

MINUTES

of a regular meeting of the City Council of the City of Redlands held in the Council Chambers, 212 Brookside Avenue, on December 5, 1989, at 3:00 P.M.

PRESENT

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

John E. Holmes, City Manager
Dallas Holmes, City Attorney
Lorrie Poyzer, City Clerk
Jeff Dillon, Redlands Daily Facts
Cindy Yingst, The Sun

ABSENT

None

The meeting was opened with an invocation by Reverend Dale Wells of the Redlands Church of Christ followed by the pledge of allegiance.

PRESENTATIONS

Upon Mayor Pro Tem Wormser's retirement from the City Council, accolades were presented as follows: Dr. Harold Hill, Chairman of the Parks Commission; Robert Schuler for the Open Space Committee; Mike Jensen for the Recreation Advisory Commission; George Weber for the Solid Waste Task Force; and Mayor Carole Beswick on behalf of the City Council. Mrs. Wormser thanked everyone for allowing her to serve in this exciting, demanding, and challenging position. Jane Un-McDonald presented Mrs. Wormser a dozen red roses and the audience expressed its appreciation with a standing ovation.

Resolution
No. 4590

City Clerk Poyzer presented Resolution No. 4590, a resolution of the City Council of the City of Redlands reciting the fact of a General Municipal Election held on November 7, 1989, declaring the following results and such other matters as provided by law:

Election
Results

MEMBER OF THE CITY COUNCIL	VOTES CAST
Dee Ann Milson	5,568
Charles G. (Chuck) DeMirjyn	5,043
Sven Larson	4,188
Barbara C. Wormser	3,444
Les Wiley	3,340
Carole King	2,761
Wally Sanchez	2,650
Stephen Sellinger	2,052
Lee M. Coffman	1,035

Measure Q - District Elections

Yes	5,573
No	4,907

Measure R - Arts Bond Issue

Yes	4,622
No	5,906

Measure S - Transient Occupancy Tax

Yes	7,319
No	3,130

TURNOUT PERCENTAGE 36.4%

On motion of Councilmember Larson, seconded by Councilmember Wormser, Resolution No. 4590 was unanimously adopted and the complete text placed on file in the Office of the City Clerk.

Ordinance
No. 2083

Ordinance No. 2083, an ordinance of the City of Redlands amending Chapter 3.24 of the Redlands Municipal Code relating to transient occupancy taxes, was read by title only by City Clerk Poyzer, and on motion of Councilmember Cunningham, seconded by Councilmember DeMirjyn, further reading of the ordinance text was unanimously waived. Adoption of Ordinance No. 2083 was unanimously certified on motion of Councilmember Cunningham, seconded by Councilmember DeMirjyn.

Transient
Occupancy
Tax

Ordinance
No. 2085

District
Election

Ordinance No. 2085, an ordinance of the City of Redlands adding Chapter 2.03 to the Redlands Municipal Code to provide for the election of the City Councilmembers by district, was read by title only by City Clerk Poyzer, and on motion of Councilmember Larson, seconded by Councilmember Wormser, further reading of the ordinance text was unanimously waived. Adoption of Ordinance No. 2085 was unanimously certified on motion of Councilmember Larson, seconded by Councilmember Cunningham. Certificates of Election were presented by City Clerk Poyzer to Councilmembers-elect Milson, DeMirjyn and Larson. City Clerk Poyzer then administered the oaths of office to the newly-elected members of the City Council.

Election of
Officers

City Clerk Poyzer called for nominations for the Office of Mayor. Councilmember Beswick nominated Charles G. DeMirjyn, and Councilmember Milson nominated William C. Cunningham. Charles G. DeMirjyn was elected Mayor for a two-year term by the following roll call vote:
DeMirjyn: Beswick, Larson, DeMirjyn
Cunningham: Milson, Cunningham

City Clerk Poyzer called for nominations for the Office of Mayor Pro Tem. Councilmember Larson nominated Carole Beswick, and Councilmember Cunningham nominated Dee Ann Milson who declined the nomination during the roll call vote. Carole Beswick was elected Mayor Pro Tem for a two-year term by the following roll call vote:
Beswick: DeMirjyn, Larson, Milson, Beswick
Milson: Cunningham

Mrs. Beswick expressed her appreciation for the honor and privilege of serving as the Mayor the past six years.

