

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 October 2, 2001.

PRESENT Pat Gilbreath, Mayor
Gary George, Mayor Pro Tem
John L. Freedman, Councilmember
Susan Pepler, Councilmember
Karl N. "Kasey" Haws, Councilmember

ABSENT None

STAFF John Davidson, 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 (afternoon session only); Mel Enslow, Fire Chief; Bonnie Johnson, Finance Director; Ronald C. Mutter, Public Works Director; Karen Olsen, Personnel Director; Gary G. Phelps, Municipal Utilities Director; and Jeffrey L. Shaw, Community Development Director.

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

CONSENT CALENDAR

Minutes - On motion of Councilmember Freedman, seconded by Councilmember George, the minutes of the regular meeting of September 18, 2001, were approved as submitted.

Bills and Salaries - On motion of Councilmember Freedman, seconded by Councilmember George, payment of bills and salaries was acknowledged.

Planning Commission Actions - On motion of Councilmember Freedman, seconded by Councilmember George, the report of the Planning Commission meeting held on September 25, 2001, was acknowledged as received.

Fee Waiver - The Compassionate Friends - On motion of Councilmember Freedman, seconded by Councilmember George, the City Council unanimously approved the request by The Compassionate Friends for waiver of the \$25.00 reservation fee for use of Smiley Park for a memorial ceremony with the following conditions: Public Works - a \$300.00 cash clean-up deposit shall be posted; Library/Lincoln Shrine - any use of candles where hot wax drips on the Lincoln Shrine walkways, steps, patios, etc., the wax shall be completely removed from all affected areas; and Fire Department - participants may hold candles during the services if placed in approved, stationary containers.

PCS License Agreement - On motion of Councilmember Freedman, seconded by Councilmember George, the City Council unanimously approved a PCS license agreement with Cox PCS Assets LLC to construct stealth antenna towers and run cables to those antennas on the City's Helen Court water tank property.

Escrow Assignment - Lease Agreement - Boys and Girls Club - On motion of Councilmember Freedman, seconded by Councilmember Gilbreath, the City Council unanimously authorized the acceptance of the escrow assignment from the Boys and Girls Club of Redlands for 1235, 1251, and 1255 Clay Street, and authorized the Mayor and City Clerk to execute a lease agreement with the Boys and Girls Club of Redlands for 1255 Clay Street and a portion of 1235 and 1251 Clay Street.

Agreement - Automated Teller Machine - On motion of Councilmember Freedman, seconded by Councilmember George, the City Council unanimously approved an agreement with CalFed Bank to place an automated teller machine (ATM) in the lobby of the main police facility at 212 Brookside Avenue and authorized Mayor and City Clerk to sign the appropriate documents on behalf of the City.

Rental Agreement - Redlands Baseball for Youth - On motion of Councilmember Freedman, seconded by Councilmember George, the City Council unanimously approved an amended rental agreement with Redlands Baseball for Youth to include winter field use, and authorized Mayor and City Clerk to sign the contract on behalf of the City.

Pole Use Agreement - On motion of Councilmember Freedman, seconded by Councilmember George, the City Council unanimously approved a pole use agreement with Southern California Edison for the period September 18, 2001, through March 31, 2003, which will allow the Police Department to install traffic monitoring devices on Edison owned/or controlled utility poles and authorized Mayor and City Clerk to sign the contract on behalf of the City.

Funds - U. S. Conference of Mayors Grant - On motion of Councilmember Freedman, seconded by Councilmember George, the City Council unanimously authorized the Mayor to accept the U. S. Conference of Mayor Local Law Enforcement Block Grant award of \$99,891.00 and authorized an additional appropriation of \$110,990.00 to the Police Department to fund the grant and the City's matching funds.

Funds - Adult Literacy Program - On motion of Councilmember Freedman, seconded by Councilmember George, the City Council unanimously approved an appropriation of funds in the amount of \$58,651.00 received from the State

of California to fund two full-time positions of Literacy Coordinator and Library Clerk for an Adult Literacy Program at the A. K. Smiley Public Library.

