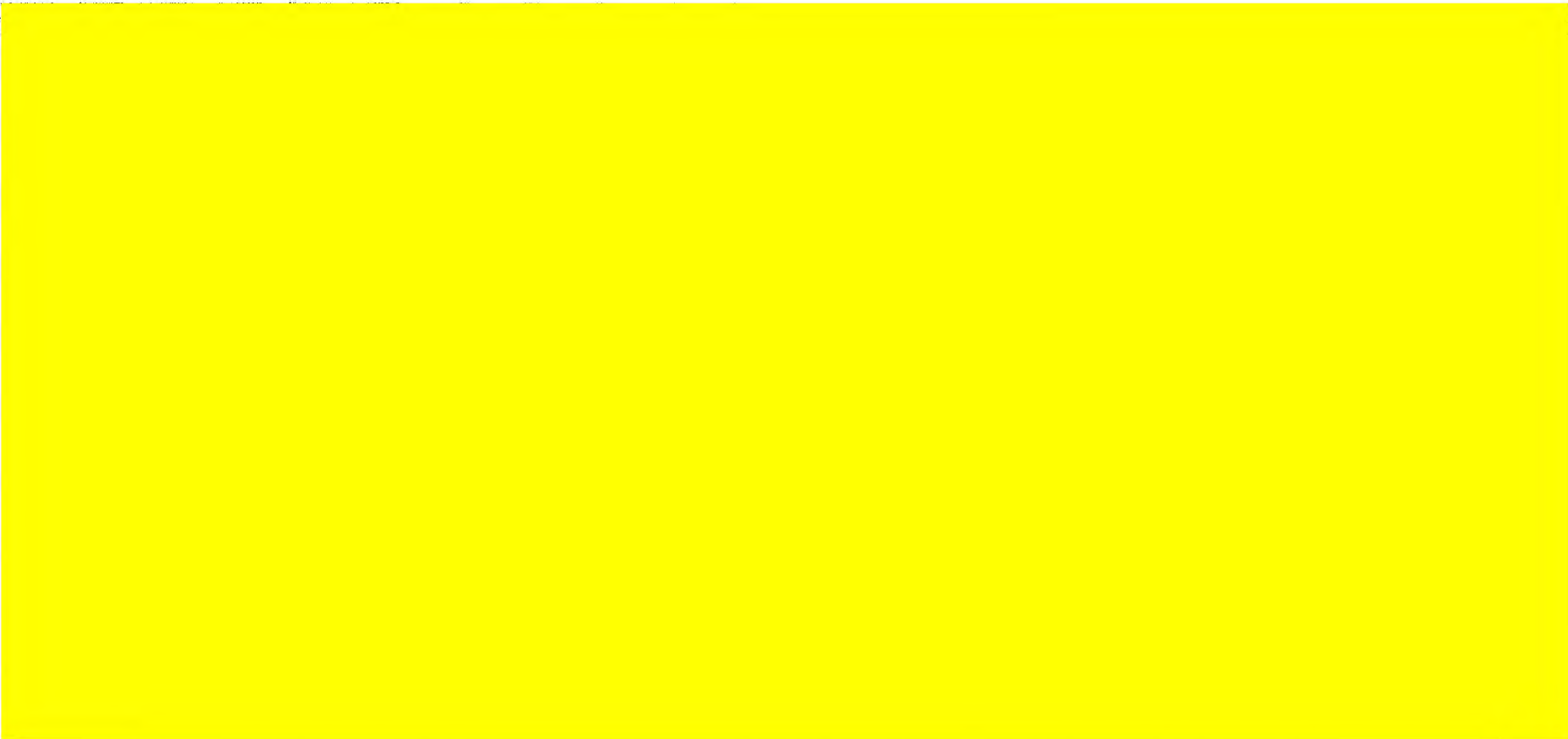




MINUTES

of a regular meeting of the City Council, City of Redlands, held in the Council Chambers, Safety Hall, 212 Brookside Avenue, on May 4, 1982, at 7:00 P.M. Planning Commission Items 3:00 P.M.

PRESENT

- Kenneth Roth, Mayor
- Charles G. DeMirjyn, Vice Mayor
- Oddie J. Martinez, Jr., Councilmember
- James W. Gorman, Councilmember
- Tim Johnson, Councilmember

- Chris Christiansen, City Manager
- Dallas Holmes, City Attorney
- Peggy A. Moseley, City Clerk
- Glenn Cunliffe, Redlands Daily Facts
- Pat Brown, The Sun

ABSENT

None

Presentation
To
Mrs. Riordan

The meeting was opened with the pledge of allegiance followed by the invocation by Reverend Floyd Davis of the Church of Christ.

Mayor Roth called former Councilmember Barbara Riordan to the podium to present her with a tile of the City Seal. He said that her time on the Council was important and very good.

