

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 February 16, 1999.

PRESENT

William E. Cunningham, Mayor
Geni A. S. Banda, Mayor Pro Tem
Pat Gilbreath, Councilmember
John L. Freedman, Councilmember
Gary George, Councilmember

Gary M. Luebbers, City Manager
Daniel J. McHugh, City Attorney
Lorrie Poyzer, City Clerk
Beatrice Sanchez, Deputy City Clerk
(evening session)
Michael Reynolds, City Treasurer
Jim Bueermann, Police Chief
John Habant, Deputy Fire Chief
Bonnie Johnson, Finance Director
Ronald C. Mutter, Public Works Director
(afternoon session)
Peter A. Laaninen, Assistant Public Works Director
(evening session)
Gary G. Phelps, Municipal Utilities Director
Jeffrey L. Shaw, Community Development Director

ABSENT

None

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

CONSENT CALENDAR

Minutes - On motion of Councilmember Gilbreath, seconded by Councilmember George, the minutes of the regular meeting of February 2, 1999, and the adjourned regular meeting of February 9, 1999, were approved as submitted.

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

Planning Commission Actions - On motion of Councilmember Gilbreath, seconded by Councilmember George, the report of the Planning Commission meeting held on February 9, 1999, was acknowledged as received.

ERC Agenda - On motion of Councilmember Gilbreath, seconded by Councilmember George, the tentative agenda for the Environmental Review Committee meeting to be held on February 22, 1999, was acknowledged as received.

Ordinance No. 2390 - Development Permits Time Limits - Ordinance No. 2390, an ordinance of the City of Redlands amending Chapters 18.12, 18.192, and 18.196 of the Redlands Municipal Code relating to time limits for development permits, was adopted on motion of Councilmember Gilbreath, seconded by Councilmember George, by the following vote:

AYES: Councilmembers Banda, Gilbreath, Freedman, George;
Mayor Cunningham
NOES: None
ABSENT: None

Resolution No. 5595 - Cemetery Fees - On motion of Councilmember Gilbreath, seconded by Councilmember George, the City Council unanimously adopted Resolution No. 5595, a resolution of the City Council of the City of Redlands relating to fees for sale of cemetery plots, crypts, niches, setting of markers, and miscellaneous services.

MOU - University of Redlands - On motion of Councilmember Gilbreath, seconded by Councilmember George, the City Council unanimously authorized the Mayor, Police Chief, and City Clerk to sign a Memorandum of Understanding between the City of Redlands and the University of Redlands pursuant to Penal Code Section 830.7. This MOU does not obligate the City in any manner, it simply affords the University security officers specific powers of arrest as listed in the Penal Code.

MOU - Loma Linda University - On motion of Councilmember Gilbreath, seconded by Councilmember George, the City Council unanimously authorized the Mayor, Police Chief, and City Clerk to sign a Memorandum of Understanding between the City of Redlands and Loma Linda University pursuant to Penal Code Section 830.7. This MOU does not obligate the City in any manner, it simply affords the University security officers specific powers of arrest as listed in the Penal Code.

Resolution No. 5603 - Annexation No. 76B - On motion of Councilmember Gilbreath, seconded by Councilmember George, the City Council unanimously adopted Resolution No. 5603, a resolution of the City Council of the City of Redlands ordering territory annexed to the City of Redlands and effecting LAFCO No. 2839B, Annexation No. 76B. The property involved includes approximately 10 acres located at the southeast corner of Sixth Avenue and Wabash Avenue.

Resolution No. 5604 - JAIBG Award - On motion of Councilmember Banda, seconded by Councilmember Freedman, the City Council unanimously adopted Resolution No. 5604, a resolution of the City of Redlands waiving its right to its entire Juvenile Accountability Incentive Block Grant (JAIBG) award and contributing its JAIBG funding to a Regional Crime Enforcement Coalition (RJCEC).

