

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 August 6, 2002.

PRESENT

Karl N. (Kasey) Haws, Mayor  
Susan Pepler, Mayor Pro Tem  
Pat Gilbreath, Councilmember  
Gary George, Councilmember  
Jon Harrison, 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; Larry E. Burgess, Library Director (afternoon session); Mel Enslow, Fire Chief; Tom Fujiwara, Assistant Public Works Director; Bonnie Johnson, Finance Director; Gary G. Phelps, Municipal Utilities Director; and Jeffrey L. Shaw, Community Development Director.

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

PRESENTATION

Southern California Edison - Beverly Powell, Region Manager, Public Affairs, Southern California Edison, updated Councilmembers on the operation of SCE noting the first two things they have to do is get their company back to financial health and restore the confidence and trust of their customers. SCE's goal is to attain financial health and living up to their obligation to their customers and to improve their infrastructure.

Donation - WAL-Mart - On behalf of the City of Redlands, Mayor Haws and Fire Chief Enslow accepted a donation from the Redlands' store manager of \$1,200.00 from the WAL-Mart Foundation Safe Neighborhood Heroes Program to be used towards the Fire Explorers program and community outreach programs. WAL-Mart is known in Redlands as a good neighbor making many thousands of dollars donations to various cause. Mayor Haws thanked them for this most recent donation. On motion of Councilmember Gilbreath, seconded by Councilmember Pepler, the City Council unanimously accepted and authorized the expenditure of the \$1,200.00 donation from the WAL-Mart Foundation Safe Neighborhood Heroes Program.

## CONSENT CALENDAR

Minutes - On motion of Councilmember Gilbreath, seconded by Councilmember Pepler, the minutes of the regular meeting of July 16, 2002, were approved as submitted.

Referendum Petition - Donut Hole - On February 7, 2002, a petition entitled *Referendum petition against an ordinance passed by the City Council of the City of Redlands approving an agreement with the County of San Bernardino and County Service Area No. 70 EV-1 for the provision of utilities and other municipal services to CSA 70 EV-1 and the "Donut Hole" and for the sharing of sales taxes and property taxes generated within the "Donut Hole"* was received in the City Clerk's Office from The Redlands Association. On May 7, 2002, the City Council initiated a lawsuit (Case No. SCVSS 090773) against the City Clerk and named The Redlands Association, William E. Cunningham, Rufus A. ("Tex") Moore, and Jerry Biggs as real parties in interest. The City Council challenged the sufficiency of the referendum petition in light of its alleged failure to comply with certain Election Code requirements, and contended the adoption of the resolution was an administrative act and not subject to referendum. On July 26, 2002, Judge James A. Edwards, San Bernardino County Superior Court, issued a Notice of Decision. The Judgment and Order Directing Issuance of Peremptory Writ of Mandate was on filed August 1, 2002. City Clerk Poyzer reported that based on that decision, the certification of the petition issued by the City Clerk on March 2, 2002, was rescinded earlier today pursuant to the Elections Code. Shortly after completion and distribution of the rescission of the certification, a notice of the filing of an appeal was received, via facsimile, from the attorney representing The Redlands Association. This appeal may stay the court's decision and the rescission. No action was required at this time. Jerry Biggs provided a certified copy of the appeal to the City Clerk.

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

Resolution No. 6057 - Fire Truck Purchase - On motion of Councilmember Gilbreath, seconded by Councilmember Pepler, the City Council unanimously approved a purchase contract with Seagrave Fire Apparatus, a lease-purchase agreement with First Bankers Corporation, and authorized the Mayor and City Clerk to sign the lease purchase-agreement and related documents. On motion of Councilmember Gilbreath, seconded by Councilmember Pepler, the City Council unanimously adopted Resolution No. 6057, a resolution of the City Council of the City of Redlands declaring the acquisition of a Seagraves fire engine to be in the best interest of the City of Redlands, as required by the lease-purchase agreement.

