

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

June 21, 2004

7:00 p.m.

Page No.

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 - None

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. Consider Continuation of Resolution No. 04-2516 Requesting the Local Agency Formation Commission Initiate Proceedings for Reorganization to Include City of Montclair Annexation No. 24 and Detachment from Monte Vista Fire Protection District [CC]

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VIII. CONSENT CALENDAR

A. Approval of Minutes

1. Minutes of Regular Joint Council/Agency/MHC Meeting of June 7, 2004 [CC/RDA/MHC]

B. Administrative Reports

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| 1. | Consider Setting a Public Hearing to Consider Ordinance No. 04-843 Repealing Montclair Municipal Code Sub-sections 8.36.030(b) and 8.36.160(a) Related to the Parking of Private Vehicles for Sale on a Public Roadway or Private Property that is not the Residence of the Vehicle Owner [CC] | 10 |
| 2. | Consider Setting a Public Hearing to Consider Ordinance No. 04-849 Adding Chapter 3.30 to Title 3 of the Montclair Municipal Code Related to Imposing a Transactions and Use Tax to be Administered by the State Board of Equalization [CC] | 13 |
| 3. | Consider Approval of the Accounts Receivable Write-Off Schedule as the Schedule of Uncollectible Accounts [CC] | |
| | Consider Authorizing the Administrative Services Department to Reduce the Accounts Receivable Account and the Allowance for Doubtful Accounts by \$107,843.30 [CC] | 23 |
| 4. | Consider Approval of Filing of Notice of Completion for Construction of the Kingsley Park Ball Field Lighting Replacement Project, Reduce the Faithful Performance Bond to 10 Percent, and Retain the Payment Bond for Six Months [CC] | |
| | Consider Approval of a Loan in the Amount of \$10,313.13 from the General Fund Reserve to the Park Development Fund and a \$10,313.13 Appropriation from the Park Development Fund for the Kingsley Park Ball Field Lighting Replacement Project [CC] | 27 |
| 5. | Consider "No Action" on Alcoholic Beverage Permit Application - Chili's Grill & Bar [CC] | 30 |
| 6. | Consider "No Action" on Alcoholic Beverage Permit Application - One Stop Market [CC] | 31 |
| 7. | Consider Receiving and Filing of Treasurer's Report [CC] | 32 |
| 8. | Consider Approval of Warrant Register and Payroll Documentation [CC] | 33 |
| 9. | Consider Receiving and Filing of Treasurer's Report [RDA] | 34 |
| 10. | Consider Approval of Warrant Register [RDA] | 35 |
| 11. | Consider Receiving and Filing of Treasurer's Report [MHC] | 36 |
| 12. | Consider Approval of Warrant Register [MHC] | 37 |

C. Agreements

1. Consider Approval of Agreement No. 04-77-I-60, an Irrevocable Annexation Agreement with Francisco Veliz and Carmen Veliz for 11073 Roswell Avenue [CC] 38
2. Consider Approval of Agreement No. 04-78 Amending Agreement No. 02-34 with San Bernardino County for Street Work on Mission Boulevard and East End Avenue [CC] 44
3. Consider Approval of Agreement No. 04-79 by and between the City of Montclair, the City of Montclair Redevelopment Agency, and Mariposa Horticultural Enterprises, Inc., for Landscape and Maintenance of Median Islands, Parks, and Parkways [CC/RDA] 48
4. Consider Approval of Agreement No. 04-80 with West Coast Arborists for Tree Maintenance Services [CC] 75
5. Consider Redevelopment Agency Board of Directors' Approval of Agreement Nos. 04-85 through 04-88, Rehabilitation Grant Agreements by and between the City of Montclair Redevelopment Agency and Exterior Housing Improvement Program Participants [RDA] 96

D. Resolutions

1. Consider Redevelopment Agency Board of Directors' Adoption of Resolution No. 04-03, a Resolution of the City of Montclair Redevelopment Agency Authorizing the Expenditure of Agency Funds for Graffiti Abatement [RDA]

Consider City Council Approval of Agreement Nos. 04-81, 04-82, 04-83, and 04-84 Approving Promissory Notes 04-2, 04-3, 04-4, and 04-5, Respectively, between the City of Montclair and the City of Montclair Redevelopment Agency [CC/RDA]

Consider Redevelopment Agency Board of Directors' Approval of Agreement Nos. 04-81, 04-82, 04-83, and 04-84 Approving Promissory Notes 04-2, 04-3, 04-4, and 04-5, Respectively, between the City of Montclair Redevelopment Agency and the City of Montclair [RDA/CC]

Consider Redevelopment Agency Board of Directors' Adoption of Resolution No. 04-04 Adopting the Fiscal Year 2004-05 Budget for the City of Montclair Redevelopment Agency [RDA]

Consider Montclair Housing Corporation Board of Directors' Adoption of Resolution No. 04-01 Adopting the Fiscal Year 2004-05 Budget for the Montclair Housing Corporation [MHC] 103
2. Consider Adoption of Resolution No. 04-2519 Establishing an Appropriations Limit for Fiscal Year 2004-05 Pursuant to Article 13-B of the California Constitution and to Section 7910 of the Government Code [CC] 114

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| 3. | Consider Adoption of Resolution Nos. 04-2521 and 04-2522 Related to the General Municipal Election to be Held on Tuesday, November 2, 2004 [CC] | 118 |
| 4. | Consider Adoption of Resolution No. 04-2523 Approving the City of Montclair Fiscal Year 2004-05 Annual Budget [CC] | 124 |

IX. PULLED CONSENT CALENDAR ITEMS

X. RESPONSE

XI. COMMUNICATIONS

A. City Attorney/Agency Counsel

1. Closed Session Pursuant to Section 54957 of the Government Code

Public Employee Performance Evaluation

City Manager/Executive Director

(Council/Agency may consider continuing this item to an adjourned joint meeting on Tuesday, July 6, 2004, at 5:00 p.m. in the City Hall Conference Room, 5111 Benito Street, Montclair, California).

B. City Manager/Executive Director

C. Mayor/Chairman

1. Announcement of Community Action Committee Appointments

D. City Council/Agency Board

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

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| 1. | Minutes of the Personnel Committee Meeting of June 7, 2004 | 127 |
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XII. ADJOURNMENT OF CITY COUNCIL, REDEVELOPMENT AGENCY, AND MONTCLAIR HOUSING CORPORATION

The next regularly scheduled City Council, Redevelopment Agency, and Montclair Housing Corporation meetings will be held on Tuesday, July 6, 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 June 17, 2004.