Resolution No. 5606 - Annexation No. 77 Tax Exchange - On motion of Councilmember Gilbreath, seconded by Councilmember George, the City Council unanimously adopted Resolution No. 5606, a resolution of the City Council of the City of Redlands in connection with the determination of the amount of property tax revenues to be exchanged between and among the County of San Bernardino and the City of Redlands resulting from the jurisdictional change described by LAFCO No. 2848, Annexation No. 77 (Mountain View Acres/Redlands Christian Home).

Honeywell Agreement Amendment - This item was withdrawn from the agenda.

Funds - Senior Trip Program - On motion of Councilmember Gilbreath, seconded by Councilmember George, the City Council unanimously approved an additional appropriation in the amount of \$3,000.00 to support the senior trip program. This is a self-supporting program. The Community Senior Center has generated \$1,490.00 and Joslyn Senior Center has generated \$1,510.00 in trip revenues during this budget year in excess of projected revenues.

Funds - Multimedia Training System - On motion of Councilmember Gilbreath, seconded by Councilmember George, the City Council unanimously approved an additional appropriation not to exceed \$3,000.00 for the purchase of a computer-based multimedia training system for the Police Department. These funds will be fully reimbursed from the Department of Justice Commission on Peace Officer Standards Training. With the use of this equipment, Police personnel will be able to receive POST training without travel expenses, thus reducing some training costs.

Funds - Joslyn Senior Center Computer Lab - On motion of Councilmember Gilbreath, seconded by Councilmember George, the City Council unanimously approved an allocation of \$2,000.00 from the Mary E. Scott trust fund to provide support for the Joslyn Senior Center computer lab as recommended by the Joslyn Advisory Board at their meeting held on December 15, 1998.

Agreement - Redlands Crossing Lawsuit - On motion of Councilmember Gilbreath, seconded by Councilmember George, the City Council unanimously approved a consulting agreement with EIP Associates, an environmental consulting expert, in conjunction with the Redlands Crossing lawsuit.

Funds - Water Stock - On motion of Councilmember George, seconded by Councilmember Freedman, the City Council approved an additional appropriation in the amount of \$150,000.00 from current rates and revenues for the purchase of water stock to provide for a current and future water supply that is both high in quality and low in cost with Councilmembers Cunningham and Gilbreath abstaining due to possible conflicts of interest.

Appointment - DRBA Advisory Board - On motion of Councilmember Gilbreath, seconded by Councilmember George, the City Council unanimously appointed Councilmember Gary George to the Downtown Redlands Business Association Advisory Board as recommended by said Board at its meeting held on January 12, 1999.

Fee Waiver - Optimist Club of Redlands - On motion of Councilmember Gilbreath, seconded by Councilmember George, the City Council unanimously approved a fee waiver in the amount of \$240.00 for the use and reservation of the bandstand (gazebo) at Sylvan Park for the Optimist Club of Redlands for the annual car show on July 17, 1999.

Agreement - Judson Street Water Transmission Main - On motion of Councilmember Gilbreath, seconded by Councilmember George, the City Council unanimously approved Amendments No. 1, No. 2, and No. 3 to the agreement with Krieger & Stewart, Inc. for additional engineering services for the Judson Street Water Transmission Main in the amount of \$15,000.00.

Agreement - Iowa Street Water Transmission Main - On motion of Councilmember Gilbreath, seconded by Councilmember George, the City Council unanimously approved Amendment No. 1 to the agreement with Boyle engineering in the amount of \$6,050.00 to provide additional engineering services for the design of a water transmission main in Iowa Street.

Agreement - California Street Landfill - On motion of Councilmember Gilbreath, seconded by Councilmember George, the City Council unanimously authorized Amendment No. 3 to the environmental services agreement with Tom Dodson & Associates to provide environmental services for the California Street Landfill Vertical Expansion.

Ford Park Hydro-Pneumatic Non-Potable Irrigation System Project - On motion of Councilmember Gilbreath, seconded by Councilmember George, the City Council unanimously approved extra work under contract with Schuler Engineering for the Ford Park Hydro-Pneumatic Non-Potable Irrigation System Project, Project No. 1-9976, in the amount of \$18,457.12.

