

MINUTES

of a regular meeting of the City Council, City of Redlands, held in the Council Chambers, Safety Hall, 212 Brookside Avenue, on July 6, 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 C. Christiansen, City Manager
Dallas Holmes, City Attorney
Lorrie Poyzer, Deputy City Clerk
Glenn Cunliffe, Redlands Daily Facts
Pat Brown, The Sun

ABSENT

None

The meeting was opened with the pledge of allegiance, followed by the invocation by Reverend Ruth Wilkerson of the Church of Religious Science.

Minutes of the regular meeting of June 15, 1982, were approved as submitted

BIDS

Street
Light
Conversion

The following bids were opened and publicly declared at 10:00 A.M. in the office of the City Clerk on this date for street light conversion throughout the city:

BIDS (Continued)

Southern Contracting Co., Inc. Electrical Construction & Engineers San Marcos, California	\$160,238.80
Federal Builders Colton, California	186,266.90
Steiny & Company, Inc. Anaheim, California	254,711.00

Bid Award
Street
Light
Conversion

At this time, it is the recommendation of the Department of Public Works that award be made to Southern Contracting Company, Inc. as this is the lowest, qualified bid. On motion of Councilman Martinez, seconded by Councilman Johnson, unanimous Council approval was given to the award of the street light conversion contract to Southern Contracting Company, Inc. of San Marcos in the amount of \$160,238.80.

PUBLIC HEARING

Ordinance
No. 1790

Zone Change
No. 243

Public hearing was advertised for this time and place on Ordinance No. 1790, an ordinance of the City of Redlands which establishes a change of zone from A-1 (Agriculture) District to R-S (Residential Suburban) District for approximately 4.9 acres of property located at 610 West 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. 1790 was adopted, with waiver of the reading of the ordinance in full, on motion of Councilman Gorman, seconded by Councilman Martinez by the following roll call vote:
AYES: Councilmembers DeMirjyn, Martinez, Gorman, Johnson,
Mayor Roth
NOES: None
ABSENT: None

ORAL PETITIONS FROM THE FLOOR

Pacific
Street

Traffic
Request

Mr. Don Carlson, 1345 Pacific Street, brought Council attention to driving conditions on Pacific Street between Crescent and Ridge. He stated that stop signs placed at Monterey, Carob, and Pacific had not controlled the speed and danger on Pacific, and requested Council act immediately to make Pacific "not a thru street" by blocking at Monterey and Pacific. City Manager Christiansen recommended this request be referred to the Traffic Commission for study and recommendation. Council requested that staff advise Mr. Carlson of the next Traffic Commission meeting.

Air
Conditioner
Noise

Mr. John Shone, 220 Terracina Boulevard, requested Council assistance with a noise problem created by air conditioning units at the Redlands Medical Clinic at 245 Terracina Boulevard. City Manager Christiansen stated he would contact the owner for a solution.

COMMISSION REPORTS

Present:

Planning Commission recommendations as considered by the City Council at a regular meeting thereof held on July 6, 1982, at 3:00 P.M.
Councilmembers DeMirjyn, Martinez, Gorman, Johnson, Mayor Roth; Attorney Holmes; Planning Director Schindler
1. Conditional Use Permit No. 368 - Kimberly-Shirk Association/Benjamin Rabe, Trustee

That the application for a conditional use permit for the establishment of a meeting place for a non-profit community organization on property located at 1325 Prospect Drive (Kimberly Crest), R-E Zone, be approved subject to the recommendations of all departments as contained in minutes

COMMISSION REPORTS (Continued)

of the Planning Commission dated June 22, 1982, and finding that the application is in accordance with the necessary findings and conditions as specified in Section 52.00(C) of Ordinance No. 1000, and amending Planning and Community Development Condition No. 9 to read: "Provide shuttle bus service, on-site parking for 20 vehicles and construct parking lot as agreed on park property within one year" and amending Building and Safety Condition No. 7 to read: "Toilet facilities for the public will be available."