Planning Commission Actions - On motion of Councilmember Gilbreath, seconded by Councilmember Pepler, the report of the Planning Commission meeting held on July 23, 2002, was acknowledged as received.

Downtown Specific Plan - On motion of Councilmember Gilbreath, seconded by Councilmember Pepler, the City Council unanimously moved to endorse, in principal, the inclusion of an economic development element in the amendment to Specific Plan No. 45 and to include the Business and Economic Development Advisory Commission (BEDAC) in any scoping of the work plan for the amendment and/or solicitation of consultant proposals as recommended by BEDAC.

Outside City Utility Connection - On motion of Councilmember Gilbreath, seconded by Councilmember Pepler, the City Council unanimously determined that Outside City Case 02-05 with Richard Bueermann for Assessor Parcel No. 299-031-29 is consistent with the City of Redlands General Plan and that the public health, safety, and welfare, and best interests of the citizens of Redlands are served the City's continued processing of the application.

Pre-Annexation Agreement No. 02-04 - On motion of Councilmember Gilbreath, seconded by Councilmember Pepler, the City Council unanimously approved Pre-Annexation Agreement No. 02-04 with Richard Bueermann for a 5.10 acre parcel located on the northwest corner of King Street and Third Avenue in the Crafton area.

Pre-Annexation Agreement No. 02-01 - On motion of Councilmember Gilbreath, seconded by Councilmember Pepler, the City Council unanimously approved Pre-Annexation Agreement No. 02-01 with Troyan Andrew for a 11,538 square foot lot located on the east side of Turquoise Avenue, approximately 400 feet south of Capri Avenue in the Mentone area.

Agreement - 1952 Wastewater Treatment Facility - On motion of Councilmember Gilbreath, seconded by Councilmember Pepler, the City Council unanimously approved an agreement to furnish professional services with Environmental Assessment and Remediation Management, Inc. for testing and remediation at the 1952 wastewater treatment facility in the amount of \$22,450.00 and authorized staff to approve contingent costs up to ten percent (10%) over the initial amount.

Contract Award - Restroom Facility - On motion of Councilmember Gilbreath, seconded by Councilmember Pepler, the City Council unanimously awarded a contract for the bid amount of \$65,990.00 for the project to remodel the Building "B" restroom facility at the Municipal Corporation Yard, Project No. 1-0265, to Lifetime Industries, Inc. doing business as Parkwest Construction Company; authorized the Mayor and City Clerk to execute the document on behalf of the City; and authorized staff to approve contingent costs up to ten percent (10%) over the initial bid amount.

Ordinance No. 2502 - City Documents - Ordinance No. 2502, an ordinance of the City of Redlands amending Chapter 2.15 of the Redlands Municipal Code

relating to the approval and execution of City documents, was unanimously adopted on motion of Councilmember Gilbreath, seconded by Councilmember Pepler.

Settlement Agreement - Redlanders for Informed Development - A settlement agreement between Redlanders for Informed Development (an unincorporated association composed of persons including but not limited to William E. Cunningham, Lester Mohr, and Walter Johnson), the City of Redlands, and Peter A. Miko (Tentative Tract No. 16042, Conditional Use Permit No. 714, and Variance No. 612) was authorized by the City Council to reflect its terms and conditions. In accordance with the requirements of the Brown Act, the agreement was on this agenda to notify the public of the settlement. Bob Roberts commented on the lawsuit and settlement agreement; Mr. Cunningham responded to his comments.

Resolution No. 6056 - Weed Abatement Assessments - On motion of Councilmember Gilbreath, seconded by Councilmember Pepler, the City Council unanimously adopted Resolution No. 6056, a resolution of the City Council of the City of Redlands providing for the assessment of costs resulting from the abatement of weeds which constitute a fire hazard.

