

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, NOVEMBER 18, 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

Mayor Pro Tem Ruh 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; Acting City Manager Parker; Director of Community Development Lustro; Director of Public Works Hudson; City Attorney Robbins; Deputy City Clerk Smith

V. PRESENTATIONS

A. Introduction of New Employee and Promotee

Police Chief/Public Safety Executive Director deMoet introduced Police Officer Javier Aguilar, who was appointed to his position effective November 18, 2013. He noted Officer Aguilar most recently worked for **Manheim Southern Auto Auctions**, Fontana, as a sales coordinator and completed the **San Bernardino County Sheriff's Department Modular Police Academy** in August 2013.

Mayor Eaton welcomed Officer Aguilar to the Montclair City family and presented him with a City pin.

Deputy Fire Chief Jackson introduced Fire Engineer Christopher Jackson, who was promoted to his new position effective October 7,

2013. He noted Engineer Jackson graduated from **Verdugo Fire Academy** in 2006 (and is presently a Lead Instructor there) and was hired by the Montclair Fire Department as a Firefighter that June. He stated that Engineer Jackson was promoted to Firefighter/Paramedic upon completion of a paramedic internship during his first three months with the Fire Department. He noted Engineer Jackson served as a member of the Urban Search and Rescue Team in 2007 and studied to obtain his Fire Officer certification and the **California State Fire Marshal** instructor certificates for Auto Extrication, Fire Control 3, Trench Rescue, and Rescue Systems I. He added that Engineer Jackson served as Acting Engineer in 2009 and Acting Captain during 2013, is a member of the Training and EMS Committees, and serves as President of the Montclair Fire Fighters Association.

Mayor Eaton congratulated Engineer Jackson on his recent promotion and presented him with a City pin.

## **B. Recognition of Fruit Park Participants**

Mayor Eaton stated that he is pleased to recognize a number of young members of the community who have volunteered to assist at the Montclair Community Fruit Park. He introduced Director of Human Services Richter.

Director of Human Services Richter stated that the Fruit Park participants being recognized this evening all worked together to design the park and plant the young fruit trees and are being trained by the City's partner in the project, **Incredible Edible Community Garden**, in the basic care and maintenance of fruit trees including irrigation, use of organic fertilizer, and pruning techniques. She stated that these student volunteers have all worked really hard, have continued their enthusiasm for the project since the park's inception, "and are just doing a wonderful job. We are very proud of them."

Director of Human Services Richter introduced **Incredible Edible Community Garden (IECG)** founder and Co-Executive Director **Mary Petit**; IECG Co-Executive Director **Eleanor A. Torres**, and **Ms. Cynthia Nunes Robinson**, Horticulturist, **CNR Gardens**.

Mayor Eaton presented *Certificates of Recognition* to students **Maria Aguilar**; **Angelica Benitez** and her father and designer of the park **Mr. Leonardo Benitez**; **Sandra Gonzalez**; **Richard Lopez**; **Johnny Perez**; **Camthanh Phan**; and **Kelley Quepons**.

The students posed for a group photograph.

At this time, a video of the *Montclair Community Fruit Park Tree Planting and Celebration* prepared by **IECG** was shown.

Director of Human Services Richter thanked the City Council for recognizing the student volunteers this evening.

Mayor Eaton stated, "Thank you for all that you and your group have done for our new fruit orchard. I have been keeping an eye on the park as I drive by, and all the trees seem to be surviving and doing well. Marcia, thank you for your hard work on this project. Let's give our volunteers another round of applause."

**VI. PUBLIC COMMENT - None**

**VII. PUBLIC HEARINGS**

**A. First Reading - Adoption of Ordinance No. 13-938 Amending Specific Chapters of Title 10 of the Montclair Municipal Code Related to Adoption of Building Codes to Regulate Construction in the City of Montclair and to Establish January 1, 2014, as the Effective Date of the Codes**

Mayor Eaton declared it the time and place for a public hearing related to adoption of the first reading of Ordinance No. 13-938 amending specific chapters of Title 10 of the Montclair Municipal Code related to adoption of building codes to regulate construction in the City of Montclair and to establish January 1, 2014, as the effective date of the codes and invited comments from the public.

