

MINUTES OF THE REGULAR JOINT MEETING OF THE
MONTCLAIR CITY COUNCIL AND REDEVELOPMENT
AGENCY AND MONTCLAIR HOUSING CORPORATION
BOARDS HELD ON MONDAY, SEPTEMBER 19, 2005,
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. and asked that everyone please silence their cell phones, pagers, and other electronic devices as a courtesy to others while the meeting is in session.

II. INVOCATION

Pastor Dale Rose, First Assembly of God Church, gave the Invocation.

III. PLEDGE OF ALLEGIANCE

Ms. Auaja Lovest, Area Executive, Montclair/Volunteer Management Coordinator, Girl Scouts - Spanish Trails Council, led those assembled in the Pledge.

IV. ROLL CALL

Present: Mayor/Chairman Eaton; Mayor Pro Tem/Vice Chairman Dutrey; Council Members/Directors Paulitz, Raft, and Ruh; Acting City Manager/Executive Director Clark; Director of Redevelopment/Public Works Staats; Director of Administrative Services Starr; City/Agency Engineer Hudson; City Attorney/Agency Counsel Robbins; Deputy City Clerk/Agency Secretary Jackson

Absent: City Manager/Executive Director McDougal (excused)

V. PRESENTATIONS

A. Introduction of New Employee

Mayor Eaton introduced Ms. Maricela Gudino, who was appointed to the position of Community Health Education Coordinator for the *Por La Vida* Program effective September 6, 2005. He noted Community Health Education Coordinator Gudino recently worked as an advocate and mentor, providing academic support and case management for the children of Boyle Heights, while working for the "I Have a Dream Foundation," a nonprofit program operated

through the **Los Angeles Unified School District**.

Mayor Eaton welcomed Community Health Education Coordinator Gudino to the Montclair City family and presented her with a City pin.

Mayor Eaton advised that Section XII, "Council/Agency Workshop," of tonight's agenda has been amended to add Item B, "Presentation of 50th Anniversary Logo."

VI. PUBLIC COMMENT

- A. **Ms. Auaja Lovest**, Area Executive, Montclair/Volunteer Management Coordinator, **Girl Scouts – Spanish Trails Council**, 9525 Monte Vista Avenue, Montclair, apologized for the **Spanish Trails Council's** mix-up this evening regarding **Girl Scout Troop 1197** leading the Pledge of Allegiance at this meeting. Noting there are no participating members or volunteers representing Montclair in the **Girl Scouts – Spanish Trails Council**, she appealed to girls between the ages of 5 and 17 to join the very worthwhile organization and asked for volunteers to assist in program facilitation. She noted she could be reached at (909) 399-0808, Extension 21.

Mayor Eaton inquired as to how many young girls living in Montclair would be eligible to join the **Girl Scouts**.

Ms. Lovest replied that there are approximately 4,100 girls in Montclair who are eligible to become members.

Mayor Eaton wished Ms. Lovest much luck in recruiting participants as well as some help from the community for this worthwhile organization.

- B. **Mr. Don Vodvarka**, 10202 Columbine Avenue, Montclair, cited a Letter to the Editor written by **Mr. J. Hansen** in the September 2005 ***Inland Empire*** magazine who writes that he agrees with **Richard Lemire's** "Engine Trouble" column in the July 2005 ***Inland Empire*** magazine regarding levying a tariff on Pacific Rim cargo that is transported by rail through the region to pay the cost of constructing Alameda Corridor-East grade separations. He noted **Mr. Lemire** suggests levying a tariff of \$1,000 per rail carload.

Mayor Eaton indicated that levying a tariff on rail companies has been brought up many times with the companies, but they have just refused to comply.

Council Member Ruh advised that an import tariff is levied on cargo received at the ports of Los Angeles and Long Beach and

that the window of opportunity for communities to tax rail companies to transport those goods or the companies receiving the goods closed long ago.

VII. PUBLIC HEARINGS - None

VIII. CONSENT CALENDAR

Council Member Raft requested that Item B-5 be removed from the Consent Calendar for comment.

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

Moved by Mayor Pro Tem/Vice Chairman Dutrey, seconded by Council Member/Director Raft, and carried unanimously to approve the following Consent Items as presented:

A. Approval of Minutes

1. Minutes of Adjourned Joint Council/Agency Meeting of September 6, 2005

The City Council and Redevelopment Agency Board approved the minutes of the Adjourned Joint City Council/Redevelopment Agency Board meeting of September 6, 2005.

