MINUTES of a regular meeting of the City Council of the City of Redlands held in the Council Chambers, Civic Center, 35 Cajon Street, at 3:00 P.M. on May 21, 1996.

PRESENT

Swen Larson, Mayor
Pat Gilbreath, Mayor Pro Tem
William E. Cunningham, Councilmember
Gilberto Gil, Councilmember
Geni A. S. Banda, 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

John Andrews, Redlands Daily Facts
Richard Brooks, The Sun
(afternoon session only)

ABSENT

None

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

CONSENT CALENDAR

Minutes - On motion of Councilmember Gilbreath, seconded by Councilmember Gil, the minutes of the adjourned regular meeting of May 7, 1996, and the regular meeting of May 7, 1996, were unanimously approved as amended.

Bills and Salaries - On motion of Councilmember Gilbreath, seconded by Councilmember Gil, bills and salaries were ordered paid.

Contract Award - Bids were opened and publicly declared on April 18, 1996, by the City Clerk for the construction of accessible ramps and an enclosed shade structure at the Redlands Day Nursery site (Project First Steps' CDBG project); a bid opening report is on file in the Office of the City Clerk. It was the recommendation of the Administrative Services Department that the responsible bidder submitting the bid for said project which will result in the lowest cost to the City was Joe Garcia Construction based in Pico Rivera in the amount of $27,800.00, and it would be in the best interest of the City that this contract be awarded to said firm. Following brief discussion, on motion of Councilmember Gilbreath, seconded by Councilmember Gil, this recommendation was unanimously approved.

Resolution No. 5284 - Speed Zone - Elizabeth Street - On motion of Councilmember Gilbreath, seconded by Councilmember Gil, the City Council unanimously adopted Resolution No. 5284 a resolution of the City Council of the City of Redlands establishing speed zones for Elizabeth Street pursuant to Title 10 of the Redlands Municipal Code.

Resolution No. 5285 - Traffic Regulations - On motion of Councilmember Gilbreath, seconded by Councilmember Gil, the City Council unanimously adopted Resolution No. 5285, a resolution of the City Council of the City of Redlands establishing the following traffic regulations pursuant to Title 10 of the Redlands Municipal Code: (1) establish no parking on the west side of Church Street between the three driveways accessing 1145 North Church Street and 40 feet north of the northerly driveway; and (2) establish no parking on the east side of Tennessee Street for a distance of 100 feet south of the southerly driveway at 300 Tennessee Street.

Resolution No. 5287 - University Street Realignment Project - On motion of Councilmember Gilbreath, seconded by Councilmember Gil, the City Council unanimously adopted Resolution No. 5287, a resolution of the City Council of the City of Redlands authorizing the Mayor of the City of Redlands to act for and on behalf of said City in the execution of Program Supplement No. 006 of the State-Local Entity Master Agreement under State Senate Bill 300. This agreement provides for an application for reimbursement of a portion of the cost of the University Street Realignment project.

California Street Landfill - The request for approval of Task Order No. 6, as Amendment No. 2 to the agreement with the firm HDR Engineering, Inc. to provide engineering services for regulatory compliance of the California Street Landfill was continued to June 4, 1996.

Agreement - Parent/Toddler Program - On motion of Councilmember Gilbreath, seconded by Councilmember Gil, the City Council unanimously approved an independent contractor agreement between the City of Redlands and Michelle

Johnson to develop and conduct a Parent/Toddler Program and the Community Center and authorized the Mayor to sign the agreement on behalf of the City.

Drug Asset Seizure Funds - On motion of Councilmember Gilbreath, seconded by Councilmember Gil, the City Council unanimously authorized the use of $28,309.72 in drug asset seizure funds for the purchase of a computerized property and evidence control system for the Redlands Police Department.

PLANNING AND COMMUNITY DEVELOPMENT

Planning Commission Actions - Councilmember Cunningham indicated he was opposed to Zone Change No. 369"C" as recommended by the Planning Commission at their May 14, 1996, meeting. On motion of Councilmember Gilbreath, seconded by Councilmember Gil, the report of the Planning Commission meeting held on May 14, 1996, was acknowledged as received.

