

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, JANUARY 5, 2015, 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 Ann Schranz, Monte Vista Unitarian Universalist Congregation, gave the Invocation.

III. PLEDGE OF ALLEGIANCE

Mayor Pro Tem/Vice Chairperson Raft led those assembled in the Pledge.

IV. ROLL CALL

Present: Mayor/Chairman Eaton; Mayor Pro Tem/Vice Chairperson Raft; Council Members/Directors Dutrey and Martinez; 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; Deputy City Clerk Phillips

Absent: Council Member/Director Ruh (excused)

V. PRESENTATIONS

A. Introduction of New Employees

Police Chief/Public Safety Executive Director deMoet introduced **Ms. Jennifer Noritake**, who was appointed to the position of Police Dispatcher effective December 3, 2014. He discussed **Ms. Noritake's** background, including her education at UC Davis, work history as a dispatcher for the Sacramento and Elk Grove Police Departments and a part-time gymnastics teacher, and her hobbies including spending time with family and friends and going on adventures with her 3-year-old son, Blake.

Mayor Eaton welcomed Police Dispatcher Noritake to the Montclair City family and presented her with a City pin.

Police Chief/Public Safety Executive Director deMoet introduced **Mr. Jerry Thompson**, who was appointed to the position of Police Dispatcher effective December 8, 2014. He provided **Mr. Thompson's** background, including his family, education, previous work history in home medical equipment delivery, and his hobby as a motorcycle/auto racing hobbyist and enthusiast.

Mayor Eaton welcomed Police Dispatcher Thompson to the Montclair City family and presented him with a City pin.

Police Chief/Public Safety Executive Director deMoet introduced **Ms. Amanda Bergman**, who was appointed to the position of Police Officer effective January 5, 2015. He described **Ms. Bergman's**

impressive education achievements including graduating with honors from **American Career College** in the Medical Assisting Program in 2011 and graduating from the **San Bernardino Valley Basic Police Academy** in 2014. He discussed **Ms. Bergman's** hobbies including spending time with her family, watching sports, and being outdoors.

Mayor Eaton welcomed Police Officer Bergman to the Montclair City family and presented her with a City pin.

VI. PUBLIC COMMENT

Pursuant to Government Code Section 54954.3, Mayor Eaton announced that this section is intended to provide members of the public with an opportunity to address the Council on any subject that does not appear on tonight's agenda. He stated that each speaker will be afforded five minutes to address the City Council, the Successor Agency and Montclair Housing Corporation Boards of Directors, and the Montclair Housing Authority Commissioners.

- A. **Ms. Karen Haughey**, Field Representative, **San Bernardino County 4th District Supervisor Curt Hagman's Office**, introduced herself and explained that Supervisor Hagman is excited to represent the City of Montclair at the county level. She stated the City Council and staff could contact Supervisor Hagman at the San Bernardino County office at 385 N. Arrowhead Avenue, 5th Floor, San Bernardino, or the Chino Hills office at 14010 City Center Drive, Chino Hills.

VII. PUBLIC HEARINGS

- A. **Consider Adoption of Resolution No. 15-3060 Certifying That There Are No Nonprofit Agencies Readily Available to Provide Senior Transportation Services**

Mayor Eaton declared it the time and place set for public hearing related to adoption of Resolution No. 15-3060 certifying that there are no nonprofit agencies readily available to provide senior transportation services in the City of Montclair 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's glad that the City is going to be replacing the old bus to continue providing this service to Montclair's seniors.

Moved by Council Member Dutrey and seconded by Council Member Martinez that Resolution No. 15-3060, entitled, "**A Resolution of the City Council of the City of Montclair Certifying That There are No Nonprofit Agencies Readily Available to Provide Senior Transportation Services**" be adopted.

Resolution No. 15-3060 was adopted by the following vote:

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

VIII. CONSENT CALENDAR

Moved by Mayor Pro Tem/Vice Chairperson Raft, seconded by Council Member/Director Martinez, and carried unanimously by those present 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 Board Meeting of December 15, 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 December 15, 2014 regular joint meeting.

B. Administrative Reports

1. Setting a Public Hearing to Consider Approval of Tentative Tract Map No. 18986 for a Five-Lot Residential Subdivision at 11286 Fremont Avenue

The City Council set a public hearing for Tuesday, January 20, 2015, at 7:00 p.m. in the City Council Chambers to consider approval of Tentative Tract Map No. 18986 for a five-lot residential subdivision at 11286 Fremont Avenue.

2. Approval of Fiscal Year 2014-15 Schedule of Recommendations for Community Benefits Funding

The City Council approved the following Fiscal Year 2014-15 schedule of recommendations for community benefits funding:

FISCAL YEAR 2014-15
COMMUNITY BENEFITS ASSISTANCE PROGRAM
AGENCY FUNDING REQUESTS

<i>Requesting Agencies</i>	<i>FY 2014-15 Funding Requests</i>	<i>FY 2014-15 Recommen- dations</i>
(1) Foothill Family Shelter	\$ 2,000	\$ 1,500
(2) House of Ruth	1,500	1,000
(3) Incredible Edible Community Garden	5,000	1,500
(4) Montclair Community Collaborative	1,000	1,000
(5) Montclair Meals on Wheels	1,500	1,500
(6) Pomona Valley Workshop	3,371	1,500
(7) Project Sister	1,500	1,000
(8) Visiting Nurse Association/Inland Hospice	<u>\$ 7,500</u>	<u>\$ 1,000</u>
TOTALS	<u>\$23,371</u>	<u>\$10,000</u>

3. Approval of City Warrant Register and Payroll Documentation

The City Council approved the City Warrant Register dated January 5, 2015, totaling \$1,126,202.07 and the Payroll Documentation dated December 14, 2014, amounting to \$686,578.27 gross, with \$512,607.92 net being the total cash disbursement.

