

CITY OF MONTCLAIR

AGENDA FOR CITY COUNCIL, SUCCESSOR AGENCY,
MONTCLAIR HOUSING CORPORATION, AND
MONTCLAIR COMMUNITY FOUNDATION MEETINGS

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

October 1, 2012

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/SA/MHC/MCF 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.

Page No.

- I. **CALL TO ORDER** - City Council and Successor Agency, Montclair Housing Corporation, and Montclair Community Foundation Boards of Directors

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** - None

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, Successor Agency Board of Directors, Montclair Housing Corporation Board of Directors, and Montclair Community Foundation Board of Directors. (Government Code Section 54954.3)

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

VII. **PUBLIC HEARINGS** - None

VIII. CONSENT CALENDAR

A. Approval of Minutes

1. Minutes of the Regular Joint Council/Successor Agency/
MHC Board/MCF Board Meeting of September 17, 2012
[CC/SA/MHC]

B. Administrative Reports

1. Consider Approval of Memorandum of Understanding Between
the City of Montclair and San Bernardino Public Employees
Association [CC] 4
2. Consider Authorization to Purchase One Toro Groundsmaster
4000-D Mower From Turf Star [CC] 6
3. Consider Approval of Warrant Register and Payroll
Documentation [CC] 7

C. Agreements - None

D. Resolutions

1. Consider Adoption of Resolution No. 12-2967 Declaring the
Need for Emergency Contracting Procedures and Authorizing
Performance Related to Certain Repairs at Kingsley Park [CC]

Consider Authorization of a \$15,000 Appropriation From the
Contingency Fund Related to Implementation of Resolution
No. 12-2967 [CC] 8
2. Consider Adoption of Resolution No. 12-2968 Authorizing
Placement of Liens on Certain Properties for Delinquent
Sewer and Trash Charges [CC] 12

IX. PULLED CONSENT CALENDAR ITEMS

X. RESPONSE - None

XI. COMMUNICATIONS

A. City Attorney

1. Closed Session Pursuant to Government Code Section 54957.6
Regarding Conference With Designated Labor Negotiator Edward
C. Starr

Agency: City of Montclair

Employee Organizations: Management
Montclair Fire Fighters Association
Montclair Police Officers Association
San Bernardino Public Employees Assn.

- B. City Manager/Executive Director
- C. Mayor/Chairman
 - 1. Announcement of Vacancy on West Valley Mosquito and Vector Control District
- D. Council/MHC Board
- E. Committee Meeting Minutes *(for informational purposes only)*
 - 1. Minutes of the Public Works Committee Meeting of August 16, 2012 20
 - 2. Minutes of the Safety Committee Meeting of August 16, 2012 29
 - 3. Minutes of the Code Enforcement Committee Meeting of August 20, 2012 33
 - 4. Minutes of the Personnel Committee Meeting of September 17, 2012 36
 - 5. Minutes of the Real Estate Committee Meeting of September 19, 2012 37
 - 6. Minutes of the Safety Committee Meeting of September 20, 2012 40

XII. ADJOURNMENT OF SUCCESSOR AGENCY, MONTCLAIR HOUSING CORPORATION, AND MONTCLAIR COMMUNITY FOUNDATION BOARDS OF DIRECTORS

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

XIII. CLOSED SESSION ANNOUNCEMENTS

XIV. ADJOURNMENT OF CITY COUNCIL

The next regularly scheduled City Council and Successor Agency, and Montclair Housing Corporation Board meetings will be held on Monday, October 15, 2012, 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, Successor Agency Board, Montclair Housing Corporation Board, or Montclair Community Foundation 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 Deputy City Clerk at (909) 625-9416. 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 north and west doors of Montclair City Hall on September 27, 2012.

AGENDA REPORT

SUBJECT: CONSIDER APPROVAL OF MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF MONTCLAIR AND SAN BERNARDINO PUBLIC EMPLOYEES ASSOCIATION

DATE: October 1, 2012

SECTION: ADMIN. REPORTS

ITEM NO.: 1

FILE I.D.: SBP100

DEPT.: ADMIN. SVCS.

REASON FOR CONSIDERATION: The City Council is requested to consider approval of the Memorandum of Understand (MOU) between the City of Montclair and San Bernardino Public Employees Association (SBPEA).

A copy of the proposed MOU is included in the agenda packets for the City Council's review and consideration.

BACKGROUND: The City of Montclair and SBPEA have reached agreement on the provisions related to the terms and conditions of employment. The proposed MOU shall be effective upon date of ratification by the City Council for the period July 1, 2011, through June 30, 2012. After June 30, 2012, the existing terms, conditions, and provisions of the proposed MOU shall remain in effect; and City and employees agree to abide by those terms, conditions, and provisions unless otherwise altered by the meet-and-confer process or unless otherwise indicated in the proposed MOU.

Following is a summary of the changes in the proposed MOU related to the terms and conditions of employment:

- Article 8 (Section 8.01): Change of fiscal year from 2010-11 to 2011-12.
- Article 12: The change relates to the employees obligation to pay a portion of the CalPERS member contribution. The change incorporates the following:
 1. **Employees Hired Before June 21, 2010**
Employees are covered by the CalPERS "3% @ 60" benefit formula. This plan provides 3 percent of pay at age 60 for each year of service credited with the City.
 - a. Effective July 1, 2011, through December 18, 2011, the City will pay up to 8 percent of the member's required contribution (EPMC).
 - b. Effective December 19, 2011, the City will pay up to 2 percent of the member's required contribution (EPMC) and employees will pay up to 6 percent of the member's required contribution on a pretax basis.

Prepared by:

Gary E. Charles
James L. Smith

Reviewed and
Approved by:

Presented by:

[Handwritten signatures]

2. **Employees Hired On or After June 21, 2010**

Employees are covered by the CalPERS "2% @ 60" benefit formula. This plan provides 2 percent of pay at age 60 for each year of service credited with the City.

- a. Effective July 1, 2011, through December 18, 2011, the City will pay up to 3 percent of the member's required contribution (EPMC) and employees will pay up to 4 percent of the member's required contribution on a pretax basis.
- b. Effective December 19, 2011, for employees hired before July 1, 2011, the City will pay up to 1 percent of the member's required contribution (EPMC) and employees will pay up to 6 percent of the member's required contribution on a pretax basis.
- c. Effective December 19, 2011, for employees hired on or after July 1, 2011, employees will pay up to 7 percent of the member's required contribution on a pretax basis for the first 5 years of employment pursuant to 2 CCR 569.

- Article 44: The change relates to the term of the Agreement.

FISCAL IMPACT: There is no fiscal impact associated with ratifying the proposed MOU between the City of Montclair and SBPEA other than what has been included in the Fiscal Year 2011-12 Budget.

RECOMMENDATION: Staff recommends the City Council approve the Memorandum of Understanding between the City of Montclair and San Bernardino Public Employees Association.

AGENDA REPORT

SUBJECT: CONSIDER AUTHORIZATION TO PURCHASE ONE TORO GROUNDSMASTER 4000-D MOWER FROM TURF STAR	DATE: October 1, 2012 SECTION: ADMIN. REPORTS ITEM NO.: 2 FILE I.D.: PRK050 DEPT.: PUBLIC WORKS
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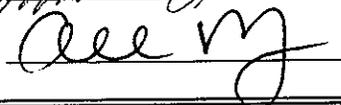
REASON FOR CONSIDERATION: Expenditures in excess on \$20,000 require City Council authorization.

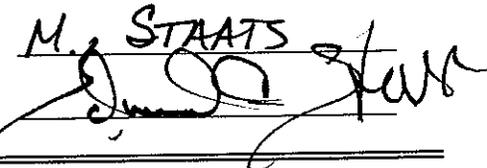
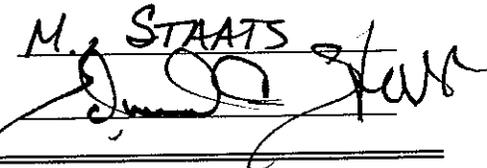
BACKGROUND: In the Fiscal Year 2012-13 Public Works Department Parks Division Budget, the City Council approved the purchase of one riding lawnmower. The new mower would be assigned to the Parks Division of the Public Works Department. The Parks Division currently has two mowers, Unit 408 and Unit 409. Both mowers are three years past their expected useful lives. The proposed purchase would replace Unit 408, which is a 60-inch-wide mower that suffers from serious metal fatigue and is in poor condition. With fewer maintenance personnel, staff requested that Unit 408 be replaced with a 10-foot-wide mower to cover more area in less time. Staff has received quotes for the 10-foot-wide Toro Groundsmaster 4000-D mower from the following three vendors:

<i>Vendor</i>	<i>Price</i>
Turf Star	\$61,616.55
Western Equipment Distributors, Inc	\$76,030.03
Simpson Norton Corporation	\$73,697.86

FISCAL IMPACT: The cost to purchase one Toro Groundsmaster 4000-D mower from the low bidder, Turf Star, is \$61,616.55. Funds for this purchase are included in the Public Works Department Fiscal Year 2012-13 Budget.

RECOMMENDATION: Staff recommends the City Council authorize the purchase of one Toro Groundsmaster 4000-D mower from Turf Star.

Prepared by: 
Proofed by: 

Reviewed and Approved by: 
Presented by: 

AGENDA REPORT

SUBJECT: CONSIDER APPROVAL OF WARRANT REGISTER AND PAYROLL DOCUMENTATION	DATE: October 1, 2012
	SECTION: ADMIN. REPORTS
	ITEM NO.: 3
	FILE I.D.: FIN540
	DEPT.: ADMIN. SVCS.