Settlement and Release Agreement - On motion of Councilmember Freedman, seconded by Councilmember George, the City Council unanimously approved the release of all claims with HTKG Development Associates Limited Partnership and Hyatt Corporation and St. Paul Fire & Marine Insurance Company for a Worker's Compensation claim by former employee Paula Rae Espinoza, and authorized Mayor and City Clerk to sign the document on behalf of the City.

COMMUNICATIONS

San Miguel de Allende Communication - Mayor Gilbreath reported a letter was received from our Sister City, San Miguel de Allende, Mexico, expressing their solidarity and deepest condolences and disapproval of the September 11, 2001, terrorist acts. An e-mail was also received from Keith Land, Australia, who is connected with the Redlands Baseball exchange program, addressed to all his friends on "your side of the big pond" sending his love and prayers in this time of disbelief. Councilmembers expressed their appreciation for the concern expressed worldwide.

Donut Hole Update - Mayor Pro Tem George reported negotiations continue to move forward on the donut hole agreement. Staffs from Redlands and the County met on September 19, 2001. City Manager Davidson provided an historical overview and reported another meeting will be held on October 5, 2001.

Donut Hole Agreement - Submission to Voters - Councilmember Freedman stated he would like the City Council to consider submitting any tentative agreement with the County of San Bernardino for water and sewer services to the Donut Hole to the voters for approval and asked staff to report at the October 16, 2001, meeting with costs of a special election in March and why an agreement such as this could be subject to a referendum. Bill Javert asked that a cost report of this agreement be published in the newspaper and asked for a vote of the people. Ray Beggs supported Councilmember Freedman's motion. Jon Harrison expressed his support for this City Council and felt Councilmember Freedman's suggestion may not best serve the interests of the City. He also thought the Redlands 2000 plan needed to be updated setting a vision for 2020 with citizen involvement. Councilmembers discussed Councilmember Freedman's suggestion, sometimes heatedly, indicating a lack of support to place this matter on a ballot.

Relief Concert Memorial Service - Councilmember Haws announced the City of Loma Linda has extended an invitation to our residents for a memorial service which will consist of a relief concert at the Hulda Crooks Park on Sunday,

October 7, 2001, from 2:30 P.M. to 5:00 P.M. The concert will be secular and patriotic, and the Red Cross will be there to accept donations.

Soundwalls - Interstate 10 - This items has been withdrawn at the request of CalTrans.

JOINT MEETING - CITY COUNCIL AND REDEVELOPMENT AGENCY

Resolution No. 5963- First Time Home Buyer Program - Councilmember Freedman moved to adopt Resolution No. 5963 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 a First Time Home Buyer loan agreement which will be acted upon by the Board of Directors of the Redevelopment Agency. Motion seconded by Councilmember Pepler and carried unanimously. (Also see Redevelopment Agency minutes for October 2, 2001.)

Resolution No. 5964 - Great Neighborhood Program - Councilmember Freedman moved to adopt Resolution No. 5964, 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. Motion seconded by Councilmember Pepler and carried unanimously. (Also see Redevelopment Agency minutes for October 2, 2001.)

CLOSED SESSION

The City Council meeting recessed at 3:31 P.M. to continue the Redevelopment Agency meeting and reconvened at 3:35 P.M. to a closed session to discuss the following:

1. Conference with legal counsel: Anticipated litigation - Government Code Section 54956(c) - One Case
2. Conference with Labor Negotiator - Government Code Section 54957.6
Agency Negotiator: John Davidson and Dan Crow
Employee Organization: Redlands Professional Fire Fighters Association
Local 1354

The meeting reconvened at 7:00 P.M.

PRESENTATIONS

Proclamation - Red Ribbon Week - Mayor Gilbreath presented a proclamation to Ann Davis-Schultz, Redlands Unified School District, declaring the week of October 23-31, 2001, as *Red Ribbon Week* and pledging support to a community environment that demonstrates a commitment to healthy, alcohol-and-drug-free lifestyles. Ms. Davis-Schultz announced a Red Ribbon Celebration breakfast

will be held on October 24, 2001, at 7:30 A.M. at the University of Redlands, and presented a Red Ribbon Celebration flag to the City.