Resolution No. 6058 - Paramedic Special Tax - On motion of Councilmember Gilbreath, seconded by Councilmember Pepler, the City Council unanimously adopted Resolution No. 6058, a resolution of the City Council of the City of Redlands establishing the rate for the special tax for emergency paramedic service for fiscal year 2002-03 as set forth in Ordinance No. 1900.

Multi-Hazard Functional Plan - On motion of Councilmember Gilbreath, seconded by Councilmember Pepler, the City Council unanimously approved adoption of the revised City of Redlands Multi-Hazard Functional Plan, 2002, as prepared by the Fire Department.

Funds - Agreement - Police Vehicle - On motion of Councilmember Gilbreath, seconded by Councilmember Pepler, the City Council unanimously approved an agreement with the United States Secret Service and Redlands Auto Center for the lease of one motor vehicle, authorized the Mayor and City Clerk to execute the document on behalf of the City, and approved an additional appropriation of \$10,500.00 to the Police Department for the lease, gasoline and maintenance cost which will be fully reimbursed by the Secret Service as we are a member of the United States Secret Service Inland Empire Financial Crimes Task Force.

Agreements - Great Neighborhood Program - On motion of Councilmember Gilbreath, seconded by Councilmember Pepler, the City Council unanimously approved Great Neighborhoods Program Participant Agreements with: Barry P. Layton, 1153 Alta Street, \$10,000.00, and Victoria Villareal, 1209 Herald

Street, \$10,000.00, and authorized the Mayor and City Clerk to execute the documents on behalf of the City. On motion of Councilmember Gilbreath, seconded by Councilmember Pepler, the City Council unanimously approved the Declarations of Covenants and Restrictions dated August 6, 2002, for the program participants and authorized the Mayor and City Clerk to execute the documents on behalf of the City.

Agreement - Sylvia Geraldine Todd - On motion of Councilmember Gilbreath, seconded by Councilmember Pepler, the City Council unanimously approved an independent contractor agreement with Sylvia Geraldine Todd to develop and conduct performing art lessons for the City's Recreation Bureau and authorized the Mayor and City Clerk to execute the document on behalf of the City.

Prime Contractor Bids - Library Improvements - In conjunction with the A. K. Smiley Public Library exterior improvements, construction manager Tilden-Coil Constructors, Inc. solicited bids for trade categories of work in compliance with the Uniform Public Construction Cost Accounting Act. On motion of Councilmember Gilbreath, seconded by Councilmember Pepler, the City Council unanimously approved the following as recommended:

1. Bid submitted by Bielski Window & Masonry Cleaning and a contract in the amount of \$89,765.00 for Category 1: Abatement;
2. Bid submitted by RCB and Sons, Inc. and a contract in the amount of \$23,234.00 for Category 4: Landscaping;
3. Bid submitted by American Sheet Metal Specialties and a contract in the amount of \$59,968.00 for Category 6: Sheet Metal;
4. Bid submitted by Caston Plastering and Drywall, Inc. and a contract in the amount of \$61,985.00 for category 9: Plastering; and
5. Bid submitted by Painting The Town, Inc. and a contract in the amount of \$85,000.00 for Category 10: Painting.

Fire Station No. 1 Renovation Project - On motion of Councilmember Gilbreath, seconded by Councilmember Pepler, the City Council unanimously approved reallocation of funds in the amount of \$25,000.00 and approved an amendment to the agreement with Inspection Consultants to continue providing inspection services for Fire Station No. 1's renovation project.

Agreement - Traffic Impact Analysis - Church Street - Following brief discussion, Councilmember Harrison moved to approve a consultant services agreement with Kunzman Associates to provide traffic engineering services for a Traffic Impact Analysis of Church Street from Colton Avenue to Citrus Avenue. Motion seconded by Councilmember Pepler and carried unanimously.

Agreement - LNG/LCNG Fueling Station - This request to approve a consultant services agreement for geotechnical services for the LNG/LCNG Fueling Station was withdrawn from the agenda.

