

<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 February 1, 1983, at 7:00 P.M. Planning Commission Items 3:00 P.M.
<u>PRESENT</u>	Kenneth Roth, Mayor Charles G. DeMirjyn, Vice 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
<u>ABSENT</u>	None
	The meeting was opened with the pledge of allegiance, followed by the invocation by Harold Moore, Sanitation Director. Minutes of the regular meeting of January 18, 1983, were approved as submitted.
<u>PUBLIC HEARINGS</u>	Public hearing was advertised for this time and place to review Conditional Use Permit No. 373 which established a meeting place for a non-profit civic group or community organization at 405 West Olive Avenue. This public hearing is for the purpose of reviewing the conditional use permit for any violation of any condition or unanticipated adverse impact on the neighborhood. Mayor Roth declared the meeting open as a public hearing. Stating we all need our havens of rest from the outside world, Deanne Jennings, 416 West Olive Avenue, felt that the granting of this conditional use permit could open a pandora's box. Jan Crooker, 234 South Eureka Street, presented a letter containing signatures from six families which stated their fears that this step into commercialism on West Olive Avenue would be precedent setting and other commercial projects would be started in residential neighborhoods. Presenting a view of her neighborhood, Lois Reynolds, 324 West Olive Avenue, stated she believed in strong zoning laws and that spot zoning such as this would be detrimental to the entire community. Ron Jennings, 416 West Olive Avenue, stated the neighbors did not want commercialism in their neighborhood and urged reconsideration. Robert Roth, 409 West Olive Avenue, urged another six-month trial period before granting a permanent permit in order to see how the activities would effect the neighborhood during the summer months. Terry Mead, 324 West Olive Avenue, referred to his letter dated January 28, 1983, (on file in the office of the City Clerk) and stated he had not changed his position and was still opposed to this permit; he further stated that if the permit is not terminated, the conditions should be looked at carefully. Stating that other residents should not be subjected to the problems he is having in his neighborhood with conditional use permits, John Shone, 228 Terracina Boulevard, encouraged Council to consider carefully preserving the peace and quiet of residential neighborhoods. Shirley Crook, 405 West Olive Avenue, presented Council with a list of the activities of the past six months in the Holt Mansion. William Crook, of the same address, asked Council for a fair and equal treatment of law and requested Council to waive the requirement of the fire
C.U.P. 373 Holt Mansion	

PUBLIC HEARINGS (Continued)

hydrant installation at Olive and Alvarado, or he thought the City should install the hydrant for the benefit of the many houses in the neighborhood as he contended was done in June, 1972, for the Kimberly-Shirk Association.

There being no further comments from the audience, the public hearing was declared closed.

C.U.P. 373

Holt
Mansion

Stating that to his knowledge, no complaints had been received during the past six months and he saw no reason not to grant this permit at this time, Councilman DeMirjyn moved to extend Conditional Use Permit No. 373 for one year, to re-evaluate said permit at that time, and to require the installation of the fire hydrant. Motion seconded by Councilman Martinez.

Councilman Gorman stated he continued to oppose this request as it is incompatible to the neighborhood, and that he would not encourage commercialism in neighborhoods. Councilman Roth felt that more conditions should be added, such as a sound barrier between the adjacent houses, and the use of a security officer and shuttle bus. The motion was then approved by the following vote:

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

Council recessed briefly and reconvened at 7:50 P.M.

Planning
Commission
Referral

Stating he has been troubled with the modification to Ordinance No. 1000 which allowed this application, Councilman Gorman moved to initiate proceedings to repeal Section 52.00A2p of Ordinance No. 1000 and refer this to the Planning Commission for public hearing. Motion seconded by Councilman Roth and carried by the following vote:

AYES: Councilmembers Martinez, Roth, Gorman
NOES: Councilmember DeMirjyn
ABSTAIN: Councilmember Johnson

Ordinance
No. 1811Specific
Plan
No. 32

Public hearing was advertised for this time and place on Ordinance No. 1811 and for consideration of Planning Commission Resolution No. 589 which recommends 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 Planning Commission minutes dated January 11, 1983. Mayor Roth declared the meeting open as a public hearing for any questions or comments concerning this specific plan of development.

