

MINUTES OF THE REGULAR JOINT MEETING OF THE
MONTCLAIR CITY COUNCIL, SUCCESSOR AGENCY
AND MONTCLAIR HOUSING CORPORATION BOARDS,
AND MONTCLAIR HOUSING AUTHORITY COMMISSION
HELD ON MONDAY, AUGUST 5, 2013, AT 7:00 P.M. IN
THE CITY COUNCIL CHAMBERS, 5111 BENITO STREET,
MONTCLAIR, CALIFORNIA

I. CALL TO ORDER

Mayor/Chairman Eaton called the meeting to order at 7:00 p.m. and asked that everyone please silence their electronic devices as a courtesy to others while the meeting is in session.

II. INVOCATION

Pastor Larry Brazier, MorningStar Christian Church, gave the Invocation

III. PLEDGE OF ALLEGIANCE

Council Member/Director Dutrey led those assembled in the Pledge.

IV. ROLL CALL

Present: Mayor/Chairman Eaton; Mayor Pro Tem/Vice Chairman Ruh; Council Members/Directors Paulitz, Raft, and Dutrey; City Manager/Executive Director Starr; Deputy City Manager/Economic Development Executive Director Staats; Director of Community Development Lustro; Director of Public Works Hudson; City Attorney Robbins; Deputy City Clerk Smith

V. PRESENTATIONS

A. Introduction of New Employees

Director of Public Works Hudson introduced **Ms. Wendy Hsiao**, who was appointed to the position of NPDES Environmental Compliance Inspector effective July 8, 2013.

Mayor Eaton welcomed NPDES Environmental Compliance Inspector Hsiao to the Montclair City family and presented her with a City pin.

Director of Public Works Hudson introduced **Mr. Mario Ross**, who was appointed to the position of Maintenance Worker in the Public Works Department Park Division effective July 29, 2013. He noted Maintenance Worker Ross began his career with the City on August 6, 2012, as a part-time Maintenance Worker. He noted

Maintenance Worker Ross was previously employed as a part-time custodian for six years for the **Chino School District** and for four-and-one-half-years as a Maintenance Worker for the **City of Chino**.

Mayor Eaton congratulated Maintenance Worker Ross on his new appointment and presented him with a City pin.

Director of Public Works Hudson introduced **Mr. James Houston**, who was appointed to the position of Leadworker in the Public Works Department Sewer Maintenance Division effective June 11, 2013. He noted Leadworker Houston previously worked for his dad for 21 years at **Houston and Harris Pipe Cleaning Specialists**.

Mayor Eaton welcomed Leadworker Houston to the Montclair City family and presented him with a City pin.

Director of Human Services Richter introduced **Ms. Thailin Gavilanes**, who was appointed to the position of Recreation Coordinator for the Youth Center effective July 15, 2013. She noted Recreation Coordinator Gavilanes began her career with the City of Montclair in May 2008, working summers as a seasonal part-time Recreation Leader while attending college full time. She noted Recreation Coordinator Gavilanes graduated from **Whittier College** in May 2012 with a degree in Spanish and Business Administration, with concentrations in International Business and Marketing.

Mayor Eaton congratulated Recreation Coordinator Gavilanes on her full-time appointment and presented her with a City pin.

Director of Human Services Richter introduced **Mr. Fernando Saltos**, who was appointed to the position of Recreation Coordinator for the Youth Center effective July 15, 2013. She noted Recreation Coordinator Saltos began his career with the City of Montclair in May 2008 as a part-time Senior Recreation Leader. She noted Recreation Coordinator Saltos previously worked for six years for the **City of Baldwin Park** as a Recreation Leader and for **Alarcon Sons, Inc.**, for ten years as a field operations manager in the home building industry. She noted Recreation Coordinator Saltos graduated from **California Polytechnic University, Pomona**, with a Bachelor's degree in kinesiology and health promotions.

Mayor Eaton congratulated Recreation Coordinator Saltos on his full-time appointment and presented him with a City pin.

VI. PUBLIC COMMENT

- A. Mr. Gary Ovitt**, Supervisor, **San Bernardino County Fourth District**, 385 North Arrowhead Avenue, Fifth Floor, San Bernardino, stated

that it is, indeed, a pleasure to attend a Montclair City Council meeting, though not because of the subject he would be addressing. He congratulated the City's new employees, stating, "It is wonderful to see five new employees. It looks as though the economy's turning around, or else this City is just doing very well. We know it has great leadership, so I am not surprised. Congratulations, I know you will all have a long career here that will make a difference for the residents who live in this great community."

