

MINUTES of a regular meeting of the City Council of the City of Redlands held in the Council Chambers, 212 Brookside Avenue, on December 1, 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
Dallas Holmes, City Attorney
Lorrie Poyzer, City Clerk
Ted Thomaidis, Redlands Daily Facts
Pamela Fitzsimmons, The Sun

ABSENT None

The meeting opened with an invocation by Mayor Pro Tem Larson followed by the pledge of allegiance.

Minutes of the adjourned regular meeting of November 17, 1992, the regular meeting of November 17, 1992, and the adjourned regular meeting of November 18, 1992, were approved as submitted.

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

PLANNING AND COMMUNITY DEVELOPMENT

Minor Subdivision No. 185 - On motion of Councilmember Larson, seconded by Councilmember Milson, Council unanimously approved a one-year time extension to August 20, 1993, for Minor Subdivision No. 185, a subdivision of 1.173 acres of property into four parcels for property located between Clay and Ohio Streets, approximately 467 feet south of Pennsylvania Avenue, in the R-1 District, Artemio and Carmen Gonzales, applicants.

COMMUNICATIONS

Solid Waste Handling Services - On September 9, 1992, a Request for Solid Waste Handling Services Qualifications was issued by the Public Works Department to all firms interested in the potential of providing such services to the City of Redlands. On October 15, 1992, six qualification packages were received. Firms submitting qualifications were:

Browning-Ferris Industries (BFI), Loma Linda, California
Burrtec Waste Industries, Inc., Fontana, California
Jack's Disposal, Inc., San Bernardino, California

National Environmental Waste Corporation, Riverside, California
Waste Management of Inland Valley, Hemet, California
Western Waste Industries, Chino, California

On November 18, 1992, a review committee consisting of three Public Works staff members (Assistant City Manager/Public Works Director, Deputy Public Works Director - Utilities and Utilities Manager) and the two members representing the Public Works Commission and the Solid Waste Task Force met to review the qualification packages submitted and formulated a recommendation as to the most qualified firms to provide solid waste handling services to the City of Redlands.

It was the committee's conclusion and recommendation that the three firms that meet all the requirements of the requests for qualifications and are qualified to be selected to receive a Request for Proposal to provide solid waste handling services for the City of Redlands are Browning-Ferris Industries, Burrtec Waste Industries and Waste Management of Inland Valley.

On behalf of Western Waste Industries, Jim Brockman expressed disappointment that their qualifications were considered non-responsive and urged Council to request proposals from all six firms. Following discussion, Councilmember Cunningham moved to authorize staff to return to the six firms and continue the qualification interview process and return with a recommendation, and further moved to form an ad hoc committee comprised of himself and Councilmember Foster to serve on the Interview Committee. Motion seconded by Councilmember Milson and carried unanimously. Council also concurred that although they were proceeding in this process, this should not be taken as a given that the City will be contracting for solid waste handling services.

Agenda - Councilmember Foster moved to place the Public Comments portion of the City Council agenda at the end of the evening session. Motion seconded by Councilmember DeMirjyn and following discussion carried with Councilmembers Cunningham and Milson voting NO.

The City Council meeting recessed at 3:25 P.M. to a Redevelopment Agency meeting and reconvened at 3:26 P.M. to a closed session for the purpose of discussing property acquisitions and disposition. The City Council meeting reconvened at 7:00 P.M.

PRESENTATIONS

Proclamation - Mayor DeMirjyn presented a Proclamation to Sally Moore, Assistance League of Redlands, declaring the week of December 2-8, 1992, as Assistance League of Redlands Week and called upon all citizens of Redlands to recognize and honor the Assistance League of Redlands and commended this outstanding organization for the humanitarian services provided our citizens in need of care.

PUBLIC HEARINGS

Water Rates - Public hearing was advertised for this time and place to consider Ordinance No. 2211, an ordinance of the City of Redlands amending Chapter 3.52 of the Redlands Municipal Code relating to water services fees and charges and reflecting a 15 percent reduction as directed by the City Council during recent study sessions. Deputy Public Works Director (Utilities) Gary Phelps reported the City Council has been informed through four workshops of the impacts of a 15 percent rate decrease. In 1986 a detailed rate study was prepared for the water utility. As part of the study, a computer model was developed to provide the tool to review and update rates and charges on a yearly basis. Staff has performed the update and review for the last five years. Mayor DeMirjyn declared the meeting open as a public hearing for any questions or comments. Julia Mathews asked Council to reduce her City utility bill by fifty percent and made several suggestions how this could be accomplished. There being no further comments, the public hearing was declared closed. Ordinance No. 2211 was read by title only by City Clerk Poyzer, and on motion of Councilmember Foster, seconded by Councilmember Larson, further reading of the ordinance text was unanimously waived. Councilmember Foster moved to introduce Ordinance No. 2211. The motion was seconded by Councilmember Larson for the purposes of discussion, and following discussion, the motion failed by the following vote:

