MINUTES of a regular meeting of the City Council of the City of Redlands held in the Council Chambers, 212 Brookside Avenue, on July 18, 1989, at 3:00 P.M.

PRESENT

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

John E. Holmes, City Manager
Daniel J. McHugh, City Attorney
Lorrie Poyzer, City Clerk
Carl Baker, Redlands Daily Facts
Pamela Fitzsimmons, The Sun

ABSENT

None

The meeting was opened with an invocation by Councilmember Cunningham followed by the pledge of allegiance.

Minutes of the regular meeting of July 5, 1989, and the special meeting of July 11, 1989, were approved as submitted.

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

PLANNING AND COMMUNITY DEVELOPMENT

Planning Commission Actions - July 11, 1989

On motion of Councilmember Larson, seconded by Councilmember Wormser, the report of the last Planning Commission meeting was unanimously acknowledged as received.

Hillside Development District Interpretation

Community Development Director Shaw reported a project proponent preparing plans for a residential development in the Live Oak Canyon General Plan area has requested interpretation of the intended method of determining allowable density in each of the three slope categories defined for the Hillside Development District. The project proponent believes staff interpretation may be more restrictive than intended by the Commission and Council. Since the project will be the first large development to be processed under the Hillside Development Ordinance, staff believes a Council determination is appropriate to establish future procedure. On behalf of the developer, Pat Meyer told Councilmembers they have found the ordinance difficult to interpret and noted the Southeast Specific Plan used Alternate 3 and he supported Alternate 2. Carole Wesson voiced her support for the Planning Department's recommendation for Alternate 1. Councilmember Cunningham moved to approve Alternate 1 for implementation of the Hillside Development District. For the sake of discussion, Councilmember Beswick seconded the motion. Following lengthy discussion, it became apparent that several Councilmembers desired more clarification of the different alternatives, and on motion of Councilmember Wormser, seconded by Councilmember DeMirjyn, this matter was unanimously continued to July 31, 1989.

Resolution No. 4552 - Agricultural Preserve Removal No. 76 - Randall Properties

Councilmember DeMirjyn moved to adopt the Negative Declaration for Agricultural Preserve Removal No. 76, the removal of 97 acres of land from the Agricultural Preserve District Boundary area located north of Pennsylvania Avenue, south of San Bernardino Avenue, approximately 1,650 feet east of Church Street, based on the finding that the project will not have a significant effect on the environment and directed staff to file and post a "Notice of Determination" in accordance with the City's guidelines. Motion seconded by Councilmember Wormser and carried with Councilmember Cunningham voting NO. Councilmember DeMirjyn moved to adopt Resolution No. 4552, a resolution of the City Council of the City of Redlands amending Agrilcultural Preserve Boundaries previously established by Resolution No. 4432 and approving Agricultural Preserve Removal No. 76. Motion seconded by Councilmember Wormser and carried with Councilmember Cunningham voting NO.

Trolley Car Barn

Historic Preservation Officer Cozen presented an offer from Louis Fernandez for the Trolley Car Barn. Mr. Fernandez has offered to pay the full asking price and is requesting a 60-day free contingency period to study the feasibility of developing the building for a youth-oriented food and entertainment use. Councilmember Wormser moved to direct staff to counter Mr. Fernandez' offer with the counter offer described in the staff report presented at this meeting. Motion seconded by Councilmember Larson and carried unanimously.

Planning Commission Sign Review No. 70 - Music Plus

An application for review of signage for property located on the northwest corner of Redlands Boulevard and Palm Avenue, C-2 Zone, Specific Plan No. 41, was reviewed by the Planning Commission on July 11, 1989. Mark Wesley and Alastair Cumming addressed Council to appeal the decision on the signs that were denied by the Planning Commission with a tie vote. The applicants were advised they may appeal this decision through the proper channels, and were assured that staff would attempt to schedule the hearing on July 31, 1989.

Community Development Block Grant Allocations Transfer

On motion of Councilmember Larson, seconded by Councilmember Wormser, Council unanimously approved the transfer of $15,235.00 Community Development Block Grant Funds from the Improvements to Redlands: Contingency account to the Improvements to Redlands: North Redlands Street Lighting project.