REASON FOR CONSIDERATION: The City Council is requested to consider approval of the Warrant Register and Payroll Documentation.

BACKGROUND: Mayor Pro Tem Raft has examined the Warrant Register dated October 1, 2012, and Payroll Documentation dated August 12, 2012; finds them to be in order; and recommends their approval.

FISCAL IMPACT: The Warrant Register dated October 1, 2012, totals \$1,125,665.44. The Payroll Documentation dated August 12, 2012, totals \$577,846.70, with \$407,294.39 being the total cash disbursement.

RECOMMENDATION: Staff recommends the City Council approve the above referenced Warrant Register and Payroll Documentation as presented.

Prepared by:

Gronne L Smith

Reviewed and
Approved by:

[Signature]

Proofed by:

Andrew Phillips

Presented by:

AGENDA REPORT

SUBJECT: CONSIDER ADOPTION OF RESOLUTION NO. 12-2967 DECLARING THE NEED FOR EMERGENCY CONTRACTING PROCEDURES AND AUTHORIZING PERFORMANCE RELATED TO CERTAIN REPAIRS AT KINGSLEY PARK

CONSIDER AUTHORIZATION OF A \$15,000 APPROPRIATION FROM THE CONTINGENCY FUND RELATED TO IMPLEMENTATION OF RESOLUTION NO.12-2967

DATE: October 1, 2012

SECTION: RESOLUTIONS

ITEM NO.: 1

FILE I.D.: PRK300

DEPT.: PUBLIC WORKS

REASON FOR CONSIDERATION: The City Council is requested to consider adoption of Resolution No. 12-2967 declaring the need for emergency contracting procedures and authorizing performance related to certain repairs at Kingsley Park because vandals have damaged and removed portions of the electrical systems at this park. The damage and lack of certain electrical service has created an unsafe condition at the park for the public that requires immediate replacement and repair.

An appropriation of \$15,000 from the Contingency Fund is requested for repairs to the electrical system for the implementation of security measures at Kingsley Park.

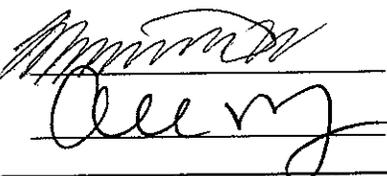
BACKGROUND: Recent acts of vandalism and theft of electrical wiring and equipment at Kingsley Park have left this park in an unsafe condition for use by the public. It is impractical to close this public park for an extended period of time while the City prepares bid documents and advertises in accordance with the Public Contract Code. The damages to the park can be effectively repaired with one or more general or electrical contractors.

Staff requests that, in accordance with Sections 20168 and 22050 of the California Public Contract Code, the City Council find that the conditions at Kingsley Park pose an unreasonable risk to public safety, health, and property and require the immediate expenditure of public funds without customary public bid procedures for such improvements.

Pursuant to the Public Contract Code, proposed Resolution No. 12-2967 requires a four-fifths majority vote of the City Council to be adopted.

FISCAL IMPACT: Staff is requesting the City Council appropriate \$15,000 from the Contingency Fund for repairs to the Kingsley Park electrical systems for the implementation of security measures.

Prepared by:



Reviewed and
Approved by:

M. STAATS

Proofed by:

Presented by:



RECOMMENDATION: Staff recommends the City Council take the following actions:

1. Adopt Resolution No. 12-2967 declaring the need for emergency contracting procedures and authorizing performance related to certain repairs at Kingsley Park.
2. Authorize a \$15,000 appropriation from the Contingency Fund related to the implementation of Resolution No. 12-2967.

RESOLUTION NO. 12-2967

**A RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF MONTCLAIR DECLARING THE NEED
FOR EMERGENCY CONTRACTING PROCEDURES
AND AUTHORIZING PERFORMANCE RELATED
TO CERTAIN PARK REPAIRS AT KINGSLEY PARK**

WHEREAS, Section 20160, *et seq.*, of the California Public Contract Code defines the process to be used by cities in the acquisition of construction services for public projects; and

WHEREAS, Section 20162 of the California Public Contract Code requires construction contracts in excess of \$5,000 be advertised and let to the lowest responsible bidder; and

WHEREAS, Section 20168 of the California Public Contract Code allows the legislative body of a city, in the case of an emergency and by a four-fifths majority vote, to pass a resolution to forego customary bid procedures when it is determined that the public interest and necessity demand the immediate expenditure of public money to safeguard life, health, and/or property by taking any necessary steps to procure equipment, services, and supplies for those purposes; and

WHEREAS, upon adoption of the resolution, the agency may expend any sum required in the emergency, provided the agency complies with Chapter 2.5 (commencing with Section 22050) of the California Public Contract Code; and

WHEREAS, Section 22050 of the California Public Contract Code provides a contracting procedure to be used in the event of an emergency; and

WHEREAS, recent vandalism and theft of electrical wiring and equipment at Kingsley Park have left this park in an unsafe condition for the public; and

WHEREAS, it is impractical to close this park to public activities for an extended period of time while bid documents are prepared and advertised in accordance with Section 20160, *et seq.*, of the California Public Contract Code; and

WHEREAS, said park damages can most effectively be repaired by contracting with one or more general or electrical contractors for the required services.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Montclair, in accordance with Sections 20168 and 22050 of the California Public Contract Code, does hereby make the following findings:

Section 1. The emergency will not permit a delay that would result from a competitive solicitation for bids and that the action is necessary to respond to the emergency.

Section 2. Based on substantial evidence set forth by City staff, which testimony is hereby incorporated by reference, the emergency conditions that exist at

Kingsley Park pose an unreasonable risk to public health, safety, and property and require the immediate expenditure of public funds without the customary public bid procedures for such public improvements.

Section 3. Delegates to the City Manager the authority to order any and all work necessary to repair or cause to be repaired the results of vandalism and restoration of electrical systems at Kingsley Park.

APPROVED AND ADOPTED this XX day of XX, 2012.

Mayor

ATTEST:

Deputy City Clerk

I, Yvonne L. Smith, City Clerk of the City of Montclair, DO HEREBY CERTIFY that Resolution No. 12-2967 was duly adopted by the City Council of said city and was approved by the Mayor of said city at a regular meeting of said City Council held on the XX day of XX, 2012, and that it was adopted by the following vote, to-wit:

AYES: XX
NOES: XX
ABSTAIN: XX
ABSENT: XX

Yvonne L. Smith
Deputy City Clerk

AGENDA REPORT

SUBJECT: CONSIDER ADOPTION OF RESOLUTION
NO. 12-2968 AUTHORIZING PLACEMENT
OF LIENS ON CERTAIN PROPERTIES FOR
DELINQUENT SEWER AND TRASH CHARGES

DATE: October 1, 2012

SECTION: RESOLUTIONS

ITEM NO.: 2

FILE I.D.: STB300-17

DEPT.: ADMIN. SVCS.

REASON FOR CONSIDERATION: Staff has identified 215 sewer and trash accounts in the even-numbered-month billing cycle that are more than three billing periods delinquent. Pursuant to Montclair Municipal Code Chapter 1.12, these properties are subject to lien.

BACKGROUND: Ordinance No. 02-815 authorizes the placement of liens on properties on which delinquent civil debts have accrued and makes property owners responsible for delinquent sewer and trash charges accrued after the effective date of the Ordinance (March 1, 2002) for accounts in tenants' names. Prior to the City Council's adoption of Ordinance No. 02-815, property owners were responsible for only those accounts in their own names.

The 215 liens presented for approval are for accounts that are at least 90 days delinquent

FISCAL IMPACT: Recoverable amount is \$51,557.22 plus \$10,750.00 in lien fees, for a total of \$62,307.22.

RECOMMENDATION: Staff recommends the City Council adopt Resolution No. 12-2968 authorizing placement of liens on certain properties for delinquent sewer and trash charges as listed on Exhibit A of said Resolution.

Prepared by:

Jane Kullback

Reviewed and
Approved by:

[Signature]

Proofed by:

[Signature]

Presented by:

[Signature]

RESOLUTION NO. 12-2968

**A RESOLUTION OF THE CITY COUNCIL
OF THE CITY OF MONTCLAIR AUTHORIZING
PLACEMENT OF LIENS ON CERTAIN
PROPERTIES FOR DELINQUENT SEWER
AND TRASH ACCOUNTS**

WHEREAS, Chapter 1.12 of the Montclair Municipal Code authorizes the City to place liens on properties on which delinquent civil debts have accrued; and

WHEREAS, all owners of property in the City of Montclair were notified about the adoption of Ordinance No. 02-815 authorizing placement of liens on properties on which delinquent civil debts have accrued; and

WHEREAS, it has been determined that there are 215 sewer and/or trash accounts on which there are delinquencies in excess of 90 days; and

WHEREAS, the owners of these properties have received regular billing statements and late notices since the onset of such delinquencies; and

WHEREAS, the owners of these properties were notified on September 10, 2012, that their delinquent accounts are subject to causing a lien to be placed on their properties for settlement of such delinquencies; and

WHEREAS, the owners of these properties were again notified on September 20, 2012, and that such liens would be considered for approval by the Montclair City Council on Monday, October 1, 2012.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Montclair approves the placement of liens on the properties and in the amounts specified in Exhibit A, entitled, *Report of Delinquent Civil Debts - October 2012*, attached hereto.

BE IT FURTHER RESOLVED that the Deputy City Clerk is authorized to provide the San Bernardino County Auditor/Controller-Recorder with the documents required to cause such liens to be placed.

APPROVED AND ADOPTED this XX day of XX, 2012.

