

**MINUTES OF THE REGULAR JOINT MEETING OF THE MONTCLAIR CITY COUNCIL AND REDEVELOPMENT AGENCY AND MONTCLAIR HOUSING CORPORATION BOARDS HELD ON MONDAY, APRIL 7, 2008, AT 7:00 P.M. IN THE CITY COUNCIL CHAMBERS, 5111 BENITO STREET, MONTCLAIR, CALIFORNIA**

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**I. CALL TO ORDER**

Mayor/Chairman Eaton called the meeting to order at 7:00 p.m. and asked that cell phones, pagers, and other electronic devices be silenced as a courtesy to others while the meeting is in session.

**II. INVOCATION**

**Pastor Larry Brazier, MorningStar Christian Church**, 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; Deputy City Manager/Director of Administrative Services Starr; Director of Redevelopment/Public Works Staats; Director of Community Development/Agency Planner Lustro; City/Agency Engineer Hudson; City Attorney/Agency Counsel Robbins; City Clerk/Agency Secretary Jackson

**V. PRESENTATIONS**

**A. Introduction of New Employees**

Police Chief Thompson introduced **Mrs. Marla Stephenson**, who was appointed to the position of Police Dispatcher effective March 17, 2008. He noted Police Dispatcher Stephenson, who is married to Montclair Reserve Police Officer Scott Stephenson, previously worked as a dispatcher with the **Ontario Police and Fire Departments**.

Police Chief Thompson welcomed Dispatcher Stephenson to the Montclair City family and Mayor Eaton presented her with a City pin.

Director of Community Development Lustro introduced **Mr. Michael Diaz**, who was appointed to the position of City Planner effective April 1, 2008. He noted City Planner Diaz previously worked for the **City of Rancho Cucamonga** as a Senior Planner and for the cities of **Pomona** and **Claremont** for 16 years in progressively more responsible positions in their respective Planning Departments. He added that City Planner Diaz received a Bachelor's degree in urban and regional planning from **California Polytechnic University, Pomona**, a Master of Arts degree in apologetics from **Simon Greenleaf School of Law, Anaheim** (now known as **Trinity Law School**), and has completed graduate studies in theology and ethics at **Azusa Pacific University, Los Angeles**.

Director of Community Development Lustro welcomed City Planner Diaz to the Montclair City family and Mayor Eaton presented him with a City pin.

**B. Proclamation Declaring April 2008 as "Child Abuse Prevention Month" in the City of Montclair**

Mayor Eaton presented a proclamation to Public Information Officer **Clark Morrow, San Bernardino County Sheriff's Department**, declaring April 2008 as "Child Abuse Prevention Month" in the City of Montclair.

**Mr. Morrow** accepted the proclamation and thanked Mayor Eaton. He noted the **County of San Bernardino** participates in the **Children's Network of San Bernardino County's** National Child Abuse Prevention Campaign each year and that the **San Bernardino County Sheriff's Department** is very grateful Montclair is one of the county's 24 cities that participates in the campaign. He noted the theme of Child Abuse Prevention Month is "It Only Takes a Minute" to get involved, to notice child abuse, and to report it, emphasizing that it is our moral obligation to do so. He announced that the **Children's Network's** 10th Annual Shine the Light on Child Abuse Prevention Breakfast will be held at the **National Orange Show** on Thursday, April 10, 2008, at 7:30 a.m. and that tickets may be purchased for \$10 at the door. He noted he would leave literature on the Child Abuse Prevention Month campaign and activities of the **Children's Network** along with a supply of bookmarks, lapel buttons, and wristbands at the entrance to the City Council Chambers.

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

**C. Presentation of \$2,500 Donation by the Montclair Chamber of Commerce to the Chaffey College *Online to College* Program**

Mayor Eaton introduced **Mr. Jeffrey Fuller**, President, **Montclair Chamber of Commerce**.

