

**MINUTES OF THE REGULAR JOINT MEETING
OF THE MONTCLAIR CITY COUNCIL, REDEVELOPMENT
AGENCY BOARD, AND MONTCLAIR
HOUSING CORPORATION BOARD HELD ON
MONDAY, JULY 1, 2002, AT 7:00 P.M. IN THE CITY
COUNCIL CHAMBERS, 5111 BENITO STREET,
MONTCLAIR, CALIFORNIA**

I. CALL TO ORDER

Mayor/Chairman Eaton called the meeting to order at 7:00 p.m.

II. INVOCATION

Mayor/Chairman Eaton gave the Invocation.

III. PLEDGE OF ALLEGIANCE

Council Member/Director Dutrey led those assembled in the Pledge.

IV. ROLL CALL

Present: Mayor/Chairman Eaton; Mayor Pro Tem/Vice Chairman Paulitz; Council Members/Directors Dutrey and Ruh; City Manager/Executive Director McDougal; Director of Administrative Services Starr; Director of Redevelopment/ Public Works Staats; Director of Community Development/ Agency Planner Clark; City/Agency Engineer Hudson; City Attorney/Agency Counsel Robbins; City Clerk/Agency Secretary Crawford

Absent: Council Member/Director Raft (arrived at 7:14 p.m.)

V. PRESENTATIONS - None

VI. PUBLIC COMMENT

Mayor/Chairman Eaton reminded those audience members desiring to address the Council and Agency/Montclair Housing Corporation Boards to submit a *Speaker Information Card* and they would be afforded a total of five minutes to speak on subjects that do not appear on tonight's agenda.

A. Ms. Pat Rees, President, Montclair Chamber of Commerce, 5220 Benito Street, Montclair, announced the following upcoming Chamber activities:

1. July 20, 2002 – "**Consumer Affair**" **Business Expo**; 9:00 a.m.-5:00 p.m.; **Montclair Plaza**; \$250 **Chamber** member, \$350 nonmember; for further information, call the **Chamber**, (909) 624-9469.
2. August 21, 2002 – **Chamber Annual Montclair Police Department Employees' Recognition Breakfast**, 7:30 a.m., Montclair Community Center auditorium. Cost to attend the breakfast and sponsor a Police Officer or department employee: \$30.
3. August 28, 2002 – **Chamber 13th Annual Golf Tournament**; check-in, 6:30 a.m., putting and chipping contests, 7:00 a.m., shotgun start, 8:00 a.m.; **Sierra Lakes Golf Club**, 16600 Clubhouse Drive, Fontana; call the **Chamber**, (909) 624-9469, for reservations.

B. Ms. Teresa Billingsley, 9568 Carrillo Avenue, Montclair, commented as follows:

1. She expressed her general dissatisfaction with the leadership in

Montclair and with certain Council Members' responses to a number of public speakers at these meetings as well as their conduct on other matters.

2. She asserted that the majority of those addressing the Council are decent residents who are "forced" to address the Council publicly as a result of supposed harassment and as a means of defending their basic American rights.
3. By the same token, she spoke of positive aspects of these meetings and credited Mayor Eaton for his public apologies and Council Members Ruh (a "problem solver") and Raft, who have both demonstrated their care of the City.
4. As **Mr. Baer** promised to be the City's conscience, she pledged to serve as the "public sounding board."

Council Member/Director Raft arrived at 7:14 p.m.

C. Mr. Ronald Armstrong, 5601 Deodar Street, Montclair, commented as follows:

1. He took issue with the City's new policy related to duplication of the audio record of these meetings, particularly the addition of sales tax to the cost for same.
2. He reiterated that he has been threatened by a staff member, offered to take a polygraph exam as proof positive, and challenged certain Council Members to do the same.
3. Noting his careful review of the State Constitution and the **Ralph M. Brown Act**, as regards allowing the public to speak at open meetings, he asserted that certain members of the public have been denied their right to speak.
4. He advised concerned residents that he is receiving support from the Offices of **State Senator Nell Soto** and **Assembly Member Gloria Negrete McLeod**.
5. Citing the City's settlement in the **Jayne Baer** case and in view of Council Member Dutrey's remark at the last meeting that he would step down from his seat on the Council if there as been any wrongdoing in the City, **Mr. Armstrong** challenged Council Member Dutrey to do so.
6. He reiterated that the podium offers residents the opportunity to address the City Council at open meetings.

