

MINUTES OF THE REGULAR JOINT MEETING OF THE MONTCLAIR CITY COUNCIL, SUCCESSOR AGENCY AND MONTCLAIR HOUSING CORPORATION BOARDS, MONTCLAIR HOUSING AUTHORITY COMMISSION, AND MONTCLAIR COMMUNITY FOUNDATION BOARD HELD ON MONDAY, FEBRUARY 1, 2016, AT 7:00 P.M. IN THE CITY COUNCIL CHAMBERS, 5111 BENITO STREET, MONTCLAIR, CALIFORNIA

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**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 Eaton gave the Invocation.

**III. PLEDGE OF ALLEGIANCE**

Council Member Ruh led those assembled in the Pledge.

**IV. ROLL CALL**

Present: Mayor/Chairman Eaton; Mayor Pro Tem/Vice Chairperson Raft; Council Members/Directors Dutrey, and Ruh; City Manager/Executive Director Starr; Deputy City Manager/Economic Development Executive Director Staats; Community Development Director Lustro; Public Works Director Hudson; Finance Director Parker, City Attorney Robbins; Deputy City Clerk Phillips

Absent: Council Member/Director Martinez (arrived at 7:01 p.m.)

**V. PRESENTATIONS**

**A. Holiday Food and Toy Drive Certificates of Appreciation**

Fire Chief Segalla announced that the City of Montclair would like to recognize Montclair businesses and organizations for their outstanding support of the City's 2015 Annual Holiday Food and Toy Drive, stating that the program received over 600 donated toys that were distributed to over 400 children in need. He introduced **Mr. Octavio Aguilar**, Target representative and storage manager.

Mayor Eaton thanked **Mr. Aguilar** and presented him with a framed certificate.

Mayor Eaton recognized **Fourth District County Supervisor Curt Hagman** on behalf of the City Council for his donation of turkeys for Montclair's Holiday Food and Toy Program, presenting him with a City plaque. He stated, "Through your generous donation, over 180 Montclair families were given a turkey to serve for their holiday dinner." He thanked **Supervisor Hagman's** staff for assisting with the distribution of turkeys and thanked him again for his generosity and for making the holidays brighter for less fortunate Montclair families.

**Supervisor Hagman** noted he is pleased to contribute to wonderful programs throughout the County's fourth district.

**B Introduction of New Employees**

Fire Chief Segalla introduced **Ulises Baeza**, who entered his position as a Firefighter/Paramedic on January 19, 2016. He noted that **Ulises** lives in Fontana with his parents and older brother, and

joined the Fontana Fire Explorers when he was fourteen years old. He went on to serve as the Fire Explorer Chief and an Explorer Advisor. He graduated from **A.B. Miller High School** in 2008.

Prior to his employment with the Montclair Fire Department, **Ulises** worked for the **San Bernardino County Fire Department** where he completed their Fire Academy in 2010. He attended **UCLA's** Paramedic Education Program in 2013 and has worked at **American Medical Response (AMR)** for the Redlands and Rancho Cucamonga division for approximately two years.

In his spare time, **Ulises** enjoys spending time with family and friends. He thanks them for their support, noting he looks forward to utilizing his knowledge and skills in his new position with the City.

Mayor Eaton welcomed Firefighter/Paramedic Baeza to the Montclair City family and presented him with a City pin.

Fire Chief Segalla introduced **Christian Noboa**, who began his position as a Firefighter/Paramedic on January 19, 2016. He noted that **Christian** lives in Diamond Bar with his mother and younger sister. He graduated from **Walnut High School** in 2008 and completed the EMT program at **Mt. San Antonio College** in 2010, Fire Academy in 2012, and the Paramedic Program in 2014. He also earned an Associate's Degree in Fire Technology and Emergency Medical Services from **Mt. SAC**.

Before coming to Montclair, **Christian** worked as a Paramedic for over a year at **AMR**, Redlands and Rancho Cucamonga division. He also previously worked at the **La Verne Fire Department** as an apprentice Firefighter. He is currently a Paramedic/EMT Skills Instructor for the **Mt. SAC** EMT Program.

When not working, **Christian** enjoys spending time with his family and friends, going to concerts, playing softball, surfing, and snowboarding. He is grateful for his family and friends for their support and encouragement of him in his career path and is thankful for this opportunity to protect and serve this great community.