Representing the applicant, Mr. Pat Meyer, 300 East State Street, stated he supported the specific plan and would answer any questions. No one else wishing to speak, the public hearing was declared closed, and Redlands Planning Commission Resolution No. 589 was unanimously approved by the City Council, and Ordinance No. 1811, an ordinance of the City of Redlands adopting Specific Plan No. 32, was by unanimous consent give its first reading by title only, introduced, and laid over under the rules with second reading scheduled for February 15, 1983, at 7:00 P.M. on motion of Councilman DeMirjyn, seconded by Councilman Johnson.

PUBLIC HEARINGS (Continued)

Ordinance
No. 1812

Zone Change
No. 252

Public hearing was advertised for this time and place on Ordinance No. 1812 and for consideration of Planning Commission Resolution No. 588 which recommends approval of Zone Change No. 252 which repeals 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 Planning Commission minutes dated January 11, 1983. Mayor Roth declared the meeting open as a public hearing for any questions or comments concerning this repeal of zone classification. None being forthcoming, the public hearing was declared closed, and Redlands Planning Commission Resolution No. 588 was unanimously approved by the City Council and Ordinance No. 1812, an ordinance of the City of Redlands adopting Zone Change No. 252, was by unanimous consent given its first reading by title only, introduced, and laid over under the rules with second reading scheduled for February 15, 1983, at 7:00 P.M. on motion of Councilman DeMirjyn, seconded by Councilman Johnson.

ORAL PETITIONS FROM THE FLOOR

Industrial
Slag Use

Mr. Don Carlson, 1345 Pacific Street, requested Council to place a moratorium or delay on the further use of industrial slag for any purpose within the city limits of Redlands until the necessary testing has been done by the Federal Environmental Protection Agency or by a State or local private agency to show that the use of industrial slag will not be harmful to the health of the public through its use. Mayor Roth stated he had called several agencies the last time this was brought up and could find no one concerned with the use of industrial slag.

COMMISSION REPORTS

Present:

Absent:

Planning Commission recommendations as considered by the City Council at a regular meeting thereof held on February 1, 1983, at 3:00 P.M.

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

Councilmember Martinez

1. Minor Subdivision No. 122 - Commerce Environments

That the request for approval of a subdivision of approximately 1.88 acres into four parcels located on the east side of Nevada Street, approximately 184 feet south of Lugonia Avenue, zoning in compliance with Specific Plan No. 25, be approved in accordance with the map as submitted, subject to all departmental recommendations as contained in Planning Commission minutes dated January 25, 1983; noting the map is in compliance with the General Plan; and with the following modifications: Water Section Item No. 2 and Sewer Section Item No. 1 will be revised by the Public Works Director prior to the February 1, 1983, Council meeting. On motion of Councilman DeMirjyn, seconded by Councilman Johnson, Minor Subdivision No. 122 was approved by AYE votes of all present as recommended by the Planning Commission.

PLANNING ADDENDA ITEMS

1. Minor Subdivision No. 121 - Carl Murano

This item was referred back to the Planning Commission by the City Council on January 4, 1983, for re-evaluation and recommendations on the applicant's requests regarding the Fire Department's requirements relative to the guest house and the Public Work's requirement for two street lights. At its January 25, 1983, meeting, the Planning Commission recommended the following: (1) The applicant be allowed to sign an improvement agreement for the street lights; and (2) Fire Department Condition No. 4 be changed to read: "Continued use of the 'guest house' shall be subject to Sections 11.413 and 11.414 of the Uniform Fire Code (1979) and also with Sections 58103 and 58104 of the Redlands Ordinance Code, Chapter 58. This shall be accomplished prior to granting final approval of Minor Subdivision No. 121. Failure to comply shall require removal of the structure." On motion of Councilman DeMirjyn, seconded by Councilman Johnson, the above-mentioned recommendations for revisions to Minor Subdivision No. 121 requirements were approved by AYE votes of all present.

