

MINUTES

of a regular meeting of the City Council, City of Redlands, held in the Council Chambers, Safety Hall, 212 Brookside Avenue, on November 16, 1982, at 7:00 P.M. Planning Commission Items 3:00 P.M.

PRESENT

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

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

ABSENT

- Oddie J. Martinez, Jr., Councilmember

Hales
Memorial
Park

The meeting was opened with the pledge of allegiance, followed by the invocation by Reverend Ira K. Hall of the Loch Leven Christian Conference. Pastor Hall spoke of retired Planning Commission Chairman Ed Hales' love for Redlands and his generous concern for and influence on this city during his 36 years as chairman of the Planning Commission.

Mayor Roth announced, "This afternoon, at the request of Planning Commission Chairman Swen Larson and Jim Butler, a former member of the Planning Commission, here in these Chambers, requested that we name the now existing Central Park in downtown Redlands in honor of Ed Hales. And we have unanimously named this park as the 'Edwin R. Hales Memorial Park.' We do this for a man who has served this community long and well."

Councilman Johnson offered two additions to the minutes of November 2, 1982. On page two, last paragraph, the quote of Mrs. Jennings should be preceded by "Speaker alleges owner is unwilling or unable to" and add at the end of the statement: "prior to this petition from the floor and subsequently, the owner has cooperated with the Police Department and with the City of Redlands." Council accepted the additions and approved the minutes of the regular meeting of November 2, 1982.

PUBLIC HEARINGS

Ordinance
No. 1801

Proposition
"R"
Drainage

Public hearing was advertised for this time and place on Ordinance No. 1801, an ordinance of the City of Redlands amending the drainage category of Ordinance No. 1788 awarding ten points to a residential development which provides for one-acre or larger lots. Mayor Roth declared the meeting open as a public hearing for any questions or comments concerning this amendment to Ordinance No. 1788. None being forthcoming, the public hearing was declared closed. On motion of Councilman Gorman, seconded by Councilman DeMirjyn, Ordinance No. 1801 was adopted with waiver of the reading of the ordinance in full by the following roll call vote:

AYES: Councilmembers DeMirjyn, Gorman; Mayor Roth
NOES: Councilmember Johnson
ABSENT: Councilmember Martinez

Ordinance
No. 1803

Zone Change
No. 249

Public hearing was advertised for this time and place on Ordinance No. 1803, an ordinance of the City of Redlands which establishes a change of zone from A-1 (Agricultural) District to R-2 (Multiple Family Residential) and R-S (Suburban Residential) Districts for approximately 28 acres of property bounded by Barton Road, Bellevue Avenue, Terracina Boulevard, and Brookside 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. 1803 was adopted, with waiver of the reading of the ordinance in full, on motion of Councilman Johnson, seconded by Councilman Gorman, by the following roll call vote:

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

Ordinance
No. 1804

Signs

Public hearing was advertised for this time and place on Ordinance No. 1804, an ordinance of the City of Redlands establishing sign standards for unified commercial and industrial complexes and amending the Sign Code Ordinance No. 1770. Mayor Roth declared the meeting open as a public hearing for any questions or comments concerning this ordinance. None being forthcoming, the public hearing was declared closed, and Ordinance No. 1804 was adopted, with waiver of the reading of the ordinance in full, on motion of Councilman DeMirjyn, seconded by Councilman Gorman, by the following roll call vote:

AYES: Councilmembers DeMirjyn, Gorman; Mayor Roth
NOES: Councilmember Johnson
ABSENT: Councilmember Martinez

Ordinance
No. 1805

Zone Change
No. 251

Public hearing was advertised for this time and place on Ordinance No. 1805, an ordinance of the City of Redlands which establishes a change of zone from R-S (Suburban Residential) District to I-P (Industrial) District for approximately one acre of property located on the southeast corner of State Street and Tennessee Street. Mayor Roth declared the meeting open as a public hering for any questions or comments concerning this change of zone. None being forthcoming, the public hearing was declared closed, and Ordinance No. 1805 was adopted, with waiver of reading of the ordinance in full, on motion of Councilman Johnson, seconded by Councilman Gorman, by the following roll call vote:

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

PUBLIC HEARINGS (Continued)

Ordinance
No. 1802

Specific
Plan
No. 31

Orange Tree
Lane

Public hearing was advertised for this time and place on Ordinance No. 1802, an ordinance of the City of Redlands adopting Specific Plan No. 31. This is a specific plan of development to establish a precise alignment for the continuation of Orange Tree Lane easterly of Tract No. 11535 within the area bounded by said Tract, Lugonia Avenue, Alabama Street, and the I-10 Freeway. Mayor Roth again declared the meeting open as a public hearing for any questions or comments concerning this Specific Plan.

