

MINUTES OF THE REGULAR JOINT MEETING OF THE MONTCLAIR CITY COUNCIL AND REDEVELOPMENT AGENCY AND MONTCLAIR HOUSING CORPORATION BOARDS HELD ON MONDAY, APRIL 2, 2007, 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. He announced that regular joint meetings are now available in audio format on the City's website and can be accessed the day following the meetings after 10:00 a.m.

II. INVOCATION

Pastor Doris Hampton, Brighter Day Ministries, gave the Invocation.

III. PLEDGE OF ALLEGIANCE

Council Member/Director Ruh 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; 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 Jackson

Mayor Eaton reminded the audience that as part of the City's 50th Anniversary celebration, a time capsule commemorating the past 50 years would be dedicated on April 24, 2007. He advised that a "signature scroll" that will be locked in the time capsule is available at the conclusion of tonight's meeting, and those who care to sign their names or leave a message for future generations are asked to see City Clerk Jackson.

V. PRESENTATIONS

A. Introduction of New Employee/Promotee

Mayor Eaton introduced **Mr. Alejandro Canchola**, who was appointed to the position of Police Officer effective February 13, 2007, after serving as a Reserve Officer with the City since December 2006. He noted Officer Canchola is a graduate of the **Rio Hondo Police Academy's Level-One-Reserve Class**.

Mayor Eaton welcomed Officer Canchola to the Montclair City family and presented him with a City pin.

Mayor Eaton introduced Sergeant Ronny Cespedes, who was promoted to his new position effective March 5, 2007, after serving as Acting Sergeant since January 22, 2007. He noted Sergeant Cespedes began his career with the Montclair Police Department as a Police Officer in October 1991 and has served in the capacity of Patrol Officer, Range Master, School Resource Officer at **Montclair High School**, and Field Training Officer, where his influence has left a lasting, positive effect on many trainees.

Mayor Eaton congratulated Sergeant Cespedes on his promotion and presented him with a City pin.

B. Proclamation Declaring April 2007 as "Child-Abuse Prevention Month" in the City of Montclair

Mayor Eaton presented **Ms. Briana Lane**, Administrative Analyst, **County of San Bernardino**, with a proclamation declaring April 2007 as "Child-Abuse Prevention Month" in the City of Montclair.

Ms. Lane accepted the proclamation and thanked Mayor Eaton. She advised that the theme of the *2007 National Child Prevention Month* campaign is "It only takes a minute to make a difference in the life of a child," emphasizing that the theme certainly rings true in that "it only takes a minute for us to get involved and take the time to listen and perhaps positively intervene in a situation where a child could come to harm." She stated it is positive to note that increasingly more incidents of child abuse are being reported and thanked the Council for contributing to this effort. She gave Director of Community Development Clark a supply of bookmarks, lapel buttons, and wristbands and suggested these campaign items be displayed at the **Montclair Branch Library** and at Human Services Division to increase public awareness.

Mayor Eaton thanked **Ms. Lane** for the good work, advising "the safety of our children is of utmost importance."

Council Member Ruh applauded the **County's** efforts in bringing awareness to this serious social ill, noting "it would be really wonderful if we could find ways to prevent it." He noted he has sadly witnessed over the past two-and-one-half years the daily struggles his foster child goes through. He thanked **Ms. Lane** for her efforts.

VI. PUBLIC COMMENT

Mayor Eaton asked **Mr. Maynard Lenhart**, a member of the **Monte Vista Water District** Board, to come forward at this time to report on an impending water shortage affecting the community.

- A. **Mr. Maynard Lenhart**, 9858 Ramona Avenue, Montclair, announced that the **Metropolitan Water District of Southern California** has scheduled a shutdown of a severely damaged section of the 30-mile Rialto Feeder pipeline at the intersection of Amethyst Avenue and Orange Street in Rancho Cucamonga from April 16 through 24, 2007. He advised that without water conservation, local services could be severely impacted and urged residents to conserve outdoor and indoor water usage during the nine-day period. He indicated the damage to the pipe is suspected to have been caused by utility workers striking it during a recent dig.

Mayor Eaton thanked **Mr. Lenhart** for the announcement.

