

MINUTES of a regular meeting of the City Council of the City of Redlands held in the Council Chambers, Civic Center, 35 Cajon Street, on March 7, 1995, at 3:00 P.M.

PRESENT

Swen Larson, Mayor
Jim Foster, Mayor Pro Tem
William E. Cunningham, Councilmember
Gilberto Gil, Councilmember
Pat Gilbreath, Councilmember

Gary M. Luebbers, City Manager
Daniel J. McHugh, City Attorney
Lorrie Poyzer, City Clerk
Beatrice Sanchez, Deputy City Clerk
Michael Reynolds, City Treasurer
Marjie Pettus, Administrative Services
Director
Jeffrey L. Shaw, Community Development
Director
Steven M. Chapman, Finance Director
Mel Enslow, Fire Chief
Gary G. Phelps, Municipal Utilities Director
Lewis W. Nelson, Police Chief
Ronald C. Mutter, Public Works Director

Ted Thomaidis, Redlands Daily Facts
Steven Church, The Sun

ABSENT None

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

REPORT

Winter Storm Damage - Public Works Director Mutter reported Alabama Street and Orange Street washed out early Monday morning, March 6, 1995, following the heavy rain that fell most of Sunday and during the early morning hours of Monday. He shared pictures of the Santa Ana River showing the devastation. He will present a more detailed report at the March 21, 1995, Council meeting .

PRESENTATION

Marketing Program Agreement - Inland Economic Partnership - Brian Collins presented information about the Inland Empire Economic Partnership (IEEP). IEEP is an organization developed to foster economic vitality in the Inland Empire and serve as a unifying voice representing the region's business, community and governmental entities. The IEEP has three primary functions: economic development, business support programs, and business advocacy. In addition to business recruitment and referral programs, the IEEP hosts the Inland Empire Small Business Development Center and the San Bernardino/Riverside County Film Commission. They also sponsor several special events and produce publications all designed to promote the Inland Empire. Administrative Services Director Pettus said the Redlands Chamber of Commerce Board of Directors supports this program and endorses the City's participation. They have also authorized a financial contribution of \$1,500.00, plus staff assistance, to become partners with the City in this program. The cost of participation is \$0.118 per capita; Redlands has been assessed \$7,823.00 based upon a population estimate of 66,300. Councilmember Gilbreath moved to approve execution of the Marketing Program Agreement between the City of Redlands and the Inland Empire Economic Partnership, and directed staff to proceed with participation in the regional marketing program. Motion seconded by Councilmember Larson and carried unanimously.

CONSENT CALENDAR

Minutes - Minutes of the adjourned regular meeting of February 21, 1995, and the regular meeting of February 21, 1995, were approved as submitted.

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

Resolution No. 5156 - Recreation Field Use Fees - Following discussion, Councilmember Foster moved to adopt Resolution No. 5156, a resolution of the City Council of the City of Redlands establishing user categories and corresponding fees for use of City and City-operated fields as recommended by the Recreation Commission. Motion seconded by Councilmember Gilbreath and carried unanimously.

Storm Water Permit - Following discussion, Councilmember Foster moved to affirm that the City of Redlands, a co-permittee under NPDES (National Pollutant Discharge Elimination System) Permit No. CA 8000200 which is scheduled to expire October 1, 1995, intends to continue as a co-permittee under the Area-wide NPDES Storm Water Permit scheduled to be issued to the San Bernardino-Santa Ana Basin co-permittees for the period October 1995 to October 2000, and directed the City Manager to communicate this action by correspondence to the California Regional Water Quality Control Board. Motion seconded by Councilmember Cunningham and carried unanimously.

PLANNING AND COMMUNITY DEVELOPMENT

Planning Commission Actions - On motion of Councilmember Larson, seconded by Councilmember Gilbreath, the report of the Planning Commission meeting held on February 28, 1995, was unanimously acknowledged as received.

COMMUNICATIONS

San Bernardino International Airport - Mayor Larson reported the IVDA has signed a lease with the Air Force for use of the former Norton Air Force Base. Contracts have been awarded for security fencing, signage and marking for the runway, and the installation of an all-weather system. There are now 350 tenant employees located at the airport.