D. Gina Howerton, Montclair, read a statement related to the June 17, 2002 regular joint meeting as follows:

1. She stated she is speaking this evening in response to Mayor Eaton's invitation at the last meeting that others come forward if they have the same concerns as **Mr. Armstrong**.
2. She voiced her opinion that residents do not air their concerns at Council meetings for fear of retribution.
3. She stated that **Mr. Armstrong** and **Mr. Baer** were interrupted "numerous" times at the June 17, 2002 regular joint meeting and, therefore, were not given a full five minutes to comment. She expressed her opinion that

"this is a pattern when the people are saying something that the Council does not agree with."

4. She reiterated a comment made on June 17, 2002, that Mayor Pro Tem Paulitz is running for reelection "to keep the majority in power." She took issue with a perceived boredom on the part of Mayor Pro Tem Paulitz during certain commentary and suggested perhaps "it's time for a change."
 5. She challenged Council Member Dutrey to step down from public office because of the Council's supposed breach of the **Ralph M. Brown Act**.
 6. She spoke of Council Member Dutrey's comments related to concerns in neighboring cities that have resulted in elected officials choosing to step down, though she noted he did not mention the matter of a former Mayor of Montclair. She asked if such omission was an oversight or if residents "are just supposed to forget that incident."
 7. She concurred with a statement made on June 17, 2002, related to the "horrendous" mistreatment of **Mr. and Mrs. Raft**, expressing her opinion that Council Member Raft is the "only beacon of light I see on this Council."
- E. Mr. Art Van Deventer, Monterey Manor Mobile Home Estates**, 11250 Ramona Avenue, Space 902, Montclair, stated he recently had an opportunity to speak to a competitor of the City's consultant on mobile home park acquisitions, **The Westridge Group, L.L.C.** He took issue with provisions in the park-acquisition agreements that would allow for the residents to acquire the park at the appraised value at the time the bonds are retired. He asked that City Manager McDougal, as a member of the **Augusta Homes** Board of Directors, report on this issue at the July 15, 2002 regular joint meeting.
- F. Thomas J. Fitzgerald** commented as follows:
1. He claimed that the Council has ignored his comments for the past two years.
 2. He inquired if there are more than an average number of new Police Officers in the City.

Mayor Eaton answered, "I'm not sure."
 3. He read a request for information that he submitted to City Manager McDougal and requested a written response no later than July 15, 2002. Noting that a previously submitted request for information resulted in his being contacted by the Police Department, he requested that this and all future requests be handled by the Office of the City Manager.
 4. He advised Council Member Dutrey that dissent is the "lifeblood of democracy."
- G. Mr. Roger Baer**, Rancho Cucamonga, commented as follows:
1. He discussed the **Bill of Rights** of the **U.S. Constitution**, specifically the right to free speech.
 2. He took issue with Mayor Eaton's advisements during the "Public Comment" section of these meetings.
 3. He reiterated his concerns about **Mr. Armstrong's** being threatened by a staff member and as regards **Mr. Baer's** belief that Code Enforcement is a weapon of retribution.
 4. He stated that **Mr. Armstrong** was ignored in his attempt to file a formal Police complaint.

5. He advised Council Member Dutrey to refrain from commenting, unless his remarks are "constructive."
6. He stated he is ashamed of the Council and City Manager McDougal and the City employees who support them in their attempts to "silence the public."
7. He reiterated his concern regarding the **Raft** home issue.
8. He reiterated his opinion that Mayor Eaton was the primary beneficiary of a smear campaign against another mayoral candidate.

Discussion centered on the impropriety of personal attacks against staff.

Mayor Eaton, as Chair of this meeting, advised **Mr. Baer** that as Mayor, he can determine the impropriety of personal attacks against staff.

9. He reiterated Mayor Pro Tem Paulitz's disclosure regarding the supposed three-member voting block on the Council.
10. He suggested that barring dissent in an open forum would illustrate a lack of caring on the part of City leaders.