Mrs. Riordan thanked Council and added that she would be returning because it was her wish to be a good field representative and that Redlands was in her district.

Minutes of the regular meeting of April 20, 1982, and the adjourned regular meeting of April 22, 1982, were approved as submitted.

PUBLIC HEARING

Ordinance
No. 1787

Zone Change
No. 238

Public hearing was advertised for this time and place on Ordinance No. 1787, an ordinance of the City of Redlands which establishes a change of zone from A-1 (Agriculture) District to A-D (Airport) District and I-P (Industrial) District for approximately 82.5 acres of property located on the northeast corner of Judson Street and Pioneer Avenue. Mayor Roth declared the meeting open as a public hearing for any questions or comments concerning this change of zone. None being forthcoming, the public hearing was declared closed, and Ordinance No. 1787 was adopted, with waiver of

PUBLIC HEARING (Continued)

Ordinance
No. 1787

the reading of the ordinance in full, on motion of Councilman Martinez, seconded by Councilman Johnson, by the following roll call vote:
AYES: Councilmembers DeMirjyn, Martinez, Gorman, Johnson; Mayor Roth
NOES: None
ABSENT: None

COMMISSION REPORTS

Planning Commission - The Arrowhead Christian Academy requested special aid for sewer extension costs in connection with its development, in the form of a loan from Sewer Fund Reserve to be repaid with interest by the school and three other developers in the same area. This assistance was denied on motion of Councilman Martinez, seconded by Councilman DeMirjyn, by unanimous vote.

Council discussed street light requirements with Dr. Larry Poland briefly but took no further action.

Planning Commission recommendations as considered by the City Council at a regular meeting thereof held on May 4, 1982, at 3:00 P.M.

Present:

Councilmembers DeMirjyn, Martinez, Gorman, Johnson; Mayor Roth; Attorney Holmes; Planning Director Schindler

1. R.P.C. No. 564 - Zone Change No. 242 - John Thomas

That R.P.C. No. 564, a resolution of the Planning Commission for adoption of Zone Change No. 242, a change of zone from R-1 (Single Family Residential) District to R-2 (Multiple Family Residential) District for approximately 12.4 acres of property located on the southwest corner of Pennsylvania Avenue and Church Street, be approved, and that City Council withhold second reading of the ordinance until an amendment to Specific Plan No. 16 is approved. On motion of Councilman Martinez, seconded by Councilman Johnson, this recommendation of the Planning Commission was approved, and Ordinance No. 1789 was given first reading of the title with unanimous waiver of reading of the ordinance in full. This motion was approved by the following roll call vote:

AYES: Councilmembers DeMirjyn, Martinez, Johnson; Mayor Roth
NOES: Councilmember Gorman
ABSENT: None

2. Variance No. 266 - John O. Jennings

At its April 27, 1982, meeting, the Planning Commission unanimously denied an application for a variance from the provisions of Ordinance No. 1000, Section 12.20(c) to allow more than one residential dwelling unit (mobile-home) on a lot containing less than 2-1/2 acres located at 3051 Mill Creek Road, Mentone, A-1 Zone. An appeal to this decision has been filed in the City Clerk's Office by the applicant. On motion of Councilman Martinez, seconded by Councilman Johnson, Council unanimously set May 18, 1982, at 3:00 P.M. to consider this appeal.

OTHER PLANNING ITEMS FOR COUNCIL CONSIDERATION

1. Arrowhead Christian Academy Request

The Arrowhead Christian Academy, through Dr. Larry Poland, had requested city assistance of a loan with interest from the Sewer Improvement Fund to help pay sewer installation fees until four other developers including John Moore and Jim Coffin could develop and assume their share of the costs.

Following very detailed discussion, Councilman Martinez moved for an attorney/client meeting this afternoon following the meeting with a decision to be given at 7:00 P.M. tonight. Motion seconded by Councilman Gorman and unanimously approved.

Vice Mayor DeMirjyn stated that having the Academy would be a great asset to the City and that he believes these people will do what they say they will do, and he hopes it will be worked out. He added this particular sewer has been a problem for years.

OTHER PLANNING ITEMS FOR COUNCIL CONSIDERATION (Continued)

2. Tract No. 9607 - Deed to Lot "A" - King/Gemmell

When the applicant purchased Lot 7 of this tract, he was told by the developer that: "Parcel 'A' was a portion of his Lot 7 which was then in negotiation with the city. It was reported to be his property so it was fenced by the developer. Following \$30,000 of landscaping, sprinkling system, and a spa, he found this to be untrue. Council and Attorney Holmes discussed options at great length. Street Superintendent Ron Mutter stressed the city need for a twenty-five foot right-of-way at the street curve for street purposes.