C. Agreements

1. Approval of Agreement No. 15-01 With Montclair Golden Girls Softball League; Agreement Nos. 15-02 and 15-03 with Montclair Little League; and Agreement Nos. 15-04, 15-05, and 15-06 With All Cities Youth Baseball for Use of

Ball Field Facilities

The City Council approved *Agreement No. 15-01* with Montclair Golden Girls Softball League; *Agreement Nos. 15-02* and *15-03* with Montclair Little League; and *Agreement Nos. 15-04, 15-05, and 15-06* with All Cities Youth Baseball for use of ball field facilities.

2. Approval of *Agreement No. 15-07* Amending *Agreement No. 14-06* with the San Bernardino County Department of Aging and Adult Services to Provide Additional Funding for the Senior Citizen Nutrition Program for Fiscal Year 2014-15

The City Council approved *Agreement No. 15-07* amending *Agreement No. 14-06* with the San Bernardino County Department of Aging and Adult Services to provide additional funding for the Senior Citizen Nutrition Program for Fiscal Year 2014-15.

D. Resolutions – None

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 requested that the City Council pull **Section XII. COUNCIL WORKSHOP – Item A. Calvin Quach Appeal Hearing**, to cancel the appeal hearing that was tentatively set to take place on January 20, 2015, due to ongoing negotiations between the appellant and staff.

Mayor/Chairman Eaton pulled **Item XII-A** and cancelled the City Council Workshop that was tentatively set to take place on January 20, 2015.

C. Mayor/Chairman

1. Mayor/Chairman Eaton commented as follows:

- (a) He noted he had a nice holiday break and is ready for the new year.
- (b) He announced that he attended a Metrolink tele-conference meeting.

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

1. Council Member/Director Martinez commented as follows:
 - (a) She wished everyone a Happy New Year.
 - (b) She noted she is happy to hear that the City will get funding to replace its bus.
 - (c) She requested an item be placed on the next agenda to discuss the display of "In God We Trust" in the Council Chambers.

Mayor Eaton noted the City Manager distributed a memo to the City Council explaining the controversy and potential legal issues related to the display of such language in a public building.

Executive Director Starr reiterated the controversy surrounding the issue and asked the City Council to give staff direction on how to proceed.

Council Member Dutrey recommended staff create a response item on the next agenda containing the contents of the memorandum that was distributed, and the Council could provide further direction to staff or take action at that time.

Mayor Eaton expressed his belief that approving such a display may bring turmoil to the City. He noted the City Council will need to proceed cautiously on this issue.

Mayor Pro Tem Raft concurred. She noted the invocation given at the beginning of each meeting does a good job at representing different religious beliefs and denominations, and that she did not want the City to seem exclusionary by displaying "In God We Trust." She recommended the City Council discuss the issue further.

City Attorney Robbins stated that discussion of this item should be postponed until it can be put on an agenda, because discussing an item that is not on the agenda is a violation of the Brown Act. She noted the Council may give direction to staff whether this item should be placed on an upcoming agenda, at which time the Council could hold a proper discussion and take action if desired.

Council Member Martinez stated her belief that the caution comes from the religious aspect of the phrase, but she is looking at it as the nation's motto.

2. Council Member/Director Dutrey commented as follows:
 - (a) He wished everyone a "Happy Year 2015."
 - (b) He thanked the staff of the Police, Fire, and Public Works Departments for working over the holidays when City Hall was closed.
 - (c) He noted his excitement for projects that will be coming to fruition in 2015.
3. Mayor Pro Tem/Vice Chairperson Raft stated she had no comments at this time.

E. Committee Meeting Minutes

1. Minutes of Personnel Committee Meeting of December 15, 2014

The City Council received and filed the Personnel Committee meeting minutes of December 15, 2014, for informational purposes.

2. Minutes of Code Enforcement Committee Meeting of December 15, 2014

The City Council received and filed the Code Enforcement Committee meeting minutes of December 15, 2014, for informational purposes.

XII. COUNCIL WORKSHOP

A. Calvin Quach Appeal Hearing

Mayor Eaton cancelled the Calvin Quach Appeal Hearing (See Section XI, Item B-1).

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

At 7:24 p.m., Mayor/Chairman Eaton adjourned the Successor Agency and Montclair Housing Corporation Boards of Directors, and the Montclair Housing Authority Commissioners.

At 7:24 p.m., the City Council went into Closed Session regarding labor negotiations pursuant to Government Code Section 54957.6.

XIV. CLOSED SESSION ANNOUNCEMENTS

At 8:10 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.

XV. ADJOURNMENT OF CITY COUNCIL

At 8:11 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
Deputy City Clerk