- H. **Ms. Lori Haage**, 9554 Tudor Avenue, Montclair, identified herself as a schoolteacher with the **Ontario-Montclair School District** as well as a neighbor of the former **Margarita School site**. She expressed the concerns of her neighbors and herself about potential development of the property. She read a petition signed by 77 of the immediate neighbors of **Margarita School**, which is entered into the record as follows:

*We, the undersigned, are residents of the City of Montclair, taxpayers, and nearby residents of the former **Margarita Elementary School**. We strongly support using this site for residential uses and oppose using it for commercial uses, such as a car lot. Our homes are located very nearby this facility and will be greatly influenced by the uses to which this property is put. Many of us purchased our homes many years ago, and some of us more recently, with the understanding that this was a quiet residential neighborhood bounded on all sides by residences, except for the elementary school servicing our neighborhood. A commercial facility would be very inappropriate and would greatly disturb the character of the neighborhood and would bring noise and traffic to the neighborhood. We urge the City to oppose a car lot or other inappropriate use of this property.*

Ms. Haage gave the petition to staff.

Mayor Eaton thanked **Ms. Haage** for her comments. He advised her that the City has met with area residents and with a potential developer regarding small-lot housing for the site, adding that she would be notified about any proposed developments for the property.

Mayor Eaton made the following announcements:

- ✓ With the concurrence of Council, Mayor Eaton stated he would like to reappoint incumbent Planning Commissioners Luis Flores and Sergio Sahagun to the Montclair Planning Commission, with terms to expire June 30, 2006. He noted that a third applicant for a seat on the Planning Commission withdrew his application.

Moved by Council Member Ruh, seconded by Council Member Dutrey, and carried unanimously to reappoint incumbents Luis Flores and Sergio Sahagun to the Montclair Planning Commission, with terms to expire June 30, 2006.

Council Member Ruh noted that Planning Commissioner Flores has served on the Planning Commission since 1984 and is a wealth of institutional knowledge.

- ✓ Mayor Eaton stated he is pleased to announce that the Montclair Community Collaborative has been instrumental in obtaining just over \$3 million in grant funds for key Human Services Division programs as follows:
 - * A \$1.7 million After-School Learning and Safe Neighborhoods Partnership grant to be used over the next three years in the After-School Program at five schools serving over 800 children.
 - * A \$900,000 Even Start Family Literacy grant to support the *Por La Vida* family health program and the Case Management Program for children and families.
 - * A \$325,000 School Community Policing program grant to be used at **Serrano Middle School** over the next three years.

VII. PUBLIC HEARINGS

A. Adoption of Resolution No. 02-2400 Authorizing Recovery of Abatement Costs Incurred by the City Related to Property Owned by Dorris J. Tindall and Located at 5210 Kingsley Street, Montclair, California

Mayor Eaton declared it the time and place set for public hearing to consider Resolution No. 02-2400 authorizing recovery of abatement costs incurred by the City related to property owned by Mrs. Dorris J. Tindall and located at 5210 Kingsley Street, Montclair, California, and invited comments from the audience.

Mr. Dennis Tindall, son of **Mrs. Dorris J. Tindall**, stated that his mother and he had agreed on a reimbursement amount of \$15,000 as opposed to the proposed \$23,546.49. He indicated that his repeated requests for an itemization of abatement actions/costs on the property were ignored. He complained that there was no plumbing work done on the residence.

Fire Chief Turner advised that **Mr. Tindall** has been involved in the abatement process at 5210 Kingsley Street and that he was unaware of **Mr. Tindall's** requests for itemization of abatement actions. He added that staff would be happy to review an itemized list of all repairs done, including plumbing and reproofing work completed. He indicated that Code Enforcement has been involved in abatement procedures at the property since 1994 or 1995. He stated that upon review of the itemization with **Mr. Tindall**, he would report back to the Council.

Mr. Tindall concurred.

Mayor Eaton thanked **Mr. Tindall** and Chief Turner for their comments.

There being no one else in the audience wishing to speak, Mayor Eaton closed the public hearing and returned the matter to the City Council for its consideration.

Discussion centered on the appropriate action to take on this item considering **Mr. Tindall's** request for information related to abatement actions taken at 5521 Kingsley Street.

Council Member Ruh suggested continuance of this item with the concurrence of **Mr. Tindall** and Chief Turner.