Mayor

ATTEST:

Deputy City Clerk

I, Yvonne L. Smith, Deputy City Clerk of the City of Montclair, DO HEREBY CERTIFY that Resolution No. 12-2968 was duly adopted by the City Council of said city and was approved by the Mayor of said city at a regular meeting of said City Council held on the XX day of XX, 2012, and that it was adopted by the following vote, to-wit:

AYES: XX
NOES: XX
ABSTAIN: XX
ABSENT: XX

Yvonne L. Smith
Deputy City Clerk

Exhibit A to Resolution No. 12-2968
Report of Delinquent Civil Debts - October 2012

Street No.	Street	Account Type	Delinquency	Lien Fee	Total Lien Amount
4255	3rd Street	Residential	\$ 168.84	\$ 50.00	\$ 218.84
10487	Adobe Court	Residential	139.36	50.00	189.36
10197	Amherst Avenue	Senior	156.49	50.00	206.49
10227	Amherst Avenue	Senior	145.60	50.00	195.60
10360	Amherst Avenue	Multifamily	533.36	50.00	583.36
10411	Amherst Avenue	Multifamily	371.14	50.00	421.14
10421	Amherst Avenue	Multifamily	355.57	50.00	405.57
10431	Amherst Avenue	Multifamily	355.57	50.00	405.57
11151	Amherst Avenue	Residential	177.79	50.00	227.79
4265	Appaloosa Way	Residential	117.79	50.00	167.79
5512	Arrow Highway #B	Commercial	173.15	50.00	223.15
4432-34	Bandera Street	Multifamily	355.57	50.00	405.57
4624	Bandera Street	Multifamily	711.14	50.00	761.14
4780	Bandera Street	Multifamily	711.14	50.00	761.14
4990	Bandera Street	Residential	175.79	50.00	225.79
5101	Bandera Street	Residential	426.94	50.00	476.94
5105	Bandera Street	Residential	281.83	50.00	331.83
5663	Bandera Street	Residential	183.76	50.00	233.76
10145	Bel Air Avenue	Residential	177.79	50.00	227.79
10186	Bel Air Avenue	Residential	177.79	50.00	227.79
10263	Bel Air Avenue	Residential	175.15	50.00	225.15
10296	Bel Air Avenue	Residential	177.79	50.00	227.79
5225	Belvedere Way	Residential	186.19	50.00	236.19
5196	Benito Street	Commercial	112.34	50.00	162.34
5206	Benito Street	Commercial	112.34	50.00	162.34
10168	Benson Avenue	Residential	177.79	50.00	227.79
10248	Benson Avenue	Residential	237.62	50.00	287.62
10422	Benson Avenue	Residential	184.67	50.00	234.67
5224	Berkshire Way	Residential	251.48	50.00	301.48
4523	Bodega Court	Residential	111.83	50.00	161.83
4533	Bodega Court	Residential	167.09	50.00	217.09
4534	Bodega Court	Residential	163.50	50.00	213.50
11354	Brunswick Lane	Residential	179.54	50.00	229.54
11419	Brunswick Lane	Residential	172.13	50.00	222.13
11452	Brunswick Lane	Residential	180.61	50.00	230.61
10978	Buckingham Way	Residential	177.79	50.00	227.79
10468	Calico Court	Residential	177.79	50.00	227.79
10234	Camulos Avenue	Residential	116.38	50.00	166.38
10259	Camulos Avenue	Residential	167.79	50.00	217.79
10171	Canary Court	Residential	177.79	50.00	227.79
11409	Cannery Row	Residential	111.33	50.00	161.33
4612	Canoga Street	Multifamily	711.14	50.00	761.14

Street No.	Street	Account Type	Delinquency	Lien Fee	Total Lien Amount
4643	Canoga Street	Multifamily	\$ 338.64	\$ 50.00	\$ 388.64
4830	Canoga Street	Multifamily	2,218.96	50.00	2,268.96
4830	Canoga Street	Multifamily	2,218.96	50.00	2,268.96
4924	Canoga Street	Residential	177.79	50.00	227.79
5014	Canoga Street	Residential	251.92	50.00	301.92
5059	Canoga Street	Residential	166.15	50.00	216.15
5068	Canoga Street	Residential	200.89	50.00	250.89
5162	Canoga Street	Multifamily	461.14	50.00	511.14
4912	Carlton Street	Residential	116.38	50.00	166.38
11158	Carriage Avenue	Residential	177.79	50.00	227.79
11168	Carriage Avenue	Residential	249.99	50.00	299.99
11190	Carriage Avenue	Residential	105.23	50.00	155.23
11239	Carriage Avenue	Residential	177.36	50.00	227.36
11253	Carriage Avenue	Residential	200.89	50.00	250.89
11178	Carrillo Avenue	Residential	177.79	50.00	227.79
9515	Central Avenue	Commercial	369.57	50.00	419.57
9710	Central Avenue	Commercial	112.34	50.00	162.34
9802	Central Avenue	Commercial	5,098.11	50.00	5,148.11
9863	Central Avenue	Commercial	117.30	50.00	167.30
11418	Chandler Lane	Residential	112.34	50.00	162.34
4327	Clair Street	Residential	200.89	50.00	250.89
4337	Clair Street	Residential	200.89	50.00	250.89
5176	Clair Street	Residential	124.68	50.00	174.68
4269	Clydesdale Way	Residential	138.22	50.00	188.22
10231	Coalinga Avenue	Residential	177.79	50.00	227.79
11465	Cobblestone Lane	Residential	157.51	50.00	207.51
10201	Columbine Avenue	Residential	177.79	50.00	227.79
10213	Columbine Avenue	Residential	177.79	50.00	227.79
11429	Cumberland Lane	Residential	172.13	50.00	222.13
11477	Cumberland Lane	Residential	147.93	50.00	197.93
10212	Del Mar Avenue	Residential	177.79	50.00	227.79
10236	Del Mar Avenue	Residential	177.79	50.00	227.79
11159	Essex Avenue	Residential	177.79	50.00	227.79
4533	Evert Street	Senior	164.89	50.00	214.89
4665	Evert Street	Senior	156.49	50.00	206.49
4674	Evert Street	Residential	177.79	50.00	227.79
4742	Evert Street	Residential	102.44	50.00	152.44
4760	Evert Street	Residential	177.79	50.00	227.79
4771	Evert Street	Residential	280.23	50.00	330.23
4799	Evert Street	Residential	176.83	50.00	226.83
4174	Fauna Street	Residential	200.89	50.00	250.89
4219	Fauna Street	Residential	175.84	50.00	225.84
4244	Fauna Street	Residential	177.79	50.00	227.79
4267	Fauna Street	Residential	127.79	50.00	177.79
4456	Fauna Street	Residential	177.79	50.00	227.79

Street No.	Street	Account Type	Delinquency	Lien Fee	Total Lien Amount
4703	Fauna Street	Residential	\$ 116.11	\$ 50.00	\$ 166.11
4738	Fauna Street	Residential	177.79	50.00	227.79
4909	Fauna Street	Senior	259.90	50.00	309.90
5450	Fauna Street	Residential	177.79	50.00	227.79
8907-21	Felipe Avenue	Multifamily	176.67	50.00	226.67
8919-21	Felipe Avenue	Multifamily	355.57	50.00	405.57
8912	Felipe Avenue	Residential	177.79	50.00	227.79
10148	Felipe Avenue	Residential	102.01	50.00	152.01
4655	Flora Street	Residential	130.23	50.00	180.23
4693	Flora Street	Residential	305.23	50.00	355.23
5051	Flora Street	Residential	138.33	50.00	188.33
5083	Flora Street	Residential	155.65	50.00	205.65
5185	Flora Street	Residential	177.79	50.00	227.79
10780	Fremont Avenue	Residential	106.51	50.00	156.51
10782	Fremont Avenue	Residential	106.51	50.00	156.51
10991	Fremont Avenue	Residential	116.38	50.00	166.38
11049	Fremont Avenue	Residential	127.46	50.00	177.46
10149	Galena Avenue	Residential	177.79	50.00	227.79
10140	Geneva Avenue	Residential	177.79	50.00	227.79
10198	Greenwood Avenue	Residential	177.48	50.00	227.48
10282	Greenwood Avenue	Residential	177.79	50.00	227.79
3792	Hampton Drive	Residential	150.11	50.00	200.11
11432	Hartford Lane	Residential	172.13	50.00	222.13
10135	Helena Avenue	Residential	145.72	50.00	195.72
4103	Howard Street	Residential	177.79	50.00	227.79
4113	Howard Street	Residential	177.79	50.00	227.79
4381	Howard Street	Residential	127.79	50.00	177.79
4605	Howard Street	Residential	280.23	50.00	330.23
4780	Howard Street	Residential	177.79	50.00	227.79
4910	Howard Street	Residential	200.89	50.00	250.89
5202	Howard Street	Residential	155.13	50.00	205.13
5230	Howard Street	Residential	237.43	50.00	287.43
4665	Huntington Drive	Senior	117.23	50.00	167.23
10236	Kimberly Avenue	Residential	177.79	50.00	227.79
10386	Kimberly Avenue	Multifamily	711.14	50.00	761.14
4752	Kingsley Street	Residential	177.79	50.00	227.79
4821-23	Kingsley Street	Multifamily	355.57	50.00	405.57
4831-3	Kingsley Street	Multifamily	355.57	50.00	405.57
5003	Kingsley Street	Residential	177.79	50.00	227.79
5019	Kingsley Street	Residential	177.79	50.00	227.79
5130	Kingsley Street	Residential	280.23	50.00	330.23
5198	Kingsley Street	Multifamily	167.86	50.00	217.86
5242	Kingsley Street	Residential	177.79	50.00	227.79
5476	Kingsley Street	Residential	177.79	50.00	227.79
11325	Kingston Lane	Residential	180.39	50.00	230.39

