

MINUTES

of a regular meeting of the City Council of the City of Redlands held in the Council Chambers, 212 Brookside Avenue, on November 20, 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
Lorrie Poyzer, City Clerk
Tina Borgatta, Redlands Daily Facts
Pamela Fitzsimmons, The Sun

ABSENT

None

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

Minutes of the special meeting of November 6, 1990, the regular meeting of November 6, 1990, the adjourned regular meeting of November 6, 1990, the adjourned regular meeting of November 8, 1990, and the special meeting of November 15, 1990, were approved as submitted.

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

PLANNING AND COMMUNITY DEVELOPMENT

Planning and Commission Actions - November 13, 1990

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

Appointment - General Plan Committee

Councilmember Beswick moved to appoint Willard B. Farquhar to the Agricultural category on the General Plan Citizens Committee to fill a vacancy created by a resignation. Motion seconded by Councilmember Cunningham and carried unanimously.

Salvation Army Change in Scope of CDBG Proposal

In April, 1990, the Salvation Army received City Council approval of a Community Development Block Grant in the amount of \$21,750.00 for a Cold Weather Emergency Shelter program. San Bernardino County approval was received in July 1990. In

November 1990, Captain John Tolar, Salvation Army Commander, submitted a revised proposal for a meal-feeding program. The Homeless and Hungry Task Force supports the meal-feeding program. During the cold weather months, the Salvation Army and Family Service Association will provide motel vouchers. Councilmember Larson moved to approve the change of the Salvation Army's Community Development Block Grant proposal from a cold weather shelter to a meal-feeding programs. Motion seconded by Councilmember Cunningham and carried unanimously.

COMMUNICATIONS

Appointments - Cultural Arts Commission - Councilmember Milson moved to reappoint Charles Baker and Carol Robinson to the Cultural Arts Commission effective January 6, 1991. Motion seconded by Councilmember Beswick and carried unanimously.

Council Districts - In accordance with State law, the City Council must reexamine the boundaries of its Council districts following an annexation. The City Council determined they desired to form a committee of citizens representing each district to review the boundaries and make recommendations to the Council. Councilmember Larson suggested the appointed alternates sit in on the meetings but not take part. Councilmember Beswick suggested staff convenes the meetings and conduct them. She also recommended inviting Mike Atencio to explain how he had prepared the original boundaries. The City Manager and City Attorney will coordinate this effort. Councilmember Larson reported he had appointed Dr. William Emmerson with Annette Nun as alternate; Councilmember Beswick appointed Marty Davis with Elain Brubaker as alternate; and Councilmember Milson appointed John Moore with Tony Martinez as alternate. Councilmembers DeMirjyn and Cunningham will submit their delegates' names to the City Manager. City Manager Wheaton reported he planned to hold a meeting during the first week in December with a report to the City Council on December 18, 1990.

Mayor DeMirjyn had suggested that Council consider combining the proposals for a public golf course and the senior nutrition center within the proposed Centennial Park. Community Services Director Rodriguez reviewed the proposals for the golf course and the senior nutrition site at San Bernardino and Judson. Wishing to consider all options, Councilmember Beswick moved to direct staff to proceed to seek specific information from developers who have expressed an interest. Motion seconded by Councilmember Milson and carried unanimously. Russell Roethisburger, Reverend John Inglis, and Teresa Englemann urged Council to proceed with the San Bernardino and Judson location for the senior nutrition site.

Anti-Frost Program - Councilmember Cunningham moved to add an item to the agenda which arose subsequent to the agenda being posted: "Discussion and possible action - Frost protection for 100 acre of citrus located near the landfill." Motion seconded by Councilmember Milson and carried unanimously. Councilmember Cunningham moved to authorize staff to borrow the necessary funds from internal funds to proceed as soon as possible to convert the furrow system at this grove to an automatic irrigation system for

an anti-frost program. Motion seconded by Councilmember Beswick and carried unanimously.

Council recessed at 4:00 P.M. to a Redevelopment Agency meeting and reconvened at 4:02 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 reconvene at 7:00 P.M.

PUBLIC HEARING

Ordinance No. 2136 - Planned Residential Developments - Public hearing was advertised for this time and place to consider Ordinance No. 2136, an ordinance amending Chapter 18.144 of the Redlands Municipal Code relating to planned residential development regulations. Community Development Director Shaw reviewed the revisions proposed by Ordinance No. 2136 which included the recommended modifications suggested during the City Council's study session on November 6, 1990. Councilmember Cunningham recommended that the density calculation for net development area for sites under 15 percent slope not include floodways that cannot be used for recreational or building areas. Mayor DeMirjyn declared the meeting open as a public hearing for any questions or comments concerning this ordinance. Pat Meyer indicated his support for this ordinance. There being no further comments, the public hearing was declared closed.

