

MINUTES

of a regular meeting of the City Council, City of Redlands, held in the Council Chambers, Safety Hall, 212 Brookside Avenue, on May 17, 1977, at 7:00 P.M.

Planning Commission Items 3:00 P.M. Regular Agenda 7:00 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, City Manager
 Edward F. Taylor, City Attorney
 Peggy A. Moseley, City Clerk
 Erwin S. Hein, Redlands Daily Facts
 Mike Murphy, San Bernardino Sun

ABSENT

None

The meeting was opened with the pledge of allegiance, followed by the invocation by Reverend David Fong, Youth Pastor of the Seventh Day Adventist Church.

The minutes of the regular meeting of May 3, 1977 were approved as submitted.

BIDS

The following bids were opened and publicly declared in the office of the City Clerk at 10:00 A.M. this date for the construction of Ford Street between Citrus Avenue and Palm Avenue:

Ford Street Construc- tion	Fontana Paving, Inc. Fontana, California	\$42,357.20
	Matich Corporation Colton, California	\$49,704.00
	E. L. Yeager Construction Co., Inc. Riverside, California	\$43,419.00

Award

After study by the Department of Public Works, it is recommended that award be made to Fontana Paving, Inc. in the amount of \$42,357.20. On motion of Councilman Knudsen, seconded by Councilman Miller, award of the construction of Ford Street was made to Fontana Paving, Inc. as the lowest qualified bidder, in the amount of \$42,357.20.

Bids were also opened and publicly declared at 10:00 A.M. this date on the slurry sealing for Colton Avenue and for Grove Street:

Roy Allan Laguna Niguel, California	\$ 6,488.70
	Chamber-Mix Concrete, Inc. Stanton, California
	\$ 6,614.45
Flex Paving & Engineering, Inc. Tustin, California	\$ 7,490.00
	Ted R. Jenkins Co. Long Beach, California
	\$ 8,576.15

Award
Slurry
Seal

At this time it is the recommendation of the Street Division that award be made to Roy Allan of Laguna Niguel, as the lowest qualified bidder, in the amount of \$6,488.70. On motion of Councilman Miller, seconded by Councilwoman Grace, unanimous approval was given to award of the bid to Roy Allan in the amount of \$6,488.70.

PUBLIC HEARINGS

Ordinance
 No. 1610
 Zone Change
 No. 177

This being the time and place advertised for the public hearing on Ordinance No. 1610, an ordinance of the City of Redlands establishing Zone Change No. 177, a change of zone from A-1 (Agriculture) District to R-S (Suburban Residential) District for 9.94 acres of property located on the southwest corner of Citrus Avenue and Dearborn Street. Mayor DeMirjyn declared the meeting open as a public hearing for any comments or questions concerning this ordinance. None being forth-

PUBLIC HEARINGS

coming, the public hearing was declared closed and Ordinance No. 1610 was adopted, on motion of Councilwoman Grace, seconded by Councilman Knudsen, with waiver of the reading of the ordinance in full, by the following roll call vote:

AYES: Councilmembers Knudsen, Miller, Grace, Elliott;
Mayor DeMirjyn

NOES: None

ABSENT: None

Ordinance
No. 1611
Zone Change
No. 178

Public hearing was also advertised for this time and place on Ordinance No. 1611, an ordinance of the City of Redlands establishing Zone Change No. 178, a change of zone from A-1 (Agriculture) District to R-S (Suburban Residential) District for 8.14 acres of property located on the southwest corner of Citrus Avenue and Wabash Street. Mayor DeMirjyn again opened the meeting as a public hearing for any comments or questions concerning this change of zone. None being forthcoming, the public hearing was declared closed and Ordinance No. 1611 was adopted on motion of Councilwoman Grace, seconded by Councilman Miller, with waiver of the reading of the ordinance in full, by the following roll call vote:

AYES: Councilmembers Knudsen, Miller, Grace, Elliott;
Mayor DeMirjyn

NOES: None

ABSENT: None

Resolution
No. 3355
Vacation of
Kendall St.
(Not
Adopted)

Resolution No. 3355, a resolution of the City of Redlands finding that portions of Kendall Street are unnecessary for present or prospective street purposes, and ordering vacation of said portion of a street, was advertised for public hearing at this time and place. Mayor DeMirjyn again opened the meeting as a public hearing for this street vacation. No questions or comments being forthcoming, the public hearing was declared closed.