Street No.	Street	Account Type	Delinquency	Lien Fee	Total Lien Amount
11354	Kingston Lane	Residential	\$ 112.34	\$ 50.00	\$ 162.34
10310-12	Lehigh Avenue	Multifamily	355.57	50.00	405.57
4535	Mane Street	Residential	133.08	50.00	183.08
4543	Mane Street	Residential	177.79	50.00	227.79
4555	Mane Street	Residential	177.79	50.00	227.79
4839	Mane Street	Residential	279.49	50.00	329.49
4846	Mane Street	Residential	177.79	50.00	227.79
4979	Manzanita Street	Residential	280.23	50.00	330.23
10280	Marion Avenue	Residential	116.38	50.00	166.38
11154	Marion Avenue	Residential	177.79	50.00	227.79
11442	Marquette Lane	Residential	157.51	50.00	207.51
3788	Millstone Lane	Residential	112.34	50.00	162.34
4761	Mission Boulevard	Residential	106.51	50.00	156.51
5239	Monte Verde Street	Residential	177.79	50.00	227.79
10205	Monte Vista Avenue	Residential	175.83	50.00	225.83
10235	Monte Vista Avenue	Residential	177.79	50.00	227.79
10290	Monte Vista Avenue	Senior	187.99	50.00	237.99
11313	Monte Vista Avenue	Residential	131.66	50.00	181.66
10557	Morgan Circle	Residential	177.79	50.00	227.79
10217	Oak Glen Avenue	Residential	197.66	50.00	247.66
10226	Oak Glen Avenue	Residential	177.79	50.00	227.79
10244	Oak Glen Avenue	Residential	177.79	50.00	227.79
10594	Oak Glen Avenue	Residential	116.38	50.00	166.38
4595	Oakdale Street	Residential	177.79	50.00	227.79
4621	Oakdale Street	Residential	105.12	50.00	155.12
4656	Oakdale Street	Residential	177.79	50.00	227.79
4843	Orchard Street	Residential	177.79	50.00	227.79
5097	Orchard Street	Residential	177.79	50.00	227.79
5171	Orchard Street	Residential	111.79	50.00	161.79
5358	Orchard Street	Residential	177.79	50.00	227.79
5392	Orchard Street	Residential	173.36	50.00	223.36
5422	Orchard Street	Residential	177.79	50.00	227.79
3921	Peachwood Drive	Residential	172.13	50.00	222.13
4002	Phillips Boulevard	Residential	112.34	50.00	162.34
10154	Poulsen Avenue	Residential	177.79	50.00	227.79
11254	Poulsen Avenue	Residential	177.79	50.00	227.79
10206	Pradera Avenue	Residential	177.79	50.00	227.79
10303	Pradera Avenue	Multifamily	338.64	50.00	388.64
10313	Pradera Avenue	Multifamily	338.64	50.00	388.64
10323	Pradera Avenue	Multifamily	338.64	50.00	388.64
10180	Ramona Avenue	Residential	177.79	50.00	227.79
4681	Rawhide Street	Residential	280.23	50.00	330.23
11441	Rockford Lane	Residential	123.46	50.00	173.46
4555	Saddleback Street	Residential	168.62	50.00	218.62
4675	Saddleback Street	Residential	200.89	50.00	250.89

Street No.	Street	Account Type	Delinquency	Lien Fee	Total Lien Amount
5225	Saddleback Street	Residential	\$ 282.91	\$ 50.00	\$ 332.91
5272	Saddleback Street	Residential	177.79	50.00	227.79
5177	San Antonio Way	Residential	177.79	50.00	227.79
5150	San Clemente Way	Residential	122.37	50.00	172.37
10983	San Juan Way	Residential	177.79	50.00	227.79
11022	San Juan Way	Residential	177.79	50.00	227.79
11052	San Juan Way	Residential	177.79	50.00	227.79
11014	San Miguel Way	Residential	177.79	50.00	227.79
11000	San Pasqual Avenue	Residential	136.57	50.00	186.57
11020	San Pasqual Avenue	Residential	177.79	50.00	227.79
11094	San Pasqual Avenue	Residential	177.79	50.00	227.79
10133	Santa Anita Avenue	Residential	177.79	50.00	227.79
10183	Santa Anita Avenue	Residential	280.23	50.00	330.23
10221	Santa Anita Avenue	Residential	177.79	50.00	227.79
10170	Saratoga Avenue	Residential	240.78	50.00	290.78
10191	Saratoga Avenue	Residential	177.79	50.00	227.79
10246	Saratoga Avenue	Residential	105.23	50.00	155.23
10290	Saratoga Avenue	Residential	177.79	50.00	227.79
5533	Shirley Lane	Residential	177.79	50.00	227.79
11011	Stallion Avenue	Residential	280.23	50.00	330.23
10289	Tudor Avenue	Residential	177.79	50.00	227.79
10115	Vernon Avenue	Residential	280.23	50.00	330.23
10236	Vernon Avenue	Residential	177.79	50.00	227.79
10241	Vernon Avenue	Residential	280.23	50.00	330.23
5554	Vernon Court	Residential	177.79	50.00	227.79
5555	Vernon Court	Residential	177.79	50.00	227.79
4219	Via Abby	Residential	130.79	50.00	180.79
4230	Via Amore	Residential	145.82	50.00	195.82
4191	Via Napoli	Residential	121.29	50.00	171.29
11053	Wesley Avenue	Residential	177.00	50.00	227.00
11073	Wesley Avenue	Residential	147.18	50.00	197.18
11178	Whitewater Avenue	Residential	177.79	50.00	227.79
11263	Whitewater Avenue	Residential	130.23	50.00	180.23
4515	Yosemite Drive	Residential	177.79	50.00	227.79
4536	Yosemite Drive	Residential	177.79	50.00	227.79
4538	Yosemite Drive	Residential	177.79	50.00	227.79
4548	Yosemite Drive	Residential	142.23	50.00	192.23
10462	Yosemite Drive	Residential	177.79	50.00	227.79
			\$51,557.22	\$10,750.00	\$62,307.22

MINUTES OF THE REGULAR MEETING OF THE PUBLIC
WORKS COMMITTEE HELD ON THURSDAY, AUGUST 16,
2012, AT 2:00 P.M. IN THE CITY HALL CONFERENCE
ROOM, 5111 BENITO STREET, MONTCLAIR, CALIFORNIA

I. CALL TO ORDER

Chairman Paulitz called the meeting to order at 2:00 p.m.

II. ROLL CALL

Present: Chairman Paulitz; Committee Member Eaton; City Engineer Hudson; Police Chief Jones; Director of Public Works Staats; Director of Community Development Lustro; Public Works Superintendent Mendez

Absent: Facilities and Grounds Superintendent McGehee; City Planner Diaz

III. APPROVAL OF MINUTES

A. Minutes of the Public Works Committee Meeting of August 16, 2012

The Public Works Committee approved the minutes of the Public Works Committee meeting of August 16, 2012.

IV. PUBLIC COMMENT

None

V. TRAFFIC SAFETY/CIRCULATION ISSUES

A. Walk Against Bullies (added Item)

Serrano and Vernon Middle Schools would like to conduct a walk against bullies. They would like to march from their own individual schools along Monte Vista Avenue and Palo Verde Street and meet at **Montclair Plaza**. The schools are requesting to have the streets they cross closed to traffic in order for students and parents to have a safer walk. One of the intersection crossings is the I-10 Freeway and Monte Vista Avenue, which would require a **Caltrans** encroachment permit or permission of some sort from **Caltrans** in order to close down the ramps. When the **School District** was made aware of the encroachment permit, it was willing to change the route to go up Benson Avenue to Moreno Street, then across Moreno Street. In doing that, they would still have a major crossing along Central

Avenue. City Engineer Hudson does not feel this crossing can take place safely without Police assistance, and the Police Department does not have the personnel to provide that assistance nor has the **School District** asked for such assistance. The Committee cannot support this idea of students crossing major intersections. The Committee suggests the group meet at Montclair Plaza and walk around the outside of Montclair Plaza. They could walk up Moreno Street to the corner of Central Avenue, and they could do their peace sign at the empty lot on the corner.

VI. POLICE DEPARTMENT UPDATES/ITEMS

None

VII. COMMUNITY DEVELOPMENT DEPARTMENT PROJECT UPDATES/ITEMS

Community Development Director Lustro reported the following:

The **Paseos** project on the corner of Monte Vista Avenue and Moreno Street has begun, and the contractor is currently working on grading. An interest list will be started in the next 60 to 90 days, and the developer will provide the City with contact information. So far, nothing has been said about a groundbreaking ceremony; but Community Development Director Lustro will inquire about it and will have a response at the next Committee meeting.

The industrial building located on Monte Vista Avenue just south of the railroad tracks on the west side of the street (10788 Monte Vista Avenue), has been vacant for a while. A metal stamping manufacturing firm is interested in purchasing the property and occupying the building. The owner of the business has been in Azusa for 50 years and is now interested in relocating to Montclair. The business would occupy the entire building and currently employs 60 to 70 people. Planning, Building, and Public Works staff went on a road trip to Azusa this morning to visit the manufacturing firm. The most recent tenant of the building was **Rochester Midland Corporation**, which used a portion of the building to manufacture and distribute restroom supplies. The owner has been trying to lease or sell the building since the business left the location several months ago.

