

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, MARCH 16, 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

Mayor/Chairman Eaton gave the Invocation.

III. PLEDGE OF ALLEGIANCE

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

IV. ROLL CALL

Present: Mayor/Chairman Eaton; Mayor Pro Tem/Vice Chairperson Raft; Council Members/Directors Dutrey, Ruh, 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

V. PRESENTATIONS

A. Introduction of New Employee

Public Works Director Hudson stated **Mr. Kresback** could not make it to tonight's meeting and advised the introduction would be postponed until the next meeting.

B. Presentation of Annual Donation by the Montclair Chamber of Commerce to Chaffey College for the Online to College Program

Mayor Eaton introduced **Ms. Darleen Curley**, President/Chief Executive Officer, **Montclair Chamber of Commerce**.

Ms. Curley thanked Mayor Eaton and the City Council for allowing the **Chamber** this opportunity to again present a donation from the banner program to the **Chaffey College Online to College** Program, which is a worthy effort to better educate our students and to give them better opportunities in life that the **Chamber** fully supports. She introduced **Chamber** First Vice Chair, **Barbara Johnson**.

Ms. Johnson presented a check for \$1,200 to **Chaffey College Foundation's** Executive Director of Foundation and Government Relations **Lisa Nashua** and Montclair High School Student and *Online to College* scholarship recipient **Kenneth Bergaño**.

Ms. Nashua thanked **Ms. Johnson** and the **Chamber of Commerce** as well as Mayor Eaton and the City Council for providing the forum for funding to be presented to the **Chaffey College Foundation**.

Mayor Eaton thanked everyone for attending the meeting.

C. **Proclamation Declaring April 1, 2015, as "Difference Makers Day" in the City of Montclair**

Mayor Eaton read a proclamation declaring April 1, 2015 as "Difference Makers Day" in the City of Montclair. He stated that the proclamation would be mailed to the **Barstow Youth Advisory Council**.

Mayor Eaton thanked audience members for their attendance and noted that those who would like to leave the meeting at this time could do so.

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. **Mr. Terry Singleton**, 5362 Palo Verde Street, Montclair, noted he is a member of the **Chino American Legion**, which is working with the **Veterans of Foreign Wars** and the **U.S. Department of Veterans Affairs** to bring a traveling **Vietnam Memorial Wall** to the region, and requested the City Council's support in bringing the wall to Montclair. **Mr. Singleton** stated he will be meeting with a representative from the Montclair Police Department on June 16, 2015, and appreciates their participation. He requested a meeting with the City Manager, the Public Works Director, and the Fire and Police Chiefs, and noted he anticipated gathering representatives from participant cities in a future meeting about the traveling **Vietnam Memorial Wall**. He added that he would also like to be included on a future agenda to discuss the project.

Mr. Singleton invited the City Council to the opening ceremony on July 1, 2016. He noted he would get the information to the City Council as soon as it is received by his organization.

Council Member Ruh stated that he is pleased to hear that staff is able to accommodate the memorial wall.

Council Member Dutrey stated he appreciates the organization bringing this project to the west end of the Inland Empire. He added that he would love to attend the opening ceremony event.

- B. **Mr. Sean Brunske**, 5472 Deodar Street, Montclair, made the following comments:

- He read an article in the **Inland Valley Daily Bulletin** about the **Montclair Plaza's** scheduled renovation, and also learned that the vacant lot across the street from **Costco** will soon be developed into a shopping center. He expressed his hope that these projects will attract new shoppers to the City.
- He noted **MacArthur Park**, which is located behind his home, was recently vandalized to an extreme degree with graffiti and lamented the lack of a strong Police presence in the area to deter such vandalism. He advised a Public Works employee worked all day to abate the graffiti. He noted one of his business's "for sale" signs was also tagged during the vandalism, which could not be recovered by the abatement worker. He recommended the City lock the gates to **MacArthur Park** at 8:00 p.m. to keep out vandals and litterers, adding beer bottles and cans are often found strewn about the park.

