

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 4, 2014, 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

Father Jacob Vettathu, Our Lady of Lourdes Catholic Church, gave the Invocation.

III. PLEDGE OF ALLEGIANCE

Council Member Paulitz 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; Director of Finance Parker; Deputy City Attorney Holdaway; Deputy City Clerk Smith

V. PRESENTATIONS

A. Introduction of New Employee/Promotee

Police Chief/Public Safety Executive Director deMoet introduced **Ms. Eliana Lopez**, who was appointed to the position of Police Services Specialist effective July 28, 2014. He noted Police Services Specialist Lopez began her career with the Montclair Police Department as a Data Entry Clerk in February 2014 and worked previously as a Records Clerk for the **Rialto Police Department** where she gained valuable experience in records bureau operations.

Mayor Eaton welcomed Police Services Specialist Lopez to the Montclair City family and presented her with a City pin.

Fire Chief Mayhew introduced Deputy Fire Chief Steve Jackson, who was promoted to his new position effective July 28, 2014. Noting Deputy Fire Chief Jackson has Associate of Science degrees in Fire Science and Paramedic Studies and is studying Fire Management at **Southern Illinois University**, he stated that Deputy Fire Chief Jackson began his career with the Montclair Fire Department as a Firefighter in 1990 and was promoted to Fire Engineer in 1999, the same year he received his paramedic license. He noted Deputy Fire Chief Jackson's subsequent promotions as follows: July 2005 - Acting Fire Captain, January 2, 2006 - Fire Captain, July 2007 - Fire Division Chief, and June 2013 - Temporary Acting Deputy Fire Chief. He noted Deputy Fire Chief Jackson serves as a member of the San Bernardino County EMS Officers Committee, as Vice President of the Montclair Fire Fighters Association for six years, as the Fire Department Training Officer, and as the Fire Department's Emergency Medical Services Coordinator since January 2007. He noted Deputy Fire Chief Jackson coordinates all state- and San Bernardino County-mandated EMS staff training, has organized specialized hazardous materials training, and is a certified strike team leader.

Mayor Eaton congratulated Deputy Fire Chief Jackson on his promotion and presented him with a City pin.

B. 2014 Home Beautification Awards

Mayor Eaton stated that as part of the City's ongoing efforts to encourage pride in home ownership and community spirit, the Community Action Committee has once again sponsored the annual *Home Beautification Awards* program. He introduced CAC Chairperson Peggy Banas to announce the finalists and winner.

Chairperson Banas advised that the CAC has continued to sponsor this program over the past 19 years to recognize Montclair residents who demonstrate community pride by attractively maintaining their homes. She noted the CAC selected three finalists who exemplify a true sense of pride in their homes. She thanked all residents who help to make Montclair a beautiful community in which to live.

A brief PowerPoint presentation showcased the finalists' residences.

The following three finalists were presented with framed City certificates and would later be provided with property identification signs:

"2014 Most Picturesque Home" - **Bahn** family,
4616 Mane Street

"2014 Home of Distinction" - **De Casas** family,
10263 Del Mar Avenue

"2014 Home of the Year" - **Riddle** family,
4892 Olive Street

Mayor Eaton congratulated the winners of the *2014 Home Beautification* awards and thanked all residents who have contributed to the beautification of Montclair. He also thanked the CAC for once again organizing and facilitating the program.

VI. PUBLIC COMMENT

A. **Ms. Marisol Guerra**, Field Representative, **Senator Norma Torres's District Office**, 11780 Central Avenue, Suite 205, Chino, announced the following event:

1. *Capitol in Your Corner* - Thursday, August 7, 2014, from 6:00 to 7:30 p.m., **Montclair Senior Center**, 5111 Benito Street, Montclair

Ms. Guerra left business cards and informational fliers on the podium for the public.

Mayor Eaton thanked **Ms. Guerra** for her announcement.