Tentative Tract No. 14981 - Time Extension - On motion of Councilmember Gilbreath, seconded by Councilmember Gil, the City Council unanimously approved a one-year time extension to June 11, 1997, for Tentative Tract No. 14981, a subdivision of 5.3 acres of land into nine single family lots for property located at the northeast corner of Citrus Avenue and LaSalle Street (Lawrence Luebbe, applicant).

COMMUNICATIONS

Citrus Plaza Regional Mall - Councilmember Cunningham no action was needed at this time.

League of California Cities Legislative Bulletins - Councilmember Cunningham reviewed State Legislative activities as contained in the League of California Cities Legislative Bulletins dated April 26, 1996, and May 3, 1996, that the City Council has already responded to. Councilmember Cunningham moved to direct letters of support be prepared regarding SB 1073 (Housing Element - Time Extension) and AB 3125 (Housing Element). Motion seconded by Councilmember Larson and carried unanimously.

Appointments - Sign Code Ad Hoc Committee - Mayor Larson moved to appoint the following people to the Sign Code Ad Hoc Committee: Councilmembers Cunningham and Larson; Planning Commissioners Diane Christensen and George Webber; Ray Alexander representing the Chamber of Commerce; Ann Lauer Bryan and Chris Glaze as business owners; Tim Heemstra as a sign company representative; residents James McDonald, Rolland Moore, Steve Rieger and Tim Murone; and alternate residents Rufus

Moore and William Belden. Motion seconded by Councilmember Gilbreath and carried unanimously. The City Council approved the establishment of this committee on March 19, 1996, whose charge is to hold a number of public meetings and work towards a consensus on major sign policy issues, but not on specific language for the Sign Code.

Redlands Fashion Center - Mayor Larson announced that less than two hours ago Newman Properties had entered escrow to purchase two additional parcels of property making their project 2.2 million square feet and increasing the project cost to $250 million. This could make Redlands Fashion Center the largest mall in California. On behalf of Newman Properties, Terry Lowe indicated the potential tenants wanted to be as close to the I-10 as possible and this property acquisition will provide freeway frontage.

Aladdin Entertainment - Pharaoh's Lost Kingdom - Staff updated the status of the construction of Pharaoh's Lost Kingdom and its necessary infrastructure and the many items that still needed to be completed. It was noted that there are numerous safety features that need to be addressed before a final certificate of occupancy can be issued. A stop order was issued last week when City inspectors caught the park builders digging the foundation for the controversial and not-yet-approved freeway sign. Aladdin Entertainment's Marketing Manager Ted Dawson told Councilmembers they had hoped to open today and urged the City Council to direct staff work with them and authorize temporary power in order for them to proceed to test the facility. John Braswell explained in detail why he needed temporary power at this time. Councilmember Gilbreath moved to direct staff to authorize temporary power to be phased in for areas as they are completed and meet all safety standards in determined by staff. Motion seconded by Councilmember Gil and carried unanimously. Mayor Larson asked staff to schedule a walk-through Wednesday morning (May 22,1996) to inform the owners of the needs for compliance.

Ordinance No. 2313 - Development Impact Fees - Ordinance No. 2313, an ordinance of the City of Redlands amending Chapter 3.60 of the Redlands Municipal Code relating to public facilities fees, was given its second reading of the title by City Clerk Poyzer, and on motion of Councilmember Gilbreath, seconded by Councilmember Banda, further reading of the ordinance text was unanimously waived, and Ordinance No. 2313 was adopted by the following vote:

AYES: Councilmembers Gilbreath, Gil, Banda; Mayor Larson
NOES: Councilmember Cunningham
ABSENT: None

Utility Users' Tax - City Manager Luebbers asked Councilmembers to review specific points and options regarding the placement of the Utility Users' Tax question on the November Ballot. Following discussion, Councilmember Gilbreath offered to work with the City Attorney to draft the ballot language.