News Media Copies - On February 7, 1995, the City Council unanimously directed staff to provide copies of "everything" they receive to local media outlets. City Clerk Poyzer provided a report of the number of copies made during this past month in her office and the value of this service. She reported that some members of the press have indicated that they truly do not want to receive copies of "everything," and requested the City Council consider amending their directive to allow staff some leeway while, at the same time, complying with the request received from Carl Baker, Managing Editor of the Redlands Daily Facts. Reporter Ted Thomaidis addressed Council indicating there were certain types of communications, i.e. junk mail, periodicals, newspapers, that he did not need to receive. Councilmember Foster moved to authorize the City Clerk to negotiate with the media to meet their

needs. Motion seconded by Councilmember Larson and carried unanimously.

Amendment - City Manager Employment Contract - An amendment to the employment agreement for City Manager Gary M. Luebbers reflecting a three percent salary increase and an increase to the maximum amount as of January 1, 1995, in the City's contribution to the deferred compensation plan. Councilmember Cunningham noted the deferred compensation amount was \$7,500.00 which equated to an eight percent increase in salary and benefits for the City Manager. Councilmember Gilbreath moved to approve the second amendment to the employee agreement for Mr. Luebbers. Motion seconded by Councilmember Gil and carried with Councilmembers Foster and Cunningham voting NO.

Amendment - City Attorney Employment Contract - Councilmember Gilbreath moved to approve the first amendment to the employment agreement for City Attorney Daniel J. McHugh reflecting a three percent salary increase and an increase (the maximum amount as of January 1, 1995) in the City's contribution to the deferred compensation plan. Motion seconded by Councilmember Gil and carried with Councilmembers Foster and Cunningham voting NO.

Agreement - Redlands Police Officers Association - Councilmember Gilbreath moved to approve an agreement between the Redlands Police Officers Association and the City of Redlands covering the period February 27, 1995, through February 28, 1997, and reflecting authorized changes to salaries and benefits. Motion seconded by Councilmember Gil and carried with Councilmember Foster voting NO. Councilmember Cunningham explained he was voting in favor of this salary agreement as he felt safety employees should be on a level playing field.

CLOSED SESSION

The City Council meeting recessed at 3:42 P.M. to a Redevelopment Agency meeting and reconvened at 3:43 P.M. to a closed session to discuss the following matters:

- (a) Conference with legal counsel: Existing litigation
 - Government Code Section 54956.9(a)
 - Beard v. City of Redlands
 - Honeywell v. City of Redlands

(b) Conference with legal counsel: Anticipated
litigation - Government Code Section
54956.9(b)(1)

- Two potential cases

(c) Conference with real property negotiator

Property: APN 292-166-05, 09 and 292-173-03
(The Barton House)

Negotiating parties: Janet Potter and Marjie
Pettus

Under negotiation: Terms and price

The City Council meeting reconvened at 7:00 P.M.

PRESENTATIONS

Proclamation - AFS Host Family - Mayor Larson presented a proclamation to Bernard Lowry declaring March 5-11, 1995, as AFS Host Family Recognition Weeks and congratulated the host families for their dedication. AFS Chapter President Ellie O'Brien thanked the City for their support and introduced this year's exchange students (eight) and their host families. On behalf of the national organization, Jack Brennan presented a certificate of appreciation in recognition of the City's contribution to the promotion on international understanding and intercultural learning experiences. The students also presented individual coffee mugs to the Councilmembers.

Proclamation - Arbor Day - Mayor Larson presented a proclamation to Parks Commission Chairman Ellen Wiesser urging all citizens to observe Arbor Day during the week of March 7-14, 1995, and support efforts to protect our trees and woodlands. Mrs. Wiesser announced the Parks Commission will meet in Crafton Park on March 9, 1995, to plant a tree in honor of Arbor Day.

PUBLIC HEARINGS

CDBG Funds - Public hearing was advertised for this time and place to establish prioritization and funding distribution of Community Development Block Grant (CDBG) proposal for the 1995-96 funding cycle. Paula Rae Espinoza, CDBG Administrator, reported the City will soon begin its 21st year of implementing its very successful CDBG program in cooperation with San Bernardino County. This year's CDBG allocation is \$429,600.00. CDBG regulations limit funding for

public services to 15 percent of the annual grant amount. She presented the staff recommendations for the 1995-96 funding cycle noting that each eligible project proposal, if possible, had an on-site visit. The recommendations were made based on the benefit to the City, number of low- and moderate-income service, or its impact on the diversified community of Redlands. An overview of all CDBG project proposals submitted for the 1995-96 funding cycle were provided.