On motion of Councilman Miller, seconded by Councilman Knudsen, this street vacation was tabled for further study; hence, Resolution No. 3355 was not adopted by the City Council.

Resolution
No. 3349
Sherril
Lane
Assessment
District

Resolution No. 3349, adopted on April 19, 1977, set this time and place for the public hearing on the Sherril Lane Assessment District, a district established for the installation of sewers in accordance with the 1911 Act. Mayor DeMirjyn declared the Council meeting again open as a public hearing for consideration of this assessment district. City Attorney Taylor asked if any protests to this assessment district had been filed in the office of the City Clerk. None had been filed. City Attorney Taylor then advised Council that the proper action next is to adopt the assessment district, order the engineering and design work, and calling for bids on the installation of this sewer. Mr. Taylor repeated that notices were given and advertising done according to the law and that no protests had been filed. He added that bids could be received and at that time costs would be finalized, and then the Council and the residents on Sherril Lane would have an opportunity to decide.

City Manager Mitchell pointed out that the staffing for specifications, necessary drawings and bid preparations for the assessment district would be a heavy staff load and stated that there were alternative ways to handle the matter.

PUBLIC HEARINGS (Continued)

Following brief discussion, on motion of Councilman Miller, seconded by Councilman Knudsen, the public hearing was not closed and the matter was tabled for further study, with reconsideration by the Council scheduled for June 7, 1977.

Reconsideration
Variance No.
210

A request for reconsideration of the Council action upholding an appeal for denial of Planning Commission approval of Variance No. 210 for Minor Subdivision No. 23 was scheduled for this time and place. Mr. Robert Wagner addressed Council and restated his reasons for requesting reconsideration of this matter. These were: that Council had not taken action on Variance No. 210 for Minor Subdivision No. 23 as recommended by the Planning Commission; that the owners were not provided the same rights as were available to adjacent property; and that the five foot variation in a front property line is a small matter, inasmuch as this is not a transition area between zones. Mr. Wagner pointed out that his property is 300 feet from the zone change area.

Mr. Robert Treacy then addressed Council at length, speaking to sections of the Redlands Ordinance Code and the State Code on zoning. He discussed the zoning practices of Loma Linda, Colton, and other nearby cities.

Addressing Council in favor of upholding the appeal were Dr. I. H. Crittenden, 560 Terracina, Mr. Lee Hawkins, 1521 West Cypress, Mrs. Ogden, Kay Wood, 1540 West Cypress, and Mrs. Atkinson.

Speaking in behalf of Variance No. 210 were Mrs. Bill Gregory, 480 Terracina, Mrs. Lula Ponte of 511 Terracina, and Mr. Lloyd Ponte. Also speaking was Linda Nimmo of 317 South Eureka and Harold Pringle of 519 West Palm.

City Attorney Taylor clarified that this Council hearing was not a new appeal, but a reconsideration of the appeal that had been filed previously. Following this discussion, the public hearing was declared closed, and on motion of Councilman Elliott, seconded by Councilman Knudsen, the motion to uphold the appeal and deny Variance No. 210 was adopted by the following roll call vote:

AYES: Councilmembers Miller, Knudsen, Elliott
NOES: Councilwoman Grace; Mayor DeMirjyn
ABSENT: None

This decision was based on the grounds that the four criteria necessary for the granting of a variance were not present:

1. Undue hardship to applicant;
2. Denial of rights awarded to others;
3. Not a granting of special privilege;
4. Does not violate the general plan.

Mr. Wagner thanked Council for its reconsideration of this matter.