Mr. Merv Simchowitz, representing Commerce Environments, said he spoke also for the other developers present and requested that Council delay this matter until a full Council was in attendance.

A comprehensive hour-long discussion followed. Speaking were: Merv Simcnowitz, Louis Fletcher, Pat Meyer, Dick Schmid (Centennial), Traffic Commissioner Steve Crotinger, Public Works Director Donnelly, and Attorney Dallas Holmes who explained Council's options, the proper procedure for returning matters to the Planning Commission, and the legality of returning the Ordinance to Council at another meeting.

Items considered at length were: the double-knuckle configuration for Orange Tree Lane extended compared to the 45-mph curve which was discussed many times; the traffic study made three years ago and two recent studies and the preferred pattern of traffic for safety versus that alignment considered desirable for property development were reviewed repeatedly and not resolved. The desirability to traffic exiting onto Alabama Street at either Coulston or Lugonia Avenue, and the utilities already in Coulston Avenue were under consideration. Developers protested the split of their property by running a road to Lugonia Avenue. They spoke of their needs, of the amount of time, study, and money already invested in their projects. Mr. Simchowitz stated that absence of access to Alabama Street will cause a definite hardship.

After asking for further comments from the floor, the public hearing was was declared closed.

Ordinance
No. 1802

Specific
Plan No. 31

Orange Tree
Lane

In answer to Council's questions, Mr. Donnelly stated he supported the Specific Plan as done by the Planning Department; that he believes that Council is not going to be able to please everybody, and that good engineering practice indicates that a road the nature of Orange Tree Lane should not be built with a doubleknuckle.

Dr. Roth spoke at length of his concern about the traffic volume, and the number of signals at Alabama overpass for I-11. He brought a map to illistrate his view of the problems and potential problems.

The motions made during the discussion of Ordinance No. 1802 were: Just after the beginning of the discussion, Councilman DeMirjyn moved to continue this public hearing to the next regular meeting; Councilman Johnson seconded the motion. The vote was: AYES: Councilman DeMirjyn and Johnson; NOES: Councilmen Roth and Gorman; ABSENT: Councilman Martinez.

Following closure of the public hearing and brief Council discussion, Councilman Gorman moved for disapproval of Ordinance No. 1802 adopting Specific Plan No. 31. Councilman Johnson offered to second if the motion would include returning it to the Planning Commission for reconsideration of access design other than the double-knuckle. Councilman Gorman refused and Mayor Roth seconded. The vote was AYES: Councilmen Roth and Gorman; NOES: Councilmen DeMirjyn and Johnson; ABSENT: Councilman Martinez.

PUBLIC HEARINGS (Continued)

Ordinance
No. 1802

Specific
Plan No. 31

Following Councilman Gorman's motion, Councilman Johnson then moved to disapprove Ordinance No. 1802 and return Specific Plan No. 31 to the Planning Commission for reconsideration of the street access, specifically the double-knuckle; Councilman DeMirjyn seconded. The vote was:
AYES: Councilmen DeMirjyn and Johnson; NOES: Councilmen Roth and Gorman;
ABSENT: Councilman Martinez.

After more discussion, Councilman DeMirjyn moved that the matter be held over until a full Council is present; this motion died for lack of a second.

Council restated their positions and views of this matter and questioned some of the developers again. Then the Council, by concurrence, passed over this item without further motion.

ORAL PETITIONS FROM THE FLOOR

Mr. Dick Zahn, 311 East Fern Avenue, expressed concern that the "Town and Gown" signs painted on the streets at several intersections in town have not washed away from the rain as they were suppose to do.

COMMISSION REPORTS

Present:

Planning Commission recommendations as considered by the City Council at a regular meeting thereof held on November 16, 1982, at 3:00 P.M.

Absent:

Councilmembers DeMirjyn, Gorman, Johnson; Mayor Roth; Attorney Holmes; Planning Director Schindler; Deputy Clerk Poyzer

Councilmember Martinez

1.

