

MINUTES OF THE REGULAR JOINT MEETING
OF THE MONTCLAIR CITY COUNCIL, REDEVELOPMENT
AGENCY BOARD, AND MONTCLAIR
HOUSING CORPORATION BOARD HELD ON
MONDAY, AUGUST 19, 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

Pastor Kathleen Ross, First United Methodist Church of Montclair, gave the Invocation.

III. PLEDGE OF ALLEGIANCE

Mayor Pro Tem/Vice Chairman Paulitz led those assembled in the Pledge.

IV. ROLL CALL

Present: Mayor/Chairman Eaton; Mayor Pro Tem/Vice Chairman Paulitz; Council Members/Directors Raft, 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; Deputy City Clerk Jackson

V. PRESENTATIONS

A. Introduction of New Employees

Mayor Eaton introduced **Ms. Amanda Livengood**, who was appointed to the position of Police Cadet with the Montclair Police Department effective July 22, 2002. He noted that Police Cadet Livengood is the stepdaughter of Officer Larry Nordell.

Mayor Eaton presented Police Cadet Livengood with a City pin and welcomed her to the Montclair City family.

Mayor Eaton introduced **Messrs. Jerod Blomberg, Chris Gorman, Brian Brambila, and David Fikel**, each of whom was recently appointed to the position of Firefighter/Paramedic with the Montclair Fire Department.

Mayor Eaton presented Firefighter/Paramedics Blomberg, Gorman, Brambila, and Fikel with City pins and individually welcomed them to the Montclair City family.

B. Presentation by **Ms. Michelle DeMott, Marketing Manager, Los Angeles County Fair**

Ms. Michelle DeMott announced the 80th anniversary of the **Los Angeles County Fair** kicks off Friday, September 13, 2002, and runs through Sunday, September 29, 2002, continuing its theme "Kinder. Simpler. Funner." Noting the fair honors 18 local

communities, she stated that **Montclair Day at the Fair** would be celebrated Tuesday, September 24, 2002, and includes a special horse race; reception for visiting dignitaries, members of City staff, and other special guests; and a community parade at 5:00 p.m., culminating with a special stage presentation honoring Montclair and saluting a Community Hero. She encouraged all residents to participate in the event.

Ms. DeMott further announced the new attraction "Lights! Camera! Science!" presented by **AT&T Wireless**, a hands-on Hollywood adventure that explores the science of cinema, as well as perennial favorites America's Kids "Focus on the Wilderness" display; the Flower and Garden Pavilion (celebrating its Golden Anniversary at the fair); Fairview Farms, offering an up-close look at farming; and the End of Summer Concert Series at the Los Angeles Newspaper Group Grandstand Stage, offering ten nights of grandstand concert entertainment.

Ms. DeMott thanked the Council for allowing her an opportunity to speak and gave the Mayor and Council Members gift bags and fair literature.

Mayor Eaton thanked **Ms. DeMott** for her presentation.

Mayor Eaton stated that the Community Action Committee Interview Committee interviewed candidates **Ms. Linda Salazar, Ms. Patricia Wooten, Ms. Darleen Hartman, and Mr. Manny Martinez**. He announced that with the concurrence of the Council, he would be pleased to appoint these four individuals to the Montclair Community Action Committee (CAC).

Moved by Council Member Dutrey, seconded by Mayor Pro Tem Paulitz, and carried unanimously to support Mayor Eaton's appointment of **Ms. Linda Salazar, Ms. Patricia Wooten, Ms. Darleen Hartman, and Mr. Manny Martinez** to the CAC.

VI. PUBLIC COMMENT

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

1. He noted the attendance of a few teens at tonight's meeting. He reiterated that today's youth "are smarter than we are" and his opinion that the Council is not setting a good example for them.
2. He stated he could accept Council commentary related to his voicing his opinions at these meetings but would not tolerate being told what he can or cannot say.
3. He characterized comments made by Mayor Pro Tem Paulitz relative to dissenters leaving after speaking at the beginning of these meetings (as related to him by a number of residents) as "backstabbing" and "unacceptable."
4. He responded to Mayor Eaton's response at the last regular joint meeting that Council Member Dutrey would not respond to **Mr. Armstrong's** question concerning Council Member Dutrey's supposed former residence in Diamond Bar while serving on the Montclair City Council by stating, "Silence is golden."
5. He suggested that certain comments made by speakers at the last regular joint meeting praising the work of the Council and staff are diametrically opposed to issues presented by other speakers.