B. **Mr. Zafar Inam**, Field Representative, **U.S. Representative Gloria Negrete McLeod's District Office**, 4959 Palo Verde Street, Montclair, reviewed **Representative McLeod's** recent activities as follows:

1. *Business Export Session* - Wednesday, August 13, 2014, from 8:30 a.m. to noon, **Ontario City Council Chambers**, 303 East B Street, Ontario
2. *Public Resource Fair* - Friday, August 22, 2014, from 9:00 a.m. to noon, **Chino Community Building**, 5343 B Street, Chino

Mayor Eaton thanked **Mr. Inam** for his announcements.

VII. PUBLIC HEARINGS

A. **Second Reading - Adoption of Ordinance No. 14-943 Adding Chapter 11.67 to the Montclair Municipal Code Related to Shopping Cart Containment and Management**

Mayor Eaton declared it the time and place set for public hearing related to Ordinance No. 14-943 adding Chapter 11.67 to the Montclair Municipal Code related to shopping cart containment and management 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.

Moved by Mayor Pro Tem Ruh and seconded by Council Member Raft that Ordinance No. 14-943, entitled, "**An Ordinance of the City Council of the City of Montclair Adding Chapter 11.67 to the Montclair Municipal Code Related to Shopping Cart Containment and Management,**" be read by number and title only, further reading be waived, and this be declared its second reading.

The City Council unanimously waived the reading of the Ordinance.

Second Reading of Ordinance No. 14-943 was unanimously adopted by the following ROLL CALL vote:

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

VIII. CONSENT CALENDAR

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 July 7, 2014

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 7, 2014 regular joint meeting.

2. Minutes of the Regular Joint Council/Successor Agency Board/ MHC Board/MHA Commission Meeting of July 21, 2014

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 21, 2014 regular joint meeting.

B. Administrative Reports

1. Setting a Public Hearing to Consider Ordinance No. 14-944 Adding Chapter 11.37 to the Montclair Municipal Code Related to Emergency Shelters and Single-Room Occupancy Lodging Facilities

The City Council set a public hearing for Monday, August 18, 2014, at 7:00 p.m. in the City Council Chambers to consider Ordinance No. 14-944 adding Chapter 11.37 to the Montclair Municipal Code related to emergency shelters and single-room occupancy lodging facilities.

2. Setting a Public Hearing to Consider Ordinance No. 14-945 Amending Chapters 11.02 and 11.18 of the Montclair Municipal Code Related to Manufactured Housing

The City Council set a public hearing for Monday, August 18, 2014, at 7:00 p.m. in the City Council Chambers to consider Ordinance No. 14-945 amending Chapters 11.02 and 11.18 of the Montclair Municipal Code related to manufactured housing.

3. Consider Authorization to Purchase One 2014 Altec AT200A Telescoping Aerial Ford F-450 Pickup Truck

The City Council authorized the purchase of one 2014 Altec AT200A Telescoping Aerial Ford F-450 pickup truck.

4. Authorization of a \$6,879.05 Appropriation From the Public Safety Grant Fund to Purchase Four Laptop Computers From Advanced Technical Solutions

Authorization to Receive \$6,879.05 From the FY2013 State Homeland Security Grant Program to Reimburse the Public Safety Grant Fund

The City Council authorized a \$6,879.05 appropriation from the Public Safety Grant Fund to purchase four laptop computers from Advanced Technical Solutions.

The City Council authorized the City to receive \$6,879.05 from the FY2013 State Homeland Security Grant Program to reimburse the Public Safety Grant Fund.

5. Consider Approval of Warrant Register and Payroll Documentation

The City Council approved the City Warrant Register dated August 4, 2014, totaling \$1,689,457.81 and the Payroll Documentation dated June 15, 2014, amounting to \$619,841.68 gross, with \$426,155.02 net being the total cash disbursement.

C. Agreements

- 1. Consider Award of Contract to M. C. Alyea Construction, Inc., in the Amount of \$108,380**

Consider Approval of Agreement No. 14-73 With M. C. Alyea Construction, Inc., for the Sunrise Park Block Wall Replacement Project

Consider Authorization of a \$12,000 Construction Contingency

The City Council took the following actions related to the Sunrise Park Block Wall Replacement Project:

- (a) Awarded a contract to M. C. Alyea Construction, Inc., in the amount of \$108,380.
- (b) Approved Agreement No. 14-73 with M. C. Alyea Construction, Inc.
- (c) Authorized a \$12,000 construction contingency.

