

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, DECEMBER 1, 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

Chaplain Vicki Brobeck, Grace Fellowship Foursquare Church, gave the Invocation.

III. PLEDGE OF ALLEGIANCE

Council Member/Director 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; City Attorney Robbins; Acting Deputy City Clerk Phillips

V. PRESENTATIONS

A. Presentations by City Officials, Dignitaries, and Community Organizations to Council Member Paulitz in Recognition of His 48 Years of Public Service

Mayor Eaton presented Council Member Paulitz with a City flag that was flown over City Hall on December 1, 2014.

Mayor Pro Tem Ruh presented Council Member Paulitz with a proclamation recognizing him for his 48 years of dedicated commitment to the City of Montclair.

Council Members Raft and Dutrey presented Council Member Paulitz with a proclamation from the Mayor and members of the City Council congratulating him on his retirement from the Montclair City Council, thanking him for his immeasurable contributions, and recognizing him for his distinguished service and dedication to the City of Montclair over the past 36 years as a Council Member and 12 years as a Planning Commissioner

Mr. Daniel Sanchez, Field Representative, **U.S. Representative Gloria Negrete McLeod's Office**, presented Council Member Paulitz with a *Certificate of Special Congressional Recognition*.

Mr. Fabian Gonzalez, Field Representative, **Assembly Member Freddie Rodriguez's Office**, presented Council Member Paulitz with a joint resolution from the offices of **Assembly Member Rodriguez** and **Congresswoman-Elect Norma Torres**.

Police Chief/Public Safety Executive Director deMoet presented Council Member Paulitz with a plaque from the City of Montclair Office of Public Safety. He thanked Council Member Paulitz for his support of the Police and Fire Departments.

Ms. Sandra Rose, President, **Monte Vista Water District (MVWD)** Board, presented Council Member Paulitz with a commemorative plaque. She noted it was a pleasure working with him on the Montclair Community Garden through **MVWD's** partnership with the City.

Mr. Manny Martinez, **MVWD** Board Member, noted Council Member Paulitz's leadership has set a great example for those contemplating public service.

Mr. Terry Catlin, President, **Inland Empire Utilities Agency (IEUA)** Board, presented Council Member Paulitz with a resolution commending him for his years of service on the City Council.

Council Member Paulitz thanked everyone for their presentations. He introduced his daughters **Tricia** and **Carol** and his long-time neighbor **Ms. Kay Smith**.

Ms. Lisha B. Smith, Deputy Executive Officer, **South Coast Air Quality Management District**, presented Council Member Paulitz with a resolution.

Ms. Darleen Curley, President/Chief Executive Officer, **Montclair Chamber of Commerce**, thanked Council Member Paulitz for his support of the Chamber.

Chamber Board Member **Ruccsana Ahmed** presented Council Member Paulitz with a certificate.

Mr. Frank Noriega, Grand Knight, **Knights of Columbus**, and five other members presented Council Member Paulitz with a commemorative memento.

Ms. Silvia Gutierrez, President, **Montclair-Ontario Junior Women's Club**, was joined by club members Council Member-Elect Trisha Martinez, Director of Human Services Marcia Richter, Senior Human Services Supervisor Michelle Castillo, Administrative Aide Angelic Bird, and retired Assistant Director of Human Services **Sue Yoakum**. **Ms. Gutierrez** commended Council Member Paulitz on his dedicated service to the community and told him the **Montclair-Ontario Junior Women's Club** is donating a new bench to the Montclair Community Garden in his honor.

Mr. Larry Walker, Auditor-Controller/Treasurer/Tax-Collector, **San Bernardino County**, commended Council Member Paulitz for his lifelong dedication to the community. He emphasized that it has been a pleasure working with him and wished him the best in his retirement.

Council Member Paulitz thanked his Montclair family: staff, residents, and those who assisted in his nine campaigns over the years. He stated that he knew when he moved to Montclair that it would become his home town.

VI. PUBLIC COMMENT

- A. Mr. Michael Milhiser**, former Montclair City Administrator, spoke fondly of his years working with Council Member Paulitz. He commended the City Council and staff for making Montclair a great community.
- B. Ms. Marilyn Lenhert-Mathre** congratulated Council Member Paulitz on behalf of the **Lenhert family**.

VII. PUBLIC HEARINGS - None

VIII. CONSENT CALENDAR

Council Member/Director 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 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 November 17, 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 November 17, 2014 regular joint meeting.

B. Administrative Reports

1. Setting a Public Hearing to Consider Adoption of Resolution No. 15-3060 Certifying That There Are No Nonprofits Readily Available to Provide Senior Transportation Services

Adoption of Resolution No. 14-3059 Authorizing Mayor Paul M. Eaton or City Manager Edward C. Starr to Sign an Application for FTA Section 5310 Project Grant Funding

The City Council took the following actions:

- (a) Set a public hearing for Monday, January 5, 2015, at 7:00 p.m. in the City Council Chambers to consider adoption of Resolution No. 15-3060 certifying that there are no nonprofits readily available to provide senior transportation services.
- (b) Adopted Resolution No. 14-3059 authorizing Mayor Eaton or City Manager Starr to sign an application for FTA Section 3510 Project Grant funding.