Councilmember Beswick, moved to approve the Negative Declaration for Ordinance No. 2136 and directed staff to file and post Notice of Determination in accordance with City guidelines. Motion seconded by Councilmember Larson and carried unanimously. Ordinance No. 2136 was read by title only by City Clerk Poyzer, and on motion of Councilmember Beswick, seconded by Councilmember Cunningham, further reading of the ordinance text was unanimously waived. Councilmember Beswick moved to introduce Ordinance No. 2136 with Councilmember Cunningham's recommendation regarding floodways incorporated within and to lay over under the rules with second reading scheduled for December 4, 1990. Motion seconded by Councilmember Milson and carried unanimously.

UNFINISHED BUSINESS

Ordinance No.2138 - Parking Incentives - Ordinance No. 2128, an ordinance of the City of Redlands amending Chapter 18.164 of the Redlands Municipal Code to establish modified parking requirements for historic structures, and on motion of Councilmember Larson, seconded by Councilmember Beswick, further reading of the ordinance text was unanimously waived. Ordinance No. 2128 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

Ordinance No. 2138 - Parking - Ordinance No. 2138, an ordinance of the City of Redlands amending Section 10.60.080 of the Redlands Municipal Code relating to the operation of vehicles on private lands, was given its second reading of the title by City Clerk Poyzer, and on motion of Councilmember Milson, seconded by Councilmember Beswick, further reading of the ordinance text was unanimously waived. Ordinance No. 2138 was adopted on motion of Councilmember Milson, seconded by Councilmember Beswick, by the following vote:

AYES: Councilmembers Beswick, Cunningham, Larson, Milson; Mayor DeMirjyn

NOES: None

ABSENT: None

Ordinance No. 2139 - Explicit Adult Materials - Ordinance No. 2139, an ordinance of the City of Redlands adding Chapter 9.18 to the Redlands Municipal Code relating to viewing restrictions of publicly displayed explicit adult materials, was given its second reading of the title by City Clerk Poyzer, and on motion of Councilmember Cunningham, seconded by Councilmember Milson, further reading of the ordinance text was unanimously waived. Ordinance No. 2139 was adopted on motion of Councilmember Cunningham, seconded by Councilmember Milson, by the following vote:

AYES: Councilmembers Beswick, Cunningham, Larson, Milson;
Mayor DeMirjyn

NOES: None

ABSENT: None

Ordinance No. 2141 - Mayor's Term - City Attorney McHugh presented two drafts of an ordinance regarding the selection of Mayor and Mayor Pro Tempore and their terms of office. One version would require that the position of Mayor rotate, in successive numerical order by Councilmember district number, on an annual basis with the Mayor Pro Tempore being selected by the City Council. The second version would require that the position rotate annually by Councilmember on a seniority basis. Both versions set the terms of office for one year. Indicating he would prefer to extend this matter to the next meeting, Councilmember Larson moved to continue consideration of Ordinance No. 2141 to December 4, 1990. Motion seconded by Councilmember Beswick and carried unanimously.

Development Impact Fee - Members of the City Council met jointly earlier in the day with three members of the Public Works Commission and reviewed the development impact fee program report. At that time, Council concurred that the full Public Works Commission should review this report and it was scheduled on their agenda for December 10, 1990. Councilmember Beswick moved to continue consideration of this report to December 18, 1990. Motion seconded by Councilmember Larson and carried unanimously.

NEW BUSINESS

Ordinance No. 2135 - Dogs - Ordinance No. 2135, an ordinance of the City of Redlands amending Chapter 6.04 of the Redlands Municipal Code and adding a new Chapter 6.05 relating to vicious and potentially dangerous dogs, was read by title only by City Clerk Poyzer, and on motion of Councilmember Beswick, seconded by Councilmember Larson, further reading of the ordinance text was unanimously waived. Ordinance No. 2135 was introduced with unanimous Council approval and laid over under the rules with second reading scheduled for December 4, 1990, on motion of Councilmember Beswick, seconded by Councilmember Milson.

