

<u>MINUTES</u>	of a regular meeting of the City Council, City of Redlands, held in the Council Chambers, Safety Hall, 212 Brookside Avenue, on January 20, 1981, at 7:00 P.M. Planning Commission Items 3:00 P.M.	
<u>PRESENT</u>	Charles G. DeMirjyn, Mayor James W. Gorman, Vice Mayor Oddie J. Martinez, Jr., Councilmember Barbara Cram Riordan, Councilmember Ken Roth, Councilmember Chris C. Christiansen, City Manager Edward F. Taylor, City Attorney Peggy A. Moseley, City Clerk Ted Randolph, Redlands Daily Facts Sam Nicholas, The Sun	
<u>ABSENT</u>	None	
Certificates of Honor	The meeting was opened with the pledge of allegiance with Mayor DeMirjyn asking those present to join Council for a moment of gratitude for the return of the 52 Americans from Iran and in remembrance of the eight service-men who died in the earlier rescue attempt. Reverend Eleanor M. Saffell of the Church of Religious Science offered the invocation.	
	Mayor DeMirjyn presented Certificates of Honor to Mr. Louis P. Scherer and Dr. James A. Fallows for their dedicated service on the Library Board of Trustees. Mr. Scherer served for 35 years utilizing his knowledge and skills as a contractor extensively. After eleven years of service on the Library Board, Dr. Fallows will continue to promote and support the library as an active member of the Friends of the Library.	
	Minutes of the regular meeting of January 6, 1981, were approved as submitted.	
<u>BIDS</u>	The following bids were opened and publicly declared at 10:00 A.M. this date in the office of the City Clerk for the recoating of the interior and exterior of the Smiley Heights water storage tank, the exterior of the Sunset, Agate, and Texas Street tanks, and recoating of the weir plates and miscellaneous steel surfaces of the "Rapid-Bloc" activated sludge unit at the Wastewater Treatment Facility:	
Bid Award Recoating Reservoirs and Weir Plates	Freeman General Vista, California	\$132,600.00
	Manes Paint Contracting Redlands, California	137,114.00
	Pateras Painting Company Santa Ana, California	153,200.00
	Clayton Coatings, Inc. Culver City, California	158,689.00
	Spence Coating Carson, California	162,597.97
	W S Coatings Corporation Corona, California	174,575.00
	Lundeen Coatings Corporation Fullerton, California	177,560.00
	At this time, it is the recommendation of the Department of Public Works that award be made to Freeman General as this is the lowest, qualified bid. On motion of Councilman Gorman, seconded by Councilman Riordan, unanimous Council approval was given to the award of the recoating of the four reservoirs and weir plates to Freeman General, Vista, California, in the amount of \$132,600.00.	

PUBLIC HEARINGS

Ordinance
No. 1740

School
Impaction

Public hearing was advertised for this time and place on Ordinance No. 1740 an ordinance of the City of Redlands which adopts procedures for the declaration, consideration, and mitigation of school impaction. Mayor DeMirjyn declared the meeting open as a public hearing for any questions or comments concerning this ordinance.

Dorothy Jolley, 1329 Pacific Street, stated the schools did not want extravagance, but they needed effectiveness for the students to live and learn to the fullest extent. Perry Dyke, President of the School Board, re-stated the Board's declaration of overcrowding and said the Council should not have to question this stand. Pat Price, 228 Sharon Road, expressed her concern for the Children's Center which is very important to her family as she is a working, single parent. There being no further comments from the audience, the public hearing was declared closed.

Stating he could not disagree with the arguments, but that with the rapid growth in town and Proposition 13, Dr. Roth felt this ordinance was as fair as possible to everyone involved. Councilman Gorman stated Council has the responsibility to consider all the facts to give due process and felt this ordinance reflects the Council's compromise. Councilman Riordan felt this was a good ordinance which left room to discuss particular programs. Mr. DeMirjyn again stated his contention the high school was not overcrowded and the 1-4 units should not have to pay any school fees.