Comprehensive Annual Financial Report - On motion of Councilmember Gilbreath, seconded by Councilmember George, the City Council unanimously accepted the City of Redlands Comprehensive Annual Financial Report, including the Single Audit Report, for the year ended June 30, 1998, as prepared by Vavrinek, Trine, Day & Co., LLP.

COMMUNICATIONS

Legislative Bulletin - Councilmembers discussed the reallocation of taxes to local governments indicating they wanted to keep current with the discussions in Sacramento. Mayor Cunningham felt we should support SB 1 which would extend bottle recycling.

City Manager's Report - City Manager Luebbers reported construction on the Eureka Street widening project will begin the first of next month. The curb cuts on Orange Street are part of a CALTRANS project which has suffered a number of problems. A committee has been meeting to enhance safety on Lugonia Avenue; City staff has been in attendance. Mayor Cunningham asked that a representative from CALTRANS be asked to address the City Council on a future agenda regarding Lugonia Avenue. Councilmember George said we need to express our appreciation to Assemblyman Leonard for obtaining funding for a signal on Lugonia Avenue. City Manager Luebbers reported the airport suffered vandalism over the weekend, and there has been a surge of graffiti throughout town in recent weeks. These are examples of the high cost of maintenance and how "what we spend money on and not get one inch ahead."

Mid-Year Budget Review - City Manager Luebbers reported that 50 percent of the fiscal year has been completed. General Fund revenues are 45.57 percent received while expenditures are 47.0 percent spent. A large portion of the major General Fund revenues, such as property taxes, franchise fees and business license fees, are normally collected during the second half of the fiscal year which explains why revenue is still projected to be at 99.99 percent of the original projection. The three year General Fund projection is still showing projected deficits in fiscal years 1990-00 and 2000-01 of \$577,386.00 and \$1,590,178, respectively. Although the focus of the mid-year review was on the General Fund, a cursory review was also done of all other City funds. Citywide, revenues are 50.68 percent received while expenditures are 42.17 percent spent. The lower than average expenditure percentage is due to the fact that much of the capital improvement budget remains unspent. City Manager

Luebbers noted we have more employee vacancies at this time than we have had in ten years and that we are experiencing difficulty getting qualified candidates. Councilmember Freedman noted a recent report from the City Treasurer showed sales tax revenues were up 6.8 percent. City Manager Luebbers said the report also showed the City is vastly under-served and if we can fill those slots, even more sales tax will come in. Staff is beginning the process to prepare the 1999-2000 budget and welcomes comments from Councilmembers.

Brokerage Services - Excess Liability Insurance - Finance Director Johnson presented a five-year history showing claims settled from fiscal year 1994-95 to the present; a comparison of the City's self-insured retention (SIR); estimated premiums should the City Council opt to increase or decrease its self-insured retention; and a recap of the City's current coverage which expires July 1, 1999. Councilmember George thanked Finance Director Johnson for the preparation of this report, and said our current broker, Davis & Graeber Insurance Services, Inc. of Redlands has served us well, but perhaps after three years it is time to go out to bid again. Councilmember Freedman noted the current self-insurance retention level seems to be the most cost effective. On motion of Councilmember Gilbreath, seconded by Councilmember Freedman, the City Council unanimously directed staff to proceed with a request for proposal for brokerage services related to excess liability insurance for a three-year period with a self-insured retention of \$500,000.00.

YK2 Status Report - Municipal Utilities Director Phelps presented a report on the status of computerized operation in 2000 (Y2K) which was prepared by the MIS Administrator. The report documents the status and direction of their effort to identify and remediate the year 2000 (Y2K) date problem that will occur on or before January 1, 2000, due to the potential inability of computerized systems to correctly process dates after December 31, 1999. In reviewing the Y2K status, staff also evaluated the possibility of moving to a new MIS system and moving away from the City's current legacy system which uses custom software developed by Ultimate Intermountain 10 years ago and running on the PICK operation system on a GA mini-computer. This approach was reviewed by the City Council Finance Committee and the Finance Director. A new MIS system would use a vendor supported software application which would run on the City's Windows NT Network using a dedicated network server. The new system would serve the City's needs for Finance, Utility Billing, City Treasurer, and others. The system would improve reliability and the effectiveness of our MIS system. At this time, staff recommended that the City Council authorize staff to evaluate and bring back to the City Council a recommendation for a vendor to evaluate the scope of the City's Y2K needs, and an assessment and recommendation with a new financial application package to run on the City's Windows NT Network to replace the City's current financial programs running on the GA mini-computer. The potential cost to evaluate the

