

MINUTES

of a regular meeting of the City Council of the City of Redlands held in the Council Chambers, 212 Brookside Avenue, on October 1, 1991, 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
Ronald C. Mutter, Assistant City Manager
Daniel J. McHugh, City Attorney
Lorrie Poyzer, City Clerk
Steven Church, Redlands Daily Facts
Pamela Fitzsimmons, The Sun

ABSENT

None

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

Mayor DeMirjyn acknowledged the present of City Councilmember Bill Cunningham, Bill Turnpaugh, and Bill McCalmon, and City Clerk candidate Lorrie Poyzer.

Minutes of the adjourned regular meeting of September 17, 1991, the regular meeting of September 17, 1991, and the adjourned regular meetings of September 19, 1991, and September 24, 1991, were approved as submitted.

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

PLANNING AND COMMUNITY DEVELOPMENT

Planning Commission Actions - September 24, 1991

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

COMMUNICATIONS

GREAT Computer Police Chief Brickley informed Council that the Countywide Drug and Gang Task Force now has a computer on line which will assist

law enforcement agencies to identify gang members and eradicated them. The introduced Russ Dalzall, a member of the Redlands SMASH unit, who explained the workings of this computer program which contains gang intelligence for San Bernardino County, Los Angeles and surrounding areas such as the Bay Area, Nevada and Hawaii. This program will soon be available nationwide. He reported that Redlands formed the Gang Suppression Unit in August and it has been extremely successful having curtailed the gang violence almost totally.

Left Turn Pocket

On behalf of the Nevada Plaza Business Owners, Nevada Street Properties, Mark Telford presented a letter to Council reviewing their request for a “left-turn-only pocket” on Redlands Boulevard between Nevada and New Jersey Streets which was denied by the City Council on September 17, 1991. Public Works Director Mutter explained why the Traffic Commission and staff recommended denial in compliance with the East Valley Corridor Specific Plan. The following business owners also addressed Council urging approval of their request: David Byrd, Redlands Medical Group, Inc.; Glenn Rogers, Triple Check Income Tax; Nick Sbitany, Superior Furniture; and Leonard Shapiro, H&L TV and Video Inc. Following discussion, Councilmember Cunningham moved to reconsider the action taken on September 17, 1991, and to approve construction of an ingress-only, left-turn pocket as requested with the understanding the property owner/developer will enter into an agreement with the City prior to the construction that if this traffic control lane turns out to be unsafe, the City will require the property owner/developer to restore at his cost the median. Motion seconded by Councilmember Larson and carried unanimously.

Reports

Councilmembers reported about various meetings attended in the past two weeks including League of California Cities Policy Committee, University of Redlands Campus Coalition, and Cultural Arts Commission. Mayor Pro Tem Beswick reminded everyone of the Youth at Risk Conference. Mayor DeMirjyn submitted a resolution supporting the San Bernardino Community College District 1991 Ballot Issue of Bonds and requested it be prepared for the next agenda.

Council recessed at 4:39 P.M. to a Redevelopment Agency meeting and reconvened at 4:40 P.M. to a closed session for the purpose of discussing personnel matters 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.

Settlement Agreement

Attorney Scott Smith announced that the City Council unanimously approved in closed session a settlement agreement and mutual release and order thereon between the City of Redlands, the Redlands Unified School District, the Resolution Trust Corporation as receiver for Westport Federal Savings Bank, Salar Investment Inc. and Nassar Salessi.

PRESENTATIONS

Mayor DeMirjyn presented certificates of appreciation to the following members of Boy Scout Troop 231: Brian Croxall, Kevin Croxall, Eron Christiansen, Hal Case, Mike Elam, Brian Jones, Jason Cemer, Doug Wells and Quinn Montumery. Brian croxall planned, organized and directed the painting of 59 fire hydrants in the City for his Eagle Scout project. With the assistance of his parents and sister, Boy Scout Troop 231 worked approximatley 108 hours to paint the fire hydrants resulting in a savings of approximately \$600.00 for the citizens of Redlands and a benefit to the Redlands Fire Department.