On motion of Councilman Riordan, seconded by Councilman Gorman, Ordinance No. 1740, an ordinance of the City of Redlands adopting procedures for the declaration, consideration, and mitigation of school impaction, was adopted with waiver of the reading of the ordinance in full, by the following roll call vote:

AYES: Councilmembers Gorman, Riordan, Roth
NOES: Councilmember DeMirjyn
ABSTAIN: Councilmember Martinez
ABSENT: None

Ordinance
No. 1741

Amend
Ordinance
No. 1680

Emergency
Situations

Public hearing was also advertised for this time and place on Ordinance No. 1741, an ordinance of the City of Redlands amending Section IV, Ordinance No. 1680, Emergency Situations. Mayor DeMirjyn declared the meeting open as a public hearing for any questions or comments concerning this amendment to Ordinance No. 1680. None being forthcoming, the public hearing was declared closed, and Ordinance No. 1741 was adopted, with waiver of the reading in full, on motion of Councilmember Gorman, seconded by Councilman Riordan, by the following roll call vote:

AYES: Councilmembers Gorman, Riordan, Roth
NOES: Councilmember DeMirjyn
ABSTAIN: Councilmember Martinez
ABSENT: None

APPLICATIONS AND PETITIONS

Bus
Service

Mrs. Elaine Brubacher, 12785 Puesta Del Sol, requested Council assistance to work with Omnitrans to provide bus service in the Kimberly/Mariposa Schools area. Council discussed this proposal with Mrs. Brubacher at length and referred her to John Donnelly for further information. Mayor DeMirjyn also offered to meet with her as the Council's Omnitrans representative.

COMMISSION REPORTS

Present:

Planning Commission recommendations as considered by the City Council at a regular meeting thereof held on January 20, 1981, at 3:00 P.M.
Councilmembers Gorman, Martinez, Riordan, Roth; Mayor DeMirjyn, Bruce C. Atkins, Attorney

1. Tentative Tract No. 11221, Phase II - Parkwest Development, Inc./John Moore

That the application for subdivision of 9.11 acres of land into 41 lots, located on the southeast corner of Kansas Street and Orange Avenue, R-2 Zone, be approved subject to the recommendations of all departments as contained in Planning Commission minutes dated January 13, 1981, and in accordance with the map as submitted. On motion of Councilman Riordan, seconded by Councilman Martinez, this recommendation of the Planning Commission was unanimously approved.

2. Minor Subdivision No. 100 - Neal R. Spence

That the request for approval for the subdivision of 4.9 acres of land into four lots for property located at 731 Buckinham Drive, R-E Zone, be approved subject to the recommendations of all departments as contained in Planning Commission minutes dated January 13, 1981. On motion of Councilman Martinez, seconded by Councilman Riordan, this recommendation of the Planning Commission was unanimously approved.

3. Conditional Use Permit No. 339 - Western Investment Properties (Tri-City Center - For Signs Only)

On January 13, 1981, the Planning Commission voted that the request for a coordinated sign plan for the Tri-City Center, located north of Colton Avenue, south of the I-10 Freeway between Tennessee and Alabama Streets, C-M Zone, be approved as follows: "With regard to the major tenants we recommend approval of the Longs and Market Basket signs as proposed as well as the north and south elevations of the Mervyn's signs as proposed. That 2' high letters designating Mervyn's on the east and west elevations signs as proposed be permitted. Terminology of Item F of the Revised Departmental Tri-City Sign Criteria be changed to read: One double-faced monument sign identifying Tr-City Center, Mervyn's, Long's and Market Basket, in both cases, the double-faced sign on Colton Avenue. It was further moved, with the exception of the above changes, to recommend approval of the Revised Tri-City Center Sign Criteria by "the Planning and Community Development Department. It was suggested that the Planning Commission not specify Longs and Market Basket on the Signing as proposed, in case they do not come into the Center, and that the Planning Commission refer to those particular signs as Tenant, Tenant signs. Also, a recommendation to delete item 2.a and revise 2.d of the Planning and Community Development Department's recommendations."

