

MINUTES

of a regular meeting of the City Council of the City of Redlands held in the Council Chambers, 212 Brookside Avenue, on February 6, 1990, at 3:00 P.M.

PRESENT

Charles G. DeMirjyn, Mayor
William E. Cunningham, Councilmember
Swen Larson, Councilmember
Dee Ann Milson, Councilmember

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

ABSENT

Carole Beswick, Mayor Pro Tem

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

Minutes of special meetings of January 16, 1990, and January 20, 1990, the regular meeting of January 16, 1990, and the adjourned regular meeting of January 23, 1990, were approved as submitted.

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

PLANNING AND COMMUNITY DEVELOPMENT

Planning Commission Actions - January 23, 1990

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

Measure N Exemption - Plymouth Village, American Baptist Homes of the West

Plymouth Village has requested exemption from Measure N as it provides various degrees of medical care, a number of residential options including skilled nursing care, full maintenance and housekeeping, and from one to three meals a day, as needed. The project under consideration for exemption is an expansion to add ten residences (two single detached units and four duplexes) on a 1.32 acre site located south of Palm Avenue, approximately 200 feet east of Salem Drive in the R-S Zone. In January 1988, the City Council considered a request for exemption of congregate care facilities and determined such facilities would be exempted if the facilities contained at least the following: (1) two meals a day in a communal dining facility; (2) common housekeeping; (3) minimum age of one spouse to be 60; and (4) provisions for inspection to verify compliance. Staff finds that while the proposed Plymouth village does not fall

into the definition of congregate care facilities previously established by the City Council, staff recommended modification of the criteria as follows: That residents be provided at least one meal a day and offered three meals a day in a communal dining facility. Councilmember Cunningham moved to approve the request of Plymouth Village for exemption of Measure N as recommended by staff. Motion seconded by Councilmember Larson and carried by AYE vote of all present.

H.R. 780 - California Desert Protection Act

City Manager Holmes provided copies of Congressman Jerry Lewis' proposed House Resolution No. 780, the California Desert Protection Act. Councilmember Cunningham noted he was supportive of Senator Cranston's bill and needed more information of H.R. 780 as some areas troubled him. Councilmember Milson also said she needed more time to study this matter.

Yucaipa Sphere of Influence

Community Development Director Shaw reviewed his presentation made earlier in the day regarding Yucaipa's request for a change in its Sphere of Influence for areas which overlap Redlands' existing sphere of Influence in the Crafton Hills, along the I-10 Outer Highway, and in Live Oak Canyon. Councilmember Cunningham moved to oppose the Sphere of Influence proposed by the City of Yucaipa, except for the properties fronting the I-10 Outer Highway for which he directed staff to contact the property owners to determine their preference. Motion seconded by Councilmember Larson and carried by AYE votes of all present.

Tract No. 10084 - Hung-Yeh Development - Final Approval

On motion of Councilmember Larson, seconded by Councilmember Milson, Council granted final approval to Tract No. 10084, a subdivision to divide approximately nine acres of land into 38 single family lots for property located on the north side of Pioneer Avenue, approximately 660 feet waste of Orange Street, as all conditions contained in Council minutes dated October 21, 1986, have been complied with.

Tentative Tract No. 10179 - Brookshire/Heaverin - Time Extension

On motion of Councilmember Cunningham, seconded by Councilmember Milson, council approved by AYE votes of all present the request for a one year time extension to March 17, 1991, for Tract No. 10179, a subdivision of 10.1 acres of land into 36 lots located on the north side of Pioneer Avenue, 211 feet east of Glover Street, R-1 Zone.

Council recessed at 3:30 P.M. to a Redevelopment Agency meeting and reconvened at 3:31 P.M. to a closed session for the purpose of discussing personnel matters, the sale of the Trolley Car Barn, located at 746 East Citrus Avenue, 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

Heroism - On October 13, 1989, John Aaron Bird and Nick Jay Striegle were instrumental in preventing a child molestation from becoming more aggravated and in the arrest and conviction of the suspect. Mayor DeMirjyn presented Certificates of Recognition of Masters Bird and Striegle for their courageous actions during this incident and for displaying a high level of maturity and responsibility to the community and the citizens of Redlands and the audience responded with a standing ovation.