There being no one in the audience wishing to speak, Mayor Eaton closed the public hearing and returned the matter to the City Council for its consideration.

Council Member Dutrey noted he reviewed the report and proposed Ordinance No. 13-938. He commended staff for doing a good job on the item, noting all the hard work involved in its preparation for presentation this evening.

Mayor Pro Tem Ruh noted he likewise reviewed the item and concurred that staff did a good job on it. He stated, "My questions were answered in the report, and that is a positive."

Moved by Council Member Dutrey and seconded by Council Member Paulitz that Ordinance No. 13-938, entitled, **"An Ordinance of the City Council of the City of Montclair Amending Specific Chapters of Title 10 of the Montclair Municipal Code and Adopting by Reference the 2013 Edition of the California Building Code, Volumes 1 and 2, Including Appendix Chapters "C," "F," "I," and "J"; the 2013 Edition of the California Residential Code; the 2013 Edition of the California Plumbing Code; the 2013 Edition of the California Electrical Code; the 2013 Edition of the California Mechanical Code; and the 2013 Edition of the California Green Building Standards Code, Together With**

**Certain Amendments, Additions, Deletions, and Exceptions Including Fees and Penalties,"** be read by number and title only, further reading be waived, and this be declared its first reading.

The City Council unanimously waived the reading of the Ordinance.

First Reading of Ordinance No. 13-938 was unanimously adopted by the following vote:

AYES: Dutrey, Raft, Paulitz, Ruh, Eaton  
NOES: None  
ABSTAIN: None  
ABSENT: None

## **VIII. CONSENT CALENDAR**

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

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

Moved by Council Member/Director Dutrey, seconded by Council Member/Director Raft, and unanimously carried 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 November 4, 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 November 4, 2013 regular joint meeting.

### **B. Administrative Reports**

#### **2. Approval of City Warrant Register and Payroll Documentations**

The City Council approved the City Warrant Register dated November 18, 2013, totaling \$748,083.93; the Payroll Documentation dated September 22, 2013, amounting to \$556,570.61, with \$387,455.22 being the total cash disbursement; and the Payroll Documentation dated October 6, 2013, amounting to \$567,959.02, with \$395,036.20 being the total cash disbursement.

**3. Receiving and Filing of Successor Agency Treasurer's Report**

The City Council acting as successor to the Redevelopment Agency Board received and filed the Successor to the Redevelopment Agency Treasurer's Report for the month ending October 31, 2013.

**4. Approval of Successor Agency Warrant Register**

The City Council acting as successor to the Redevelopment Agency Board approved the Successor to the Redevelopment Agency Warrant Register dated 10.01.13-10.31.13 in the amounts of \$1,416.52 for Project I; \$0.00 for Project II; \$21,237.54 for Project III; \$11,894.19 for Project IV; \$19,247.18 for Project V; \$0.00 for the Mission Boulevard Joint Redevelopment Project; \$0.00 for the Redevelopment Obligation Retirement Funds; \$52.50 from the Tax-Exempt Bond Proceeds; and \$22.50 from the Taxable Bond Proceeds.

**5. Receiving and Filing of MHC Treasurer's Report**

The MHC Board received and filed the MHC Treasurer's Report for the month ending October 31, 2013.

**6. Approval of MHC Warrant Register**

The MHC Board approved the MHC Warrant Register dated 10.01.13-10.31.13 in the amount of \$26,034.94.

**7. Receiving and Filing of MHA Treasurer's Report**

The MHA Commissioners received and filed the MHA Treasurer's Report for the month ending October 31, 2013.

**8. Approval of MHA Warrant Register**

The MHA Commissioners approved the MHA Warrant Register dated 10.01.13-10.31.13 in the amount of \$0.00.

**9. Authorization to Purchase One 2013 Honda Civic Hybrid Sedan From Penske Honda Ontario**

The City Council authorized the purchase of one 2013 Honda Civic hybrid sedan from Penske Honda Ontario.