About two weeks ago, staff met with a major national retailer who is interested in moving into the former **Borders** building adjacent to the freeway. If everything works out, the company would be interested in opening right after the holidays.

Director of Public Works Staats updated the Committee that **Best Buy** has given up its lease at its current location and is considering relocating; however, the company would like to downsize to a smaller space because it is having problems competing with online retailers. **Best Buy** is a fairly significant sales tax generator, generating \$300,000 to \$400,000 a year

in sales tax for the City. At this particular time, the City does not want to lose a sales tax generator of that magnitude. The company looked into the former **Linen and Things** building but indicated it did not like the site. In addition, the **Plaza** asked **Best Buy** to sign a ten-year lease, which **Best Buy** declined to do. Staff was advised by **Best Buy** during a conference call that the property owner of its current location will offer a five-year extension on its lease, possibly for less money. In return for staying in the City, **Best Buy** would like a pylon sign because it feels buried in the shopping center. Because pylon signs are not permitted in Montclair, **Best Buy** is requesting a better monument sign, which can be worked out. The company has also requested more freeway signage. Community Development Director Lustro noted he would look into some ideas for a type of way finding sign that can be placed in the median island as people exit the freeway in either direction. It would give basic direction to some of the major retail centers like **Best Buy**, **Target**, **Montclair Plaza**, and a few other stores. Rules would be needed to determine what would go on the sign. The long-term goal is to develop a design that could be used throughout the City and not necessarily to get people to the retailer areas but way findings for the Civic Center, Police Department, or other destinations.

VIII. PUBLIC WORKS DEPT. - MAINTENANCE ACTIVITIES UPDATES/ITEMS

Public Works Superintendent Mendez reported on the following:

In the Maintenance Activities report for the streets, Public Works Superintendent Mendez had originally listed continuing stenciling of yellow at all schools; however, that task was actually completed today. All the yellow has been touched up at all schools throughout the City (elementary, middle, and high schools).

One of the projects that was included in the City's Capital Improvement Program was redoing the patio outside the employee entrance of City Hall. The majority of the funding for the work is coming from retired employee Nobu Ikeda. She gifted the City \$5,000 for the project. In order to do the work, the wall by the employee entrance will be removed along with three trees that are uplifting the sidewalk. The trees have been marked, but staff wanted to make sure the Committee did not have any issues with the removals. The sidewalk has been ground down multiple times, so the concrete is starting to get thin. Also, at the time the ramp was built, there were loose guidelines on handicap accessibility; and the Americans with Disabilities Act (ADA) had not been adopted yet. When ADA was adopted, certain criteria was adopted; and the criteria has been modified over the years. There are problems with cross slopes, the size of the landings, and the ramp where direction can be reversed. A new design that takes care of the uplifting, cracking, and ADA-compliant accessibility has been completed. The Fichus tree near the building needs to be removed because when the concrete is put in, the roots would need to be cut to get the concrete at the correct elevation. Some of the root structure would be destroyed which may lead to stability

problems and could also lead to health problems for the tree. Rather than risk that and risk future damage by keeping the tree where it is staff recommends removing it. The cost estimate from West Coast Arborists to remove the large tree is about \$400; and for the small Fichus, it would be around \$200. If the City were to have a contractor do the demolition and concrete, it would cost about \$30,000; so City Manager Starr asked if staff could do the work. West Coast Arborists can be contracted to do the tree removal, and the operations crew from the City Yard can be used to do the demolition and concrete work. Public Works Superintendent Mendez is concerned about the time it would take along with all the other work they normally do. City Manager Starr has authorized the use of overtime to get the work done and to catch up on some of the routine maintenance work. Some routine tasks could be deferred for two or three weeks and completed with overtime. Between regular work hours and overtime hours, City Yard staff could complete a majority of the work.

Once the work is started, it needs to be completed as quickly as possible because it is the only handicap-accessible entrance to City Hall from the south parking lot. Otherwise, the front entrance to City Hall provides handicap accessibility, though there is no ramp to the sidewalk on Benito Street. An inconvenience of a few weeks should not be too bothersome; but any longer and it becomes an inconvenience. There is a healthy Blue Pine tree out front that is rare for the area, but it is close to the project area. The project can be done without removal of the Blue Pine tree, but the project area will be very close to it. Currently, the sidewalk is approximately 18 inches away from the Blue Pine tree; and the project would move about 12 inches away from it. The tree roots do not seem to be uplifting the existing slab; the slab does need to be widened a bit to have the minimum width.

IX. PUBLIC WORKS DEPT. ENGINEERING DIVISION UPDATES/ITEMS

A. Measure I Expenditure Plan

This item will be submitted to the City Council at Monday's meeting for adoption. City Engineer Hudson distributed an "Expenditure Strategy" handout. Unfortunately after the environmental clearance was started for the Monte Vista Avenue Grade Separation Project, there were change orders written to AECOM for \$157,000 to do four technical studies the City thought would be required for the NEPA clearance. After the preliminary environmental form was prepared and submitted to Caltrans, last December, Caltrans reviewed it for about three months and approved it in March subject to additional required technical studies. This information was previously reported to the Public Works Committee, but the cost was not reported for the additional studies. The contract was previously amended for \$157,000 to accommodate the NEPA work. The consultant was asking for about \$140,000 to do the additional technical studies. City Engineer Hudson has had a few meetings with AECOM to clarify

the scope of work and to see if it could be cut down to the bare minimum that **Caltrans** would require to approve it. Some of the prices may be able to be cut down, but the price is still going to be in the \$120,000 to 130,000 range to get the additional studies done. The additional studies are a traffic study which staff did not think would be necessary but **Caltrans** is requesting; this study alone is about \$60,000. There is a Community Impact Assessment, Visual Impact Assessment, and a Noise Study. The Noise Study was one of the major delays for the Ramona Grade Separation project, but now a noise study is being required for every federally funded project. There are no more sensitive receptors in the immediate area such as residential dwelling units. There are some residential dwellings that are considerably south on Mission Boulevard, and there is a small area of residential legal nonconforming homes about 400 feet west of the location. At some point, City Engineer Hudson will be getting a revised figure; and when he does, he will present it to the City Council as another amendment to the contract.

City Engineer Hudson continued to go over the "Expenditure Strategy" handout covering the remainder of the projects. Gas Tax funds were going to be used to pay for some of the street improvements. For the last three years, Gas Tax funds have been used to pay for traffic signal operation and maintenance, street lighting, street maintenance, landscape maintenance, and anything associated with the streets. Now that the Mission Boulevard Improvements are complete, Gas Tax Funds are available to the City for use to catch up on all the street pavement rehabilitation. City Engineer Hudson is recommending getting back into the pavement rehabilitation program. He also reviewed the handout "Measure I Revenue Estimates for Local Pass-Through Funds 2012-2017." According to the handout "Expenditure Strategy" during the fiscal year 2012-2013, the City anticipates spending about \$725,000, the City's subvention from **San Bernardino Associated Governments (San Bernardino Associated Governments)** is about \$500,000 so the City is overspending but **SANBAG** does not have a problem with it, they actually encourage showing more money than what the City actually has coming as long as the number is not exceeded by 50 percent. The City is over programmed but will not spend money it does not have. The City is catching up on the paving program and in later years it is showing various locations throughout the City for pavement management. The City is not being specific at this time but as the years approach the City will identify precisely where the funds will go. If the "Expenditure Strategy" looks good, how it will be presented to the City Council at Monday's meeting.

B. Monte Vista Avenue/I-10 Interchange Reconstruction (added item)

City Engineer Hudson met with **Caltrans** to discuss options available for the Monte Vista Avenue I-10 interchange reconstruction. The

worst case scenario would be to completely rebuild the interchange with configurations similar to Central Avenue, with six through lanes and double left turn lanes in each direction. The cost of that would be \$110 million which the City does not have and neither does **SANBAG**. **SANBAG** asked the City to look at alternatives; and when City Engineer Hudson met with **Caltrans**, they asked staff to look at a roundabout but it would be small and difficult to handle truck traffic. City Engineer Hudson asked a Traffic Engineer to look at other options, one of the options was a Diverging Diamond Interchange (DDI), which is where the lanes swap sides of the street. City Engineer Hudson showed the Committee a video of what a DDI looks like and how it operates. City Engineer Hudson will spend a little more time on the concept and then present it to **Caltrans**. The first DDI was built in the United States in 2009 and the one on the video is in North Carolina. There are other locations in the Midwest; but so far, there are none in California and getting **Caltrans** to approve it may be an uphill battle. It is an accepted means of construction under the **Federal Highway Administration (FHWA)**; so if the City can get **Caltrans** to say that it is innovative and they want to give it a shot, then the City may be able to do something like this for \$2 or \$3 million versus a complete bridge reconstruction. Twenty million dollars is consistent with what **SANBAG** was expecting to pay to have the interchange rebuilt, but that assumes **Caltrans** will apply certain design exceptions, one being that Palo Verde Street does not have to be moved 400 feet away from the interchange and two, the City does not need eight-foot-wide shoulders in addition to the lanes that are already there. **Caltrans** would like to see shoulders that would allow drivers room to pull off on in cases of emergency or car troubles. **Caltrans** would normally like to have a diamond interchange spread out from the main line. If they are spread out even ten feet, then the City would have to acquire quite a few properties including single-family residential dwellings. City Engineer Hudson has seen a footprint of the location with a DDI superimposed on it, and it does require some right-of-way acquisition, the most notable being the **Monte Vista Water District (MVWD)** pump station. City Engineer Hudson met with **MVWD** to discuss the facilities they have and their underground since they have a lot of stuff buried underground, some of which is abandoned. **MVWD** has multiple pumps and an undeveloped area on the west end of the property, so City Engineer Hudson suggested **MVWD** demolish the existing pump house, build a new pump house at the back of the property, and provide an area where drivers can safely pull out. **MVWD** does not think it is a big deal as long as someone else pays for all the relocations, which are reasonable expectations. City Engineer Hudson wanted to present this item to let the Committee know this is the option staff is looking at right now. The City is spending some time and funds to develop concepts other than a \$20 million interchange or \$110 million interchange. **SANBAG** is going to contribute some Measure I Valley

