MINUTES of a regular meeting of the City Council of the City of Redlands held in the Council Chambers, 212 Brookside Avenue, on October 16, 1990, at 3:00 P.M.

PRESENT

Charles G. DeMirjyn, Mayor
Carole Beswick, Mayor Pro Tem
William E. Cunningham, Councilmember
Swen Larson, Councilmember
Dee Ann Milson, Councilmember

James D. Wheaton, City Manager
Daniel J. McHugh, City Attorney
Beatrice Sanchez, Deputy City Clerk
Jeff Dillon, Redlands Daily Facts
Pamela Fitzsimmons, The Sun

ABSENT None

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

Minutes of the special meeting of October 1, 1990, and the regular meeting of October 2, 1990, were approved as submitted.

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

PLANNING AND COMMUNITY DEVELOPMENT

Planning Commission Actions - October 9, 1990

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

Community Development Block Grant Projects

Community Development Director Shaw presented a status report for the Community Development Block Grant Program. He added that the Salvation Army Project will soon be included. New employee CDBG Coordinator Paula Rae Espinoza was introduced to Council.

COMMUNICATIONS

Council Districts Boundaries - City Attorney McHugh wanted to bring Council's attention to Redlands first district system election approaching in November 1991. Because of recent annexations, Redlands' population and area have increased, thus creating an imbalance in the districts to the south and east voted in on November 7, 1989, and necessitating the need for redrawing lines for more equitable districts. Once the Planning Department has received the new figures from either the 1990 Federal Census or the annexation, the topography, community interests, cohesiveness, and equal in population. It was recommended that a citizens' committee be formed to review these factors, look at hard numbers, and draw lines for recommendations to the City Council. Councilmember Beswick then expressed her concern with the five-district system that does not allow for a person representing the City at large. Instead we will have five individuals concentrating on their own district. She suggested going back to the voters for consideration of a Mayor at large and dividing the City into four districts. Councilmember Cunningham stated he would support Councilmembers living in specific districts but being elected at large. Councilmember Larson wanted more time for studying the matter. Council concurred to bring this item back on the November 6, 1990, Council agenda.

Council recessed at 4:05 P.M. to a Redevelopment Agency meeting and reconvened at 4:10 P.M. to a closed session for the purpose of discussing 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.

Award - County Auditor/Controller-Recorder Errol Mackzum presented to Finance Director George Kaenel an award for excellence in reporting of filing financial statements on behalf of the City of Redlands. Mr. Kaenel then introduced Controller Steve Chapman and Auditor Jeff Vander Koog of Soren, McAdam and Bartells, and thanked them for their contributions which made it possible for Redlands to receive this award.

PUBLIC HEARINGS

Ordinance No. 2128 - Parking Incentives - Public hearing was continued to this time and place to consider Ordinance No. 2128, an ordinance amending the Redlands Municipal Code by adopting Amendment No. 203 relating to parking incentives for historic structures, Redlands Planning Commission Resolution No. 759. The City Council reviewed this matter on September 4 and October 2, 1990 and continued the item for a workshop which was held this morning. As a result of the workshop, Assistant Community Development Director Darrell Cozen incorporated Council's input into the ordinance being considered this day and distributed the revised ordinance to Council.

Mayor DeMirjyn declared the meeting open as a public hearing for any questions or comments concerning this ordinance. Speaking in favor of the ordinance were Pamela Weathers, Brian Clary and Steve Spiller (Kimberly-Shirk Association). Mr. Jon Harrison requested Council include language that would keep track of incentives as granted to monitor the cumulative impact. There being no further comments Mayor DeMirjyn closed the public hearing. Following discussion by Councilmembers, the ordinance presented was further modified as follows: properties abutting Cajon Street and within the Early Redlands Historic and Scenic District will be included; public hearing requirement; sharing a driveway when deemed beneficial by the Planning Commission; six findings identified; and the Planning Department will maintain a log of approved modifications and consider their cumulative effect.

Councilmember Beswick moved to approve the Negative Declaration for Ordinance No. 1000 Text Amendment No. 203 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 unanimously. Ordinance No. 2128 was read by title only by Deputy City Clerk Sanchez, and on motion of Councilmember Beswick, seconded by Councilmember Larson, further reading of the ordinance text was unanimously waived. Ordinance No. 2128 was introduced with unanimously Council approval and laid over under the rules with second reading scheduled for November 6, 1990, on motion of Councilmember Beswick, seconded by Councilmember Larson.