**Mr. Fuller** stated that he is pleased to again offer a donation to the **Chaffey College *Online to College*** Program that benefits Montclair students. As a business owner representative, he noted it is key and critical that our students become not only technically proficient but also emotionally proficient and competent. He suggested that this mindset might be achieved by their establishing clear goals as early as elementary school so they may be prepared for college, the workplace, and their careers. Noting the ***Online to College*** Program offers our students an exceptional advantage in that regard, **Mr. Fuller** presented both an oversized symbolic \$2,500 **Chamber of Commerce** check with the actual check to **Mr. Cid Piñedo**, Executive Director, **Chaffey College Foundation**, and to **Mr. David Campio**, ***Online to College*** Program Coordinator.

**Chamber** Executive Director **Kelly Johnson** took photographs of Mayor Eaton with **Mr. Piñedo** and **Mr. Campio**.

**Mr. Piñedo** thanked **Mr. Fuller** and the **Chamber** on behalf of the **Chaffey College** Governing Board of Trustees and, in particular, the ***Online to College*** Program students, noting the **Chamber's** partnership will enable the students, their parents, and their families to reach their dreams and their goals. He stated that many of the students' families are immigrants who make tremendous sacrifices to afford their children every opportunity that they themselves did not have. He stated that research has shown that the earlier our youth can understand that the choices they make today will impact their lives in the future, the sooner they can prepare for their futures so they may one day achieve their educational goals and career objectives.

Mayor Eaton thanked **Mr. Piñedo** for his comments.

- VI. PUBLIC COMMENT
- VII. PUBLIC HEARINGS – None
- VIII. CONSENT CALENDAR

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. Approval of Regular Joint Council/Agency/Montclair Housing Corporation Meeting of March 17, 2008**

The City Council and Redevelopment Agency/Montclair Housing Corporation Boards approved the minutes of the Regular Joint City Council/Redevelopment Agency Board/Montclair Housing Corporation Board meeting of March 17, 2008.

**B. Administrative Reports**

**1. Receive and File Status Report on Emergency Contracting Procedures Related to Certain Park Repairs at Kingsley and Saratoga Parks and Determine There Is a Need to Continue the Action**

The City Council took the following actions related to the Musco lighting system at Kingsley Park and certain other repairs at Saratoga Park:

- (a) Received and filed the status report.
- (b) Determined there is a need to continue repairs at the parks.

**2. Approval of Lot Line Adjustment No. 2007-1 Affecting Four Parcels Located on the West Side of Central Avenue Between Benito and San Bernardino Streets and Authorization for Its Recordation With the Office of the San Bernardino County Recorder**

The City Council approved Lot Line Adjustment No. 2007-1 affecting four parcels located on the west side of Central Avenue between Benito and San Bernardino Streets and authorized its recordation with the Office of the San Bernardino County Recorder.

**3. "No Action" on Alcoholic Beverage Permit Application – Joe's Sushi**

The City Council took "No action" on the "On-Sale Beer and Wine" license application of Eun Ho Kim for Joe's Sushi, 5660 Holt Boulevard, Montclair, California.

**4. "No Action" on Alcoholic Beverage Permit Application – Letrah International Corporation**

The City Council took "No action" on the "On-Sale Beer and Wine" license application of Mr. David Wayne Peters, Vice President, Letrah International Corporation, 4959 Palo Verde Street, Suite 208C-7 Montclair, California.

**5. Approval of City Warrant Register and Payroll Documentation**

The City Council approved the City Warrant Register dated April 7, 2008, totaling \$1,596,613.41 and the Payroll

Documentation dated February 3, 2008, amounting to \$630,905.20, with \$472,246.41 being the total cash disbursement.

**C. Agreements**

1. **Redevelopment Agency Board of Directors' Approval of Agreement No. 08-21, the Third Amendment to Agreement No. 94-43, a Child Care Center Lease and Operation Agreement by and Between the City of Montclair Redevelopment Agency and Knowledge Learning Corporation (formerly Children's Discovery Centers of America, Inc.)**

The Redevelopment Agency Board approved *Agreement No. 08-21, the Third Amendment to Agreement No. 94-43, a Child Care Center Lease and Operation Agreement* by and between the City of Montclair Redevelopment Agency and Knowledge Learning Corporation (formerly Children's Discovery Centers of America, Inc.).