Mayor Larson declared the meeting open as a public hearing. Addressing requests for funding were: Michael Ramos, Boys & Girls Club of Redlands; Jean Bourbeau and Tina Solorzano, Camp Fire San Andreas Kids Club; Judy Jordan, Commission on the Status of Women; Lorraine Townend, Developing Aging Solutions with Heart (DASH); Ann McMahon, Family Service Association; Faith Davis Bolton and LaCreasha Allen, First Chance Y-Chow, Inc.; Laurie Hicok, First Steps Child Development; Ellis Ray, Fontana Native American Center; Patti Davis, Greater San Bernardino Area Special Olympics; Marjie Pettus, City of Redlands Administrative Services Department, Recreation Division; Ronald C. Mutter, City of Redlands Public Works Department; Paula Rae Espinoza, City of Redlands Administrative Services Department; Karen Misuroca, Redlands Day Nursery; Bill Peters, San Bernardino Child Advocacy Program; Major Roger Bowman, Salvation Army of Redlands; Jerilyn Simpson, San Bernardino Communities Against Drugs; Allan Grieshmer and Andrea Urbas, San Bernardino County Museum; Bev Zimmerman, San Bernardino County Sexual Assault Services; Joe M. Rodriguez, San Bernardino County Youth Justice Center; Robert Banfill, United Way of East Valley Information Referral Service; Vickie Height, VIGOR International, Inc.; Noël Page, Visiting Nurse Association of Pomona; Kay Kelly, Volunteer Center of Inland Empire, Inc.; and Charlotte Burgess, YWCA of Redlands. There being no further comments, the public hearing was declared closed.

Due to a possible conflict of interest, Councilmember Gil left the Council Chambers. Councilmember Foster moved to allocate \$15,000.00 for the United Way of East Valley Information and Referral Service; motion seconded by Councilmember Gilbreath and carried by AYE votes of all present. Councilmember Gil returned to the Council Chambers, and Councilmember Gilbreath

left the Council Chambers due to a possible conflict of interest. Councilmember Foster moved to allocate \$12,500.00 to the YWCA for building fumigation and floor rehabilitation; motion seconded by Councilmember Larson and carried by AYE votes of all present. Councilmember Gilbreath returned to the Council Chambers. Councilmember Gilbreath moved to allocate \$15,000 to the Boys and Girls Club for their At-Risk Youth Counseling Program; motion seconded by Councilmember Foster and carried unanimously. Councilmember Foster moved to allocate \$6,500.00 to the Camp Fire San Andreas Council, Inc., "Kids Club;" motion seconded by Councilmember Gilbreath and carried unanimously. Councilmember Foster moved to allocate \$6,000.00 to DASH, Inc. for their adult day care program; motion seconded by Councilmember Gilbreath and carried unanimously. Councilmember Larson moved to allocate \$25,000.00 to the Family Service Association for the construction of a new facility; motion seconded by Councilmember Foster and carried unanimously. Councilmember Foster moved to allocate \$4,000.00 to First Steps Child Development for a parking lot expansion; motion seconded by Councilmember Gil and carried unanimously. Councilmember Larson moved to allocate \$3,440.00 to the Frazee Senior Homeless Shelter for operating costs; motion seconded by Councilmember Foster and carried unanimously. Councilmember Gil moved to allocate \$12,000.00 to the Frazee Senior Homeless Shelter for the rehabilitation of their kitchen; motion seconded by Councilmember Foster and carried unanimously. Councilmember Gilbreath moved to allocate \$770.00 for administrative costs for staffing and program administration and \$385.00 for the purchase of program equipment for the Greater San Bernardino Area Special Olympics; motion seconded by Councilmember Larson and carried unanimously. Councilmember Gil moved to allocate \$5,000.00 to the Inland Temporary Homes for operating costs; motion seconded by Councilmember Foster and carried unanimously. Councilmember Gilbreath moved to allocate \$80,000.00 to the City of Redlands Administrative Services, Recreation Division for the Community Center renovation; motion seconded by Councilmember Foster and carried unanimously. Councilmember Gil moved to allocate \$154,000.00 to the City of Redlands Public Works Department for curb and gutter construction; motion seconded by Councilmember Foster and carried unanimously. Councilmember Gil moved to allocate \$16,500.00 to the

Redlands Day Nursery for installation of playground equipment; motion seconded by Councilmember Gil and carried unanimously. Councilmember Gil moved to allocate \$8,000.00 to the Salvation Army for their meals program; motion seconded by Councilmember Gilbreath and carried unanimously. Councilmember Foster moved to allocate \$6,625.00 to the San Bernardino County Museum for structural stabilization for the Asistencia Mission; motion seconded by Councilmember Gil and carried unanimously. Councilmember Larson moved to allocate \$3,000.00 to the San Bernardino County Sexual Assault Services Program for counseling, education on sexual assault and crime issues; motion seconded by Councilmember Foster and carried unanimously. Councilmember Gil moved to allocate \$5,000.00 to the Volunteer Center of Redlands for their graffiti abatement program; motion seconded by Councilmember Gilbreath and carried unanimously.