Appeal - CUP 544 - Variance 462 - Public hearing was continued to this time and place to consider an appeal of the Planning Commission decision to deny Conditional Use Permit No. 544, an application to permit the conversion of the first floor of the residence to offices, and Variance No. 462, an application for a variance from the property development standards of the Redlands Municipal Code to permit less than the required number of parking spaces for property located at 454 Cajon Street. (Also see City Council minutes of September 4, 1990, September 18, 1990, and October 2, 1990.) Community Development Director Shaw recommended Council refer the matter back to the Planning Commission so that staff and the Commission can reconsider the application based on the newly introduced Ordinance No. 2128.

Mayor DeMirjyn declared the meeting open as a public hearing for any questions or comments concerning this matter. Speaking in favor of the project were Pamela Weathers and Michael Atencio, representing the applicant, who requested this matter not be referred back to the Planning Commission because this appeal has already been continued from three other meetings and that would add the burden of further delays for his client. Mr. Jon Harrison then stated he supports the idea of referring the application back to the Planning Commission. Also addressing Council were Tara Herneme and Nancy Alexander regarding the parking and traffic situation in the area. There were no further comments.

Councilmember Beswick stated she wished to continue the application to the next Council meeting at which time Ordinance No. 2128, parking incentives for historic structures, should be adopted. Councilmember Larson pointed out that converting the house to apartments would have a greater impact in the area. On motion of Councilmember Larson, Council unanimously continued the public hearing to 7:00 P.M. on November 6, 1990.

Ordinance No. 2131 - Zone Change No. 330 - Public hearing was advertised for this time and place for Ordinance No. 2131, an ordinance adopting Zone Change No. 330, a change of zone from M-1 (Light Industrial) District to C-4 (Highway Commercial) and C-M (Commercial Industrial) Districts for 12.5 acres of land located on the northeast corner of New York Street and Colton Avenue; as recommendation by Redlands Planning Commission Resolution No. 753. Mayor DeMirjyn declared the meeting open as a public hearing for any questions or comments concerning this change of zone. None being forthcoming, the public hearing was declared closed.

Councilmember Beswick moved to approve the Environmental Review Committee's Negative Declaration for Zone Change No. 330 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 unanimously.

Ordinance No. 2131, an ordinance amendment to 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. 330, was given its first reading of the title by Deputy City Clerk Sanchez, and on motion of Councilmember Beswick, seconded by Councilmember Larson, further reading of the ordinance text was unanimously waived. Ordinance No. 2131 was introduced with unanimous Council approval and laid over under the rules with second reading scheduled for November 6, 1990, on motion of Councilmember Beswick, seconded by Councilmember Larson.

Ordinance No. 2133 - Zone Change No. 336 - Public hearing was advertised for this time and place for Ordinance No. 2133, an ordinance adopting Zone Change No. 336, a change of zone from A-1 (Agricultural) District to R-E (Residential Estate) District for approximately 4.4 acres of land located on the northeast corner of Texas Street and Pioneer Avenue; as recommended by Redlands Planning Commission Resolution No. 764. Mayor DeMirjyn declared the meeting open as a public hearing for any questions or comments concerning this change of zone. None being forthcoming, the public hearing was declared closed.

Councilmember Larson moved to approve the Environmental Review Committee's Negative Declaration for Zone Change No. 336 and directed staff to file and post a Notice of Determination in accordance with the City's guidelines. Motion seconded by Councilmember Beswick, and carried unanimously.

Ordinance No. 2133, an ordinance amendment to 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. 336, was given its first reading of the title by Deputy City Clerk Sanchez, and on motion of Councilmember Larson, seconded by Councilmember Beswick, further reading of the ordinance text was unanimously waived. Ordinance No. 2133 was introduced with unanimous Council approval and laid over under the rules with second reading scheduled for November 6, 1990, on motion of Councilmember Larson, seconded by Councilmember Milson.

At this time Mayor DeMirjyn introduced Joan Dotson, candidate for Director of the San Bernardino Valley Municipal Water District, who was present in the audience.

PUBLIC COMMENTS

Mr. George Morris, residing within the area annexed recently, stated he felt the annexation was improperly noticed. He reviewed for Council a survey he personally conducted for reactions to the annexation from his neighbors. He further stated if he had wanted to live in Redlands and be part of the Redlands Unified School District, he would have moved to Redlands.

City Attorney McHugh reminded Council that Mr. Morris has filed a suit against the City and cautioned Councilmembers against making comments because of the pending litigation.

Mr. Niel Wilson remarked that he also was not aware he was being annexed. He is aware of a lot of people feeling good about being annexed but are in the dark about how they got annexed.

