

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, SEPTEMBER 16, 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**

Mayor/Chair Dutrey requested a moment of silence for **Mrs. Judith Rhinehart**, former First Lady of Montclair, in whose memory tonight's meeting will be adjourned.

**III. PLEDGE OF ALLEGIANCE**

Mayor Pro Tem/Vice Chair Raft 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 — None**

**VI. CONSENT CALENDAR**

City Attorney Robbins requested Item C-5 be pulled from the consent calendar to approve with amendments.

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

**A. Approval of Minutes**

**1. Adjourned City Council Meeting — September 3, 2019**

The City Council approved the minutes of the September 3, 2019 adjourned meeting.

**2. Regular Joint Meeting — September 3, 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 September 3, 2019 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 August 31, 2019.

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

The City Council approved the City Warrant Register dated September 16, 2019, totaling \$1,276,884.60; and the Payroll Documentation dated August 18, 2019, amounting to \$628,298.68 gross, with \$444,137.50 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 August 31, 2019.

**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 08.01.19-08.31.19 in the amounts of \$14,092.02 for the Combined Operating Fund and \$0.00 for the Redevelopment Obligation Retirement Funds.

**5. Receiving and Filing of MHC Treasurer's Report**

The MHC Board received and filed the MHC Treasurer's Report for the month ending August 31, 2019.

**6. Approval of MHC Warrant Register**

The MHC Board approved the MHC Warrant Register dated 08.01.19-08.31.19 in the amount of \$48,520.95.

**7. Receiving and Filing of MHA Treasurer's Report**

The MHA Commissioners received and filed the MHA Treasurer's Report for the month ending August 31, 2019.

**8. Approval of MHA Warrant Register**

The MHA Commissioners approved the MHA Warrant Register dated 08.01.19-08.31.19 in the amount of \$0.00.

**9. Authorizing the Purchase of a Pre-Owned 2017 Nissan Rogue Hybrid SUV from Metro Nissan, Montclair for Use by the Code Enforcement Division**

The City Council authorized the purchase of a pre-owned 2017 Nissan Rogue Hybrid SUV from Metro Nissan, Montclair for use by the Code Enforcement Division.

**C. Agreements**

**1. Approval of *Agreement No. 19-53* with Ontario-Montclair School District to Provide Additional Funding to Support the Montclair After-School Program**

The City Council approved *Agreement No. 19-53* with Ontario-Montclair School District to provide additional funding to support the Montclair After-School Program.

**2. Approval of *Agreement No. 19-85-I-102*, an Irrevocable Annexation Agreement with Delbert A. and Nancy L. Orndorff for 4185 E. Grant Avenue, Pomona, CA 91766; Lot 1 of Tract No. 6678 (Assessor's Parcel No. 1013-041-02-0000)**

The City Council approved *Agreement No. 19-85-I-102*, an Irrevocable Annexation Agreement with Delbert A. and Nancy L. Orndorff for 4185 E. Grant Avenue, Pomona, CA 91766; Lot 1 of Tract No. 6678 (Assessor's Parcel No. 1013-041-02-0000).

**3. Approval of *Agreement No. 19-86* with the California Office of Traffic Safety to Conduct a Pedestrian and Bicycle Safety Education Program**

**Authorizing City Manager Edward C. Starr to Sign *Agreement No. 19-86***

The City Council took the following actions:

- (a) Approved *Agreement No. 19-86* with the California Office of Traffic Safety to conduct a Pedestrian and Bicycle Safety Education Program.
  - (b) Authorized City Manager Edward C. Starr to sign *Agreement No. 19-86*.
4. **Approval of *Agreement No. 19-87* with Pomona Valley Towing and *Agreement No. 19-88* with Dietz Towing for General Police Towing Services and for the Towing and Storage of Vehicles Pursuant to California Vehicle Code Section 14602.6, the 30-Day Impound Law**

The City Council approved *Agreement No. 19-87* with Pomona Valley Towing and *Agreement No. 19-88* with Dietz Towing for general police towing services and for the towing and storage of vehicles pursuant to CVC §14602.6, the 30-day impound law.

**VII. PULLED CONSENT CALENDAR ITEMS**

**C. Agreements**

5. **Amending the Fiscal Years 2017-2022 Capital Improvement Program to Include the Holt Boulevard Rehabilitation Project**

**Authorizing a \$550,000 Appropriation from SB1 Funds for Costs Related to the Holt Boulevard Rehabilitation Project**

**Approval of *Agreement No. 19-89* with Albert Grover & Associates for Traffic Signal Design Services for the Holt Boulevard Rehabilitation Project**

Mayor Dutrey stated *Agreement No. 19-89* with Albert Grover & Associates would be approved subject to City Attorney revision.

Mayor Pro Tem Raft stated she is glad that this project is moving forward, noting streets in the southern areas of the City are in dire need of repair.

Moved by Mayor Pro Tem Raft, seconded by Council Member Ruh, and carried unanimously 4-0, the City Council took the following actions:

- (a) Amended the Fiscal Years 2017-2022 Capital Improvement Program to Include the Holt Boulevard Rehabilitation Project.
- (b) Authorized a \$550,000 Appropriation from SB1 Funds for Costs Related to the Holt Boulevard Rehabilitation Project.
- (c) Approved *Agreement No. 19-89* with Albert Grover & Associates for Traffic Signal Design Services for the Holt Boulevard Rehabilitation Project, subject to the City Attorney's revisions.

**VIII. COUNCIL WORKSHOP**

- A. **David Turch & Associates, Federal Legislative Advocates Presentation**

Moved by Council Member Ruh, seconded by Mayor Pro Tem Raft, and carried unanimously 4-0 that this item be continued to an adjourned meeting of the City Council to be held on Monday, October 7, 2019, at 5:45 p.m. in Montclair Senior Center.