On motion of Councilmember Cunningham, seconded by Councilmember Gilbreath, Council unanimously approved allocation of the 1995-96 Community Development Block Grant funds as follows:

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PROPOSAL

ALLOCATION

PUBLIC SERVICE:

Boys & Girls Club of Redlands	\$	
		15,000.00
Camp Fire San Andreas Council, Inc.		5,000.00
Camp Fire San Andreas Council, Inc.		-
Refrigerator		1,500.00
D.A.S.H. Inc.		6,000.00
Frazee Senior Homeless Shelter		3,440.00
Greater San Bernardino Special Olympics		1,155.00
Inland Temporary Homes		5,000.00
Redlands Volunteer Center - Graffiti Abatement		5,000.00
Salvation Army of Redlands - Meal Feeding Program		8,000.00
Sexual Assault Counseling Program		3,000.00
United Way of East Valley (EVIR)		<u>15,000.00</u>
	\$	

68,095.00

CONSTRUCTION ACQUISITION PROJECTS

Family Service - Construction of new facility		25,000.00
First Steps Child Development		4,000.00
Frazee Senior Homeless Shelter		12,000.00
City of Redlands Administrative Services		
Community Center renovation		80,000.00
City of Redlands Public Works Department		
Construction of curbs and gutters		154,000.00
Redlands Day Nursery - Playground equipment		16,500.00
San Bernardino County Museums		
Asistencia renovation		6,625.00
YWCA of Redlands		<u>12,500.00</u>
	\$	310,025.00

SUMMARY

Contingency Fund	\$	
		7,920.00
Administrative Costs		42,960.00
Public Service Projects		68,095.00
Construction/Acquisition Projects		<u>310,625.00</u>
1995-96 ALLOCATION	\$	
		429,600.00

The City Council meeting briefly recessed at 8:45 P.M. and reconvened at 8:55 P.M.

Ordinance No. 2275 - Water Usage Rates Reduction - Public hearing was advertised for this time and place to consider Ordinance No. 2275, an ordinance of the City of Redlands amending Chapter 3.52 of the Redlands Municipal Code relating to water rates and providing for a 10 percent reduction in water usage rates. Mayor Larson declared the meeting open as a public hearing for any questions or comments. None being forthcoming, the public hearing was declared closed. Ordinance No. 2275 was given its second reading of the title by City Clerk Poyzer, and on motion of Councilmember Gilbreath, seconded by Councilmember Foster, further reading of the ordinance text was unanimously waived. Ordinance No. 2275 was adopted on motion of Councilmember Gilbreath, seconded by Councilmember Foster, by the following vote:

AYES: Councilmembers Foster, Gil, Cunningham, Gilbreath;

Mayor Larson

NOES: None

ABSENT: None

Ordinance No. 2256 - General Plan Amendment No. 54 - Public hearing was continued to this time and place to continue consideration of General Plan Amendment No. 54 and its associated Environmental Impact Report, and findings and statement of overriding consideration regarding environmental impacts and mitigation monitoring plans. Community Development Director Shaw pointed out several changes to be made within Chapter 7, Open Space and Conservation Element. Councilmember Foster did not want to take any action on this chapter until the Parks Commission had reviewed and updated Table 7.10A, Existing and Proposed Parks. Councilmember Cunningham felt this chapter was inadequate. Mayor Larson declared the meeting open as a public hearing. None being forthcoming, the public hearing was unanimously continued to April 4, 1995, on motion of Councilmember Cunningham, seconded by Councilmember Foster.

UNFINISHED BUSINESS

Request for Zone Change - Kenneth E. Kayden - At the last City Council meeting, Mr. Kenneth E. Kayden again requested the City initiate change of zone from C-1 to C-3 for his property located at 1263-65 Brookside Avenue. Noting this same request was made

by Mr. Kayden on September 15, 1992, and denied by the City Council, Community Development Director Shaw provided background information, identified several alternatives available (Commission Determination, Conditional Use Permit, Zone Change), and the fees associated with these alternatives. Mr. Kayden angrily addressed the City Council and demanded a change of zone be initiated on his behalf at no cost to him. The City Council did not take any action.