Mayor Eaton welcomed Firefighter/Paramedic Noboa to the Montclair City family and presented him with a City pin.

## VI. PUBLIC COMMENT

Pursuant to Government Code Section 54954.3, Mayor/Chairman 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, the Montclair Housing Authority Commissioners, and the Montclair Community Foundation Board of Directors.

- A. **Mr. Bruce Culp**, 9016 Sycamore Avenue, noted he is pleased to see that the City Council will be addressing an item on tonight's agenda regarding funding for improvements at the **Transcenter** and along the **Pacific Electric Trail**. He noted that he often runs and bicycles on the trail and would like the City to consider improving the lighting along the trail, advising the lights are currently spaced rather far apart and the path is not well-lit at night.

## VII. PUBLIC HEARINGS

- A. **Consider Projects and Prioritization of Funding for the Fiscal Year 2016-17 Community Development Block Grant Program**

Mayor Eaton declared it the time and place set for public hearing

related to projects and prioritization of funding for the Fiscal Year 2016–17 Community Development Block Grant (CDBG) Program 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 Council Member Ruh and seconded by Council Member Dutrey that the City Council approve projects and prioritization of funding for the Fiscal Year 2016–17 Community Development Block Grant Program.\*

Council Member Dutrey asked why staff selected the San Bernardino Street alley over other alleys in the City for improvements.

Community Development Director Lustro stated that this alley was in the worst condition out of all of the other alleys located within the boundaries of the eligible CDBG project area.

Council Member Ruh noted he is pleased to see graffiti abatement on the list and asked if any other funding is available from the state or county for graffiti abatement.

City Manager Starr indicated that the state does not provide funding for this type of public service and that the CDBG funding is county-provided funding. He further noted that the state funds graffiti abatement in the freeway system.

\*The City Council approved projects and prioritization of funding for the Fiscal Year 2016–17 Community Development Block Grant Program by the following vote:

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

## VIII. CONSENT CALENDAR

Moved by Council Member/Director Dutrey, seconded by Mayor Pro Tem/Vice Chairperson Raft, and carried unanimously to approve the Consent Calendar, as presented:

### A. Approval of Minutes

#### 1. Minutes of the Regular Joint City Council/Successor Agency Board/MHC Board/MHA Commission/MCF Board Meeting of January 19, 2016

The City Council, City Council acting as successor to the Redevelopment Agency Board of Directors, Montclair Housing Corporation Board of Directors, Montclair Housing Authority Commissioners, and Montclair Community Foundation Board of Directors approved the minutes of the January 19, 2016 regular joint meeting.

### B. Administrative Reports

#### 1. Authorizing Mayor Eaton to Sign All Applications and Agreements with Southern California Edison Company for On-Bill Financing for the Installation of LED Lights and Fixtures at Various City Facilities

The City Council authorized Mayor Eaton to sign all applications and agreements with Southern California Edison Company for on-bill financing for the installation of LED lights and fixtures at various City facilities.

**2. Approval of City Warrant Register and Payroll Documentation**

The City Council approved the City Warrant Register dated February 1, 2016, totaling \$1,244,632.76; and the Payroll Documentation dated January 24, 2016, amounting to \$595,402.12 gross, with \$403,672.27 net being the total cash disbursement.

**C. Agreements**

**1. Approval of *Agreement No. 16-10* with San Bernardino County Fire Protection District to Receive Approximately \$12,067 from the FY2015 Homeland Security Grant Program to Purchase Emergency Preparedness Equipment for the Fire Department.**

The City Council approved *Agreement No. 16-10* with San Bernardino County Fire Protection District to receive approximately \$12,067 from the FY2015 Homeland Security Grant Program to purchase emergency preparedness equipment for the Fire Department.

**2. Approval of *Agreement No. 16-11* with Graffiti Tracker, Inc., for Continued Use of its Database to Track and Analyze Graffiti**

**Authorizing a \$3,300 Appropriation from the Prop 30/AB 109 Fund to Pay the Costs Associated with *Agreement No. 16-11***

The City Council took the following actions:

- (a) Approved *Agreement No. 16-11* with Graffiti Tracker, Inc., for continued use of its database to track and analyze graffiti.
- (b) Authorized a \$3,300 appropriation from the Prop 30/AB 109 Fund to pay the costs associated with *Agreement No. 16-11*.

