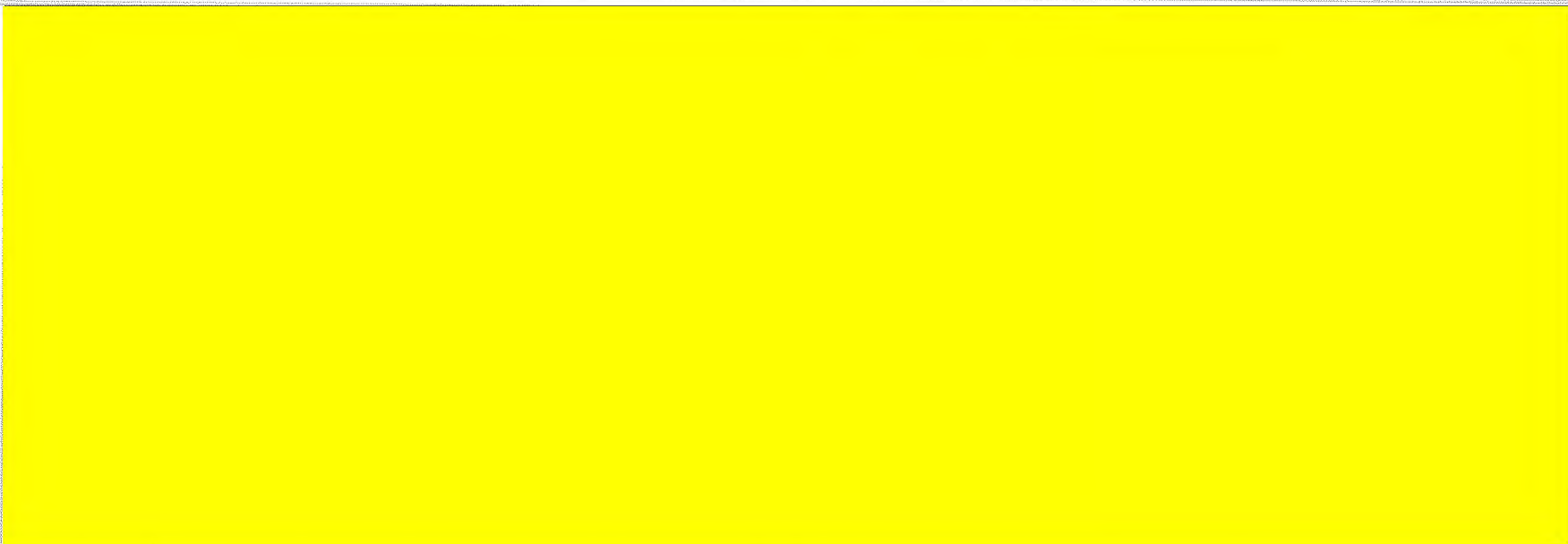




MINUTES

of a regular meeting of the City Council of the City of Redlands held in the Council Chambers, 212 Brookside Avenue, on March 15, 1988, at 3:00 P.M.

PRESENT

Carole Beswick, Mayor
Barbara C. Wormser, Mayor Pro Tem
Charles G. DeMirjyn, Councilmember
Tim Johnson, Councilmember
William E. Cunningham, Councilmember

John E. Holmes, City Manager
Daniel J. McHugh, City Attorney
Dallas Holmes, City Attorney
Lorrie Poyzer, City Clerk
John de Leon, The Sun
Jan Englebretson, Redlands Daily Facts

ABSENT

None

The meeting was called to order at 3:14 P.M. with an invocation by Councilmember DeMirjyn followed by the pledge of allegiance.

Minutes of the regular meeting of March 1, 1988, were approved as submitted.

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

PLANNING AND COMMUNITY DEVELOPMENT

Measure N Vesting Applications - Continued

Community Development Director Shaw reported that four vesting applications were continued to this time at the request of the applicants. New information has not been provided by any of the applicants and the staff recommendation remains unchanged.

Representing Pulsar, Attorney Charles Graeber directed attention to the impartial analysis prepared by the City Attorney which was included in the November, 1987, sample ballot which indicated certain projects would be exempted from the measure. Mr. Graeber felt his client had complied with all provisions of Section 17 of Measure N and should be exempt from the 400 limitation.

A lengthy discussion ensued as to the methods necessary to carry out the will of the people under Measure N. Council recessed at 4:30 P.M. and reconvened at 4:42 P.M.

Policy

Councilmember Johnson moved to instruct staff and the City Attorney to bring back a package of legislation which would exempt vested projects from the 400 limitation in Measure N but which would also allow Council to carry out what it perceives to be the will of the voters to enforce the 400 limitation in Redlands. Motion seconded by Councilmember Wormser and carried unanimously.

