MINUTES of a regular meeting of the City Council, City of Redlands, held in the Council Chambers, Safety Hall, 212 Brookside Avenue, on May 18, 1976, at 7:10 P.M. Planning Commission Items 3:00 P.M.

PRESENT

Charles G. DeMirjyn, Mayor
Chresten M. Knudsen, Vice Mayor
Ellsworth E. Miller, Councilman
Bertha Rose Grace, Councilwoman
Warren R. Elliott, Councilman

Robert H. Mitchell, Acting City Manager
Edward F. Taylor, City Attorney
Peggy A. Moseley, City Clerk
Erwin S. Hein, Redlands Daily Facts
Pat Sheeran, San Bernardino Sun
Charles Roberts, KCAL

ABSENT None

The meeting was opened with the pledge of allegiance, followed by the invocation by Reverend T. J. Walling of the Church of Christ.

The minutes of the regular meeting of May 4, 1976, were approved as submitted.

Presentation

Mayor DeMirjyn presented Certificates of Completion and Certifications as Grade II Operators to William D. Soristo and Urban N. Nelson, two city employees who have been pursuing studies on their own time to better qualify them for their work for the City.

Acting City Manager Mitchell then introduced to the Council and the audience Mr. Robert Dale, who will be the new Building and Safety Director of the City of Redlands and who was present for this meeting.

PUBLIC HEARINGS

Ordinance No. 1580
City Manager (tabled)

This being the time and place advertised for public hearing on Ordinance No. 1580, an ordinance of the City Council of the City of Redlands amending the City Code relating to the City Manager position, Mayor DeMirjyn opened the meeting as a public hearing. Mrs. Phyllis Clark, president of the League of Women Voters, read a prepared statement adopted by the League recommending some severance pay for a City Manager and a longer time than the proposed 30-day period following a municipal election for firing of the CityManager. There being no further comments from the floor, the public hearing was declared closed. Dr. Miller moved that the Ordinance be tabled for the purpose of obtaining professional advice concerning the three following matters: pros and cons of the inclusion of severance pay in a City Manager's contract; the pros and cons of reducing the firing period following a municipal election from 90 days to the proposed 30 days; and the consulting of the following two authorities - the League of California Cities, c/o Don Benninghoven, Executive Director, and the International City Managers Association. Councilman Miller stated that the International City Managers Association includes Canada, South America, Europe, as well as the United States and added that any additional informed source would be welcome. Councilman Knudsen asked that Councilman Miller add to the motion the inclusion of a set of performance standard for the City Manager as well as a plan for a yearly review. Councilman Miller agreed to this addition; Councilman Knudsen seconded the motion to table the ordinance, and it was adopted unanimously.

Ad hoc Committee Water Rate Increase

This being the time and place also advertised for public hearing on the proposed water rate increase, Mayor DeMirjyn opened the meeting as a public hearing. Mr. David Turner summarized the workof the ad hoc committee which analyzed the proposed rate increase. He stated that Mr. Eldon Vincent would report on the physical condition of the water system and Mr. Jerry Dibble on the Financial condition.

Mr. Vincent gave a comprehensive summary of the accomplishments of the Water Department for the 1960s and early 1970s as related to new installations and the conditions of pipe and water service equipment.

PUBLIC HEARINGS (Continued)

Mr. Dibble reviewed the financial condition of the Water Department in detail. He explained it to the Council and to those present in the audience. This report will be on file in the offices of the City Clerk and the Public Works Department.

Mr. Turner read the summary of page one of the report and recommended that any rate increase be delayed until a five-year departmental projection is made and approved.

No further comments coming from the audience, the public hearing was then declared closed. Mr. Shefchik was asked for his comments and stated that because the report was received yesterday, he would request time for departmental review, study by the Public Works Department, the Public Works Commission, and the City Water Consultant. He pointed out some of the recommendations which are already being carried out by the Department.

Resolution No. 3255

Water Rate Increase Delay

Mr. Mitchell also requested that Council defer decision until June 1, 1976. Following discussion of the report, and expressions of appreciation to all those who took part, on motion of Councilman Miller, seconded by Councilwoman Grace, Resolution No. 3255, a resolution which delays decision upon this matter until June 1, 1976, was unanimously adopted.

COMMISSION RECOMMENDATIONS

Planning Commission - Planning Commission recommendations as considered by the City Council at a regular meeting thereof held on May 18, 1976, at 3:00 P.M.

Present: Councilmembers Knudsen, Miller, Grace, Elliott, Mayor DeMirjyn; Deputy City Attorney Bill Brunick

1. Tentative Map Tract No. 9304 - W. J. E. Corporation

Following the appeal of Mrs. George Bartch at the Council meeting on Planning matters held April 20, 1976, the Planning Commission held a second public hearing and reconsidered Tentative Map for Tract No. 9304. It was unanimously recommended by the Commission to approve Tentative Map Tract No. 9304 in accordance with the departmental study map and the recommendations of all departments which were revised to correspond with the study map.