ORAL PETITIONS FROM THE FLOOR

Dr. Kenneth Roth read a letter expressing citizen concern for the increasing pressures being forced upon the Planning Department by the frenzied subdivision development during the absence of trained and experienced personnel brought about by the departure of Mr. Burkhart and Mrs. Benzel. Dr. Roth recommended a moratorium of at least twelve weeks on multiple unit building and submission of new plans for multiple unit building and submission of new plans for multiple unit developments. This, he stated, would permit time for orientation and

ORAL PETITIONS FROM THE FLOOR (Continued)

training of new personnel and a thorough study of the impact of the recent growth on Police, Fire, Sewage, water supply, schools, and all City services. Council received the recommendations without comment.

COMMISSION REPORTS

Planning Commission - Council action on Planning Commission recommendations as considered by the City Council at a regular meeting thereof held on May 17, 1977, at 3:00 P.M.

Present: Councilmembers Knudsen, Miller, Grace, Elliott; Mayor DeMirjyn; City Attorney Taylor

1. Precise Street Plan No. 18 - Sunnyside Avenue

Planning Commission consideration of a specific street plan for the realignment of Sunnyside Avenue between Fern and Cypress Avenues was tabled by the Planning Commission indefinitely. The Council discussed this item. Mr. Schindler stated that the Public Works Department will make some effort to lower the crown of the street, which will help drainage somewhat. Following other discussion, Council concurred in the Planning Commission action to table.

2. Minor Subdivision No. 29 - Nelson B. Reames

That an application for a minor subdivision proposed at 2 Summit Avenue, R-E Zone, be approved; and with respect to Bow "A", no change be made in the right-of-way or full improvement except that a curb be provided along its line and deleting Requirement No. 6 of Engineering Division recommendations and adopting all other recommendations as contained in Planning Commission minutes dated May 10, 1977. Following brief discussion, on motion of Councilwoman Grace, seconded by Councilman Knudsen, the recommendation of the Planning Commission was adopted by the City Council.

3. R.P.C. No. 455 - Zone Change No. 179 - Kenneth Shaddox

That R.P.C. No. 455, a resolution of the Planning Commission for adoption of Zone Change No. 179 creating a change of zone from A-1 (Agriculture) District to R-2 (Multiple Family Residential) District for 9.1 acres of property located on the southeast corner of Kansas Street and Orange Avenue, be approved. On motion of Councilwoman Grace, seconded by Councilman Knudsen, R.P.C. No. 455 was approved by the City Council. Ordinance No. 1613, an ordinance of the City Council to establish Zone Change No. 179 was introduced and laid over under the rules with public hearing set for June 7, 1977, at 7:00 P.M.

4. Tentative Map Tract No. 9776 - Raymond C. Mills

Planning Commission action on the above tract was to table this tentative map until such time as it could be re-advertised for public hearing and placed on the agenda for June 14, 1977. Council concurred in this action.

5. Tentative Map Tract No. 9777 - Raymond C. Mills

That the tentative map for Tract No. 9777, located on the southeast corner of Lakeside and Olive Avenues, 27 lots, R-S Zone, be approved in accordance with the departmental map and subject to the recommendations of all departments as contained in Planning Commission minutes dated May 10, 1977. On the recommendation of Mr. Schindler and on motion of Councilman Miller, seconded by Councilman Knudsen, this matter was returned to the Planning Commission.

6. Tentative Map Tract No. 9840 - Lewis Homes of California

That the tentative map of Tract No. 9840, located on the south side of Magnolia Avenue between Bellevue and Lakeside Avenues, 41 lots, R-S Zone, be approved subject to the recommendations of all departments as contained in Planning Commission minutes dated May 10, 1977, and in accordance with the changes shown on the map. On motion of Councilwoman Grace, seconded by Councilman Knudsen, unanimous approval was given to this recommendation of the Planning Commission.

Councilman Elliott called attention to the very bad repair condition existing on Terracina Boulevard. He requested Mr. Shefchik to have staff contact the contractors who are responsible for this. Councilman Elliott added that this situation is actually hazardous.