Moved by Council Member Ruh, seconded by Council Member Dutrey, and carried unanimously to continue this item to the August 5, 2002 regular joint meeting.

B. Adoption of Resolution No. 02-2401 Authorizing Recovery of Abatement Costs Incurred by the City Related to Property Owned by Niam Butt and Located at 9512 Camulos Avenue, Montclair, California

Mayor Eaton declared it the time and place set for public hearing to consider Resolution No. 02-2401 authorizing recovery of abatement costs incurred by the City related to property owned by Niam Butt and located at 9512 Camulos Street, Montclair, California, and invited comments from the audience.

There being no one in the audience wishing to speak, Mayor Eaton closed the public hearing and returned the matter to the City Council for its consideration.

For clarification purposes, Council Member Ruh inquired concerning notification to the property owner of this item, noting the mailing address of the property owner is listed as "unknown" on Exhibit A to proposed Resolution No. 02-2401.

Chief Turner described the process used in determining property ownership as well as property owner notification procedures

Moved by Council Member Ruh and seconded by Mayor Pro Tem Paulitz that the following actions be taken:

1. That Resolution No. 02-2401, entitled "**A Resolution of the City Council of the City of Montclair Declaring the Findings of the City Council Related to the Cost of Abatement Report for Property Located at 9512 Camulos Avenue, Montclair, California,**" be read by number and title only, further reading be waived, and it be declared adopted.

The City Council unanimously waived the reading of the Resolution.

2. That the Council determine that the reimbursement amount of \$1,104.72 be paid to the City of Montclair within ten calendar days of adoption of Resolution No. 02-2401.

Resolution No. 02-2401 was unanimously adopted and the Council determined that the reimbursement amount of \$1,104.72 be paid to the City of Montclair within ten calendar days of adoption of Resolution No. 02-2401 by the following vote:

AYES: Ruh, Dutrey, Raft, Paulitz, Eaton
NOES: None
ABSTAIN: None
ABSENT: None

VIII. CONSENT CALENDAR

Mayor Pro Tem Paulitz requested that Item B-3 be removed from the Consent Calendar for comment.

Moved by Council Member/Director Dutrey, seconded by Council Member/Director Raft, and carried to approve the following Consent Items as presented:

A. Approval of Minutes

1. **Minutes of Regular Joint Council/Agency/Montclair Housing Corporation Meeting of June 17, 2002**

The City Council and Redevelopment Agency and Montclair Housing Corporation Boards approved the minutes of the Regular

B. Administrative Reports

1. Increasing the Number of Employees Eligible to Receive Paramedic Pay from Six to Nine

The City Council approved an increase in the number of employees eligible to receive paramedic pay from six to nine.

2. Authorize an Appropriation of \$6750 From the Fiscal Year 2001-02 Contingency Account for Mobile Whole Body (Torso) Scanning

The City Council authorized an appropriation of \$6750 from the Fiscal Year 2001-02 Contingency Account for whole body (torso) scanning.

4. Approval of Filing of *Notice of Completion*, Reduction of *Faithful Performance Bond* to 10 Percent, and Six-Month Retention of *Payment Bond* Related to Completion of the Sunset Park Amphitheater

The City Council approved the following actions related to completion of the Sunset Park Amphitheater:

- (a) The filing of a *Notice of Completion* with the Office of the San Bernardino County Recorder.
- (b) Reduction of the *Faithful Performance Bond* to 10 percent.
- (c) Retention of the *Payment Bond* for six months.

5. "No Action" on Alcoholic Beverage Permit Application – Cantina La Herradura

The City Council took "No action" on the alcoholic beverage permit application of Mr. Daniel Piñeda for an "On-Sale Beer and Wine for Public Premises" license for Cantina La Herradura, 5461 Holt Boulevard, Montclair, California.

6. Approval of City Warrant Register and Payroll Documentation

The City Council approved the Warrant Register dated July 1, 2002, totaling \$665,185.58; the Payroll Documentation dated June 2, 2002, amounting to \$497,273.52, with \$336,613.38 being the total cash disbursement; and the Payroll Documentation dated June 16, 2002, amounting to \$510,516.71, with \$347,179.16 being the total cash disbursement.