6. He discussed the plight of the teen girls who were recently abducted in Lancaster who are being publicly chastised for their honesty in statements made to the press. He praised their honesty and suggested the Council also be honest, advising, "Open your eyes."
- B. Noting he is a lifelong resident of Montclair, **Christopher Howerton**, Montclair, read a statement including the following:
1. His observation of how certain members of the Council treat speakers at these meetings, including **Mr. Baer**, **Mr. Armstrong**, and **Ms. Billingsley**.
 2. Community youth are monitoring the operation of the City.
 3. The strong possibility of changes occurring on the Council as a result of the November 2002 General Municipal Election.
- C. **Mr. Roger Baer** commented as follows:
1. He asked Director of Administrative Services Starr if the City would be paying for the lawsuit he mentioned at the last regular joint meeting.

Mayor Eaton advised **Mr. Baer** he would not receive a reply.

Mr. Baer concurred.

2. Concerning the report on *City of Montclair v. Raft, et al* item on tonight's agenda, he advised that **Mr. Ray Raft** is recovering from surgery and unable to attend this meeting.
 3. In response to Mayor Pro Tem Paulitz's comment at the last meeting that dissenters leave after speaking at the beginning of these meetings, he stated he normally does remain until the end, with the exception of the last meeting. He noted he would be staying until the end of this and future meetings, advising he would be the Council's "nemesis for as long as it takes to see some honesty and some courtesy come to this Council."
 4. He expressed his hope that residents become involved in the management of their City and vote in the upcoming General Municipal Election in support of the candidate(s) of their choice so that residents may receive representation on the Council by members "who care about this City and about them."
- D. **Regina Howerton**, Montclair, commented as follows:
1. She reiterated observing a perceived boredom on the part of certain Council Members during these meetings. She expressed her opinion that all who address this Council should receive similar treatment.
 2. As a long-term Montclair resident, she expressed her hope that residents will vote for the candidate(s) of their choice at the November 2002 General Municipal Election.
 3. Addressing a comment made at the last meeting about Council Member Ruh, she spoke in his support.
 4. With regard to comments made by Mayor Eaton, Mayor Pro Tem Paulitz, and Council Member Dutrey at the last meeting that dissenters leave after speaking at the beginning of these meetings, she advised that some speakers have to work or

have other commitments. She stated that her departure after commenting is by no means an indication that she does not care about the City.

5. She questioned City Manager McDougal's advising Director of Administrative Services Starr at the August 5, 2002 regular joint meeting in view of the fact that Mayor Eaton runs these meetings.
6. She asked Council Member Dutrey if he would resign his Council seat if it can be proven that he resided in Diamond Bar during a portion of his tenure on the Council.

E. Ms. Teresa Billingsley commented as follows:

1. She responded to harsh criticism by another speaker at the last Council meeting by stating, "I believe my best decisions are those made when able to hear as many sides and/or facts to an issue as possible." She defended the speaker's right to his own opinion.
2. She advised that speakers have the right to comment and that those watching these meetings at home have several options available to them, including turning the meeting off, changing the channel, or pressing the television remote control "Mute" button.
3. She encouraged residents to become involved in their City and to vote for the candidate(s) of their choice in the November 2002 General Municipal Election.
4. With regard to Director of Administrative Services Starr's comment at the last meeting that included her in a potential slander lawsuit, she stated she would publicly apologize to him if she did, in fact, slander him. She suggested he extend the same courtesy to **Mr. Armstrong**.
5. Calling it something positive about the City, she commended the **Montclair Branch Library** and staff and announced the following schedule of three upcoming complimentary classes:
 - ✓ August 27, 2002 - *Gangs and Graffiti*, 6:00-7:00 pm.
 - ✓ September 18, 2002 - *Defensive Driving on the Internet Highway*, 6:00 p.m.
 - ✓ October 10, 2002 - *How to Escape From an Abductor*, 10:00-11:00 a.m. **Ms. Billingsley** noted that the recent child abductions are a sensitive matter, and everyone should have pertinent information on how to protect our children.