Planning Director Schindler discussed the decision of the Planning Commission and the map changes which have been prepared. Mrs. George Bartch again addressed Council to request that the cul-de-sac be removed an additional 25 feet away from her property, and on motion of Councilman Knudsen, seconded by Councilwoman Grace, unanimous approval was given to the departmental recommendations and the study map as presented in Planning Commission minutes dated May 11, 1976, with the provision that the cul-de-sac be 75 feet from the property to the south.

2. Conditional Use Permit No. 249 - Phototron Co. - dba Clic Photo

The Planning Commission study of this request resulted in a tie vote, thus sending Conditional Use Permit No. 249 to Council without a recommendation from the Commission. Mr. Schindler announced that this matter would be before the Traffic Commission due to the location of the property with resulting entry/exit problems on Redlands Boulevard and Church Street. On motion of Councilman Miller, seconded by Councilman Elliott, this matter was tabled until after consideration by the Traffic Commission at its next meeting.

PLANNING COMMISSION RECOMMENDATIONS (Continued)

3. Amendment to Zoning Ordinance 1000 - Section 45.30 (g) - Exceptions

Councilman Knudsen questioned the proposed revision of Ordinance 1000 to contain a change in the rear yard requirements. He stressed that the proposed change should be permitted only for existing lots or additions to existing buildings and should be utilized to correct problems and not be permitted to create future problems. Council concurred in the recommendation to the staff and Commission.

Park Commission - Councilwoman Grace announced a Park Commision meeting on May 20, 1976, and stated the Commission will receive Phase I Development of Prospect Park.

Traffic Commission - The following recommendations were received from the Traffic Commission meeting of April 22, 1976:

Resolution No. 3252

Traffic Code Amendments

Pursuant to Article 677, Section 67709 of the Redlands Traffic Ordinance:

1. Extend no parking on the south side of Central Avenue from Church Street east to the end of the school property.
2. Establish no parking on the north side of Central Avenue between 9th Street and Redlands Boulevard.

Following discussion, on motion of Councilman Miller, seconded by Councilman Elliott, Resolution No. 3252, which embodies the above recommendations, was unanimously adopted by City Council.

Recreation Commission - Councilman Miller reported that the swimming pools will be painted by volunteer help, which will make the project quite inexpensive.

He commended all participants in the recent Special Olympics for handicapped people. He added that the "Family of Vans" provided transportation for the children and were a great help in this endeavor. Dr. Miller stated that this is a group of van owners who are trying to improve the image of van ownership.

Public Works Commission - Councilman Knudsen announced that the Public Works Commission has studied the report of the ad hoc committee and commented on the conciseness of the report and its understandibility for the layment.

APPLICATIONS AND PETITIONS

Associates of the Redlands Bowl

On motion of Councilwoman Grace, seconded by Councilman Elliott, unanimous approval was given to the request by the Associates of the Redlands Bowl for waiver of business license for the annual summer benefit which will be held at the Redlands Municipal Airport on July 17, 1976, from 7:00 P.M. to midnight. Mrs. Grace added that Mr. Donnelly had arranged for off-duty police and for clean-up.

Mr. Mitchell presented from the Department of Alcoholic Beverage Control an application for an off-sale beer and wine license at the Olive Avenue Market.

COMMUNICATIONS

Library Bond Brochure

Councilwoman Grace called Council's attention to the library bond brochure which so beautifully presents the need for success of the bond measure. She commended the committee for the publication.

Citrus Belt Meeting

Mayor DeMirjyn announced communications from the Redlands-Yucaipa Guidance Clinic, the Lighthouse for the Blind, and the July Fourth Parade Committee. He also announced that Redlands is hosting the dinner meeting of the Citrus Belt Division of the League of California Cities at Griswold's on May 26, 1976. This will be a general membership meeting.

COMMUNICATIONS (Continued)

Museum Photograph

Councilman Knudsen presented an aerial photograph of the San Bernardino County Museum which was given to the City by Dr. Gerald Smith, curator of the County Museum. Councilman DeMirjyn briefly recalled the cooperative efforts of so many people in finalizing the placement of the museum in this area; the land was donated by Mr. Donald Wilcott.

Board of Parking Place Commissioners

On motion of Councilman Miller, seconded by Councilwoman Grace, resignation of the Board of Parking Place Commissioners was accepted with authorization of letters of appreciation for signature by the Mayor.

Appointments

At a personnel session this afternoon Councilman Knudsen was appointed representative to the East Valley Planning Agency Airport Land Use Commission. Mrs. Grace was appointed as alternate.

NEW BUSINESS

Resolution No. 3251 Vacate Henrietta St.

Resolution No. 3251, a resolution of the City Council of the City of Redlands declaring intention to vacate a portion of Henrietta Street and setting the public hearing for June 1, 1976, was adopted unanimously on motion of Councilwoman Grace, seconded by Councilman Knudsen.

Resolution No. 3253 Vacate Fourth St.