**10. Authorization of a \$9,500 Appropriation From the Economic Development Fund for Signage Improvements Associated With the Civic Center Sign Project**

The City Council authorized a \$9,500 appropriation from the Economic Development Fund for signage improvements associated with the Civic Center Sign Project.

**11. Approval of the Filing of a *Notice of Completion* for the 5444 Palo Verde Street Improvement Project**

**Authorizing Release of Retention 30 Days After Recordation of Notice of Completion**

The City Council took the following actions related to completion of the 5444 Palo Verde Street Improvement Project:

- (a) Approved the filing of a *Notice of Completion* with the Office of the San Bernardino Street Recorder.
- (b) Authorized release of retention 30 days after recordation of *Notice of Completion*.

**12. Authorization to Purchase One 2014 Chevrolet 2500HD Pickup Truck**

The City Council authorized staff to purchase one 2014 Chevrolet 2500HD pickup truck.

**C. Agreements**

**1. Approval of *Agreement No. 13-91-1-89, an Irrevocable Annexation Agreement With Josey Chavez for 4743 Howard Street (Assessor's Parcel No. 1012-331-05)***

The City Council approved *Agreement No. 13-91-1-89, an Irrevocable Annexation Agreement* with Josey Chavez for connection of her property at 4743 Howard Street (Assessor's Parcel No. 1012-331-05) to the City Sewer System with the proviso that annexation of the property would take place when feasible in the future.

**IX. PULLED CONSENT CALENDAR ITEMS**

**B. Administrative Reports**

**1. Receiving and Filing of City Treasurer's Report**

Council Member Paulitz noted the ending balance for the General Fund is (\$5,298,602.58) and the Assigned General Fund Reserves is \$6,866,399.12 on Schedule 2, "Statement of Cash and Investment Accounts." He inquired as to when the General Fund might show a positive ending balance and the standard might be met for the General Fund reserves.

Finance Director Parker stated, "The General Fund is composed of three components on this report. First of all, this report represents cash only—it does not represent what our fund balances are or what our amounts of equity are. The General Fund consists of three components: the General Operating Fund, which shows the (\$5,298,602.58) balance; the Contingency Fund of \$3,385,810.63; and the Assigned General Fund Reserves of \$6,866,399.12. The General Fund is all of those amounts in total. The Contingency Fund is an old carryover from numerous years back that could actually be eliminated. Though the General Operating Fund shows the (\$5,298,602.58) ending balance, we have the amounts of \$3,385,810.63 in the Contingency Fund and \$6,866,399.12 in the Assigned General Fund Reserves that together total \$10,252,209.75. In total, the General Fund has cash of just under \$5 million. We are not spending money outside of the General Fund. We still have those resources available. As to when it will turn positive, the City pretty much operates for the first part of the fiscal year up through early December before it sees any of its property taxes. Prior to that, we will see a little bit of sales tax monthly, which is not enough to cover the basic operations. The property tax will start being distributed in early December and will continue for some months after, so we should start to see a reduction in that negative balance. It may or may not actually reach a zero balance for the year because our property taxes do run in arrears. In July and August, we will be receiving the June amounts for the prior year. It is possible on a cash-flow basis that it may not actually reach 'zero.'" This is an indication, really, of how much we need to have in reserves to be able to fund until we start receiving those property and sales taxes.

Council Member Paulitz stated, "I thought we were only dealing with the top and bottom figures, and that is why I said we are only working with a million dollar balance."

Finance Director Parker stated, "If you look at footnote (1), you will see the three funds that actually make up the General Fund in total. You will note that the Contingency Fund has an additional \$3,385,810.63."

Council Member Paulitz thanked Finance Director Parker for the clarification.

Moved by Council Member Paulitz, seconded by Mayor Pro Tem Dutrey, and carried unanimously that the City Council receive and file the City Treasurer's Report for the month ending October 31, 2013.

