

MINUTES

of a regular meeting of the City Council, City of Redlands, held in the Council Chambers, Safety Hall, 212 Brookside Avenue, on January 18, 1983, at 7:00 P.M. Planning Commission Items 3:00 P.M.

PRESENT

Kenneth Roth, Mayor
 Oddie J. Martinez, Jr., Councilman
 James W. Gorman, Councilman
 Tim Johnson, Councilman

Chris C. Christiansen, City Manager
 Dallas Holmes, City Attorney
 Lorrie Poyzer, City Clerk
 Glenn Cunliffe, Redlands Daily Facts
 Pat Brown, The Sun

ABSENT

Charles G. DeMirjyn, Vice Mayor

The meeting was opened with the pledge of allegiance, followed by the invocation by Councilman Tim Johnson.

There was no response from the audience when Mayor Roth asked if there was anyone present representing the International Association of Fire Fighters, Local No. 1354. At the end of the meeting, Mayor Roth again asked if anyone had come to make a presentation and there was no response from those present.

Minutes of the regular meeting of January 4, 1983, were approved as submitted.

PUBLIC HEARING

Public hearing was advertised for this time and place on Ordinance No. 1808, an ordinance of the City of Redlands which establishes a change of zone from A-1 (Agricultural) District to R-1 (Single Family Residential) District for approximately 18.6 acres of property located on the north side of San Bernardino Avenue between Texas and Webster Streets. Mayor Roth declared the meeting open as a public hearing for any questions or comments concerning this change of zone.

Ordinance
 No. 1808

Zone Change
 No. 248

Mr. Tom Leonard, representing the property owners, stated that since the Planning Commission meeting, he and the architect had met with three of the neighbors to listen to their concerns. He then introduced the architect, Mr. Kermit Dorius. Stating that they would like to mitigate the concerns of the neighbors and the nearby citrus growers now that they had a better understanding of their concerns and think something can be done to the proposal that would work better in terms of the neighbors' interest, Mr. Dorius asked that this zone change request be continued for one month.

Zone Change
 No. 248
 Continued

Mr. Laird Roddick, manager of the Blue Goose Packing House, and Mr. Louis Fletcher addressed Council expressing their support to continue this request. On motion of Councilman Johnson, seconded by Councilman Martinez, this public hearing on Ordinance No. 1808, Zone Change 248, was continued at the request of the applicant to February 15, 1983, at 7:00 P.

COMMISSION REPORTS

Planning Commission recommendations as considered by the City Council at a regular meeting thereof held on January 18, 1983, at 3:00 P.M.

Present:

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

Absent:

Councilmembers DeMirjyn and Gorman

PLANNING COMMISSION RECOMMENDATIONS (Continued)

1. R.P.C. No. 589 - Specific Plan No. 32 - Rossmore Investments and FMK
The Planning Commission unanimously adopted Resolution R.P.C. No. 589 recommending to the City Council adoption of Specific Plan No. 32 for an aviation park for 65 acres of property located on the northeast corner of Pioneer Avenue and Judson Street in accordance with map and text revisions as contained in their minutes dated January 11, 1983. The City Clerk has scheduled a public hearing for February 1, 1983, at 7:00 P.M. for Ordinance No. 1811, an ordinance of the City Council adopting Specific Plan No. 32.
2. R.P.C. No. 588 - Zone Change No. 252 - Rossmore Investments and FMK
The Planning Commission unanimously adopted Resolution R.P.C. No. 588 recommending to the City Council a repeal of the I-P (Industrial Park) zone classification for 65 acres of property located on the northeast corner of Pioneer Avenue and Judson Street in accordance with the findings as contained in their minutes dated January 11, 1983. The City Clerk has scheduled a public hearing for February 1, 1983, at 7:00 P.M. for Ordinance No. 1812, an ordinance of the City Council adopting Zone Change No. 252.

OTHER ITEMS FOR COUNCIL CONSIDERATION

1. Minor Subdivision No. 120 (Parcel Map No. 7714) - Tri-City Center - Final Approval

All requirements as outlined in Council minutes dated November 2, 1982, having been complied with, it is the recommendation of the Planning Department that final approval be given Minor Subdivision No. 120. On motion of Councilman Johnson, seconded by Councilman Martinez, this recommendation of the Planning Department was approved by AYE votes of all present.