PUBLIC COMMENTS

Fee Waiver Request - Robert Hallay, 1017 Oxford Drive, was referred to staff for assistance regarding his request for a waiver of fees to close and fence an alley at the Post Campus Apartments.

San Timoteo Canyon Flood Control Project - Susan Taylor presented a brief update on the progress of the San Timoteo Canyon Flood Control Project.

CLOSED SESSION

The City Council meeting recessed at 4:15 P.M. to a Redevelopment Agency meeting and reconvened at 4:29 P.M. to a closed session to discuss the following matters:

(a) Conference with legal counsel: Existing litigation - Government Code Section 54956.9(a)
- Biggs v. Foster and Larson
- City of Redlands v. San Bernardino County
- Joseph Holley v. City of Redlands

(b) Conference with legal counsel: Anticipated litigation - Government code Section 54956.9(c) - One case

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

PRESENTATIONS

Earth Awareness Week Poster Awards - As part of the Earth Awareness Week celebration, the City of Redlands sponsored a poster contest for Redlands' students. The theme of this year's contest was "Take pride in your community - How I can make Earth Day an every day celebration." There were a total of 85 outstanding entries. Special Collections Coordinator Janet Miller assisted Mayor Larson in the presentation of the following awards:

4 to 6 year old category:
First Place — Matthew Olaranont
Calvary Chapel Christian School - First Grade

7 to 9 year old category:
First Place — Andrew Rath

		Sacred Heart School - Third Grade
	Second Place	Elsa Horrigan Valley Preparatory School - Fourth Grade
	Third Place	Stanley Eosakul Valley Preparatory School - Fourth Grade
	Fourth Place	Marcio Rivera Valley Preparatory School - Fourth Grade
	Honorable Mention	Marissa Klein Valley Preparatory School - Fourth Grade Erin Doughty Crafton Elementary School - First Grade
10 to 12 year old category:		
	First Place	Ashley Holmes Valley Preparatory School - Fourth Grade
	Second Place	Charles Robinson Valley Prepartory School - Fourth Grade
	Third Place	Karen Cohoe Crafton Elementary School - Fifth Grade
	Fourth Place	Yarslav Kazakov Valley Preparatory School - Fourth Grade
	Honorable Mention	Megan Evers Smiley Knights School - Fifth Grade Siamak Mauaghar Smiley Knights School - Fifth Grade
Special Entry Category:		
	Mayor's Award	Ben Powell Crafton School - Special Education Class

PUBLIC HEARINGS

Ordinance No. 2316 - Zone Change No. 359A - Public hearing was advertised for this time and place to consider Ordinance No. 2316, an ordinance adopting Zone Change No. 359A, a change of zone from R-E (Residential Estate) District to C-4 (Highway Commercial) District for property located north of Parkford Drive, south of the I-10 Freeway, east of Marshall Street, and west of Ford Street as recommended by the Redlands Planning Commission. Mayor Larson 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.

Councilmember Cunningham moved to approve the Environmental Review Committee's Negative Declaration for Zone Change No. 359A and directed staff to file and post a Notice of Determination in accordance with the City's guidelines. Motion seconded by Councilmember Gilbreath and carried unanimously. Ordinance No. 2316, an ordinance of the City of Redlands amending Title 18 of the Redlands Municipal Code by adopting a revised land use zoning plan as part of the Official Land Use Zoning Map and effecting Zone Change No. 359A, was given its first 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, and Ordinance No. 2316 was introduced with unanimous Council approval and laid over under the rules with second reading scheduled for June 4, 1996.

Ordinance No. 2317- Zone Change No. 359B - Public hearing was advertised for this time and place to consider Ordinance No. 2317, an ordinance adopting Zone Change No. 359B, a change of zone from A-1 (Agricultural) District to R-R (Rural Residential) District for property located on the north and south side of Edgemont Drive, south of Sunset Drive as recommended by the Redlands Planning Commission. Mayor Larson 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.