Ordinance No. 2137 - Water and Sewer Fees - City Manager Wheaton presented Ordinance No. 2137, an ordinance of the City of Redlands amending Ordinance No. 2125 relating to water and sewer service fund fees for the establishment of "tax-supported primary and secondary educational institutions" water commodity rate. Councilmember Cunningham asked if the Redlands Unified School District had sought any relief from other water agencies such as Loma Linda and Highland, and also asked if the Public Works Commission had reviewed this request. Councilmember Beswick felt this was a discretionary action on the City Council's part and did not feel it was necessary that the Public Works Commission review this matter. Councilmember Milson questioned if this was fair to the citizens of Redlands. Ordinance No. 2137 was read by title only by City Clerk Poyzer, and on motion of Councilmember Beswick, seconded by Councilmember Larson, further reading of the ordinance text was unanimously waived. Ordinance No. 2137 was introduced and laid over under the rules with second reading scheduled for December 4, 1990, on motion of Councilmember Beswick, seconded by Councilmember Larson, by the following vote:

AYES: Councilmember Beswick, Larson; Mayor DeMirjyn

NOES: Councilmember Cunningham, Milson

ABSENT: None

Ordinance No. 2142 - Historic and Scenic Preservation Commission - Ordinance No. 2142, an ordinance of the City of Redlands amending Section 2.24.040, 2.262.060, and 2.62.070 of the Redlands Municipal Code relating to the Historic and Scenic Preservation Commission's membership, was read by title only City Clerk Poyzer, and on motion of Councilmember Beswick, seconded by Councilmember Milson, further reading of the ordinance text was unanimously waived. Ordinance No. 2142 was introduced with unanimous Council approval and laid over under the rules with second reading scheduled for December 4, 1990, on motion of Councilmember Larson, seconded by Councilmember Milson.

Ordinance No. 2143 - Fees - Ordinance No. 2143, an ordinance of the City of Redlands amending Chapter 3.16 of the Redlands Municipal Code relating to development processing fees, was read by title only by City Clerk Poyzer, and on motion of Councilmember Larson, seconded by Councilmember Beswick, further reading of the ordinance text was unanimously waived. Ordinance No. 2143 was introduced with unanimous Council approval and laid over under the rules with second reading scheduled for December 4, 1990, on motion of Councilmember Larson, seconded by Councilmember Beswick.

Employee Recruitment- City Manager Wheaton presented a list of all authorized permanent and permanent part-time positions in the various departments, and reviewed the current known vacancies. He recommended that the City Council authorize the recruitment and employment of the following position: City Manager, Account Clerk II (City Treasurer), Assistant Planner and Associate Planner (Planning Division), Associate Engineer (Administration/ Engineering Division), Traffic Signal Technician (Electrical Division), Equipment Operator and Maintenance Laborer (Street Division) Mechanic Assistant (Equipment Maintenance), Senior Equipment Operator and five Solid Waste Collectors (Solid Waste Division), Maintenance Laborer (Wastewater Division), Water Operation Technician (Water Division), Kennel Attendant and two Public Safety Dispatchers (Police Department), Senior Animal Control Officer (inter-government contract employee, Police Department), and Market Night Coordinator (Redevelopment Agency). Mr. Wheaton further recommended that the City Council delay recruitment for the position Graphics Technician (Planning Division), delay recruitment for 60 days the positions Recreation Supervisor (Recreation Division) and Resource Recovery/Program Coordinator (Solid Waste Division), and delay until the end of the fiscal year the position of Park Maintenance Superintendent (Parks Division).

Following discussion, Councilmember Beswick moved to support the City Manager's recommendation with direction to him that those positions which can be sustained through the Finance Committee meeting process be delayed to that point, but those that are in the final rounds of job selection and which are on the list of high priority be continued. Motion seconded by Councilmember Larson and carried with Councilmembers Cunningham and Milson voting NO.

Programmer Position - Councilmember Cunningham moved to authorize the hiring of a temporary part-time programmer for the Data Processing Operation within the Finance Department with the understanding that no additional appropriation was required. Motion seconded by Councilmember Beswick and carried unanimously.

LLUMC Financing - The City has been approached by Loma Linda University Medical Center with the request that the City assist them with their proposed acquisition of Charter Hospital, a psychiatric acute care hospital located within the City of Redlands. The assistance would take the form of the issuance of tax-exempt certificates of participation to be secured by the obligation of Loma Linda to make debt and principal payments. The transaction would be similar in structure to that recently undertaken by the City for the benefit of Redlands Community Hospital. It would involve no liability on the part of the City. The City's fees, costs and expenses would be paid by Loma Linda. Ron Anderson, Dr. griffin, and Steve Erickson, representatives from Loma Linda University Medical Center, were present at this meeting. Councilmember Beswick moved to direct the City Attorney to proceed with this request. Motion seconded by Councilmember Larson and carried with Councilmember Cunningham voting NO.

The following matters were acted upon during the afternoon session.

