

MINUTES

of a regular meeting of the City Council of the City of Redlands held in the Council Chambers, 212 Brookside Avenue, on July 7, 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
Steven Church, Redlands Daily Facts
Pamela Fitzsimmons, The Sun

ABSENT

None

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

Minutes of the regular meeting of June 16, 1992, were approved as submitted.

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

PLANNING AND COMMUNITY DEVELOPMENT

Planning Commission Actions - June 23, 1992

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

Parcel Map No. 11391 - Roger J. Schneider

The request from Roger J. Schneider to resolve and approve a minor subdivision, Parcel Map No. 11391, located off Sunset Drive and located in the area recently annexed into the City (Annexation No. 72), was unanimously continued for no more than 30 days on motion of Councilmember Foster, seconded by Councilmember Larson.

Variance No. 101 - Sign Review No. 507 - Wal-Mart

The Planning Commission unanimously denied a request for a variance from the Redlands Municipal Code regarding signage on June 9, 1992. On behalf of the applicant, Mr. Earl Charles, Signteck Electrical Advertising, Inc., requested an extension of time be granted to file an appeal to this decision. Following

discussion with Edward Boyer, representative for Mr. Charles, Councilmember Milson moved to not allow the processing of the appeal of the Planning Commission's decision in accordance with the Redlands Municipal Code. Motion seconded by Councilmember Larson and carried unanimously.

COMMUNICATIONS

Prospect Park Gates Mr. Stephen P. Stockton has written another letter reiterating his concerns about the gates in Prospect Park and demanding that a written agreement be executed by the City and the property owners. Public Works Director Mutter reported that property owners are not favorable to sign an agreement and making the road public but that the verbal agreement for access seems to be working. Community Services Director Rodriguez also reported the operation of the gates has been satisfactory for Kimberly Crest and Prospect Park. One of the property owners, Dan Cotton, felt that question of prescriptive rights would have to be tested in court and indicated the property owners were concerned about liability. He felt they were operating on good faith and that is seems to be working well. Councilmember Cunningham said he would like written assurance to address change of ownership concerns.

Trails On motion of Councilmember Larson, seconded by Councilmember Foster, Council unanimously ratified the following for membership on the General Plan Trails Mapping Task Force:

<u>Member</u>	<u>Affiliation</u>
Harry John	Bicyclist and S.B. Co. Trails Com.
John Fornal	Mountain Bicycling Organizations
Evelyn Ifft	Walker
Carolyn Laymon	Citizen-At-Large
Mimi Dupper	Citizen-At-Large
Craig Wesson	Equestrian and Mounted Police
Dennis Hansberger	Citizen-At-Large
Ellen Weisser	Jogger and Runner
Dee Woodbury	Citizen-At-Large
Bryant McDonald	Citizen-At-Large

In addition, the following four individuals have volunteered to be available for consultation purposes: Ron Whittier, Frank Meka, Mo Behzad and Joe Buoye.

Appointments Mayor DeMirjyn reappointed Barbara Wormser to the Parks Commission and appointed Timothy L. Thorman and Ellen Weisser to the Parks Commission; on motion of Councilmember Foster, seconded by Councilmember Larson, these appointments were unanimously approved. Mayor DeMirjyn appointed Robert L. Morris and John Kocourek to complete unexpired terms on the Recreation Advisory Commission; on motion of Councilmember Larson, seconded by

Councilmember Foster, these appointments were unanimously approved. Mayor DeMirjyn reappointed Scott Showler to the Airport Advisory Board; on motion of Councilmember Larson, seconded by Councilmember Cunningham, this appointment was unanimously approved.

Council recessed at 4:13 P.M. to a Redevelopment Agency meeting and reconvened at 4:14 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.

PRESENTATION

Mayor DeMirjyn presented a Meritorious Action Award from the Boy Scouts of America, Greyback Council, to Jason Stodelle for his heroic actions last Fathers' Day when he applied CPR on his brother following a swimming pool accident.

PUBLIC HEARINGS

Concept Plan No. 2 - Minor Subdivision No. 218 - Chapman Investment Company

Public hearing was advertised for this time and place to consider approval of a negative declaration, concept plan and tentative parcel map for a 261-acre business park bounded by the Santa Ana River on the north, California Street on the east, San Bernardino Avenue on the south (northwest corner of San Bernardino Avenue and California Street, within a portion of the "Marigold Farm"). The proposed project is located in the Special Development District of the East Valley Corridor Specific Plan. Mayor DeMirjyn declared the meeting open as a public hearing for any questions or comments. Urging approval of the application were Matt Clabaugh, Stan Chapman and James Barton. The public hearing was declared closed, and Councilmember Foster moved to approve the Negative Declaration for Concept Plan No. 2 and directed staff to file and post a "Notice of Determination" in accordance with City guidelines. Motion seconded by Councilmember Larson and carried with Councilmember Cunningham voting NO. Councilmember Foster moved to approve Concept Plan No. 2 of the East Valley Corridor Specific Plan. Motion seconded by Councilmember Cunningham voting NO. (See amendment approved July 21, 1992.)

