

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 TUESDAY, SEPTEMBER 3, 2019, AT 7:00 P.M. IN THE MONTCLAIR SENIOR CENTER, 5111 BENITO STREET, MONTCLAIR, CALIFORNIA

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**I. CALL TO ORDER**

Mayor/Chair Dutrey called the meeting to order at 7:00 p.m.

**II. INVOCATION**

**Pastor Joe McTarsney, Calvary Montclair**, gave the invocation.

**III. PLEDGE OF ALLEGIANCE**

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

**IV. ROLL CALL**

Present: Mayor/Chair Dutrey; Mayor Pro Tem/Vice Chair Raft; Council Members/Directors Ruh and Johnson

City Manager/Executive Director Starr; Director of Administrative Services and Human Resources Hamilton; Finance Director Parker; Public Works Director/City Engineer Castillo; Community Development Director Diaz; City Attorney Robbins; City Clerk Phillips

Absent: Council Member/Director Martinez (excused)

**V. PUBLIC COMMENT**

**Ms. Corina Terrero, Montclair Towncenter (MTC)** resident/homeowner, reiterated her opposition to the addition of permit parking on the west side of Fremont Avenue, and urged the City Council to allow it to continue to operate as a public street.

City Manager Starr indicated the City Council was provided with a comprehensive memorandum this afternoon detailing the issue including its history and staff's analysis of the current situation. He indicated the item is scheduled to be brought back to the City Council for consideration in mid-October.

**VI. PUBLIC HEARINGS**

**A. Second Reading — Consider Adoption of Ordinance No. 19-986 Amending Chapter 6.22 of the Montclair Municipal Code to Permit the Use of Certain Wheeled Recreational Devices in Designated Skateboarding/Skating Areas**

Mayor Dutrey declared it the time and place set for public hearing related to Ordinance No. 19-986 and invited comments from the public.

There being no one in the audience wishing to speak, Mayor Dutrey closed the public hearing and returned the matter to the City Council for consideration.

Moved by Council Member Ruh and seconded by Council Member Johnson, and carried 4-0 that Ordinance No. 19-986, entitled "**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MONTCLAIR AMENDING CHAPTER 6.22 ("REGULATION OF SKATEBOARDING/SKATING") OF THE MONTCLAIR MUNICIPAL CODE PERMITTING THE USE OF CERTAIN WHEELED RECREATIONAL DEVICES IN THE MONTCLAIR SKATE PARK AND OTHER DESIGNATED SKATEBOARD/SKATING AREAS,**" be read by number and title only, further reading be waived, and this be declared its second reading; and that Ordinance No. 19-986 be adopted.

The City Council unanimously waived the reading of the Ordinance.

Ordinance No. 19-986 was adopted by the following roll call vote:

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

## VII. CONSENT CALENDAR

Council Member Johnson requested Item B-3 be pulled from the consent calendar for comment.

Mayor Dutrey requested Item B-2 be pulled from the consent calendar for comment.

Moved by Council Member/Director Ruh, seconded by Mayor Pro Tem Raft, and carried unanimously 4-0 that the City Council approve the remainder of the Consent Calendar, as presented:

### A. Approval of Minutes

#### 1. Regular Joint Meeting — August 19, 2019

The City Council, Successor 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 August 19, 2019 regular joint meeting.

### B. Administrative Reports

#### 1. Approval of Parcel Merger No. 2019-3 for Six Parcels Generally Located on the Southwest Corner of Central Avenue at Moreno Street

The City Council approved Parcel Merger No. 2019-3 for six parcels generally located on the southwest corner of Central Avenue at Moreno Street.

#### 4. Authorizing the Appropriation of \$2,784 from the Federal Asset Forfeiture Fund to Purchase a Steel Storage Container for use by the Assigned Guard Service at the Transcenter

The City Council authorized the appropriation of \$2,784 from the Federal Asset Forfeiture Fund to purchase a steel storage container for use by the assigned guard service at the Transcenter.

#### 5. Authorizing a \$5,000 Appropriation from the State Asset Forfeiture Fund for the Purchase of Goods and Services for a Public Safety Open House Event to be Held at the Police Department

The City Council authorized a \$5,000 appropriation from the State Asset Forfeiture Fund for the purchase of goods and services for a public safety open house event to be held at the Police Department.

#### 6. Approval of City Warrant Register and Payroll Documentation

The City Council approved the City Warrant Register dated September 3, 2019, totaling \$1,226,824.05; and the Payroll Documentation dated August 4, 2019, amounting to \$650,998.18 gross, with \$459,453.89 net being the total cash disbursement.