Councilman Gorman recommended a lot line adjustment attaching Parcel "A" to Lot 7 upon receipt of adequate right-of-way for future public street purposes. On motion of Councilman Martinez, seconded by Councilman DeMirjyn, this matter was delayed by consensus to the next meeting for preparation of the necessary paper work.

3. San Bernardino County Communication

A communication from San Bernardino County was received April 28, 1982, requiring an answer no later than May 7, 1982. Council discussed this project which is across from the Footlighters Theater. It was made clear that sewer service cannot be by gravity flow. Council authorized a communication by Planning Director Schindler that this area is designated as Urban Reserve and in accordance with Resolution No. 2601 the City will not be supplying sewer or water. This motion received the following vote: AYES: Councilmembers DeMirjyn, Martinez, Gorman; Mayor Roth; ABSTAIN: Councilman Johnson.

City Manager Christiansen mentioned that more time will be given in the future by County Planning Director Ken Topping.

4. C.U.P. No. 365 - Video Arcade Facility - Michael Burke

On motion of Councilman DeMirjyn, seconded by Councilman Gorman, the Council unanimously concurred with the action of the Planning Commission to deny Conditional Use Permit No. 365.

The Council then adjourned to a brief Redevelopment Agency meeting to be followed by a closed Council session to discuss matters covered by the attorney/client privilege from which no report is expected.

Amphitheater
Agreement

Park Commission - On motion of Councilman Johnson, seconded by Councilman Martinez, Council unanimously approved renewal for two years an agreement between the City and Friends of Prospect Park for management and supervision of the Prospect Park Amphitheater.

Public Works Commission - Approved budget for water and sewer division

Airport Advisory Board - Approved budget and continued considering sale

APPLICATIONS AND PETITIONS

On motion of Councilman Johnson, seconded by Councilman Martinez, Council approved Chris Funk's request to sell flowers on Mother's Day only, in the parking lot of Sandlin's Antiques at the corner of Redlands Boulevard and Center Street, by the following vote: AYES: Councilmembers DeMirjyn, Martinez, Johnson; NOES: Councilman Gorman; Mayor Roth.

Taxi
Franchise

Mr. Nathan Traster has submitted all information as required by the Redlands Ordinance Code to apply for a taxi franchise. As Redlands is currently without a taxi service, Council unanimously approved this request on motion of Councilman DeMirjyn, seconded by Councilman Gorman. Mr. Traster thanked Council and promised Council free rides the first week.

COMMUNICATIONS

Proclamation

Council, by consensus, proclaimed May as Mental Health Month in the City of Redlands, and requested all citizens to recognize the support available through the East Valley Mental Health Association, the YWCA, and the Redlands-Yucaipa Guidance Clinic.

Council referred a request from Redlands Community Hospital concerning Tax Exempt Bonds to the City Attorney for clarification.

NEW BUSINESS

Resolution
No. 3825
Tax Exchange
Annexation
No. 58

Resolution No. 3825, a resolution of the City Council determining the amount of property tax revenues to be exchanged between and among the County of San Bernardino and the City of Redlands resulting from Annexation No. 58, LAFC No. 2162, was unanimously approved by Council on motion of Councilman DeMirjyn, seconded by Councilman Gorman.

Resolution
No. 3826
Irrigation
Water Rates

Resolution No. 3826, a resolution of the City Council amending the water rates established in Resolution No. 3812 by establishing irrigation rates for customers living both within and outside the city limits, was unanimously approved by Council on motion of Councilman DeMirjyn, seconded by Councilman Gorman. This resolution will reduce the water rates for 58 customers who have at least 40 edible fruit bearing trees being maintained on their properties.

Water
Rates

Councilman Johnson spoke concerning the procedure used in implementation of the recent water rate increase approved under Resolution No. 3812. He felt strongly this was unfair and moved for billing a full two month cycle at the old rate beginning May 7, 1982 until July 4, 1982, making the situation more equitable. Following lengthy discussion, this motion lost by the following vote: AYES: Councilmembers Martinez, Johnson; NOES: Councilmembers DeMirjyn, Gorman; Mayor Roth.

UNFINISHED BUSINESS

Storm
and
Flood
Drainage

Ordinance No. 1788 was tabled from the meeting of April 20, 1982, to this time in order that Council might better study the completed ordinance and to prepare numerous copies for interested citizens and for the press.

Discussion began with Councilman Johnson's criticism of the points allocated for drainage - SECTION 2-C, Storm and Flood Drainage. Motion was made by Councilman Johnson to delete C-4, and seconded by Councilman DeMirjyn.

Advantages and disadvantages were discussed at length, ratings of past developments compared, potential flooding of downtown Redlands, past recommendations cited, and possibility of ruling out development were considered.

The limited areas of County Flood Control within the City were described. and the efforts being made in the direction of ultimately providing a flood channel. Following this discussion, the vote on Councilman Johnson's motion was: AYES: Councilmembers Martinez, Johnson; NOES: Councilmembers DeMirjyn, Gorman; Mayor Roth.