## D. Resolutions

1. **Adoption of Resolution No. 13-3015 Setting a Public Hearing for January 20, 2014, Related to a Proposed Five-Year Schedule of Maximum Monthly Rate Caps for Residential and Commercial Refuse Services Pursuant to Proposition 218 Notification, Protest, and Public Hearing Process and Directing That Notice Thereto be Provided to Property Owners of Record Upon Which Proposed Fees Would be Imposed**

**Authorizing Staff to Send Notices to Property Owners Regarding a Workshop and Public Hearing to Consider Establishing Maximum Monthly Residential and Commercial Rate Caps for Refuse Services Pursuant to Proposition 218 Requirements**

**Allocating Up to \$12,000 From the Contingency Fund to Mail Notices of a Proposition 218 Public Hearing to Property Owners Regarding Establishing a Five-Year Schedule of Maximum Monthly Rate Caps for Residential and Commercial Refuse Services**

Council Member Dutrey noted the City Council adopted Resolution No. 07-2681 in April 2007, which established a ten-year schedule of maximum monthly residential refuse service rates through June 2017. He asked if Proposition 218 requires the City to hold a public hearing related to a proposal to establish a five-year period of maximum monthly rate caps for residential and commercial refuse services despite the existing maximum residential refuse service rates through June 2017.

City Attorney Robbins answered, "That is correct. [The legislation] was enacted subsequent to the City establishing the ten-year schedule of maximum monthly residential refuse service rates."

Council Member Dutrey noted being advised by City Manager Starr that Proposition 218 applies to commercial as well as residential monthly refuse service rate caps.

City Attorney Robbins advised that the decision on commercial rate caps is unsettled and that it would be prudent to err on the side of caution.

Citing Table 2, Appendix 2, Council Member Dutrey asked if staff could clarify in the public hearing agenda report which area cities have recently adjusted their rates and which have not for the information of residents.

Finance Director Parker replied that he would include the information in the public hearing agenda report. He noted several cities, including Upland and Rancho Cucamonga, were in the process of adjusting their rates when this item was prepared.

Moved by Council Member Dutrey and seconded by Mayor Eaton that the City Council take the following actions:\*

- (a) Adopt Resolution No. 13-3013 setting a public hearing for January 20, 2014, related to a proposed five-year schedule of maximum monthly rate caps for residential and commercial refuse services pursuant to Proposition 218 notification, protest, and public hearing process and directing that notice thereto be provided to property owners of record upon which proposed fees would be imposed.
- (b) Authorize staff to send notices to property owners regarding a workshop and public hearing to consider establishing maximum monthly residential and commercial rate caps for refuse services pursuant to Proposition 218 requirements.
- (c) Allocate up to \$12,000 from the Contingency Fund to mail notices of a Proposition 218 public hearing to property owners regarding establishing a five-year schedule of maximum monthly rate caps for residential and commercial refuse services.

Council Member Paulitz inquired as to how much greenwaste is made into humus or used for landfill cover.

**Mr. Michael Arreguin**, Vice President, **Burrtec Waste Industries, Inc.**, stated, "Over the last ten years, when greenwaste processing went into effect, quite a bit of the tonnage was used as alternative daily cover (ADC) for landfills. Since that time, the state moved forward with legislation to directly minimize that use or, if the tonnage was not minimized, to eliminate the diversion capabilities. That is what we are doing with our greenwaste: We are recycling it to achieve our diversion percentage to meet state compliance guidelines. We saw the writing on the wall several years ago, and I would say that practically zero of our greenwaste goes to an ADC program. At this point in time, I believe the last ADC program that we participated in was about two-and-a-half years ago. We use it now in a number of capacities: (1) we make mulch or compost; (2) if it is a very woody product, it used on medians for weed control; and (3) we haul quite a bit of material to

Anza, Riverside County; Imperial County; or Kern County to be placed in orchards for weed control and moisture retention. We are finding it more difficult and more costly to find legitimate operations in which to achieve our diversion. It is being used more as an agricultural product now than before as a landfill cover. We have to find a legitimate use for it in order to achieve our diversion, and we are always working on that."

Council Member Paulitz thanked **Mr. Arreguin**.

Council Member Raft asked if the public hearing agenda report would include an update on the survey cities' rate adjustments.