### C. Agreements

#### 1. Approval of Agreement No. 19-80, a Labor Agreement for Management (Nonsafety and Safety) Employees Regarding the Terms and Conditions of Employment for the Period of July 1, 2019 to June 30, 2021

**Approval of *Agreement No. 19-81*, a Labor Agreement for Executive Management Employees Regarding the Terms and Conditions of Employment for the Period of July 1, 2019 to June 30, 2021**

**Approval of *Agreement No. 19-84*, a Memorandum of Understanding with the Montclair General Employees' Association for the Period of July 1, 2019 to June 30, 2021**

The City Council took the following actions:

- (a) Approved *Agreement No. 19-80*, a Labor Agreement for Management (nonsafety and safety) employees regarding the terms and conditions of employment for the period of July 1, 2019 to June 30, 2021.
- (b) Approved *Agreement No. 19-81*, a Labor Agreement for Executive Management employees regarding the terms and conditions of employment for the period of July 1, 2019 to June 30, 2021.
- (c) Approved *Agreement No. 19-84*, a Memorandum of Understanding with the Montclair General Employees' Association for the period of July 1, 2019 to June 30, 2021.

**2. Approval of *Agreement No. 19-82*, the First Amendment to *Agreement No. 17-74* with Moule & Polyzoides Regarding Preparation of the Montclair Place District Specific Plan**

**Approval of *Agreement No. 19-83*, the Second Amendment to *Agreement No. 17-75* (as Amended by *Agreement No. 18-75*) with Dudek Regarding Preparation of the Environmental Documentation for the Montclair Place District Specific Plan**

The City Council took the following actions:

- (a) Approved *Agreement No. 19-82*, the first amendment to *Agreement No. 17-74* with Moule & Polyzoides regarding preparation of the Montclair Place District Specific Plan.
- (b) Approved *Agreement No. 19-83*, the second amendment to *Agreement No. 17-75* (as amended by *Agreement No. 18-75*) with Dudek regarding preparation of the environmental documentation for the Montclair Place District Specific Plan.

**VIII. PULLED CONSENT CALENDAR ITEMS**

**B. Administrative Reports**

**2. Approval of a Conceptual Reeder Ranch Park Plan Associated with Park Development & Community Revitalization Program Grant Application and Authorizing the Filing of a CEQA Notice of Exemption for the Proposed Project**

Mayor Dutrey stated the City Council's approval of this concept for a park next to the Reeder Ranch property will allow the City to complete a grant application for the development for a new park that will include a walking trail, playground, parking lot, and a community center.

Moved by Mayor Dutrey, seconded by Council Member Ruh, and carried unanimously 4-0 that the City Council approve a conceptual Reeder Ranch Park Plan associated with a Park Development & Community Revitalization Program grant application and authorize the filing of a CEQA Notice of Exemption for the proposed project.

**3. Authorizing the Expenditure of \$34,628 from the Fire Department Fiscal Year 2019-20 Budget to Purchase Auto Extrication Tools**

Council Member Johnson stated she spoke to firefighters regarding this item and learned that the current equipment being used would not work on certain vehicles, including her own, in a life-saving situation. She emphasized her support for the Fire Department's acquisition of upgraded equipment.

Moved by Council Member Johnson, seconded by Council Member Ruh, and carried unanimously 4-0 that the City Council authorize the expenditure of \$34,628 from the Fire Department Fiscal Year 2019-20 Budget to purchase auto extrication tools.

**IX. BUSINESS ITEMS**

**A. Consider Adoption of Resolution No. 19-01 Approving the Issuance of Refunding Bonds in Order to Refund Certain Outstanding Bonds of the Dissolved City of Montclair Redevelopment Agency, Approving the Execution and Delivery of an Indenture of Trust Relating Thereto, Requesting Oversight Board Approval of the Issuance of the Refunding Bonds, Requesting Certain Determinations by the Oversight Board, and Providing for Other Matters Properly Relating Thereto**

Finance Director Parker indicated the Board's approval of this item would allow the Successor Agency to refund seven outstanding bond issues and re-issue them as a single issue, which will produce a total of \$2 million in savings for the Agency over ten years.

Moved by Director Ruh, seconded by Director Johnson, and carried 4-0 that the Successor Agency Board adopt Resolution No. 19-01 approving the issuance of refunding bonds in order to refund certain outstanding bonds of the dissolved City of Montclair Redevelopment Agency, approving the execution and delivery of an Indenture of Trust relating thereto, requesting Oversight Board Approval of the issuance of the refunding bonds, requesting certain determinations by the Oversight Board, and providing for other matters properly relating thereto.