Interchange funds to this project. This project is ranked No. 10 out of 70 different interchanges throughout San Bernardino County; but if the project is no longer a \$20 million project and is, instead, a \$110 million project, then the City's priority changes significantly because the cost of the project is factored into the prioritization of the study. SANBAG can possibly drop the project if the cost gets too high. City Engineer Hudson is thinking of having the bridge abutments remain where they are, 60 feet from abutment to abutment. If a single eight-foot sidewalk is placed down the center, including some barrier rails, it would give pedestrians a five- to six-foot-wide sidewalk in the center. In order to keep reconstruction costs down, staff would make use of the existing structure as is. Currently, there are five lanes and two sidewalks; and it could possibly change to one sidewalk and four lanes; so a 3 1/2-foot sidewalk and a 10-foot-wide lane would be lost. The City would gain a sidewalk that is about 5 or 6 feet wide and gain lanes that are about 12 to 13 feet wide. The conceptual drawing does include Palo Verde Street in its current location. If the left turn is eliminated from westbound to southbound on Palo Verde Street, then it will help but it is not something that makes or breaks the project, it just makes it easier to handle if the left-turn southbound movement could be eliminated. If it gets to that point, City Engineer Hudson will take a look at the geometry; and he may come back to the Committee to recommend elimination of the left-turn movement but to keep the right-turn movement. Freedom Plaza would still be in the same location, but the Caboose would have to be relocated because additional room would be needed for the ramp work.

C. Sunrise Park Block Wall (added Item)

The Sunrise Park block wall off of Benson Avenue is beginning to fall down. It had a lot of vines that were holding it up; and when they were trimmed, the whole section of the wall began to fall down. Fortunately, the area of the wall is in the walkway that has been fenced off. The wall is a separation wall between the park and single-family residences to the north. City Engineer Hudson has determined the walls were built at different times and were constructed differently. The wall was either constructed by the developers or homeowners. The wall starts on the homeowners' property lines but bows considerably onto City property. There is a limited amount of funds in Park Development to do the work, so options need to be looked at. City Engineer Hudson will be discussing with contractors the possibility of rebuilding the wall, but he wants options. One option is to completely build the wall from the east end to the west end and replace the whole wall. The other option is to only replace the sections that are damaged and falling apart. A variation of each of those options would be to completely rebuild the wall on City property. Once City Engineer Hudson discusses the options with contractors, he will report back to the Committee with a recommendation on how the City should proceed.

X. CAPITAL PROJECT UPDATES

City Engineer Hudson reported the status of the following capital improvement projects:

A. MONTE VISTA GRADE SEPARATION PROJECT

Refer to section IX A.

B. COMMUNITY CENTER RESTROOMS

The existing Community Center restrooms are not ADA compliant and are inadequate for the size of the building. New restrooms will be built, and the old restrooms will be converted to storage closets. Over the course of several months, the project was expanded to include a lot of additional work; but then staff realized there were no funds to do the additional work. This project is funded by Community Development Block Grant (CDBG) funds. There are adequate funds from CDBG to cover the restroom project but not the additional work, so the project has been scaled down to what it was originally. The existing restrooms will be left as they are; and when Facilities and Grounds Superintendent McGehee has time, he will remove the toilets, plumbing fixtures, and partitions and convert the room to storage. The cost to convert it to storage will not be part of the project—it will be absorbed by Facilities and Grounds Superintendent McGehee's budget—and the work will be done as time permits. Since the custodial services have been contracted out, there is no need to have as much storage space as was originally intended. The existing plumbing is inadequate and a new water service needs to be brought in, and bringing it in to Room "A" is cheaper than bringing it to Room "B". It is cheaper to do it in Room "A" because the sewer line needs to come in off of Fremont Avenue, and Room "A" is in the first part of the building. There is an existing four-inch sewer line in that building, but it is inadequate for the number of toilets that are being added; so a six-inch sewer line needs to be added.

C. INTERSECTION IMPROVEMENT PROJECT - PHASE II

This project is the follow-up to last year's intersection repair project at various locations. The three locations worked on were Holt Boulevard and Ramona Avenue, Palo Verde Street and Central Avenue, and Monte Vista Avenue and Arrow Highway. All three intersections have been completed, and a Notice of Completion was approved by the City Council on August 6, 2012.

D. CARLTON STREET IMPROVEMENTS

Carlton Street is an east-west street just south of Mission Boulevard, which runs off of Monte Vista Avenue. There are eight homes on

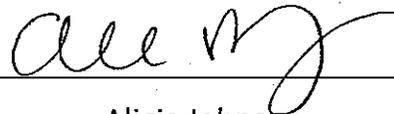
Carlton Street that were annexed from the County of San Bernardino. The homes had dirt shoulders and pavement that was severely damaged or deteriorated. Curb, gutter, and sidewalk; new pavement; and installation of new sewers have been completed.

XII. ADJOURNMENT

The next Public Works Committee Meeting has been canceled. The next meeting of the Public Works Committee will be at 2:00 p.m. on October 18, 2012.

At 3:00 p.m., Chairman Paulitz adjourned the Public Works Committee.

Submitted for Public Works Committee approval,

A handwritten signature in cursive script, appearing to read "Alicia Johnson", written over a horizontal line.

Alicia Johnson
Transcribing Secretary

**MINUTES OF THE REGULAR MEETING OF THE CITY
OF MONTCLAIR SAFETY COMMITTEE HELD ON
THURSDAY, AUGUST 16, 2012, AT 9:00 A.M. IN THE
CITY HALL CONFERENCE ROOM, 5111 BENITO
STREET, MONTCLAIR, CALIFORNIA**

I. CALL TO ORDER

Chairperson Steve Lustro called the meeting to order at 9:13 a.m.

ROLL CALL

Members Present: Chairperson Steve Lustro, Vice Chairperson Merry Westerlin, Sharon Agajanian, and Chad Quidor.

Also Present: Personnel Officer Gary Charleston and Administrative Secretary Laura Berke.

Absent: Members Scott Sherwood, Lisa Shannon, and Dennis Ferguson of Kessler-Alair Insurance Services, Inc.

II. MINUTES

A. Minutes of Regular Safety Committee Meeting of July 19, 2012

Moved by Member Agajanian, seconded by Chairperson Lustro and there being no opposition, the minutes of the July 19, 2012 Safety Committee meeting were approved.

III. ITEMS DISCUSSED

A. Building/Facility Evacuation Route Maps - Update

Vice Chairperson Westerlin stated that she and GIS Specialist Steve Dague are continuing to work on this project and she will need to actually draw the buildings at the City Hall complex because the maps that we have will not work and the buildings actually need to be physically measured.

B. Facility Safety Inspection Follow-Up

Personnel Officer Charleston stated that a correction list was distributed along with the minutes from the last meeting. The correction list is from the facility safety inspection and he asked that all department heads follow-up and complete the items on the list pertaining to their department.

C. Insurance Representative Comments

None.

IV. NEW BUSINESS

Vice Chairperson Westerlin brought a video to share with the Committee regarding emergency situations in the workplace. The 4½-minute video enforces the philosophy of "Run, Hide, Fight." After watching the video, Member Quidor asked if he could borrow the video to show to the City Yard employees at their next safety meeting. The Committee then decided it would be beneficial to offer it to all employees and Personnel Officer Charleston will work on making it available to all employees.

V. ACCIDENT REPORTS

Accident Report

Alex Cardona
Public Works

While removing tree debris and while inside the cab of a back hoe, a bee stung him on the left wrist. He reported it to his supervisor as informational only because he is not allergic to bees. The next morning, his wrist was swollen and had pain and restriction in his left hand. He was sent to the City clinic for observation.

Recommendation: Non-preventable accident.

Accident Report

Alex Cardona
Public Works

While mowing at Fire Station 1, something flew into his left eye and lodged. He tried to wash the particle out and thought he had rinsed it out. He reported it to his supervisor. When he came to work the next day, he reported that his eye was still bothering him and it was very red. He thought it may come out during the day, but never did and he was sent to the City clinic for observation.

Recommendation: Non-preventable accident.

Accident Report

Edward Molitor
Public Works

His vehicle was parked legally next to a curb and another vehicle drove by and clipped the vehicle mirror causing it to crack the mirror. He did not see or hear the vehicle hit his mirror; he only noticed it after he was getting back into the vehicle to leave.

Recommendation: Non-preventable accident.

Accident Report

Nicholas De
Almeida Lopez
Police Officer

He attempted to conduct a traffic stop of a subject on a bike who then turned his bike and fled. As he made a right hand U-turn to follow and attempt to apprehend the suspect, he was traveling too fast, began to skid and under-steer and struck the curb, damaging the left-front rim and puncturing the tire. This caused the left-rear rim to also strike the curb damaging this rim and puncturing this tire.

Recommendation: Officer Almeida needs to be cognizant of his surroundings, paying special attention to roadway obstacles and his own speed while operating a City vehicle.