**3. Approval of *Agreement No. 16-12* with San Bernardino County Fire Protection District to Receive Approximately \$22,593 from the FY2015 Homeland Security Grant Program to Purchase Emergency Preparedness Equipment for the Police Department.**

The City Council approved *Agreement No. 16-12* with San Bernardino County Fire Protection District to receive approximately \$22,593 from the FY2015 Homeland Security Grant Program to purchase emergency preparedness equipment for the Police Department.

**4. Approval of *Agreement No. 16-13* with San Bernardino County Transportation Commission for Metrolink Transcenter Accessibility Improvements**

The City Council approved *Agreement No. 16-13* with San Bernardino County Transportation Commission for Metrolink Transcenter accessibility improvements.

**5. Approval of *Agreement No. 16-14* with Monte Vista Water District for Improvements Related to the Monte Vista Avenue/Union Pacific Railroad Grade Separation Project**

The City Council approved *Agreement No. 16-14* with Monte Vista Water District for improvements related to the Monte Vista Avenue/Union Pacific Railroad Grade Separation Project.

**D. Resolutions**

- 1. Adoption of Resolution No. 16-3109 Authorizing Support for an Energy Partnership Between Southern California Edison, Southern California Gas, and San Bernardino Associated Governments to be Known as San Bernardino Regional Energy Partnership**

The City Council adopted Resolution No. 16-3109 authorizing support for an energy partnership between Southern California Edison, Southern California Gas, and San Bernardino Associated Governments to be known as San Bernardino Regional Energy Partnership.

- 2. Adoption of Resolution No. 16-3110 Authorizing Placement of Liens on Certain Properties for Delinquent Sewer and Trash Charges**

The City Council adopted Resolution No. 16-3110 authorizing placement of liens on certain properties for delinquent sewer and trash charges as listed on Exhibit A of said Resolution.

- 3. Adoption of Resolution No. 16-3111 Authorizing Filing of Application, Verification that Sufficient Funds are Available, and that All Other Matters Prerequisite to Awarding Contract for Construction of the Monte Vista Avenue Grade Separation Project Have Been or Will Be Undertaken**

The City Council adopted Resolution No. 16-3111 authorizing filing of application, verification that sufficient funds are available, and that all other matters prerequisite to awarding contract for construction of the Monte Vista Avenue Grade Separation Project have been or will be undertaken.

**IX. PULLED CONSENT CALENDAR ITEMS - None**

**X. RESPONSE - None**

**XI. COMMUNICATIONS**

**A. City Department Reports**

**1. Police Department**

- a. Battle of the Badges Blood Drive - Public Safety Executive Director deMoet stated that the Police Department plans to again participate in the annual Battle of the Badges Blood Drive after a successful first year in 2015. He noted that Lieutenant Kumanski would be coordinating the effort this year.**

Lieutenant Kumanski advised that the Police Department is coordinating the event with the Human Services Department and that the blood drive will take place in the Montclair Senior Center on Tuesday, February 16, 2016, from 2:00 to 8:00 p.m. Walk-ins are welcome and ID is required to donate.

Council Member Ruh asked if there is any news on the Police Department's acquisition of its blood hound K-9 unit.

Public Safety Executive Director deMoet advised that the delivery of the dog has been delayed until March or April and that he would provide a more thorough update to the Council at a future meeting.

**2. Public Works Department**

- a. Capital Projects Update**

Public Works Director Hudson reported the following:

- *Fitness Center Remodel Phase 2 Project* - **Rasmussen Brothers Construction, Inc.**, the contractor on this project, will begin construction on February 19, 2016. He advised this contractor also successfully completed two projects last year, the *Fitness Center Remodel Phase 1 Project*, and the *Reeder Citrus Ranch Stabilization Project*, the second of which was completed with no change requests. He advised the current project will take about two months to complete and will triple the size of the existing community fitness center.
- *Monte Vista Grade Separation Project* - The plan submittal for this project was completed at the end of the year for final review by **SANBAG's** construction manager, and the consultant has received comments back to incorporate into the plans, which should be completed this week. All utility companies (**Verizon, Time Warner, AT&T, SoCalGas, and Edison**) are working on plans to relocate their utilities, which are each 65 percent or more complete, allowing the City to obtain right-of-way certification from **CalTrans** in order to advertise the project. The City also submitted plan specifications and cost estimate certification for approval by **CalTrans**, which should be completed in about a month without issue. The project will be able to move forward once a construction and maintenance agreement is reached between the City, **Union Pacific Railroad**, and **SANBAG**. The final item is to purchase right-of-way from **Union Pacific Railroad**, which will be discussed in tonight's closed session.