2. Minutes of Regular Joint Council/Agency/Montclair Housing Corporation Meeting of September 6, 2005

The City Council and Redevelopment Agency and Montclair Housing Corporation Boards approved the minutes of the Regular Joint City Council/Redevelopment Agency Board/Montclair Housing Corporation Board meeting of September 6, 2005.

B. Administrative Reports

1. Setting of a Public Hearing to Consider Approval of Tentative Parcel Map No. 17462 for a Two-Lot Residential Subdivision at 4588 Benito Street

The City Council set a public hearing for Monday, October 3, 2005, at 7:00 p.m. in the City Council Chambers to consider approval of Tentative Parcel Map No. 17462 for a two-lot residential subdivision at 4588 Benito Street.

2. Setting a Public Hearing to Consider Ordinance No. 05-869 Amending Sections 8.36.020, 8.36.060, and 8.36.090 of Title 8 of the Montclair Municipal Code Related to Parking Within City Limits

The City Council set a public hearing to consider Ordinance No. 05-869 amending Sections 8.36.020, 8.36.060, and 8.36.090 of Title 8 of the Montclair Municipal Code related to parking within City limits.

3. Approval of Parcel Map No. 17369 Located at the Southwest Corner of Mission Boulevard and Monte Vista Avenue

Authorization of Parcel Map No. 17369 to be Recorded with the Office of the San Bernardino County Recorder

The City Council took the following actions:

- (a) Approved Parcel Map No. 17369 located at the southwest corner of Mission Boulevard and Monte Vista Avenue.
- (b) Authorized Parcel Map No. 17369 to be recorded with the Office of the San Bernardino County Recorder.

4. Authorization to Purchase Two 2006 Ford Crown Victoria Marked Police Vehicles From Sunrise Ford

Authorization for Woodcrest Vehicle Center to Install Police Emergency Equipment in the New Crown Victoria Police Vehicles

The City Council authorized the following actions:

- (a) Purchase of two 2006 Ford Crown Victoria marked Police vehicles from Sunrise Ford.
- (b) Woodcrest Vehicle Center to install Police emergency equipment in the new Crown Victoria Police vehicles.

6. "No Action" on Alcoholic Beverage Permit Application - Hikari

The City Council voted "No action" on the "On-Sale Beer and Wine" license application of Cho Seung Hee for Hikari, 9513 Central Avenue, Units B and C, Montclair, California.

7. Receiving and Filing of City Treasurer's Report

The City Council received and filed the City Treasurer's Report for the month ending August 31, 2005.

8. Approval of City Warrant Register and Payroll Documentation

The City Council approved the Warrant Register dated September 19, 2005, totaling \$1,298,216.42 and the Payroll Documentation dated August 7, 2005, amounting to \$543,771.31, with \$365,961.28 being the total cash disbursement.

9. 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 August 31, 2005.

10. Approval of Agency Warrant Register

The Redevelopment Agency Board approved the Redevelopment Agency Warrant Register dated 8/01/05-8/31/05 in the amounts of \$277.47 for Project I; \$102.20 for Project II; \$342,565.30 for Project III; \$2,589.55 for Project IV; and \$1,146,737.79 for Project V.

11. 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 August 31, 2005.

12. Approval of MHC Warrant Register

The MHC approved the MHC Warrant Register dated 8/01/05-8/31/05 in the amount of \$13,943.48.

C. Agreements

1. Approval of *Agreement No. 05-122* With Ricoh Business Systems, Inc., for Purchase of a Ricoh Aficio 240W Wide-Format Copier/Scanner/Printer

The City Council approved *Agreement No. 05-122* with Ricoh Business Systems, Inc., for purchase of a Ricoh Aficio 240W wide-format copier/scanner/printer.

IX. PULLED CONSENT CALENDAR ITEMS

B. Administrative Reports

5. Authorization to Purchase Two Graffiti Cameras

Noting the costliness of constantly abating the ubiquitous graffiti plaguing Montclair, Council Member Raft spoke in support of the proposed acquisition of new graffiti cameras.

Council Member Raft inquired as follows:

1. Have the existing cameras been successful in curtailing graffiti vandalism?

Police Chief Thompson responded that they have been to a limited degree.

2. Would the new cameras be transportable to different locations?

Police Chief Thompson replied that the new cameras are portable and easily moved.

Mayor Eaton noted the existing cameras have simply outlived their usefulness.

Police Chief Thompson concurred, adding the new cameras are digital, with a storage capacity of between 700 and 900 photographs; utilize solar power to recharge the power supplies; and have a new design technology that requires less repair and maintenance. He noted the cameras would be quite effective because they are designed to be a deterrent and would be used in conjunction with the new Problem-Oriented Policing (POP) Team, once it is organized, that would be conducting stakeouts/surveillance of problem areas.