Ben Rabe assured Council that the only meetings that would be held in the facility would be those of the Kimberly-Shirk Association Trustees or donors. He also asked Council to consider changing the requirement of two marked handicapped parking spaces to one. Following discussion, on motion of Councilman Johnson, seconded by Councilman Martinez, Conditional Use Permit No. 368 was unanimously approved with the amendment to require one marked handicapped parking place in the parking lot.

2.

R.P.C. Nos. 565-569 - General Plan Amendment No. 27

Planning Director Schindler explained that the General Plan Amendment described in R.P.C. No. 565 was a housekeeping action recognizing zone changes made, building trends, and new park sites. Councilman Johnson questioned the wavy line which indicated low or medium density for the area at the southwest corner of Barton Road, Bellevue Avenue, and Terracina Boulevard. He felt Council should indicate their desires for this area and be consistent with our annexation request and plea to LAFC. Mr. Schindler pointed out we cannot precommit the zoning but either Single Family Residential or Multiple Family Residential zoning could be permitted. Mayor Roth stated that Council's basic feelings were this area could go medium density. No one disagreed with this.

Following discussion with Attorney Holmes regarding General Plan Amendments, Council unanimously authorized Resolution No. 3836, setting a public hearing for 7:00 P.M. on July 20, 1982, for General Plan Amendment No. 27, and approved the following resolutions of the Planning Commission.

R.P.C. No. 565 - City of Redlands - General Plan Amendment for several land use changes which are necessary or desirable to bring the General Plan into conformity with the existing zoning and/or development trends within the City and its official Sphere of Influence.

R.P.C. No. 566 - Emerald Realty - General Plan Amendment changing the land use designation from Urban Reserve and Low Density Residential to Medium Density Residential and Urban Services for approximately 50 acres of property located on the north side of Lugonia Avenue, east of the proposed Route 30 Freeway.

R.P.C. No. 567 - Henry Van Mouwerik - General Plan Amendment changing the land use designation from Medium Density Residential to General Commercial for approximately 10 acres of property located on the northeast corner of Barton Road and Alabama Street.

R.P.C. No. 568 - James Kormos - General Plan Amendment changing the land use designation from Urban Reserve to Light Industrial for approximately 10 acres of property located on the west side of Wabash Avenue, 600 feet south of Lugonia Avenue.

R.P.C. No. 569 - City of Redlands - General Plan Amendment deleting the designation of Canyon Road between Mariposa and Sunset Drives as a Secondary Highway.

3.

R.P.C. Nos. 572-575 - Specific Plans of Development

On motion of Councilman Johnson, seconded by Councilman Martinez, Council unanimously instructed the Department of Planning and Community Development to initiate action to repeal the underlying zones associated with the following Specific Plans:

R.P.C. No. 572 - Specific Plan No. 26 - Henry Van Mouwerik - specific plan of development for 35 acres of land generally located north of Barton Road, east of Alabama Street, west of Kansas Street, and south of Orange Avenue.

PLANNING COMMISSION RECOMMENDATIONS (Continued)

- R.P.C. No. 573 - Specific Plan No. 28 - James Kormos - specific plan of development for 10 acres of land located on the west side of Wabash Avenue, 660 feet south of Lugonia Avenue.
- R.P.C. No. 574 - Specific Plan No. 29 - Commerce Environments - specific plan of development for 16.48 acres located on the southeast corner of Lugonia Avenue and California Street.
- R.P.C. No. 575 - Specific Plan No. 30 - Emerald Realty - specific plan of development for approximately 50 acres of property located between Karon Street and proposed Route 30 Freeway between Lugonia Avenue and Pennsylvania Avenue.