Mayor DeMirjyn gave corsages to Mrs. Wormser, Councilmember Milson, Mayor Pro Tem Beswick, long-time supporter Phyllis Eldridge, and his wife of nearly 50 years, Dorothy. He also presented hats to the Councilmembers and Mrs. Wormser proclaiming Redlands as the Gemstone of the Inland Empire.

Council briefly recessed at 3:45 P.M. and reconvened at 3:55 P.M.

Minutes of the special meeting of November 21, 1989, and the regular meeting of November 21, 1989, were approved as submitted.

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

PLANNING AND COMMUNITY DEVELOPMENT

General Plan Committee Appointment

On motion of Councilmember Beswick, seconded by Councilmember Milson, Council unanimously appointed Don Holzhauser to the General Plan Committee in the membership category of At-Large-Northeast Area to fill the vacancy created by the resignation of John Flores who has entered Stanford University.

Resolution No. 4591 - Agricultural Preserve Removal No. 77 - Urban Environs for Mo Behzad

On motion of Councilmember Beswick, seconded by Councilmember Larson, Council unanimously adopted the Negative Declaration for Agricultural Preserve Removal No. 77, Assessor's Parcels Nos. 294-191-42, 294-111-13, 294-111-14 and 294-121-09 located south of Sunset Drive and east of Alessandro Road, 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 City's guidelines. On motion of Councilmember Beswick, seconded by Councilmember Larson, Resolution No. 4591, a resolution of the City Council of the City of Redlands amending Agricultural Preserve Boundaries previously established by Resolution No. 4552 and approving Agricultural Preserve Removal No. 77, was unanimously adopted.

COMMUNICATIONS

Rossmont Drive City Engineer Ron Mutter and Street Services Manager Laaninen presented the draft report of Phase I of the Rossmont Drive Traffic Study prepared by ASL Consulting Engineers. Phase I includes an analysis of current and future traffic and recommendations for alternate routes. Mr. Mutter assured Council that the Traffic Commission will review this subject and that advertised public hearings will also be held. Councilmember Larson moved to accept the draft report for Phase I of the Rossmont Drive Traffic Study prepared by ASL Consulting Engineer.

Building Permits	Chief Building Official David J. Martinez reported that as of today 17 building permit allotments are available for the remainder of the 1989 calendar year. He noted there are enough units in the Plan Check process now and enough mobilehome permits available to issue the remaining permits this year, although it is possible we might issue less than the allowable 400 permits for dwelling units for the year.
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As this was Mr. Martinez' last Council meeting, Council expressed their appreciation for his work and wished him success with his new job with the City of Fontana.

Appointments Open Space	In recognition of Mrs. Barbara C. Wormser's excellent work on the Open Space Committee and Open Space Executive Committee as a member of the City Council, Councilmember Beswick moved to appoint her as a citizen member of both committees. Motion seconded by Councilmember Larson and carried unanimously.
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Appointment Library Board	Councilmember Beswick moved to reappoint Janet Piper to a three year term on the Library Board commencing January 1, 1990. Motion seconded by Councilmember Cunningham and carried unanimously.
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Curti Appeal	City Manager Holmes recommended a meeting be held prior to the appeal hearing for the Curti composting operation in San Timoteo Canyon with Supervisor Riordan and County staff members. It was suggested this meeting be scheduled for December 19, 1989, at 9:00 A.M.
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Council recessed at 4:15 P.M. to a Redevelopment Agency meeting and reconvened at 4:16 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 7:00 P.M.