VII. PUBLIC HEARINGS - None

VIII. CONSENT CALENDAR

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

A. Approval of Minutes

1. Minutes of Regular Joint Council/Agency/Montclair Housing Corporation Meeting of March 19, 2007

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 March 19, 2007.

B. Administrative Reports

1. Setting a Public Hearing to Consider Tentative Tract Map No. 18486 for an Industrial Condominium at 10850 Monte Vista Avenue

The City Council set a public hearing for Monday, April 16, 2007, at 7:00 p.m. in the City Council Chambers to consider Tentative Tract Map No. 18486 for Montclair Partners LP to develop a seven-lot industrial condominium associated with a recently approved 53,480-square-foot building at the north-west corner of Mission Boulevard and Monte Vista Avenue.

2. Setting a Public Hearing to Consider Ordinance No. 07-890 Amending Section 9.20.390 of the Montclair Municipal Code Related to the Monthly Sewer Rate Per Equivalent Dwelling Unit

The City Council set a public hearing for Monday, April 16, 2007, at 7:00 p.m. in the City Council Chambers to consider Ordinance No. 07-890 amending Section 9.20.390 of the Montclair Municipal Code related to the monthly sewer rate per equivalent dwelling unit.

3. Setting a Public Hearing to Consider Ordinance No. 07-892 Amending Section 9.20.460 of the Montclair Municipal Code Related to the Equivalent Dwelling Unit Value

The City Council set a public hearing for Monday, April 16, 2007, at 7:00 p.m. in the City Council Chambers to consider Ordinance No. 07-892 amending Section 9.20.460 of the Montclair Municipal Code related to the equivalent dwelling unit value.

4. Approval of Tract Map No. 16782 Located at the South Side of Bandera Street West of Central Avenue

Authorizing Tract Map No. 16782 to be Recorded With the Office of the San Bernardino County Recorder

The City Council took the following actions:

- (a) Approved Tract Map No. 16782 located on the south side of Bandera Street west of Central Avenue for development of a 12-unit residential condominium subdivision fronting on Bandera Street.
- (b) Authorized Tract Map No. 16782 to be recorded with the Office of the San Bernardino County Recorder.

5. Acceptance of Sidewalk Easement Offered By the Ontario-Montclair School District

The City Council accepted an additional sidewalk right-of-way easement on Kingsley Street in front of Kingsley Elementary School that was dedicated to the City by the Ontario-Montclair School District Board of Trustees at its public hearing on March 15, 2007, for continued public access and maintenance.

6. Authorization to Purchase Two Toyota Highlander Hybrid Vehicles, One From Longo Toyota and One From John Elway's Crown Toyota

The City Council authorized the purchase of one 2007 Toyota Highlander hybrid sport utility vehicle from each of the two lowest responsible, responsive bidders, Longo Toyota and John Elway's Crown Toyota.

7. Authorizing the Use of Supplemental Law Enforcement Services Funds to Purchase 5 Handheld Radios and 11 Gasmasks

The City Council authorized the use of residual Supplemental Law Enforcement Services funds to purchase 5 handheld radios for infield patrol use and 11 gasmasks for use by the Mobile Field Force team.

8. Approval of City Warrant Register and Payroll Documentation

The City Council approved the City Warrant Register dated April 2, 2007, totaling \$1,362,672.93, and the Payroll Documentation dated February 4, 2007, amounting to \$559,337.25, with \$394,092.48 being the total cash disbursement.

C. Agreements

1. Award of Contract to Springbrook Software in the Amount of \$328,438 for a Financial Software Suite

Approval of *Agreement No. 07-30* With Springbrook Software

Authorization of a \$15,000 Contingency for Unforeseen Conversion and Implementation Costs

Authorization of a \$37,600 Appropriation From the Sewer Maintenance Fund for Its Share of the Utility Billing Module

The City Council took the following actions related to the purchase of a financial software suite for use in the Finance Division:

- (a) Awarded a contract to Springbrook Software in the amount of \$328,438.
- (b) Approved *Agreement No. 07-30* with Springbrook Software.
- (c) Authorized a \$15,000 contingency for unforeseen conversion and implementation costs.
- (d) Authorized a \$37,600 appropriation from the Sewer Maintenance Fund for its share of the utility billing module.

2. Approval of *Agreement No. 07-32* With Carl Warren & Co. for Liability Claims Administration Services

The City Council approved *Agreement No. 07-32* with Carl Warren & Co. for liability claims administration services.

