

ORDINANCE NO. 2751

AN ORDINANCE OF THE CITY OF REDLANDS AMENDING CHAPTERS 2.18, 2.24, 2.32, 2.36, 2.38, 2.46, 2.48, 2.50, 5.48, 13.04, 13.06 AND 19.12 OF THE REDLANDS MUNICIPAL CODE TO CLARIFY MEMBERSHIP AND TERMS FOR CITY BOARDS AND COMMISSIONS AND TO DESIGNATE THE PLANNING COMMISSION FOR REVIEW OF MOBILE HOME RENT CONTROL REGULATIONS AND APPEALS OF AND AFFORDABLE HOUSING PROJECTS FOR THE CITY'S BUILDING PERMIT ALLOCATION SYSTEM

THE CITY COUNCIL OF THE CITY OF REDLANDS DOES ORDAIN AS FOLLOWS:

Section 1. Section 2.18.030 of the Redlands Municipal Code, entitled "Membership; Appointment and Terms," is hereby amended to read as follows:

**"2.18.030: MEMBERSHIP; APPOINTMENT AND TERMS:**

The Airport Advisory Board shall consist of seven (7) members appointed by the Mayor with the approval of the City Council. Each member shall serve a staggered four (4) year term and shall serve until his or her successor is appointed. No person shall serve more than two (2) consecutive full terms unless appointed to an additional term by a four-fifths (4/5) vote of the City council. Vacancies on the board shall be filled by appointment by the Mayor with the approval of the City Council for the unexpired portion of the term. Appointments made to fill an unexpired term will constitute a full term if more than one-half (1/2) of a term remains. For example, if a term is four (4) years and an appointment for an unexpired term is for more than two (2) years, this appointment constitutes a full term. The members of the board shall serve without compensation, shall each be a resident of the City, and neither a member of any other standing commission, board or committee of the City nor an employee thereof. The City Council may remove any member of the Board at any time, without cause, by a majority vote. Four (4) members of the Board shall constitute a quorum."

Section 2. Section 2.24.040 of the Redlands Municipal Code entitled, "Membership," is hereby amended to read as follows:

**"2.24.040: MEMBERSHIP:**

The Historic and Scenic Preservation Commission shall consist of nine (9) members who shall each serve for a four (4) year term and until his or her successor is appointed. Eight (8) members shall be appointed by the Mayor with the approval of the City Council, shall serve without compensation, shall each be a resident of the City, and neither a member of any other standing commission, board or committee of the City nor an employee thereof. The ninth member of the Commission shall be the Archivist Curator of the City's A.K. Smiley Public Library, or his or her designated appointee. No person, except for the Archivist Curator, shall

serve more than two (2) consecutive full terms unless appointed to an additional term by a four-fifths (4/5) vote of the City Council. Vacancies on the Commission shall be filled by appointment by the Mayor with the approval of the City Council for the unexpired portion of the term. Appointments made to fill an unexpired term will constitute a full term if more than one-half (1/2) of a term remains. For example, if a term is four (4) years and an appointment for an unexpired term is more than two (2) years, this appointment constitutes a full term. The City Council may remove any member of the Commission at any time, without cause, by a majority vote. Five (5) members of the Commission shall constitute a quorum."

Section 3. Section 2.32.020 of the Redlands Municipal Code entitled, "Membership," is hereby amended to read as follows:

**"2.32.020: MEMBERSHIP:**

The Parks and Recreation Advisory Commission shall consist of nine (9) members. Eight (8) members shall be appointed by the Mayor with the approval of the City Council. The ninth member shall be a City Council appointed student member who shall be a full voting member from the junior class of a Redlands Unified School District high school for a term of one year, beginning January 1 and ending December 31 when the student is a senior. Each member shall serve for a four (4) year term until his or her successor is appointed. No person shall serve more than two (2) consecutive full terms unless appointed to an additional term by a four-fifths (4/5) vote of the City Council. Vacancies on the Commission shall be filled by appointment by the Mayor with the approval of the City Council for the unexpired portion of the term. Appointments made to fill an unexpired term will constitute a full term if more than one-half (1/2) of a term remains. For example, if a term is four (4) years and an appointment for an unexpired term is for more than two (2) years, this appointment constitutes a full term. The members of the Commission shall serve without compensation, shall each be a resident of the City, and neither a member of any other standing commission, board or committee of the City, nor an employee thereof. The City Council may remove any member of the Commission at any time, without cause, by a majority vote. Four (4) members of the Council shall constitute a quorum."