2. **Approval of Agreement No. 08-22 With Matrix Audiovisual Designs, Inc., to Furnish, Install, and Integrate Audiovisual Equipment and Technology Upgrades in the Montclair City Council Chambers and Certain Common Areas and Offices at Montclair City Hall**

**Authorization of a \$175,000 Transfer From the Technology Fund to Account No. 6201-400-4316-6201 for City Council Chambers Technology Upgrades Including a \$10,000 Contingency for Client-Provided Equipment and Unanticipated Expenditures**

The City Council took the following actions:

- (a) Approved *Agreement No. 08-22* with Matrix Audiovisual Designs, Inc., to furnish, install, and integrate audiovisual equipment and technology upgrades in the Montclair City Council Chambers and certain common areas and offices at Montclair City Hall.
  - (b) Authorized a \$175,000 transfer from the Technology Fund to Account No. 6201-400-4316-6201 for City Council Chambers technology upgrades including a \$10,000 contingency for client-provided equipment and unanticipated expenditures.
3. **Approval of Agreement No. 08-24 With Language Line Services, Inc., for Nonemergency Translation Services in the Communications Center**

The City Council approved *Agreement No. 08-24* with Language Line Services, Inc., for nonemergency translation services in the Communications Center.

**D. Resolutions - None**

**IX. PULLED CONSENT CALENDAR ITEMS - None**

**X. RESPONSE - None**

**XI. COMMUNICATIONS**

**A. City Attorney/Agency Counsel - No comments**

**B. City Manager/Executive Director - No comments**

### C. Mayor/Chairman

1. Mayor/Chairman Eaton commented as follows:
  - (a) He spoke highly of the 2008 State of the City Address held March 26, 2008, and thanked all staff members who worked diligently to organize the event. He noted he received much praise from the public about how impressive the event was.
  - (b) He noted his attendance at the **Tip-A-Cop** fundraiser held March 27, 2008, at **Applebee's Neighborhood Grill & Bar** at which Montclair Police Officers teamed up with **Applebee's** employees to raise \$2,600 and awareness of the **Special Olympics** games scheduled for June 2008.
  - (c) He noted his attendance at recent **Omnitrans** and **San Bernardino Associated Governments** board meetings.
  - (d) He noted his attendance at the 2008 State of the County event.
  - (e) He noted his attendance on Saturday at the 19th Annual Senior Citizens Talent Showcase featuring performances by seniors from the cities of Chino, Ontario, Upland, Rancho Cucamonga, and Montclair. He noted there was a great turnout for the event and how much fun it was to watch the seniors enjoying themselves.

### D. City Council/Agency Board

1. Council Member/Director Paulitz expressed his opinion that the video presentation at the State of the City Address was "terrific" and that the quality of the video was "excellent." He commended staff for "doing a great job on that."
2. Council Member/Director Raft commented as follows:
  - (a) She concurred that the State of the City Address was nicely done, noting she was pleased by the attendance of the majority of the Council along with a number of staff members who were able to participate. She expressed her hope that the event will become a tradition in future years.
  - (b) She asked that tonight's meeting be adjourned in memory of her dear friend **Avis H. Cramer**, who passed away on her 90th birthday on **Easter Sunday**. She noted **Mrs. Cramer** is survived by her husband **Devonne** and was a 37-year resident of Montclair.
3. Mayor Pro Tem/Vice Chairman Dutrey commented as follows:
  - (a) He thanked staff for the "very nice" State of the City Address.
  - (b) He noted Mayor Eaton and he attended the 2008 State of the County event last Thursday at the **Ontario Convention Center**. He noted he agrees with this year's theme of "One Shared Vision" that denotes a true effort on the part of County leaders to build a more unified front in a large and very diverse county. He noted an editorial in the Sunday edition of the **Inland Valley Daily Bulletin** indicated that "the need for cooperation between all 24 cities in the county has never been greater" to face some formidable challenges, from transportation to

crime to education to the environment to economic development. He expressed his hope that the vision will endure so cities will work more closely on regional issues.