Employee Award - Mayor DeMirjyn presented the Municipal Utilities Department Outstanding Employee Award to Rick Long, Water Distribution Supervisor, for over 10 years of outstanding, responsive and reliable services to customer needs and concerns; efficiency, professionalism and thoroughness in supervising the work of the Water Distribution crews; initiative and concern with employee job safety; and his supportive attitude toward his fellow workers. As an example, during the night hours of November 10, 1989, Mr. Long saved a construction inspector from serious injury and possibly death with his quick reaction in a dangerous situation.

PUBLIC HEARINGS

Resolution No. 4608 - Historic Resource - Public hearing was advertised for this time and place to consider the recommendation of the Historic and Scenic Preservation Commission to designate the Barrows House located at 243 Cajon Street as an historic property. Mayor DeMirjyn declared the meeting open as a public hearing for any questions or comments concerning this matter. None being forthcoming, the public hearing was declared closed. Councilmember Cunningham moved to adopt Resolution No. 4608, a resolution of the City Council approving this recommendation. Motion seconded by Councilmember Larson and carried by AYE votes of all present. A framed certificate was presented to the owners, Don and Loretta Torres, who were present.

Ordinance No. 2104 - Uniform Building Codes - Public hearing was advertised for this time and place to consider Ordinance No. 2104, an ordinance of the City Council of the City of Redlands amending Chapter 15.04 of Title 15 of the Redlands Municipal Code relating to the adoption of the Uniform Administrative Code, 1988 Edition, the Uniform Code for Abatement of Dangerous Buildings, 1988 Edition, and the Uniform Building Code, 1988 Edition. Mayor DeMirjyn declared the meeting open as a public hearing for any questions or comments concerning this ordinance. None being forthcoming, the public hearing was declared closed. Ordinance No. 2104 was read by title only by City Clerk Poyzer, and on motion of Councilmember Larson, seconded by Councilmember Cunningham.

Ordinance No. 2112 - Uniform Plumbing Codes - Public hearing was advertised for this time and place to consider Ordinance No. 2112, an ordinance of the City Council of the

City of Redlands amending Chapter 15.08 of Title 15 of the Redlands Municipal Code relating to the adoption of the Uniform Plumbing Code, 1988 Edition. Mayor DeMirjyn declared the meeting open as a public hearing for any questions or comments concerning this ordinance. None being forthcoming, the public hearing was declared closed. Ordinance No. 2112 was read by title only by City Clerk Poyzer, and on motion of Councilmember Larson, seconded by Councilmember Milson, further reading of the ordinance text was waived. Ordinance No. 2112 was introduced by AYE votes of all present and laid over under the rules with second reading scheduled for February 20, 1990, on motion of Councilmember Larson, seconded by Councilmember Milson.

Ordinance No. 2113 - Uniform Mechanical Code - Public hearing was advertised for this time and place to consider Ordinance No. 2113, an ordinance of the City Council of the City of Redlands amending Chapter 15.16 of Title 15 of the Redlands Municipal Code relating to the adoption of the Uniform Mechanical Code, 1988 Edition. Mayor DeMirjyn declared the meeting open as a public hearing for any questions or comments concerning this ordinance. None being forthcoming, the public hearing was declared closed. Ordinance No. 2113 was read by title only by City Clerk Poyzer, and on motion of Councilmember DeMirjyn, seconded by Councilmember Larson, further reading of the ordinance text was waived. Ordinance No. 2113 was introduced by AYE votes of all present and laid over under the rules with second reading scheduled for February 20, 1990, on motion of Councilmember Larson, seconded by Councilmember, seconded by Councilmember DeMirjyn.

Ordinance No. 2105 - Uniform Fire Code - Public hearing was advertised for this time and place to consider Ordinance No. 2105, an ordinance of the City Council of the City of Redlands amending Chapter 15.20 of the Redlands Municipal Code by adopting the Uniform Fire Code, 1988 Edition. Mayor DeMirjyn declared the meeting open as a public hearing for any questions or comments concerning the ordinance. None being forthcoming, the public hearing was declared closed. Councilmember Milson moved to approve the Negative Declaration for Ordinance No. 2105, and directed staff to file and post a Notice of Determination in accordance with the City's guidelines. Motion seconded by Councilmember Larson and carried by AYE votes of all present. Ordinance No. 2105 was read by title only by City Clerk Poyzer, and on motion of Councilmember Milson, seconded by Councilmember Cunningham, further reading of the ordinance text was waived. Ordinance No. 2105 was introduced by AYE votes of all present and laid over under the rules with second reading scheduled for February 20, 1990 on motion of Councilmember Milson, seconded by Councilmember Larson.