## B. City Attorney

City Attorney Robbins requested the City Council meet in closed session regarding the following matters:

### 1. Closed Session Pursuant to Government Code Section 54956.8 Regarding Real Property Negotiations

Properties: 4304 Kingsley Street (APN 1009-391-21)  
4324 Kingsley Street (APN 1009-391-22)

Agency Negotiator: Marilyn Staats, Deputy City Manager

Negotiating Parties: City of Montclair and Cynthia L. Cox

Under Negotiations: Recommendations Regarding Purchase Price.

### 2. Closed Session Pursuant to Government Code Section 54956.8 Regarding Real Property Negotiations

Properties: APN 1011-012-02 (no address)  
APN 1011-012-09 (no address)  
APN 1012-101-05 (no address)  
APN 1012-080-09 (no address)

Agency Negotiator: Michael C. Hudson, Public Works Director/City Engineer

Negotiating Parties: City of Montclair and Union Pacific Railroad

Under Negotiations: Recommendations Regarding Acquisition of Easements on Subject Properties in Conjunction with Monte Vista Avenue/ Union Pacific Grade Separation Project.

**C. City Manager/Executive Director**

City Manager/Executive Director Starr commented as follows:

1. He noted the City Council approved *Agreement No. 16-13* this evening, which allows the City to receive a portion of the \$4.7 million in available grant funding from the **San Bernardino Transportation Commission's** Active Transportation Program to improve bicycle and transportation access to Metrolink stations. He advised the projects in Montclair that will be funded are projects the City had already planned to fund with bond funding; however, now the City can use the bond funding for other purposes and will expand the amount of improvement projects throughout the City. He noted this funding received is only the first phase of funding, although it is unknown how much will be available in the future.
2. He reminded the City Council that the Midyear Budget Review workshop has been scheduled for Thursday, February 18, 2016, at 6:00 p.m. in the City Council Chambers.

**D. Mayor/Chairman**

Mayor Eaton advised that he attended **Pomona Valley Workshop's** Fiftieth Anniversary dinner and was honored to install its new Board Members.

**E. City Council/Successor Agency Board/MHC Board/MHA Board/MCF Board**

1. Council Member/Director Martinez commented as follows:
  - (a) She congratulated Public Safety Executive Director deMoet on the arrival of his newborn daughter, **Piper deMoet**.
  - (b) She recognized Lieutenant Kumanski for his extraordinary outreach efforts.
  - (c) She announced that 103-year-old Senior Center volunteer **Mary Cotter** is retiring from service.\*
  - (d) She stated that she regretfully missed the last **Chamber of Commerce** networking breakfast event, which was the first hosted by its new President/Executive Director **Myra Kirscht**. She noted that from what she heard, there was a high turn-out. She encouraged the community to attend these networking breakfasts, which are held on the second Thursday of each month at 7:30 a.m. at **Magdaleno's** in Upland. Attendance is \$15 for members and \$20 for non-members.
  - (e) She wished everyone a Happy Valentine's Day.
  - (f) She noted that **Inland Empire Utilities Agency** will be hosting her, along with Public Works Director Hudson, on a tour of the **State Water Project and Sacramento-San Joaquin Delta** this weekend in Sacramento.
  - (g) She announced that on Thursday, February 4, 2016, at 6:00 p.m. she will be speaking at a "Women in Politics" panel sponsored by **IGNITE**, a nonprofit organization that educates and empowers young women to become involved in politics.

\*Human Services Director Richter clarified that **Ms. Cotter** is recovering at home from a hip injury after falling down. However, she indicated that **Ms. Cotter** has expressed that she wishes to return to volunteer service as soon as she recovers.