RDA 86-IV-7 - Tract No. 10084 - Hung-Yeh Development, Inc.

On motion of Councilmember Larson, seconded by Councilmember Wormser, Council unanimously approved the proposed changes to architecture ("Optional" elevations) and landscaping submitted for Residential Development Allocation No. 86-IV-7

COMMUNICATIONS

Space Study — Hughs, Heiss & Associates prepared an analysis of the total projected space needs for the City Hall and Police Department staff over a twenty-year planning period. Space estimates were developed based on staff projections formulated by the study team and included operations space requirements and associated support space needs. Also included in the report was an analysis of City Hall and Police parking requirements, departmental adjacency issues and development/redevelopment site alternatives including related cost estimates for each.

Clean-Up Fee — Councilmember DeMirjyn again broached the subject of establishing a fee to be charged to the fast-food establishments and mini-markets for the purpose of supporting a litter control program. Speaking in opposition to this fee were: Bill Turnpaugh, President for the Board of Directors of the Chamber of Commerce; Chuck Wilburn, Shakey's Pizza Restaurant; Paul Mitchell, Carl Karcher Enterprises; and Bryant MacDonald, Chamber of Commerce Economic Development Committee Chairman. Councilmembers continued to discuss the equity of this proposal and suggested those interested should attend the Solid Waste Task Force meeting scheduled for Friday, July 21, 1989, at which time an advertised public hearing will be held.

Golf Course — Council acknowledged a letter from Peter Dangermond, Dangermond & Associates, dated July 12, 1989, updating the status of their discussions with the property owners to determine their attitudes about the proposed golf course.

Groundwater — In accordance with Government Code Section 54954.2(b)(2), Mayor Beswick moved to discuss and take action on an item which arose subsequent to the agenda being posted as specified in the Government Code. Motion seconded by Councilmember Wormser and carried unanimously. It was reported that on July 17, 1989, the Board of Directors of the San Bernardino Municipal Water District voted to reject the City's request for spreading of imported water in the Santa Ana/Mill Creek area. At the same time, the Board voted to approve a similar request by the City of San Bernardino for spreading of imported water in the north San Bernardino/Devil's Canyon area. The major reason given for the decision was that San Bernardino faced an imminent and substantial danger of water shortages while Redlands and other water producers in the east end of the Valley with direct connections to the SBVMWD system only faced a financial penalty from the existing low groundwater levels. It appears that once again Redlands is being penalized financially for taking prudent actions to assure an adequate water supply for its customers. The SBVMWD has an obligation to support the water needs of its constituents whether the impact of the need is direct water shortage or financial. This obligation must be addressed in spite of the status of current litigation. They have water and facilities available and should honor all of the requests for spreading in the East Valley area. Council concurred to direct a letter to our representative Mr. Van Mouwerik and the other Board members to express our deep disappointment and challenge their decision and to inform them we intend to pursue the matter to receive the same consideration as is granted to San Bernardino. On behalf of Bear Valley Mutual Water Company, John Shone offered his support on this matter and suggested the City talk with San Bernardino's Mayor Holcomb and urged our attendance at the advisory commission meeting scheduled for next Wednesday. Councilmember Cunningham indicated he would attend this meeting.

Council recessed at 5:37 P.M. to a Redevelopment Agency meeting and reconvened at 5:38 P.M. to a closed session for the purpose of discussing personnel matters, property acquisition, and pending litigation. In accordance with State law, the City Attorney prepared a confidential memo to Council providing justification for the pending litigation portion of the closed session. Council reconvened at 7:25 P.M.

PRESENTATION

Mayor Beswick presented a plaque with the City Seal to Jean Weber in honor of her recent retirement as manager of the Joslyn Senior Center. Mrs. Weber was the manager from July 11, 1977 through July 11, 1989, and was recognized for her many accomplishments during her tenure. It was also announced that her replacement, Jo Juran, is now working at the Center.

PUBLIC COMMENTS

Trails — On behalf of Lynn Brooks, Kathryn Wechter expressed concern about the inclusion of the equistrian trails through the Stickney Tract (No. 12777). Also in attendance was Marvin Hutchinson to represent the County and Supervisor Riordan's Office. Council referred this matter to staff for their assistance.