COMMISSION REPORTS (Continued)Planning Commission Recommendations (Continued)7. Minor Subdivision No. 30 - Esther B. Page

That application for a Minor Subdivision No. 30 proposed at 617 East Mariposa Drive, R-A Zone, be approved subject to all departmental requirements as outlined in Planning Commission minutes dated May 10, 1977, and in accordance with the lot line adjustment as stated on the map. On motion of Councilman Knudsen, seconded by Councilman Elliott, unanimous Council approval was given to this recommendation of the Planning Commission.

8. Tract No. 9645 - Rune Johansson - Final Approval

All requirements as outlined in Council minutes dated January 4, 1977, having been completed, it is the recommendation of the Planning Department that final approval be given Tract No. 9645. On motion of Councilwoman Grace, seconded by Councilman Elliott, unanimous final approval was given for Tract No. 9645.

9. Tract No. 9607 - Russ Wilbar - Final Approval

All requirements as outlined in Council minutes dated December 21, 1976 having been complied with, it is the recommendation of the Planning Department that final approval be given for Tract No. 9607. On motion of Councilwoman Grace, seconded by Councilman Miller, unanimous approval was given to Tract No. 9607.

10. Appeal for Reversal of Council Decision - Minor Subdivision No. 26 - W. H. Merritt

City Manager Mitchell presented a request from Drs. Merritt and Crittenden to be relieved from the requirements of street improvements on their lot. The applicants state that these requirements are not appropriate to the neighborhood at this time nor in keeping with the desires of the applicants. Mr. Mitchell pointed out that at the time Sunset Drive would be developed, it would be a major undertaking and would be funded by Gas Tax or other funds. He recommended Council reversal of its decision of April 5, 1977, requiring improvements, but that the dedication be required. Following discussion, on motion of Councilman Knudsen, seconded by Councilman Elliott, Council moved to accept the staff recommendations unanimously.

11. Minor Subdivision No. 19 - Virginia Hart (Orange Hill)

On motion of Councilman Knudsen, seconded by Councilwoman Grace, unanimous Council approval was given the applicant's request to be permitted to save the rock curbing in connection with this minor subdivision and not construct curbs and gutters as required in approval of Minor Subdivision No. 19, Parcel Map No. 3446.

12. Appeal to Planning Commission Denial of Variance No. 212 - Bob Steisel for American Sign and Indicator Corp.

On April 28, 1977, Mr. Bob Steisel filed an appeal with the City Clerk stating that the denial of Variance No. 212 "violates the first amendment of the constitution as decided by the Supreme Court."

At this time Council considered this request for a variance to permit informational messages on the temperature and time sign located on Provident Savings & Loan property at the corner of Citrus Avenue and Sixth Street. Mr. Steisel stated that Council cannot deny his firm the opportunity to place messages on this existing sign.

In the ensuing discussion, Councilwoman Grace stated that the sign is identifiable at present and represents Provident Federal Savings and Loan, but further information would cause a hazardous distraction at an already hazardous intersection. Mr. Knudsen seconded Mrs. Grace's motion to deny this appeal on the grounds that the distraction would cause an additional traffic hazard at an already dangerous corner and on the further basis that grounds for granting a variance according to the Redlands Ordinance Code are not shown by sufficient evidence to exist as follows: (1) no exceptional conditions appear to exist; (2) this is not a right available to other properties; (3) it would be granting of special privileges; and (4) it could affect the General Plan in that it appears to be in violation of the sign code which specifically prohibits flashing signs with the exception of time and temperature signs; and on further basis that such a sign would be referring to businesses other than the one on the site of this sign. Motion adopted by unanimous vote.

COMMISSION REPORTS (Continued)Planning Commission Recommendations (Continued)13. Tract No. 9733 - Amend Council Action of May 3, 1977

On May 3, 1977, Council directed staff to work with the developer of Tract No. 9733 to attempt to resolve the problem which the neighbors in the Brookdale Drive and Dale Lane area brought to Council. At this time, Mr. Schindler presented a revision to the tract map which is completed and ready for recordation. In this proposed map, the developer offered to put a cul-de-sac at Olive Avenue to limit the traffic through the development and the Dale Lane area.