2. Mayor Pro Tem/Vice Chairperson Raft commented as follows:
  - (a) She congratulated Public Safety Executive Director deMoet on the new addition to his family.
  - (b) She reported that the **West Valley Mosquito and Vector Control District** warns that there have been outbreaks in many countries of a tropical vector-transmitted disease, the Zika virus, which can cause birth defects in unborn children if the mother becomes infected while pregnant. She noted there has been no evidence of mosquitoes carrying the disease in California, but the District is urging the public to take precautionary steps to avoid mosquito bites by removing standing water and wearing insect repellent when going outside.
  - (c) She noted she was excited to learn that Montclair was not the *most* boring city in California—and that it ranked 353rd most boring out of 454 cities with populations over 2,000 in the state, according to the **Roadsnacks** website.
3. Council Member/Director Dutrey commented as follows:
  - (a) He welcomed Public Safety Executive Director deMoet's new daughter to the Montclair City family.
  - (b) He thanked Lieutenant Kumanski for running this year's **Battle of the Badges** blood drive, and stated he plans to donate blood during the drive.
  - (c) He asked if the community fitness center would be getting new equipment after the upgrade project is complete.

City Manager advised that Human Services Director Richter is seeking grants to fund the purchase of new equipment, and if a grant cannot be secured it will likely be in next year's budget request.
  - (d) He noted that he visited the new **Starbucks and Sleep Number** stores in the new **Montclair Shoppes** center.
  - (e) He noted that although there have been reports of misconduct at the skate park, he witnessed youth and families enjoying the park properly over the weekend.
  - (f) He congratulated staff on securing a grant from **San Bernardino Associated Governments** for accessibility upgrades to the **Transcenter**.
  - (g) He reemphasized his desire to see new development and construction at **Montclair Place** this year.
  - (h) He stated today is the first day of the primary election beginning with the Iowa Caucus. He noted it is a historical moment because citizens are loudly voicing displeasure with their current elected officials.
4. Council Member/Director Ruh commented as follows:
  - (a) He commented that he feels 20 percent of the youth misusing the skate park shouldn't ruin it for the other 80 percent.

- (b) He noted last Saturday, **State Senator Connie Leyva**, 20th Senate District, hosted a Young Senators career day in the Civic Center's South Conference Room. He noted that he spoke encouraging the students to make college a priority, advising that there is financial help for those whose families cannot afford tuition, which is how he paid for college. He also spoke about Montclair's **Online to College** program for **Montclair High School** students to attend **Chaffey College** for two years tuition-free.
- (c) He noted that the weekend storm was sorely needed but is nowhere near enough to alleviate the water shortage in the state. He encouraged residents to continue conservation efforts.
- (d) He recognized **Southern California Edison** for its work in addressing the power outage during the storm and quickly restoring power to residents.
- (e) He noted he judged science fair projects at **El Camino Elementary School**.
- (f) He warned pet owners of a new disease that affects dogs that are younger than one year old, noting if residents observe lethargy and loss of appetite in their puppies they should immediately take them to see a veterinarian.

**F. Committee Meeting Minutes**

**1. Minutes of Code Enforcement/Public Safety Committee Meeting of January 19, 2016**

The City Council received and filed the minutes of the Code Enforcement/Public Safety Committee meeting of January 19, 2016, for informational purposes.

**2. Minutes of Personnel Committee Meeting of January 19, 2016**

The City Council received and filed the minutes of the Personnel Committee meeting of January 19, 2016, for informational purposes.

**XII. ADJOURNMENT OF SUCCESSOR AGENCY, MONTCLAIR HOUSING CORPORATION BOARD OF DIRECTORS, MONTCLAIR HOUSING AUTHORITY COMMISSIONERS, AND MONTCLAIR COMMUNITY FOUNDATION BOARD OF DIRECTORS**

At 7:44 p.m., Chairman Eaton adjourned the Successor Agency and Montclair Housing Corporation Boards of Directors, the Montclair Housing Authority Commissioners, and the Montclair Community Foundation Board of Directors.

At 7:50 p.m., the City Council went into Closed Session regarding real property negotiations pursuant to Government Code Sections 54956.8.

**XIII. CLOSED SESSION ANNOUNCEMENTS**

At 8:05 p.m., the City Council returned from Closed Session. Mayor Eaton announced the City Council met in Closed Session regarding real property 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 8:05 p.m., Mayor Eaton adjourned the City Council.

Submitted for City Council/Successor Agency Board/Montclair Housing Corporation Board/ Montclair Housing Authority Commissioners/ Montclair Community Foundation Board approval.

  
 Andrea M. Phillips, Deputy City Clerk