C. Agreements

1. Approval of *Agreement No. 02-93* With the County of San Bernardino for the Household Hazardous Waste Collection Facilities Program

The City Council approved *Agreement No. 02-93* with the County of San Bernardino for the Household Hazardous Waste Collection Facilities Program.

2. Approval of *Agreement No. 02-100* With the Office of the State Controller, Division of Audits, for Annual Street Report Preparation Services

The City Council approved *Agreement No. 02-100* with the Office of the State Controller, Division of Audits, for Annual Street Report preparation services.

3. **Approval of Agreement No. 02-101 With the San Bernardino County Department of Aging and Adult Services to Provide a Senior Citizens Nutrition Program**

The City Council approved *Agreement No. 02-101* with the San Bernardino County Department of Aging and Adult Services to provide a Senior Citizens Nutrition Program.

D. **Resolutions**

1. **Adoption of Resolution No. 02-2403 Fixing the Salaries for Certain Police Department Employees Represented by the Montclair Police Officers Association**

The City Council adopted Resolution No. 02-2403, entitled "**A Resolution of the City Council of the City of Montclair Fixing the Salaries for Certain Police Department Employees Represented by the Montclair Police Officers Association.**"

2. **Adoption of Resolution No. 02-2404 Authorizing Placement of Liens on Certain Properties for Delinquent Sewer and Trash Accounts**

The City Council adopted Resolution No. 02-2404, entitled "**A Resolution of the City Council of the City of Montclair Authorizing Placement of Liens on Certain Properties for Delinquent Sewer and Trash Accounts.**"

IX. **PULLED CONSENT CALENDAR ITEMS**

B. **Administrative Reports**

3. **Authorizing the Police Department to Remove Stop Signs and Barricades From Signalized Intersections**

For the record, Mayor Pro Tem Paulitz advised it had been the recommendation of the Public Works Committee to store temporary stop signs and barricades at signalized intersections throughout the City for safety and accessibility purposes. He stated he has no problem with the majority of the Council desiring the storage of these devices at the Police and Fire Departments and at the City Corporate Yard. For the record, he noted it had been the recommendation of one other Committee to retain these devices at certain intersections for timely access during an emergency power outage and for storage reasons.

Mayor Eaton stated that at that committee meeting, the subject of vandalism, including the occasions when stop signs have been turned toward traffic, had not been addressed. He added that availability of the stop signs and barricades would be increased because some of the devices would be stored at both Police and Fire Departments.

Council Member Ruh asked if the devices would be used during an energy emergency.

Mayor Eaton replied they would be available for timely deployment if needed.

City Manager McDougal stated he has advised staff to explore the use of storage cabinets for the equipment that can be connected/adjacent to the traffic control boxes at intersections.

Moved by Mayor Pro Tem Paulitz, seconded by Council Member Raft, and carried unanimously to authorize the Police Department to remove the temporary stop signs and barricades from signalized intersections throughout the City.

X. RESPONSE

A. Update Regarding Heritage Park Senior Apartments

Mayor Eaton reported that there has been no contact from representatives of the property owners **AIMCO**, or the service provider, **New Century Care**, and there is no new activity to report.

It was the consensus of the Council to receive and file the update regarding the Heritage Park senior apartments.

XI. COMMUNICATIONS

A. City Attorney/Agency Counsel – No comments

B. City Manager/Executive Director

1. City Manager/Executive Director McDougal gave the Council photographs of the recently dismantled homeless encampment at 4300 Holt Boulevard, noting it took several days for staff to remove the elaborately constructed domiciles and debris.