## IX. COMMUNICATIONS

### A. City Department Reports

#### 1. Public Works Department

Public Works Director/City Engineer Castillo made the following reports:

- **Central Avenue Rehabilitation Project Status and Holiday Construction Schedule**

He reported staff will be moving forward with this project and will make all reasonable efforts to limit impacts to traffic, especially during weekends around the holiday season. He advised residents to visit the City's website for a contact phone number if they have any questions or complaints regarding the construction.

- **Monte Vista Avenue/UPRR Grade Separation Project Ribbon Cutting Ceremony Scheduled for Monday, September 23, 2019**

He noted SBCTA, the lead agency, is holding a ribbon cutting ceremony on Monday, September 23, 2019, at 10:00 a.m., and invited the public to attend.

#### 2. Police Department

Executive Director of Public Safety/Police Chief Avels made the following reports:

- **Public Safety Open House Scheduled for Saturday, October 5, 2019**

He invited everyone to attend the Public Safety Open House, which will have pancake breakfast available and the Fire Department's new ladder truck will also be on display.

- **Department Activities Related to Breast Cancer Awareness Month in October and No Shave November for Men's Health Issues**

He stated the Police Department will continue its annual tradition of recognizing serious cancers that affect men and women in October and November. For Breast Cancer Awareness Month, sworn personnel will sport pink ribbon patches on their arms and wear pink shirts under their uniforms, while administrative staff will wear pink Department polos. In November, the Departments will raise awareness for men's cancers with No Shave November, where staff will forego shaving facial hair to bring awareness to the cause.

#### 3. Human Services Department — KaBOOM! Playground at MacArthur Park Update and Volunteer Needs

Human Services Director Richter stated over 200 volunteers from the community are needed to participate in "Playground Build Day" on October 23rd, advising anyone interested may sign up online or at the Recreation Center.

### B. City Attorney

City Attorney Robbins noted the City Council would no longer need to meet in closed session regarding the following item:

1. Closed Session Pursuant to Government Code Section 54956.9(d)(2) Regarding Potential Litigation

*1 Potential Case*

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

*Agency: City of Montclair*

*Employee Management*

*Assns.: Montclair City Confidential Employees Assn.*

*Montclair General Employees Association*

*Montclair Fire Fighters Association*

*Montclair Police Officers Association*

#### **B. City Manager/Executive Director**

City Manager Starr discussed maintenance issues at the Montclair Transcenter related to trash, vandalism, and inappropriate use of benches and portable restrooms. He noted the state owns the Transcenter and is responsible for maintenance; however, the City has taken on much of the burden due to the state's negligence in this area. He indicated the City will be exploring the purchase of a permanent restroom structure that would be easier and less costly to maintain.

#### **D. Mayor/Chair**

Mayor/Chair Dutrey made the following comments:

1. He sadly announced the passing of former First Lady of Montclair, **Judith Rhinehart**, noting she was a kind person who treated all with respect.
2. He noted that despite an article in the newspaper that came out yesterday, he will continue to speak to his colleagues and believes in the end **San Bernardino County Transportation Authority (SBCTA)** not give up on seeking funding to get the Gold Line to Montclair.
3. He announced that at 10:00 a.m. at Pomona City Hall, a signing ceremony will be held for the construction contracts to get the Gold Line from Glendora to Pomona.
4. He noted the **Southern California Association of Governments** is collaborating with other agencies on the Regional Housing Needs Analysis, which will report housing needs in each City to address the current housing crisis.
5. He stated on October 9, 2019, the **Building Industry Association, Baldy View Chapter**, is hosting a luncheon to discuss housing needs.
6. He advised **Omnitrans**, the organization that provides bus services for **SBCTA**, is experiencing funding shortages and will soon consider cuts to its programs and services.
7. He recognized the Montclair High School football team for its current undefeated season, winning three games to zero losses.

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

1. Mayor Pro Tem/Vice Chair Raft advised the **West Valley Mosquito and Vector Control District** has detected a mosquito in the Chino area that test positive for St. Lewis Encephalitis.
2. Council Member/Director Ruh expressed his disbelief that **SBCTA** is not putting its full support behind the Gold Line, and discussed the potential positive economic impacts the Gold Line could have in San Bernardino County including bringing higher-paying jobs to the area.

#### **F. Committee Meeting Minutes**

2. **Minutes of Personnel Committee Meeting of September 3, 2019**

The City Council received and filed the minutes of the Personnel Committee meeting of September 3, 2019, for informational purposes.

**X. CLOSED SESSION**

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

**XI. CLOSED SESSION ANNOUNCEMENTS**

At 7:58 p.m., the City Council returned from closed session. Mayor Dutrey announced that information was received regarding potential litigation from the City Attorney and regarding labor negotiation from the City's designated labor negotiator; direction was provided on labor negotiations; and no further announcements would be made at this time.

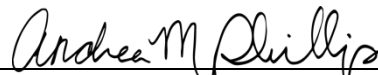
**XII. ADJOURNMENT**

At 7:59 p.m., Chair Dutrey adjourned the Successor Agency Board, Montclair Housing Corporation Board, Montclair Housing Authority Commissioners, and Montclair Community Foundation Board.

At 7:59 p.m., Mayor Dutrey adjourned the City Council to Monday, October 7, 2019, at 5:45 p.m. in the Senior Center for a Council Workshop presentation from David Turch & Associates, the City's Federal Legislative Advocates.

The meeting was adjourned in memory of **Mrs. Judith Rhinehart**, former First Lady of Montclair.

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



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Andrea M. Phillips  
City Clerk