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

Claim - On motion of Councilmember Beswick, seconded by Councilmember Larson, the claim of Robert J. Mastrogiacomo in the amount of \$160.94 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 Larson, the claim of Edward Hernandez in the amount of \$30,000.00 was found not to be a proper charge against the City and therefore was unanimously rejected.

Landscape Maintenance District - Following brief discussion on motion of Councilmember Beswick, seconded by Councilmember Larson, Resolution No. 4710, a resolution of the City Council of the City of Redlands, instituting proceedings, appointing an Engineer of Work, ordering the preparation of a district map indicating the proposed boundaries of an annexation to Landscape Maintenance District No. 1, and providing for other engineering services in the matter of the annexation to Landscape Maintenance District No. 1 (MS 188, MS 189, Tract 14556, CRA 611, MS 196, MS 195, CRA 615 and CRA 536), was unanimously adopted.

On motion of Councilmember Beswick, seconded by Councilmember Larson, Resolution No. 4711, a resolution of the City Council of the City of Redlands, of preliminary approval of Engineer's Report for Annexation No. 5 to Landscape Maintenance District No.1, was unanimously adopted.

On motion of Councilmember Beswick, seconded by Councilmember Larson, Resolution No. 4712, a resolution of the City Council of the City of Redlands, declaring its intention to order the annexation to Landscape Maintenance District No. 1, an Assessment District; declaring the work to be more local than ordinary public benefit; specifying the exterior boundaries of the area to be annexed to Landscape Maintenance District No. 1 and to be assessed the cost and expense thereof; designating said annexation as Annexation No. 5 to Landscape Maintenance District No. 1; determining that these proceedings shall be taken pursuant to the Landscaping and Lighting Act of 1972; and offering a time and place for hearing objections thereto (December 18, 1990, at 7:00 P.M.), was unanimously adopted.

Street Lighting District - On motion of Councilmember Beswick, seconded by Councilmember Larson, Resolution No. 4714, a resolution of the City Council of the City of Redlands, instituting proceedings, appointing an Engineer of Work, and ordering the preparation of an Engineer's Report in the matter of the annexation to Street Lighting District No. 1 (MS 188, MS 189, Tract 14556, CRA 611, MS 196, MS 195, CRA 615 and CRA 536), was unanimously adopted.

On motion of Councilmember Beswick, seconded by Councilmember Larson, Resolution No. 4715, a resolution of the City Council of the City of Redlands, of preliminary

approval of Engineer's Report for Annexation No. 2 to Street Lighting District No. 1, was unanimously adopted.

On motion of Councilmember Beswick, seconded by Councilmember Larson, Resolution No. 4716, a resolution of the City Council of the City of Redlands, declaring its intention to order the Annexation to Street Lighting District No. 1, an Assessment District; declaring the work to be of more local than ordinary public benefit; specifying the exterior boundaries of the area to become Annexation No. 2 to Street Lighting District No. 1 and to be assessed the cost and expense thereof; designating said annexation as Annexation No. 2 to Street Lighting District No. 1; determining that these proceedings shall be taken pursuant to the Landscaping and Lighting Act of 1972; and offering a time and place for hearing objections thereto (December 18, 1990, at 7:00 P.M.), was unanimously adopted.

Personnel Services Contract - On motion of Councilmember Beswick, seconded by Councilmember Larson, Council unanimously authorized the City Manager to enter into an agreement to renew the contract with Cooperative Personnel Services for rental of entry-level police officer written examinations to assure that the written examinations are valid and non-discriminatory.

Vehicle Location System Agreement - Police Chief Brickley briefed Councilmembers regarding a vehicle location system test pilot program. On motion of Councilmember Beswick, seconded by Councilmember Larson, Council unanimously authorized the Mayor to sign an agreement between the City of Redlands and International Teletrac Systems for a vehicle location system beta test pilot program. Teletrac will furnish, without cost for a six-month test period, two radio location units as well as an IBM 80386 compatible computer to be used in this proposal, and also included, without cost to the City, will be the mapping and communications software, training in the use of the system, and maintenance as well as installation and necessary telephone lines.

Yard Waste Collection - 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 expand this program to Citywide as soon as funds are available but no later than June 1993 as recommended by the Public Works Commission. Councilmember Cunningham urged staff to expedite the implementation of a once-a-week service.

Funds- Tract 13434 - On motion of Councilmember Beswick, seconded by Councilmember Larson, Council unanimously authorized an additional appropriation of \$3,759.25 from the Landscape Maintenance District Reserve Account for the replacement and renovation of plant material for Tract No. 13434.

There being no further business, the meeting was adjourned at 8:12 P.M.

Next regular meeting, December 4, 1990.