D. Resolutions

- 1. Adoption of Resolution No. 14-3044 Authorizing Placement of Assessments on Certain Properties for Delinquent Sewer and Trash Charges**

The City Council adopted Resolution No. 14-3044 authorizing placement of assessments on the 162 accounts as listed on Exhibit A to the Resolution for delinquent sewer and trash charges.

IX. PULLED CONSENT CALENDAR ITEMS - None

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*

*Montclair City Confidential Employees Assn.
San Bernardino Public Employees Association*

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

B. City Manager/Executive Director

1. City Manager/Executive Director Starr asked the City Council to consider scheduling a personnel appeal hearing on Wednesday, September 17, or Wednesday, September 24, 2014, at 6:00 p.m.

Council Member Dutrey noted September 24, 2014, would work better for his schedule.

Mayor Pro Tem Ruh noted he could arrange his schedule to meet on September 24, 2014.

Mayor Eaton and Council Members Dutrey and Raft indicated either date would be fine with them.

City Manager Starr advised that the appeal hearing would be scheduled for Wednesday, September 24, 2014, at 6:00 p.m. in the City Council Chambers.

C. Mayor/Chairman

1. Mayor/Chairman Eaton noted Police Chief/Public Safety Executive Director deMoet's and his attendance this morning at the **Chaffey Joint Union High School District** kickoff to welcome new faculty and staff. He noted students from several high schools performed cheerleading and musical routines that was a great way to welcome the new teachers and staff and very much enjoyed by everyone.

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

1. Council Member/Director Paulitz noted he would be meeting with Human Services Director Richter and representatives from **Incredible Edible Community Garden, Burrtec Waste Industries, Inc.**, and the **Monte Vista Water District** next week to finalize plans for the Community Garden at Ramona Avenue and Palo Verde Street before the grand opening ceremony.
2. Council Member/Director Dutrey commented as follows:
 - (a) He noted he enjoyed attending the Police Department Open House on July 19, 2014, which was very well done and garnered a large turnout. He commended Police

Chief/ Public Safety Executive Director deMoet for doing a great job organizing and facilitating the event.

- (b) He noted receiving complaints from residents about the missing utility payment drop box in the north parking lot and asked staff for an explanation on its removal.

City Manager/Executive Director Starr advised the utility payment drop box was damaged beyond repair by the perpetrator who ran into it with his car in an attempt to abscond with the interior security box. He noted the City has decided not to replace the payment box at this time because of the alternate utility payment drop box outside of the main entrance to City Hall, a more secure location.

Council Member/Director Dutrey concurred and thanked City Manager/Executive Director Starr.

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

- (a) He noted he likewise attended the Police Department Open House and that he was pleased with its success.
- (b) He noted his attendance at **Assembly Member Freddie Rodriguez's Open House/Summer Barbecue** on July 19, 2014, honoring those who serve their community and country. He noted four Montclair residents were honored at the event.
- (c) He announced that the Montclair Police Department will be hosting **National Night Out** tomorrow evening at 5:00 p.m. in the **Target** parking lot, 9052 Central Avenue. He noted it is always a great event and expressed his hope he will see everyone there tomorrow.

E. Committee Meeting Minutes

1. Minutes of Personnel Committee Meeting of July 21, 2014

The City Council received and filed the Personnel Committee meeting minutes of July 21, 2014, for informational purposes.

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

At 7:30 p.m., Chairman Eaton adjourned the Successor Agency and Montclair Housing Corporation Boards of Directors and the Montclair Housing Authority Commissioners.

At 7:31 p.m., the City Council went into Closed Session regarding labor negotiations pursuant to Government Code Section 54957.6.

XIII. CLOSED SESSION ANNOUNCEMENTS

At 8:13 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 8:14 p.m., Mayor Eaton adjourned the City Council.

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

Andrea M. Phillips
Acting Deputy City Clerk