Claiming no personal affiliation or political ties with the **Montclair Branch Library**, she advised those interested to call **Ms. Virginia McMillan** at (909) 626-1805 for class registration information. She indicated the Library is very receptive to the needs of the community. Noting that response to the free classes has been poor, she stated the Library is open to suggestions regarding future classes and encouraged residents' participation.

- F. Mr. Mike O'Toole**, 9706 Ramona Avenue, Montclair, took issue with a "Notice to Correct" he received on July 9, 2002, regarding a new 48-inch-high black wrought-iron fence he had installed July 7, 2002, in the front-yard setback of his home. He stated the

fence was installed primarily for child-safety reasons, as well as for security, and expressed his opinion that the law regulating fence height is outdated. He discussed a survey he took of such fences in the City, advising there are just under 400 residences in the City with fence heights exceeding the 42-inch limit.

Mr. O'Toole concluded his comments by asking that the Council reconsider the law regulating fence height and consider increasing the height restriction to an appropriate height of 48 to 60 inches.

In view of the approximately 400 residences in violation of the code, Council Member Ruh spoke in support of conducting a workshop to address the matter.

Mayor Pro Tem Paulitz suggested staff be directed to review the Ordinance regulating fence height. He clarified that the 42-inch height limitation related to sight distance of a vehicle backing out of a driveway. He noted adhering to the regulation when installing a chain-link fence on his property.

Council Member Raft concurred that the current 42-inch standard is too low and should be increased to at least 48 inches. She told **Mr. O'Toole** he has a very nice house and new fence.

Council Member Dutrey concurred that **Mr. O'Toole** has a very nice new fence. As a member of the Code Enforcement Committee, Council Member Dutrey suggested the Committee address this issue, noting he would invite **Mr. O'Toole** to attend the next meeting to take place four weeks from today at 6:00 p.m.

Mayor Pro Tem Paulitz suggested the Planning Commission also consider this matter.

Mayor Eaton asked staff to review the 42-inch height requirement.

Noting the Planning Commission looked at this issue five or six years ago, City Manager McDougal advised that the matter be referred to the Planning Commission for review.

Council Member Dutrey expressed his concern about the large number of retaining fence height violators in the City and suggested the matter should be addressed by the Code Enforcement Committee as well as the Planning Commission.

Mayor Eaton advised **Mr. O'Toole** that the matter would be looked into.

Council Member Ruh thanked **Mr. O'Toole** for his comments.

- G. Mr. Art Van Deventer, Monterey Manor Mobile Home Estates, 11250 Ramona Avenue, Space 902, Montclair, took exception to a statement made by Mr. Joe Govea at the last meeting that the Council has "discriminated" against the Rafts concerning their boarded-up home. With all due respect to Council Member Raft, he expressed his understanding the condemnation action was the result of a court order. He stated that Mr. Govea's remark was unfair to the City, the City Council, and the Rafts.**

At this time, Mayor Eaton announced that Section X, "Response," Item B, "Oral Report on *City of Montclair v. Raft, et al*," would be considered out of order.

X. RESPONSE

- B. Oral Report on *City of Montclair v. Raft, et al***

Noting that her husband, **Mr. Ray Raft**, was unable to attend this meeting because he is recovering from recent major surgery, Council Member Raft strongly requested that, in all fairness, this item be continued.

Considering that **Mr. Raft** was unable to attend this meeting, Council Member Ruh suggested this item be continued to the September 3, 2002 regular joint meeting.

Council Member Dutrey concurred that this item should be continued to allow attendance by all parties to the action.

Discussion centered on the appropriate meeting to which this item should be continued.

Moved by Council Member Dutrey, seconded by Council Member Ruh, and carried unanimously that this item be continued to the September 16, 2002 regular joint meeting.

VII. PUBLIC HEARINGS

A. **First Reading – Adoption of Ordinance No. 02–822 Pursuant to Chapter 11.84 of the Montclair Municipal Code Establishing Prezone Designations of "R-1" and "C-3" to Approximately 9.35 Acres Within the City's Sphere of Influence**

Mayor Eaton declared it the time and place set for public hearing to consider Ordinance No. 02–822 pursuant to Chapter 11.84 of the Montclair Municipal Code establishing a prezone designation of "R-1" and "C-3" to approximately 9.35 acres within the City's Sphere of Influence 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.