4. R.P.C. No. 574 - Specific Plan No. 29 - Commerce Environments

That R.P.C. No. 574, a resolution of the Planning Commission for the adoption of a specific plan of development for 16.48 acres of property located on the southeast corner of Lugonia Avenue and California Street, be approved. On motion of Councilman Johnson, seconded by Councilman Martinez, R.P.C. No. 574 was unanimously approved, and Ordinance No. 1794, an ordinance of the City of Redlands adopting Specific Plan No. 29 was given first reading of the title, with wiaver of the reading of the ordinance in full, with public hearing set for 7:00 P.M. July 20, 1982.

OTHER PLANNING ITEMS FOR COUNCIL CONSIDERATION

1. Tentative Tract No. 11535 - Commerce Environment - Time Extension

On motion of Councilman DeMirjyn, seconded by Councilman Johnson, a time extension of one year to August 19, 1983, was unanimously given for Tentative Tract No. 11535 since the applicant is now preparing final engineering plans and coordinating the necessary funding.

2. County Projects

Council had no objections to the Midas Muffler/Brake Shop to be located on the south side of Redlands Boulevard, 300 feet east of Iowa Street, or the Mark C. Bloome Tire Store to be located on the south side of Redlands Boulevard, 500 feet east of Iowa Street. Both projects are in compliance with the City's General Plan.

3. Mayor Roth requested that staff look at the development on Tennessee Street and Park Avenue in regards to the signs being used.

Councilman DeMirjyn stated he felt that the old political signs should be removed or the City should proceed with citing the candidates.

Councilman Martinez instructed staff and the City Attorney to proceed to prosecute individuals with inoperable vehicles stored on public streets, such as the ones in the 900 block of Columbia and the 1000 block of Lawton.

Councilman DeMirjyn asked that the parking/storage problem at Hibiscus and Palm be rectified by staff, as well as checking into a trailer parked in the driveway at 511 Alvarado Street which appears to be inhabited. Councilman Gorman asked what the status was on the pseudo junk yard on Pearl Street.

4. Annexation No. 58 Re-Hearing

Mayor Roth reviewed a meeting he and Councilman Johnson had with one of the developers in this area. It appeared that the property owners would welcome the opportunity to be in the City but wanted a written agreement drawn up that would be acceptable to both parties.

Attorney Holmes said he had been in contact with counsel for the developer but that the first development agreement in this city could not be prepared by July 14; that it would have to be discussed by Council and policy questions decided upon.

Councilman Johnson did not feel we have to have the document in hand by July 14, but that it was more of a question of intent. He verified that it is an honest consensus of Council that the area in the project is viewed medium density. Councilman Gorman stated he did not think there was any doubt about that.

Councilman Johnson informed Council and staff that he would attend the LAFC meeting on July 14th.

OTHER PLANNING ITEMS FOR COUNCIL CONSIDERATION (Continued)

There being no further business, Council recessed, on motion, to a closed session to discuss personnel matters and matters covered under the attorney/client privilege. Council will reconvene at 7:00 P.M. this evening in the Council Chambers

COMMISSION REPORTS

Park
Deed

Park Commission - On motion of Councilman Martinez, seconded by Councilman Johnson, a Director's Deed from the State of California for property on San Bernardino Avenue recently purchased by the Parks Department for future park purposes was unanimously accepted. Councilman Johnson noted a deed restriction requiring this land be used for public purposes for ten years.

Traffic Commission - will meet on the third Thursday of this month.

Public Works Commission - will meet on July 12, 1982, at 3:30 P.M. in the City Hall Conference Room.

APPLICATIONS AND PETITIONS

Leukemia
Society

The Tri-County Chapter of the Leukemia Society of America's request for permission to conduct a door-to-door fund raising campaign from September 7-21, 1982, and to proclaim the month of September as Leukemia Month was unanimously approved on motion of Councilman Martinez, seconded by Councilman Johnson. Council agreed with staff's recommendation that this request should be reviewed annually.

Optimist
Club

The Redlands Optimist Club was unanimously exempted from the City's business license requirements by Section 2122 and granted permission to sell juice at the Redlands Bowl evening concerts on motion of Councilman Johnson, seconded by Councilman Gorman.

