

**CITY OF MONTCLAIR**

**AGENDA FOR CITY COUNCIL, REDEVELOPMENT AGENCY, AND  
MONTCLAIR HOUSING CORPORATION MEETINGS**

To be held in the Council Chambers  
5111 Benito Street, Montclair, California

April 19, 2004

7:00 p.m.

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**I. CALL TO ORDER** – City Council, Redevelopment Agency, and Montclair  
Housing Corporation

**II. INVOCATION**

*In keeping with our long-standing tradition of opening our Council meetings with an invocation, this City Council Meeting may include a nonsectarian invocation. Such invocations are not intended to proselytize or advance any faith or belief or to disparage any faith or belief. Neither the City nor the City Council endorse any particular religious belief or form of invocation.*

**III. PLEDGE OF ALLEGIANCE**

**IV. ROLL CALL**

**V. PRESENTATIONS**

- A. Proclamation Declaring April as "Child Abuse Prevention Month" in the City of Montclair
- B. Proclamation Declaring April 23, 2004, as "Arbor Day" in the City of Montclair
- C. Proclamation Declaring April 19–25, 2004, as "Volunteer Appreciation Week" in the City of Montclair
- D. Presentation of "Volunteer of the Year" Award

**VI. PUBLIC COMMENT**

*This section is intended to provide members of the public with an opportunity to comment on any subject that does not appear on this agenda. Each speaker will be afforded five minutes to address the City Council Members and Redevelopment Agency and Montclair Housing Corporation Boards of Directors. (Government Code Section 54954.3)*

*Under the provisions of the Brown Act, the City Council/Agency/ Corporation is prohibited from taking action on items not listed on the agenda.*

**VII. PUBLIC HEARINGS**

- A. Second Reading – Consider Adoption of Ordinance No. 04–846 Adding Section 8.24.030 to the Montclair Municipal Code Pertaining to the Use of Curb Ramps [CC] 5
- B. Second Reading – Consider Adoption of Ordinance No. 04–847 Amending Section 9.20.460 of the Montclair Municipal Code Related to the Equivalent Dwelling Unit Value [CC] 8

**VIII. CONSENT CALENDAR**

- A. Approval of Minutes
  - 1. Minutes of Adjourned Joint Council/Agency Meeting of April 3, 2004 [CC/RDA]
  - 2. Minutes of Regular Joint Council/Agency/Corporation Meeting of April 5, 2004 [CC/RDA]
- B. Administrative Reports
  - 1. Consider Authorizing the Mayor/Chairman to Submit a Vote for or Against the Mosquito Control and Disease Prevention Measure for Disease Prevention Services to be Provided by the West Valley Mosquito and Vector Control District in the Northern Portions of Montclair and Ontario and the City of Rancho Cucamonga for City- and Agency-Owned Properties [CC/RDA] 11
  - 2. Consider Authorization to Purchase a 2004 Chevrolet Suburban Emergency Command Vehicle [CC] 14
  - 3. Consider Agency Board of Directors' Approval of the Recommendation from the March 31, 2004 Real Estate Committee Meeting Regarding Neighborhood Partnership Housing Services [RDA]  
  
Consider an Appropriation of \$40,000 from the Housing Fund to Conduct an Audit Report [RDA] 17
  - 4. Consider Approval of Filing of Notice of Completion for the Construction of the Essex Park Concession and Restroom Building Project; Reduce Faithful Performance Bond to 10 Percent; and Retain Payment Bond for Six Months [CC] 19
  - 5. Consider Approval of Filing of Notice of Completion for the Construction of the Heating, Ventilation, and Air Conditioning (HVAC) Replacement and Fire Station No. 1 Roof Replacement Project; Reduce Faithful Performance Bond to 10 Percent; and Retain Payment Bond for Six Months [CC] 21
  - 6. Consider Receiving and Filing of Treasurer's Report [CC] 23