Y2K issue is estimated at \$20,000-\$30,000, and the potential cost of a new computer system is \$450,000 to \$500,000. Mayor Cunningham said ESRI could possibly assist us. Councilmember Freedman moved to authorize staff to evaluate and bring back to the City Council a recommendation for a vendor to evaluate the scope of the City's Y2K needs. Motion seconded by Councilmember Banda and carried unanimously. Councilmember Freedman moved to authorize staff to evaluate and bring back to the City Council an assessment and recommendation for a new financial application package, to run on the City's Windows NT Network, to replace the City's current financial programs running on the GA mini-computer, financed in part by a loan from the Water Fund to the General Fund with a five-year payback plan for the cost of the portion of the system benefiting the General Fund, and provide the City Council with the list of vendors. Motion seconded by Councilmember Banda and carried unanimously.

Appointments - Planning Commission - Mayor Cunningham moved to nominate Thomas A. Osborne to another four-year term on the Planning Commission. Motion seconded by Councilmember Banda and carried unanimously. Mayor Cunningham moved to nominate Caroline D. Laymon to a four-year term on the Planning Commission to January 6, 2003. Motion seconded by Councilmember Banda and carried unanimously.

Appointments - Trails Committee - Mayor Cunningham moved to nominate the following people to serve on the Trails Committee: Theodora Banta, Suzanne Anda, Jonathan Baty, Suzanne Coonradt, Harry John, Mike Kelly, and Val Tonto. Motion seconded by Councilmember Banda and carried unanimously.

Appointments - Street Tree Committee - Mayor Cunningham moved to nominate the following people to serve on the Street Tree Committee which was established under Resolution No. 5574: Lea E. Anderson, Corrine A. Bromberger, Frederick S. Bromberger, Eric Kasarjian, John L. Nielsen, Gary McCormick, and Linda Romero. Motion seconded by Councilmember Banda and carried unanimously.

George Washington Celebration - On behalf of the Sons of the American Revolution, Verne White asked the City Council for support in the George Washington Bicentennial recognition program to celebrate the 200th anniversary of his death. Councilmember George moved to appoint the Sons of the American Revolution to organize and head a citizens' committee to start with the planning of the George Washington events for the community of Redlands. Motion seconded by Councilmember Freedman and carried unanimously.

LAFCO Actions - Mayor Cunningham expressed concern relating to recent action by the Local Agency Formation Commission noting he felt their attitude

was significantly counterproductive to the purpose for which they were formed to promote orderly growth and development. Councilmember Freedman suggested we needed to make other cities aware of the possible effect their actions will have on the entire County.

Confire Dispatch Update - Due to Fire Chief Enslow's being ill today, this report was postponed.

Redlands Host Lions Club - Flags - The Redlands Host Lions Club has been putting American flags up for recognized holidays on State and Orange Streets since 1983. In the past, the City reimbursed the Redlands Host Lions Club for the purchase of the flags and they are again asking the City to assist them in the purchase of replacement flags. Councilmember Freedman moved to approve this request for the purchase of 73 flags at a cost of \$803.00. Motion seconded by Councilmember George and carried unanimously.

JOINT MEETING - CITY COUNCIL AND REDEVELOPMENT AGENCY

Resolution No. 5607 - Great Neighborhoods Program - Councilmember Banda moved to adopt Resolution No. 5607, a resolution of the City Council of the City of Redlands authorizing the use of low- and moderate-income housing funds outside the Redlands Project Area for the Great Neighborhoods Program to implement an additional six participant agreements which will be acted upon by the Board of Directors of the Redevelopment Agency. Motion seconded by Councilmember Freedman and carried unanimously. (Also see Redevelopment Agency minutes for February 16, 1999.)