Council Member Ruh clarified for the benefit of the public that the recommended prezone designations are being proposed to facilitate the development of a subdivision at the site and that there have been no protests by the other property owners in the area.

Council Member Dutrey stated he looks forward to having more quality housing available in the City. He recognized and greeted the real estate agent responsible for the sale of the property who is in attendance at this meeting.

Moved by Council Member Dutrey and seconded by Council Member Ruh that Ordinance No. 02–822, entitled "**An Ordinance of the City Council of the City of Montclair Approving Prezone Designations of R-1 (Single-Family Residential) and C-3 (General Commercial) Within the City's Sphere of Influence,**" be read by number and title only, further reading be waived, and this be declared its first reading.

The City Council unanimously waived the reading of the Ordinance.

First Reading of Ordinance No. 02–822 was unanimously adopted by the following vote:

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

VIII. CONSENT CALENDAR

Mayor Pro Tem/Vice Chairman Paulitz requested that Item A-3 be removed from the Consent Calendar for comment.

Council Member Ruh requested that Item B-1 be removed from the Consent Calendar for comment.

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

A. Approval of Minutes

1. Minutes of Adjourned Joint Council/Agency Meeting of July 17 and 18, 2002

The City Council and Redevelopment Agency Board approved the minutes of the Adjourned Joint City Council/ Redevelopment Agency Board meeting of July 17 and 18, 2002.

2. Minutes of Adjourned Joint Council/Agency Meeting of August 5, 2002

The City Council and Redevelopment Agency Board approved the minutes of the Adjourned Joint City Council/ Redevelopment Agency Board meeting of August 5, 2002.

4. Minutes of Adjourned Joint Council/Agency Meeting of August 12, 2002

The City Council and Redevelopment Agency Board approved the minutes of the Adjourned Joint City Council/ Redevelopment Agency Board meeting of August 12, 2002.

B. Administrative Reports

2. Setting a Public Hearing to Consider Ordinance No. 02-825 Related to Adoption of Building Codes to Regulate Construction in the City of Montclair and to Establish November 1, 2002, as the Effective Date of the Codes

The City Council set a public hearing for Tuesday, September 3, 2002, at 7:00 p.m. in the City Council Chambers to consider Ordinance No. 02-825 related to adoption of building codes to regulate construction in the City of Montclair and to establish November 1, 2002, as the effective date of the codes.

3. Approval of Certain Recommendations From the July 18, 2002 Public Works Committee Meeting

The City Council approved certain recommendations from the July 18, 2002 Public Works Committee meeting as listed on the agenda report for this item.

4. Receiving and Filing of City Treasurer's Report

The City Council received and filed the City Treasurer's Report for the month ending July 31, 2002.

5. Approval of City Warrant Register and Payroll Documentation

The City Council approved the Warrant Register dated August 19, 2002, totaling \$857,261.28; and the Payroll Documentation dated July 28, 2002, amounting to \$489,649.99, with \$334,082.24 being the total cash disbursement.

6. Receiving and Filing of Agency Treasurer's Report

The Redevelopment Agency Board received and filed the Redevelopment Agency Treasurer's Report for the month ending July 31, 2002.

7. Approval of Agency Warrant Register

The Redevelopment Agency Board approved the Redevelopment Agency Warrant Register dated 7/01/2002-7/31/2002 in the amounts of \$180.59 for Project I; \$88.27 for Project II; \$200,829.30 for Project III; \$1,941.30 for Project IV; and \$10,614.12 for Project V.

8. Receiving and Filing of Montclair Housing Corporation Treasurer's Report

The Montclair Housing Corporation (MHC) Board received and filed the MHC Treasurer's Report for the month ending July 31, 2002.

9. Approval of MHC Warrant Register

The MHC Board approved the MHC Warrant Register dated 7/01/2002-7/31/2002 in the amount of \$26,493.58.

C. Agreements

1. Approval of *Agreement No. 02-117* With L. D. King, Inc., for Professional Engineering Services Related to Plan Checking and Miscellaneous Engineering

The City Council approved *Agreement No. 02-117* with L. D. King, Inc., for professional engineering services related to plan checking and miscellaneous engineering.