PRESENTATIONS

Housing Awards	The Housing Commission established an Annual Housing Award to honor outstanding efforts and commitments of citizens. This year the award was presented to Mr. Harold O. Hagen and Mr. Robert H. Mitchell for their work in regards to the low-rent senior housing project now under construction on Redlands Boulevard, south of Fern Avenue. The framed awards were presented to Messrs. Hagen and Mitchell with the Council's sincere appreciation for their dedicated service to the welfare of our community.
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Certificates of Appreciation	Mayor DeMirjyn presented Certificates of Appreciation to Bud Ard, Joe Snook and Lucky Snook for their quick actions in helping to prevent an illegal hazardous waste disposal several weeks ago in the Marigold Farms area. Using their farm equipment, these men blocked the perpetrators' exit and called the Fire Department for assistance and capture.
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Joslyn Foundation	Retired Director of the Joslyn Senior Center, Jean Weber reported to Council that the Joslyn Foundation has recently dissolved and authorized disbursement of its remaining funds. Our Joslyn Senior Center will receive a check for \$13,253.07 annually for the next ten years. Council expressed its deep appreciation for the Joslyn Foundation's continued support for our senior center.
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PUBLIC HEARINGS

To accommodate the standing-room-only audience, Council held the public hearing for the mobilehome rent control ordinance before the other scheduled public hearings. Prior to the hearing, Fire Chief Mills asked that people in the audience for the other matters on the agenda to leave the Chambers at this time.

Ordinance No. 2100 Mobilehome Rent Stabilization	Public hearing was held at this time to consider extending the mobilehome rent stabilization ordinance within Redlands for the mobilehome parks constructed prior to October 1, 1981 and decontrol of spaces which become vacant or are subleased. Community Development Director Shaw reviewed his staff report which provided information on the current status of mobilehome parks in Redlands and an analysis. Several alternatives were made available for the City Council's consideration. Mayor DeMirjyn declared the meeting open as a public hearing for any questions or comments concerning this matter. On behalf of the owners of the Orange Grove and Sylvan Mobile Estates, Richard Bessire addressed Council about the decontrol and rent control issues and urged Council to allow the current ordinance to sunset and expire. Clay Hage, Western Mobilehome Association, expressed his opposition to any form of rent control. On behalf of the tenants of the affected mobilehome parks, Marvin Lang, Orvil Zappe, and R. J. Whited urged Council to extend the ordinance without decontrol of spaces as they become vacant. There being no further comments, the public hearing was declared closed.
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Responding to the question of a possible conflict of interest, Councilmember Beswick said she had consulted with two attorneys and they did not feel she needed to abstain from this matter. City Attorney Holmes reviewed the alternative proposed ordinances prepared for the Council's review. It was also noted that the pending litigation filed by the owners of the Orange Grove Mobile Estates was discussed earlier in a closed session, and action taken at this meeting would be based on the information received during that session. Councilmembers noted that the market conditions remain relatively the same and that there are no future plans for the construction of additional parks. They also agreed that a defensible ordinance was necessary and desired to include the decontrol/recontrol section in the ordinance. Councilmember Cunningham did not want to include a sunset clause; the other Councilmembers felt they would like to revisit the matter in five years.

Based on this consensus, City Clerk Poyzer read the title only of Ordinance No. 2100, an urgency ordinance of the City Council of the City of Redlands amending Ordinance No. 1857 and further amending Chapter 5.48 of the Redlands Municipal Code pertaining to rent stabilization for mobilehome parks which continues the current ordinance with a decontrol/recontrol clause and will remain in effect until December 31, 1994. Councilmember Larson moved to waive further reading of the ordinance text. Motion seconded by Councilmember Beswick and carried unanimously. Urgency Ordinance No. 2100 was adopted on motion of Councilmember Larson, seconded by Councilmember Beswick, by the following vote:

AYES: Councilmembers Beswick, Cunningham, Larson, Milson;

Mayor DeMirjyn

NOES: None

ABSENT: None

ABSTAIN: None

Council briefly recessed at 8:16 P.M. to allow the mobilehome park tenants to leave the Chambers and allow other citizens to re-enter for the remainder of the meeting. Council reconvened at 8:25 P.M.

