MINUTES of a regular meeting of the City Council of the City of Redlands held in the Council Chambers, 212 Brookside Avenue, on February 4, 1992, at 3:00 P.M.

PRESENT

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

James D. Wheaton, City Manager
Ronald C. Mutter, Assistant City Manager
Dallas Holmes, City Attorney
Lorrie Poyzer, City Clerk
Ted Thomaidis, 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.

Minutes of the adjourned regular meeting of January 21, 1992, and the regular meeting of January 21, 1992, were approved as submitted.

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

## PLANNING AND COMMUNITY DEVELOPMENT

### Planning Commission Actions - January 28, 1992

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

### East Valley Corridor District Advisory Commission

Councilmember Larson moved to nominate Councilmember Foster as the City Council's representative on the East Valley Corridor District Advisory Commission. Motion seconded by Councilmember DeMirjyn and carried unanimously.

## COMMUNICATIONS

Park Fees — Community Services Director Rodriguez reviewed the current policy regarding fees and charges for picnic tables reservations at Sylvan Park which is, at best, a twenty percent recovery rate to the output of expenditure on behalf of the City in terms of staff time and materials. Following discussion, Councilmember Larson moved to utilize the current policy and fees as established on an annual basis through an Executive Order and establish a policy to not waive the fees under any circumstances. Motion seconded by Councilmember Milson and carried with Councilmember Cunningham voting NO.

Tereza Burns, March of Dims, had submitted a letter requesting waiver of the Sylvan Park fees for their annual walk-a-thon scheduled for April 25, 1992. No action was taken on this request based on the policy decision made just previous to this item, but Ms. Burns was advised there were areas within Sylvan Park that did no require reservations which could be utilized by the March of Dimes at no cost.

On January 10, 192, Dr. James G. Petty submitted a letter requesting Council consideration to forgive a lien on his property located at 1514 South Center Street to secure construction of public improvements. Earlier today, this request was withdrawn from the agenda by the applicant. Therefore, no action was taken by the City Council.

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 property acquisitions, 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

Award — On behalf of American City and County, Dick Corneille presented an award to the Department of Public Works in recognition of their 1991 water supply project, namely the Rees well head treatment. This project was written up in a recent edition of the American City and County magazine and an attractive plaque was presented to Public Works Director Mutter.

On behalf of Kaiser Permanente, Paul Foster presented a check in the amount of $200,000 as agreed upon in their development agreement. It was noted that Barton Development Company transmitted their check in the amount of $175,000 last week to the City Manager.

PUBLIC HEARINGS

Resolution
No. 4841 Public hearing was advertised for this time and place to consider the recommendation of the Historic and Scenic Preservation Commission to designate the Sturtevant House located at 420 Brookside Avenue as an historic property.

Historic Resource

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 Larson moved to adopt Resolution No. 4841, a resolution of the City Council approving this recommendation. Motion seconded by Councilmember Cunningham and carried unanimously.

Appeal <u>Conditional Use Permit No. 563 - Salvation Army</u>

Public hearing was continued to this time and place to consider an appeal to the Planning Commission's three-to-three vote to deny an application submitted by the Salvation Army for a church/multi-purpose building to be located on the south side of Lugonia Avenue between Tribune Street and Herald Avenue. Community Development Director Shaw reported that since the Council meeting on November 19, 1991, the Salvation Army has held two additional meetings with the neighborhood in an attempt to resolve some of the issues. Staff attended one of the meetings held on January 9 at Clement Junior High School. Councilmember Milson also attended the meeting. In an attempt to answer some of the criticisms voiced by the neighbors, the Salvation Army has revised the project to add a restroom facility, accessible from the outside of the building, and a landscaped waiting area near the door to the room where meals will be served. Community Development Director Shaw read the revised conditions of approval recommended by staff resulting from these meetings. Mayor DeMirjyn declared the meeting open as a public hearing to allow the standing-room-only audience, which spilled out into the lobby of Safety Hall, an opportunity to address Councilmembers.

On behalf of the applicant, John Johnson and Richard Hickey urged Council to approve this site for the location of the new facility for the Salvation Army. A letter was also received from the Council on Ministries of the First United Methodist Church of Redlands recommending approval with a proposal to the local board of the Salvation Army to help pervent or eliminate problems with the neighbors.