2. Approval of *Agreement No. 02-118* With CTK, Inc., for Professional Engineering Services Related to Plan Checking and Miscellaneous Engineering

The City Council approved *Agreement No. 02-118* with CTK, Inc., for professional engineering services related to plan checking and miscellaneous engineering.

3. Approval of *Agreement No. 02-119* With MetroTrans in the Amount of \$98,612 for Construction Management of the Montclair Transcenter Station Improvements

Authorize Additional \$10,000 Contingency

The City Council took the following actions:

- (a) Approved *Agreement No. 02-119* with MetroTrans in the amount of \$98,612 for construction management of the Montclair Transcenter station improvements.
- (b) Authorized an additional \$10,000 contingency.

4. **Approval of *Agreement No. 02-120-I-48, an Irrevocable Annexation Agreement* With Mr. Donald Beekman for 5458 Howard Street**

The City Council approved *Agreement No. 02-120-I-48, an Irrevocable Annexation Agreement* with Mr. Donald Beekman for connection of his residence at 5458 Howard Street to the City Sewer System.

5. **Approval of *Agreement No. 02-121 Amending Agreement No. 02-74* With Economics & Politics, Inc., to Conduct a Study on the Geographic Distribution of Retail Customers Shopping at the Montclair Plaza**

Authorization to Allocate \$25,000 From the Contingency Account to Pay Economics & Politics, Inc., to Conduct a Study on the Geographic Distribution of Retail Customers Shopping at the Montclair Plaza

The City Council took the following actions:

- (a) Approved *Agreement No. 02-121* amending *Agreement No. 02-74* with Economics & Politics, Inc., to conduct a study on the geographic distribution of retail customers at the Montclair Plaza.
 - (b) Authorized allocation of \$25,000 from the Contingency Account to pay Economics & Politics, Inc., to conduct a study on the geographic distribution of retail customers at the Montclair Plaza.
6. **Approval of *Agreement No. 02-122, the First Amendment to Agreement No. 02-74* With the County of San Bernardino for Participation in the Community Development Block Grant Program for Fiscal Years 2003-04, 2004-05, and 2005-06**

The City Council approved *Agreement No. 02-122, the First Amendment to Agreement No. 02-74* with the County of San Bernardino for participation in the Community Development Block Grant Program for Fiscal Years 2003-04, 2004-05, and 2005-06.

7. **Approval of *Agreement Nos. 02-123, 02-124, 02-125, 02-126, 02-127, and 02-128* With Montclair Little League, Quad Cities Little League, Montclair Golden Girls Softball League, Montclair Classics, and American Youth Soccer Organization, Respectively, for Use of Ball Field Facilities**

The City Council approved *Agreement Nos. 02-123, 02-124, 02-125, 02-126, 02-127, and 02-128* with Montclair Little League, Quad Cities Little League, Montclair Golden Girls Softball League, Montclair Classics, and American Youth Soccer Organization, respectively, for use of ball field facilities.

D. Resolutions – None

IX. PULLED CONSENT CALENDAR ITEMS

A. Approval of Minutes

3. **Minutes of Regular Joint Council/Agency/Montclair Housing Corporation Meeting of August 5, 2002**

Mayor Pro Tem/Vice Chairman Paulitz requested that Item X, "Response," Section A, "Update Regarding Heritage Park Senior Apartments," paragraph 2 be corrected as follows: "Mayor Pro Tem Paulitz noted that Mayor Eaton was contacted by **Mr. Lance Graber**, a resident of Heritage Park."

Moved by Mayor Pro Tem/Vice Chairman Paulitz, seconded by Council Member/Director Raft, and carried unanimously to approve the minutes of the Regular Joint City Council/Redevelopment Agency Board/Montclair Housing Corporation Board meeting of August 5, 2002, as amended.

B. Administrative Reports

1. Setting a Public Hearing to Consider Ordinance No. 02-823 Prohibiting Camping in the City of Montclair

Noting he has received several telephone calls regarding encampments on public and private property, Council Member Ruh spoke in support of this item. He inquired if the proposed regulation would extend to the parking and inhabiting of motor homes on public right-of-way or private property for any length of time.

City Attorney Robbins clarified that proposed Ordinance No. 02-823 restricts encampments on public right-of-way and on privately owned property without the express consent of the owner.