Action was taken as follows on the vesting applications continued to this meeting:

Application
No.

1. Tract 13044 - Pulsar - On motion of Councilmember Beswick, seconded by Councilmember Wormser, staff was instructed to re-examine the criteria and report back.
13. Tract 10179 - Brookshire/Heaverin - Continued at the request of their representative, Attorney Mark Blankenship.

- 20. Tract 9894 - Garlington - On motion of Councilmember Cunningham, seconded by Councilmember Johnson, application was referred back to staff for re-examination.
- 26. Tract 13745 - Rosenberg - Continued at the request of their representative, Attorney Mark Blankenship.

C.U.P. No. 451 - Glenn and Debra Wennen - Exemption Request

Community Development Director Shaw reminded Council that they had received a letter and public testimony from Glenn and Debra Wennen regarding a proposed eight unit apartment project located at 1103 East Central Avenue. They are requesting an exemption from Proposition R and Measure N based on certain considerations identified in their letter. Mr. Shaw reported a review of their file provided no evidence that the applicant was advised in writing of the requirement to be reviewed under Proposition R. This does not mean that staff did not advise the applicant or the applicant's representative, Leon Armantrout, a local architect who should be well aware of the City processes. Ignorance of the requirement does not exempt the project from the law. Condition No. 14 of the conditions of approval for C.U.P. No. 451 provides that "unless otherwise specified the application (for C.U.P.) shall expire one year from the date of approval." Records indicate the minutes which included the conditions of approval were sent to both the Wennen's and their representative, Day and Armantrout Architects. Mr. Shaw met prior to the City Council meeting of March 1, 1988, with Mr. Wennen and explained the application and processing procedures as pertains to vesting under Measure N. To date there has been no submittal by the Wennens for either an allocation under Proposition R or for vesting under Measure N. Mr. and Mrs. Wennen pleaded with Council to exempt their project from these provisions. Mayor Beswick was sympathetic but stated Council did not have the authority to do this. Staff was asked to assist the Wennen's and expedite their application for allocations.

Council recessed at 6:16 P.M. to a Redevelopment Agency meeting and reconvened at 6:17 P.M. to a closed session for the purpose of discussing pending litigation. In accordance with State law, the City Attorney prepared a confidential memo to Council providing justification for the closed session. Council reconvened at 7:20 P.M.

Proclamation
Amnesty Month

Mayor Beswick presented a proclamation to Augustine Rodriguez from Immigration and Naturalization Services declaring the month of March 1988 as Amnesty Month in an attempt to encourage eligible individuals to register for legal residence before May 4, 1988.

Measure S
Bond Issue

Dr. Ronald E. Franklin, Superintendent of the Redlands Unified School District, read a press release from this morning's Special School Board meeting at which time it was announced the Schools were abandoning the site at Judson Street and San Bernardino Avenue for an elementary and high school. Assisted by Sue Teele, President of the School Board, Dr. Franklin presented concept drawings of the proposed high school and elementary schools, and provided copies of a fact sheet regarding the bond issue which will be on the ballot April 12, 1988. Councilmember Beswick moved that Council endorse this ballot measure and continue working with the Schools in the area of developing sites for these schools. Motion seconded by Councilmember Wormser and carried unanimously.

Chairman of the Redlands Airport Advisory Board John Runkel addressed Council noting that the aviation community was grateful for the School District's understanding and the satisfactory resolution announced at this morning's meeting. He noted that the entire Airport Advisory Board was in favor of the bond issue and would wholeheartedly promote its passage.

PLANNING AND COMMUNITY DEVELOPMENT (Continued)

Resolution No. 4352 - Outside Services

Utilities Engineer Gary Phelps presented Resolution No. 4352, a resolution of the City Council of the City of Redlands implementing the provisions of Measure N regulating outside City water and sewer connections. Councilmember Cunningham moved to adopt Resolution No. 4352. Motion seconded by Councilmember Johnson and carried unanimously.

COMMUNICATIONS

The City of Whittier issued a proclamation recognizing the City of Redlands for their unselfish disaster response in October 1987 when the community suffered the devastation of two major earthquakes.

Mayor Beswick reported she had placed copies of the Sanbag transportation scenerio report in each Councilmember's mailbox. Councilmember Johnson felt we should schedule the presentations regarding this report and the high occupancy vehicle lane on a short agenda.

Councilmember DeMirjyn shared information he brought back from a Resource Recovery Conference held recently in Miami. This information will be available through his office and, if Council is serious about proceeding, he thought we should budget \$30,000.00 in next year's budget for a feasibility study.