Contract Amendment - Signal Design Modifications - On motion of Councilmember Gilbreath, seconded by Councilmember Peppler, the City Council unanimously authorized staff to amend the Albert Grover and Associates (AGA) contract to provide engineering services for additional services in the amount of \$3,200.00 for the California Street and Interstate 10 signal design modifications.

## PLANNING AND COMMUNITY DEVELOPMENT

Private Walkway - Ed Hales Park - Community Development Director Shaw reported the City Council considered a request on April 16, 2002, from the owners of the building at 109 East State Street to modify their building by the addition of a doorway and walkway to provide access into the building from the Ed Hales Park. The City Council indicated it would be appropriate to receive feedback from the Parks Commission, Planning Commission and the Historic and Scenic Preservation Commission before proceeding with any action on this request. On March 14, 2002, the Parks Commission reviewed the proposal and had no significant concerns and recommended the proposal be approved as submitted. On May 2, 2002, the Historic and Scenic Preservation Commission reviewed the proposal and recommended the City Council deny the proposal as submitted; however, if the applicant does move forward, they would prefer the entrance be on the alley and have a contemporary design and that the sidewalk be oriented to the alley, not the park. On May 14 and June 25, 2002, the Planning Commission recommended the proposal be denied as submitted and only be approved if the entrance is on the alley side. Since the City owns the park, allowing access may limit the City's ability to close or use a portion of the park in the future. If the City Council approves the entrance on the park side, there may be some legal issues that will need to be resolved. If the entrance is on the alley side, then there is no City Council action needed and the applicant would only need a building permit. Bill Cloud, the applicant's representative, was present to answer questions. Councilmembers felt the rear access from the alley seemed most appropriate. Councilmember Haws moved to deny the project as proposed by the applicant. Motion seconded by Councilmember George and carried unanimously.

Sign Code Update - Community Development Director Shaw reported the last major comprehensive update of the Redlands Sign Code was completed in 1998. Subsequent to that update, several smaller amendments have been processed. A couple of years ago, the Chamber of Commerce initiated a review of the Sign Code based on concerns of businesses. A list of proposed amendments was developed to address a variety of issues. Workshops and a formal Zoning Ordinance Text Amendment was processed through the Planning

Commission last year. On August 28, 2001, the Planning Commission completed their evaluation and forwarded the proposed amendment to the City Attorney for drafting of a revised Sign Code. The City Attorney has been preparing a revised Sign Code based upon the recommendations of the Planning Commission and also to place the Sign Code on firm legal ground. At this time, staff would like the City Council's policy direction on the issue of off-site signs. Speaking in support of off-site signs were: John James, chairman of the Chamber of Commerce's Sign Code Committee; Allen Wild, Omnitrans; J. P. O'Donoghue speaking for the auto dealers; Patrick Furlong, Redlands Mall; and Bill Dingfelder, Tri City Shopping Center. Five e-mails and seven facsimiles were received from local business representatives. By consensus, the City Council said they did not want billboards but wanted to assist the auto dealers with off-site signage and a concept for multi-tenant freeway-oriented business signage. Staff was also directed to ask Omnitrans to present their advertising program for transit centers and bus stops at a future meeting.

General Plan Update - Trails - Community Development Director Shaw reported an amended trails map was prepared by the Trails Committee and the process of amendment initiated. As the project was presented to the Environmental Review Committee numerous environmental issues were raised. It was determined that it was necessary to re-evaluate the scope of the amendment and refine the definition of what it means when a trail is displayed upon the Trails Map of the General Plan before the proposed amendment could proceed. The Trails Committee reviewed and modified the proposed Trails Map, specifically deleting many of the trails added for bicycles. Public Works Director Mutter and Community Development Director Shaw also evaluated the map as proposed by the Trails Committee and have made modifications which reflect their professional knowledge and judgment. The amended Trails Map is being re-drafted and should be available for the Trails Committee's next meeting scheduled for August 21, 2002. Councilmember Pepler again asked about the property owners' notification process. Bob Roberts asked for a copy of the map and offered to discuss the proposal with the property owners he represents. Mayor Haws moved to receive and file this report. Motion seconded by Councilmember Harrison and carried unanimously.