St. Mary's
Barbecue

On motion of Councilman Martinez, seconded by Councilman DeMijryn, St. Mary's Catholic Church was unanimously granted permission to hold their annual barbecue in Sylvan Park on July 18, 1982, and exempted from the City's business license requirements by Section 2123 to sell food in the park on that same day.

Close
Portion
Henrietta
Street
Tabled

Mr. Edwin S. Gaustad's request to blockade a portion of Henrietta Street was tabled on motion of Councilman DeMirjyn, seconded by Councilman Gorman, until Council had conferred with the City Attorney in a closed session under the attorney/client privilege.

Redlands
Aquatic
Club

The Redlands Aquatic Club, RACE, was unanimously granted permission to sell coupon books to the citizens of the community with funds to be used to purchase equipment for their program on motion of Councilman DeMirjyn, seconded by Councilman Johnson.

COMMUNICATIONS

School
Impaction

School Board Member Perry Dyke presented suggested revisions to Ordinance No. 1740 from the School District as follows:

Page One: Under Classroom Capacity revise paragraph (a) to read: "Classrooms for educational purposes as determined by the Board of Education."

Page Two: Revise No. 4 to read as follows:

4. Continuation High School - Orangewood High School is a continuation high school mandated by state law. The school has sufficient capacity to accommodate anticipated enrollments for the foreseeable future.

COMMUNICATIONS (Continued)

School
Impaction

Classrooms shall be considered efficiently utilized if the district average class enrollment by level equals or exceeds the following:

K-6	28.67 Pupils
Grades 7-9	28 Pupils; Lab Class 24
Grades 10-12	28 Pupils; Lab Class 24

Note: For special education classes no minimums shall apply, but in any event class enrollments shall not exceed state or federal mandates.

Page Three: Revise the first two paragraphs of No. 7 to read:

7. The filing of appropriate notices of overcrowding with affected cities and the county.

If the governing board makes a finding supported by clear and convincing evidence that (a) conditions of impaction exists within the district which will impair the normal functioning of educational programs including the reason for such conditions existing; and (b) that all reasonable methods of mitigating conditions of overcrowding, including those specified in this section, have been evaluated and no feasible method for reducing such conditions exists and the reasons therefore; it shall then recommend that mitigating measures as set forth in this ordinance shall be imposed.

Page Four: Revise the second paragraph of Section Five to read as follows:

For lease or purchase of relocatable classrooms or buildings, for relocation or placement thereof, or for the construction of buildings or building additions as may be needed to augment the relocatable classrooms at school sites.

Ordinance
No. 1795

School
Impaction

Following brief discussion with Mrs. Dyke and Dr. Bryld, Councilman Martinez moved to give first reading of the title with waiver of the reading of the ordinance in full to Ordinance No. 1795, an ordinance of the City of Redlands amending Ordinance No. 1740 and adopting procedures for the declaration, consideration, and mitigation of school impaction and set second reading for July 20, 1982, at 7:00 P.M. Motion seconded by Councilman DeMirjyn and carried unanimously.

UNFINISHED BUSINESS

ERC
Appeal

On May 24, 1982, the Environmental Review Committee reviewed Tentative Tract No. 12223 and Conditional Use Permit No. 376, applicant: John R. Reil, and determined that the project would not have an adverse impact on the environment and issued an intent to grant a Negative Declaration for the nine unit planned residential development, 10 lots, on 3.6 acres. An appeal to this decision was filed on June 7, 1982, in the office of the City Clerk by Dr. and Mrs. Alvin L. Russo, based on the following: too much crowding of houses in the area; plan does not conform with other homes in the area; and lot size will be far less and will have a negative impact on the value of surrounding homes.

Dr. Alvin Russo, 1617 Halsey Street, reviewed his concerns stating he felt the proposed residential development would cause several problems and that there are environmental issues to be faced. He sited the increased traffic on Garden Street, general beauty of the area, and expressed concern about additional traffic on the twenty foot driveway he would share with the development.