Mrs. Kathryn Wechter, an advocate of the annexation, reviewed for Council her group's activities in the area for 1½ years prior to annexation which included: circulating petitions, eight LAFC (County) hearings between the period April 19, 1989 and May 7, 1990; legal ads placed by LAFC in various newspapers that cover the area; and the numerous story articles that ran in newspapers.

Councilmembers were also in receipt of two letters supporting the annexation distributed prior to the meeting from Sondra Hodson and Edith Schmidt who were not able to attend the meeting.

Mrs. Wanda Moore, a member of the Sand and Gravel Committee, requested a meeting with the City Attorney to discuss the Environmental Impact Report recently published by C.L. Pharris. Mr. McHugh agreed and suggested including the Consultant who prepared the EIR and City Engineer Mutter.

Mr. Fred Ford protested that local water companies, in which the City of Redlands owns stock, made donations to Joan Dotson's campaign. He felt this constituted public funds being used to assist an individual seeking a public office instead of water production.

Mr. David Knight, board member of Lugonia Water Company, and Mr. John Shone, representing Bear Valley Water Company, argued that the water companies are "private companies." The boards voted to support Ms. Dotson to protect the interest of the water companies. The City is only a stockholder, not a policy-maker.

Mr. Loren Barnett recently lost most of his home to a fire and described for Council the confusion that caused a delay in responding to his emergency. He understood that because of the annexation that occurred only a few days prior, the phone company routed his call incorrectly, bur finally Redlands Fire Department was reached. Unfortunately, the firefighters closest to his home were responding elsewhere and a unit was summoned from downtown. When finally there, the firefighters were "great." What he was asking for was a back-up engine in their area or a new fire station. Councilmember Beswick requested the City Manager report back to Council regarding Mr. Barnett's request.

Redlands Watchdog Committee President Ray Beggs read for Council a letter thanking all City employees and individuals who donated their time to assist with the 16th of September Fiesta. Departments specifically mentioned were Police, Fire, Town Center, as well as private businesses. After finally straightening out their financial statements, they have been able to take care of all outstanding debts.

Mayor DeMirjyn left the chambers at 8:57 P.M. and turned the gavel over to Mayor Pro Tem Beswick.

Mr. Tony Martinez informed Council that the cassette tapes with his song have all been sold and with the proceeds would like to get involved with other events.

Mayor DeMirjyn returned to the Chambers at 9:00 P.M.

NEW BUSINESS

Mayor Pro Tem Beswick excused herself from the Chambers due to a possible conflict of interest with the next item, being a board member of the South Coast Air Quality Management District.

Rideshare Incentives - Employers who do not offer rideshare incentives can be levied fines of up to $1,000/day by the South Coast Air Quality Management District. Finance Director George Kaenel described for Council efforts of the Rideshare Coordinators in an effort to encourage employees to rideshare voluntarily. Incentives recommended for the City's Trip Reduction Plan would cost an estimated $50,000 which would be absorbed in the current budget with requests for additional appropriations because of the costs being handled on an individual basis. On motion of Councilmember Milson, seconded by Councilmember Cunningham, the following incentives will be implemented to provide for the City's Trip Reduction Plan:

1. Employees may receive a bonus of $1.50/day each day they actually rideshare, walk or bicycle. This bonus will be paid in December of each year.

2. Employees may accrue 15 minutes of compensatory time off for each day they rideshare, walk or bicycle.

3. Employees who will ride the bus occasionally may be provided a pass that allows one to ride any bus for 25 cents.

4. Employees who will ride the bus at least three times per week may be provided a pass that allows free bus rides.

5. Groups of seven or more employees who will rideshare every day may be provided a free ride to work and back by City van.

6. Employees who work at a computer or terminal, or do a batch of work that can be monitored may be allowed to work one day per week at home.

7. Employees who rideshare, walk or bicycle will be guaranteed a ride home during the day in case of emergency.

8. Employees may alter their work hours or workweek to accommodate ridesharing.

9. Employees who rideshare at least three days per week ill be provided shaded or underground parking.

10. Employees who rideshare, walk, or bicycle at least three days per week will be eligible for a monthly drawing for a $25.00 gift certificate or a $50.00 savings bond.

Employees may elect to participate in one of the incentives from Nos. 1 through 6. All participating employees are eligible for incentives Nos. 7 through 10.

Mayor Pro Tem Beswick returned to the Chambers.