Council Member Paulitz asked where the new cameras would be located.

Police Chief Thompson responded that they would be strategically positioned in areas rife with recurrent graffiti vandalism. He added that when the cameras' sensors are tripped, the cameras give off a combination deterrent of a flash while emitting an audible warning sound.

Council Member Raft thanked Chief Thompson for his comments.

Moved by Council Member Raft, seconded by Council Member Paulitz, and carried unanimously that the City Council authorize the purchase of two FlashCAM Vandalism Deterrent System graffiti cameras.

D. Resolutions

1. **Adoption of Resolution No. 05-08, a Resolution of the City of Montclair Redevelopment Agency Approving Agreement No. 05-115, the First Amendment to Agreement No. 02-145, an Affordable Housing Agreement by**

and Between the City of Montclair Redevelopment Agency and Augusta Homes Regarding Hacienda Mobile Home Estates

Authorization of a \$400,000 Appropriation From the Housing Fund to Finance a Residual Receipts Loan to Augusta Homes for Improvements at Hacienda Mobile Home Estates

Council Member Ruh inquired as follows:

- (a) What is the nature of the type of physical improvements proposed?

Ms. Suzanne Taylor, Executive Director, Augusta Homes, 925 Westridge Court, Upland, clarified that the wooden playground equipment in existence at Hacienda Mobile Home Estates when the park was acquired by Augusta Homes began to deteriorate about a year after acquisition and had to be removed for safety reasons. She noted the proposed replacement playground would be similar to the new playground installed at Villa Montclair Mobile Home Park last year.

- (b) Would it be possible for Augusta Homes to work with one of the nonprofit organizations to provide some structured recreational activities for young park residents?

Ms. Taylor responded that Augusta Homes hopes to be able to do so at some future time. The company is proposing to provide such activities at Villa Montclair Mobile Home Park this year and will be able to do so at Hacienda Mobile Home Estates once the capital improvement reserve accounts are fully funded and the coverage requirement has been met without the use of Operating or Coverage Fund moneys for two consecutive years. She noted staff's efforts to provide swim instructions this summer but that it was unable do so because of liability insurance restrictions. She added that art lessons and possibly tutoring programs would be provided at Villa Montclair Mobile Home Park this year.

- (c) Would it be possible to substitute a different word for "burden" in the first paragraph of Resolution No. 05-08? Council Member Ruh noted he views "providing decent, safe, and sanitary housing affordable by persons and families of low-and moderate-income" as a responsibility of the Redevelopment Agency, not a burden.

Director of Redevelopment/Public Works Staats advised that Agency Special Counsel prepared the Resolution, so it is undoubtedly a legal term.

Council Member Ruh noted he would bring this up during the next legislative session because no one should view themselves as a burden.

Moved by Council Member Ruh and seconded by Council Member Paulitz that the Redevelopment Agency Board take the following actions:*

- (a) Adopt Resolution No. 05-08, a Resolution of the City of Montclair Redevelopment Agency approving *Agreement No. 05-115*, the *First Amendment to Agreement No. 02-145*, an *Affordable Housing Agreement* by and between the City of Montclair Redevelopment Agency and Augusta Homes regarding Hacienda Mobile Home Estates.
- (b) Authorize a \$400,000 appropriation from the Housing Fund to finance a residual receipts loan to Augusta Homes for capital improvements listed in the agenda report on this item at Hacienda Mobile Home Estates.

Council Member Raft commented that she recently had an opportunity to visit Villa Montclair Mobile Home Park and see the improvements that have been made thus far. She told **Ms. Taylor** that "you really did a fantastic job," adding that she is confident the company will do an equally good job with the capital improvements proposed for Hacienda Mobile Home Estates.

Ms. Taylor thanked Council Member Raft for her kind comments. She noted Villa Montclair Mobile Home Park would again be conducting a Halloween party this year.

Council Member Paulitz asked for clarification that the "Pending Needs" column of Attachment 2 to Ms. Taylor's correspondence dated September 12, 2005, attached to the agenda report on this item itemizes the capital improvements proposed in this item.

Ms. Taylor answered, "Yes," noting that these are the physical improvements identified in the agenda report that were not listed in the 2002 Physical Needs Study conducted prior to Augusta Homes' acquisition of Hacienda Mobile Home Estates.

*Motion carried unanimously as follows:

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

Council Member Ruh thanked **Ms. Taylor** for providing the detail on this item for the benefit of the public.

Ms. Taylor thanked the board members of the three mobile home parks owned by Augusta Homes for all the work they do to improve their parks, adding that those interested can drive through the parks to observe the improvements. She thanked the Council and staff for their partnership with Augusta Homes.