Supervisor Ovitt thanked the City for hosting a Fourth District Community Vital Signs and Indicators forum last week. He noted the forum provided information on health providers and was very valuable in allowing time for residents to share their concerns.

Supervisor Ovitt advised that as the City is aware, the **Déjà Vu** business closed October 30, 2012, pursuant to the terms of its ten-year agreement with the **County** and that the property owner had been negotiating with the **County Planning Department** regarding operating a different type of business at the site. He noted the proposal has since been dropped and the property owner has filed a federal lawsuit against the **County** claiming it does not provide enough options for adult businesses. He indicated the **County** is hopeful that it will prevail in the matter. With regard to the current bright pink color of the structure, he stated that the **County** has asked the owner to change the color back to an earth tone. He noted it is unfortunate that the **County** does not have an Ordinance in place specifying acceptable paint colors for structures in unincorporated areas of the County, though staff will continue to encourage the owner to change the color back to a neutral shade.

Council Member Dutrey thanked Supervisor Ovitt for his report. He noted he was shocked when he first saw the bright pink shade of the former **Déjà Vu** building. He expressed his disappointment that the property owner decided to repaint the structure that color because he is unhappy with **County** regulations, noting the color adversely affects neighboring businesses. He stated that the City was not entirely opposed to the owner's proposed reuse of the building as a comedy club/sports bar but did impose its conditions of approval including not allowing alcoholic beverages. He expressed his hope that the **County** and property owner can resolve their issues so the lawsuit could be dropped.

Supervisor Ovitt stated that the **County** will continue to partner with Montclair on this issue, noting the **County** will strive to maintain the City's high standards for reuse of the property.

Council Member Paulitz expressed his appreciation to Supervisor Ovitt for his report this evening and for responding to his telephone call a few days ago. He asked if the property owner's lawsuit related

to the lack of capacity to locate an adult business elsewhere in the City's Sphere of Influence.

Supervisor Ovitt advised that the **County** has since rewritten and updated its zoning plan that limits where adult businesses are able to locate. He indicated that the owner believes the plan is too limiting as to where he could locate an adult business.

Council Member Paulitz asked if the owner's concern related to anywhere in the County or only a restricted area.

Supervisor Ovitt answered, "To my knowledge, it is anywhere in the County that they are looking, though I find that hard to believe because we do know there are places in the high desert, which is OK. I think they are talking about primarily in the Fourth District."

Council Member Paulitz thanked Supervisor Ovitt for his report.

Council Member Raft inquired concerning the prior agreement between the **County** and the owner of the former **Déjà Vu** business that required the structure to be painted a neutral shade.

Supervisor Ovitt noted the provision for a neutral shade of paint could not be enforced until the owner opens a new business, which would require a new license and agreement. He added that the **County** would have an opportunity to enforce such a provision should the owner open a new business.

Mayor Pro Tem Ruh stated, "What is most troubling is that whether or not I disagree with the business, it is permitted in the City's Sphere of Influence; so we have to accept that." He noted the prior agreement was a compact between the business and the residents; and if the property owner believes he can violate the compact, it does not give him a good feeling that the owner will not disavow an agreement for a potential future use. He noted the owner's action regarding the new paint color does not set a good precedent for a new business in the community when the owner has not changed his attitude. He expressed his hope that the City will continue to support the **County** in this matter.

Supervisor Ovitt thanked Mayor Pro Tem Ruh for his comments.

Mayor Eaton thanked Supervisor Ovitt for attending the meeting to give the Council an update on the **County's** negotiations with the property owner of the former **Déjà Vu** business. He stated, "We are ready, willing, and able to work with you in any way we can."

Supervisor Ovitt thanked Mayor Eaton, stating, "I look forward to that and look forward to National Night Out—where is Montclair's event this year?"

Mayor Eaton answered, "**Target.**"

Supervisor Ovitt noted he attended Montclair's event last year and looks forward to attending again this year.

VII. PUBLIC HEARINGS - None

VIII. CONSENT CALENDAR

City Manager Starr requested that Item C-1, "Approval of *Agreement No. 13-53* With Vermont Systems, Inc., to Purchase and Implement a Recreation Software Program," be removed from the Consent Calendar until a number of questions related to the contract are resolved.