Moved by Council Member Ruh and seconded by Council Member Dutrey to set a public hearing for Tuesday, September 3, 2002, at 7:00 p.m. in the City Council Chambers to consider Ordinance No. 02-823 prohibiting camping in the City of Montclair.*

Mayor Pro Tem Paulitz pointed out that the proposed Ordinance does not address motor homes or other tent trailers.

Council Member Ruh noted receiving several telephone calls regarding individuals parking and inhabiting their motor homes in front of residences for several days. He suggested unpermitted motor home parking be included in proposed Ordinance No. 02-823.

City Attorney Robbins advised there is a regulation in place regarding unpermitted motor home parking.

Council Member Dutrey concurred, noting a recreational vehicle that had been parked along Grand Avenue for several months was finally cited and removed last week.

*Motion carried unanimously as follows:

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

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.

He advised that no permits have been issued for any modifications to the building nor has approval been given for any other changes to the property.

Council Member Ruh noted he recently met with some of the residents who pointed out some ongoing maintenance issues to him, including deteriorated storage unit doors and unkempt landscaping. He suggested the **Heritage Park** manager be notified of these deficiencies.

Mayor Eaton agreed that these items should be looked into.

Mayor Pro Tem Paulitz advised there is some concern that **AIMCO** is experiencing financial difficulties. He suggested staff look into this matter.

Director of Community Development/Agency Planner Clark stated that staff would look into the matter.

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 commented as follows:

- (a) He asked that interested Council Members select one of the following dates suggested by **Monte Vista Water District (MVWD)** for a tour of its facilities: Friday, August 23; Friday, September 13; or Friday, September 27, 2002, with the tour suggested to take place between 8:00 and 8:30 a.m.

Discussion centered on an appropriate date for the tour.

Council Member Dutrey stated he would contact **MVWD** for alternate dates and report back to the Council.

- (b) He stated he had an opportunity to speak with **Mr. Larry Lazar, KLMB Development, Inc.**, the developer of record of the **Margarita School** site, who advised him a meeting with residents to address development of the site would be held on Tuesday, August 20, 2002, at 7:00 p.m. at the **Plum Tree Restaurant**, 10220 Central Avenue. He stated the Council is invited to attend.

- (c) He stated that the firm contracted to develop a ten-year financial plan for the City (**Government Finance Officers Association Research and Consulting Center**) is requesting to meet individually with members of the Council followed by a workshop the following evening to discuss and set policy on a ten-year projection for the economic future of Montclair. He advised that the firm has proposed the following dates for the workshop: Tuesday, September 17; Tuesday, September 24; Tuesday, October 15; or Tuesday, October 22, 2002.

Discussion centered on an appropriate date for the workshop.

It was the consensus of the Council to conduct a workshop with **Government Finance Officers Association Research and Consulting Center** on Tuesday, October 15, 2002, and that individual meetings for Council Members would be held during the day on Monday, October 14, 2002

C. Mayor/Chairman

1. Mayor/Chairman Eaton commented as follows:
 - (a) He noted his attendance on August 8, 2002, at **Omni-trans** and **San Bernardino Associated Governments** Board meetings.
 - (b) He noted his attendance on Friday, August 9, 2002, at a **Southern California Regional Rail Authority** Board meeting and reported the agency has approved acquisition of additional locomotives and rail cars. He stated that the **Metrolink** system is growing and reported that the San Bernardino line is the most popular in the system, with ridership on some days topping 11,000 passengers.
 - (c) He noted his attendance on Tuesday, August 13, 2002, at the well-attended Human Services Division Annual Barbecue. He added that it was wonderful to see the large turnout of seniors and **Summer Camp Montclair** youth at the event. He recognized Human Services Division for facilitating the event and told staff, "You did a nice job."