Mr. Dennis Thomas, 36 Brookdale Drive, spoke again and presented his original points. He also brought a sketch which he presented to the Council. Mrs. Johnny Guest, 24 Dale Lane, and Mrs. Van Riper, 31 Brookdale Drive, repeated the original request that the development to the south of them not be connected with their area. Following very lengthy discussion between the people present in the audience and Council, Dr. Miller moved to approve back-to-back cul-de-sacs recommended by the staff and to have the name of Dale Lane changed to Nanette Street as it enters into Olive Avenue. Motion was seconded by Councilman Knudsen and carried unanimously.

Mrs. Ruth Patton asked if cul-de-sacs allowed developers increased lots within a tract. Mr. Knudsen replied, "No." Mr. Mitchell pointed out that in the future refuse vehicles and other large vehicles may have problems turning within cul-de-sacs. In this discussion which ensued, Council concluded that the above motion must be amended. Councilman Knudsen moved to amend the original motion to state that cul-de-sacs approved may be contained within the rights-of-way approved for the original development. Motion amending original motion was seconded by Councilman Miller and unanimously approved.

Community Development Director Schindler explained to the Council that public hearing notices are required by law to be published in the newspaper and that the City has been notifying residents within 300 feet, but that this policy may be changed in the future.

There being no further business, the Council adjourned to 7:00 P.M.

Traffic

Councilman Knudsen recommended that the Traffic Commission consider changing the unlimited parking allowed on the north side of Olive Avenue between Citrus and the alley south of Citrus (across from the Myrtle Street entrance to Olive). Councilman Knudsen added that two-hour parking exists now on the south side of Citrus. Mayor DeMirjyn again mentioned the "no parking" problem under the overpass at Ford Street. This will be referred to Sergeant Alexander.

Recreation Commission - Councilman Knudsen reported on remarkable savings of power brought about by the new lighting at the Community Ballfield. He states that a 65 to 71% saving has been realized, and extended the Commission's thanks to the Council for making Revenue Sharing funds available for the installation of the lights.

APPLICATIONS AND PETITIONS

On motion of Councilman Miller, seconded by Councilman Elliott, waiver of the requirement of a business license for the Pancake Breakfast of the Kiwanis Club was unanimously approved.

COMMUNICATIONSRichmond
Request

Councilman Miller brought a request from Richmond - Division of Dixico Inc. asking Council help to maintain railroad service to their factory in the event that the Santa Fe Railroad and Southern Pacific Line abandon service. Council discussed this at length. Councilman Knudsen pointed out that the Santa Fe service could be continued if a spur line were put across to the corporation's factory. Following discussion, on motion of Councilman Miller, seconded by Councilman Knudsen, a resolution was approved to be sent to the Public Utilities Commission expressing the Council's feeling in this matter. City Manager Mitchell stated that he would prepare such a document.

COMMUNICATIONS (Continued)

On motion of Councilman Knudsen, seconded by Councilman Miller, Councilwoman Grace was given permission to be absent from the next two Council meetings.

Council briefly discussed the proposed joint use of Norton Air Force Base.

NEW BUSINESS

Resolution
No. 3354
Investment
of City
Monies

Resolution No. 3354, a resolution of the City Council authorizing the investment of City monies in local agency investment funds was unanimously approved on motion of Councilman Elliott, seconded by Councilwoman Grace.

Resolution
No. 3356
Solid Waste
Enforcement

Resolution No. 3356, a resolution of the City Council designating the County Department of Environmental Health as the solid waste enforcement agency, was unanimously adopted on motion of Councilwoman Grace, seconded by Councilman Knudsen, after a comprehensive explanation by Mr. Harold Moore.

Ordinance
No. 1612
Disposal
Regulations

Ordinance No. 1612, an ordinance of the City of Redlands which amends the ordinance code and establishes the rules and regulations concerning disposal of garbage and rubbish in the City, was given first reading of the title and laid over under the rules with second reading set for the Council meeting of June 7, 1977.

CITY MANAGER

Highway
Needs
Study

On motion of Councilman Miller, seconded by Councilwoman Grace, the department of public works was authorized to submit a "highway needs study", called the 2156 Study, to the California Department of Transportation.