- He reported learning from an internet source that the City Manager's total compensation exceeds \$400,000 annually.

VII. PUBLIC HEARINGS – None

VIII. CONSENT CALENDAR

Moved by Council Member/Director Martinez, seconded by Council Member/Director Dutrey, and carried unanimously to approve the following Consent Items as presented:

A. Approval of Minutes

1. Minutes of the Regular Joint City Council/Successor Agency Board/MHC Board/MHA Commission Meeting of March 2, 2015

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 March 2, 2015 regular joint meeting.

B. Administrative Reports

1. Receiving and Filing of City Treasurer's Report

The City Council received and filed the City Treasurer's Report for the month ending February 28, 2015.

2. Approval of City Warrant Register and Payroll Documentation

The City Council approved the City Warrant Register dated March 16, 2015, totaling \$757,394.70, and the Payroll Documentation dated March 8, 2015, amounting to \$555,319.79 gross, with \$387,152.09 net 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 February 28, 2015.

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 2.01.15–2.28.15 in the amounts of \$37,251.42 for the Combined Operating Fund; \$0.00 for the Redevelopment Obligation Retirement Funds; \$0.00 from the Tax Exempt Bond Proceeds; and \$0.00 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 February 28, 2015.

6. Approval of MHC Warrant Register

The MHC Board approved the MHC Warrant Register dated 2.01.15–2.28.15 in the amount of \$58,099.27.

7. Receiving and Filing of MHA Treasurer's Report

The MHA Commissioners received and filed the MHA Treasurer's Report for the month ending February 28, 2015.

8. Approval of MHA Warrant Register

The MHA Commissioners approved the MHA Warrant Register dated 2.01.15–2.28.15 in the amount of \$0.00.

9. Setting a Public Hearing to Consider Approval of Tentative Tract Map No. 19943 for an 18-Lot Residential Subdivision at the Southeast Corner of Monte Vista Avenue and Howard Street

The City Council set a public hearing for Monday, April 6, 2015, at 7:00 p.m. in the City Council Chambers to consider approval of Tentative Tract Map No. 19943 for an 18-lot residential subdivision at the southeast corner of Monte Vista Avenue and Howard Street.

10. Rejecting All Bids Received for the Reeder Citrus Ranch Structural Stability Project and Authorizing Staff to Readvertise the Project

The City Council rejected all bids received for the Reeder Citrus Ranch Structural Stability Project and authorized staff to readvertise the project.

11. Approval of the Memorandum of Understanding Between the City of Montclair and Montclair City Confidential Employees' Association

The City Council approved the Memorandum of Understanding between the City of Montclair and Montclair City Confidential Employees' Association.

12. Approval of the Memorandum of Understanding Between the City of Montclair and Montclair Police Officers Association

The City Council approved the Memorandum of Understanding between the City of Montclair and Montclair Police Officers Association.

C. Agreements

1. Approval of *Agreement No. 15-15* with San Bernardino Flood Control District for a Municipal Separate Storm Sewer System and National Pollutant Discharge Elimination System Joint Defense Agreement

The City Council approved *Agreement No. 15-15* with San Bernardino Flood Control District for a Municipal Separate Storm Sewer System and National Pollutant Discharge Elimination System Joint Defense Agreement.

D. Resolutions

2. Adoption of Resolution No. 15-3067 Declaring the City's Intent to Vacate, Abandon, and Remove the Sidewalk West of 4350 Orchard Street and 4363 Rudisill Street and south of 10095 Amherst Avenue

Setting a Public Hearing to Consider Adoption of Resolution No. 15-3068 Ordering the Vacation, Abandonment, and Removal of the Sidewalk West of 4350 Orchard Street and 4363 Rudisill Street and South of 10095 Amherst Avenue

The City Council took the following actions:

- (a) Adopted Resolution No. 15-3067 declaring the City's intent to vacate, abandon, and remove the sidewalk west of 4350 Orchard Street and 4363 Rudisill Street and south of 10095 Amherst Avenue.
- (b) Set a public hearing for Monday, April 6, 2015, at 7:00 p.m. in the Montclair City Council Chambers to consider adoption of Resolution No. 15-3068 ordering the vacation, abandonment, and removal of the sidewalk west of 4350 Orchard Street and 4363 Rudisill Street and South of 10095 Amherst Avenue.