7.	Consider Warrant Register and Payroll Documentation [CC]	24
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8.	Consider Receiving and Filing of Treasurer's Report [RDA]	25
9.	Consider Approval of Warrant Register [RDA]	26
10.	Consider Receiving and Filing of Treasurer's Report [MHC]	27
11.	Consider Approval of Warrant Register [MHC]	28
<b>C. Agreements</b>		
1.	Consider Approval of Agreement No. 04-43 Amending Agreement No. 99-95 with Commercial Protective Services, Inc., for Security Guard Services at the Montclair Transcenter [CC]	29
2.	Consider Approval of Agreement No. 04-44-1-57, an Irrevocable Annexation Agreement with Warren K. Morgan and Susan R. Morgan for 4733 Howard Street [CC]	32
3.	Consider Approval of Agreement No. 04-46 with the California Department of Transportation Division of Rail for Funding for the Ramona Avenue/Union Pacific Railroad Grade Separation Project [CC]	
	Consider Adoption of Resolution No. 04-2505 Authorizing City Engineer to Sign Agreement No. 04-46 on Behalf of City [CC]	37
4.	Consider Redevelopment Agency Board of Directors' Approval of Agreement Nos. 04-48 through 04-53, Rehabilitation Grant Agreements by and between the City of Montclair Redevelopment Agency and Exterior Housing Improvement Program Participants [RDA]	47
<b>D. Resolutions</b>		
1.	Consider Adoption of Resolution No. 04-2502 Authorizing the Submittal of a Funding Request Form for Beverage Container Recycling and Litter Cleanup to the Department of Conservation, Division of Recycling [CC]	56
2.	Consider Adoption of Resolution No. 04-2504 Supporting Efforts of the American Lung Association of California to Reduce Global Warming Pollution [CC]	61
3.	Consider Adoption of Resolution No. 04-2506 Supporting the Local Taxpayers and Public Safety Protection Act [CC]	66

**IX. PULLED CONSENT CALENDAR ITEMS**

**X. RESPONSE**

**XI. COMMUNICATIONS**

- A. City Attorney/Agency Counsel
- B. City Manager/Executive Director

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- C. Mayor/Chairman

- 1. Announcement of Three (3) Community Action Committee Vacancies

- D. City Council/Agency Board

- E. Committee Meeting Minutes *(For Informational Purposes Only)*

- 1. Minutes of the Public Works Committee Meeting of March 18, 2004 71

- 2. Minutes of the Real Estate Committee Meeting of March 31, 2004 78

- 3. Minutes of the Personnel Committee Meeting of April 5, 2004 81

**XII. COUNCIL/AGENCY WORKSHOP**

- A. Update on North Montclair Specific Plan

(Council/Agency may consider continuing this item to an adjourned joint meeting on Monday, May 3, 2004, at 5:45 p.m. in the City Council Chambers.)

**XIII. ADJOURNMENT OF CITY COUNCIL, REDEVELOPMENT AGENCY, AND MONTCLAIR HOUSING CORPORATION**

*This evening's meeting will be adjourned in memory of Mr. Clyde W. Wilson, a longtime resident and supporter of the City of Montclair who passed away on Tuesday, March 16, 2004.*

*The next regularly scheduled City Council, Redevelopment Agency, and Montclair Housing Corporation meetings will be held on Monday, May 3, 2004, at 7:00 p.m. in the Council Chambers.*

*Reports and documents related to each agenda item are on file in the Office of the City Clerk and are available for public inspection between 7:00 a.m. and 6:00 p.m., Monday through Thursday.*

*In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the City Clerk at (909) 625-9415. Notification 48 hours prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting. (28 CFR 35.102-35.104 ADA Title II)*

*I, Donna Jackson, City Clerk, hereby certify that I posted, or caused to be posted, a copy of this Agenda not less than 72 hours prior to this meeting on the bulletin board adjacent to the south door of Montclair City Hall on April 15, 2004.*