PLANNING ADDENDA ITEMS (Continued)

2. Landscape and Irrigation Plan Check Approval - Gary Poling
At its January 25, 1983, meeting, the Planning Commission recommended that the City initiate Gary Poling and Associates' proposal for a landscape and irrigation plan check service for a six month period. Council discussed this concept and options available for implementation and means of charging fees with Mr. Poling. Council referred this proposal back to staff for preparation of appropriate legislation.

OTHER PLANNING ITEMS FOR COUNCIL CONSIDERATION

1. Tentative Tract No. 12158 - Boatman Properties - Time Extension

The applicant is requesting a time extension because delays caused by the Cal-Trans right-of-way acquisition issue, which has been solved, caused loss of financing, and the applicant is now in the process of acquiring new financing. On motion of Councilman DeMirjyn, seconded by Councilman Johnson, a time extension of one year to February 16, 1984, was given Tentative Tract No. 12158 by AYE votes of all present.

2. Minor Subdivision No. 103 - Scott E. Woodward - Time Extension

On motion of Councilman Gorman, seconded by Councilman DeMirjyn, a one year time extension to February 17, 1984, was given for Minor Subdivision No. 103 by AYE votes of all present in order to allow the applicant additional time to secure the proper financing.

3. Planning Materials

Councilman Gorman expressed interest in the way Planning information is distributed to councilmembers in other cities such as Corona. He stated he would like to see the information on each item summarized in one place and recommended further consideration.

4. Paper Dispensing Machines

Councilman Gorman brought Council attention to the increasing number of paper dispensing machines in front of the Post Office which are causing problems for parking and pedestrian traffic. He asked Mr. Holmes if there was a means for the city to control these machines in order to protect public right-of-way. Following a brief discussion, Mayor Roth directed staff and the attorney to study this matter.

5. Arrowhead Christian Academy - Sewer Extension

Mayor Roth discussed with Council the possibility of the City installing the sewer extension which has been required for the construction of the Arrowhead Christian Academy, and then charging the four proposed developments in the area in the future as the projects are developed. He explained that the Arrowhead Christian Academy is unable to finance the entire project at this time, and because of this requirement may not be able to construct the school at this location which would be a loss to the City. For the record, he stated his twelve-year old son attends the Academy but he has no financial interest in this organization.

Following discussion, Councilman Johnson moved to construct this sewer extension using funds from the Sewer Rental Fund, and that developers of Tract No. 10082, Tract No. 10602, Conditional Use Permit No. 106 (Minor Subdivision No. 108), and Conditional Use Permit No. 351 be charged for this construction, plus the interest which would have been earned in the Sewer Rental Fund. The portion of the cost to be borne by each development shall be based upon the contribution of sewer flow from each development as a part of the total flow of all four developments. Motion seconded by Councilman Gorman and carried 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.

Appointment

Parks Commission - On motion of Councilman DeMirjyn, seconded by Councilman Johnson, Pam Ryan was unanimously appointed to the Parks Commission as a student representative.

Resolution
No. 3873
Traffic

Traffic Commission - Resolution No. 3873, a resolution of the City Council establishing red zones to prohibit parking along the east side of Texas Street between Redlands Boulevard and State Street, and along the west side of Kansas Street between Barton Road and 1,170 feet north of Barton Road, was unanimously approved on motion of Councilman DeMirjyn, seconded by Councilman Johnson.

COMMISSION REPORTS (Continued)

Public Works Commission - The Public Works Commission will meet at 3:30 P.M. on Monday, February 14, 1983, in the City Hall Conference Room to discuss the implementation of the Water Master Plan.

Airport Advisory Board - The Airport Advisory Board will meet at 7:00 A.M. on Monday, February 7, 1983, in Lucky's Coffee Shop.