Councilman Gorman moved to accept the sign treatment as recommended by the Planning Commission with the following changes: That the monument signs be restricted to the name of the center only and reduced in height, that the signs for the smaller shops be uniform, and that special treatment be resubmitted for review. Dr. R oth seconded. Mrs. Riordan expressed concern that uniformity of small signs be maintained.

Mr. Paul Brown of Quiel Signs reviewed the history of the signing for this project. He urged identifying of the major tenants as being essential to attract freeway travelers to shop at the center thus bringing added sales tax to the City. He recommended thirty-inch instead of twenty-four inch letters for the signing on the east and west sides of the building. Mr. Chuck Marsh, partner in Tri-City, stressed the need for identification of the major tenants to attract freeway customers to the Center and expressed dissatisfaction with the results of Ordinance No. 1738 - Coordinated Signs. He pointed out the number of high signs already permitted on single properties in the neighborhood of Mervyn's.

Mr. Gorman called for the vote on the original motion. The motion as originally stated carried by the following vote:
AYES: Councilmembers Riordan, Roth, Gorman
NOES: Councilmember Martinez; Mayor DeMirjyn
ABSENT: None

Councilman Martinez then moved that thirty-inch letters, instead of twenty-four inch, be permitted on the signs on the east and west elevations of the building. The motion was seconded by Councilman Roth and carried by the following vote:
AYES: Councilmembers Riordan, Roth, Martinez; Mayor DeMirjyn
NOES: Councilman Gorman
ABSENT: None

PLANNING ADDENDA ITEMS1. Minor Subdivision No. 36 - Grading Plan - Craig Schusterick

On January 13, 1981, the Planning Commission reviewed the grading plan for Minor Subdivision No. 36 and recommended that the plan be acknowledged and accepted. The Commission minutes reflect that the ERC on December 15, 1980 agreed that the plan met the requirements as set forth by the Commission in 1977.

The City Council has received letters, a petition, reports, and summaries of the past action on this property.

Speaking against this grading plan were Mr. James Boggess who read from the Public Resource Law, Division 13, Environmental Quality, and questioned the statute of limitations on the Negative Declaration. Attorney Atkins discussed this briefly with Mr. Boggess. Mr. Kenneth Kienow also spoke briefly as did another gentleman from the audience.

A very lengthy general discussion by Council of aesthetics, preservation of neighbors views, scenic areas, moving of large amounts of fill dirt, and a very detailed discussion with Mr. Schusterick of grades, pad elevations, slopes, roof heights, driveway access, use of fill dirt, and sewer was held.

Councilman Martinez then moved to approve the action of the Planning Commission. The motion was seconded by Councilman Riordan, and carried by the following roll call vote:

AYES: Councilmembers Martinez, Riordan; Mayor DeMirjyn

NOES: Councilmembers Gorman and Roth

ABSENT: None

OTHER PLANNING ITEMS FOR COUNCIL CONSIDERATION1. Merging of Lots - John Ahrens

That the merging of two existing lots into one parcel, Parcel Map No. 6630, as required in Conditional Use Permit No. 334, be approved and Parcel Map No. 6630 be accepted. On motion of Councilman Riordan, seconded by Councilman Roth, this recommendation of the Planning Department was unanimously approved.

2. Minor Subdivision No. 80 - Felipe Roque - Time Extension

On motion of Councilman Martinez, seconded by Councilman Gorman, a time extension of one year to February 19, 1982, was unanimously given for Minor Subdivision No. 80.

3. Tentative Map No. 10637 - Charles Holdren - Time Extension

On motion of Councilman Riordan, seconded by Councilman Martinez, a time extension of 90 days to May 20, 1981 was unanimously given for Tentative Tract No. 10637.