Ordinance No. 2109 - Zone Change No. 329 - Public hearing was advertised for this time and place for Ordinance No. 2109, an ordinance adopting Zone changer No. 329 to establish prezoning for property pending Annexation No. 73 presently zoned AG-40-AP (County) to R-R (Rural Residential, one acre minimum lot size) District for approximately 6.5 acres located westerly of Alessandro Road, 2,800 feet south of Sunset Drive, as recommended by Redlands Planning Commission Resolution No. 754. Mayor DeMirjyn declared the meeting open as a public hearing for any questions or comments concerning this change of zone. On behalf of the applicant, Pat Meyer was present and

available to answer any questions. There being no further comments, the public hearing was declared closed.

Councilmember Cunningham moved to approve the Environmental Review Committee's Negative Declaration for Zone Change No. 329 and directed staff to file and post a Notice of Determination in accordance with the City's guidelines. Motion seconded by Councilmember Larson and carried by AYE votes of all present.

Ordinance No. 2109, an ordinance amending Ordinance No. 1000 of the City of Redlands by adopting an additional land use district map as part of the official land use zoning map and effecting Zone Change No. 329, was given its first reading of the title by City Clerk Poyzer, and on motion of Councilmember Larson, further reading of the ordinance text was waived. Ordinance No. 2109 was introduced by AYE votes of all present and laid over under the rules with second reading scheduled for February 20, 1990, on motion of Councilmember Cunningham, seconded by Councilmember Larson.

Resolution No. 4607 effecting Agricultural Preserve Removal No. 78 was continued to March 20, 1990, on motion of Councilmember Larson, seconded by Councilmember Cunningham, as recommended by staff.

PUBLIC COMMENTS

Michael Atencio requested Council to study the building permit issuance policy which he felt favored apartment projects. He also did not feel this matter related to Measure N and therefore the application fee would not apply.

UNFINISHED BUSINESS

Ordinance No. 2103 - Animals - Ordinance No. 2103, an ordinance of the City Council of the City of Redlands amending Section 12.44.070 of the Redlands Municipal Code relating to animals in public parks, was given its second reading of the title by City Clerk Poyzer, and on motion of Councilmember DeMirjyn, seconded by Councilmember Larson, further reading of the ordinance text was waived. Ordinance No. 2106 was adopted on motion of Councilmember Milson, seconded by Councilmember Larson, by the following vote:

AYES: Councilmembers Cunningham, Larson, Milson; Mayor DeMirjyn

NOES: None

ABSENT: Councilmember Beswick

Ordinance No. 2106 - Disposal Fees - Ordinance No. 2106, an ordinance of the City of Redlands amending Chapter 13.68 of the Redlands Municipal Code to establish solid waste disposal fees, was given its second reading of the title by City Clerk Poyzer, and on motion of Councilmember Milson, seconded by Councilmember Larson, further reading of the ordinance text was waived. Ordinance No. 2106 was adopted on motion of Councilmember Milson, seconded by Councilmember Larson, by the following vote:

AYES: Councilmembers Cunningham, Larson, Milson; Mayor DeMirjyn

NOES: None
ABSENT: Councilmember Beswick

Ordinance No. 2110 - Well Drilling - Ordinance No. 2110, an ordinance of the City of Redlands adding Chapter 13.42 to the Redlands Municipal Code relating to the drilling of wells, was given its second reading of the title by City Clerk Poyzer, and on motion of Councilmember Milson, seconded by Councilmember Larson, further reading of the ordinance text was waived. Ordinance No. 2110 was adopted on motion of Councilmember Milson, seconded by Councilmember Larson, by the following vote:

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

Resolution No. 4612 - Impartial Analysis - Councilmember Larson moved to adopt Resolution No. 4612, a resolution of the city Council of the City of Redlands directing the City Attorney to prepare an impartial analysis for the utility users tax initiative ordinance which will appear on the June 1990 ballot. Motion seconded by Councilmember Milson, and carried by AYE votes of all present.

Resolution No. 4613 - Arguments - Resolution No. 4613, a resolution of the City Council of the City of Redlands setting priorities for filing a written argument regarding the utility users tax initiative ordinance which will appear on the June 1990 ballot, was tabled by AYE votes of all present on motion of Councilmember Milson, seconded by Councilmember Cunningham.

NAFB - Councilmember Milson briefed Council on the status of the Norton Air Force Base Reuse Joint Powers Authority. She announced that the City of San Bernardino will hold a meeting Thursday, February 8, 1990, to discuss proposed land uses and urged interested parties to attend this meeting.