City Attorney Robbins requested that Item C-5 be removed from the Consent Calendar for comment.

Mayor Eaton requested that Item B-3, "Designation of Voting Delegate and Alternate Voting Delegates to the League of California Cities 2013 Annual Conference & Expo, September 18-20, 2013, Sacramento, California," be removed from the Consent Calendar because no Council Members would be attending the conference this year.

Moved by Council Member Paulitz, seconded by Mayor Eaton, and carried unanimously to remove Item B-3, "Designation of Voting Delegate and Alternate Voting Delegates to the League of California Cities 2013 Annual Conference & Expo, September 18-20, 2013, Sacramento, California," from the Consent Calendar because no Council Members would be attending the conference this year.

Council Member Paulitz requested that Item B-1 be removed from the Consent Calendar for comment.

Council Member Raft requested that Item C-4 be removed from the Consent Calendar for comment.

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

A. Approval of Minutes

1. Minutes of the Regular Joint Council/Successor Agency Board/MHC Board/MHA Commission Meeting of July 15, 2013

The City Council, City Council acting as successor to the Redevelopment Agency Board of Directors, Montclair Housing Corporation Board of Directors, and Montclair Housing Authority Commissioners approved the minutes of the July 15, 2013 regular joint meeting.

B. Administrative Reports

2. Setting a Public Hearing to Consider Ordinance No. 13-936 Adding Chapter 9.12.190 to the Montclair Municipal Code Related to Barbecues, Fire Pits, and Open Fires in City Parks

The City Council set a public hearing for Monday, August 19, 2013, at 7:00 p.m. in the City Council Chambers to consider Ordinance No. 13-936 adding Chapter 9.12.190 to the Montclair Municipal Code related to barbecues, fire pits, and open fires in City parks.

4. Declaring Certain City Property and Unclaimed Property in Police Custody as Surplus and Available for Auction

The City Council declared certain City property and unclaimed property in Police custody as surplus and available for auction.

5. Approval of City Warrant Register and Payroll Documentation

The City Council approved the City Warrant Register dated August 5, 2013, totaling \$1,505,139.55 and the Payroll Documentation dated June 16, 2013, amounting to \$757,885.21, with \$515,736.87 being the total cash disbursement.

C. Agreements

2. Approval of Agreement No. 13-56 With Ontario-Montclair School District to Administer an Immunization Program and Provide Health Services to Students and Their Families

The City Council approved *Agreement No. 13-56* with the Ontario-Montclair School District to administer an immunization program and provide health services to students and their families.

3. Approval of Agreement No. 13-57 With Kaiser Foundation Hospitals to Fund the Montclair *Por La Vida* Program

The City Council approved *Agreement No. 13-57* with Kaiser Foundation Hospitals to fund the Montclair *Por La Vida* Program.

D. Resolutions

1. Adoption of Resolution No. 13-2995 Supporting California State Assembly Bill 300 (Perea) Funding Local Emergency Services

The City Council adopted Resolution No. 13-2995 supporting California State Assembly Bill 300 (Perea) funding local emergency services.

2. Adoption of Resolution No.13-2997 Authorizing the Salaries and Classification Titles for City Employees Represented by the San Bernardino Public Employees Association

The City Council adopted Resolution No. 13-2997 authorizing the salaries and classification titles for City employees represented by the San Bernardino Public Employees Association.

3. Adoption of Resolution No.13-2998 Authorizing the Salaries and Classification Titles for City Employees Represented by the Montclair Police Officers Association

The City Council adopted Resolution No. 13-2998 authorizing the salaries and classification titles for City employees represented by the Montclair Police Officers Association.

4. Adoption of Resolution No.13-2999 Authorizing the Salaries and Classification Titles for City Employees Represented by the Montclair Fire Fighters Association

The City Council adopted Resolution No. 13-2999 authorizing the salaries and classification titles for City employees represented by the Montclair Fire Fighters Association.

5. Adoption of Resolution No.13-3000 Authorizing the Salaries and Classification Titles for Management Employees Represented by the City Manager

The City Council adopted Resolution No. 13-3000 authorizing the salaries and classification titles for management employees represented by the City Manager.