Mayor DeMirjyn also presented a certificate of appreciation to the Boy Scouts which was "signed" with paw prints by his dog "Lad," "Tori" Beswick, and "Lucy" Poyzer.

Mayor DeMirjyn presented a proclamation declaring the week of October 6-12, 1991, as Fire Prevention Week in Redlands and urged all citizens to heed this year's message of "Fire Won't Wait - Plan Your Escape."

PUBLIC HEARINGS

Ordinance No. 2159

In-Lieu Parking Fee

Public hearing was continued to this time and place for further consideration of Ordinance No. 2159, an ordinance of the City of Redlands amending Chapter 18.164 of the Redlands Municipal Code relating to parking and loading space requirements. Due to a possible conflict of interest, Councilmember Larson left the Chambers and did not participate in this matter. Community Development Director Shaw reported staff had a meeting with concerned citizens, Art Gregory and Jon Harrison, and reviewed their concerns which will be addressed in the resolution which will be prepared if the ordinance is adopted. Mayor DeMirjyn declared

the meeting open as a public hearing. Art Gregory told Council he now had a better understanding of the process; he suggested that the funds be collected and expended in the same area and that the City establish more definitive areas. Jon Harrison felt the implementation process needed further study and suggested a time schedule be established to respond to this step of the process; he also felt all uses should pay the same fees. The public hearing was declared closed.

Councilmember Beswick moved to approve the Environmental Review Committee's Negative Declaration for Zoning Ordinance Text Amendment No. 211/ Ordinance No. 2159 and directed staff to file and post a Notice of Determination in accordance with the City's guidelines and to acknowledge that it has been determined this project will not individually or cumulatively have an adverse impact on wildlife resources as defined in Section 711.2 of the California Fish and Game Code. Motion seconded by Councilmember Milson and carried by AYE votes of all present. Ordinance No. 2159 was read by title only by City Clerk Poyzer, and on motion of Councilmember Beswick, seconded by Councilmember Milson, further reading of the ordinance text was waived. Ordinance No. 2159 was introduced and laid over under the rules with second reading scheduled for October 15, 1991, on motion of Councilmember Milson, seconded by Councilmember Beswick, by the following vote:

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

Resolution No. 4797 - Agricultural Preserve Removal No. 82 - Public hearing was continued to this time and place to consider Resolution No. 4797, a resolution of the City Council amending the Agricultural Preserve boundaries previously established by Resolution no. 4669 and effecting Agricultural Preserve Removal No. 82. This application requested the removal of 4.29 acres of land generally located north of Pioneer Avenue, west of Wabash Avenue (Assessor's Parcel No. 168-041-13) and is the last property located in Preserve between Sessums Drive and Pioneer Avenue (extended), west of Wabash Avenue. Mayor DeMirjyn declared the meeting open as a public hearing for any questions or comments concerning this request. None being forthcoming, the public hearing was declared closed.

Councilmember Larson moved to approve the Environmental Review Committee's Negative Declaration for Agricultural Preserve Removal No. 82 based on the finding that the project will not have a significant effect on the environment and directed staff to file and post a Notice of Determination in accordance with the City's guidelines and to acknowledge that it has been determined this project will not individually or cumulatively

have an adverse impact on wildlife resources as defined in Section 711.2 of the California Fish and Game Code. Motion seconded by Councilmember Milson and carried unanimously. Councilmember Beswick moved to approve Resolution No. 4794; motion seconded by Councilmember Larson and carried unanimously.

Ordinance No. 2169 - Hillside Development District - Public hearing was advertised for this time and place to consider Ordinance No. 2169, an ordinance of the City of Redlands amending Chapter 18.138 of the Redlands Municipal Code by adopting Zoning Ordinance Text Amendment No. 209 relating to HD (Hillside Development) District to include a review of the entire parcel as either a planned residential development or specific plan and modifying slope density requirements. Councilmember Cunningham expressed concerns about the specific plan process and suggested deleting the words “or specific plan” contained in Paragraph D and discussing this further at a workshop study session. This was agreeable to all other Councilmembers. Mayor DeMirjyn declared the meeting open as a public hearing for any questions or comments. None being forthcoming, the public hearing was closed.