4. Minor Subdivision No. 98 - W.J.E. Corporation - Final Approval

All requirements as outlined in Council minutes dated November 4, 1980, having been complied with, it is the recommendation of the Planning Department that final approval be given Minor Subdivision No. 98. On motion of Councilman Gorman, seconded by Councilman Riordan, this recommendation of the Planning Department was unanimously approved.

5. Relief from City Requirements - Tract No. 9828 - Friedman Construction

Mr. Al Newman addressed Council in behalf of Friedman Homes. He requested waiver of the requirements under Ordinance No. 1625 to install the storm drain for the development of Tract No. 9828 located on the northeast corner of Church Street and Pioneer Avenue. Mr. Newman named other tract developments which were not required to install a similar drain.

Council discussed the equity of waiving some and requiring installation of others. Director of Public Works Donnelly commented that two tracts were approved prior to the adoption of Ordinance No. 1625. Two tracts were not required to install the required drains because at the time of installation they would not have "gone anywhere." Following discussion, on motion of Councilman Riordan, seconded by Councilman Roth, denial of the request for waiver was unanimously adopted.

OTHER PLANNING ITEMS FOR COUNCIL CONSIDERATION (Continued)

6.	<u>Minor Subdivision No. 81 - Waiver of Requirements - Richard Blakeslee</u> Complaining that this matter has had insufficient attention, the record is not correct, and that the requirements need "straightening out," Attorney Glenn B. Martineau spoke for Mr. Blakeslee. He referred to his letter of December 31, 1980, and requested that Council address it paragraph by paragraph. It is first noted that paragraphs five and six contained no opposition by the applicant and no changes by the City Council. Paragraph three: The requirements of Ordinance No. 1625 - Adequate Drainage Facilities - was rejected by Mr. Martineau because the drainage pipeline specified in Engineering Division Requirement No. 10 "in no way benefitted his client's property." In reply to Dr. Roth's explanation that there are fixed requirements when property is subdivided, the requirements were termed "inappropriate" by Attorney Martineau. Councilman Martinez' motion to table this matter received no second. Council concurred in continuing consideration of the December 31, 1980, letter, handling each item with a separate motion. Dr. Roth then moved to "maintain our original posture in requiring this reinforced concrete pipe drainage unless our attorney finds a legal reason for not doing so, at which time it may be brought back, otherwise the requirement will stand." The motion was seconded by Councilman Riordan and unanimously adopted. Mr. Martineau then took up paragraph four of his letter. This refers to irrigation lines of private water companies which might exist on this property. Public Works Director John Donnelly stated the City's policy that all irrigation lines in the street shall be replaced with either steel or asbestos cement pipe (Engineering Division Requirement No. 11). Dr. Roth, Mrs. Riordan, and Vice Mayor Gorman individually stated the developer's responsibility to protect, maintain, and repair all irrigation lines being used to serve water to adjacent or down-stream lands. Councilman Riordan, "We want you to know that we want you to take care of that pipe." Dr. Roth, "So, we say to you that you shall repair any damaged water lines that are still being used - that it is your responsibility to repair or replace as necessary." Mr. Gorman, "If there is a water line anywhere, anywhere, sir, if it is on your property and you damage it, you pay for it." Councilman Martinez again moved to table this matter in order that the language, semantics, and requirements be clarified and returned to Council. Mrs. Riordan added, "The principals, the City Manager, Attorney, and Department Heads meet with Mr. Martineau at one time to resolve all issues." Dr. Roth expressed chagrin at extending this contentious item. The motion was approved by the following vote: AYES: Councilmembers Gorman, Martinez, Riordan; Mayor DeMirjyn NOES: Councilmember Roth ABSENT: None <u>Housing Commission</u> - Mayor DeMirjyn announced he will be meeting with engineers, manufacurers, and a financial institution Wednesday morning to discuss a mobile home park on city property near the water treatment facility. <u>Traffic Commission</u> - will meet on February 19, 1981, in the Council Chambers at 2:00 P.M. <u>Public Works Commission</u> - Councilman Gorman stated that the Commission has met and is preparing a position on street lighting standards which will be presented to Council in the near future. The next scheduled meeting is February 9, 1981, in the City Hall Conference Room at 3:30 P.M. to study the system for awarding points for drainage under Ordinance No. 1680. <u>Historic and Scenic Preservation Commission</u> - On motion of Councilman Roth, seconded by Councilman Riordan, Council unanimously accepted applications for five structures to become an Historical District under Ordinance No. 1600. The homes are: 226 and 230 South Eureka Street owned by Nevin and Lillian Maccubbin; 234 South Eureka Street owned by Richard and Jan Crooker; 238 South Eureka Street owned by Mr. and Mrs. Panagiotis S. Apostolakis; and 244 South Eureka Street owned by D.H. and Susan Parson.
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Historic District
Eureka Street