6. Adoption of Resolution No.13-3001 Authorizing the Salaries and Classification Titles for Part-Time City Employees Represented by the City Manager

The City Council adopted Resolution No. 13-3001 authorizing the salaries and classification titles for part-time City employees represented by the City Manager.

7. Adoption of Resolution No. 13-3002 Authorizing Placement of Assessments on Certain City Properties for Delinquent Sewer and Trash Accounts

The City Council adopted Resolution No. 13-3002 authorizing placement of assessments on certain City properties for delinquent sewer and trash accounts.

8. Approval of Agreement No. 13-60, Administering Agency-State Master Agreement No. 00435S With the California Department of Transportation for the Monte Vista Avenue Roadway Widening Project

Approval of Agreement No. 13-61, Program Supplement Agreement No. OL63 With the California Department of Transportation for the Monte Vista Avenue Roadway Widening Project

Adoption of Resolution No. 13-3003 Authorizing Mayor Paul M. Eaton to Sign Administering Agency-State Agreement No. 00435S (City Agreement No. 13-60) and Program Supplement Agreement No. OL63 (City Agreement No. 13-61)

The City Council took the following actions:

- (a) Approved *Agreement No. 13-60, Administering Agency-State Agreement No. 00435S* with the California Department of Transportation for the Monte Vista Avenue Roadway Widening Project.
- (b) Approved *Agreement No. 13-61, Program Supplement Agreement No. OL63* with the California Department of Transportation for the Monte Vista Avenue Roadway Widening Project.
- (c) Adopted Resolution No. 13-3003 authorizing Mayor Paul M. Eaton to sign *Administering Agency-State Agreement No. 00435S (City Agreement No. 13-60)* and *Program Supplement Agreement No. 13-OL63 (City Agreement No. 13-61)*.

9. Adoption of Resolution No. 13-04 Authorizing Investment of Surplus Montclair Housing Authority Funds With the Local Agency Investment Fund

The Montclair Housing Authority Board of Directors adopted Resolution No. 13-04 authorizing investment of surplus Montclair Housing Authority funds with the Local Agency Investment Fund.

10. Adoption of Resolution No. 13-05 Authorizing Investment of Surplus Successor Agency Funds With the Local Agency Investment Fund

The Successor Agency Board of Directors adopted Resolution No. 13-05 authorizing investment of surplus Successor Agency funds with the Local Agency Investment Fund.

11. Adoption of Resolution No. 13-06 Approving Agreement No. 13-59, an Engagement Agreement Between the Successor Agency to the City of Montclair Redevelopment Agency and Edward Z. Kotkin to Serve as Counsel to the Oversight Board

The Successor Agency Board of Directors adopted Resolution No. 13-06 approving *Agreement No. 13-59, an Engagement Agreement* between the Successor Agency to the City of Montclair Redevelopment Agency and Edward Z. Kotkin to serve as Counsel to the Oversight Board.

IX. PULLED CONSENT CALENDAR ITEMS

B. Administrative Reports

1. Setting a Public Hearing to Consider the Following:

Adoption of Resolution No. 13-2996 Amending the Land Use Element of the General Plan

Adoption of Ordinance No. 13-935 Amending Chapters 11.22, 11.78, and 11.90 of the Montclair Municipal Code Related to Development Standards and Requirements in the R-3 (Residential Medium-High Density) Zoning District

Noting it is typically not protocol to request an item setting a public hearing be removed from the Consent Calendar for comment, Council Member Paulitz stated for the record that he opposes the policy changes related to increasing density and reducing parking requirements proposed in this item. He suggested staff wait until The Paseos at Montclair North project is completed and rented to determine how well the parking worked out before changing parking requirements. He noted he would wait for the public hearing on this item to comment further.

Moved by Council Member Paulitz, seconded by Mayor Pro Tem Ruh, and carried unanimously that the City Council set a public hearing for Monday, August 19, 2013, at 7:00 p.m. in the City Council Chambers to consider the following:

- (a) Adoption of Resolution No. 13-2996 amending the land use element of the General Plan.

- (b) Ordinance No. 13-935 amending Chapters 11.22, 11.78, and 11.90 of the Montclair Municipal Code related to development standards and requirements in the R-3 (Residential Medium-High Density) Zoning District.