Resolution Nos. 4707 and 4708 - Oppose SB 2557 - Booking Fees - In accordance with Government Code, Councilmember Cunningham moved to add an item to the agenda which arose subsequent to the agenda being posted as specified in the Government Code: "Discussion and possible action - Opposing the County's imposition of fees for booking prisoners ." City Manager Wheaton informed Council that as a result of SB 2557, San Bernardino County intends to levy cities $150 for each prisoner booked which could result in an estimated annual cost of $180,000 to Redlands. On motion of Councilmember Beswick, seconded by Councilmember Larson, Resolution No. 4707, a resolution of the City Council of the City of Redlands opposing the County's imposition of fees for booking prisoners, and Resolution No. 4708, a resolution of the City Council of the City of Redlands supporting the repeal of SB 2557, were unanimously approved.

The following matters were acted upon during the afternoon session.

Claim - On motion of Councilmember Beswick, seconded by Councilmember Milson, the claim of Crystal Campbell in the amount of $470.57 was found not to be a proper charge against the City and therefore was unanimously rejected.

Claim - On motion of Councilmember Beswick, seconded by Councilmember Milson, the claim of Frances M. Warner in an unknown amount was found not to be a proper charge against the City and therefore was unanimously rejected.

Contract Report - City Engineer Mutter presented the monthly contract monitoring reports updated to October 9, 1990, for projects currently being administered by the Engineering Services Department.

Airport Grant - On motion of Councilmember Cunningham, seconded by Councilmember Beswick, Council unanimously accepted the State of California grant offer of $29,000.00 for improvements at Redlands Municipal Airport. The improvement project identified in this fund offer will develop the Runway Obstacle Free Zone (Safety Area) east of the approach end to the airport runway.

Contract Award - Airport Improvements - Bids were opened and publicly declared on September 21, 1990, by the City Clerk for the construction of the Grading of Runway Safety Area Improvements at Redlands Municipal Airport; 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 Paul Hubbs Construction Company in the amount of $17,098.00 and it is in the best interest of the City that this contract be awarded to said firm contingent upon approval of the grant by the State of California, Department of Transportation (see above). On motion of Councilmember Cunningham, seconded by Councilmember Beswick, this recommendation was unanimously approved.

Appointments - Public Works Commission - On motion of Councilmember Beswick, seconded by Councilmember Cunningham, Council unanimously appointed George Webber and Claude Johnson to the Public Works Commission effective November 1, 1990, and ending November 16, 1993. Councilmember Beswick noted that Mssrs. Webber and Johnson were in the audience and thanked them for their continued dedication.

Resolution No. 4698 - Citrus Preserve - On motion of Councilmember Beswick, seconded by Councilmember Milson, Council unanimously adopted Resolution No. 4698, a resolution of the City Council of the City of Redlands establishing a historical preserve of citrus and rescinding Resolution No. 3571. This resolution will enhance and identify specific groves now under the management of the City as Citrus Preserves and allow for some modifications to the groves to accommodate some improvements such as the placement of water tanks at the San Bernardino Avenue/Texas Street grove.

Resolution No. 4699 - Proposition No. 128 - Municipal Utilities Director Kim reviewed his concerns with the requirements in various sections of Proposition No. 128. On motion of Councilmember Beswick, seconded by Councilmember Larson, Council unanimously adopted Resolution No. 46999, a resolution of the City of Redlands opposing Proposition No. 128, The Environmental Protection Act of 1990, which will appear on the November, 1990, ballot.

Resolution No. 4700 - Traffic - On motion of Councilmember Beswick, seconded by Councilmember Milson, Council unanimously adopted Resolution No. 4700, 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: establish no parking zones and change street striping on Colton Avenue between Texas Street and Redlands Boulevard.

Contract - City Manager Recruitment -On motion of Councilmember Beswick, seconded by Councilmember Milson, Council unanimously authorized a contract with Norman Roberts and Associates, Inc. in an amount not to exceed $20,000.00 for a nationwide recruitment for a City Manager.

Resolution No. 4701 - Traffic - City Engineer Mutter explained this action is an interim measure until traffic signals can be installed at the intersection of Redlands Boulevard and California Street. This intersection also lies within the City of Loma Linda; their City Engineer has reviewed our staff report and plans and is prepared to submit a similar report to the City of Loma Linda Council at its next meeting. Councilmember Beswick inquired about "eye catching" safety measures being installed at least until motorists become familiar with the stop signs. City Engineer Mutter agreed to also install rumble strips and "stop ahead" warning signs. On motion of Councilmember Beswick, seconded by Councilmember Cunningham, Council unanimously adopted Resolution No. 4701, 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: erect a four-way stop at the intersection of Redlands Boulevard and California Street along with the installation of rumble strips and "stop ahead" warning signs.

