

CITY OF MONTCLAIR

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

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

January 5, 2009

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

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. Consider Adoption of Resolution No. 08-2782, a Resolution of Necessity for the Acquisition of a Fee Interest in Certain Real Property, Described as Assessor's Parcel Numbers 1011-301-04 and 1011-301-05, by Eminent Domain, for Public Right-of-Way and the Construction of the Monte Vista Avenue/Union Pacific Railroad Grade Separation Project in the City of Montclair, County of San Bernardino, California [CC]

- B. Second Reading – Consider Adoption of Ordinance No. 08-905 Amending Chapters 11.02, 11.18, and 11.22 and Adding Chapter 11.23 to Title 11 of the Montclair Municipal Code Related to Second Dwelling Units [CC] 21
- C. Second Reading – Consider Adoption of Ordinance No. 08-906 Amending Chapter 10.02 and Adding Chapter 10.46 to Title 10 of the Montclair Municipal Code Related to Abandoned and Vacant Property Registration and Maintenance [CC] 31

VIII. CONSENT CALENDAR

- A. Approval of Minutes - None
- B. Administrative Reports
 - 1. Consider Approval of Filing of a Notice of Completion for Construction of Central Avenue and Monte Vista Avenue Intersection Rehabilitation Project; Reduction of Faithful Performance Bond to 10 Percent; and Retention of Payment Bond for Six Months [CC] 43
 - 2. Consider Rejecting All Bids Received for the New Youth Center Phase II Project and Authorize Staff to Readvertise the Project [CC] 45
- C. Agreements
 - 1. Consider Approval of Agreement No. 09-01 with Ontario-Montclair School District Amending Agreement No. 02-76 for Use of a Portion of Vernon Middle School Field [CC] 48
- D. Resolutions - None

IX. PULLED CONSENT CALENDAR ITEMS

X. RESPONSE - None

XI. COMMUNICATIONS

- A. City Attorney/Agency Counsel
- B. City Manager/Executive Director
- C. Mayor/Chairman
- D. Council/Agency Board
- E. Committee Meeting Minutes *(For Informational Purposes Only)*
 - 1. Minutes of the Personnel Committee Meeting of December 15, 2008 53

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

The next regularly scheduled City Council, Redevelopment Agency, and Montclair Housing Corporation meetings will be held on Monday, January 5, 2009, 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, Donna M. Jackson, 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 December 18, 2008.