- (c) He noted the new Montclair Police headquarters is scheduled to open in June 2008 and that an open house would be held on Saturday, June 14, 2008, from 9:00 a.m. to 12:00 p.m. He added that a dedication ceremony would be held on Thursday, June 12, 2008.
- (d) He expressed his strong support of a proposed bond issue to fund continued improvements along Mission Boulevard and commended City Manager McDougal and staff for developing the proposal.
- (e) He noted the Council approved an item this evening to improve technology in the City Council Chambers. Noting the **Time Warner** cablecast of the meetings will cease later this year, he expressed his appreciation of staff's efforts to implement streaming video of the meetings.

4. Council Member/Director Ruh commented as follows:

- (a) He noted the Easter Egg Hunt held Saturday, March 22, 2008, was a "tremendous success" with a turnout of approximately 300 children. He noted the Easter bunny arrived aboard a fire engine to visit and pose for photographs, adding that a comment from a resident that she looks forward to bringing her children to the event each year was a "real nice compliment for the staff and all the work they did."
- (b) He noted he was unable to attend either the State of the City Address or the State of the County event because of his professional commitments. He noted he has watched the City's "very well done" video and commended the County on its "One Shared Vision" theme, which is something he has long proposed. He reiterated his long-held belief that "we not only need to act as one region in this county but to consider all of Southern California as one district without respect to boundaries," whether it concerns placement and timing of a traffic signal between cities to addressing "the larger issues of how we are going to house our population, the types of jobs we're going to bring into this county in the future," and the need to work on caring for our residents who may not yet reach full economic empowerment.
- (c) He noted the *Online to College* Program certainly helps with empowering youth to reach their career potential "because knowledge is power." He spoke in support of the program's continuance.
- (d) He thanked **San Bernardino County Fourth District Supervisor Gary Ovitt** for presenting a **Proposition 90** tax benefit item on the **County Board of Supervisors'** agenda that would enable seniors aged 55 or older or who are disabled to transfer their **Proposition 13** base-year principal residence assessment to a replacement dwelling of equal or lesser value in another California county. He noted he has discussed making the tax relief program permanent rather than subject to renewal or sunset five years from its effective date, as proposed, because doing so would stabilize communities during

economic downturns and allow seniors to move closer to potential employment and/or downsize to a smaller more easily managed household. He expressed his complete support of this item being approved at the County level.

- (e) He commented on the controversy surrounding the **Beijing 2008 Olympic Torch Relay** that has recently been in the news because of the widespread protest against China's failure to allow greater religious and cultural freedom in Tibet as it promised to do in order to play host to the **2008 Olympic Games**. He noted the United States decided to boycott the **Moscow 1980 Olympics** because of atrocities being committed by the Soviet Union in Afghanistan. He expressed his opinion that we should not silence protests over the treatment of Tibetan nationals nor should we turn around and do everything we can to encourage China. He emphasized that quiet diplomacy isn't working; it hasn't worked for decades; and it is time the United States "consider that if China does not stop its crackdown on Tibetans, then perhaps we should pull our television sponsorship of the Olympic Games: doing so might send a message." Of course, the United States does not have much moral authority on this issue because China does have about \$900 billion of our debt bonds. He stated that "the Chinese government is considered among one of the worst dictatorships in the world; and I think we, as a nation, need to take the moral high ground and, if anything, at least allow peaceful protests during the Olympic Torch relay."

#### **E. Committee Meeting Minutes**

##### **1. Minutes of Code Enforcement Committee Meeting of March 17, 2008**

The City Council received and filed the Code Enforcement Committee meeting minutes of March 17, 2008, for informational purposes.

##### **2. Minutes of Personnel Committee Meeting of March 17, 2008**

The City Council received and filed the Personnel Committee meeting minutes of March 17, 2008, for informational purposes.

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

At 7:23 p.m., Mayor/Chairman Eaton adjourned the City Council and Redevelopment Agency and Montclair Housing Corporation Boards of Directors in memory of long-time Montclair resident **Mrs. Avis H. Cramer**.

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

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Yvonne L. Smith  
Transcribing Secretary