C. Agreements

4. **Approval of Agreement No. 13-58 With Incredible Edible Community Garden to Provide Services to Support the Healthy Cities Project in Montclair**

Council Member Raft inquired as follows:

- (a) Will residents be signing up for space to grow vegetables in the proposed community garden?

Director of Human Services Richter clarified that this item proposes to use First 5 funding to contract with the Incredible Edible Community Garden (IECG) nonprofit; and part of IECG's services would establish a Community Garden and Fruit Park, which would consist of holding community planning meetings to involve residents in the process to help design the garden. She stated that the site chosen for the venture is the Monte Vista Water District (MVWD) property at the southwest corner of Ramona Avenue and Palo Verde Street, and a rough drawing showed approximately twenty plots that could be established at the site.

- (b) Will interested residents be able to sign up for a plot at City Hall?

Director of Human Services Richter advised that an application process would be established during the series of community meetings that would be held.

Council Member Paulitz noted he and Director of Human Services Richter have been meeting on this subject and asked that she elaborate on the first potential community garden, which will be an orchard at Sunset Park. He noted he has met with MVWD regarding the Ramona Avenue and Palo Verde Street site, and MVWD is amenable to a 20- to 25-year lease for the City's use of the site for a community garden.

Director of Human Services Richter noted staff first met with IECG in March 2013 and learned that the foundation had been working with the San Antonio Vista and Vista Del Cielo apartments and San Marino senior apartments to establish community gardens at those sites. She stated that IECG had applied for grant funding to plant trees to establish a fruit

park, and together they discussed planting about 25 to 30 trees at Sunset Park, which would be a great location to begin because of the high density and interest of the residents in that area. She noted IECG had coincidentally been approached by Supervisor Ovitt's office, which matched IECG's funding received from a foundation; so IECG decided to establish the first fruit park in San Bernardino County and only the second fruit park in California. She noted it promises to be a "really nice project. We have a tentative date set of Saturday, October 26, 2013, which is 'Make a Difference Day' as the day the trees will be planted at Sunset Park."

Noting the large number of youth who loiter at Sunset Park, Council Member Raft asked if the garden would be fenced to prevent vandalism.

Director of Human Services Richter noted fencing is not in the plan at this point. She stated that the community would be encouraged to become involved and keep a watchful eye on the garden.

Council Member Paulitz suggested perimeter fencing would be needed at the Ramona Avenue/Palo Verde Street community garden site and noted he suggested fencing would be needed at the Sunset Park orchard site as well. He expressed his hope that vandalism would not be a problem at the fruit orchard, though he recalled that children tore the limbs off the young trees when they were planted at Alma Hofman Park.

Moved by Council Member Raft, seconded by Mayor Pro Tem Ruh, and carried unanimously that the City Council approve *Agreement No. 13-58* with Incredible Edible Community Garden to provide services to support the Healthy Cities Project in Montclair.

5. Approval of *Agreement No. 13-62* With the City of West Covina for Mobile Data Computer Connectivity, Data Processing Equipment, Software, and Service of Computer-Aided Dispatch and Records Management System Programs

City Attorney Robbins asked that the City Council consider approving this item subject to her authorizing the final version of proposed *Agreement No. 13-62*.

It was the consensus of the City Council to approve *Agreement No. 13-62* with the City of West Covina for mobile data computer connectivity, data processing equipment, software, and service of computer-aided dispatch and records management system programs subject to the City Attorney's authorizing the final version of the *Agreement*.

X. RESPONSE - None

XI. COMMUNICATIONS

A. City Attorney

1. **Closed Session Pursuant to Section 54957.6 of the Government Code 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 Association*

City Attorney Robbins requested a Closed Session on the above item.

B. City Manager/Executive Director

1. City Manager Starr clarified that the original agreement between the **County of San Bernardino** and **Tollis** was for **Déjà Vu** to cease operation effective October 30, 2012, which did take place. He advised that the owner is currently in discussions with the **County** to develop an alternative plan for use of the site, and there is disagreement among the parties as to an acceptable use. In addition, he noted the City has had some issues with a use proposed by the owner. He noted it is unfortunate that "until there is an actual agreement in place, the **County** really has no control over the property owner at this time" with regard to the color palette for the building, not to mention the owner's federal court action against the **County**. He advised that it has been the City's position all along that the owner would not be happy with the closure of his adult business and would seek a constitutional violation related to the closure. He stated, "Until the court addresses that, we are going to be mired in this issue a while longer."