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

Property
Registration

Historic and Scenic Preservation Commission - On motion of Councilman Johnson, seconded by Councilman Gorman, the application for registration on the City's Register of Historic and Scenic Properties submitted by Russell Wilmot and Karen Campbell Wilmot for their residence at 3 Bow B was accepted by AYE votes of all present.

Appointments

On motion of Councilman Roth, seconded by Councilman Gorman, Christie Hammond and Helen Watts were appointed to the Historic and Scenic Preservation Commission, and Glen Noyes was reappointed to another term on the same commission. It was noted there would still be one vacancy on this commission.

APPLICATIONS AND PETITIONS

Lincoln
Shrine
Pilgrimage

The California Inland Empire Council of the Boy Scouts of America was granted a waiver of bowl fees by AYE votes of all present for their 44th Annual Lincoln Shrine Pilgrimage scheduled for Saturday, February 12, 1983 on motion of Councilman Martinez, seconded by Councilman Gorman.

COMMUNICATIONS

Councilman Gorman brought Council attention to the new signs on the rear of the Tri-City Center which he felt were an insult to the eye at night. He suggested consideration of an amendment to the Sign Code which would prohibit the use of lights particularly behind white backgrounds and evoke limitations of illumination.

NEW BUSINESS

Ordinance
No. 1810
Regulating
Waste Flows

The City is required to develop and implement a pretreatment program by the State of California Regional Water Quality Control Board. The pretreatment program must consist of a local pretreatment ordinance, a use permit system, a program of inspection to ensure compliance with the ordinance and use permit, and an enforcement program sufficient to obtain

NEW BUSINESS (Continued)

compliance with the provisions of the ordinance or use permit.

Public Works Director Donnelly explained to Council that this ordinance meets the wishes of the EPA and the Regional Water Quality Control Board: that it is a very complex ordinance; and that if this ordinance is enforced to its fullest, we are going to have a difficult time doing it with present staffing levels.

Ordinance
No. 1810
Regulating
Waste Flows

Councilman Johnson noted if we are going to adequately enforce this ordinance, it is going to cost a lot of money, and pointed out that this is another case in which the Regional Water Quality Control Board is imposing a big financial cost without reimbursement from the state, and that he was not going to accept it. He felt that Council should communicate to the State Board our concerns. Councilman Martinez thought letters should also be sent to Assemblyman Leonard, Senator Presley, and Congressman Lewis.

On motion of Councilman Gorman, seconded by Councilman Martinez, Ordinance No. 1810, an ordinance of the City of Redlands regulating certain waste flows into the city wastewater treatment facilities, was given its first reading by title only, introduced and laid over under the rules with second reading set for February 1, 1983, at 7:00 P.M. by the following vote:

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

Resolution
No. 3867
Surplus
Property

Resolution No. 3867, a resolution of the City Council of the City of Redlands declaring certain property which was acquired for the future extension of Canyon Road between Garden Street and Sunset Drive is surplus and is not required for public use and ordering the sale of said property, was approved by AYE votes of all present on motion of Councilman Gorman, seconded by Councilman Johnson. The Public Works Department was also authorized to have an informal appraisal of the property made and sell the property to the highest bidder with a minimum bid to be established by the appraisal.

Resolution
No. 3868
Salary

Resolution No. 3868, a resolution of the City Council reclassifying one Water Service Worker position to Water Utility Worker at the same salary which would enable the department to cross-train one employee as a water meter reader, was approved by AYE votes of all present on motion of Councilman Johnson, seconded by Councilman Martinez.

Resolution
No. 3869
Sidewalk
Repair

Resolution No. 3869, a resolution of the City Council providing for the assessment of cost resulting from the abatement of a hazardous sidewalk condition at 541 South Fourth Street, was approved by AYE votes of all present on motion of Councilman Gorman, seconded by Councilman Martinez.