Finance Director Parker advised that an update would be provided "as far as possible. As indicated in the agenda report, the reason there is such a disparity on the rates is several cities are in the process of reviewing their rate structures right now for purposes of setting new rates. Other cities have set rates, but the rates are not equivalent. It is very difficult to determine equivalencies between cities because some cities have different services than others. Some include street sweeping, some sanitation fees, and other cities yet other services. We will update as far as we can, and we will also discuss differences that we know of between cities to show you how those comparisons work."

Council Member Raft questioned Montclair's commercial rate being so much higher than the survey cities.

Finance Director Parker stated, "Montclair is pretty much in the ballpark with a lot of other cities. Again, some of these cities are reassessing their rates. I know Rancho Cucamonga is including pavement impact fee and raising its franchise fee. It is possible that while it seems Montclair is on the high side, the other cities' rates will be closer to Montclair's or even higher, and Montclair will again be potentially in the middle when all is said and done."

Council Member Raft thanked Finance Director Parker for the clarification.

Mayor Eaton noted Finance Director Parker is standing in for City Manager Starr at tonight's meeting.

Council Member Paulitz inquired as to the origin of the General Fund Subsidy Account.

Finance Director Parker stated, "From what I understand, and I do not have the history of the City, I believe there was a lawsuit years ago against Monte Vista Disposal Service; and money was obtained from the settlement which was deposited into a Refuse Impound Fund. The Refuse Impound Fund is also part of the General Fund. It is a reserve that is in the General Fund, and that is where the money has been shifted to offset the senior discount. The agenda report indicates that the Fund would be depleted at the end of Fiscal Year 2013-14. We have given some suggestions to be considered at the public hearing on January 20, 2014, for direction on either continuing the Fund at a lower amount, phasing it out, or potentially making it permanent."

Council Member Paulitz noted senior residents had advised him that they have very little trash and questioned why they had to pay the same rate as residents who dispose of a lot more garbage when the City provided a senior discount rate. He expressed his opinion the City should consider a discount for seniors "because they use the service less."

Noting landfill rates are rising, Council Member Dutrey inquired as to future trends in landfills. He asked if Burrtec Waste Industries, Inc., primarily uses a landfill in Orange County.

**Mr. Arreguin** stated, "We actually have the opportunity to use four different landfill areas or counties. We haul to Orange County; Riverside County at several locations; San Bernardino County, though the rates are higher than other areas; and most recently Imperial County to a landfill by the Salton Sea. Landfills are filling up, and no one wants them close by. It is taking trash farther and farther away. On the other side of the coin, what we are really working toward is what the state is requiring of all cities and communities, and that working toward a 75 percent diversion requirement. When you consider reaching that goal, you are literally taking your entire waste stream, breaking it apart, and recycling upwards of 75 percent of that material; so you have a very small amount that will eventually go to the landfill. Greenwaste is diverted, and all of your basics that we have been doing. Programs on the horizon would include food waste, the very significant construction and demolition waste, and a variety of products that will be affecting both the residential and commercial waste streams. When these are in place, we will meet our diversion goals; and there will be less and less material going to the landfill. That is going to be important because the farther and farther out we have to go—obviously just from a

transportation standpoint, it becomes quite costly. Those are the two components we looked at in a landfill rate: The cost of burying the trash itself at the landfill and the cost of getting that material from our transfer station to that location. Obviously, the closer the better. We try to find that mix of disposal and transportation to keep the cost at the very minimum. We have been able to stabilize rates here in the City of Montclair for almost five years with that stable landfill cost."

Council Member Dutrey thanked **Mr. Arreguin**.

Mayor Eaton thanked **Mr. Arreguin**.

**Mr. Arreguin** stated, "I appreciate the time. Again, we would like to thank the City of Montclair. We have both been good partners in working on rate adjustments, and we do appreciate the support of staff and the understanding when we, unfortunately, have to come forward with some adjustments in cost. Thank you very much; we appreciate it."

Mayor Eaton noted the public hearing on this item would be held on January 20, 2014.