APPLICATIONS AND PETITIONS

Tract Bi, 8594 Sale of Approved Allocation	Mr. Taras Kozbur, KKK Corporation, received an allocation for Tract No. 8594 for 14 units on Cypress Avenue in September, 1980. Mr. Kozbur introduced Michael J. Leon, Apple Builders, Inc., 519 East Stuart Avenue, who wishes to build this project but with a change of plans. Mr. Leon presented
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APPLICATIONS AND PETITIONS (Continued)

Tract
No. 8594

Sale of
Approved
Allocation

Council with a picture of one of the proposed homes and site plans for the project. The homes will average 2,000-3,000 square feet on 8,000 square foot lots; prices will range from \$165,000 to \$210,000.

Stating he was sorry for the hardship it would cause, Councilman Roth read the Council policy adopted unanimously at the meeting of January 6, 1981, as follows: "Any sale of an approved allocation would require that the project be constructed as originally approved in the allocation; any change in design would require going through the allocation process."

Councilman Gorman stated this policy had been a new issue deliberated aside from Ordinance No. 1680. Councilman Riordan felt granting variance could cause problems and that the new plans needed to go through the allocation process. Mayor DeMirjyn was in favor of allowing the plan changes since they were so obviously an improvement over the original plans.

Council discussed the possibility of a process to consider this type of request. Stating architectural improvements were not necessarily under preamble of the ordinance, Mr. Taylor felt Council could set up a mechanism to re-evaluate a project with a change in design plans. Mr. Schindler stated a procedure for re-evaluation with perhaps Planning Commission and City Council approval was workable but would require a great deal of staff time. Following lengthy discussion, this item was tabled for two weeks to grant Council time to discuss this with staff on motion of Councilman Martinez, seconded by Councilman Gorman.

The request for waiver of storm drain fee by the Salvation Army will be held over until the meeting of February 3, 1981, on the request of the applicant.

Bowl
Fees
Waiver

On motion of Councilman Riordan, seconded by Councilman Martinez, Council unanimously waived bowl fees for the Redlands Y.W.C.A. for their annual dance recital to be held on June 6, 1981. The Y.W.C.A. will provide their own cleanup.

COMMUNICATIONS

Street
Work

Councilman Roth asked staff what could be done about the patch work done in streets by contractors that create pot holes after fill dirt has settled. Mr. Donnelly answered that if the hole shows up after the bond has been released, there is not much the City can do.

Route 30

Councilman Gorman announced that Sanbag had increased its allocation for Route 30 by \$1.1 million. He requested staff write a letter of support to the State Transportation Commission and also contact the County for their support. Council concurred with this request. Staff was also directed to stay in close contact with Senator Presley and Assemblyman Leonard concerning this project.