Accident Report

Chris Fisher
Police Officer

After stopping at an intersection, he attempted to make a right turn and a subject on a bike he had not noticed traveling along the curb line came into the intersection and collided into the right front fender of the patrol unit. The cyclist was not thrown from his bike, but had a minor complaint of pain to his right leg and was treated by MFD. The cyclist traveling on his bike on the wrong side of the roadway was the primary collision factor.

Recommendation: Non-preventable accident.

VI. INFORMATION ITEMS

A. *Top Safety, Top Health, and University of California, Berkeley Wellness Letters*

Top Safety, Top Health, and University of California, Berkeley Wellness Letters were presented for Committee members' review and routing through departments.

B. **First-Aid Kits**

Committee members were reminded to check the contents of their departments' first-aid kits and to make sure the doctor-approved list of contents is posted on each kit. Supplies can be restocked by contacting Fire Division Chief Steve Jackson at Extension 547.

VII. ADJOURNMENT

At 9:31 a.m., Chairperson Lustro adjourned the Safety Committee.

Submitted for City of Montclair
Safety Committee approval,

A handwritten signature in cursive script that reads "Laura Berke". The signature is written in black ink and is positioned above a horizontal line.

Laura Berke
Administrative Secretary

**MINUTES OF THE MEETING OF THE MONTCLAIR
CODE ENFORCEMENT COMMITTEE HELD ON
TUESDAY, AUGUST 20, 2012, AT 6:00 P.M. IN
THE CITY HALL CONFERENCE ROOM, 5111
BENITO STREET, MONTCLAIR, CALIFORNIA**

I. CALL TO ORDER

Council Member Paulitz called the meeting to order at 6:00 p.m.

II. ROLL CALL

Present: Council Member Paulitz, Council Member Dutrey, City Manager Starr; Director of Community Development Lustro, City Attorney Robbins

Excused: Police Chief Jones

III. APPROVAL OF MINUTES

A. Minutes of Code Enforcement Committee Meeting of July 16, 2012

It was the consensus of the Code Enforcement Committee to approve the minutes of the Code Enforcement Committee meeting of July 16, 2012.

IV. PUBLIC COMMENT

None.

V. OLD BUSINESS

Director of Community Development Lustro updated the Committee regarding the ongoing matter of code violations at 5572 Deodar Street. A letter was sent to the residents on July 25, 2012 asking that plans be submitted by the end of August for alteration of the patio and no plans have been submitted as yet.

VI. NEW BUSINESS

A. 5282 Mission Boulevard/Déjà Vu Showgirls

Community Development Director Lustro reported that staff received a County referral for 5282 Mission Boulevard, currently Déjà Vu Showgirls, proposing conversion to a nightclub/tavern, a sports bar/comedy club with dancing and non-adult live entertainment. He believed it required a Minor Use Permit from the County because of on-sale alcohol. The Committee discussed the zoning and whether they already serve alcohol. Director Lustro commented he had started a draft response letter to the County and would find out if they already have on-sale alcohol. Further discussion followed regarding if they do not have on-sale alcohol, whether a Conditional Use Permit or Minor Use Permit would be required by the County.

B. 9369-9379 Central Avenue (former dermatology office and Long John Silver's)

Staff has received numerous complaints about the condition of the property, which consists of two vacant buildings. They have been vandalized and are not producing any income. The City required the owner to fence the property in the hope of minimizing problems. Director Lustro commented that the property was entitled with a commercial development seven years ago, but the property owner abandoned the project and landlocked Dr. Woll's property. The problem with the property is that is not being marketed and is a shallow lot without a real developer for a project. The City Prosecutor felt an option that the City could pursue would be to require the owner to maintain the buildings or demolish them or the responsibility could fall back to the City to demolish them. Staff does not want the old buildings to stay because vandals have stripped the buildings clean. Staff decided to schedule a meeting with the owner or owner's representative and have City Prosecutor Eckart also attend the meeting.

VII. DISTRIBUTION OF LIST OF PROBLEM PROPERTIES / Q&A

Community Development Director Lustro stated that a current list of problem properties is included in the agenda packet for the Committee's reference and asked if there were any questions. Discussion ensued regarding the homeless problem and the possible resources the County has to offer.

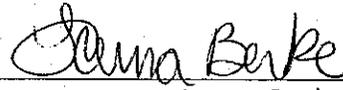
VIII. NEXT MEETING

The next Code Enforcement Committee meeting is scheduled for Monday, September 17, 2012, at 6:00 p.m. in the City Hall Conference Room.

IX. ADJOURNMENT

At 6:32 p.m., Council Member Paulitz adjourned the Code Enforcement Committee.

Submitted for Code Enforcement
Committee approval,



Laura Berke
Administrative Secretary

MINUTES OF THE MEETING OF THE MONTCLAIR
PERSONNEL COMMITTEE HELD ON MONDAY,
SEPTEMBER 17, 2012, AT 8:00 P.M. IN THE CITY
ADMINISTRATIVE OFFICES, 5111 BENITO STREET,
MONTCLAIR, CALIFORNIA

I. CALL TO ORDER

Mayor Eaton called the meeting to order at 8:00 p.m.

II. ROLL CALL

Present: Mayor Eaton; Council Member Ruh; and City Manager Starr

III. APPROVAL OF MINUTES

A. Minutes of the Regular Personnel Committee Meeting of September 4, 2012.

Moved by City Manager Starr, seconded by Council Member Ruh, and carried unanimously to approve the minutes of the Personnel Committee meeting of September 4, 2012.

IV. PUBLIC COMMENT - None

V. CLOSED SESSION

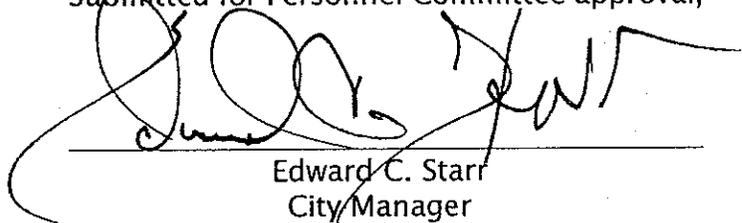
At 8:01 p.m., the Personnel Committee went into Closed Session regarding personnel matters related to appointments, resignations/terminations, and evaluations of employee performance.

At 8:32 p.m., the Personnel Committee returned from Closed Session. Mayor Eaton stated that no announcements would be made at this time.

VI. ADJOURNMENT

At 8:32 p.m., Mayor Eaton adjourned the Personnel Committee.

Submitted for Personnel Committee approval,



Edward C. Starr
City Manager

**MINUTES OF THE CITY OF MONTCLAIR
REAL ESTATE COMMITTEE MEETING
HELD ON WEDNESDAY, SEPTEMBER 19,
2012, AT 7:04 A.M. IN THE CITY HALL
CONFERENCE ROOM, 5111 BENITO
STREET, MONTCLAIR, CALIFORNIA**

I. CALL TO ORDER

Mayor Eaton called the meeting to order at 7:04 a.m.

II. ROLL CALL

Present: Mayor Eaton; Council Member Dutrey; Deputy City Manager/ Executive Director Staats; Assistant Director of Redevelopment Caldwell; Director of Community Development Lustro, City Planner Diaz, and Economic Development Coordinator Garcia

III. APPROVAL OF MINUTES

Minutes of the Real Estate Committee meeting of January 18, 2011, were approved.

IV. PUBLIC COMMENT - None

V. PROPOSED AUTOMATED DRIVE-THROUGH CAR WASH (WITH ATTENDANT) AT 9681 CENTRAL AVENUE—VACANT NORTHEAST CORNER OF CENTRAL AVENUE AND SAN BERNARDINO STREET

City Planner Diaz presented a plan for a proposed automated drive-through car wash at the vacant lot located at the northeast corner of Central Avenue and San Bernardino Street. The proposed site is adjacent to the City-owned former original City Hall building at 5326 San Bernardino Street. A Conditional Use Permit would be required for the proposed use.

The property is an irregularly shaped lot resulting in a crowded design layout. Real Estate Committee Members suggested the proposed car wash may not be the best use of the site and believe it could limit the potential future development of the surrounding properties, thereby rendering future development of the adjacent properties difficult.

VI. PROPOSED GENERAL PLAN LAND USE AMENDMENT AND REZONE OF PROPERTY FROM C-3 GENERAL COMMERCIAL TO RESIDENTIAL MULTIFAMILY TO ALLOW MULTIFAMILY RESIDENTIAL DEVELOPMENT AT 10325-10385 CENTRAL AVENUE

The Real Estate Committee was advised that staff has been approached by a developer regarding the property at 10325-10385 Central Avenue requesting consideration of a General Plan Amendment and rezone to allow for the construction of multifamily residential development on land currently zoned C-3 General Commercial. Staff presented a preliminary site plan for the proposed multifamily development. The owner is proposing a density of 30 to 35 units per acre.

Although Real Estate Committee Members did not express opposition to the conceptual request, they felt that a study should be undertaken to determine the best use and direction of Central Avenue before considering a General Plan Amendment and Zone Change request. The Committee further recommended the study include an economic element. A land use and economic study would provide for a long-term consideration of most effective future uses for the Central Avenue corridor. Staff suggested the cost for such a study could be considered in the Fiscal Year 2013-14 Budget.

VII. PROPOSED REZONE OF PROPERTIES LOCATED AT 4304 AND 4312 KINGSLEY STREET FROM R-1 RESIDENTIAL TO R-3 MULTIFAMILY

Staff explained to the Real Estate Committee the owners (adult children of the original owners) have inquired about changing the current single-family zone to multifamily to allow for the construction of apartment buildings on the properties located at 4304 and 4312 Kingsley Street. The properties are sandwiched between Lehigh Elementary School and Sunset Park. The Real Estate Committee was not supportive of a zone change to allow for the construction of multifamily units. Unfortunately, the City does not have available Park Development Fund moneys to purchase the properties to enlarge Sunset Park.