C. Mayor/Chairman

1. Mayor/Chairman Eaton commented as follows:
 - (a) He noted his attendance on June 18, 2002, as a representative of the **San Bernardino Associated Governments** at a recent meeting of the **Sam and Alfreda Maloof Foundation for Arts and Crafts** Board meeting, adding that the project to successfully relocate the **Maloof** home and studio has been completed.
 - (b) He noted that he also participated in a ribbon-cutting on June 18, 2002, for the re-grand opening of **Red Lobster Restaurant**, 9345 Monte Vista Avenue.
 - (c) He noted his and Council Member Dutrey's attendance, at the request of **Senator Soto**, at the Senate hearing in Sacramento on **AB 680**. He noted the hearing was continued to 4:00 p.m., at which time he testified in opposition to **AB 680**, a tax measure that poses potential harm to all cities in California. He added that his presence on behalf of **Senator Soto** to testify at a further hearing of **AB 680** would not be necessary because such hearing has been canceled by **Senate President Pro Tem John Burton**.
 - (d) He noted he and Mayor Pro Tem Paulitz attended a tour of **KLMB Development, Inc.**, small-lot residential developments in Orange County. He stated that **KLMB Development** is proposing a similar-type development at the former **Margarita School** site.
 - (e) He noted his attendance on June 26, 2002, at an adjourned joint meeting with the **Monte Vista Water District (MVWD)** Board, at which informational items of mutual interest were addressed and no decisions or actions taken.
 - (f) Noting an item regarding completion of the Sunset Park Amphitheater was approved by the Council this evening, he stated he enjoyed attending a recent **Lehigh Elementary School** graduation of sixth graders that was held in the very beautiful new Sunset Park Amphitheater.
 - (g) Noting his attendance last Friday at the **Southern California Regional Rail Authority** Board meeting, at which the budget was approved and discussion centered on **Amtrak's** financial difficulties, he reported that **Metrolink** employs 140 **Amtrak**

train engineers, conductors, and dispatchers and that efforts are being made to add them to the **Metrolink** payroll. He compared the total of **Amtrak's** daily passengers of approximately 60,000 to the five-county Metrolink passenger total of over 34,000 and spoke in support of the continuance of **Metrolink** services.

- (h) He noted he enjoyed participating last Saturday, along with Council Members Dutrey and Ruh, at the very successful and well-attended neighborhood cleanup, recycling expo, and family resource street fair event held in the 4500-4800 blocks of Canoga and Kingsley Streets.
- (i) He announced that **Officer Ronny Cespedes** was recently awarded the **Chaffey Joint Union High School District (CJUHSD) Community Service Award** for his dedicated efforts to maintain a safe campus at **Montclair High School (MHS)** for students and faculty. He also noted that **Officer Cespedes** was instrumental in the recent **MHS "Every 15 Minutes"** safety program. He asked Police Chief Thompson to please convey the Council's commendation to **Officer Cespedes** for his receipt of this award.

D. City Council/Agency Board

1. Mayor Pro Tem/Vice Chairman Paulitz commented as follows:

- (a) He noted that Mayor Eaton, Council Member Ruh, and he attended a *Por La Vida* Program graduation last week.
- (b) He noted his suggestion at the June 26 adjourned joint meeting with the **MVWD** Board to establish a water bill payment station at the Civic Center and expressed his hope that it would soon come to pass.
- (c) He expressed his hope that the homes proposed by **KLMB Development, Inc.**, for the former **Margarita School site** are as nice as the ones he observed during the recent tour of the company's Orange County residential developments.
- (d) Noting his concern that residents are not paying attention to the restricted street sweeping signs, he suggested that patrol officers begin ticketing vehicles parked in those restricted areas.
- (e) Citing a guest column in the Sunday, June 30, 2002 *Inland Valley Daily Bulletin* by **Mr. Ralph E. Shaffer**, Professor Emeritus in History, **California Polytechnic University, Pomona**, in support of the federal **9th Circuit Court of Appeals'** 2-1 decision that the **Pledge of Allegiance** sends a message to those who do not believe in a monotheistic God "that they are outsiders, not full members of the political community," he, as a member of the **Knights of Columbus**, spoke in full support of that body's lobbying in 1954 in staunch support of adding the words "under God" to the **Pledge** as a response to fears of the Soviet Union and "Godless communism" during the McCarthy era. Those efforts were successful, he noted, adding, "I hope [the reference] stays there."

2. Council Member/Director Raft commented as follows:

- (a) She concurred with Mayor Pro Tem Paulitz's suggestion regarding ticketing scofflaws of restricted street sweeping signage.