Resolution No. 3253, a resolution of the City Council of the City of Redlands declaring intention to vacate a portion of Fourth Street and setting the public hearing thereon for June 1, 1976, was unanimously adopted on motion of Councilman Knudsen, seconded by Councilman Miller.

Ordinance No. 1582 PERS Contract Amendment

Ordinance No. 1582, an ordinance of the City Council of the City of Redlands authorizing an amendment to the PERS Contract, was given first reading of the title and laid over under second reading set for June 1, 1976.

Resolution No. 3256 Support Proposition 5

Councilwoman Grace called attention to Proposition 5 and recommended adoption of a resolution of the City Council supporting this measure. On motion of Mrs. Grace, seconded by Councilman Miller, Resolution No. 3256, a resolution of the City Council of the City of Redlands in favor of Proposition 5 which changes the vote from 2/3 to a simple majority on taxes on banks and other corporations, was unanimously adopted.

CITY MANAGER

Grant Deeds San Mateo Street

Funds

On motion of Councilman Knudsen, seconded by Councilman Miller, eight grant deeds in connection with the widening of San Mateo Street were accepted by the City Council with the Acting City Manager authorized to sign the certifications of acceptance. The payment of $4,175.00 for these properties was approved unanimously on motion of Councilman Knudsen, seconded by Councilman Miller. Councilwoman Grace commended those property owners who had donated their property and those who sold for the appraised value.

Removal of Parking Meter Posts

Funds

Acting City Manager Mitchell presented a proposal from Mr. Warren Duncan, who is doing the Phase V Demolition, to remove parking meter posts and fill in the resulting holes for $3.25 each, for a total of $1,868.75. Following discussion, on motion of Councilman Knudsen, seconded by Councilman Miller, this expenditure was authorized with recommendation that the merchants who choose to use the poles for decorative purposes be permitted to do so.

CITY MANAGER (Continued)

Resolution No. 3254
Oppose Closing VA Center

Resolution No. 3254, a resolution of the City Council of the City of Redlands opposing the closing of the Veterans Center, was unanimously adopted as corrected on motion of Councilman Knudsen, seconded by Councilman Elliott.

East Core Planning Committee

On motion of Councilman Knudsen, seconded by Councilwoman Grace, Bill Junkin, Paul Lohman, Ross Maddox, Bud Nichols, and Laura Creatura were appointed to serve on the East Core Area Planning Committee which will be set up as an advisory committee to the Redevelopment Advisory Board under staff support of the Director of Redevelopment.

Helicopter

As an information matter only, Mr. Mitchell stated that a helicopter will land at 10:00 A.M. on Thursday, May 20, 1976, on the Franklin School grounds.

Funds
Library Bond Issue

On motion of Councilman Knudsen, seconded by Councilwoman Grace, expenditure of up to $5,000.00 for the interim financing of the library bond issue was authorized from the General Fund. These funds are to be reimbursed to the General Fund if the bond issue carries.

Contract B Water Transfer

On motion of Councilman Knudsen, seconded by Councilman Miller, Contract B Water Transfer was approved from Carl H. and Mary S. Holmberg to William E. and Janet Brown.

CITY MANAGER

Underground Garage

City Attorney Taylor made a comprehensive report on the litigation between the City and the Progress Group concerning the underground garage. He stated that the resulting settlement will convert the 12-year-old lease-option into an agreement to purchase, and explained the matter in detail. He added that the funds paid will be from revenue producing funds; that a requirement of the agreement will be the maintainance of a special fund containing $140,000.00 on deposit set aside for this purpose. He added that the Progress Group will maintain and administer the parking for the City for $200.00 a month, and that an additional consideration of $2,000.00 will be paid to the Progress Group.

Following discussion and explanation from Mr. Taylor, Councilman Miller moved as follows: I move approval of the contract for purchase of real property between the City of Redlands and the Progress Group, which supersedes and substitutes for the agreement entitled "Contract of the City of Redlands to Acquire Real Property for Public Use (Lease-Option)" for the purpose of establishing the public premises as tax-exempt public property; further, that the balance due on the new contract shall be no more than would be due and owing on the previous agreement, except that the sum of $2,000.00 shall be added as consideration to seller for executing the new contract if its pending action against the City on the matter is settled and dismissed; further provided that any repurchase option of the premises shall not be part of said contract; and further, that the Mayor be authorized to execute the said agreement. Motion was seconded by Councilwoman Grace and carried unanimously.

CITY ATTORNEY (Continued)

Councilman Miller then moved as follows: To implement the contract for purchase of real property from the Progress Group, I move that all funds necessary to carry out said agreement shall be transferred to the Parking Authority Fund, as special funds containing not less than $140,000.00 at the time of execution of the agreement, which amount may be reduced by $7,500.00 per year. Motion was seconded by Councilman Elliott and unanimously adopted.

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

There being no further business, the Council adjourned, on motion, at 9:00 P.M.

Next regular meeting June 1, 1976.

ATTEST:

Peggy A. Moseley

Peggy A. Moseley, City Clerk

Mayor of the City of Redlands

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