IX. PULLED CONSENT CALENDAR ITEMS

D. Resolutions

1. Adoption of Resolution No. 15-3066 Making Certain Findings for an Exception to the 180-Day Wait Period Pursuant to Government Code Sections 7522 and 21244

Moved by Council Member Dutrey and seconded by Mayor Pro Tem Raft that Resolution No. 15-3066, entitled, "**A Resolution of the City Council of the City of Montclair Making Certain Findings for an Exception to the 180-Day Wait Period Pursuant to Government Code Sections 7522 and 21244,**" be read by number and title only, further reading be waived, and it be declared adopted.

The City Council waived the reading of the Resolution.

Resolution No. 15-3066 was adopted by the following vote:

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

X. RESPONSE - None

XI. COMMUNICATIONS

A. City Attorney

B. City Manager/Executive Director

- 1. City Manager/Executive Director Starr commented as follows:
 - (a) He noted retired Montclair Fire Captain **Ted LaRue** recently passed away. He stated Mr. La Rue was a 30-year employee and served his entire career with the City. He noted becoming a firefighter was **Mr. LaRue's** childhood dream. He noted the City extends its deepest condolences to the family.
 - (b) He noted, in relation to comments made at the meeting tonight by **Mr. Brunske**, that he does not make \$400,000 per year, adding that he assumed the role of City Manager without a pay increase from his previous position. He stated he accepted a salary increase to \$218,000 in the fourth year of his City Manager contract.

He noted there is no pending proposal to increase his salary and likely will not be one in the near future. He stated, "I do not know where **Mr. Brunske** came up with that number, but it certainly isn't accurate."

He noted that many communities face the issue of graffiti and that some individuals will do an unusually large amount of graffiti in one evening, which is not typical. He stated a park next to **Mr. Brunske's** home was recently vandalized in this way, and it was taken care of within 24 hours. He added if the City could abate the graffiti on **Mr. Brunske's** sign, it would have been done; unfortunately, due to the materials the sign is made of, the abatement chemicals would damage the sign.

C. Mayor/Chairman

Mayor/Chairman Eaton reported that he attended **OmniTrans, SANBAG, IEUA Regional Sewage Policy Committee, and Metrolink** meetings, noting **Metrolink** has selected its new CEO, who will begin on April 16, 2015.

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

1. Council Member/Director Martinez commented as follows:

- (a) She reported she was recently joined by Montclair Firefighter Brian Ciszek on a tour of the **Upland Fire Department**. She noted the tour helped her realize the great opportunity that Montclair has to work toward a full merger of both Fire Departments in order to take advantage of the training opportunities and equipment that Upland has that could benefit Montclair's residents.
- (b) She thanked Council Member Dutrey for assisting her as a new Council Member, and congratulated him on recently becoming a grandfather.
- (c) She announced that the Human Services Department will be hosting an **Easter Eggstravaganza and Pancake Breakfast** on Saturday, April 4, 2015 from 9:00 a.m. to 11:00 a.m. at the Montclair Community Center.

2. Mayor Pro Tem/Vice Chairperson Raft commented as follows:

- (a) She noted that the **Vector Control Board** is holding an open house on Thursday night after the completion of a second-floor addition to the building.
- (b) She noted that **Mr. Brunske** cannot seem to keep his facts straight, suggesting he is perhaps reading the budget incorrectly. She added, regarding **Mr. Brunske's** comments on the police presence in light of the witnessed vandalism, "You can't be everywhere all the time; it's going to happen." She added the City does a great job at removing graffiti right away. She noted when vandals are caught they pay the price. She stated she believes the Police Department is doing a great job, and thanked staff for doing a great job.

3. Council Member/Director Dutrey commented as follows:

- (a) He noted he appreciates the City's installation of new microphones in the Council Chambers, and stated he believes the new system is working well.