C. Mayor/Chairman

1. Mayor/Chairman Eaton commented as follows:
 - (a) He noted he did not attend any meetings because he was recovering from a recent surgery. He stated, "I am doing very well, thank you."
 - (b) He noted school is back in session effective tomorrow and asked that motorists please watch out for school-children.

D. City Council/Successor Agency Board/MHC Board/MHA Board

1. Council Member/Director Paulitz commented as follows:
 - (a) He clarified that the property owner of the former **Déjà Vu** enterprise applied for an alternative use, which was approved by the **County** with conditions that the owner did not agree with. He noted the **County's** conditional approval of the use is a moot point in view of the court action filed by **Tollis**.
 - (b) He noted he is pleased with the three new Public Works Department employees in because Public Works Superintendent Xavier Mendez will now have more help.
 - (c) He noted his attendance last week at the July senior birthday party and commended **Ms. Dee Copeland** for organizing the patriotic-themed event.
 - (d) He noted meeting recently with **MVWD** General Manager **Mark N. Kinsey**, who has agreed to a 20- to 25-year lease of the **District** property mentioned earlier for the City's use as a community garden. He noted **Mr. Kinsey** further agreed to piping potable water to the site at a possibly reduced rate, perhaps even at no charge, advising that a water meter would need to be installed whether or not there is a charge for the water.
2. Council Member/Director Raft commented as follows:
 - (a) She congratulated Lieutenant Brandon Kumanski on his promotion and asked Police Chief/Public Safety Executive Director deMoet to please "give him our best."
 - (b) She noted the following interesting facts about "what mosquitoes love" taken from a study:
 - (1) Blood type O
 - (2) Beer drinkers
 - (3) A full moon, which causes mosquitoes to be 500 times more active
 - (4) Smelly feet
 - (5) Pregnant women should be cautious about being bitten because they could contract blood-borne diseases.
 - (6) Attempting to run away from mosquitoes is not an option because perspiration attracts them.
 - (7) Dark clothing

3. Council Member/Director Dutrey commented as follows:
- (a) Concerning Section VIII, "Consent Calendar," Item B-1, "Setting a Public Hearing to Consider the Following: Adoption of Resolution No. 13-2996 Amending the Land Use Element of the General Plan; Adoption of Ordinance No. 13-935 Amending Chapters 11.22, 11.78, and 11.90 of the Montclair Municipal Code Related to Development Standards and Requirements in the R-3 (Residential Medium-High Density) Zoning District," approved by the City Council earlier this evening, he asked that staff elaborate on the comprehensive amendments to the Land Use Element proposed in Resolution No. 13-2996 in the agenda report on this item. He further asked that staff provide information on the amendments, if any, being proposed in the 2014-2016 Housing Element Update. He expressed his understanding of Council Member Paulitz's concerns about a reduction of the parking requirements proposed in this item.
 - (b) He noted his attendance last Tuesday at a **San Bernardino County Homeless Partnership** meeting in San Bernardino. He noted the **Partnership** consists of community and faith-based organizations; educational institutions; nonprofit organizations; private industry; and federal, state, and local governments and was established in September 2007 to provide a more focused approach to issues of homelessness in the county. He noted learning during the meeting that there has been a reduction in the county's homeless population, though the count is still significant. He advised that a goal of the **Partnership** is for cities to establish a benchmark and develop a policy over five years to reduce the number of homeless individuals in each city. He added that **Supervisor Gonzales** was pleased to see him, Senior Citizens Program Specialist Ester Pipersky, and a Montclair Police Officer at the meeting.
 - (c) He recognized Police Chief/Public Safety Executive Director deMoet for establishing the new Community Relations Division effective July 29, 2013. He noted the Crime Suppression Unit, Reserve Program, and Police Chaplain have been assigned to the new Division with the primary goal of improving the quality of life for residents and maintaining an environment in which commerce can thrive. He advised that the Division, in partnership with community and civic groups, will work to educate the public, reduce crime and the fear of crime, and increase public awareness while emphasizing proactive problem solving. He stated, "I know that Lieutenant Brian Ventura,

who grew up in Montclair and graduated from **Montclair High School**, has a lot of heart in this City and is a good choice to provide leadership for the Community Relations Division."