\*Motion carried unanimously by the following vote:

AYES:	Dutrey, Raft, Paulitz, Ruh, Eaton
NOES:	None
ABSTAIN:	None
ABSENT:	None

X. **RESPONSE** - None

XI. **COMMUNICATIONS**

A. **City Attorney** - No comments

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

C. **Mayor/Chairman**

1. Mayor/Chairman Eaton commented as follows:

(a) He noted his attendance at the **League of California Cities**, Inland Empire Division, annual banquet last Thursday at which **Rancho Cucamonga Mayor Dennis Michael** received the **James S. Thalman Memorial Public Services Award**. He noted the award recognizes the contributions of an outstanding municipal official who

demonstrates integrity and commitment in advocating for important causes of local government.

- (b) He noted his attendance at a recent **San Bernardino Associated Governments** Metro Valley study session and Commuter Rail and Transit Committee meeting.

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

1. Council Member/Director Dutrey commented as follows:

- (a) He cited an article in the November 16, 2013 edition of the ***Inland Valley Daily Bulletin (IVDB)***, entitled, "Man Shot at Montclair Park Dies." He read the following excerpt from the article, which is entered into the record as follows:

*MONTCLAIR – A man was shot and killed at a local park as children played nearby, authorities said.*

*Robert Camacho, 20, of Pomona was at a park in the 11300 block of Kingston Court in Montclair about 4:30 p.m. Friday.*

Council Member Dutrey noted he realized immediately after reading that portion of the article that a mistake had been made regarding the city referenced in the article. He noted he send an email this morning to **Mr. Joe Nelson**, the reporter who wrote the article and who covers San Bernardino County for **The Sun, Daily Bulletin, and Redlands Daily Facts**. He stated, "I am hopeful the Daily Bulletin corrects this error and gets their facts straight."

- (b) On a more positive note, he stated that he spent a few hours with **Montclair High School (MHS)** Principal **Martin Alvarado** on November 8, 2013. He noted he had a chance to visit some classrooms and learn about school programs. He expressed his pride on the condition and appearance of the school and with the **Academic Performance Index** scores of the students, who are taking more challenging subjects in the interest of attending college. Citing a recent **U.S. News & World Report** article that ranked the high schools in the **Chaffey Joint Union High School District**, he noted **MHS** ranked at No. 3 or 4 ahead of two Rancho Cucamonga

high schools. He noted he is pleased with the new two-story building at the southeast portion of the campus that was completed last year. He stated, "I think they are doing a really good job there at **Montclair High School**. I think that is really important for our children and families in Montclair."

- (c) He noted Mayor Eaton and he met two weeks ago with **Upland** Fire Chief **Rick Mayhew** regarding the proposal for a partial merger of the Upland and Montclair Fire Departments. He noted he was impressed with Chief **Mayhew** and encouraged his colleagues on the City Council to meet with him.
- (d) He noted **U.S. Representative Gloria Negrete McLeod** will be hosting a Home Rescue Fair for homeowners needing assistance with their mortgages on Saturday, December 14, 2013, from 10:00 a.m. to 2:00 p.m. at the Montclair Civic Center.

2. Mayor Pro Tem/Vice Chairman Ruh commented as follows:

- (a) He noted it came to his attention this evening that a number of the medical staff of **Montclair Hospital Medical Center** are volunteering in the Philippines in the aftermath of **Super Typhoon Haiyan** to assist those in need of medical assistance. He stated, "I think that speaks a lot to the caliber of employees at the hospital who are willing to volunteer their time to go over there. They are not going to be paid extra. I believe **Dr. Reddy** is finding a way to fund some of their travel and accommodation expenses. I think it speaks to their caliber and who they are as individuals. Not everybody will volunteer their time and travel halfway across the globe to help people they do not even know. I think it says a lot about who they are and that they really are to be commended for those efforts."
- (b) He noted newly elected **52nd District Assembly Member Freddie Rodriguez** will be sworn into office this Saturday, November 23, 2013, at 11:00 a.m. at his Chino District Office, 13160 7th Street.
- (c) He noted there was a very good article in the November 15, 2013 **Inland Valley Daily Bulletin (IVDB)** about the **Dolce Bistro & Bakery** grand reopening and ribbon cutting ceremony on November 7, 2013. He stated that owner **Ms. Alice Lee** has turned the former

French Italian restaurant into a gastropub offering comfort food and craft beers and wines and expressed his hope the public will patronize the local eatery that has been updated to stay competitive and keep up with current trends.