D. City Council/Agency Board

1. Mayor Pro Tem/Vice Chairman Paulitz stated he is pleased with Mayor Eaton's appointment this evening of the four CAC candidates interviewed by Council Member Ruh, Planning Commissioner Johnson, and he on August 7, 2002.
2. Council Member/Director Dutrey commented as follows:
 - (a) He noted speaking this evening with City Engineer Hudson of his concern regarding the traffic congestion in and around the **Montclair Plaza** as well as parking and circulation issues during the holidays. In reviewing the July 18, 2002 Public Works Committee meeting minutes, he expressed his disappointment that the delay in execution of the traffic engineering study agreement by **Plaza** owner General Growth Properties, Inc., means it is unlikely that any suggested modifications to traffic circulation can be implemented prior to the holiday season. He asked that staff work with **Montclair Plaza** management toward a temporary solution to the issue until long-term solutions can be implemented for next year. He noted the helpful assistance of Police Officers' last year and perhaps the **Plaza** could be responsible for internal traffic-direction measures during the upcoming holiday season.
 - (b) He noted meeting with **Ontario-Montclair School District (OMSD)** Superintendent **Sharon McGehee** and Board Member **Bob Hardy** regarding a new school site being proposed for Montclair. He suggested **OMSD** be invited to give a presentation at a future Council meeting on this project.

City Manager McDougal advised that **Dr. McGehee** has been invited to give such presentation and has yet to confirm an available date.

- (c) He noted that on Wednesday, August 7, 2002, City Manager McDougal, the presidents of the Police and Fire bargaining units, and he traveled to Sacramento and successfully lobbied in opposition to **AB 680**, a sales tax redistribution measure that poses potential harm to all cities in California and the defeat of which is important if local governments are to ultimately stop statewide implementation of similar legislation. He noted the petty politics practiced by the Legislature while speaking highly of **Senator Soto** for ignoring the pressure from her colleagues and for her staunch opposition to this potentially devastating legislation.
- (d) He proudly announced that the **Montclair Little League** became **District 23 Little League** champions in the Southern California games.
- (e) Concerning the rumors circulating about his supposed past residency in Diamond Bar, he expressed his skepticism as to the origin of the rumors, stating he would appreciate reviewing any facts pertinent to such accusation. He recalled being investigated in the past about this matter by former *Inland Valley Daily Bulletin* columnist **Chris Reed**, who subsequently apologized for and retracted his accusation once he determined it to be false. He asserted he is a 26-plus-year resident of Montclair and spoke in its support, adding he has received much encouragement from residents about the City and their appreciation of the Council and what the City has accomplished.

Council Member Dutrey concluded his comments by stating, "This is a great town with a lot of great people."

- 3. Noting Southern California is facing one of the most severe droughts on record, Council Member/Director Ruh commented concerning a number of recent newspaper articles cautioning residents to begin to conserve water. He discussed the **Metropolitan Water District's** proposed development of a plan to reduce water consumption by 5.2 million acre-feet by December 31, 2002, and its new water-conservation ad campaign to include discouraging overwatering of lawns and promoting native landscaping. He announced that the **District** offers the following related Web site: www.mwd.h20.org. He noted the cities of Covina and San Dimas are urging their residents to conserve water.

Noting this is a topic frequently discussed during his **California Regional Water Quality Board, Santa Ana Region** meetings, Council Member Ruh reiterated his encouragement for native landscaping in new developments, at schools, and in properties that are being relandscaped. He also asked that residents be mindful of overwatering their lawns.

- 4. Council Member/Director Raft stated she has noticed a new **Jack in the Box** restaurant has opened in Montclair and asked the status of the new **Sav-On Drugs**.

City Manager McDougal advised the project is slated to begin construction within 60 to 90 days.

E. Committee Meeting Minutes

1. Minutes of Public Works Committee Meeting of July 18, 2002

The City Council received and filed the Public Works Committee meeting minutes of July 18, 2002, for informational purposes.

2. Minutes of Personnel Committee Meeting of August 5, 2002

The City Council received and filed the Personnel Committee meeting minutes of August 5, 2002, for informational purposes.

XII. COUNCIL/AGENCY WORKSHOP

A. Presentation on POP (Problem Oriented Policing) Program

Moved by Mayor Pro Tem/Vice Chairman Paulitz, seconded by Council Member/Director Dutrey, and carried unanimously to continue this item to an adjourned joint meeting on Tuesday, September 3, 2002, at 5:45 p.m. in the City Council Chambers.

XIII. 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 Board of Directors to Tuesday, September 3, 2002, at 5:45 p.m. in the City Council Chambers.

At 8:08 p.m., Chairman Eaton adjourned the Montclair Housing Corporation Board of Directors.

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

Yvonne L. Smith
Transcribing Secretary