The City Council meeting recessed at 4:05 P.M. A closed session was not held. The meeting reconvened at 7:00 P.M.

PUBLIC HEARINGS

Ordinance No. 2386 - Signs - Public hearing was advertised for this time and place to consider Ordinance No. 2386, an ordinance of the City of Redlands amending Chapter 15.36 of the Redlands Municipal Code relating to signs. Community Development Director Shaw explained that after the comprehensive update of the Sign Code took effect in 1998, the car dealers approached the City Council about changes they desired. On August 4, 1998, the City Council directed staff to complete an Ordinance Text Amendment to accommodate the auto dealers' request. One important note about this proposal is that it only applies to new car dealerships; used car dealerships are not included. There are two groups of changes within this amendment: the first set are changes that staff recommended is based on problems that occurred since the new Sign Code was implemented. The second set of changes are specific to regulations concerning auto dealers. Community Development Director Shaw then reviewed the

changes proposed. Mayor Cunningham declared the meeting open as a public hearing for any questions or comments. Michelle Goodell, Citrus Grove Apartments located at 1240 East Lugonia Avenue, urged the City Council to allow apartment rental agents the use of balloons and banners. There being no further comments, the public hearing was declared closed. Councilmember Banda moved to approve the Environmental Review Committee's Negative Declaration for Ordinance No. 2386, Zoning Ordinance Text Amendment No. 262, based on the finding that the project will not have a significant effect on the environment, determining this project will not individually or cumulatively have an adverse impact on wildlife resources as defined in Section 711.2 of the California Fish and Game Code and directed staff to file and post a Notice of Determination in accordance with the City's guidelines., Motion seconded by Councilmember Freedman and carried unanimously. Ordinance No. 2386 was read by title only by City Clerk Poyzer, and on motion of Councilmember Banda, seconded by Councilmember Freedman, further reading of the ordinance text was unanimously waived, and Ordinance No. 2386 was introduced with unanimous Council approval and laid over under the rules with adoption scheduled for March 2, 1999.

Appeal - CUP 617 - Pharaoh's Lost Kingdom - Public hearing was continued to this time and place for the revocation proceedings of Pharaoh's Lost Kingdom's conditional use permit from the December 1, 1998, City Council meeting in order to allow staff to return with additional information on the actual water usage of Pharaoh's as well as to provide the City Council with background information regarding the water impact fees that were assessed at the time Pharaoh's conditional use permit was originally approved. In addition, the City Council indicated they were in favor of modifying the conditional use permit by imposition of two of the four conditions that staff had recommended. These conditions were the one that dealt with temporary special events and the off-site parking issues. This item has been continued at the applicant's request from the January 19, 1999, and the February 2, 1999, City Council meetings. Community Development Director Shaw reviewed the Planning Commission's recommendation and the language staff prepared based on information received from the City Council at their December 1, 1998, meeting. Municipal Utilities Director Phelps prepared a report relating to water issues. Councilmembers discussed the parking issue at length and the proposed requirement for temporary special events. Councilmember Freedman reported on meetings he had held with the Braswells regarding the development impact fees and a compromise he will be proposing at this meeting which would allow deferment of payment of the development impact fees. Councilmember Gilbreath expressed her concern that this proposal would also apply to other developments. Mayor Cunningham declared the meeting open as a public hearing for any questions or comments. Mr. Art Braswell indicated their support for Councilmember Freedman's proposal and agreed to pay the additional \$8,200.00 which staff had calculated for the Water Development

Impact Fee if the fee was based on actual usage and to pay additional funds based on actual usage during their upcoming water season. Councilmember Freedman moved to direct staff to bring back the necessary ordinance to amend the Redlands Municipal Code for allowing recalculation of the development impact fees after six months (through October 1999) based on the actual usage; and further directed the City Attorney to draft an agreement with the Braswells that documents their actual water hook-up and payment of water usage fees and development impact fees. Motion seconded by Councilmember Banda and carried with Councilmember Gilbreath voting NO. Discussion continued regarding the special event permits procedure. Mayor Cunningham stated he wanted to see the language contained within the conditional use permit. Councilmember Freedman moved to continue this public hearing to April 20, 1998. Motion seconded by Councilmember Banda and carried unanimously.