Councilmember Cunningham moved to approve the Environmental Review Committee's Negative Declaration for Zone Change No. 359B and directed staff to file and post a Notice of Determination in accordance with the City's guidelines. Motion seconded by Councilmember Gilbreath and carried unanimously. Ordinance No. 2317, an ordinance of the City of Redlands amending Title 18 of the Redlands Municipal Code by adopting a revised land use zoning plan as part of the Official Land Use Zoning Map and effecting Zone Change No. 359B , was given its first reading of the title by City Clerk Poyzer, and on motion of Councilmember Gilbreath, seconded by Councilmember Cunningham, further reading of the ordinance text was unanimously waived, and Ordinance No. 2317 was introduced with unanimous Council approval and laid over under the rules with second reading scheduled for June 4, 1996.

NEW BUSINESS

Ordinance No. 2299 - Cable Television Regulations - Ordinance No. 2299, an ordinance of the City of Redlands amending Chapter 5.76 of the Redlands Municipal Code relating to the granting and regulation of franchises for cable communications systems, was read by title only by City Clerk Poyzer, and on motion of Councilmember Gilbreath, seconded by Councilmember Larson, further reading of the ordinance text was unanimously waived, and Ordinance No. 2299 was introduced with unanimous Council approval and laid over under the rules with second reading scheduled for June 4, 1996. The City Council commended Gerald Hanson for his commitment and willingness to share his expertise with the Cable TV Task Force.

Ordinance No. 2318 - Uniform Mechanical Code - Ordinance No. 2318, an ordinance of the City of Redlands amending Chapter 15.16 of the Redlands Municipal Code by adopting the Uniform Mechanical Code, 1994 Edition, and making amendments thereto, was read by title only by City Clerk Poyzer, and on motion of Councilmember Cunningham, seconded by Councilmember Banda, further reading of the ordinance text was unanimously waived, and Ordinance No. 2318 was introduced with unanimous Council approval and laid over under the rules with second reading scheduled for June 4, 1996.

Ordinance No. 2314 - Household Hazardous Waste Disposal Fee - Fire Chief Enslow explained that since 1987 the Redlands Fire Department has staffed and operated a household hazardous waste collection site. The costs to dispose of hazardous waste, training, and staff personnel has increased to the point that present funding is insufficient to continue the program. Therefore, he recommended increasing the household hazardous waste disposal fee from $.32 to $.64 based on a bi-monthly billing period. Ordinance No. 2314, , an ordinance of the City of Redlands amending Chapter 13.68 of the Redlands Municipal Code relating to solid waste disposal fees, was read by title only by City Clerk Poyzer. Councilmember Larson moved to waive further reading of the ordinance text and introduce Ordinance No. 2314; motion seconded by Councilmember Gil. The motion, which required a four/fifths vote, failed with Councilmember Cunningham and Banda voting NO. Councilmember Cunningham indicated he would discuss this matter with Fire Chief Enslow to become better informed and might be willing to reconsider this ordinance at a future date.

Ordinance No. 2319 - Human Relations Commission - City Attorney McHugh presented Ordinance No. 2319 which would amend Chapter 2.66 of the Redlands Municipal Code to provide for staggered terms for the members of the Human Relations Commission. Ed Sagmeister, Chairman of the Human Relations Commission, suggested that when there was a vacancy on the commission, that the appointment to fill the vacancy be made for a four-year term commencing from date of appointment. Mr. McHugh suggested continuance of this matter for a re-write. On motion of Councilmember Cunningham, seconded by Councilmember Larson, the City Council unanimously approved this recommendation for continuance.

Joint Use Agreement - Redlands Unified School District - Administrative Services Director Pettus presented an agreement for joint use of facilities between the City of Redlands and the Redlands Unified School District. She explained that for several years, the City and the School District have shared facilities including: ball fields, tennis courts, swimming pools, and gymnasiums. Joint use agreement, specifying use, maintenance and scheduling were developed for each separate facility. The purpose of this agreement is to incorporate those separate agreements into one contract. The proposed agreement also identifies all City and School District facilities to be shared, and it was felt that this joint use agreement will promote broader use, as well as increase consistency and efficiency. Councilmember Larson moved to approve the agreement for joint use of facilities between the City of Redlands and the Redlands Unified School District and authorized the Mayor to execute the document on behalf of the City. Motion seconded by Councilmember Cunningham and carried unanimously. Councilmember Cunningham asked staff to negotiate with the School District further to include all communities (Loma Linda, Highland, and the County) in a similar agreement.