Ordinance No. 2273 - Drug Free Zone - Ordinance No. 2273, an ordinance of the City of Redlands amending Chapter 12.44 of the Redlands Municipal Code and designating specified public parks to be "Drug Fee Zones," was given its second reading of the title by City Clerk Poyzer, and on motion of Councilmember Cunningham, seconded by Councilmember Gilbreath, further reading of the ordinance text was unanimously waived. Ordinance No. 2273 was adopted on motion of Councilmember Cunningham, seconded by Councilmember Gilbreath, by the following vote:

AYES: Councilmembers Foster, Gil, Cunningham, Gilbreath;

Mayor Larson

NOES: None

ABSENT: None

NEW BUSINESS

Fee Waiver - Redlands Christian School - Councilmember Gilbreath moved to approve the request made by the Redlands Christian School to waive fees totaling \$1,500.00 for the use of the Community Park ball fields (Nos. 2 and 4) for their league baseball and softball games with the understanding they will enter into a joint use agreement whereby the City would have access to school facilities for City recreation programs and that the Redlands Christian School provide in-kind services and/or materials in exchange for field use. Motion seconded by Councilmember Larson and carried unanimously.

Funds - Safety Retrofitting - Municipal Utilities Director Phelps reported that subsequent to the implementation of State of California Code of Regulations, Title 8, Article 99, Section 5022, regarding boom equipped vehicles, an inspection of City of Redlands' vehicles, performed by authorized agents of the State of California, determined that Tree Trimming Vehicle No. 372 did not meet safety

criteria set out in the order. This determination required that the vehicle be removed from service awaiting replacement or retro-fitting of the existing boom to current safety standards. The removal of this vehicle from service is working a severe hardship on the Public Works Department, Street Tree Division, in that only a limited number of tall street trees can be serviced with the remaining equipment. Councilmember Cunningham moved to authorize a safety retro-fitting of the aerial boom on Tree Trimming Vehicle No. 372 to comply with State of California regulations, and to approve an additional appropriation in the amount of \$20,000.00 to fund the project. Motion seconded by Councilmember Gilbreath and carried unanimously.

Ordinance No. 2277 - Appeal Procedure for False Alarms - Ordinance No. 2277, an ordinance of the City of Redlands amending Chapter 5.12 of the Redlands Municipal Code relating to alarm system businesses and establishing an appeal procedure for false alarms, was read by title only by City Clerk Poyzer, and on motion of Councilmember Gilbreath, seconded by Councilmember Cunningham, further reading of the ordinance text was unanimously waived. Ordinance No. 2277 was introduced with unanimous Council approval and laid over under the rules with second reading scheduled for March 21, 1995, on motion of Councilmember Gilbreath, seconded by Councilmember Cunningham.

Agreement - Recyclable Materials - Municipal Utilities Director Phelps presented a proposed agreement to continue utilizing the services of CR&R, Incorporated for handling recyclable materials collected by the City. The proposed agreement is not set at a specific term and can be terminated by notice or revised by mutual written amendment. The prices received for the recyclable commodities vary, based on market prices and the California Redemption Value for materials received by CR&R. The commodity values which the City receives are adjusted on a monthly basis; as a result, the City receives the optimum current market value. Utilities Manager Michael L. Huffstutler reported the City will be able to collect magazines, cardboard, and all plastics for recycling. Councilmember Cunningham moved to approve an agreement with CR&R, Incorporated, Stanton, California, for handling recyclable materials collected by the City and to recognize an increased

revenue projection for recyclable materials. Motion seconded by Councilmember Gilbreath and carried unanimously.

PUBLIC COMMENTS

Cable TV - Mr. Albert LaFlor expressed his displeasure with the cable television company offering an adult channel. Although TCI has indicated they can block this channel, they have not done so as he has requested. Mayor Larson announced the Cable TV Task Force will be meeting on Thursday, March 9, 1995.

ADJOURNMENT

There being no further business, the City Council meeting adjourned at 9:29 P.M. to an adjourned regular meeting to be held on March 21, 1995, at 9:00 A.M. in the Council Chambers, Civic Center, 35 Cajon Street, Redlands, California.

City Clerk