- (d) He commended Director of Human Services Richter on her reclassification effective July 15, 2013. He likewise commended Director of Public Works Hudson on his promotion effective February 11, 2013. He stated, "Both of you have done exceptional jobs here in Montclair. **Mike** and I used to work together; he was my supervisor at the great **City of Upland**. I wish I could take credit for **Mike's** working here, but I will give that credit to Deputy City Manager/Economic Development Executive Director Staats for hiring him. **Marcia** is another employee who grew up in Montclair, graduated from **Montclair High School**, attended **Our Lady of Lourdes Catholic School and Church**, and recently celebrated her 25th wedding anniversary. We all know she has a big heart—her reclassification is very much deserved."
 - (e) He recognized **Ms. Lorena Corona**, Manager, Governmental Relations, **Chaffey College**, who is in the gallery this evening. He commended **Ms. Corona** for her service on the **Fontana Unified School District** Board and told her he has enjoyed attending **District** meetings.
 - (f) He told **San Bernardino County Fourth District** Supervisor **Ovitt** that he does a great job for the **District** and county and that he is the best Supervisor **San Bernardino County** has ever had. He stated, "You give a lot of heart for this City and all the other cities in the **District**, and I believe they all appreciate it. I hope you are there for five more years."
 - (g) He told **Chaffey Joint Union High School District** Trustee **Sue Ovitt** that she has a great deal of heart and he appreciates everything she does for the **District**, the City, and this area.
4. Mayor Pro Tem/Vice Chairman Ruh commented as follows:
- (a) He reminded everyone that Tuesday, August 6, 2013, is the 30th annual **National Night Out** and would be held in the **Target** parking lot, 9052 Central Avenue, from 5:00 p.m. to 8:00 p.m. He noted the event provides a great opportunity for residents to interface with our Police, public safety officers, friends, and neighbors and encouraged everyone to attend. He thanked **Target** for hosting the event.

- (b) He noted he had an opportunity last Friday, as he frequently does during the summer, to go to the **Hollywood Bowl** to enjoy a performance by **Tony Bennett**, who turned 87 that evening. He noted **Mr. Bennett** "performed better than some 20-year-olds" for an audience of 18,000. He noted he saw **Diana Ross** the next evening, who is now 71 years old and "gave an absolutely wonderful performance." He stated, "Age is simply a state of mind. You have two legendary performers who have weathered the ups and downs of show business, and both of them sell out the entire **Hollywood Bowl**. Two different nights, two different performers, people lined up outside trying to get tickets. There was standing room only. It says something about age and that it is a state of mind. It is being active, and it is simply going out there and doing what you love doing every day. Thank you."

Mayor Eaton thanked Mayor Pro Tem Ruh for his insightful comments.

E. Committee Meeting Minutes

1. Minutes of Code Enforcement Committee Meeting of July 15, 2013

The City Council received and filed the Code Enforcement Committee meeting minutes of July 15, 2013, for informational purposes.

2. Minutes of Personnel Committee Meeting of July 15, 2013

The City Council received and filed the Personnel Committee meeting minutes of July 15, 2013, for informational purposes.

3. Minutes of Public Works Committee Meeting of July 18, 2013

The City Council received and filed the Public Works Committee meeting minutes of July 18, 2013, for informational purposes.

XII. ADJOURNMENT OF SUCCESSOR AGENCY AND MONTCLAIR HOUSING CORPORATION BOARDS OF DIRECTORS AND MONTCLAIR HOUSING AUTHORITY COMMISSIONERS

At 7:50 p.m., Chairman Eaton adjourned the Successor Agency and Montclair Housing Corporation Boards of Directors and the Montclair Housing Authority Commissioners.

At 7:50 p.m., the City Council went into Closed Session regarding labor negotiations pursuant to Government Code Section 54957.6.

XIII. CLOSED SESSION ANNOUNCEMENTS

At 8:20 p.m., the City Council returned from Closed Session. Mayor Eaton announced the City Council met in Closed Session regarding labor negotiations, information was received and direction given to staff, and no further announcements would be made at this time.

XIV. ADJOURNMENT OF CITY COUNCIL

At 8:21 p.m., Mayor Eaton adjourned the City Council.

Submitted for City Council/Successor Agency Board/ Montclair Housing Corporation Board/ Montclair Housing Authority Commissioners approval,

Yvonne L. Smith
Deputy City Clerk