Truck Routes

Public hearings were advertised for this time and place to consider Ordinance No. 2097, an ordinance of the City of Redlands adding Chapter 10.54 to the Redlands Municipal Code to establish the mechanism for the designation of truck routes within the City, and Resolution No. 4587, a resolution of the City Council of the City of Redlands establishing primary and secondary truck route systems. In response to Councilmembers' questions, City Engineer Mutter explained the penalties for violation of this legislation were established under the California Vehicle Code. Mayor DeMirjyn declared the meeting open as public hearings for any questions or comments concerning these matters. Speaking in favor of establishing truck routes were: Karen Brandstater, Judy Teague, Frank Adams, and Nick Backer. Expressing concerns about the permit process were Tim Farmer of Foothill Groves and Norman Ray of Wesley Ray & Son. City Engineer Mutter felt his office would be able to accommodate local businesses with an annual permit. There being no further comments, the public hearings were closed.

Ordinance No. 2097

Ordinance No. 2097, an ordinance of the City of Redlands adding Chapter 10.54 to the Municipal Code relating to truck routes, was given its second reading of the title by City Clerk Poyzer, and on motion of Councilmember Beswick, seconded by Councilmember Cunningham, further reading of the ordinance text was unanimously waived. Ordinance No. 2097 was adopted on motion of Councilmember Beswick, seconded by Councilmember Larson, by the following vote:

AYES: Councilmembers Beswick, Cunningham, Larson, Milson;

Mayor DeMirjyn

NOES: None

ABSENT: None

Resolution No. 4587

Councilmember Beswick moved to adopt Resolution No. 4587, a resolution of the City Council of the City of Redlands establishing traffic regulations pursuant to Title 10 of the Redlands Municipal Code and designating the various streets as part of the primary and secondary truck route system. Motion seconded by Councilmember Larson and carried unanimously.

Truck Routes

Ordinance No. 2098

Specific Plan No. 43

Public hearing was advertised for this time and place to consider Ordinance No. 2098 adopting Specific Plan No. 43, the Sunset Hills Specific Plan of Development for approximately 465 acres of land located generally at the southeast corner of Sunset Drive and Alessandro Road. Noting she had a possible conflict of interest, Councilmember Beswick did not participate in this matter. Associate Planner Bobertz reviewed in depth this proposed specific plan which implements the requirements of the Live Oak Canyon (Southeast Area) General Plan Amendment of December 1987. This proposed specific plan has been under review

since May 1989 at several public meetings. Public concerns which have been expressed during the review process focused on four issues: soils/geologic suitability for construction and septic systems; construction/grading related to ridgelines; traffic increase on streets leading into town; and long term equestrian center viability. All issues were resolved to the satisfaction of the Planning Commission with nineteen revisions to the specific plan. Mayor DeMirjyn then opened the meeting as a public hearing. Speaking on behalf of the applicant, Pat Meyer briefly reviewed the project. David Waters told Council he thought this was probably one of the finest projects in Redlands. Most of the citizens who expressed specific concerns indicated they were pleased with the overall scope of the project. Expressing concerns were: Tex Moore, on behalf of the Board of Directors of The Redlands Association, worried about the traffic these residences will generate; Bradley Billings was also troubled with the traffic problems; Theresa Kwappenberg addressed the saugas soils and landscaping the slopes; Kathryn Wechter and Deanna K. Babbitt urged protection for the equestrian center; Mr. Derne' addressed his conceived flaws in the plan; and Frank DuBois who also expressed traffic concerns and did not think street widening could be done. There being no further comments, the public hearing was closed.

Councilmember Cunningham noted he understood the neighbors' concerns but commended Messrs. Behzad and Meyer for their efforts which show that Measure N and the Southeast Plan can be implemented. He agreed that we needed a road system to get folks to the I-10 Freeway and out of the area and that the entire scope of traffic at the south end of town needed to be urgently addressed. Councilmember Larson agreed that traffic was a concern that must be shared with San Bernardino and Riverside Counties. He complimented the applicant and staff for the work done on this project. Councilmember Milson apologized to the applicant and staff, but stated she did not feel knowledgeable enough at this time to make a decision and moved to table the matter until December 19, 1989. Councilmember Cunningham seconded the motion which carried by AYE votes of all present.