2. Authorizing a \$74,676.96 Appropriation From Local Transportation Development Impact Fees for Costs Related to the Monte Vista Avenue Widening Project

Amending the Fiscal Years 2013-18 Capital Improvement Program Adding Additional Funding to the Monte Vista Avenue Widening Project

The City Council took the following actions related to the Monte Vista Avenue Widening Project:

- (a) Authorized a \$74,676.96 appropriation from Local Transportation Development Impact fees for project costs.

(b) Amended the Fiscal Years 2013-18 Capital Improvement Program adding additional funding for the project.

3. Authorization to Purchase a Total Clean Pressure Washer Trailer Unit

The City Council authorized the purchase of a Total Clean pressure washer trailer unit for \$13,923.01.

4. Authorization of a \$12,048.54 Appropriation From the General Fund Contingency Fund to Upgrade Fuel Dispensing Systems to Meet South Coast Air Quality Management District Requirements for the Phase I Enhanced Vapor Recovery Program

The City Council authorized a \$12,048.54 appropriation from the General Fund Contingency Fund to upgrade fuel dispensing systems to meet South Coast Air Quality Management District requirements for the Phase I Enhanced Vapor Recovery Program.

5. Approval of Updated Listing of Designated Employees Required to File Statements of Economic Interests

The City Council approved an updated listing of designated employees required to file Statements of Economic Interests.

6. Approval of City Warrant Register and Payroll Documentation

The City Council approved the City Warrant Register dated December 1, 2014, totaling \$1,032,038.46 and the Payroll Documentation dated November 16, 2014, amounting to \$523,956.48, with \$367,178.63 being the total cash disbursement.

C. Agreements - None

IX. PULLED CONSENT CALENDAR ITEMS

D. Resolutions

1. Adoption of Resolution No. 14-3058, a Resolution of the City Council of the City of Montclair Bestowing Upon Leonard Paulitz the Honorary Title of "Council Member Emeritus of the City of Montclair"

Council Member Dutrey stated that it was an honor to meet and work closely with Council Member Paulitz. He noted Montclair would not be what it is today without the vision and leadership of Council Member Paulitz.

Moved by Council Member Dutrey, seconded by Mayor Eaton, and carried unanimously that the City Council adopt Resolution No. 14-3058, a Resolution of the City Council of the City of Montclair bestowing upon Leonard Paulitz the honorary title of "Council Member Emeritus of the City of Montclair."

Council Member Paulitz noted he appreciates receiving the title of Council Member Emeritus and pledged to honor the title.

X. RESPONSE - None

XI. COMMUNICATIONS

A. City Attorney

1. Report on Written Decision in the Matter of the Appeal of Shane Buschini

City Attorney Robbins reported that on November 12, 2014, the City Council held an appeal hearing regarding former City of Montclair Police Officer **Shane Buschini**. She noted the City Council considered the matter, reviewed the record, considered arguments, reviewed **Arbitrator Alexander Cohn's** decision, and rendered its decision to uphold the termination of **Mr. Buschini** and affirm the decision of **Mr. Cohn**.

B. City Manager/Executive Director

1. City Manager/Executive Director Starr commented as follows:

(a) He reminded the City Council of a tentatively scheduled appeal hearing for **Mr. Calvin Quach** on Monday, December 15, 2014, at 6:00 p.m. in the City Council Chambers before the regular City Council meeting.

(b) He advised that ethics training has been scheduled for City Council Members, management staff, and supervisors on Wednesday, December 3, 2014, at 3:00 p.m. in the City Council Chambers. He noted that Council Members are required by law to attend this training every two years.

(c) He noted a special meeting for the installation of Mayor Eaton, Mayor Pro Tem Ruh, and Council Member-Elect Martinez will be held on Thursday, December 4, 2014, at 5:00 p.m. in the City Council Chambers.

(d) He advised that City Hall would be closed from December 24, 2014 through January 1, 2015, and that

the City would resume normal business hours on Monday, January 5, 2015.

- (e) He announced the Christmas Tree Lighting Ceremony would be held on Thursday, December 4, 2014, at 6:00 p.m. following the swearing-in ceremony.
- (f) He stated that staff appreciates Council Member Paulitz very much and that executive management staff has provided him with two gifts: a new computer and an **iPhone 6** so that staff can call on him when his knowledge and guidance is needed.
- (g) He spoke of Council Member Paulitz's honorable service to the City of Montclair. He discussed projects that Council Member Paulitz has overseen, including advocating for a unified Zip Code for Montclair; construction of the Ramona Avenue grade separation; development of the Monte Vista Avenue Grade Separation project; construction of Mission and Holt Boulevards median island and street improvements; development of funding for construction of a new Police headquarters and Senior and Youth Centers; development of a community garden and fruit park; and continued development of quality housing infill projects.