3. Approval of *Agreement No. 07-33* With Chaffey Joint Union High School District for Law Enforcement Services for Fiscal Year 2007-08

The City Council approved *Agreement No. 07-33* with Chaffey Joint Union High School District related to the City's provision of a Safe School Zone Officer at Montclair High School during Fiscal Year 2007-08.

4. Approval of *Agreement No. 07-34* Amending *Agreement No. 98-73* With All City Management Services, Inc., for School Crossing Guard Services

The City Council approved *Agreement No. 07-34* amending *Agreement No. 98-73* with All City Management Services, Inc., to provide for a 6 percent hourly pay rate increase for school crossing guards during Fiscal Year 2007-08.

5. Approval of *Agreement No. 07-35* With the City of Ontario for Design, Construction, and Construction Management of a Project to Rehabilitate Benson Avenue Between Orchard Street and Holt Boulevard

The City Council approved *Agreement No. 07-35* with the City of Ontario for design, construction, and construction management of a project to rehabilitate Benson Avenue between Orchard Street and Holt Boulevard.

D. Resolutions – None

IX. PULLED CONSENT CALENDAR ITEMS – None

X. RESPONSE – None

XI. COMMUNICATIONS

A. City Attorney/Agency Counsel

1. Report on Written Decision in the Matter of the Appeal of Mr. Guy Gomez

City Attorney Robbins reported that the written decision has been formalized in the matter of the appeal of **Mr. Guy Gomez**. She advised that the City Council unanimously denied **Mr. Gomez's** appeal and upheld the decision of the appeal officer at the hearing on March 7, 2007.

B. City Manager/Executive Director – No comments

C. Mayor/Chairman

1. Mayor/Chairman Eaton commented as follows:

(a) He noted his attendance at the following activities in March:

(1) **San Bernardino Associated Governments Metro-link** delegates board briefing and Plans & Programs Committee and Commuter Rail Committee meetings

(2) **City of Ontario** State of the City Address

(3) Public Works Committee meeting

(4) **Southern California Regional Rail Authority** Board meeting

(b) He noted Mayor Pro Tem Dutrey's and his participation in the **C.A.U.T.I.O.N.** cleanup last Saturday at the 9900 block of Central and Rose Avenues, south of Benito Street, that was well attended including representatives from the **Montclair Chamber of Commerce, Montclair Kiwanis Key Club**, and **1-800-GOT-JUNK?** and Firefighters from Fire Station No. 2.

(c) He explained that his ailment during his presentation at the 2007 State of the City Address last Wednesday was

of a minor nature and that he has since been given a clean bill of health by his doctor. He thanked the paramedics who attended to him afterward for their concern on his behalf.

D. City Council/Agency Board

1. Council Member/Director Raft commented as follows:
 - (a) She noted she enjoyed attending the Montclair Fire Fighters Association pancake breakfast at the **7th Annual Firefighters, Harley-Davidson, and Hot Rod Show** on March 24, 2007, at **Pomona Valley Harley-Davidson**, adding that there was a huge turnout for the event.
 - (b) She noted she very much enjoyed attending the City's State of the City Address last week and was pleased to hear how well the City is doing.
 - (c) She noted her attendance at the enjoyable 18th Annual Senior Citizens Talent Showcase last Saturday. Noting performances were given by over one hundred talented seniors from Montclair, Upland, Ontario, Chino, and Rancho Cucamonga, she encouraged the public to attend this entertaining revue in the future.
 - (d) She noted a presentation was given at a workshop earlier this evening by the Police Department's Crime Suppression Unit (CSU) and commended the CSU on behalf of the Council for its success in reducing graffiti in the City.
2. Mayor Pro Tem/Vice Chairman Dutrey commented as follows:
 - (a) He complimented staff and the **Chamber** for the "excellent" State of the City Address last week, noting he has been told by a number of individuals that our event surpassed surrounding cities' programs. He remarked on the creatively decorated Community Center auditorium and outstanding presentations that addressed the variety of current and future City projects and programs, including development opportunities for the area contained in the North Montclair Downtown Specific Plan adopted by the Council last year. He noted **Montclair Plaza** General Manager **Larry Martin**, who served as Master of Ceremonies, announced the upcoming large-scale remodel of the mall, which served to emphasize the importance of the **Plaza's** continuing to be a regional shopping, dining, and entertainment destination.