Fee Waiver - Sewall Theater - On motion of Councilmember Cunningham, seconded by Councilmember Gilbreath, the Council unanimously waived the fees for the use of the Sewall Theater by the Redlands Adult School for their graduation ceremony scheduled for June 10, 1996.

Funds - Agreement - Compressed Natural Gas Vehicle - On behalf of Jim Glaze, Inc. Erv Upton explained the advantages of a compressed natural gas vehicle. The City received a van in May, 1995, through an agreement with Caltrans and it has been used for commuting purposes. The obligation for the vehicle included the purchase of a complementary alternative fueled vehicle, conversion of an existing fleet, or establishing infrastructure. Councilmember Cunningham moved to authorize the purchase of one compressed natural gas vehicle, approve an agreement with CALTRANS for transfer of one alternative fuel vehicle, and approve an appropriation of $22,000.00. Motion seconded by Councilmember Gil and carried unanimously. A compressed natural gas truck and van were on display in the Civic Center during this meeting.

Utility Billing System Analysis - The request to enter into a professional services agreement with Kerry Consulting Group for an efficiency analysis of the utility billing system was removed from the agenda.

Fee Waiver - Fourth of July Committee - On motion of Councilmember Cunningham, seconded by Councilmember Gil, the City Council unanimously approved the request from the Redlands 4th of July Committee to waive all fees associated with the annual 4th of July celebration.

Irrigation Water Agreements - Assistant Utilities Director Michael Huffstutler explained that beginning around 1950, the City of Redlands entered into a program to acquire water stock in the various mutual water companies providing irrigation water in the Redlands area. The purpose of the program was to gain entitlement to the use of the surface waters of the Santa Ana River and Mill Creek to satisfy present and future water demands. Many of the mutual water companies were incorporated prior to 1900, and their water distribution facilities are experiencing major failures as a result of age. These failures result in major expenditures for the companies. At the present time, the City of Redlands has achieved majority shareholder status in several of the companies and, as the majority shareholder, Redlands becomes responsible for a large percentage of the maintenance and repair costs. In 1967, in an effort to relieve some of this obligation, Redlands entered into agreements with two of the mutual companies (Redlands Heights and South Mountain) to provide irrigation water from the domestic water system in exchange for the elimination of little used and high maintenance pipelines. He explained the agreement in detail and recommended that the City Council authorize the Municipal Utilities Department to negotiate irrigation water agreements with various mutual water companies for the elimination of little used, high maintenance pipelines and to authorize the Mayor and City Clerk to sign the agreements on behalf of the City. On motion of Councilmember Gil, seconded by Councilmember Banda, the City Council approved this recommendation with Councilmembers Gilbreath and Cunningham abstaining.

Resolution No. 5289 - Sewer Facilities Refunding - Councilmember Cunningham moved to adopt Resolution No. 5289, a resolution of the City Council of the City of Redlands approving a supplement to the Official Statement and certain related matters in connection with the remarketing of the Certificates of Participation (1993 Sewer Facilities Refunding Project). Motion seconded by Councilmember Banda and carried unanimously.

PUBLIC COMMENTS

Water Meters - Mr. Robert Treacy asked for the City's assistance regarding the relocation of a water meter on his property on Mill Creek Road. He was referred to staff for a report.

ADJOURNMENT

There being no further business, the City Council meeting adjourned at 7:54 P.M. to an adjourned regular meeting to be held on May 22, 1996, at 9:00 A.M. in the Council Chambers, Civic Center, 35 Cajon Street, Redlands, California.

City Clerk