Edwin R. Hales Memorial Park

Mr. Swen Larson, chairman of the Planning Commission, addressed Council to reiterate the Planning Commission's proposal to recommend that the downtown park now referred to as Central Park be renamed in memory of Ed Hales. Mr. Larson noted that we may all agree that the park is not now a thing of great beauty but perhaps with identification with Mr. Hales, the park would have a mandate for upgrading in an area where memorial funds could be put to significant use. The site is near where Mr. Hales began his law practice, and Mr. Larson felt that nothing would be more fitting than assigning a portion of Redlands to Ed Hales. He informed Council that since the Planning Commission meeting, the Hales' family has granted permission for the use of his name should Council approve the name change.

Former Planning Commissioner Jim Butler spoke of his privilege to serve with Mr. Hales, and felt this was an opportunity we should not let go by to honor the memory of a man who labored for better than half of his lifetime and gave so much of his time and talent to the betterment of the City of Redlands. He urged Council's favorable consideration of this recommendation, stating it was a small enough honor to the memory of Ed Hales.

Councilman Johnson moved to rename the downtown park "Edwin R. Hales Memorial Park" with Councilman DeMirjyn seconding the motion. Mayor Roth stated that he felt naming the park for Mr. Hales was a small thing to show gratification to a man that spent so much of his lifetime in public service receiving no money from the City, gaining nothing out of this service except his love of Redlands. The motion then carried by AYE votes of all present.

2.

R.P.C. No. 582 - Ordinance No. 1000 Text Amendment No. 162 - City of Redlands

That R.P.C. No. 582, a resolution of the Planning Commission amending Ordinance No. 1000, Section 32.30, which will provide architectural review guidelines by the Planning Commission for the construction, reconstruction, moving, conversion, alteration, or addition to any building or structure, be approved. On motion of Councilman Gorman, seconded by Councilman DeMirjyn, R.P.C. No. 582 was approved by AYE votes of all present, and Ordinance No. 1806, an ordinance of the City of Redlands adopting Ordinance No. 1000 Amendment No. 162, was given its first reading by title only, introduced, and laid over under the rules with public hearing set for December 7, 1982, at 7:00 P.M.

PLANNING COMMISSION RECOMMENDATIONS (Continued)3. Revised Tract No. 10637 - Michael J. Leon

That the revised tract map for nine condominiums on the south side of Stillman Avenue, 150 feet east of Jeremy Court, R-2 Zone, be approved subject to the recommendations of all departments as outlined in Planning Commission minutes dated November 9, 1982. On motion of Councilman DeMirjyn, seconded by Councilman Johnson, Revised Tract No. 10637 was approved by AYE votes of all present as recommended by the Planning Commission.

4. Revised Tract No. 10637 - Michael J. Leon - Final Approval

All requirements as outlined in Planning Commission minutes dated November 9, 1982, having been complied with, it is the recommendation of the Planning Department that final approval be given Revised Tract No. 10637. On motion of Councilman DeMirjyn, seconded by Councilman Johnson, this recommendation of the Planning Department was approved by AYES votes of all present.

5. Tentative Tract No. 12207 - California Business Financial

That Tentative Tract No. 12207 for a proposed Planned Residential Development consisting of ten residential lots and one common lot for property located between Country Club Drive and the most southeasterly City Limit Line, R-A Zone, be denied without prejudice and that the fees be waived with the refile of the application. On motion of Councilman DeMirjyn, Seconded by Councilman Gorman, this recommendation of the Planning Commission was approved by AYE votes of all present.

OTHER PLANNING ITEMS FOR COUNCIL CONSIDERATION1. Appeal - Commission Review and Approval for Conditional Use Permit No. 89 - First Missionary Baptist Church of Redlands

At its October 26, 1982, meeting the Planning Commission approved Commission Review and Approval for Conditional Use Permit No. 89 for the addition of a rectory on property located at 1100 Occidental Drive. An appeal to departmental requirements was filed in the Office of the City Clerk on November 5, 1982, by the First Missionary Baptist Church of Redlands. On motion of Councilman Gorman, seconded by Councilman DeMirjyn, Council set December 7, 1982, at 7:00 P.M. in the Council Chambers to hear this appeal.