Resolution No. 6054 - General Plan - Noise Standards - At the last City Council meeting, the City Council considered a recommendation by staff to adopt Resolution No. 6054 interpreting sections of the General Plan regarding noise standards. The City Council considered the information contained within the staff report and public testimony and recommended the matter be continued to allow the Planning Commission an opportunity to review, consider and make a recommendation on this issue. The Planning Commission considered the same information that had been submitted to the City Council and heard testimony from members of the public who voiced opinion both for and against staff's recommendation. The Planning Commission voted 5-1 to recommend that the phrase "private yard of single family" as contained in Footnote 2 of Table 9.2 in

Section 9 of the Noise Element be defined as the "rear yard of a single family residence" and adopt Resolution No. 6054. Community Development Director Shaw showed a number of subdivisions that have been approved over the last few years and explained the ramifications of clarification of the phrase "private yard of single family." Councilmember Gilbreath moved to adopt Resolution No. 6054, a resolution of the City Council of the City of Redlands interpreting sections of the General Plan regarding noise standards, and determining the phrase "private yard of single family" as contained in Footnote 2 of Table 9.2 in Section 9 of the Noise Element be defined as the "rear yard of a single family residence." Motion seconded by Councilmember Haws and carried with Councilmembers Pepler and George voting NO.

## COMMUNICATIONS

Funds - Donation - University of Redlands - Finance Director Johnson reported this is the fifth year in a row that the University of Redlands has made a voluntary monetary gift to the City in the amount of \$40,000.00. As in the past, the University has requested that the gift be allocated toward specific items of programs over and above the City's already adopted budget. Specifically, this year the monies are to be used for the following items:

Joint expenditure as recommended by the Police Chief and

Fire Chief	\$10,000.00
Teen Cyber Café (to be passed through the Police Department)	5,000.00
A. K. Smiley Library - Acquisitions and Materials Fund	15,000.00
A. K. Smiley Library - Purchase of "Tablas Para Los Niños"	5,000.00
Cultural programs	5,000.00

At this time, staff is not requesting an appropriation for the \$10,000.00 for the Police/Fire or the \$5,000.00 for the cultural programs; these recommendations will be brought back at a later date. The Library Board of Trustees will administer the disposition of the \$20,000.00 gift. With appreciation, Councilmember Gilbreath moved to acknowledge this donation from the University of Redlands and to authorize an additional appropriation in the amount of \$5,000.00 as designated by the University of Redlands for the Teen Cyber Café. Motion seconded by Councilmember Harrison and carried unanimously.

Appointments - Recreation Advisory Commission - Mayor Haws moved to reappoint Marge Emrick and Patty People to another four-year term on the Recreation Advisory Commission. Motion seconded by Councilmember Harrison and carried unanimously. Mayor Haws moved to nominate Joe Gonzales, Jr. to a four year term on the Recreation Advisory Commission. Motion seconded by Councilmember Harrison and carried unanimously.

Appointment - Historic and Scenic Preservation Commission - As recommended by Councilmember Harrison, Mayor Haws moved to nominate Elizabeth (Liz) Beguelin to fill the unexpired term of Andrea Urbas to



January 18, 2005, on the Historic and Scenic Preservation Commission. Motion seconded by Councilmember Pepler and carried unanimously.

Appointment - Human Relations Commission - Councilmember Gilbreath moved to nominate John Walsh to a four-year term, effective this date, on the Human Relations Commission. Motion seconded by Councilmember Haws and carried unanimously.