UNFINISHED BUSINESS

Funds - Socio Economic Cost Benefit Model - Community Development Director Shaw explained the contract for consultant services with David Taussig and Association to work with the Measure U Citizens' Committee and the City in preparing a socio-economic cost benefit model was for an amount not to exceed \$35,000.00 with the exception of extra meetings and work conducted beyond the scope of the project which would be billed at cost. The contract provided for eight formal meetings. In addition to the eight meetings, another 22 meetings were billed to the City. Of the 22 meetings, David Taussig and the City have agreed that 13 were for participation in "formal meetings" as provided in the contract. Councilmember George moved to approve an appropriation of funds in the amount of \$11,413.15 for professional services associated with completing the Socio Economic Cost Benefit Model. Motion seconded by Councilmember Gilbreath and carried with Councilmembers Cunningham and Banda voting NO.

NEW BUSINESS

Resolution No. 5605 - Traffic - Assistant Public Works Director Laaninen presented Resolution No. 5606, a resolution of the City Council of the City of Redlands authorizing the installation of stops signs on San Timoteo Canyon Road at Alessandro Road making the intersection an all-way stop as recommended by the Traffic and Parking Commission at its meeting held on January 28, 1999. Following brief discussion, Councilmember Banda moved to adopt Resolution No. 5606, and directed a letter be sent to the County of Riverside requesting stops signs on San Timoteo Canyon Road and Live Oak Canyon Road. The motion was seconded by Councilmember Freedman and carried unanimously.

Van Grouw Dairy Parkland - Assistant Public Works Director Laaninen presented a proposal made to the Parks Commission on January 14, 1999, recommending the formation of an ad-hoc planning committee to study and propose a master plan development of the Van Grouw Dairy and Barton House properties through a volunteer effort. Marjie Armantrout and Peter Dangermond shared their enthusiasm for this proposal with Councilmembers. Councilmember Cunningham moved to approve the formation of an ad-hoc committee to work with the Parks Commission to develop suggestions and recommendations for the development of a master plan and park facilities at the Van Grouw Dairy and Barton House on Orange Avenue between Iowa Street and Nevada Street and the Asistencia and Footlighters property. Motion seconded by Councilmember George and carried unanimously.

City Council Goals - Mayor Cunningham thought it would be useful for the City Council to set some specific goals with a calendar for this coming year and made suggestions regarding the fire station; cemetery; citrus and street tree preservation; Santa Ana Wash; law and justice center; Eureka Street improvements; transit center; trolley; municipal utilities master plans; paramedic service; meetings with the University of Redlands, ESRI, Redlands Community Hospital, schools, Chamber of Commerce, and Downtown Redlands Business Association; San Timoteo Creek; traffic; Barton House-Van Grouw master plan; and development approvals. Noting she had only seen the list of suggestions during the recess, Councilmember Gilbreath encouraged citizens to participate in a goal-setting session. Councilmember George reported as a member of the DRBA Board they are meeting on a regular basis with the Chamber of Commerce and Redlands Mall; he also desired to negotiate a development agreement with the rest of the "donut hole" owners, to resolve the traffic concerns on Highway 38, and to use the remaining Measure O funds. Councilmember Banda wanted to study the development of an employment service and child care service and will share more information on these subjects in the future. Councilmember Freedman suggested addressing these goals during the upcoming budget study session and set priorities. Mayor Cunningham said timing on some of the goals, such as planting citrus trees and ballot measures, was critical. Councilmember Freedman moved to accept these suggestions in concept and directed staff to prioritize and address the budget needs and incorporate Councilmember Gilbreath's suggestion to hold a town hall meeting. Motion seconded by Councilmember George and carried with Councilmember Gilbreath voting NO as she had not had sufficient time to study Mayor Cunningham's proposal.

ADJOURNMENT

There being no further business, the City Council meeting adjourned at 8:30 P.M. The next regular meeting will be held on March 2, 1999.

City Clerk