UNFINISHED BUSINESS (Continued)

ERC
Appeal

In response to Councilman Johnson's question, Attorney Holmes stated that Council need not make findings of significant impact to support the appeal under CEQA, but to merely decide there may be or there is reasonable certainty of significant environmental impact.

Based on the appellant's submissions and from his evidence that there could be some environmental impact which the appellant considers to be adverse, Councilman Johnson moved to uphold the appeal and request the preparation of an environmental impact report to look at those apparently adverse environmental impacts, and further requested other public comments from the approximately 30 people present who are requesting an environmental impact report. Motion seconded by Councilman Martinez and unanimously approved.

Mr. Ron Goldie, 1675 Halsey Street, stated that everyone in the neighborhood wanted the informational environmental impact report and expressed his desire to have the report addressed to traffic, fire and safety, health, and aesthetics. He felt the threshold issue was that the public was entitled to an environmental impact report and urged Council to find that the report is necessary.

Mr. Martin Allard, 1665 Halsey Street, pointed out that most of the properties in the neighborhood were of at least one acre with one home on each parcel. He cited possible impacts with the removal of trees, grading, bird life, nine horses on one lot which is in excess of what has ever been there, the possible historic value of the existing adobe sewage, water, safety, and impaction of schools.

Mr. Charles Toscano, 1619 Halsey Street, resident for 18 years in what he felt was the most beautiful place in the solar system to live in, commented the property is not large enough for nine horses and stated he could not imagine this being allowed to happen.

Mr. George Fikrle, 1630 Halsey Street, stated he has found from his own experience the area is not really adequate for horses, that the trails are not adequate in that area has built up, and that horses do present a real problem.

Mr. Marty Stein, speaking for the developer, expressed concern as to whether this form was the proper forum and that it seemed to him that the City could be looking for a substantive or adverse or potentially adverse effect that this project would have on the environment. He wondered if the C.U.P. stage, conditions for tentative map approval, and Proposition "R" might not be the proper forum for many of the items discussed and commended his concern to the City Attorney. He stated the property is in conformity with the General Plan and consistent with the P.R.D. ordinance as well as Proposition "R" and reviewed deed restrictions which could be imposed on the property, such as an architectural control committee and landscaping controls. Mr. Stein felt the homeowners' comments were premature and not bearing on the issue tonight.

Mr. Ted Thompson, 190 Terracina Boulevard and the developer of the property felt his project would have very little environmental impact, that his proposal is totally in conformity with the zoning, and expressed disappointment that a full EIR was going to be required and not a less devastating way of evaluating some of the possible environment concerns.

UNFINISHED BUSINESS (Continued)

ERC
Appeal There being no further comments or discussion, the motion to uphold the appeal and request the preparation of an environmental impact report was again unanimously approved.

Budget On motion of Councilman Martinez, seconded by Councilman Johnson, Council will adjourn at the end of this session to an adjourned regular meeting on Friday, July 9, 1982, at 3:00 P.M. to discuss the 1982-83 budget.

NEW BUSINESS

Resolution
No. 3835
SB-325
Funds Resolution No. 3835, a resolution of the City of Redlands authorizing the Southern California Association of Governments (SCAG) to allocate SB-325 funds to Omnitrans for transit services and to claim SB-325 roads and highway funds for the City, was unanimously authorized on motion of Councilman Martinez, seconded by Councilman Johnson.

Resolution
No. 3841 Redlands Community Hospital requested that Resolution No. 3841 be withdrawn from the agenda.

CITY MANAGER

Outside
Water On motion of Councilman DeMirjyn, seconded by Councilman Gorman, outside the city water service was unanimously approved for Mr. Blake Neal for two 3/4-inch water services on Agate Street and Malachite Avenue in Mentone.