Measure N — On behalf of 18 neighbors, Kent Morey presented a petition to the City Council expressing concerns about the Stickney and Danielson Projects in the Arbor, Eucalyptus and Via Vista Drives area. Their petition states the flooding is already damaging their properties and the additional runoff from the subject projects will make a bad situation worse. The petition urged compliance with Measure N to qualify for City services.

BIDS

Contract Award

Street Lighting

Bids were opened and publicly declared on June 28, 1989, by the City Clerk for the North Redlands Street Lighting Project; a bid opening report is on file in the Office of the City Clerk. The bid submitted by TBM Electric, Inc. appeared to be the lowest bid. Upon further review, however, it was noticed that a lump sum figure was given in place of the required unit price figure making their actual bid $2,078,820.00. At this time, it is the recommendation of the Planning and Community Development Department that the responsible bidder submitting the bid for said project which will result in the lowest cost to the City is Steiny and Company, Inc. in the amount of $82,859.00, and it is in the best interest of the City that this contract be awarded to said firm. On motion of Councilmember Larson, seconded by Councilmember Wormser, this recommendation was approved with Councilmember Cunningham voting NO.

UNFINISHED BUSINESS

Ordinance No. 2069

Solid Waste Fees

Ordinance No. 2069, an ordinance of the City of Redlands amending Sections 13.68.020 and 2.16.040 of the Redlands Municipal Code relating to Solid Waste Collection Fees and Charges, was given its second reading of the title by City Clerk Poyzer, and on motion of Councilmember Larson, seconded by Councilmember Wormser, further reading of the ordinance text was unanimously waived. Councilmember Larson moved to adopt Ordinance No. 2069 and the following programs: Reduce the Recycling portion of the budget to the current "Pilot Program"; pay off all remaining balances to the properties under acquisition of lands immediately south of the landfill; reprogram the S.W.A.T. (Solid Waste Assessment Test) at the landfill to provide a minimal but acceptable analysis to the Water Quality Control Board; increase the Hazardous Waste Collection fee to 32 cents per unit bi-monthly; set aside funds for closure of the landfill as mandated by Federal legislation; adjust revenue section of the 1989-90 budget to balance the Recycling Program; and add the Redlands Rehabilitation Program to the budget to activate the July contract. Motion seconded by Councilmember Beswick and carried by the following vote:

AYES: Councilmembers Wormser, Cunningham, Larson; Mayor Beswick
NOES: Councilmember DeMirjyn
ABSENT: None

Council concurred to hold the adoption of a Street Cleaning Fee in abeyance and that the Solid Waste Task Force would study the reimbursement to the General Fund for the street cleaning, review the entire program of recycling, and make a recommendation regarding the establishment of a fee for fast-food outlets or carry-out food establishments.

Ordinance No. 2082

G.O.B. Election

Ordinance No. 2082, an ordinance of the City of Redlands ordering, calling, providing for and giving notice of a general municipal election to be held in said City on November 7, 1989, for the purpose of submitting to the qualified voters of said City a proposition to incur bonded indebtedness by said City for certain municipal improvements, was given its second reading of the title by City Clerk Poyzer, and on motion of Councilmember Wormser, seconded by Councilmember Cunningham, further reading of the oridnance text was unanimously waived. Ordinance No. 2082 was adopted on motion of Councilmember Wormser, seconded by Councilmember Cunningham, by the following vote:

AYES: Councilmembers Wormser, DeMirjyn, Cunningham, Larson; Mayor Beswick
NOES: None
ABSENT: None

Ordinance No. 2084

Water Bills

Ordinance No. 2084, an ordinance of the City of Redlands amending Section 13.12.080 of the Redlands Municipal Code relating to prepayment of water bills, was unanimously continued to July 31, 1989, on motion of Councilmember Cunningham, seconded by Councilmember Wormser.

NEW BUSINESS

Claim

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

Claim

On motion of Councilmember Larson, seconded by Councilmember Wormser, the claim of Tadesse Wasse in the amount of $273.55 was unanimously found not to be a proper tharge against the City and therefore was rejected.

Claim

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

Claim

On motion of Councilmember Larson, seconded by Councilmember Wormser, the claim of Sharon R. Lynch in the amount of $683.15 was unanimously found not to be a proper charge against the City and therefore was rejected.