PUBLIC COMMENTS

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| NAFB | Bob Pearce addressed Council with his concerns about the possible reuses of Norton Air Force Base. Mayor DeMirjyn informed him of the actions taken by the City Council during the morning's special meeting. Councilmember Cunningham told Mr. Pearce he would appreciate receiving any additional information. |
| Del Taco | Mr. Harold Willis, owner of Del Taco on Redlands Boulevard asked Council to reconsider another plan for traffic control at Redlands boulevard rather than the one approved on November 21, 1989, for Commission Review and Approval No. 615 as he felt this approved plan would ruin his business located across the street. |

BIDS

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| Contract Award | Bids were opened and publicly declared on November 16, 1989, by the City Clerk for the construction of the Cajon Street Trunk Sewer, Project No. 4-8934; a bid opening report is on file in the Office of the City Clerk. At this time, it is the recommendation of the Municipal Utilities Department that the responsible bidder submitting the bid for said project which will result in the lowest cost to the City is California Pipeline Company of Huntington Beach in the amount of \$142,988.00 and it is in the best interest of the City that this contract be awarded to said firm. On motion of Councilmember Beswick seconded by Councilmember Larson, this recommendation was unanimously approved. |
| Cajon Street Trunk Sewer | |

UNFINISHED BUSINESS

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| Ordinance No. 2096 | Ordinance No. 2096, which adopts an additional land use district map as part of the official land use zoning map and effecting Zone Change No. 328, a change of zone from A-1 (Agricultural) District to R-E (Residential Estate) District for approximately 14.67 acres of property located north of Pennsylvania Avenue, south of San Bernardino Avenue, and westerly of University Street, was given its second reading of the title by City Clerk Poyzer, and on motion of Councilmember Beswick, seconded by Councilmember Cunningham, further reading of the ordinance text was unanimously waived. Ordinance No. 2096 was adopted on motion of Councilmember Beswick, seconded by Councilmember Larson, by the following vote: |
| Zone Change No. 328 | AYES: Councilmembers Beswick, Cunningham, Larson, Milson;
Mayor DeMirjyn |
| | NOES: None |
| | ABSENT: None |

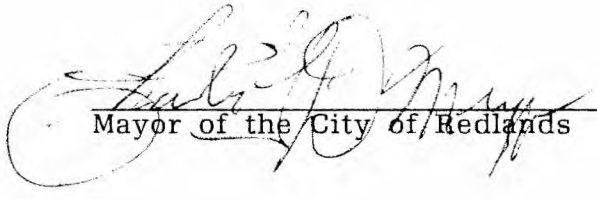
NEW BUSINESS

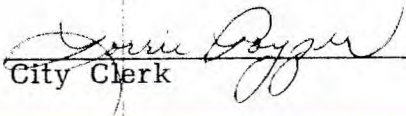
- Claim** On motion of Councilmember Beswick, seconded by Councilmember Larson, the claim of Arthur Feldra in an unknown amount was found not to be a proper charge against the City and therefore was unanimously rejected.
- Report** City Engineer Ron Mutter presented the monthly contract monitoring reports updated to November 27, 1989, for projects currently being administered by the Engineering Services Department.
- Resolution No. 4589** On motion of Councilmember Beswick, seconded by Councilmember Larson, Resolution No. 4589, a resolution of the City Council of the City of Redlands 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 LAFCO No. 2575 for Annexation No. 74, was unanimously adopted.
- Annexation No. 74**
- Employees** On motion of Councilmember Beswick, seconded by Councilmember Larson, Council unanimously deleted the position of Permanent Part-time Administrative Clerk, effective December 25, 1989, and added the position of Senior Administrative Clerk at Range 37, effective December 25, 1989, for the Fire Department.
- Fire Department**
- Funds** On motion of Councilmember Beswick, seconded by Councilmember Larson, Council unanimously approved an additional appropriation of \$28,000.00 from the General Fund to the Electrical Division for the replacement of the traffic signal controller at State Street and Orange Street. All costs associated with this replacement will be billed to the individual who destroyed the controller unit and/or his insurance company and the funds will then be replaced in the General Funds.
- Traffic Signal**

There being no further business, the meeting adjourned at ^{8:55}~~7:30~~ P.M. to an adjourned regular meeting to be held on Tuesday, December 12, 1989, at Griswolds Smorgasbord at 7:30 A.M.

Next regular meeting, December 19, 1989.

ATTEST:


Mayor of the City of Redlands


City Clerk