X. RESPONSE

A. **Public Purpose Donations of Public Funds and/or Things of Monetary Value to Aid in Recovery and Relief for Victims and Communities Impacted by Hurricane Katrina**

Mayor Eaton noted learning in a conversation with San Bernardino County Fourth District Supervisor Gary Ovitt that the County has established a sister city affiliation with Gulfport, Mississippi, to facilitate monetary donations to the city. He advised that three Supervisors would be traveling to Gulfport to meet up with truckloads of supplies being delivered to the city, adding that the officials will be delivering \$45,000 in gift cards donated by San Bernardino County city employees to Gulfport residents.

Mayor Pro Tem Dutrey commented as follows:

1. He proposed that the City establish a sister city affiliation with Gulfport, Mississippi, to provide financial assistance and necessary services, personnel, and equipment to the hurricane-damaged city as needed.
2. He suggested that the \$12,500 in Community Benefits funding for Fiscal Year 2005-06 typically given to community organizations instead be given to the **American Red Cross**.

Council Member Ruh concurred that these are good ideas. He suggested that vacant or soon-to-be-available publicly owned housing units and possibly vacant mobile homes in nonprofit-owned mobile home parks in Montclair be made available to hurricane evacuees. He reiterated that he has registered with an organization to take a displaced family into his home to assist with enrolling the children in schools and helping the parents find jobs.

Mayor Eaton noted the agenda report specifies that none of the Montclair Housing Corporation (MHC)- or City-owned housing units is currently available to be rented.

Ms. Suzanne Taylor, Executive Director, Augusta Homes, 925 Westridge Court, Upland, advised that there are no vacant mobile homes in Villa Montclair Mobile Home Park, Hacienda Mobile Home Estates, or Monterey Manor Mobile Home Estates. She noted the two vacancies at Hacienda Mobile Home Estates already have buyers.

Noting families are being carefully screened by Gulf Coast authorities, Council Member Ruh challenged residents with extra rooms in their homes to take in displaced families. He suggested a roster be started of residents who are willing to take in displaced families.

Acting City Manager Clark concurred, advising that perhaps a link could be placed on the City's website to connect Montclair residents interested in providing housing assistance with displaced hurricane refugee families. He further commented as follows:

1. In follow up to his promise at the last meeting to check on available public housing, there are no vacancies of MHC- or City-owned housing units and that, in fact, there are waiting lists of prospective tenants for the units. He noted he would check with San Bernardino County regarding vacancies of its publicly owned housing units.
2. Staff has been monitoring a list of equipment, supplies, and services needed by the community of Gulfport, Mississippi, through the County. Following Council's direction this evening, staff will check to see if there is any surplus equipment and supplies that the City can contribute to Gulfport.

Council Member Paulitz commented as follows:

1. An important lesson learned from the September 11 tragedy is the opportunity for fraud and duplication that presents itself in times of tragedies and natural disasters.
2. The proposals to assess the needs of Gulfport and to check on the availability of surplus City equipment and supplies are good ideas.
3. Hurricane refugees turned down offers of temporary housing in faraway cities, such as Pittsburgh, Pennsylvania, because they did not desire to be located, even temporarily, too far from homes to which they would someday return.

Council Member Paulitz suggested any donations of funds or supplies and equipment be made cautiously.

Mayor Pro Tem Dutrey received clarification regarding the waiting list for MHC- and City-owned housing units.

Moved by Mayor Pro Tem Dutrey and seconded by Mayor Eaton that the following actions be taken:*

1. An immediate \$12,500 donation be made to the **American Red Cross**.
2. A sister city affiliation with Gulfport, Mississippi, be established to provide necessary equipment and supplies as needed.

Council Member Ruh concurred with the motion. He reiterated his suggestion that a housing registry be established to provide housing assistance to displaced refugees, adding that the reason the refugees turned down the housing offer from Pittsburgh, Pennsylvania, is because they were not prepared to live in a cold-weather environment. He noted the nonprofit outreach organization The Dream Center Homeless Shelter in Echo Park is attempting to find housing for 1,500 families. Noting that most likely approximately 70 to 80 percent of refugee families desire to return to their homes, he expressed his hope that residents will open their hearts and their homes to temporarily house a family. He noted he would help in any way he could and asked that those interested should call the City.

*Motion amended by Mayor Pro Tem Dutrey and seconded by Mayor Eaton that the following actions be taken:**

1. An immediate \$12,500 donation be made to the **American Red Cross**.
2. A sister city affiliation with Gulfport, Mississippi, be established to provide necessary equipment and supplies as needed.
3. A housing registry be developed by the Human Services Division for all residents interested in providing housing assistance to displaced hurricane refugee families.