Section 4. Section 2.36.020 of the Redlands Municipal Code, entitled "Membership," is hereby amended to read as follows:

**"2.36.020: MEMBERSHIP:**

The Planning Commission shall consist of seven (7) members appointed by the Mayor with the approval of the City Council. Each member shall serve for a four (4) year term until his or her successor is appointed. No person shall serve more than two (2) consecutive full terms unless appointed to an additional term by a four-fifths (4/5) vote of the City Council. Vacancies on the Commission shall be filled by appointment by the Mayor with the approval of the City Council for the unexpired portion of the term. Appointments made to fill an unexpired term will constitute a full term if more than one-half (1/2) of a term remains. For example, if a term is four (4) years and an appointment for an unexpired term is for more than two (2) years, this appointment constitutes a full term. The members of the Commission shall serve without compensation, shall each be a resident of the City, and neither a member of any other standing

commission, board or committee of the City nor an employee thereof. The City Council may remove any member of the Commission at any time, without cause, by a majority vote. Four (4) members of the Board shall constitute a quorum.”

Section 5. Section 2.38.010 of the Redlands Municipal Code, entitled “Membership,” is hereby amended to read as follows:

“2.38.010: MEMBERSHIP:

The Municipal Utilities/Public Works Commission shall consist of seven (7) members appointed by the Mayor with the approval of the City Council. Each member shall serve for a four (4) year term until his or her successor is appointed. No person shall serve more than two (2) consecutive full terms unless appointed to an additional term by a four-fifths (4/5) vote of the City Council. Vacancies on the Commission shall be filled by appointment by the Mayor with the approval of the City Council for the unexpired portion of the term. Appointments made to fill an unexpired term will constitute a full term if more than one-half (1/2) of a term remains. For example, if a term is four (4) years and an appointment for an unexpired term is for more than two (2) years,, this appointment constitutes a full term. The members of the Commission shall serve without compensation, shall each be a resident of the City, and neither a member of any other standing commission, board or committee of the City nor an employee thereof. The City Council may remove any member of the Commission at any time, without cause, by a majority vote. Four (4) members of the Commission shall constitute a quorum.”

Section 6. Section 2.46.020 of the Redlands Municipal Code, entitled “Membership,” is hereby amended to read as follows:

“2.46.020: MEMBERSHIP:

The Relocation Appeals Board shall consist of five (5) members, appointed by the Mayor and approved by the City Council, who shall each serve for a four (4) year term and until his or her successor is appointed. No person shall serve more than two (2) consecutive full terms unless appointed to an additional term by a four-fifths (4/5) vote of the City Council. Vacancies on the Board shall be filled in the same manner as the board members are appointed. Appointments made to fill an unexpired term will constitute a full term if more than one-half (1/2) of a term remains. For example, if a term is four (4) years and an appointment for an unexpired term is for more than two (2) years, this appointment constitutes a full term. The Board members shall each be a resident of the City, and neither an elected official nor a member of any other standing commission, board or committee of the City, or an employee thereof. The members of the Board shall serve without compensation.”

Section 7. Section 2.48.020 of the Redlands Municipal Code, entitled “Membership,” is hereby amended to read as follows:

“2.48.020: MEMBERSHIP:

The Traffic and Parking Commission shall consist of seven (7) members. Six (6) of its

members shall be appointed by the Mayor with the approval of the City Council. Each member shall serve for a four (4) year staggered term and until his or her successor is appointed. No person shall serve more than two (2) consecutive full terms unless appointed to an additional term by a four-fifths (4/5) vote of the City Council. Vacancies on the Commission shall be filled by appointment by the Mayor with the approval of the City Council for the unexpired portion of the term. Appointments made to fill an unexpired term will constitute a full term if more than one-half (1/2) of a term remains. For example, if a term is four (4) years and an appointment for an unexpired term is for more than two (2) years, this appointment constitutes a full term. The members of the Commission shall serve without compensation, shall each be a resident of the City, and neither a member of any other standing committee, board or commission of the City nor an employee thereof. The Council may remove any member of the Commission at any time, without cause, by a majority vote. Four (4) members of the Commission shall constitute a quorum.

The City Council shall also appoint one student member as a full voting member of the Commission from a junior class of a Redlands High School for a term of one year, beginning January 1 and ending December 31 when the student is a senior.