Declaration
of
Public
Nuisance
538 Jurupa

Mayor Roth announced that Director of Building and Safety Dale has proposed that the City Council declare the building owned by Mr. Wayne Burton at 538 Jurupa be declared to be a public nuisance; that Mr. Burton be instructed to secure the building against entry by children and transients; and that upon his failure to do so within ten days, the city will secure the building and assess the property owner for the expense.

NEW BUSINESS (Continued)Declaration
of
Public
Nuisance

538 Jurupa

Mayor Roth asked Mr. Dale if he had obtained permission from the property manager to secure the building against entry in the event that the owner fails to do so. Mr. Dale responded he had received this permission. Mayor Roth asked Mr. Dale if a telegram was sent to Mr. Burton advising him of the proposed action to be taken by the City Council, and further advising him of the opportunity to be heard. Mr. Dale responded the telegram had been sent and that he had received confirmation of delivery from Western Union. Mayor Roth then asked if Mr. Burton or a representative was present to address Council on this matter. There was no response from those present in the Chambers. Mayor Roth then asked Mr. Dale to give testimony to support the proposed findings.

Mr. Dale reported a complaint had been received that children were playing in a vacant house with broken windows and open doors. Upon inspecting the premises, Mr. Dale found the approximately twelve year old dwelling was open and accessible and had been vandalized. Photographs were taken of the dwelling. When Mr. Dale contacted Property Management, Inc., the legal agent for the owner, they stated the property was in default and that there was no money available for securing the building.

Council made the following declaration of public nuisance in accordance with Section 38773 of the Government Code by AYE votes of all present on motion of Councilman Martinez, seconded by Councilman Gorman:

The City Council of the City of Redlands hereby declares the condition of the vacant dwelling located at 538 Jurupa, Redlands, a public nuisance to be abated within ten days of this declaration. This declaration of public nuisance is based on findings and evidence that the dwelling is an attractive nuisance which could prove detrimental to children. The building is open and accessible to children and transients. Further, the building has been vadalized by the breakage of windows and doors. The City, therefore, orders the owner of record, Wayne Burton, 2485 North Sierra Way, San Bernardino, California, to secure the building against further intrusion by securing all doors and windows and protecting the glass areas on the exterior from further breakage. In the event that the owner or his agent does not abate this nuisance within ten days of this order, the City Council hereby authorizes the Director of Building and Safety to abate the nuisance with the costs of such work being paid from the general fund of the City of Redlands and shall be made a special assessment against the property involved.

CITY MANAGER

Funds

On motion of Councilman Martinez, seconded by Councilman Gorman, Council authorized an additional appropriation of \$4,500 to reroof the Carriage House in Prospect Park by AYE votes of all present.

Traffic
Signal
Agreement

A traffic signal maintenance agreement with the County of San Bernardino for the traffic signal at Alabama Street and Lugonia Avenue was approved by AYE votes of all present on motion of Councilman Johnson, seconded by Councilman Martinez.

Redevelopment
Annual Report

On motion of Councilman Gorman, seconded by Councilman Martinez, the 1982-83 Redevelopment Annual Report was accepted by AYE votes of all present in accordance with Section 33080 of the Health and Safety Code.

CITY MANAGER (Continued)

Claims

On motion of Councilman Gorman, seconded by Councilman Johnson, the claims of James Muniz, Kathryn Rydz, David Garcia, Henry Cooper, and Bailey Peyton were found not to be proper charges against the City and therefore rejected by AYE votes of all present.

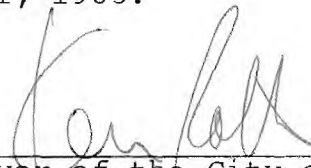
CITY ATTORNEY

Mr. Holmes reported that Terry Mead's request for a statement of decision regarding the Holt House was denied so this matter is now resolved at the trial court level.

He asked if Council would allow the use of their name as a friend of the court in the case of the Audubon Society suing the Anaheim Planning Commission regarding the filing of an appeal.

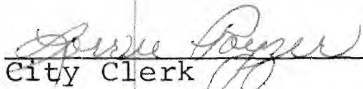
Bills and salaries were ordered paid as approved by the Finance Committee. There being no further business, Council adjourned, on motion, at 7:50 P.M.

Next regular meeting, February 1, 1983.



Mayor of the City of Redlands

ATTEST:



City Clerk

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