- (b) He noted he attended the Little League opening with Council Member Ruh two weeks ago, adding it was nice to see the youth, their parents, coaches, and volunteers who made it possible. He stated **Los Angeles Dodgers** relief pitcher **Dennis Powell** attended the event as a special guest, and also pitched the first ball of the event.
 - (c) He noted he attended a housing summit in San Bernardino County two weeks ago, which was attended by **County Supervisors Josie Gonzales** and **James Ramos**. He stated the summit covered the risk of housing foreclosures, which include two factors: home equity credits and loan modifications, which are impacting homeowners' abilities to pay their mortgages.
 - (d) He recognized the Police Department, noting the Ferguson, Missouri police shooting incident highlights the fact that police officers are important for law and order. He stated police officers have two purposes in life: to protect lives and property and maintain order; and to go home to their families. He stated we should think about our police officers more and hope that the senseless police-directed violence stops.
 - (e) He stated the Code Enforcement/Public Safety Committee met tonight before the City Council meeting. He noted one item discussed was the development of an ordinance to strengthen the regulations for massage parlor pursuant to a new law that went into effect in January. He stated the City Attorney is working on the ordinance and it will likely come to Council in the summer.
 - (f) He stated his father, Jean Dutrey, turns 90 years old tomorrow, and wished him a happy birthday.
3. Council Member/Director Ruh commented as follows:
- (a) He stated the opening of the Little League was a very successful event. He noted it is admirable to see families, including single parents, that are very involved with their children.
 - (b) He noted the City of Montclair championed the **Online to College** program that presented a scholarship to a young man earlier this evening. He advised that free admission to community college for high school students is a great way to promote higher education, and students will work harder if they know they are going to be able to go to college. He added in today's global market, we are competing with other countries instead of just our neighbors for local jobs.
 - (c) He reported **Assembly Member Freddie Rodriguez** recently hosted a successful CPR class, which many Montclair residents attended. He noted that, as a trained EMT, **Assembly Member Rodriguez** would like to see at least one person in every home trained to perform CPR. He emphasized his appreciation for the Assembly Member hosting these events.
 - (d) He noted he read the report in the **Los Angeles Times** that reports the State of California has a one-year supply of water left before severe rationing will need to begin. He stated his hope that California residents take this drought seriously and take severe water-saving measures. He urged residents to consider transitioning

their yard landscaping to drought-tolerant plants, synthetic turf, or other alternatives to live plants.

- (e) He stated within ten years, California will be a majority-renter state and emphasized the need to deal with the affordability of housing in the state. He added that there are huge increases in minimum wage jobs, which is creating a job issue in the state. He expressed his belief that the state needs to address this issue by attracting businesses and industries that supply jobs with wages so that California residents can afford to own their homes.

E. Committee Meeting Minutes

1. Minutes of Code Enforcement/Public Safety Committee Meeting of February 17, 2015

The City Council received and filed the Code Enforcement/Public Safety Committee meeting minutes of February 17, 2015, for informational purposes.

2. Minutes of Public Works Committee Meeting of February 19, 2015

The City Council received and filed the Public Works Committee meeting minutes of February 19, 2015, for informational purposes.

3. Minutes of Personnel Committee Meeting of March 2, 2015

The City Council received and filed the Personnel Committee meeting minutes of March 2, 2015, for informational purposes.

XII. COUNCIL WORKSHOP

A. Montclair Police Department Update

Moved by Mayor Eaton, seconded by Council Member Ruh, and carried unanimously to continue this item to an adjourned meeting on Monday, April 6, 2015, 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 7:43 p.m., Chairman Eaton adjourned the Successor Agency and Montclair Housing Corporation Boards of Directors, and the Montclair Housing Authority Commissioners.

At 7:43 p.m., Mayor Eaton adjourned the City Council to Monday, April 6, 2015, at 5:45 p.m. in the City Council Chambers for the Montclair Police Department Update

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



Andrea M. Phillips
Deputy City Clerk