Historic and Scenic Preservation Commission - Councilman Martinez moved to appoint Clara Mae Clem to the unexpired term of Mildred Rania who resigned from the Historic and Scenic Preservation Commission for health reasons, and to appoint Ron Running to a four-year term on the same commission. Motion seconded by Councilman DeMirjyn and carried unanimously.

APPLICATIONS AND PETITIONS

City of Hope On motion of Councilman DeMirjyn, seconded by Councilman Johnson, Council unanimously granted permission to the City of Hope to sponsor its annual "Hope Sunday" Campaign on Sunday, June 12, 1983, to conduct a house to house solicitation for funds.

Chamber of Commerce Carnival The Chamber of Commerce was unanimously granted permission, on motion of Councilman Martinez, seconded by Councilman Johnson, to sponsor a carnival in conjunction with their second annual Chili Cook-Off on April 22-24, 1983.

YWCA Dance Recital On motion of Councilman Martinez, seconded by Councilman Gorman, the YWCA was unanimously granted a waiver of bowl fees for their annual dance recital scheduled for June 11, 1983, from 7:00-10:00 P.M.

UNFINISHED BUSINESS

Ordinance No. 1809 Election Consolidation Stating that although more voters turned out in the even-numbered year elections, it did not necessarily mean they were more informed, Councilman Johnson moved to give second reading of the title with wiaver of the reading of the ordinance in full and adopt Ordinance No. 1809, an ordinance of the City Council calling the General Municipal Election for the day of the regular election to select governing board members of the school district in November of the odd-numbered years. Motion seconded by Councilman Martinez. Following a brief discussion, Ordinance No. 1809 was adopted by the following roll call vote:

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

Mr. Bob Morley, owner of Servi-Soft of Redlands, addressed Council regarding Ordinance No. 1810, an ordinance of the City of Redlands regulating certain waste flows into city wastewater treatment facilities. Mr. Morley expressed concern that Section 83908 should also contain language making it illegal to sell water softening or conditioning units, otherwise this ordinance will place an unbelievable burden on the Public Works Department to enforce.

Ordinance No. 1810 Regulating Waste Flow Councilman Martinez suggested tabling this ordinance for two weeks to confer with staff and see if this would be appropriate. Councilman DeMirjyn suggested adopting a resolution and sending it to County and State officials requesting that the sale of these units be illegal throughout the state. Councilman Johnson pointed out that this section needed to be re-written in order to comply with Senate Bill 2148 adopted September, 1978, which requires the certification referred to on page six to be provided by the user. He also brought Council attention to Senate Bill 90 adopted in 1972 which requires the state to provide proper funding to local governments for any programs that are mandated, either

UNFINISHED BUSINESS (Continued)

Ordinance
No. 1810

Regulating
Waste Flow

by legislative action or executive order. He emphatically stated this is a state mandated program, and they are not giving us any money for it. Councilman Martinez stated that whatever is necessary must be done to let the people in Sacramento and Washington know that we cannot continue with mandated programs unless funding is forthcoming. Council discussed this at length and took no action on the ordinance.

NEW BUSINESS

Resolution
No. 3870

Intent to
Amend
PERS
Contract

Resolution No. 3870, a resolution of intention to approve an amendment to the contract between the Board of Administration of the Public Employees' Retirement System and the City Council of the City of Redlands would enable those monies contributed to the system in behalf of the general employees to be credited to the individual's account. Mayor Roth stated that the retirement rate for general employees under the existing contract is 24.093 percent. After revocation of the optional benefit, the rate will be reduced to 14.001 percent. This reduction adjusted for the percentage contributed in behalf of the employee results in a net reduced cost of \$141,225 annually at the current salary level. On motion of Councilman DeMirjyn, seconded by Councilman Gorman, Resolution No. 3870 was unanimously adopted.

Ordinance
No. 1813

Amend
PERS
Contract

Ordinance No. 1813, an ordinance of the City Council authorizing an amendment to the contract between the City Council of the City of Redlands and the Board of Administration of the California Public Employees' Retirement System as outlined above, was by unanimous consent given first reading by title only, and on motion of Councilman Gorman, seconded by Councilman Johnson, was introduced with unanimous Council approval and laid over under the rules with second reading set for March 1, 1983, 7:00 P.M.

