

CITY OF MONTCLAIR
AGENDA FOR CITY COUNCIL, REDEVELOPMENT AGENCY, AND
MONTCLAIR HOUSING CORPORATION MEETINGS

To be held in the Council Chambers
5111 Benito Street, Montclair, California

July 7, 2008

7:00 p.m.

As a courtesy please silence your cell phones, pagers, and other electronic devices while the meeting is in session. Thank you.

The CC/RDA/MHC meetings are now available in audio format on the City's website at www.ci.montclair.ca.us and can be accessed the day following the meeting after 10:00 a.m.

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I. CALL TO ORDER – City Council, Redevelopment Agency, and Montclair Housing Corporation

II. INVOCATION

In keeping with our long-standing tradition of opening our Council meetings with an invocation, this City Council Meeting may include a nonsectarian invocation. Such invocations are not intended to proselytize or advance any faith or belief or to disparage any faith or belief. Neither the City nor the City Council endorse any particular religious belief or form of invocation.

III. PLEDGE OF ALLEGIANCE

IV. ROLL CALL

V. PRESENTATIONS

- A. Introduction of New Employees
- B. Presentation by Todd Warden, Public Affairs Specialist, South Coast Air Quality Management District, on Environmental Issues

VI. PUBLIC COMMENT

This section is intended to provide members of the public with an opportunity to comment on any subject that does not appear on this agenda. Each speaker will be afforded five minutes to address the City Council Members and Redevelopment Agency and Montclair Housing Corporation Boards of Directors. (Government Code Section 54954.3)

Under the provisions of the Brown Act, the Council/Agency/ MHC is prohibited from taking action on items not listed on the agenda.

VII. PUBLIC HEARINGS

- A. First Reading - Consider Adoption of Ordinance No. 08-904 Adding Section 9.26 to Title 9 of the Montclair Municipal Code Related to Flood Plain Regulation and Management [CC]

VIII. CONSENT CALENDAR

A. Approval of Minutes

1. Minutes of Regular Joint Council/Agency/MHC Meeting of June 16, 2008 [CC/RDA/MHC]

B. Administrative Reports

1. Consider Setting a Public Hearing to Consider Resolution No. 08-2749 Amending the Fee Schedule for the Collection and Disposal of Commercial Refuse [CC] 26

2. Consider City Council and Redevelopment Agency Board of Directors' Approval of the City of Montclair Capital Improvement Program for Fiscal Years 2009-2013 [CC/RDA] 36

3. Consider Status Report on Emergency Contracting Procedures Related to Certain Park Repairs at Kingsley and Saratoga Parks [CC]

Consider Declaring a Termination to the Emergency Action Authorized Under Resolution No. 08-2725 [CC]

Consider Approval of Filing of Notice of Completion for the Emergency Repairs [CC] 39

4. Consider Authorization to Purchase Two 2008 Ford Crown Victoria Police Interceptor Sedans from Clippinger Ford [CC] 42

5. Consider Authorization to Advertise for Bid Proposals for the Youth Center Demolition and Asbestos Abatement Project [CC] 43

6. Consider Declaring Unclaimed Bicycles in Police Custody as Surplus and Available for Auction [CC] 44

7. Consider "No Action" on Alcoholic Beverage Permit Application - Black Angus Steakhouse [CC] 46

8. Consider Approval of Warrant Register and Payroll Documentation [CC] 47

C. Agreements

1. Consider Approval of Agreement No. 08-61, the Fourth Amendment to Agreement No. 01-101 with Nestor Traffic Systems, Inc., for the Enforcement of Red Traffic Signal Violations [CC] 48

2. Consider Approval of Agreement No. 08-62 with the Office of the State Controller, Division of Audits, for Annual Street Report Preparation Services [CC] 52

3. Consider Approval of Agreement No. 08-63 with Chaffey Joint Union High School District for Law Enforcement Services During Fiscal Year 2008-09 [CC] 58

- 4. Consider Acceptance of Grants from the Inland Empire United Way to Fund the After-School ArtCorps and Case Management Programs [CC]