Appointments - Following discussion, Councilmember Larson moved to appoint Dr. Ronald O. Kibby as the third member on the Norton Air Force Base Reuse Task Force and Leonard Goymerac as alternate. Motion seconded by Councilmember Milson and carried by AYE votes of all present.

Highland Meeting - The City Council of the City of Highland has invited staff and Councilmembers to a meeting to consider the possibility of forming a Joint Powers Agreement between the Cities of Highland and Redlands. This meeting will be held on Tuesday, February 13, 1990, at 4:00 P.M. in the Highland City Hall.

Trolley Car Barn - Councilmember Larson moved to continue consideration of the sale of the Trolley Car Barn at 746 East Citrus Avenue. Motion seconded by Councilmember Milson and carried by AYE votes of all present.

NEW BUSINESS

Resolution No. 4616, a resolution of the City of Redlands approving membership of a Solid Waste Task Force required under AB 939 and designating an elected representative and alternative from the City of Redlands, was tabled by AYE votes of all present on motion of Councilmember Larson, seconded by Councilmember Milson.

The following matters were voted upon in the afternoon session:

Claim - On motion of Councilmember Larson, seconded by Councilmember Milson, the claim of Phyllis T. Miller in an unknown amount was found not to be a proper charge against the City and therefore was rejected by AYE votes of all present.

Resolution No. 4610 - Traffic - On motion of Councilmember Larson, seconded by Councilmember Milson, Resolution No. 4610, a resolution of the City Council of the City of Redlands establishing no parking at several locations on Orange Street to provide a new striping plan which includes two lanes of traffic in each direction to provide a left turn lane between San Bernardino Avenue and Dreka Avenue and left turn pockets at Pioneer Avenue pursuant to Title 10 of the Redlands Municipal Code, was adopted by AYE votes of all present.

Resolution No. 4611 - Traffic - On motion of Councilmember Larson, second by Councilmember Milson, Resolution No. 4611, a resolution of the City Council of the City of Redlands establishing the following traffic regulations pursuant to Title 10 of the Redlands Municipal Code, was adopted by AYE votes of all present: designation of portions of Sun Avenue, Union Avenue, and Western Avenue as through streets.

Resolution No. 4614 - Grant Application - On motion of Councilmember Larson, seconded by Councilmember Milson, Resolution No. 4614, a resolution of the City of Redlands approving the application for grant funds under the Robert-Z'Berg-Harris Urban Open Space and Recreation Program for the Clement Junior High School/Park Lighting System, was approved by AYE votes of all present.

Contract Award - Arbor Drive Storm Drain - Bids were opened and publicly declared on January 25, 1990, by the City Clerk for the construction of the Arbor Drive Storm Drain 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 offer said project which will result in the lowest cost to the City is Peter C. David Company, Inc. of Garden Grove in the amount of \$394,268.00 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 Cunningham this recommendation was approved by AYE votes of all present. Staff and the residents were commended for pursuing this matter in a proper manner and accomplishing their task.

Loans - Following brief discussion, on motion of Councilmember, seconded by Councilmember Larson, Council authorized by AYE votes of all present a loan of \$360,000.00 to the Park Development and Acquisition Fund and a loan of \$1,600,000.00 to the Solid Waste fund from the Insurance Fund, both loans to be repaid with five annual

installments at eight percent (8%) interest, as a cost effective alternative to outside financing.

Grant - Application - On motion of Councilmember Larson, seconded by Councilmember Milson, Council authorized by AYE votes of all present the Recreation Division staff to apply for \$1,500.00 from the Arthritis Foundation, Southern California Chapter, Thomas E. Leavey Health Education and Services Program Grant, to continue a therapeutic aquatic program primarily for the senior citizen population.

Funds - Recreation Division - On motion of Councilmember Cunningham, seconded by Councilmember Milson, Council approved by AYE votes of all present an additional appropriation of \$15,000.00 to the Community Services Department, Recreation Division, to continue the Trips and Tours Program for the remainder of the 1989-90 fiscal year, and approved budgeting for an additional \$15,000.00 in revenues. It was noted staff will not compete with the private sector.

There being no further business, the meeting adjourned at 8:13 P.M. to an adjourned regular meeting to be held on February 20, 1990, at 9:00 A.M. in the City Hall Conference Room, 30 Cajon Street, Redlands, California.

Next regular meeting, February 20, 1990, at 3:00 P.M.

Mayor of the City of Redlands

ATTEST:

City Clerk of the City of Redlands