Appointments - Planning Commission - Mayor Haws moved to nominate Paul Thompson and George Webber to third terms on the Planning Commission. Motion seconded by Councilmember Pepler and carried unanimously. (Ordinance No. 2491, effective July 4, 2002, includes a provision that requires a four-fifths vote of the City Council to extend a commissioner's term beyond the two-term limit.)

Community Garden - Councilmember Gilbreath asked the City Council to consider a 10 to 15 acre expansion of the City's community garden program on City-owned land near the proposed sports park. She offered the services of Sunrise Rotary Club and challenged other service clubs to assist. Councilmember Harrison suggested locating it in Heritage Park using land that is not already be used by Grove High School. Councilmember George liked the idea, noting non-potable water could be used. By consensus, this proposal was referred to the Parks Commission and the Recreation Commission and staff for evaluation.

### CLOSED SESSION

On behalf of the Boys and Girls Club of Redlands, P. T. McEwen presented a letter urging the City Council not entertain the idea of selling off part of the acreage located at 1235, 1251, and 1255 Clay Street and allow them to construct their new building on the church site. This matter is scheduled to be discussed during the closed session (item 2.b listed below).

The City Council meeting recessed at 4:53 P.M. to the Redevelopment Agency meeting and reconvened at 4:55 P.M. to a closed session to discuss the following:

1. Conference with legal counsel: Existing litigation - Government Code Section 54956.9(a)
  - a. Workers' Compensation Claim - Linda Arnold
  - b. State Water Resources Control Board administrative proceedings for appropriation of Santa Ana River Water
  - c. Becky Niehus v. City of Redlands (SCVSS 74425)
  - d. Claim by Jewell R. Gore
  - e. Jeremy Kilborn v. City of Redlands (SCVSS 085641)
  - f. The Redlands Association v. City of Redlands (SCVSS 086680)
2. Conference with real property negotiator - Government Code Section 54956.8
  - a. Property: APN 292-184-03  
Negotiating parties: Surenda and Sumitra Patel and Jim Bueermann  
Under negotiation: Terms and price
  - b. Property: 1255 Clay Street  
Negotiating parties: Paul Green and John Davidson  
Under negotiation: Terms and price

The meeting reconvened at 7:00 P.M.

## PRESENTATION

Arthur Rand - Representing the City of Redlands, on behalf of Bill Jones, Secretary of State, Councilmember Gilbreath presented a beautiful certificate of the Great Seal of the Great State of California recognizing Arthur Rand for his humanitarian contributions. Mr. Rand began his exemplary career as lead singer of the Legendary Ink Sports in 1952. He received the Medal of Arts award from President Ronald Reagan. Mr. Rand continues to perform to raise funds for a school or senior center in need of help, and gives scholarship to high schools to help students reach their goals in the performing arts. Mayor Haws extended his congratulations. Mr. Rand was pleased and honored to be recognized.

## ANNOUNCEMENTS/REPORTS

Hino, Japan - Mayor Haws reported on the recent State visit by the Mayor of Hino, Japan, Redlands' Sister City. He displayed the good luck gourd autographed by Mayor Baba and presented to Redlands, as well as a artwork depicting a Shinto religious ceremony which is featured in a book that contains pictures of other art work by the same artist. Mayor Pro Tem Peppler attended the Japanese embroidery display at the Redlands Mall. Councilmember George and City Manager Davidson joined the Japanese visitors at an event hosted by Stan and Ellen Weisser in Lake Arrowhead.

Councilmembers reported on their activities and attendance at meetings during the past two weeks.