Claim

On motion of Councilmember Larson, seconded by Councilmember Wormser, the application for leave to present a late claim by Jesse Dinkel was unanimously denied.

Resolution No. 4532 – Weed Abatement Charges

On motion of Councilmember Larson, seconded by Councilmember Wormser, Resolution No. 4532, a resolution of the City Council of the City of Redlands providing for the assessment of costs resulting from the abatement of weeds which constitute a fire hazard, was unanimously adopted.

Resolution No. 4535 – Traffic

On motion of Councilmember Beswick, seconded by Councilmember Cunningham, Resolution No. 4535, a resolution of the City Council of the City of Redlands changing the two 24-minutes parking spaces on the north side of State Street, immediately east of Orange Street, to two-hour parking, was unanimously adopted.

Council directed the Traffic Commission to review the loading zone on Cajon Street in front of the old Fox Theater and the limited time parking space in front of the old dry cleaners.

Resolution No. 4550 – Criminal History

On motion of Councilmember Cunningham, seconded by Councilmember Wormser, Resolution No. 4550, a resolution of the City Council of the City of Redlands authorizing access to State and local summary criminal history information and rescinding Resolution No. 3551, was unanimously adopted.

Funds – Recreation Division

On motion of Councilmember Larson, seconded by Councilmember Wormser, Council unanimously authorized an additional appropriation of $750.00 to the Community Services Department, Recreation Division, to provide a "Twinges in the Hinges" program through the "Grants-In-Aid Program" for the Senior Therapeutic Swim Program.

Funds – Recreation Division

On motion of Councilmember Larson, seconded by Councilmember Wormser, Council unanimously authorized an additional appropriation of $3,564.00 to the Community Services Department, Recreation Division, to provide a Spring Spudball Program for youth 3-6 years of age.

Funds – Recreation Division

On motion of Councilmember Larson, seconded by Councilmember Wormser, Council unanimously authorized an additional appropriation of $4,950.00 to the Community Services Department, Recreation Division, to provide a Non-contact Football Technique Daycamp.

Resolution No. 4553 – Desert Act

On motion of Councilmember Cunningham, seconded by Councilmember Wormser, Council unanimously approved Resolution No. 4553, a resolution of the City of Redlands supporting the California Desert Protection Act which would provide important protection for environmentally significant, federally-owned public lands by including them within the National Park System and the National Wilderness Preservation System.

Grants Fund

On motion of Councilmember Larson, seconded by Councilmember Wormser, Council unanimously authorized the establishment of Fund 36, Community Services Grant Fund, and adopted the proposed budget for the Community Services Grant Fund. These actions insure that State grant funds for specific projects will be properly accounted for and not intermingled with the Park Development Fund or the General Fund.

Engineering Services

On motion of Councilmember Larson, seconded by Councilmember Wormser, Council unanimously approved Amendment No. 1 to the Krieger & Stewart Agreement to furnish engineering services for the design of the Citrus Avenue and Roosevelt Road trunk sewers.

San Timoteo Canyon

In accordance with Government Code Section 54944.2(b)(2), Councilmember Cunningham moved to discuss and take action on a matter which arose subsequent to the agenda being posted as specified in the Government Code. Motion seconded by Councilmember Larson and carried unanimously. Councilmember Cunningham informed the City Council ing of t

that the County Planning Commission has received an application to revise the site approval to establish a nursery supply building with office space for property located on Palomares Road, approximately 3/4 of a mile west of San Timoteo Canyon Road. He urged Council to oppose this application. On motion of Councilmember Beswick, seconded by Councilmember Cunningham, Council unanimously voted to oppose this application submitted by Larry Curti, DBA Chino Corona Farms and directed that a letter be sent to the County Planning Commission.

There being no further business, the meeting adjourned at 7:46 P.M. to an adjourned regular meeting to be held on Monday, July 31, 1989, at 3:00 P.M. in the Council Chambers, 212 Brookside Avenue.

The next regularly scheduled meetings of August 1, 1989, and August 15, 1989, will not be held. The next regular meeting to be held will occur on September 5, 1989.

Mayor of the City of Redlands

ATTEST:

City Clerk

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