AYES: Councilmembers Foster, Cunningham

NOES: Councilmembers Larson, Milson; Mayor DeMirjyn

Outside Water Rate Surcharges - Public hearing was advertised for this time and place to consider Ordinance No. 2212, an ordinance of the City of Redlands amending Chapter 3.52 of the Redlands Municipal Code relating to outside-City water rate surcharges. Deputy Public Works Director (Utilities) Gary Phelps reported staff has completed a review of a reduction in the surcharge for the capacity component of water availability charge to customer from 125 percent to 50 percent. The City Council has been informed of the impacts of the outside rate surcharge study was prepared for the water utility. As part of the study, a computer model was developed to provide the tool to review and update outside surcharges periodically. The five-year update is now due and should be performed to ensure equity for both outside-City customers and inside City customers. One basic premise is that the outside rate surcharge ensures that City residents are properly reimbursed for providing outside-City service. The study is also needed to conform to the legal and technical principles approved by Council in 1987 and adopted in the City's 1988 utility rates. Former City employee Harold Moore urged Council to approve this ordinance as he felt mistakes had been made in the past and needed to be addressed. Former Public Works Commissioner Robert Morris reminded Councilmembers that outside-City customers do not contribute to the General Fund. There being no further comments, the public hearing was declared closed. Ordinance No. 2212 was read by title only by City Clerk Poyzer, and on motion of Councilmember Larson, seconded by Councilmember Foster, further reading of the ordinance text was unanimously waived. Councilmember Larson moved to introduce Ordinance No. 2212. The motion was seconded by Councilmember Foster and failed by the following vote:

AYES: Councilmembers Larson, Foster

NOES: Councilmembers Cunningham, Milson

ABSTAIN: Mayor DeMirjyn

Surcharge Study - Councilmember Foster moved to direct staff to update the outside rate surcharge study. Motion seconded by Councilmember Milson and carried unanimously.

Council briefly recessed at 7:41 P.M. and reconvened at 7:44 P.M. The Child Care Program was discussed at this time. Minutes of this discussion are included under New Business.

General Plan Amendment No. 51 - Public hearing was advertised for this time and place to consider Resolution No. 4921 for adoption of Amendment No. 51 to the General Plan which changes the Medium Density Residential designation to Administrative Professional for a .19 acre parcel located at 220 Nordina Street, Harold Lerner, applicant. Mayor DeMirjyn declared the meeting open as a public hearing. None being forthcoming, the public hearing was declared closed. Councilmember Foster moved to adopt Resolution No. 4291, a resolution of the City Council of the City of Redlands adopting Amendment No. 51 to the General Plan as recommended by Planning Commission Resolution No. 803. Motion seconded by Councilmember Larson and carried unanimously.

Zone Change No. 350 - Public hearing was advertised for this time and place to consider Ordinance No. 2213, an ordinance adopting Zone Change No. 350, a change of zone from R-2 (Multi-Family Residential) District to A-P (Administration -Professional) District for a .19 acre parcel located at 220 Nordina Street as recommended by Redlands Planning Commission Resolution No. 804. 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. Ordinance No. 2213 was given its first reading of the title by City Clerk Poyzer, and on motion of Councilmember Foster, seconded by Councilmember Larson, further reading of the ordinance text was unanimously waived. Ordinance No. 2213 was introduced with unanimous Council approval and laid over under the rules with second reading scheduled for December 15, 1992, on motion of Councilmember Foster, seconded by Councilmember Larson.

UNFINISHED BUSINESS

Ordinance No. 2193 - Public Parks - Community Services Director Rodriguez reported the Parks Commission met on November 12, 1992, and recommended the City Council reconsider wording in Section 12.44.270 of proposed Ordinance No. 2193 regarding consumption of alcoholic beverages. Following discussion, Ordinance No. 2193, an ordinance of the City of Redlands amending Chapter 12.44 of the Redlands Municipal Code relating to public parks, was read by title only by City Clerk Poyzer, and on motion of Councilmember Milson, seconded by Councilmember Cunningham, further reading of the ordinance text was unanimously waived. Councilmember Milson moved to introduce Ordinance No. 2193 with Section 12.44.270, Consumption of Alcoholic Beverages, to read as follows: "No person shall drink or consume any alcoholic beverages or liquors in any open area of any public park. A person may drink or consume alcoholic beverages or liquors in public parks only in enclosed public areas as defined by resolution of the City

Council pursuant to a written permit from the Director.” The motion was seconded by Councilmember Cunningham and carried unanimously. Second reading of the title and adoption was scheduled for December 15, 1992.