Councilmember Cunningham moved to approve the Environmental Review Committee’s Negative Declaration for Zoning Ordinance Text Amendment No. 209 and directed staff to file and post a Notice of Determination in accordance with the City’s guidelines and to acknowledge that it has been determined this project will not individually or cumulatively have an adverse impact on wildlife resources as defined in Section 711.2 of the California Fish and Game Code. Motion seconded by Councilmember Larson and carried unanimously. Ordinance No. 2169 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. 2169 was introduced as amended within Paragraph D with unanimous Council approval and laid over under the rules with second reading scheduled for October 15, 1991, on motion of Councilmember Larson, seconded by Councilmember Beswick.

Resolution No. 4801 - Historic Resource - Public hearing was advertised for this time and place to reconsider the designation as a historical property the structure known as Palmateo located at 1122 West Palm Avenue. Historic Preservation Officer Cozen explained that this structure was nominated for its historic status by the Historic and Scenic Preservation Commission with the hope that the structure would not end up becoming a “demolition by neglect” situation. It was noted that this designation is another tool available to the City for preservation of the exterior of the structure; that other Codes addressed the safety violations. Noting he was the Councilmember who instigated the reconsideration action, Councilmember Cunningham felt this property had been a nuisance for many years and that the City needed to address the situation and use all weapons available. Mayor DeMirjyn declared the meeting open as a public hearing. Son of the property owner, Tom Leyerly, indicated he felt that many improvements had been made over the past year and was willing to meet with City staff for further safety inspections. Paul Foster, Chairman of the Historic and Scenic Preservation Commission, submitted a letter dated September 24, 1991, reviewing this Commission’s action. There being no further comments, the public hearing was declared closed. Council directed staff

to conduct safety as well as appearance inspections and provide reports. No further action was taken at this meeting.

PUBLIC COMMENTS

Mayor DeMirjyn acknowledged the presence of City Councilmember candidates Bill Cunningham, Bill McCalmon, and Dean Meech and City Clerk candidate Lorrie Poyzer.

On behalf of the general employees of the City of Redlands, Jim Meith, San Bernardino Public Employees Association, addressed Council informing them of their frustrations in their negotiations this year. He urged Councilmembers to compensate their employees for the jobs being done.

John Moore asked for a status report on the sand and gravel project in the Wash. Councilmember Milson responded that we were waiting for a response from the City of Highland to our letter. The matter is scheduled for public hearing on October 15, 1991.

UNFINISHED BUSINESS

Prospect Park Gates - Community Services Director Rodriguez reported letters and the draft access agreement were mailed to the property owners in the Prospect Park area. Although timing was short, several ideas have been brought forward: an automatic timer has been ordered available to the City for emergencies. Council commended Mr. Rodriguez for his efforts and directed staff to continue their efforts to enter into a formal agreement with the property owners which would also address liability.

Ordinance No. 2167 - Street Sweeping Fee - Ordinance No. 2167, an ordinance of the City of Redlands adding Chapter 5.96 to Redlands Municipal Code to establish a street sweeping fee, was given its second reading of the title 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. 2167 was adopted on motion of Councilmember Larson, seconded by Councilmember Beswick, by the following vote:

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

NEW BUSINESS

Resolution No. 4783 - Commission Guidelines - Resolution No. 4783, a resolution of the City Council of the City of Redlands establishing rules for advisory boards and commissions, was presented for Council review. Councilmember Beswick indicated she saw some problems and would like further review of this document as well as input from our commissioners. Following discussion, Councilmember Beswick moved to continue

this matter to allow Councilmembers Milson and Beswick to work with City Attorney Dallas Holmes to refine this document and circulate the revision to commissioners. Motion seconded by Councilmember Larson and carried unanimously.