2. Appeal - Variance No. 270 - Shell Oil Company

The Planning Commission denied Variance No. 270, an application for a variance from the hours of operations provision of Ordinance No. 1000, Section 24.30(0), to operate a service station 24 hours a day on property located on the southeast corner of Church Street and Lugonia Avenue, C-2 Zone. An appeal to this decision was filed in the Office of the City Clerk and the hearing was set for this time.

Mr. Morris Smith, representing Shell Oil Company, Anaheim, stated that his company has done this same type of operation in other cities and experienced a dramatic increase in business. He felt there was a measurable amount of convenience offered with the 24-hour service not only for fuel but for emergency repair work; that the lighting would be of minimal nature in respect to residences across the street; and urged a favorable response from Council.

Mr. Dan McMasters, owner of Holiday Shell, said he had not received any adverse comments and presented three letters from M. Elizabeth Smith, 825 East Lugonia Avenue; Mrs. Frank Groque on Hunter Street; and Jeanne G. Lancaster, 827 East Lugonia Avenue, urging the granting of this variance.

Councilman Johnson moved that Council grant approval of Variance No. 270 with the following findings: that the location was of exceptional nature in that of the four corners, two of them are undeveloped and the developed corner is across the state highway and would not be impacted by the 24-hour operation; that there are no other 24-hour service stations before Big Bear and only one in a westerly direction which is outside the city limits; that in the absence of any public comment against it at the Planning Commission meeting, it will not be detrimental to public welfare; that it will not adversely affect the General Plan; and that therefore all four findings in Section 50.20 of Ordinance No. 1000 can be and are hereby made. Motion seconded by Councilman DeMirjyn and carried by AYE votes of all present.

3. Residential Development Allocations Award Date

On motion of Councilman Johnson, seconded by Councilman Gorman, Council approved adjournment of this evening's session to Tuesday, November 30, 1982, at 3:00 P.M. in the Council Chambers, for award of the 1982 Phase II Residential Development Allocations.

OTHER PLANNING ITEMS FOR COUNCIL CONSIDERATION (Continued)

4.

Freeway Designation Signs

Councilman DeMirjyn moved to request that Caltrans place "Lodging" designation signs on the I-10 Freeway in Redlands as follows: Priority 1: Sixth Street offramp in westerly direction; Priority 2: Tennessee Street offramp in westerly direction; and Priority 3: Alabama Street offramp in westerly direction. Motion seconded by Councilman Johnson and carried by AYE votes of all present.
5.

Underground Water Basins

On motion of Councilman Gorman, seconded by Councilman DeMirjyn, Council authorized Councilman Johnson and Dave Garcia to represent the City and its policy to continue water spreading to maintain water levels for the City's wells at a meeting to be held on December 3, 1982, in the Board of Supervisors Chambers, San Bernardino. Senators Ayala and Presley and Assemblyman Leonard and Goggin will be on the panel for this meeting.

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

Housing Commission - Councilman Johnson reported that at the Housing Commission meeting last week members discussed the City-owned apartments and will be taking a tour in the near future to see where the apartments are located.

Public Works Commission - will meet December 13 at 3:30 P.M. in the City Hall Conference Room to continue the sewer rate increase discussion.

Library Board - On motion of Councilman DeMirjyn, seconded by Councilman Johnson, Council approved by AYE votes of all present James H. Smith to the Library Board.
- Appointment

APPLICATIONS AND PETITIONS

- Flower Gazebo

Mr. Harold W. Riffle, 243 Greenbrier, requested Council permission to place a portable gazebo on the southwest corner of Redlands Boulevard and Alabama Street to sell flowers on Fridays, Saturdays, and Sundays. Following discussion, on motion of Councilman Gorman, seconded by Councilman DeMirjyn, Mr. Riffle was denied without prejudice his request as Council felt it was improperly before them. Mr. Riffle was asked to contact City Manager Christiansen for the proper channels to proceed through.
- Boy Scout Troop 33 Balloon Sale

On motion of Councilman DeMirjyn, seconded by Councilman Gorman, Council granted Redlands Boy Scout Troop 33 permission to sell helium balloons at the annual Redlands Christmas Parade if it is held and exempted from the City's business license requirements under Section 2122 of the Redlands Ordinance Code.
- U of R Opera

Following discussion, no action was taken on the request of the University of Redlands, College of Arts and Sciences, Division of Fine and Performing Arts to conduct opera performances in the Morey House and the Holt House.
- Bowl Fees

The Redlands High School was granted a waiver of bowl fees for their annual baccalaureate and commencement services scheduled for June 12 and 16, 1983, on motion of Councilman DeMirjyn, seconded by Councilman Gorman.
- Kimberly PTA Flea Mart

On motion of Councilman Gorman, seconded by Councilman Johnson, the Kimberly Elementary School PTA was granted permission to hold a flea mart on Saturday, November 20, 1982, on the school grounds and exempted from the City's business license requirements under Section 2122 of the Redlands Ordinance Code.