- (b) He noted graffiti abatement was addressed at length at the workshop earlier this evening, advising that the curtailment and eradication of graffiti in the community is a core issue for the Council. He reported that there has been a reduction in graffiti vandalism in the City since inception of the Police Department's CSU last fall. He noted the investigative unit has been concentrating on surveilling the City for suspects and evidence of this highly destructive activity and that it has also been active in solving other quality-of-life crimes. He advised that the predominance of graffiti in the City has no gang affiliation. He expressed his support of more aggressive graffiti abatement.
 - (c) He noted eight members of the **Montclair High School Key Club** attended the **Kiwanis Club of Montclair** breakfast last Thursday. He stated he was pleased to discern from the students their plans to attend college and hopefully become the future leaders of Montclair. He added that the same eight students participated in the last two **C.A.U.T.I.O.N.** cleanups.
 - (d) He noted a new **Starbucks Coffee** shop has opened at the southwest corner of Mission Boulevard and Ramona Avenue.
3. Council Member/Director Ruh commented as follows:
- (a) He stated that while he supports the CSU's work to aggressively eradicate graffiti in the City, as a society we should focus on identifying the root cause of this social ill. He suggested that many of the youthful offenders are not getting enough attention and recognition at home because their parents both work and suggested it would be beneficial for parents to spend time with their children.
 - (b) He congratulated staff and the **Chamber** for doing a "tremendous" job in organizing and facilitating the State of the City Address. He noted there was certainly a good interest level from the business community at the event.
 - (c) He thanked **Senator McLeod's** office for promptly and effectively interceding on behalf of a constituent with a state issue.
 - (d) He cited an article in the ***Inland Valley Daily Bulletin (IVDB)*** last week regarding economic experts predicting that the size and cost of new homes would be shrinking as a result of a steady decline in new home sales and

other problems in the housing market magnified by increasing financial difficulties with mortgage lenders who specialized in the subprime market—where borrowers with poor credit histories could qualify for homes.

- (e) He cited another *IVDB* article regarding a **Brookings Institution** study, entitled "The Third California: The Golden State's New Frontier," that recommended three strategies to help transform inland boomtowns into more livable and economically sustainable cities and concludes by stating, "It is up to them (inland residents) whether the area continues to perform to the low expectations as viewed by many commentators or begins to forge a future that will preserve the middle class 'California dream' for at least another generation." He noted he concurs with the study's findings that emphasize the need to "sustain and stabilize" the middle class, improve education and workforce training, and ensure that there are better-paying job opportunities here for our college graduates.
- (f) He discussed the **UCLA Anderson Forecast** study of **U.S. Census Bureau** income data for the years 2000 through 2005, which found that though Los Angeles has added middle-income jobs during that time period, prompting a slight decline in income inequality, the perception of the disappearing middle class has not changed, primarily because skyrocketing housing prices between 2000 and 2005 and the generally high cost of living has increasingly put a middle-class lifestyle out of reach for middle-income earners.
- (g) He noted his attendance on March 21, 2007, at the very well-attended Literacy Night at the **Montclair Branch Library**. He noted recommending to a parent **Anderson Cooper's** autobiography **DISPATCHES FROM THE EDGE: A MEMOIR OF WAR, DISASTERS, AND SURVIVAL**, which he would also recommend to high school students. He noted speaking to Branch Manager **Clint Reese** about the possibility of the **Library** offering a reading program to include one or two books that are universally read throughout the school system.
- (h) He noted his attendance this morning at the ribbon cutting and inauguration of **ExpressJet Airlines** at **LA/Ontario International Airport**.

- (i) He wished his Jewish friends a "Happy Passover" and "Happy Easter" to those celebrating the Christian holy day this Sunday.

E. Committee Meeting Minutes

1. Minutes of Code Enforcement Committee Meeting of March 19, 2007

The City Council received and filed the Code Enforcement Committee meeting minutes of March 19, 2007, for informational purposes.

2. Minutes of Personnel Committee Meeting of April 2, 2007

The City Council received and filed the Personnel Committee meeting minutes of April 2, 2007, for informational purposes.

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

At 7:29 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