City Manager Holmes announced that a vacancy in the position of alternate public member on the Local Agency Formation Commission exists. Letters of application will be accepted until March 31, 1988.

Airport Manager Phil Lock presented the latest noise contours line adopted by Norton Air Force Base. Using the overhead projector, Mr. Lock demonstrated what areas of town are now within the noise contours.

The status reports on the Centennial Park and golf course were continued to April 5, 1988.

Councilmember Wormser announced the League of California Cities Community Services Conference will be held on April 20-22, 1988, in San Diego. Several people from Redlands will be attending this conference.

ORAL PETITIONS FROM THE FLOOR

Centennial Park Representing residents adjacent to the proposed Centennial Park and golf course, Mr. Dan Parker presented a petition signed by 58 residents expressing concerns over the 1972 Northeast Redlands General Plan and the proposed streets design for the Centennial Park. Several of the neighbors were present at this meeting. Mr. Parker asked Council for assistance on this matter. Mayor Beswick directed staff to continue to work with these folks with their concerns.

JOINT PUBLIC HEARING

Development Agreement A joint public hearing of the City Council and the Redevelopment Agency of the City of Redlands was continued to this time and place to consider for the purposes of redevelopment as a commercial development the disposition and sale of real property to Redlands Professional Properties, Ltd. Mayor Beswick declared the meeting open as a public hearing and said matter was continued to April 5, 1988.

BIDS

Contract Award
Drainage Project Bids were opened and publicly declared on March 8, 1988, by the City Clerk for the construction of the Roosevelt Road and Palm Avenue Drainage Project; a bid opening report is on file in the Office of the City Clerk. At this time, it is the recommendation of the Engineering Services Department that the responsible bidder submitting the bid for said project which will result in the lowest cost to the City is Riverside Construction Company, Riverside, in the amount of \$52,518.00 and that it is in the best interest of the City that the contract for the construction of the Roosevelt Road and Palm Avenue Drainage Project be awarded to said firm. On motion of Councilmember Wormser, seconded by Councilmember Johnson, this recommendation was unanimously approved.

UNFINISHED BUSINESS

Ordinance No. 2015
Smoking Regulations
Bowling Alleys Community Development Director Shaw reported that on February 2, 1988, staff was requested to prepare an ordinance amendment to Chapter 8.54 of the Redlands Municipal Code relating to smoking within bowling alleys. Section 8.54.040(i) has been amended so as to prohibit smoking in bowling establishments except the concourse, coffee shop, game room, pool room and cocktail lounge areas. This amendment is in accord with discussions with the smokers, non-smokers, and management of the bowling alley. Mayor Beswick expressed appreciation to Mr. Shaw and Councilmember Wormser for their work on this amendment. Ordinance No. 2015, an ordinance of the City Council of the City of Redlands amending the Redlands Municipal code to regulate smoking in public places and places of employment and repealing Ordinance No. 1976, was read by title only by City Clerk Poyzer, and on motion of Councilmember Wormser, seconded by Councilmember Johnson, further reading of the ordinance text was unanimously waived. Ordinance No. 2015 was introduced with unanimous Council approval and laid over under the rules with second reading scheduled for April 15, 1988, on motion of Councilmember Wormser, seconded by Councilmember DeMirjyn.

Ordinance No. 2024
Cemetery Ordinance No. 2024, an ordinance of the City of Redlands adding Chapter 12.49 to the Redlands Municipal Code relating to the use and operation of Hillside Memorial Park, was given its second reading of the title by City Clerk Poyzer, and on motion of Councilmember DeMirjyn, seconded by Councilmember Wormser, further reading of the ordinance text was unanimously waived. Ordinance No. 2024 was adopted on motion of Councilmember DeMirjyn, seconded by Councilmember Johnson, by the following vote:
AYES: Councilmembers Wormser, DeMirjyn, Johnson, Cunningham; Mayor Beswick
NOES: None
ABSENT: None

Sewer System
Financing

Finance Director Kaenel consulted with John Fitzgerald of Seidler-Fitzgerald Public Finance and Doug Ayres of Management Services Institute to review financing options available for residents in unsewered areas to install sewers. Mr. Kaenel recommended the formation of an assessment district and financing the project through 1915 Act bonds, and he explained the process necessary to form an assessment district. Neighbors on Bellevue and West Fern Avenue conducted a poll indicating support for this project and noting their understanding of their responsibility for plumbing costs on their property to make the hook-up to the City sewer system (copies are on file in the Office of the City Clerk). One neighbor addressed Council expressing concerns she had heard from some of her neighbors regarding this high cost. Another neighbor, Mrs. Boberick, asked Mr. Corneille for clarification on some of the issues. Councilmember Cunningham moved to direct staff to prepare an ordinance amendment for a capital improvement charge for these assessment districts. Motion seconded by Councilmember Johnson and carried unanimously. Council also authorized staff to meet with the neighbors and proceed working with Best, Best & Krieger if there was enough interest on the part of the property owners to establish an assessment district.