**X. COMMUNICATIONS**

**A. City Department Reports — No reports**

**B. City Attorney**

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

**1. Closed Session Pursuant to Government Code Section 54957.6 Regarding Conference with Designated Labor Negotiator Edward C. Starr**

Agency: City of Montclair  
Employee Management  
Organizations: Montclair City Confidential Employees Assn.  
Montclair General Employees Association  
Montclair Fire Fighters Association  
Montclair Police Officers Association

**C. City Manager/Executive Director**

City Manager Starr reported the upgrades in the Council Chambers are scheduled to be completed on schedule and the City Council meetings should return to their original location in October.

#### D. Mayor/Chair

Mayor/Chair Dutrey made the following comments:

1. He noted he and Council Member Ruh attended a meeting with officials from the City of Claremont regarding the **Gold Line**, at which Claremont reaffirmed its dedication to get the **Gold Line** to Montclair.
2. He acknowledged the recent passing of former Pomona mayor and Assembly Member **Charles “Chuck” Bader**, extended his condolences to **Mr. Bader’s** family and friends, and stated tonight’s meeting would be adjourned in his memory.
3. He noted with summer finally coming to an end, he looks forward to cooler weather ahead.
4. He reported that he and Council Members Ruh and Johnson attended a ribbon cutting ceremony for a new Wellness, Arts, & Technology Center at **Vernon Middle School**. He noted **Ontario-Montclair School District** funded construction of the new building with bond funding and plans to build another at one of its schools in Ontario.
5. On August 20th, he and Council Member Johnson attended a groundbreaking ceremony for a future **Monte Vista Villas Senior Living** facility owned by **Alta Vista Health Care, Inc.**
6. Last week, staff held a community meeting to come up with a design for a playground to be built at **MacArthur Park**, which he was regrettably unable to attend.
7. He congratulated Community Development Director Michael Diaz on his promotion to Department Head, noting he was formerly the City Planner.

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

1. Mayor Pro Tem/Vice Chair Raft thanked everyone for being here this evening.
2. Council Member/Director Johnson made the following comments:
  - (a) She announced the County’s **West Valley Job Fair** will be held on September 26th and a workshop will be held in the Theater Room on September 10th at 8:00 a.m. to help job seekers prepare for the fair.
  - (b) She advised **Congresswoman Torres** is hosting a town hall meeting regarding the upcoming census this Saturday in Ontario.
  - (c) She noted the **Montclair Chamber of Commerce** is hosting a HAM radio class this Friday at 5:00 p.m. at the Chamber office located at 8880 Benson Avenue, and the class is \$20.
  - (d) She stated the Montclair High School Class of 1969 will be holding its 50th reunion.
3. Council Member/Director Ruh made the following comments:
  - (a) He emphasized it is important that everyone, including noncitizens and temporary residents, be counted in the census, noting the City’s future funding depends on a complete count.
  - (b) He stated former **Mayor/Assemblyman Bader** was a well-respected man known for his ethics and integrity, and he will be truly missed.

- (c) He recognized today as the 74th anniversary of Japan's formal surrender for **World War II**.
- (d) He stated there is no Plan B, no other option, but to get the **Gold Line** to Montclair.

**F. Committee Meeting Minutes**

**1. Minutes of Public Works Committee Meeting of July 18, 2019**

The City Council received and filed the minutes of the Public Works Committee meeting of July 18, 2019, for informational purposes.

**2. Minutes of Real Estate Committee Meeting of July 22, 2019**

The City Council received and filed the minutes of the Real Estate Committee meeting of July 22, 2019, for informational purposes.

**3. Minutes of Personnel Committee Meeting of August 19, 2019**

The City Council received and filed the minutes of the Personnel Committee meeting of August 19, 2019, for informational purposes.

**XI. CLOSED SESSION**

At 7:26 p.m., the City Council went into closed session to discuss labor negotiations.

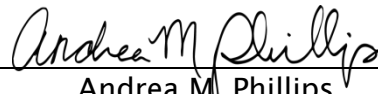
**XII. CLOSED SESSION ANNOUNCEMENTS**

At 7:44 p.m., the City Council returned from closed session. Mayor Dutrey announced that the City Council met in closed session related to labor negotiations; information was received and direction given to staff; and no further announcements would be made at this time.

**XIII. ADJOURNMENT**

At 7:45 p.m., Mayor/Chair Dutrey adjourned the City Council, the Successor Agency Board, Montclair Housing Corporation Board, Montclair Housing Authority Commissioners, and Montclair Community Foundation Board in memory of **Charles "Chuck" Bader**.

Submitted for City Council/Successor Agency Board/Montclair Housing Corporation Board/Montclair Housing Authority Commission/Montclair Community Foundation Board approval,



Andrea M. Phillips  
City Clerk