Option "B"
Water
Contract

Transfer of Contract with Option "B" Water Agreement in the names of Needham, Ramirez and King, was approved on motion of Councilman Knudsen, seconded by Councilwoman Grace.

County
Health
Report

Council acknowledged receipt of the semi-annual report of the Environmental Health Service provided to the City of Redlands by the County.

Park Funds
Ford Park

On motion of Councilman Elliott, seconded by Councilman Miller, approval was given for an additional \$5,000 from the Park Acquisition Fund to the Park Fund for improvements in the reservoir area at Ford Park.

Resolution
No. 3357
Easement
Vacation

The quitclaim for easements on West Avenue, which was approved by the City Council on April 19, 1977, was not satisfactory to the developer. Resolution No. 3357, a resolution declaring the City's intention to vacate these easements, and setting the public hearing on this vacation for June 7, 1977, was unanimously adopted on motion of Councilman Knudsen, seconded by Councilman Elliott.

Sodium
Vapor
Lighting

On motion of Councilman Knudsen, seconded by Councilwoman Grace, a new City policy adopting high-pressure sodium vapor lighting in all new lighting systems proposed after July 1, 1977, and in replacement lights as possible, was unanimously approved by the City Council.

Mr. Chuck Ehrlich, an engineer, spoke briefly to Council about this decision, and discussed metal halide lights as being more acceptable to the residential areas. He also stated that low pressure sodium would be more economical. Councilman Knudsen said that the color of low pressure sodium lights was not acceptable. Mr. Ehrlich recommended

CITY MANAGER (Continued)

that the sodium lights be limited to the downtown area and not be used in the residential areas. Councilman Knudsen replied that many things people would like are simply not available financially.

Bid Call
San Mateo Street
On motion of Councilman Knudsen, seconded by Councilwoman Grace, the City Clerk was authorized to advertise for bids for the reconstruction of San Mateo Street between Magnolia and Fern Avenue.

Claim
Slamer
On motion of Councilwoman Grace, seconded by Councilman Elliott, a claim by Mark Slamer was denied in routine fashion and referred to the City's insurance carriers.

Resolution
No. 3358
SCAG
Allocate Funds to
Omnitrans
On motion of Councilman Elliott, seconded by Councilman Miller, Resolution No. 3358, a resolution of the City Council authorizing the Southern California Association of Governments (SCAG) to allocate SB 325 roads and highways funds for the City of Redlands, and with the addition to the motion that permission for the Public Works Department to submit Article 8 Claim for Street Work to SCAG, and with assurance by the City Manager that the figures contained in this resolution will be checked, was adopted by the following roll call vote:

AYES: Councilmembers Knudsen, Miller, Grace, Elliott
NOES: Mayor DeMirjyn
ABSENT: None

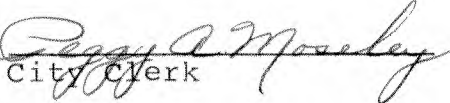
Culvert
Olive and Eureka
Council briefly discussed the problem of the culvert at Olive Avenue and Eureka Street and considered possible one-way streets. The matter was referred to the Traffic Commission.

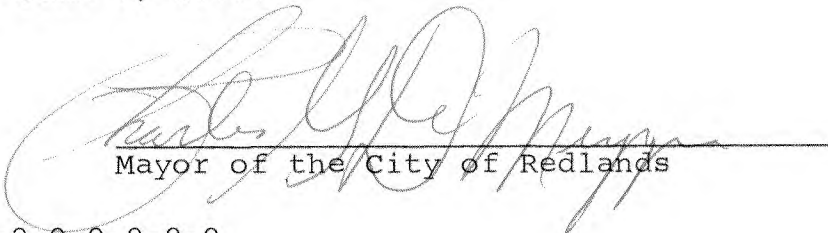
Bills and salaries were ordered paid as approved by the Finance Committee.

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

Next regular meeting, June 7, 1977.

ATTEST:


City Clerk


Mayor of the City of Redlands

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