Urging the City Council to deny this application were: Attorney Scott Reynolds who represented 21 residents of this City and read a four-page letter reminding Councilmembers the issue before them was the appropriateness of the proposed facility in a residential neighborhood and the impact it will have on the residents of the neighborhood; Rhonda

Raine, Ruth Madrid, Albert Roque, Anna Gonzales, Mary Aguis, Susan Johnson, Delores Sedano, Rosalie Mendieta, Carmen Garcia, Marie Cabral, Anita Escalante, Paul Pierce, Helen Alexander, John Sedano, Joe Drummonds, Veronica Gonzales, Mary Martha Soto, Francy Moneypenny, Cynthi Albarran, Efrain Garcia, Tony Martinez, Ion Lucian C. Ionescu, Manual Madrid and Jodee Johnson. Letters were submitted from Suzanne Johnson and Donna Shepherd, managers of the Redlands Mountainview Apartments. A copy of a petition dated November 27, 1991, was submitted containing approximately 220 signatures of residents in the area indicating they have not received any food from the Salvation Army in the past 36 months.

There being no further comments, the lengthy public hearing was declared closed. Following discussion, Councilmember Milson moved to deny the appeal and disapprove Conditional Use Permit NO. 563 pursuant to the Redlands Municipal Code Section 18.92.110(c) in the zone where it would be located. Motion seconded by Councilmember Cunningham and carried with Councilmember DeMirjyn voting NO.

The City Council meeting recessed at 9:15 P.M. and reconvened at 9:22 P.M.

Appeal

Certificate of Appropriateness for Demolition
<u>Black House, 1502 North Orange Street</u>

Public hearing was advertised for this time and place to consider the Historic and Scenic Preservation Commission's decision to deny Certificate of Appropriateness No. 37 for the demolition of the Black House, Historic Resource No. 45, located at 1502 North Orange Street. At this time, Community Development Director Shaw recommended continuing this hearing to allow a review under the CEQA Guidelines. On behalf of the appellant, Mr. Roberts requested a one month continuance. Councilmember Cunningham moved to approve the recommendation for the continuance of this hearing. Motion seconded by Councilmember Foster and carried unanimously.

Resolution No. 4826

Public hearing was advertised for this time and place to consider Resolution No. 4826, a resolution of the City Council of the City of Redlands ordering the work in connection with Annexation No. 7 to Landscape Maintenance District No. 1.

Landscape Maintenance District

Mayor DeMirjyn declared the meeting open as a public hearing for any questions of comments. None being forthcoming, the public hearing was closed. Councilmember Cunningham moved to adopt Resolution No.

4826. Motion seconded by Councilmember Milson and carried with Councilmember Foster voting NO.

Resolution No. 4830

Street Lighting District No. 1

Public hearing was advertised for this time and place to consider Resolution No. 4830, a resolution of the City Council of the City of Redlands ordering the work in connection with Annexation No. 4 to Street Lighting District No. 1

Mayor DeMirjyn declared the meeting open as a public hearing for any questions or comments. None being forthcoming, the public hearing was declared closed. Councilmember Milson moved to adopt Resolution No. 4830. Motion seconded by Councilmember Larson and carried with Councilmember Foster voting NO.

PUBLIC COMMENTS

Employee Layoffs

Jim Meith, Redlands' employees' labor representative with the San Bernardino Public Employees Association, chastised the City Council for the way the recent layoff of City employees was handled and indicated he felt the City had not complied with the Personnel Rules and Regulations and had violated the Brown Act, the open meeting law. He demanded a public meeting be held to allow them the opportunity to address the Council or he would advise the City employees to disregard the layoff notices and notify the State. Theresa Kwappenburg also expressed her concerns about the layoffs and the hope of the Planning Department would not be shortchanged especially within the historical division.

UNFINISHED BUSINESS

Ordinance No. 2179

Ordinance No. 2179, an ordinance of the City of Redlands amending Chapter 18.156 of the Redlands Municipal Code by adopting Zoning Ordinance Text Amendment No. 217 relating to permitted square footage for second dwelling units, was given its second reading of the title by City Clerk Poyzer, and on motion of Councilmember Larson, seconded by Councilmember Cunningham, further reading of the ordinance text was unanimously waived. Ordinance No. 2179 was adopted on motion of Councilmember Larson, seconded by Councilmember Milson, by the following vote:

| | |
|---|---|
| AYES: | Councilmembers Larson, Cunningham, Milson, Foster; Mayor DeMirjyn |
| NOES: | None |
| ABSENT: | None |

NEW BUSINESS

Ordinance No. 2180

Ordinance No. 2180, an ordinance making California Code of Civil Procedure Section 1094.6 applicable to all final administrative decisions or orders which are subject to review under California Code of Civil Procedure Section 1094.5, was read by title only by Deputy City Clerk Sanchez, and on motion of Councilmember Larson, seconded by Councilmember Milson, further reading of the ordinance text was unanimously waived.

