman Miller, seconded by Councilman Sewall. Mr. Knudsen added that a suitable replacement for Dr. Klausner, who is retiring, is being considered by the Recreation Commission.

COMMUNICATIONS

People's  
Church

City Manager Merritt brought notice of an alcoholic beverage application for on-sale beer at the Gay Nineties at 1705 West Colton Avenue. Council considered a request from the People's Church of Redlands for temporary permit to use a dwelling located at 258 East Highland Avenue for church services. This was discussed at length by Council, and notation made of the memorandum from Mr. Schindler that a review of the property revealed the lot area to be completely inadequate for a new facility and the required parking. Pastor Dunagan described his very small parish, their very limited funds, and added that he is serving the parish without remuneration. Following further consideration of the ordinances governing permits, on motion of Councilman DeMirjyn, seconded by Councilman Sewall, the matter was tabled until the congregation is more established.

Consortium

City Manager Merritt presented a letter from E. M. Schaffran of the Consortium, concurring in the Council's request that March 1, 1974 be set as a date for mutual review of the property acquisition phase of the Consortium.

Smog  
Alerts

Council discussed various systems of alerting the citizens to smog conditions. Chief Graefe explained that early notice is given over the radio stations, and that consideration has been given to using police cars to notify the citizens by broadcast in the event of a serious alert. He added that there is a call system to notify rest homes, hospitals and schools. Vice Mayor DeMirjyn recommended the city adopt an ordinance to prohibit smoking in public places. City Attorney Taylor

COMMUNICATIONS (Continued)

stated he would research the matter for possible preemption by the State.

UNFINISHED BUSINESS

Ordinance No. 1513, an ordinance of the City of Redlands amending Ordinance No. 1490, which established a Public Works Commission, was read at the meeting of April 3, but postponed to this meeting for consideration. At this time Councilman Knudsen moved, with a second by Councilman DeMirjyn, that Ordinance No. 1513 not be adopted as proposed, but that Ordinance No. 1490 remain in effect with the words "as it shall be requested by the City Council" removed from Section One of the ordinance.

In the ensuing discussion both the reasons for the development of Ordinance No. 1513 and the reasons for continuance of Ordinance No. 1490 unamended were reiterated. Each Council member stated his reason for supporting or questioning the ordinance and explained his point of view for the large audience in attendance. Councilman Miller moved to amend the motion, but did not receive a second. City Manager Merritt reminded Council of the staff problem under Ordinance No. 1490 in the past. Commissioner Fred Ford stated that he believed a "people problem" existed and suggested that the Commission and staff "sit down and consider the problems"; Commissioner Dibble suggested Council authorize the Commission and staff to make recommendations; Commissioner Crook suggested that each Commissioner resign, a new ordinance be written, and reappointments as desirable be made. Council discussed possible changes at great length.

Councilman Miller moved that the matter be tabled for further study, not to take longer than sixty days. Motion seconded by Councilman Sewall, and carried by the following roll call vote:

AYES: Councilmen Miller, Sewall, Mayor Cummings  
NOES: Councilmen DeMirjyn, Knudsen  
ABSENT: None

On motion of Councilman Knudsen, seconded by Councilman Miller, the Commission and staff were instructed to work out wording agreeable to each.

On motion of Councilman Miller, seconded by Councilman DeMirjyn, Council consideration of the removal of parking on Citrus Avenue between Fourth Street and Redlands Boulevard was unanimously tabled indefinitely, as all recommendations are that this matter not be handled at the present time.

Ordinance No. 1510, an ordinance of the City of Redlands establishing a tax for future park purposes based upon the size of the dwelling units, was originally presented at the Council meeting of March 20; the ordinance was re-studied by the Park Commission and forwarded for Council consideration at this time. Following lengthy discussion, Ordinance No. 1510 was given first reading, with elimination of "10¢ per square foot" in Section 1 (a), in favor of the flat fee of \$100, and addition of "for which a building permit is issued." Second reading is scheduled for June 5, 1973.

CITY MANAGER

City Manager Merritt brought a request to Council for water service to the Van Leuven Home for Exceptional Children at 10132 Mt. View Avenue.

Ordinance  
No. 1513  
Public  
Works  
Commission

Citrus  
Avenue  
Parking

Ordinance  
No. 1510  
Park  
Acquisition



CITY MANAGER (Continued)

Outside  
City  
Water  
Service

The city has the capability of serving water at this location, however, the institution is not located within the Redlands zone of influence. City Attorney Taylor has prepared the necessary releases from the San Bernardino Water Board and the South San Bernardino County Water District to authorize the city to serve this institution. Following brief discussion, on motion of Councilman DeMirjyn, seconded by Councilman Miller, unanimous Council approval was given for such an agreement, subject to the completion of the necessary releases.

Grant Deeds

The City Manager was authorized to execute the certificates of acceptance on behalf of the city for the following grant deeds:

Staviski

To the City from Peter P. and Charlotte Anne Staviski for street right-of-way purposes in connection with Conditional Use Permit No. 213, on motion of Councilman Miller, seconded by Councilman DeMirjyn.

Martinez

To the City from Julio Y. Martinez and Florence C. Martinez in connection with Lot Line Adjustment No. 92, on motion of Councilman DeMirjyn, seconded by Councilman Knudsen.

Scott

To the City from Donald C. Scott for street right-of-way purposes in connection with Lot Split No. 441, on motion of Councilman Knudsen, seconded by Councilman DeMirjyn.

Bank of  
America

To the City from the Bank of America National Trust and Savings Association in connection with the purchase by the Board of Parking Place Commissioners of property at 120 East Redlands Boulevard, on motion of Councilman Knudsen, seconded by Councilman Miller.

Bid Call  
Hall of  
Justice

City Manager Merritt briefly outlined developments in regard to the plans of the Board of Parking Place Commissioners to sell the old Hall of Justice. An offer received from Televents, Inc., was published in the newspaper; an offer was then made by the Veterans of Foreign Wars; a counter offer was made by Televents, and at this time the Veterans of Foreign Wars bring a high bid of \$40,000 for the property. Following very lengthy discussion, upon recommendation of City Attorney Taylor, a motion was made by Councilman DeMirjyn, seconded by Councilman Knudsen, authorizing the City Clerk to advertise for sealed bids, with a minimum bid of \$35,000, to be opened at 10:00 A.M. on May 29; bid to be awarded to the highest responsible bidder satisfactory to the City Council.

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

There being no further business, Council adjourned on motion at 10:00 P.M. to an adjourned regular meeting on Tuesday, May 22, 1973 at 7:00 P.M.

Next regular meeting, June 5, 1973.

ATTEST:

*Peggy A. Mosley*  
City Clerk

*Hub B. Cummings*  
Mayor of the City of Redlands