The sergeant of the traffic division of the Redlands Police Department and a representative of the Municipal Utilities and Engineering Department shall be ex officio advisory members of the Commission.”

Section 8. Section 2.50.030 of the Redlands Municipal Code, entitled “Membership,” is hereby amended to read as follows:

**“2.50.030: MEMBERSHIP:**

The Cultural Arts Commission shall consist of seven (7) members appointed by the Mayor with the approval of the City Council. Each member shall serve for a four (4) year term and until his or her successor is appointed. No person shall serve more than two (2) consecutive terms unless appointed to an additional term by a four-fifths (4/5) vote of the City Council. Vacancies on the Commission shall be filled by appointment by the Mayor with the approval of the City Council for the unexpired portion of the term. Appointments made to fill an unexpired term will constitute a full term if more than one-half (1/2) of a term remains. For example, if a term is four (4) years and an appointment for an unexpired term is for two more than (2) years, this appointment constitutes a full term. The members of the Commission shall serve without compensation, shall each be a resident of the City, and neither a member of any other standing commission, board or committee of the City nor an employee thereof. The Council may remove any member of the Commission at any time, without cause, by a majority vote. Four (4) members of the Commission shall constitute a quorum.”

Section 9. The definition of “Commission,” as described in Section 5.48.020 of the Redlands Municipal Code entitled “Definitions,” is hereby amended to read as follows:

**“5.48.020: DEFINITIONS:**

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As used in this Chapter the following words shall have the meaning ascribed to them:

COMMISSION: The City Planning Commission established by Chapter 2.36 of this Code (sometimes herein called the "Commission").

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Section 10. The definition of “Board,” as described in Section 13.04.010 B of the Redlands Municipal Code, entitled “Definitions,” is hereby amended to read as follows:

“13.04.010: DEFINITIONS:

A. For the purpose of this division all words used herein in the present tense shall include the future; all words in the plural number shall include the singular number; and all words in the singular number shall include the plural number.

B. Whenever in this Chapter the following words and phrases set forth in this Section are used, they shall, for the purpose of this Chapter, have the meaning ascribed to them in this Section:

BOARD: Three City management employees, as from time to time appointed by the City Manager.

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Section 11. Section 13.06.110 of the Redlands Municipal Code, entitled “Hearing Regarding Violations,” is hereby amended to read as follows:

“13.06.110: HEARING REGARDING VIOLATIONS:

A. Any customer receiving notice of a second or subsequent violation pursuant to section 13.06.090 of this Chapter shall have a right to a hearing by the City Manager within fifteen (15) days of mailing or other delivery of the notice of violation.

B. The customer's written request for a hearing within the fifteen (15) day period shall automatically stay the imposition of monetary penalties on the customer's water bill until the City Manager renders his decision. The decision of the City Manager shall be final and not subject to further appeal pursuant to this Code.”



Section 12. Section 19.12.060 of the Redlands Municipal Code, entitled "Very Low and Low Income Senior Citizen Housing," is hereby amended to read as follows:

"19.12.060: VERY LOW AND LOW INCOME AND SENIOR CITIZEN HOUSING:

Points  
(Maximum: 20)

- A. Project with 15% dwelling units restricted for very low or low income persons at prices as established by the United States Department of Housing and Urban Development. 2/unit
- B. Project with 90% or more of the dwelling units restricted for senior citizen persons. 6
- C. For a project to receive points for senior citizen housing, senior residency shall be established and restricted in accordance with federal law.
- D. For a project to receive points hereunder, the project applicant shall file a detailed, written statement indicating the proposed method of providing such units and shall enter into a restrictive covenant with the City to ensure the same. In addition, the favorable recommendation of the City's Planning Commission shall be a prerequisite to the award of any points hereunder."

Section 13. The Mayor shall sign this ordinance and the City Clerk shall certify to the adoption of this ordinance and shall cause it, or a summary of it, to be published once in the Redlands Daily Facts, a newspaper of general circulation within the City, and thereafter, this ordinance shall take effect as provided by law.

  
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Mayor of the City of Redlands

ATTEST:

  
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City Clerk

I, Sam Irwin, City Clerk, City of Redlands, hereby certify that the foregoing Ordinance was duly adopted by the City Council at the regular meeting thereof, held on the 6th day of September 2011, by the following vote:

AYES: Councilmembers Harrison, Bean, Foster, Gardner; Mayor Aguilar  
NOES: None  
ABSENT: None  
ABSTAIN: None

  
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City Clerk