Landscape Maintenance District No. 1

Public hearing was advertised for this time and place to consider Resolution No. 4874 which orders the maintenance of improvements in Landscape Maintenance District No. 1, gives final approval of the engineer's report, and confirms the

assessment for the 1992-93 fiscal year. Noel Christenson, C G Engineering, was available to answer questions relating to this matter. Mayor DeMirjyn declared the meeting open as a public hearing; there being no comments, the public hearing was declared closed. Councilmember Milson moved to adopt Resolution No. 4874; motion seconded by Councilmember Larson and carried with Councilmember Foster voting NO as he continued to feel this assessment district was unfair and inappropriate.

Street Lighting District No. 1

Public hearing was advertised for this time and place to consider Resolution No. 4877 which orders the continued operation of Street Lighting District No. 1 and confirms the engineer's report and assessment for the 1992-93 fiscal year. Noel Christenson, C G Engineering, was available to answer questions relating to this matter. Mayor DeMirjyn declared the meeting open as a public hearing; there being no comments, the public hearing was declared closed. Councilmember Larson moved to adopt Resolution No. 4877; motion seconded by Councilmember Milson and carried with Councilmember Foster voting NO as he continued to feel this assessment district was unfair and inappropriate.

B.I.D. Annual Report and Assessment

Public hearing was advertised for this time and place to consider Resolution No. 4883, a resolution of the City Council of the City of Redlands ordering the continued operation of Parking and Business Improvement Area B and confirming the annual report and assessment for fiscal year 1992-93. Mayor DeMirjyn declared the meeting open as a public hearing. Town Center Manager Marjie Pettus explained that assessments, district boundaries, proposed improvements and activities and budgets for fiscal year 1992-93 are outlined in the Annual Report. In addition, the report contains three proposals: (1) that the City Council authorize the BID Advisory Board to contract for private security services to patrol the BID area; (2) that the City Council adopt the proposed by-laws and standing rules for the BID Advisory Board; and (3) that the City Council either eliminate the contract agreement between the BID and Town Center by appointing staff to serve the BID Advisory Board or authorize the BID to solicit bids from independent sources for the provision of administrative and marketing services. BID Board Member Tomi Forester urged approval of the private security services. BID Board Member Larry Statler urged approval of the recommendation to drop the additional cost of hiring a staff person. A letter was also received from Katherine Thomerson, The Frugal Frigate, urging approval of the private security services. There being no further comments, the public hearing was declared closed. Councilmember Larson moved to adopt Resolution No. 4883 and authorize the BID Advisory Board to solicit bids from independent sources for the provision of administrative and marketing services. Motion seconded by Councilmember Cunningham and carried unanimously.

Resolution No. 4885 - 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 Albert G. Simonds House located at 324 West Olive Avenue as a 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. 4885, a resolution of the City Council approving this recommendation. Motion seconded by Councilmember Milson and carried unanimously.

Resolution No. 4886 - 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 C. C. McCarty House located at 1101 North Orange Street as a 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. 4886, a resolution of the City Council approving this recommendation. Motion seconded by Councilmember Milson and carried unanimously.

Resolution No. 4887 - 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 Reasoner Residence located at 620 West Colton Avenue as a 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. 4887, a resolution of the City Council approving this recommendation. Motion seconded by Councilmember Milson and carried unanimously.

Resolution No. 4888 - Agricultural Preserve - Public hearing was advertised for this time and place to consider Resolution No. 4888, a resolution of the City Council of the City of Redlands relating to removal of lands from the Agricultural Preserves in connection with the City's annexation of certain lands located in the San Timoteo Canyon area. Community Development Director Shaw reported that this resolution directs the City's planning staff to commence proceedings for the removal of certain properties located in the San Timoteo Canyon area from agricultural preserve status. The adoption of this resolution does not affect the City's existing criteria for removing lands from the agricultural preserves. Rather, it acknowledged commitments made by the City Council during the City Annexation No. 72 proceedings and provides that lands subject to certain "preannexation agreements" may be removed from agricultural preserve status if two findings are made, despite the lands' noncompliance with the City's policy criteria for removal from agricultural preserves. Councilmembers Foster and Larson indicated they wanted to see the entire list of properties that could be affected. Mayor DeMirjyn declared the meeting open

as a public hearing for any questions or comments. On behalf of the two applicants, the Trustees of the Un Family Trust and BEK Engineering, Pat Meyer urged approval of this resolution. There being no further comments, the public hearing was declared closed. Councilmember Cunningham moved to adopt Resolution No. 4888; motion seconded by Councilmember Milson and carried unanimously.