VIII. STATUS REPORT CONCERNING THE PROPOSED DEVELOPMENT PLANS FOR THE MONTCLAIR PLAZA

The Real Estate Committee was advised that the owners of the Montclair Plaza have been unresponsive to staff's inquiries concerning the progress of renovation/development plans for the Montclair Plaza. Staff expressed its frustration with the perceived disconnection between the local leasing agents and corporate headquarters. Staff has made several attempts to meet with corporate personnel to discuss the progress and schedule for the proposed renovation. The Real Estate Committee asked that staff attempt once more to arrange a meeting with the owners to express the City's concerns regarding the Montclair Plaza renovation. The Real Estate Committee indicated it would also like to see the owners provide a master plan for the renovation of the Montclair Plaza to include the outlying areas of the property.

IX. DISCUSSION REGARDING BEST BUY AND WAY-FINDING SIGNAGE

Staff discussed with the Real Estate Committee its conversations with the leasing agents for Best Buy. Although Best Buy was considering relocating from its current location, it appears the store may not leave its current location on Central Avenue. Staff also discussed with Committee Members the possibility of developing a "way-finding" directional signage program for its commercial centers. The Real Estate Committee was supportive of the concept and requested that staff investigate costs for such a program.

X. DISCUSSION REGARDING INQUIRY TO PURCHASE THE MONTCLAIR HOUSING CORPORATION-OWNED RESIDENTIAL PROPERTY AT 5444 PALO VERDE STREET

Staff informed the Real Estate Committee that a former owner of the 5444 Palo Verde Street property has informally inquired as to purchase of the property from the Montclair Housing Corporation. The property was purchased with Housing Fund moneys and is subject to affordability covenants. The Committee was advised that the landscape and hardscape plans for the property have been prepared and an evaluation of the existing electrical system is currently underway. The final electrical evaluation report will detail the code improvements necessary to bring the structures up to current Building Code. Given the amount of money invested in the site, the Committee was reluctant to recommend the sale of the property.

XI. ADJOURNMENT

At 7:54 a.m., Mayor Eaton adjourned the Real Estate Committee.

Submitted for Real Estate Committee approval,



Marilyn J. Staats
Deputy City Manager/Executive Director

**MINUTES OF THE REGULAR MEETING OF THE CITY
OF MONTCLAIR SAFETY COMMITTEE HELD ON
THURSDAY, SEPTEMBER 20, 2012, AT 9:00 A.M. IN
THE CITY HALL CONFERENCE ROOM, 5111 BENITO
STREET, MONTCLAIR, CALIFORNIA**

I. CALL TO ORDER

Chairperson Steve Lustro called the meeting to order at 9:00 a.m.

ROLL CALL

Members Present: Chairperson Steve Lustro, Members Sharon Agajanian, Scott Sherwood, Lisa Shannon and Chad Quidor.

Also Present: Personnel Officer Gary Charleston, Dennis Ferguson of Kessler-Alair Insurance Services, Inc., and Administrative Secretary Laura Berke.

Absent: Vice Chairperson Merry Westerlin

II. MINUTES

A. Minutes of Regular Safety Committee Meeting of August 16, 2012

Member Shannon noticed two errors in the August 16, 2012 minutes, to wit: (1) on page 3, at the end of the first accident report, there were two period marks; and (2) at the end of the first sentence of the second accident report, there was a solo "r" that needs omitted. Moved by Member Agajanian, seconded by Member Sherwood and there being no opposition, the minutes of the August 16, 2012 Safety Committee meeting were approved, as amended.

III. ITEMS DISCUSSED

A. Building/Facility Evacuation Route Maps - Update

Chairperson Lustro stated that when he spoke with Vice Chairperson Westerlin, she said she and GIS Specialist Steve Dague are still working on the maps. Progress is being made, but it will take some time.

B. Insurance Representative Comments

None.

IV. NEW BUSINESS

- A. Secretary/ECS Angelic Bird gave a presentation with regard to participating in the 2012 Great California Shake Out on October 18, 2012 at 10:18 a.m. The presentation included handout of sample forms for emailing to staff, information forms on how to protect yourself during an earthquake, a form that walks you through the "before, during and after" of the drill and a form for participant feedback. Ms. Bird hopes the feedback form will be completed by as many participants as possible and returned so that it can be used to make future drills better. She will follow-up by emailing the packets to each department for distribution. As an incentive to get the feedback forms returned, the first 40 people to submit completed forms will receive an emergency preparedness supply item and the information provided on the feedback forms will be used to complete the After Action Report for the drill.

Dennis Ferguson stated in reviewing the Facility Accountability Report form, he wondered what action would be taken if someone was missing. Secretary/ECS Bird replied that this is a work in progress and we will address that more in depth once we can start on a formal policy to accompany the route maps that are being developed. This drill is just meant to practice how to protect ourselves during an earthquake, how to safely evacuate, and then how to account for staff (missing or present). When we have missing personnel, it starts a separate process of search and rescue. A formal policy will give a place where we can list procedures for notifying the Fire Department that missing employees may still be within a building.

V. ACCIDENT REPORTS

Accident Report

Edward Cook
Fire Engineer/Paramedic

While driving Code 3 southbound on Monte Vista Avenue from Fire Station No. 2 with lights and sirens on, Fire Engineer/Paramedic Cook noticed traffic was stopped in both SB lanes and the SB left turn lane was unoccupied. A white pickup truck traveling north in the southbound left turn lane did not yield to the fire engine, The pickup truck's driver's side mirror hit the right side of the fire engine (next to the driver's side door). Once waxed and buffed out, there was no physical damage to the engine.

Recommendation: Non-preventable accident. The pickup truck failed to yield to an emergency vehicle.

Accident Report

Jerad Burns
Police Officer

While assigned to uniformed patrol and driving police unit #14, Officer Burns was parked on Fremont Avenue, south of

Benito Street, monitoring traffic for stop sign violations and saw a vehicle fail to stop at the stop sign. He activated his emergency lights and as he pulled away from the curb, he collided with a vehicle.

Recommendation: Officer Burns needs to visually look before pulling into traffic lanes.

Accident Report

Ronny Cespedes
Police Sergeant

Sergeant Cespedes attended a meeting in the administrative conference room of the Police Department. He was seated in a high-back chair at the conference table and upon standing, felt pain in the center of his lower back which radiated down his right leg. He believed his back pain was the result of a pre-existing on-duty injury and was sent to the local medical clinic for treatment

Recommendation: None.

Accident Report

Arthur Julian
Police Officer

Officer Minook was assigned unit #14. He completed his shift at 6:30 AM and no damage was reported on unit #14. At 11:00 AM, Officer Julian started his shift and was assigned to Montclair Plaza. He used unit #14, but did not check the side of the vehicle where damage was later found. During his shift at approximately 8:45 PM, he noticed the damage to the bumper. Officer Julian left the vehicle unattended in the mall parking lot and responded to calls for service within the city where his vehicle was also left unattended. Montclair Plaza Security was contacted and they reviewed their parking lot video surveillance, but due to the fact that the exterior video cameras pan back and forth, they were unable to clearly see another vehicle collide into unit #14. it is unknown how, when, or where the damage occurred to the vehicle.

Recommendation: None.

Accident Report

Derrick Kharrazi
Police Cadet

Cadet Kharrazi parked his vehicle in the path of the automatic gate at the impound lot to activate the gate sensor and keep the gate in an open position. He exited the vehicle to assist placing the vehicle auction signs. He heard the gate begin to close and re-entered the vehicle to attempt to move it out of the way but the gate struck the side of the vehicle before he could clear its path.

Recommendation: Do not use a vehicle to secure the gate in the open position. Gate sensors should be tested to ensure the gate does not close when a vehicle is stopped on the track.

Accident Report

Derrick Kharrazi
Police Cadet

Cadet Kharrazi was returning from taking unit #24 to the car wash. He was backing into a marked stall and struck the metal support pole for the covered parking with the right rear portion of the vehicle.

Recommendation: Use proper technique for backing; utilize rear view and side view mirrors in conjunction with direct view of backing movement over your shoulder.

Accident Report

Kenneth Pollich
Police Sergeant

Sergeant Pollich assisted an officer requesting an emergency backup. The officer was attempting to arrest a suspect who was combative and behaving in a bizarre manner. Sergeant Pollich arrived on scene and immediately gave foot chase of the suspect. During the chase, the suspect turned and ran toward Sergeant Pollich and Sergeant Pollich extended his right arm in a horizontal fashion, striking the suspect's upper torso area and they were able to take the suspect into custody. Sergeant Pollich noticed pain in his right shoulder directly after the incident, which worsened as time elapsed.

Recommendation: Non-preventable accident.

I. INFORMATION ITEMS

A. *Top Safety, Top Health, and University of California, Berkeley Wellness Letters*

Top Safety, Top Health, and University of California, Berkeley Wellness Letters were presented for Committee members' review and routing through departments.

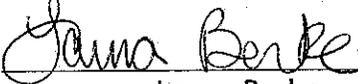
B. **First-Aid Kits**

Committee members were reminded to check the contents of their departments' first-aid kits and to make sure the doctor-approved list of contents is posted on each kit. Supplies can be restocked by contacting Fire Division Chief Steve Jackson at Extension 547.

VII. ADJOURNMENT

At 9:28 a.m., Chairperson Lustro adjourned the Safety Committee.

Submitted for City of Montclair
Safety Committee approval,



Laura Berke
Administrative Secretary