- (b) She congratulated **Officer Cespedes** on receiving the **CJUHSD Community Service Award**.
3. Council Member/Director Dutrey commented as follows:
- (a) Noting his receipt of staff's report on **Adelphia Communications Corp.**, in response to his request at the last meeting, he asked that a "Response" item related to this matter be placed on the agenda for the July 15, 2002 regular joint meeting.
 - (b) He noted he enjoyed participating in the neighborhood cleanup last Saturday and commended Code Enforcement Officer **Gabe Fondario** for his tireless efforts in these community events. He stated it is unfortunate when the Code Enforcement Division is attacked for doing such a necessary job in the City that has brought about tremendous results in beautifying Montclair. He further spoke of the humanity involved in these enforcement efforts by Code Enforcement staff.
 - (c) He spoke of Mayor Eaton's and his attendance at the recent Senate hearing regarding **AB 680**. He stated it was interesting to observe the lack of First Amendment rights given those desiring to testify before the Senate Committee and gave, as an example, the fact that the Mayor of the **City of San Bernardino** was only afforded two minutes to testify in opposition to **AB 680**. In comparison, he stated that the City of Montclair allows anyone desiring to address the Council an opportunity to do so at certain specified times during these meetings.
 - (d) He stated that we live in a great country whose populace has suffered in the wake of the tragedies and offense of September 11, 2001. Emphasizing that we all love our country, which has the greatest democracy that has ever existed in the history of the world, he noted that we can look forward to a glorious **Fourth of July** celebration. He concluded his remarks by stating "God bless America," and "America is great."

4. Council Member/Director Ruh commented as follows:

- (a) He spoke of the concept of "community-oriented" policing, also known as "program-oriented" or "problem-oriented" policing, and suggested a future workshop be held to explore this progressive idea.
- (b) He stated the recent joint meeting with **Monte Vista Water District** was very productive and that as a former Board member of the **District**, it was good to meet with his former colleagues. He noted suggesting at the meeting the use of drought-tolerant landscape, in view of the ongoing growth of the western states that will affect Southern California's water distribution from the Colorado River. He suggested that new housing developments in the City and its Sphere of Influence as well as the Exterior Housing Improvement Program make use of xeriscape landscaping.

Council Member Ruh noted observing beautiful xeri-scapes in Palm Desert/Indian Wells when he was in the area for a **Chaffey College Foundation** matter.

- (c) He noted his enjoyment in participating in the neighborhood cleanup last Saturday and observing how much the residents do care about their neighborhood.

He noted speaking to a resident during the event who had

advised him that the alleyway behind Canoga Street offers a long straightaway that motorists regularly speed through. He suggested that as a safety measure, speed bumps or some other method of traffic calming be considered to inhibit further alley racers.

- (d) He thanked **Senator Soto** for opposing **AB 680** on behalf of local government and for her continued push for **Alameda Corridor-East** funding in the state budget.
- (e) He noted that **US Senator Barbara Boxer** is supporting bipartisan legislation that would allow early federal transfer of property tax revenues to San Bernardino County to assist in rebuilding areas damaged by the spate of recent fires.
- (f) He noted contacting **Congressmen Dreier, Baca, and Miller** and numerous others about how upset he was with the **9th Circuit Court of Appeals'** decision regard-ing the **Pledge of Allegiance**. He stated he was advised by these leaders that their telephones have been busy with callers irate over the decision.
- (g) He related **Congressman Dreier's** new address (effective last Monday) in Glendora as follows:

Congressman David Dreier
2220 East Route 66, Suite 225
Glendora, CA 91740
Telephone: (626) 852-2626
Fax: (626) 963-9842

- (h) He wished everyone "a very pleasant Fourth," adding, "This is a great country."

E. Committee Meeting Minutes

1. Minutes of Code Enforcement Committee Meeting of June 17, 2002

The City Council received and filed the Code Enforcement Committee meeting minutes of June 17, 2002, for informational purposes.

2. Minutes of Personnel Committee Meeting of June 17, 2002

The City Council received and filed the Personnel Committee meeting minutes of June 17, 2002, for informational purposes.

XII. ADJOURNMENT OF CITY COUNCIL AND REDEVELOPMENT AGENCY AND MONTCLAIR HOUSING CORPORATION BOARDS OF DIRECTORS

At 8:08 p.m., Mayor/Chairman Eaton adjourned the City Council and Redevelopment Agency and Montclair Housing Corporation Boards of Directors.

Submitted for City Council/Redevelopment
Agency Board/Montclair Housing Corporation
Board approval,

Yvonne L. Smith
Transcribing Secretary