Zone Change No. 347 - Ordinance No. 2205, an ordinance of the City of Redlands amending Title 18 of the Redlands Municipal Code by adopting an additional land use zoning plan as part of the Official Land Use Zoning Map and effecting Zone Change No. 347, a change of zone from A-P (Administrative-Professional) District to P (Off-Street Parking) District for approximately 1.06 acres of property located at the southwest corner of Cajon Street and Fern Avenue, was given its second reading of the title by City Clerk Poyzer, and on motion of Councilmember Larson, seconded by Councilmember Foster, further reading of the ordinance text was unanimously waived. Ordinance No. 2205 was adopted on motion of Councilmember Larson, seconded by Councilmember Foster by the following vote:

AYES: Councilmembers Larson, Foster; Mayor DeMirjyn

NOES: Councilmembers Cunningham, Milson

ABSENT: None

NEW BUSINESS

Child Care Program - Community Services Director Rodriguez reported the Recreation Commission was presented with information regarding the difficulties in maintaining and operating the child care program in its current format. That basic issue is on in regards to self-sufficiency and in terms of personnel management. The current rules and regulations of the Public Employees Retirement System (PERS) require that an individual working beyond 1,000 hours be enrolled within that retirement program. The revolving door effect of staff creates a disturbance to the integrity of the child-care program. The constant turnover of staff is disturbing to the child, as well as causing breaks in planned programs. In regards to self-sufficiency, Mr. Rodriguez presented a budgetary analysis of a proposed program that addressed several issues and represented 100 percent recovery cost. Urging the City Council to continue its child care program and expressing a willingness to pay additional fees for this service were: Stan Kerns, Starlette Zimmerman, Ron Wright, Jean Samons, Karen Eubanks and Recreation Comissioner Robert Morris. YMCA Director Mark Malak explained their current program, reviewed the events of the past couple of months and informed Councilmembers this was a long-term commitment. Councilmembers, individually, apologized to the YMCA and YWCA for the misunderstandings and expressed appreciation to both Y's for their efforts in the community. Councilmember Milson moved that the Recreation Division continue with the school-age program and the pre-school-age program and directed staff to proceed with the necessary documentation to adjust rates to reflect 100 percent cost recovery with an 80 percent cost recovery for qualified low-income persons if funds can be obtained. Motion seconded by Councilmember Larson and carried unanimously.

The meeting briefly recessed at 8:28 P.M. and reconvened at 8:32 P.M. and returned to the Public Hearing's portion of the agenda.

San Bernardino International Airport Authority - Mayor Pro Tem Larson reported the San Bernardino International Airport Authority has now hired staff and is in the process of setting up its offices. He informed Council of some problems with accessing Norton Air Force Base while the military is still in control and asked if they might consider renting some space to them in the old City Hall if this became necessary. Councilmembers concurred to consider this request.

Consent Calendar - The following items were acted upon during the afternoon session:

Contract Monitoring Reports - The monthly contract monitoring reports updated through November 20, 1992, for projects currently being administered by the Public Works Department were presented for Council's information.

California Street Landfill - On motion of Councilmember Larson, seconded by Councilmember Milson, Council unanimously approved Resolution No. 4917, a resolution of the City Council of the City of Redlands authorizing financial assurance for closure of the California Street Landfill. On motion of Councilmember Larson, seconded by Councilmember Milson, Council unanimously approved Resolution No. 4920, a resolution of the City of Redlands providing financial assurance for post closure maintenance of the California Street Landfill. On motion of Councilmember Larson, seconded by Councilmember Milson, Council unanimously approved an agreement for pledge of revenue establishing financial assurance for post closure maintenance of the California Street Landfill with the California Integrated Waste Management Board, and authorized the Mayor and City Clerk to execute said agreement.

Traffic Regulations - On motion of Councilmember Larson, seconded by Councilmember Milson, Council unanimously adopted Resolution No. 4923, a resolution of the City Council of the City of Redlands establishing the following traffic regulation pursuant to Title 10 of the Redlands Municipal Code: establish a no-parking zone on the north side of Palm Avenue between Lytle Street and 20 feet west of the first driveway to the east.

Street Vacation No. 104 - On motion of Councilmember Larson, seconded by Councilmember Milson, Council unanimously adopted Resolution No. 4925, a resolution of the City Council declaring its intention to vacate a remnant portion of Ladera Street and Terracina Boulevard and setting the public hearing on this street vacation for December 15, 1992.

Street Vacation No. 104 - On motion of Councilmember Larson, seconded by Councilmember Milson, Council unanimously adopted Resolution No. 4927, a resolution of the City Council declaring its intention to vacate a five-foot strip along the northerly portion of Summit Avenue between Cajon Street and Bow "B" and setting the public hearing on this street vacation for December 15, 1992.

Grove Maintenance Agreement - On motion of Councilmember Cunningham, seconded by Councilmember Larson, Council unanimously continued the maintenance agreement

with the Smith family for cultural practices to the existing grove located at 916 West Olive Avenue.

Funds - Cooperative Agreement Amendment - On motion of Councilmember Larson, seconded by Councilmember Milson, Council unanimously approved an amendment to the cooperative agreement between the County of San Bernardino, City of Loma Linda and City of Redlands for consulting services for the design of improvements to provide for the ultimate projected roadway width for the intersection of Redlands Boulevard and California Street, authorized the Mayor and City Clerk to execute said amendment, and approved an additional appropriation in the amount of \$9,906.00 from the Local Transportation Fund for this project.

There being no further business, the meeting adjourned at 8:50 P.M. to an adjourned regular meeting to be held on December 2, 1992, at 6:30 P.M. in the Council Chambers, 212 Brookside Avenue, Redlands, California.