Councilman Johnson then discussed evaluation of five sample projects, none of which would have been approved under Ordinance No. 1788. Councilman Johnson made a motion to reduce the minimum total from 80 to 70 points under SECTION II - Point Rating System. After discussion, he withdrew his motion.

Councilman Martinez instructed City Attorney Holmes to prepare timing of approval under a new draft.

UNFINISHED BUSINESS (Continued)

Councilman Gorman briefly explained the reason for requiring that projects be approved tentatively before being judged in order to rule out conditions which would eliminate them from the allocation process.

Councilmember DeMirjyn said he was wondering of the propriety of doing this and was wondering if they should have a committee again and have a consensus. Councilman Gorman stated there had been an enormous amount of input from staff, attorney, and the sub-committee. Dr. Roth said that as a member of that first committee he felt public committees have a place but not now. An ordinance is written and they are fine-tuning this ordinance, and now we have a time constraint.

Councilman DeMirjyn stated that Page 12, 6-D, is telling people what they can do and suggested all negative points be removed and in exchange to require 10,000 to 15,000 square foot lots.

Councilman Gorman read from a copy of Proposition "R," "Preservation of Agricultural Land," he said much effort has gone into this and he failed to see how these deletions would preserve the agricultural land. Proposition "R" was to award the people who do not remove land from the Agricultural Preserve, and penalize the projects which required removal of such land. In addition to minus 5, there are several plus 5's.

Ordinance
No. 1788

Proposition
"R"

Dr. Roth said in addition there is one other basic thing, if you have land in an Agricultural area and you allow houses to be built adjacent to it, you cannot continue in agriculture. On motion of Councilman DeMirjyn, seconded by Councilman Johnson, deletion of B, D, G, on page 12, and a minus 3 instead of minus 2 given to F. Council approved by the following vote: AYES: Councilmembers DeMirjyn, Martinez, Johnson; Mayor Roth; NAE: Councilmember Gorman.

Councilman Gorman stated that the projects in the Planning Director's memo were not relevant as they were not put together under the revised ground rules. One major outcry was continual, that the ordinance was not in accordance with the intent of Proposition "R."

On motion of Councilman Johnson, seconded by Councilman Martinez, the minimum points projects need to receive a building permit allocation be changed from 80 to 75. It was originally 70 points minimum. Council approved by the following vote: AYES: Councilmembers Martinez, Johnson; Mayor Roth; NOES: Councilmembers DeMirjyn, Gorman.

Police protection was discussed and on recommendation of the Police Department because there is no means of equitably awarding points, the five point category was eliminated on motion of Councilman Roth, seconded by Councilman DeMirjyn, and unanimous approval by Council.

Second reading and public hearing was authorized for May 18, 1982, at 7:00 P.M.

CITY MANAGERResolution
No. 3827Housing
Revenue
Bond
Program

Resolution No. 3827, a resolution of the City Council adopting a housing finance revenue bond program in cooperation with the County of San Bernardino and authorizing the Mayor and City Clerk to execute for and on behalf of the City a cooperative agreement between the County and the City, was unanimously approved on motion of Councilman DeMirjyn, seconded by Councilman Gorman. This will allow the City to participate in the tax-exempt mortgage revenue bond program which the residents of Redlands will benefit from this financing. The bonds will provide below market interest rate financing for new and existing housing for first-time home buyers with incomes less than 120% of the State median income. Councilman Johnson stated that this would allow a first-time buyer making \$41,640 to be eligible.

Funds
Weed
Abatement

On motion of Councilman Martinez, seconded by Councilman Johnson, Council unanimously approved an additional appropriation of \$12,000 which is reimbursable by property owners for weed abatement costs incurred by illegal dumping and trespassers cutting trees and dead orange groves.

Funds
Street
Division

On motion of Councilman DeMirjyn, seconded by Councilman Gorman, Council unanimously approved an additional appropriation in the amount of \$9,000 for a major engine overhaul and repair on the Street Division's 1-3/4 cubic yard Cat 920 Loader. This equipment is valued at \$45,000 and is expected to last another ten years.

Water
Spreading

In response to Councilman Johnson's request, Water Superintendent Dave Garcia gave a report on the cities water situation in view of the action by San Bernardino to put a moratorium on water spreading. Following Mr. Garcia's presentation and his recommendation, Council directed that a letter go to the Water Conservation District with a copy to San Bernardino requesting a resumption of spreading in the Mill Creek area. This was on motion of Councilman Johnson, seconded by Councilman DeMirjyn.

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

There being no further business, Council adjourned to a closed session for discussion of matters covered under the attorney/client privilege and personnel with no report anticipated.

Next regular meeting, May 18, 1982.


 Mayor of the City of Redlands

ATTEST:


 City Clerk

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