Acting City Manager Clark commented as follows:

1. A Resolution comprising Council's motion would be prepared for the October 3, 2005 regular joint meeting.

2. Establishing a sister city affiliation with Gulfport, Mississippi, increases the City's chances for reciprocity should the need arise.
3. Monetary contributions would be allocated from the Contingency Account, funds that would need to be replaced from somewhere else in the budget.

**Motion carried as follows:

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

XI. COMMUNICATIONS

- A. **City Attorney/Agency Counsel** - No comments
- B. **Acting City Manager/Executive Director** - No comments
- C. **Mayor/Chairman**

1. Mayor/Chairman Eaton commented as follows:

- (a) He asked that the City's Emergency Operation Plan be updated and that residents be informed of disaster preparedness procedures so that we can all effectively manage future disasters.

Acting City Manager Clark advised that three days of training for Emergency Operations Center personnel have been scheduled next month. He concurred that it is important to inform the public of the City's plan.

- (b) He noted his attendance at recent **Omnitrans, San Bernardino Associated Governments, and Southern California Regional Rail Authority** Board meetings and at a **League of California Cities (LCC), Inland Empire Division** dinner meeting, noting he remains as a member of that organization's Board of Directors. He further noted his attendance at a recent Public Works Committee meeting.
- (c) He noted his attendance at the **Soroptimist International of Montclair/Inland Valley's** annual fall fundraiser on Saturday evening.
- (d) He noted that at 4:30 p.m. today the 9th Anniversary celebration of the **Montclair Community Collaborative**

was held and the following individuals and organizations were recognized: **Ontario-Montclair School District (OMSD)** Administrator **Brenda Mason** received the Even Start Family Literacy Award; Human Services Supervisor Marcia Richter; City of Montclair Medical Clinic; First 5 Children and Families Commission for San Bernardino County; and **OMSD** Deputy Superintendent James Kidwell. He further recognized **MCC** Co-Facilitator **Dr. Bonnie Mooney** and Resource Analyst and **MCC** Co-Facilitator Leslie O'Hare Sorensen for their work in the organization. He asked that everyone support this worthwhile organization.

D. City Council/Agency Board

1. Council Member/Director Paulitz commented as follows:
 - (a) He also noted his attendance at the enjoyable **LCC** dinner meeting.
 - (b) He also noted his attendance at the recent Public Works Committee meeting and at this evening's Code Enforcement Committee meeting with Mayor Pro Tem Dutrey.
2. Mayor Pro Tem/Vice Chairman Dutrey noted his wife, **Anne**, was home for two weeks and returned last Thursday to Kuwait. He added that **Anne** has learned that her unit will be leaving Kuwait on December 14 and that she should be home before Christmas. He proudly noted that **Anne** would be promoted to the rank of Lieutenant Colonel upon being discharged from the **United States Army**.

Mayor Eaton thanked Mayor Pro Tem Dutrey for sharing this "great news" about his family.
3. Council Member/Director Ruh commented as follows:
 - (a) He also noted his attendance at the well attended **Soroptimist** fundraiser last Saturday evening and thanked club members **Ms. Diane Wells, Ms. Virginia Riley, Mrs. Laurie Milhiser, and Ms. Connie Roberts** for their hard work in organizing the event. He noted the fundraiser was successful in raising substantial donations to local service projects and other community organizations. He encouraged the public to become involved in this worthwhile organization.
 - (b) He noted he was humbled and privileged to receive the "Good Scout of the Year for 2005, Outstanding Citizen of the Inland Empire" honor last Thursday evening from the

Old Baldy Council Boy Scouts of America. He noted former Montclair City Manager **Mike Milhiser** was the emcee of the event and that **Assembly Member McLeod** and **Senator Soto** were in attendance.

E. Committee Meeting Minutes

1. Minutes of Code Enforcement Committee Meeting of August 15, 2005

The City Council received and filed the Code Enforcement Committee meeting minutes of August 15, 2005, for informational purposes.

2. Minutes of Personnel Committee Meeting of September 6, 2005

The City Council received and filed the Personnel Committee meeting minutes of September 6, 2005, for informational purposes.

XII. COUNCIL/AGENCY WORKSHOP

A. Tour of Police Department Citizen Rescue Vehicle

B. Presentation of 50th Anniversary Logo

Moved by Council Member/Director Paulitz, seconded by Mayor Pro Tem/Vice Chairman Dutrey, and carried to continue this item to an adjourned joint meeting on Monday, October 3, 2005, at 5:45 p.m. in the City Hall parking lot.

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

At 7:37 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