APPLICATIONS AND PETITIONS (Continued)

Benefit Dance
Sandy's Restaurant

The employees at Sandy's Restaurant were granted permission to hold a benefit dance in the rear parking lot on Monday, December 6, 1982, from 5:00 P.M. to midnight if the manager of the restaurant can provide assurance that there will not be a parking problem, that the neighboring businesses do not object, that the Police Department approves, and that liability insurance is obtained. Donations from the dance will be given to the Hillheaven House Convalescent Home on Palm Avenue in Highland.

COMMUNICATIONS

Tax Bills

Council discussed the additional \$1.00 charge added to each tax billing for the Paramedic Tax. Staff was authorized to discuss this with the County and report on motion of Councilman Gorman, seconded by Councilman DeMirjyn.

City Manager Search

Mayor Roth announced that the City has hired the firm of Ralph Anderson and Associates to search for a City Manager, and that they should have him in sixty days. This was done by three AYE votes with Councilman DeMirjyn voting NO.

UNFINISHED BUSINESS

Resolution No. 3859

Resolution No. 3859, a resolution of the City Council of the City of Redlands approving and adopting the annual appropriations limit for fiscal year 1982-83, was adopted by AYE votes of all present on motion of Councilman DeMirjyn, seconded by Councilman Johnson.

Appropriation Limit

Resolution No. 3860

Resolution No. 3860, a resolution of the City Council of the City of Redlands initiating proceedings for Annexation No. 58, LAFC No. 2162, to the City of Redlands and setting public hearing for December 21, 1982, at 7:00 P.M. was adopted by AYE votes of all present on motion of Councilman Gorman, seconded by Councilman Johnson.

Annexation No. 58

Resolution No. 3861

Resolution No. 3861, 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 the jurisdictional change described by LAFC No. 2162, Annexation No. 58, was adopted by AYE votes of all present on motion of Councilman Johnson, seconded by Councilman DeMirjyn.

Annexation No. 58
Property Taxes

NEW BUSINESS

Resolution No. 3853

Resolution No. 3853, a resolution of the City Council declaring the intention to vacate a portion of Industrial Park Avenue and setting the public hearing on this street vacation for December 7, 1982, at 7:00 P.M. was adopted by AYE votes of all present on motion of Councilman DeMirjyn, seconded by Councilman Gorman.

Street Vacation

CITY MANAGER

Option "B" Water Contract

An Option "B" Water Contract to Allen Dangermond and Joyce Dangermond, husband and wife as joint tenants with John L. Yount and Verna A. Yount, husband and wife as joint tenants as first pledgee was approved on motion of Councilman DeMirjyn, seconded by Councilman Gorman.

CITY ATTORNEY

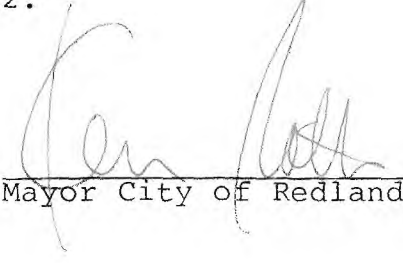
City Attorney Holmes reported briefly on the Early claim which was denied in the San Bernardino Superior Court.

Mr. Holmes also reported a writ of mandate has been filed by Terry Mead instructing Council to "set aside" Conditional Use Permit No. 373 for the historic Holt House at 405 West Olive Avenue.

Bills and salaries were ordered paid as approved by the Finance Committee. There being no further business, Council adjourned, on motion, at 9:00 P.M. to an adjourned regular meeting on Tuesday, November 23, 1982, to be held in the Lyon Gallery, A. K. Smiley Library, at 6:00 P.M.

Next regular meeting, December 7, 1982.

ATTEST:


Mayor City of Redlands


City Clerk

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