Consider Approval of Agreement Nos. 08-64 and 08-65 with the Inland Empire United Way to Provide the After-School Program ArtCorps and Case Management Programs [CC] 62
- 5. Consider Approval of Agreement No. 08-67 with Chino Basin Water Conservation District for the Recycled Water Connection Program [CC]

Authorize City Manager to Sign Agreement No. 08-67 [CC] 72
- 6. Consider Approval of Agreement No. 08-68 with EF Recovery, LLC, to Provide Hazardous Waste Cleanup Billing Services to Establish a Vehicle Fluid Recovery Program [CC] 82

D. Resolutions

- 1. Consider Adoption of Resolution No. 08-2746 Authorizing Mayor Paul M. Eaton to Sign Agreement No. 08-59 for Administering Agency-State Agreement for Federal-Aid Projects No. 08-5326R and Agreement No. 08-60, Program Supplement No. N003 [CC] 89
- 2. Consider Adoption of Resolution No. 08-2747 Authorizing Placement of Liens on Certain Properties for Delinquent Sewer and Trash Charges [CC] 122
- 3. Consider Adoption of Resolution No. 08-2751 Dedicating the Firearms Range at the New Police Facility as the "Amy Nelson Public Safety Range" [CC] 129

IX. PULLED CONSENT CALENDAR ITEMS

X. RESPONSE - None

XI. COMMUNICATIONS

A. City Attorney/Agency Counsel

- 1. Closed Session Pursuant to Section 54956.8 of the Government Code Regarding Real Property Negotiations

Property:	<u>Assessor's Parcel No.</u>	<u>Address</u>
	1012-111-02	4790 Mission Boulevard, Montclair
	Negotiating Parties: City and Robert D. Kessler and Waneta G. Kessler, as trustees of the Kessler Family Trust	
	1012-101-11	10632 Monte Vista Avenue, Montclair
	Negotiating Parties: City and Wells Lloyd Trust	
	1011-301-02	10777-10787 Monte Vista Avenue,
	1011-301-25	Montclair

Negotiators: Marilyn J. Staats, Director of Redevelopment and
Public Works and Michael C. Hudson, City Engineer

Under Negotiation: Recommendations Regarding Acquisition of
Easements and Fee Title on Subject Properties in Conjunction with
Monte Vista Avenue/Union Pacific Grade Separation Project

- B. City Manager/Executive Director
- C. Mayor/Chairman
- D. Council/Agency Board
- E. Committee Meeting Minutes *(For Informational Purposes Only)*
 - 1. Minutes of the Public Works Committee Meeting of April 17,
2008 132
 - 2. Minutes of the Personnel Committee Meeting of June 16, 2008 136

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

*(At this time, the City Council will meet in Closed Session regarding real
property negotiations).*

XIII. CLOSED SESSION ANNOUNCEMENTS

XIV. ADJOURNMENT OF CITY COUNCIL

*The next regularly scheduled City Council, Redevelopment Agency, and Montclair Housing
Corporation meetings will be held on Monday, July 21, 2008, at 7:00 p.m. in the Council Chambers.*

*Reports, backup materials, and additional materials related to any item on this Agenda distributed
to the City Council, Redevelopment Agency Board, or Montclair Housing Corporation Board after
distribution of the Agenda packet are available for public inspection in the Office of the City Clerk
located at 5111 Benito Street, Montclair, California, between 7:00 a.m. and 6:00 p.m., Monday
through Thursday.*

*In compliance with the Americans with Disabilities Act, if you need special assistance to participate
in this meeting, please contact the City Clerk at (909) 625-9415. Notification 48 hours prior to the
meeting will enable the City to make reasonable arrangements to ensure accessibility to this
meeting. (28 CFR 35.102-35.104 ADA Title II)*

I, Yvonne L. Smith, Deputy City Clerk, hereby certify that I posted, or caused to be posted, a copy of this Agenda not less than 72 hours prior to this meeting on the bulletin board adjacent to the south door of Montclair City Hall on July 2, 2008.