Resolution No. 4702 - Proposition No. 141 - On motion of Councilmember Beswick, seconded by Councilmember Milson, Council unanimously adopted Resolution No. 4702, a resolution of the City Council of the City of Redlands opposing the November 1990 California State Ballot Proposition No. 141, Toxic Chemical Discharge.

Resolution No. 4704 - Joint Grant Application - On motion of Councilmember Beswick, seconded by Councilmember Milson, Council unanimously approved Resolution No. 4704, a resolution of the City of Redlands approving the joint application of grant funds under the Resources Agency - California Transportation Commission Environmental Enhancement and Mitigation Program (AB471). This application will be submitted with the City of Highland for the Phase I Landscaping of Highway 30.

Pre-Need Cemetery Program - On motion of Councilmember Beswick, seconded by Councilmember Milson, Council unanimously authorized the implementation of a pre-need program for advance payment of vault/liner and labor charges at the Hillside Memorial Park. This is a standard practice that has been in effect throughout the mortuary and cemetery industry. The customer is assured of three items at the time of need: a grave space of their choice, a vault or liner for the encasement of the casket, and labor charges paid in advancement for opening and closing of the grave.

Employee Assistance Program - On motion of Councilmember Beswick, seconded by Councilmember Larson, Council unanimously approved the agreement with Charter Hospital and authorized the Mayor to sign it to provide psychiatric and substance abuse services as an augmentation of our Employee Assistance Program with the understanding that other programs will be considered as options when this contract expires on September 1, 1991.

Transportation Fund Claim - On motion of Councilmember Beswick, seconded by Councilmember Milson, Council unanimously authorized the filing of a claim to San Bernardino Associated Governments in the amount of $16,138.81 for Local Transportation Fund - Article 3 funds for the Brookside Avenue/Center Street Handicap Ramp and Sidewalk Project.

Funds - Traffic Signals - On motion of Councilmember Beswick, seconded by Councilmember Cunningham, Council unanimously authorized the installation of traffic signals at the intersection of Orange Street and Pioneer Avenue during fiscal 1990-91 and to appropriate funds in the amount of $100,000.00 for the engineering and construction of the project.

Yard Waste Collection - Mr. Malcolm Hebert addressed Council regarding the difference between the fee charged per ton at the California Street Landfill and the actual cost. Municipal Utilities Director Kim described for Council the Yard/Wood Waste Collection Pilot Program now in operation. City Manager Wheaton expressed that this program has not yet been reviewed by the newly-organized Public Works Commission that now includes two members from the Solid Waste Task Force. The Commission's input would be helpful to establish the ultimate contractor for the City's collections. Newly-appointed Public Works Commissioner George Webber concurred that the Commission needs time to develop recommendations. On motion of Councilmember Beswick, seconded by Councilmember Larson, Council unanimously approved the extension of the Yard/Wood Waste Collection Pilot Program until June, 1991, and referred the matter to the Public Works Commission for recommendations for an ultimate solution.

Proposition No. 130 - Councilmember Larson suggested no action being taken on Resolution No. 4703, endorsing Proposition 130, The Ancient Forest and Wildlife Protection and Bond Act of 1990, until more information is available because of the impact it has on the lumber industry. Mayor DeMirjyn concurred that the industry would be devastated. Councilmember Cunningham commented that jobs were being lost because lumber was being shipped directly overseas, thus closing mills here. Community Services Director Rodriguez clarified that the Parks Commission also took no position on the matter. Councilmembers then unanimously concurred to take no action on this resolution.

Airport Lease - On motion of Councilmember Beswick, seconded by Councilmember Milson, Council unanimously approved the assignment of the Master Lease Agreement with Redlands Mutual Enterprises, Inc. for Parcel No. 4 at the Redlands Municipal Airport to the Redlands Hangar Owners' Association, Inc. and to approve Amendment No. 3 to said Master Lease which satisfies the required lessee name change and lease amendment.

Resolution No. 4705 - Public Sale Objection - On motion of Councilmember Beswick, seconded by Councilmember Milson, Council unanimously adopted Resolution No. 4705, a resolution of the City of Redlands objecting to the San Bernardino County Tax Collector's public sale of five parcels located in the City of Redlands. These parcels are being considered by the Open Space Committee for possible acquisition. There being no further business, the meeting adjourned at 9:09 P.M.

Next regular meeting, November 6, 1990.