Public Works Department has received quotes from the only two firms in Southern California selling sewer rodding machines. The quotes were as follows:

Southwest Flexible Sewer Equipment Company	\$14,066.36
Dew-Par Sales and Service	17,638.96

Sewer
Equipment
Purchase It is the recommendation of the Department of Public Works to purchase a new sewer rodding machine from Southwest Flexible Sewer Equipment Company as they submitted the lowest quote. On motion of Councilman Martinez, seconded by Councilman Gorman, unanimous Council approval was given for the purchase of a new sewer rodding machine in the amount of \$14,066.36 from Southwest Flexible Sewer Equipment Company, and staff was directed to investigate if the freight cost could be saved if the City picked up the machine.

Animal
Shelter
Agreement On motion of Councilman Martinez, seconded by Councilman Gorman, Council unanimously approved an agreement between the City of San Bernardino and the City of Redlands for animal shelter fees for the 1982-83 fiscal year.

Proposed
Annexation Over two years ago, City Council agreed to a proposed annexation of 30 acres known as the California Business Park located at the northeast corner of California Street and Lugonia Avenue. Westward Projections, representing the property owners, is requesting reassurance from the Council that if the owner goes through the costly specific plan process as being required by LAFC staff and that if the plan is approved by the City that the City will reaffirm its favorable position as to the annexation of the site. Staff recommends giving tentative approval at this time subject to the review of the specific plan whenever it is completed.

CITY MANAGER (Continued)Proposed
AnnexationReassurance
Continued

A representative from Westward Projections brought Council up to date on the reactivation program they are trying to initiate, and stated he wished an indication from Council, that can be given to LAFC, that the City desires to continue with their prior position.

Councilman DeMirjyn moved to give reaffirmation of the previous discussion Motion seconded by Councilman Johnson.

In the ensuing discussion, Councilman Roth expressed concerns regarding the isolation of the property and providing City services. Councilman Martinez stated he desired staff update on all recent annexation considerations with an idea what is planned for all these areas. Councilman DeMirjyn stated if the City wanted control of development, we were going to have to annex. Councilman Gorman agreed Council needed a report on the Sphere of Influence and staff's recommendation on what makes sense to annex and avoid piecemeal annexations. He also commended Westward Projections for a well prepared report. Councilman Johnson expressed concern that if the City continued to delay action that LAFC could proceed without Council's input.

Councilmembers DeMirjyn and Johnson withdrew their motion to give reaffirmation; Councilman DeMirjyn then moved to give tentative approval subject to a specific plan which meets Council approval. Motion seconded by Councilman Johnson. Following discussion, this motion failed by the the following vote: AYES: Councilmembers DeMirjyn and Johnson, NOES: Councilmembers, Roth, Martinez, Gorman.

Councilmember Martinez moved to continue this item to the first meeting in September after Council had received the report requested and that at that time Council have the old action before them in order to give consideration to this request of reaffirming the City's intent. Motion seconded by the following vote: AYES: Councilmembers Roth, Martinez, Gorman and Johnson; NOES: Councilmember DeMirjyn.

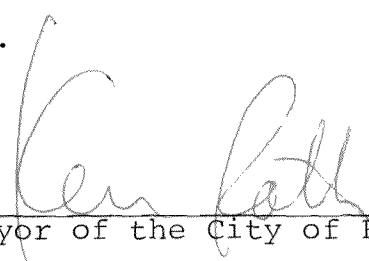
Claims

On motion of Councilman DeMirjyn, seconded by Councilman Gorman, two claims in the names of Michael P. Allen and Ann C. Matney were unanimously denied and ordered sent to the City's risk manager and the City's excess insurance carrier.

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

There being no further business, Council adjourned, on motion, at 8:45 P.M. to an adjourned regular meeting on Friday, July 9, 1982, at 3:00 P.M. in the Council Chambers.

Next regular meeting, July 20, 1982.


Mayor of the City of Redlands

ATTEST:


Deputy City Clerk

0-0-0-0-0-0-0