PUBLIC COMMENTS

Mobilehomes - On behalf of the residents at the Lugonia Fountains Mobilehome Park, Helen Alexander requested Council consider an amendment to the mobilehome rent stabilization ordinance relating to a vacancy control provision. This request was referred to the City Attorney for study.

Leon Manor - Maurice Stratton, Jennifer Nazzal and Robert Bierschbach were present at this meeting to express their concerns about the non-residential uses of the Leon Manor located on San Mateo Street between Olive and Brookside Avenues. City Manager Wheaton reported that a request for a zone change had not yet been completed by Mr. Leon; therefore, public hearings have not yet been scheduled for Friday, July 10, 1992, and assured the neighbors the City would continue to monitor this situation.

Street Cleaning - Tony Martinez again asked the City Council why all residents are being forced to pay for street cleaning services especially those who live on a dirt road. Councilmember Cunningham indicated he would like the Council to consider a policy addressing this type of situation. Council directed staff to prepare a report for a future agenda addressing this matter.

Nuisance - Eugene Ouellette, Dan and Jan DeWitt, Cyndee Ellis, Sheila Field, and Lloyd A. Watts urged the City Council to consider an animal nuisance ordinance to assist them in their quest for peace in their Knoll Drive neighborhood. They provided a copy of the ordinance recently enacted in the City of Corona. City Attorney Holmes reported the City of Corona has not yet had sufficient time to test this ordinance but assured the neighbors the City would assist them with their problems.

Animal Shelter - On behalf of the Redlands Humane Society, Susan Finsen and Janice Orbaker presented a proposal for an animal control and sheltering contract and requested the opportunity to discuss their proposal with the City Manager.

UNFINISHED BUSINESS

Ordinance No. 2190 - RAA and RRA Districts - Community Development Director Shaw presented a revised copy of Ordinance No. 2190 incorporating revised lot coverage standards based on testimony received during the public hearing held on June 16, 1992. Ordinance No. 2190, an ordinance of the City of

Redlands amending Title 18 of the Redlands Municipal Code by adopting Zoning Ordinance Text Amendment No. 222 establishing two new zoning districts; R-A-A (Residential Estate - Animals) District and R-R-A (Rural Residential - Animals) District, was read by title only 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. 2190 was introduced as revised with unanimous Council approval and laid over under the rules with second reading scheduled for July 21, 1992, on motion of Councilmember Larson, seconded by Councilmember Milson.

NEW BUSINESS

The following items were acted upon during the afternoon session:

Cal ID Contract - On motion of Councilmember Larson, seconded by Councilmember Milson, Council unanimously approved the proposed change in terminology in the existing contract between the City of Redlands and Regional California Identification Program as related to population estimates.

Senior Center - On motion of Councilmember Larson, seconded by Councilmember Milson, Council unanimously authorized the firm of Roger L. Grulke, Architects and Associates, be hired to develop working drawings and specifications for bidding purposes to construct a multi-purpose senior center area addition to the Community Center.

Outside Water Service - Dr. and Mrs. Craig Banta requested water service to a parcel of land located at the east end of Panorama Drive extended which is outside the corporate boundaries of the City but within the City's sphere of influence. The elevation of the parcel is approximately 2,040 feet. There is currently no water distribution facilities serving the general area and the nearest point of connection is the City's 2,100 foot elevation pressure system "High Line" which crosses the access road to the parcel approximately 700 feet west of the proposed residence. The maximum water pressure that could be provided from a connection to the "High Line" would be 26 pounds per square inch. In a recent situation with issues similar to this, a request for water service was approved with a condition of development requiring the applicant to enter into an agreement to hold the City harmless from any possible liability which might occur as a result of inadequate water service for fire damage due to inadequate fire flow. Following discussion with Dr. Banta, Council unanimously tabled this request to July 21, 1992, to prepare the necessary conditions, i.e. hold harmless agreement, acquisition of any necessary easements, and construction of water lines at the property owners' expense, to approve this request for water service on motion of Councilmember Foster, seconded by Councilmember Larson.

Resolution No. 4889 - On motion of Councilmember Larson, seconded by Councilmember Milson, Council unanimously approved Resolution No. 4889, resolution of the City Council of the City of Redlands setting the special tax for emergency paramedic service for 1992-93.

There being no further business, the meeting adjourned at 9:10 P.M. to an adjourned regular meeting to be held on July 14, 1992, at 9:00 A.M. in the City Hall Plaza, 2 East Citrus Avenue, Redlands, California.

ATTEST:

City Clerk