## LAND USE AND PUBLIC HEARINGS

Resolution No. 6003 - Street Vacation No. 123 - Public hearing was continued from March 5, 2002, May 7, 2002, and July 2, 2002, to this time and place to consider a draft negative declaration for Street Vacation No. 123, ordering the vacation of an unimproved right-of-way which extends in a north to south direction between Alta Vista Drive and Knoll Drive and generally located between Hilltop Drive and Mesa Drive. This street vacation was a result of six out of eight property owners who abut the existing public alley/trail that signed a petition requesting the City to vacate this portion of public right-of-way. Since two of the eight affected property owners did not agree to the vacation, the item has been continued for several meetings to allow all of the property owners to meet and thoroughly investigate the ramifications of this street vacation. Property owners were also encouraged to meet with Community Development Director Shaw and Public Works Director Mutter to discuss the option of maintaining the right-of-way for trail use only. These meetings have not materialized; therefore, staff recommends this street vacation be tabled.

Councilmember Pepler moved to table Resolution No. 6003, Street Vacation No. 123, until such time that all the affected property owners meet and reach a unanimous agreement relative to how the vacation should be handled to satisfy all parties involved. Motion seconded by Councilmember Harrison and carried unanimously.

Conditional Use Permit No. 765 -

Planning Commission Review and Approval No. 739 -

Minor Subdivision No. 260 - Anderson-Jackson Group, Applicant - Notice was published to consider a draft mitigated negative declaration and public hearings for Socio-Economic Analysis and Cost/Benefit Study for Conditional Use Permit No. 765 for the construction of a 84,135 square foot mini-storage facility containing a caretaker unit on approximately 3.04 acres located on the north side of Redlands Boulevard at the terminus of Iowa Street in the General Commercial District of the East Valley Corridor Specific Plan; Planning Commission Review and Approval No. 739 for the construction of a 21,750 square foot retail building on approximately 2.01 acres located on the north side of Redlands Boulevard at the terminus of Iowa Street in the General Commercial District of the East Valley Corridor Specific Plan; and Minor Subdivision No. 260, a tentative parcel map to subdivide 5.05 acres into two commercial lots located on the north side of Redlands Boulevard at the terminus of Iowa Street in the General Commercial District of the East Valley Corridor Specific Plan. Community Development Director Shaw explained the applications and proposed project in detail. Mayor Haws declared the meeting open as a public hearing for any questions or comments. David Jackson, Anderson-Jackson Group, introduced a number of people present on behalf of the applicant, expressed his appreciation to staff, and showed a rendering of the proposed project. Planning Commissioner Thomas Osborne expressed his hope the City Council would support approval of the project. Loren McCoy also expressed his support. There being no further comments, the public hearing was declared closed. Following discussion, Councilmember Pepler moved to approve the Environmental Review Committee's mitigated negative declaration for Conditional Use Permit No. 765, Planning Commission Review and Approval No. 739, and Minor Subdivision No. 260 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 Harrison and carried unanimously. Councilmember Pepler moved to approve the Socio-Economic Analysis and Cost/Benefit Study for Conditional Use Permit No. 765, Planning Commission and Approval No. 739, and Minor Subdivision No. 260 as it has been determined that this project will not create unmitigable physical blight or overburden public services in the community and no additional information or evaluation is needed. Motion seconded by Councilmember Harrison and carried unanimously. Councilmember Pepler moved to approve Conditional

Use Permit No. 765 subject to the conditions of approval and all department recommendations and findings contained in the staff report. Motion seconded by Councilmember Harrison and carried unanimously. Councilmember Pepler moved to approve Planning Commission Review and Approval No. 739 subject to the conditions of approval and all department recommendations and findings contained in the staff report. Motion seconded by Councilmember Harrison and carried unanimously. Councilmember Pepler moved to approve Minor Subdivision No. 260 subject to the conditions of approval and all department recommendations and findings contained in the staff report. Motion seconded by Councilmember Harrison and carried unanimously.