Resolution
No. 3871

FAU Road
System

Resolution No. 3871, a resolution of the City Council designating certain roads to be in the Federal-Aid Urban System, reflects urbanized boundaries have been reviewed and revised as necessary as required by the Federal Highway Administration, and was unanimously adopted on motion of Councilman Gorman, seconded by Councilman DeMirjyn.

Resolution
No. 3872

Highways
Maintenance
Agreement

Resolution No. 3872, a resolution of the City Council approving an agreement for maintenance of State Highways in the City of Redlands, which supercedes the agreement between CALTRANS and the City dated July 15, 1975, was unanimously adopted on motion of Councilman DeMirjyn, seconded by Councilman Gorman.

Resolution
No. 3874

Resolve
Police
Impasse

Joseph Banovic, representing the Redlands Police Officers' Association, respectfully requested Council continue Resolution No. 3874 to February 15, 1983, as the Association's attorney was unable to attend the meeting this evening. After discussion to determine whether any public benefit or new information could be derived from delay of this matter, Councilman Gorman moved to adopt Resolution No. 3874, a resolution of the City Council of the City of Redlands taking legislative action to resolve the impasse in the meet and confer process between the City of Redlands and the Redlands Police Officers' Association. Motion seconded by Councilman DeMirjyn and carried unanimously.

NEW BUSINESS (Continued)

Resolution
No. 3875
Resolve
Fire
Fighters'
Impasse

A letter from Larry C. Taylor, President of the Redlands Professional Fire Fighters, Local No. 1354, was received and read by Councilmembers this afternoon. The last paragraph said they did not feel we were at impasse. There being no one present to speak from the Fire Fighters, Councilman DeMirjyn moved to adopt Resolution No. 3875, a resolution of the City Council of the City of Redlands and the Redlands Professional Fire Fighters, Local No. 1354, IAAF, AFL-CIO. Motion seconded by Councilman Gorman and carried unanimously.

CITY MANAGER

Disposal
Truck
Purchase

On motion of Councilman Martinez, seconded by Councilman Gorman, Council unanimously granted permission to purchase one new Crane Carrier Disposal Truck with Dempster Route King II, 25 yard high compaction rear loader body. This item will be budgeted for in the 1983-84 budget at a cost of \$99,139.88 including taxes; by ordering now, the unit will be delivered by March 14 and payment made after July 1, 1983.

Navel
Oranges
Contract

Following a lengthy discussion with members of the Park Commission, Gus Bisesi, Bill Hardy, Secretary-Manager of Redlands Foothill Groves, and Laird Roddick, Manager of the Blue Goose Packing House, Council unanimously approved a two year contract between the City and Redlands Foothill Groves for the packing and marketing of navel oranges for the city-owned groves on motion of Councilman Gorman, seconded by Councilman Roth.

Claims

On motion of Councilman Gorman, seconded by Councilman Johnson, the claims of Henry Cabral, Fernwood Condominium Association, Michael David Peak, Roger Salcedo, John Parkinson, Sabine Parkinson, and Margaret Gorman were unanimously found to be proper charges against the City and therefore rejected.

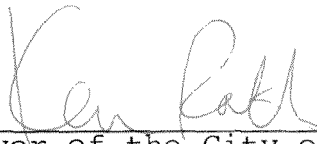
CITY ATTORNEY

Mr. Holmes told Council that the friend of the court brief in the Peterson versus City of San Diego case regarding mail ballots has been filed with the California Supreme Court.

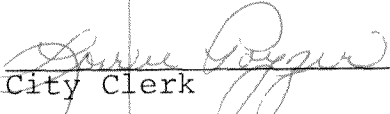
Bills and salaries were ordered paid as approved by the Finance Committee.

There being no further business, Council adjourned, on motion, at 9:15 P.M.

Next regular meeting, February 15, 1983.


Mayor of the City of Redlands

ATTEST:


City Clerk