Traffic Signal - The Traffic Commission, at their August 22, 1991, meeting, voted to recommend modification of the traffic signal at Citrus Avenue and Judson/Ford Streets to accommodate a three-phase timing operation. Staff does not recommend this modification at this time reporting that since the traffic signal timing has been adjusted, there has been a reduction in the number of accidents as indicated by the latest accident report which was provided to the Council. Councilmember Beswick moved to deny the recommendation to modify the traffic signal at Citrus Avenue and Judson/Ford Streets as requested. Motion seconded by Councilmember Larson and carried unanimously.

The following items were acted upon during the afternoon session:

Public Works Department - On motion of Councilmember Cunningham, seconded by Councilmember Beswick, Council unanimously approved the reorganization of the Public Works Department which resulted in a net reduction of three positions.

Resolution No. 4800 - Salary - On motion of Councilmember Cunningham, seconded by Councilmember Beswick, Council unanimously approved Resolution No. 4800, a resolution of the City of Redlands establishing a salary schedule and compensation plan for City employees and reflecting the personnel changes approved through the 1991-92 budget process and the reorganization of the Public Works Department.

Funds - Orange Street - Following brief discussion, on motion of Councilmember Beswick, seconded by Councilmember Larson, Council unanimously directed staff to proceed with plans to construct riverbed stabilization at the Orange Street Bridge on the Santa Ana River and to appropriate \$50,000.00 from the Local Transportation Fund to fund the improvement as recommended by the Public Works Commission. On motion of Councilmember Beswick, seconded by Councilmember Larson, Council unanimously approved the recommendation of the Public Works Department to deny funding for the Seismic Safety Retrofit Program in the amount of \$87,000.00 and not proceed with the program for the Orange Street Bridge.

Traffic - Cajon Street - On motion of Councilmember Beswick, seconded by Councilmember Larson, Council unanimously approved the installation of left-turn pockets on Cajon Street at the intersections of Fern Avenue and Olive Avenue in conjunction with the planned resurfacing project as recommended by the Traffic Commission.

Armory Lease - Over the past weeks, the City has negotiated with the California National Guard for an extension of their lease for the building located on Texas Street, south of Colton Avenue. Councilmembers felt a fifty-year lease was too long especially considering there were no joint use accommodations available. Councilmember Beswick

moved to continue this matter and directed staff to look at a shorter term and public usage. Motion seconded by Councilmember Cunningham and carried unanimously.

Child Care Grant Funds - On motion of Councilmember Beswick, seconded by Councilmember Larson, Council unanimously authorized the Community Services Department, Recreation Division, to reapply for funding from the California State Department of Education to provide before and after school child care services programs (extended day care programs) for children ages 5-13, and that if the Recreation Division is successful in securing the grant funds, they are authorized through the Recreation Superintendent to accept and expend the funds for the child care program.

Horse Permit - In accordance with Section 6.24.010 of the Redlands Municipal Code, Mohammed M. Hossain, M.D., and Roman Hossain have applied for permit to keep a horse on the property at 1370 Knoll Road. On motion of Councilmember Beswick, seconded by Councilmember Milson, Council unanimously declared that the zone is appropriate for this request and that keeping the horse will not be detrimental to the public health, safety and welfare and approved the requested permit. On motion of Councilmember Beswick, seconded by Councilmember Milson, Council unanimously directed staff to review Section 6.24.010 of the Redlands Municipal Code and make a recommendation to the City Council as to its continued necessity.

Funds - Landfill Scraper - Councilmember Cunningham moved to add an item to the agenda which arose subsequent to the agenda being posted: "Authorize purchase of scraper for landfill operations." Motion seconded by Councilmember Beswick and carried unanimously. Councilmember Cunningham moved to authorize the lease of a 1987 Cat 623 E scraper for \$10,000 plus tax per month for twelve (12) months; 100 percent of the payments shall apply to the purchase less interest at seven (7) percent; and to appropriate the necessary funds from the Solid Waste Fund. Motion seconded by Councilmember Beswick and carried unanimously.

There being no further business, the meeting adjourned at 8:52 P.M. to an adjourned regular meeting to be held on October 8, 1991, at 8:30 A.M. in City Hall, 30 Cajon Street, Redlands.

Next regular meeting, October 15, 1991.