Civil Procedure

Ordinance No. 2180 was introduced with unanimous Council approval and laid over under the rules with second reading scheduled for February 18, 1992, on motion of Councilmember Larson, seconded by Councilmember Milson.

The following matters were acted upon during the afternoon session:

Resolution No. 4846
Street Vacation

On motion of Councilmember Larson, seconded by Councilmember Foster, Council approved Resolution No. 4846, a resolution of the City Council declaring its intention to vacate a portion of Sunset Drive (formerly called Cliff Avenue) and setting the public hearing on this street vacation for February 18, 1992, at 7:00 P.M., with Councilmembers Cunningham and Milson voting NO.

Resolution No. 4848
Alley Vacation

On motion of Councilmember Larson, seconded by Councilmember Foster, Council approved Resolution No. 4848, a resolution of the City Council declaring its intention to vacate an alley located between Garden and Dwight Streets, 424 feet northerly of Elizabeth Street and setting the public hearing on this alley vacation for February 18, 1992, at 7:00 P.M., with Councilmembers Cunningham and Milson voting NO.

Funds
City Property
Agreement

On motion of Councilmember Larson, seconded by Councilmember Milson, Council unanimously approved an appropriation of $273,696.19 from Measure O funds for the acquisition of real property known as Assessor's Parcel No. 172-091-01, Lots 14, 16 and 17 of Tract Map 14999 located at 916 West Olive Avenue and approximately $2,000 in escrow fees; and authorized a maintenance agreement for management of the citrus grove or retained property.

Resolution
No. 4850
Parking

The Parking Advisory Board recommended approval of the following traffic regulations pursuant to Title 10 of the Redlands Municipal Code: establish resident permit parking on East Clark Street, all-day parking on the south side of West Vine Street, loading zone on the east side of Cajon Street, two additional handicapped parking spaces at Redlands Mall, and two additional 24 minute parking spaces at 624 West State Street. Dr. Harold Luke expressed concerns about the limited parking on Clark Street for his medical office. Councilmember Larson moved to refer this matter back to staff for further study thereby deleting the first paragraph within Section One of the proposed Resolution No. 4850; and to adopt Resolution No. 4850 as amended. Motion seconded by Councilmember Foster and carried unanimously.

Subordination
Agreement

On motion of Councilmember Larson, seconded by Councilmember Milson, Council unanimously approved a subordination agreement for property located at 1376 Pacific Street as requested by Leonard C. Ingalls.

Solid Waste
Collection

Staff recommended holding off on action to establish a work schedule as the basis for implementation of weekly solid waste collection until the Solid Waste Master Program is approved. Following brief discussion, Councilmember Larson moved to implement the weekly solid waste collection service as soon as possible and establish five-day, eight-hour-per-day weekly work schedule as the basis for implementation of said weekly solid waste collection service. Motion seconded by Councilmember Cunningham and carried unanimously.

Resolution
No. 4851
Street
Improvement
Agreement

On motion of Councilmember Larson, seconded by Councilmember Milson, Council unanimously adopted Resolution No. 4851, a resolution of the City Council of the City of Redlands, California, rescinding Resolution No. 4843 and authorizing the Mayor of the City of Redlands to act for and on behalf of said City in the execution of a State-Local Entity Master Agreement and associated program supplements under State Senate Bill 300. This will enable the City to receive a portion of the cost of eligible projects such as Wabash Avenue and Citrus Avenue improvement projects.

There being no further business, the meeting adjourned at 9:55 P.M. to an adjourned regular meeting to be held on February 18, 1992, at 9:00 A.M.

in the City Hall Plaza, 2 East Citrus Avenue, Suite 15C, Redlands, California.

Next regular meeting, February 18, 1992.

Next regular meeting, February 18, 1992, at 3:00 P.M.