He stated, "A tireless defender and promoter of Montclair, Leonard was consistently at the center of major issues affecting the community and served as a lightning rod for change and progress. In that regard, he responded to the call of President **John F. Kennedy** who, at the President's Inaugural Address, elevated and immortalized the dignity of public service when he proclaimed, 'Ask not what your country can do for you, ask what you can do for your country.'

"If you ask Leonard why he committed so many years of his life to an elected position, he would offer this unassuming response: 'Public service is a rewarding experience, and I am honored to have been given the privilege of serving the Montclair community as an elected representative at both the local and regional levels of government. What motivated me to dedicate myself to elected public service for nearly two thirds of my life was the chance to produce results for those people who entrusted me to be their voice and their champion. In retrospect, of all the challenges addressed during my years of public service, none have more meaning than the endearing relationships I have formed with colleagues, staff, and constituents and the positive

impacts brought to the community through my association with the passage of responsible public policies.'

"Self-describing his public service with sanitized clarity may be reflective of a humble nature; but the reality of Leonard's service is a far different truth.

"In a recent editorial, the *Inland Valley Daily Bulletin* called Leonard an 'icon'—a politician who symbolizes the very best in service and who is revered and idolized for his commitment.

"**Mahatma Gandhi** stated, 'The best way to find yourself is to lose yourself in the service of others.' For nearly 49 years, Leonard lost himself in the service of Montclair.

"We thank you, Leonard, for your service to the City of Montclair and for leaving us with a far better community than we otherwise could have imagined."

Council Member Paulitz thanked City Manager/Executive Director Starr for his touching remarks.

C. Mayor/Chairman

1. Mayor/Chairman Eaton thanked Council Member Paulitz for his service to the City and for being a wonderful teacher. He noted he has learned quite a bit from Council Member Paulitz since they began serving together on the Planning Commission in the 1970s.

Council Member Paulitz thanked Mayor Eaton and stated that it has been a pleasure to work with him on the Planning Commission and City Council.

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

1. Mayor Pro Tem/Vice Chairman Ruh commented as follows:
 - (a) He recognized **Assembly Member Rodriguez** for being named EMT of the Year.
 - (b) He noted he was honored to be invited to witness newly elected and reelected Assembly Members and Senators being sworn in at the State Capitol today.
 - (c) He recognized various local leaders and commended them on advancements in their political careers. He noted **Ms. Gloria Negrete-McLeod** has gone from serving as a Trustee and President on the **Chaffey**

College Board of Trustees, to the State Assembly and Senate, and now in the U.S. House of Representatives. He congratulated **Senator Norma Torres** on her election to the **U.S. House of Representatives.**

- (d) He spoke of the temporary nature of elected offices and thanked Council Member Paulitz for dedicating almost fifty years of service to the community.

Council Member Paulitz thanked Mayor Pro Tem Ruh.

- 2. Council Member/Director Dutrey commented as follows:
 - (a) He recognized former Mayor **Larry Rhinehart** and retired Fire Chief **Gary Turner** in the gallery this evening.
 - (b) He noted he would not be where he is today without Council Member Paulitz who, along with former **Mayor Rhinehart**, urged him to run for City Council. He added the most important lessons he learned from Council Member Paulitz were to provide service to the entire community and to develop strong relationships with other members of the Council and staff to "get three votes." He added that he would not say "Good-bye," because he knows Council Member Paulitz will continue to attend City Council meetings as a member of the community. He stated, "I look forward to continuing our relationship, and I look forward to discussing Montclair policy as you move on to retirement."

Council Member Paulitz thanked Council Member Dutrey for his kind words.

- 3. Council Member/Director Raft thanked Council Member Paulitz for serving almost fifty years and for making such a difference in Montclair, noting it will take some time for her to get used to not having him by her side at City Council meetings. She urged Council Member Paulitz to enjoy his retirement.
- 4. Council Member Paulitz stated he did not expect such a grand send-off. He noted the Senior Center's monthly birthday party was held in his honor this month and he felt so appreciated. He thanked everyone who gave presentations to him this evening. He stated, "It was a good ride; I enjoyed it very much. I do not regret any moment of being an elected or appointed official. I felt this was my hometown and I was going to contribute something towards it." He reiterated **President Kennedy's** quote, noting it is important to him that he contribute something to his country.

E. Committee Meeting Minutes

1. Minutes of Personnel Committee Meeting of November 17, 2014

The City Council received and filed the Personnel Committee meeting minutes of November 17, 2014, for informational purposes.

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

At 7:58 p.m., Mayor/Chairman Eaton adjourned the City Council, Successor Agency and Montclair Housing Corporation Boards of Directors, and Montclair Housing Authority Commissioners in honor of retiring Council Member Leonard C. Paulitz.

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

A handwritten signature in black ink, reading "Andrea M. Phillips". The signature is written in a cursive style and is positioned above a horizontal line.

Andrea M. Phillips
Administrative Specialist