Certificate of Appreciation - Mayor Gilbreath presented a certificate of appreciation to Boy Scouts of America Troop 16 members for serving as the Honor Guard for the peace march that was organized by the Human Relations Commission and conducted in the City on May 12, 2001.

ANNOUNCEMENT

Relief Concert Memorial Service - Councilmember Haws repeated an announcement that the City of Loma Linda has extended an invitation to our residents for a memorial service for those who lost their lives on September 11, 2001, and to celebrate America at the Hulda Crooks Park on Sunday, October 7, 2001, from 2:30 P.M. to 5:00 P.M. The concert will be secular and patriotic, and the Red Cross will be there to accept donations.

LAND USE AND PUBLIC HEARINGS

Appeal - CUP No. 732 - Public hearing was continued to this time and place to consider an appeal to the decision made by the Planning Commission regarding the conversion of a single-family residence to office use at 214 Myrtle Street in the A-P (Administrative Professional) District. At the request of the applicant, Councilmember Haws moved to continue the public hearing to October 16, 2001. Motion seconded by Councilmember Freedman and carried unanimously.

Church Of Jesus Christ Of Latter Day Saints - A notice of hearing for a Mitigated Negative Declaration for Agricultural Preserve Removal No. 97, the removal of an 8.86 parcel located on the northwest corner of Wabash and Fifth Avenues in the A-1 (Agricultural) District from the Agricultural Preserve and Conditional Use Permit No. 737, for the construction of an 18,605 square foot temple on an 8.86 acre parcel that contains an existing church located on the northwest corner of Wabash and Fifth Avenues in the A-1 (Agricultural) District; and a public hearing for Resolution No. 5961, Agricultural Preserve Removal No. 97, for the removal of an 8.86 acre parcel located on the northwest corner of Wabash and Fifth Avenues in the A-1 (Agricultural) District from the Agricultural Preserve, were advertised for this time and place. City Planner Jaquess described the application and noted the Planning Commission will review the conditional use permit at their meeting on October 9, 2001. Mayor Gilbreath declared the meeting open as a public hearing. Representing the LDS Church, Pat Meyer urged the City Council to approve the agricultural preserve removal as it was not addressed when the Stake Center was built. Neighbors expressing concerns about grading, the height of the steeple, lighting, and traffic were Coleen O'Neil and Cher Sadler, and they were advised to address the Planning Commission next week. The City Clerk reported no written comments were received. The public hearing was declared closed. Councilmember

Peppler moved to approve the Environmental Review Committee's Mitigated Negative Declaration for Agricultural Preserve Removal No. 97 and Conditional Use Permit No. 737 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. Councilmember Peppler moved to adopt Resolution No. 5961, a resolution of the City Council of the City of Redlands amending Agricultural Preserve Boundaries previously established by Resolution No. 5766 and approving Agricultural Preserve Removal No. 97, based on the findings contained in the staff report. Motion seconded by Councilmember George and carried unanimously.

UNFINISHED BUSINESS

Sports Park - Councilmember Freedman read a memorandum listing several issues he wanted addressed regarding the proposed sports park at the October 16, 2001, meeting, including an update on the Environmental Impact Report and the Kangaroo Rat issue, status of funding, the proposed contract with "For the Game," fee or free park, and location. Councilmember Haws announced that a development overview is being prepared by staff and that the City will be ready to finalize the first significant decision in two weeks. He gave a detailed history of the proposed project. City Manager Davidson recognized Public Works Director Mutter, Community Development Director Shaw, Municipal Utilities Director Phelps, Finance Director Johnson, and Community Services Division Manager Marjie Pettus, for their efforts preparing this report (which was distributed on Wednesday, October 3, 2001) and said four proposals will be presented at the October 16, 2001, meeting. City Council candidate Steve Denton told Councilmembers he was unhappy it has taken so long.

PUBLIC COMMENTS

Old U. S. Flags - Mayor Gilbreath announced the Redlands Post 106 has provided a depository at their facility for receipt of old, tired flags which will then be appropriately destroyed.

ADJOURNMENT

There being no further business, the City Council meeting adjourned at 7:48 P.M. The next regular meeting will be held on October 16, 2001.

City Clerk