## PUBLIC HEARINGS

AAA Inland Empire Cab Company - Police Chief Bueermann reported the Police Department received an application for a taxi service permit from applicant Jeff Navidi, owner of AAA Inland Empire Cab Company. As required by the Redlands Municipal Code, Chapter 5.64, the Police Department conducted an investigation of the applicant and found the applicant has met all of the requirements. The Chief of Police set this time and place for the holding of a public hearing. Peter Withers, Vice President, AAA Inland Empire Cab Company, was present. Mr. Hamidullah Makhmoor, Redlands Taxi Service, submitted a letter describing the service his company is providing and their plans for future expansion. There being no comments, the public hearing was declared closed. Councilmember Gilbreath moved to approve a taxicab service operating permit to AAA Inland Empire Cab Company. Motion seconded by Councilmember Pepler and carried unanimously.

Redlands Municipal Airport Shoulder Stabilization Project - Assistant Public Works Director Fujiwara reported the Federal Aviation Administration notified the City on July 16, 2002, that the grant to improve Redlands Municipal Airport was approved for the Federal fiscal year 2002-03. Bids were opened and publicly declared on June 19, 2002, by the City Clerk for this project; a bid opening report is on file in the Office of the City Clerk. The contractor made a clerical error by leaving one subcontractor on the subcontractor list that the contractor intended to remove. The correction was made in accordance with Section 4107 of the Public Contract Code, a public hearing is required to approve the substitution of the intended subcontractor. Mayor Haws declared the meeting open as a public hearing in accordance with the Public Contract Code. There being no comments, the public hearing was declared closed.

1. Funds - Councilmember Gilbreath moved to appropriate \$165,000.00 to the Aviation Operation Fund. Motion seconded by Councilmember Harrison and carried unanimously.
2. Contract Award - Councilmember Gilbreath moved to award the construction contract for the Redlands Municipal Airport Shoulder Stabilization Project to LD Anderson, Inc. in the amount of \$209,636.60 and authorized the Mayor and City Clerk to execute the contract agreement in

behalf of the City. Motion seconded by Councilmember Pepler and carried unanimously.

3. Subcontractor Substitution - Councilmember Gilbreath moved to approve the subcontractor substitution to remove Pavement Recycling Systems from the subcontractors list. Motion seconded by Councilmember Harrison and carried unanimously.
4. Grant Offer - Councilmember Gilbreath moved to authorize the Mayor to execute, on behalf of the City of Redlands, the grant offer (No. 3-06-0195-06) dated July 26, 2002, in the amount of \$150,000.00 for airport development from the United States of America. Motion seconded by Councilmember Pepler and carried unanimously.

#### NEW BUSINESS- LATE BREAKING ITEM

Resolution No. 6063 - Agreement - CDBG Funds - City Manager Davidson presented a request from the San Bernardino County Economic and Community Development Department to amend our Community Development Block Grant funds cooperation agreement which must be approved within 30 days to comply with U. S. Department of Housing and Urban Development's request. Noting the need to take action was immediate as the City Council will not hold its second meeting in August, Councilmember Haws moved to add the following item to the agenda which arose subsequent to the agenda being posted: "Request to approve amended cooperation agreement with the County of San Bernardino for Community Development Block Grant Funds for fiscal years 2002-03, 2003-04, and 2004-05, and adopt Resolution No. 6063, an amended joint resolution authorizing a request to the U. S. Department of Housing and Urban Development (HUD) for Metropolitan City/Urban County Joint Recipient Status." Motion seconded by Councilmember George and carried unanimously. Councilmember George moved to approve the amended cooperation agreement as described above; motion seconded by Councilmember Pepler and carried unanimously. Councilmember George moved to adopt Resolution No. 6063 as described above; motion seconded by Councilmember Pepler and carried unanimously.

#### PUBLIC COMMENTS

Commendation - City Manager Davidson - Councilmember George complimented City Manager Davidson for his hard work and expressed appreciation for his involvement in the community.

#### ADJOURNMENT

There being no further business, the City Council meeting adjourned at 8:20 P.M. The City Council will not meet on August 20, 2002; the next meeting will be held on September 3, 2002.

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City Clerk