Sign Code

Mayor DeMirjyn reported the owner of Lambides Restaurant in Citrus Village was upset because he cannot have a sign on the outside of the building. City Manager Christiansen told Council the solution would be to amend the Sign Code if this is what Council desired.

Mobile
Home
Rent

Mayor DeMirjyn will meet with Mr. Anton Merle Friday, January 23, 1981, at 4:00 P.M. to discuss the rent increase at Lugonia Fountain Mobile Home Park. If an agreement is not reached that afternoon, Mayor DeMirjyn would like to hold a Council meeting to consider a six months moratorium. Council concurred to adjourning to Tuesday, January 27, 1981, at 7:00 P.M. in the Council Chambers.

NEW BUSINESS

Appoint-
ments Mr. James Celano, 1417 Pleasant View Drive, was unanimously reappointed to the Citizens Advisory Committee for the San Bernardino Associated Govern-ments on motion of Councilman Riordan, seconded by Councilman Martinez.

Resolution
No. 3731
Waste
Management Council unanimously concurred in adopting Resolution No. 3731, a resolution of the City Council of the City of Redlands approving the revised San Bernardino County Solid Waste Management Master Plan.

CITY MANAGER

Declaration
of
Dedication A Declaration of Dedication from Jack P. and Laura Dangermond for street purposes per requirements of Commission Review and Approval No. 437 was Unanimously accepted on motion of Councilman Gorman, seconded by Council-man Roth.

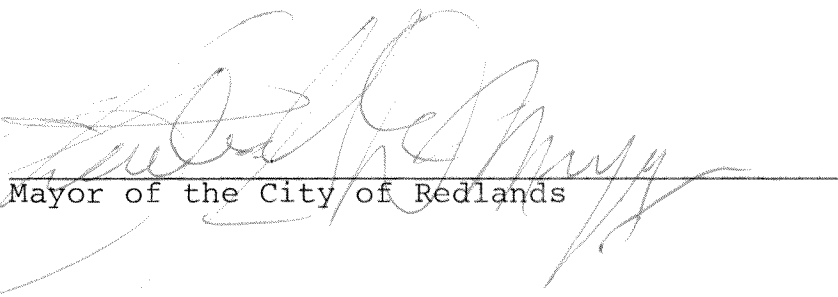
Funds
Library
Art
Appraisal An additional appropriation in the amount of \$1,500.00 for a professional fine arts appraisal of the library's holdings of paintings, etchings, sculptures, and bronzes was unanimously approved on motion of Councilman Gorman, seconded by Councilman Roth. This appraisal is being requested by the City's insurance carrier to provide an exact valuation of these items.

Funds
Park
Land On motion of Councilman Gorman, seconded by Councilman Roth, an additional appropriation in the amount of \$185,000.00 from the Parks Acquisition Tax Account for land acquisition by the Parks Department was unanimously approved.

Bid
Calls Authorization for the following items received Council concurrence:
1. Advertising by the City Clerk for bids for corrective work to be done for Tract No. 9330.
2. Advertising by the City Clerk for bids to equip Agate Street Well No. 2 with motor, pump, and appurtenances.
3. Execution by the Mayor and City Clerk of an agreement with the State of California for design, construction, and maintenance of traffic signals on Alabama Street and the I-10 Freeway on and off ramps.

Signal
Agreement
Claims On motion of Councilman Martinez, seconded by Councilman Gorman, two claims for damages due to the severe wind storm on November 24, 1980, in the names of (1) David Hessinger, and (2) Dennis Bjorklund and Jackie Webber were denied in routine manner and referred to the City's insurance carrier.

Bills and salaries were ordered paid as approved by the Finance Committee. There being no further business, Council adjourned, on motion, at 9:15 P.M. to an adjourned regular meeting on Tuesday, January 27, 1981, at 7:00 P.M. Next regular meeting, February 3, 1981.


Mayor of the City of Redlands

ATTEST:

City Clerk