- (d) He cited another recent *IVDB* article about **The Paseos at Montclair North** that indicated the first phase of the project is almost completely leased. He stated that according to the article, nearby properties are seeing a similar rejuvenation, with **Gold's Gym** receiving approval to occupy the former **Circuit City** building that has been vacant since 2008; and **Famous Dave's** has been approved to occupy the former **Islands Fine Burgers & Drinks** site. He noted the City's decision to take a very calculated risk to bring **Mr. Ervin "Magic" Johnson Jr.'s Paseos** project to Montclair—the first of its kind in this region—will reap benefits and be a tremendous future opportunity.
- (e) He noted **Veterans Day** was celebrated last Monday by many who had the day off from work. He stated that in observing the brave men and women who have served our country in the military, "sometimes the history of the day is forgotten. It was originally **Armistice Day**, established to mark the armistice signed between the **Allies** of the **First World War** and **Germany** at Compiègne, France, for the cessation of hostilities on the Western Front of **World War I**, which took effect at eleven o'clock in the morning—the 'eleventh hour of the eleventh day of the eleventh month' of 1918. At the time, they believed it would be the 'war to end all wars,' and, sadly, that was not the case. But **Veterans Day** is the day we set aside to honor those veterans who are living among us who have served our country in both peacetime and wartime, and we thank them for their service."
- (f) He stated, "We will have another observation later on this week. Friday our nation will look back and recall the death fifty years ago of **President Kennedy**. It was a tragedy that took the life of not only our 35th President but a husband, a father, a brother, an uncle, a cousin, and a friend. From coast to coast, our country was faced with a flood of emotions: loss, sadness, anger, but mostly disbelief at the tragedy which forever altered U.S. history and, thus, the lives of every American living at that time. I think as we reflect back on that time, the loss we suffered and yet endured as a nation, it would do us well to remember to heed the words spoken at his

inaugural address: 'Ask not what your country can do for you: Ask what you can do for your country.' Tonight, that was demonstrated by the students who are so involved with our fruit tree park. I believe that although it has been more than five decades, those words are resonating with the younger generation today; and I am glad they are."

- (g) He stated, "Next Thursday, we will commemorate—as we did fifty years ago and as we have done for many years—we look forward to Thanksgiving, a time for us to gather with our families, our friends, and all of those whom we hold near to give thanks for our many blessings. I think some words by **President Kennedy** are very fitting for that occasion. He wrote in 1962, 'As we express our gratitude, we must never forget that the highest appreciation is not to utter words but to live by them.' That was part of his annual Thanksgiving proclamation. So to all of my colleagues, our City family, our staff, all of our residents—and we are all family in that sense—everyone we encounter, may all of you have a blessed Thanksgiving. When you are gathered around that Thanksgiving table with your family and you may be faced with the decision of being right or being kind, I hope you choose to be kind. Thank you."

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

##### **1. Minutes of Personnel Committee Meeting of November 4, 2013**

The City Council received and filed the Personnel Committee meeting minutes of November 4, 2013, for informational purposes.

#### **XII. COUNCIL WORKSHOP**

##### **A. Community Relations Division Update**

Moved by Council Member Paulitz, seconded by Mayor Pro Tem Ruh, and carried to continue this item to an adjourned meeting on Monday, December 2, 2013, at 5:45 p.m. in the City Council Chambers.

#### **XIII. ADJOURNMENT OF CITY COUNCIL, SUCCESSOR AGENCY AND MONTCLAIR HOUSING CORPORATION BOARDS OF DIRECTORS, AND MONTCLAIR HOUSING AUTHORITY COMMISSIONERS**

At 7:51 p.m., Mayor/Chairman Eaton adjourned the City Council, Successor Agency and Montclair Housing Corporation Boards of Directors, and

the Montclair Housing Authority Commissioners and stated, "Have a Happy Thanksgiving everyone. Thank you and goodnight."

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

---

Yvonne L. Smith  
Deputy City Clerk