NEW BUSINESS

An amendment to the Redlands Municipal Code pertaining to the garbage and solid waste regulations was withdrawn from the agenda.

Ordinance
No. 2025Flood Damage
Prevention

Ordinance No. 2025, an ordinance of the City of Redlands amending Ordinance No. 1995 relating to flood damage prevention, was read by title only by City Clerk Poyzer, and on motion of Councilmember Johnson, seconded by Councilmember Wormser, further reading of the ordinance text was unanimously waived. Ordinance No. 2025 was introduced with unanimous Council approval and laid over under the rules with second reading scheduled for April 5, 1988, on motion of Councilmember Johnson, seconded by Councilmember Wormser.

Ordinance
No. 2026Student
Commissioners

Ordinance No. 2026, an ordinance amending the Redlands Municipal Code to establish a standard program with the three commissions that are designated to have a "Student Commissioner," was read by title only by City Clerk Poyzer, and on motion of Councilmember Johnson, seconded by Councilmember DeMirjyn, further reading of the ordinance text was unanimously waived. Ordinance No. 2026 was introduced with unanimous Council approval and laid over under the rules with second reading scheduled for March 24, 1988, on motion of Councilmember Johnson, seconded by Councilmember DeMirjyn.

Claim

On motion of Councilmember Wormser, seconded by Councilmember Johnson, the claim of Howard Menninger in an unknown amount was found not to be a proper charge against the City and therefore was unanimously rejected.

Claim

On motion of Councilmember Wormser, seconded by Councilmember Johnson, the claim of Daniel G. Rehome in the amount of \$50.00 was found not to be a proper charge against the City and therefore was unanimously rejected.

Claim

On motion of Councilmember Wormser, seconded by Councilmember Johnson, the claim of Mildred Williams in the amount of \$110.27 was found not to be a proper charge against the City and therefore was unanimously rejected.

B Contract

On motion of Councilmember Wormser, seconded by Councilmember Johnson, the B Contract Water Agreement between the City of Redlands and Vena Mae Sandefur and Beverly Loge as trustee for Floyd M. Sandefur Trust was unanimously approved.

B Contract

On motion of Councilmember Wormser, seconded by Councilmember Johnson, the B Contract Water Agreement between the City of Redlands and Charter Medical of Rancho Cucamonga, Inc. was unanimously approved.

Agreement
Nitrogen
Study

On motion of Councilmember Wormser, seconded by Councilmember Johnson, Council unanimously approved an agreement to form the Basin Plan Upgrade Task Force which will study nitrogen management in the Santa Ana River and appointed the Utilities Director as the Task Force representative for Redlands.

Employee
Contracts

On motion of Councilmember Wormser, seconded by Councilmember Johnson, Council unanimously approved the Side Letter of Agreement between the City of Redlands and the General Employees Association of Redlands changing the work week for the position of Water Operations Technician, reducing the standby pay, and confirming the same work week and standby pay for the position of Wastewater Facilities Operator, and approved the Side Letter of Agreement between the City of Redlands and the Redlands Association of Management Employees establishing standby and call-back compensation for the position of Fire Division Chief.

Resolution
No. 4355

Annexation 63

On motion of Councilmember Wormser, seconded by Councilmember Johnson, Resolution No. 4355, a resolution of the City Council of the City of Redlands approving Annexation No. 63 for property located on the northwest corner of State Route 30 (Tennessee Street Freeway) and San Bernardino Avenue, was unanimously approved.

Agreement
Well 31A

On motion of Councilmember Wormser, seconded by Councilmember Johnson, Council unanimously approved an agreement with Tom Dodson and Associates to perform environmental documentation for well-head treatment facilities at Well 31A which is located at the Texas Street Water Complex in Texonia Park.

There being no further business, the meeting adjourned at 8:26 P.M. to an adjourned regular meeting to be held on Thursday, March 24, 1988, at 1:30 P.M. in the Council Chambers in order to hold the annual Civics Day meeting with students from Redlands High School.

Next regular meeting, April 5, 1988.

ATTEST:

Carle Demureh
Mayor of the City of Redlands

Donna Dwyer
City Clerk

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