

**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, OCTOBER 7, 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 Dutrey requested a moment of silence to remember a beloved friend, mother, and Council Member **Trisha Martinez**, who passed away on September 21st, and in whose memory tonight's meeting will be adjourned.

**III. PLEDGE OF ALLEGIANCE**

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

**IV. ROLL CALL**

City Clerk Phillips stated Council Member Martinez's name would be announced ceremoniously during roll call for the last time.

A bell tolled in response to Council Member Martinez's name.

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

**V. PRESENTATIONS**

**A. Comments from the City Council and the Public in Memory of Council Member Trisha Martinez**

Mayor Dutrey announced that on Saturday, September 21, 2019, at approximately 11:30 p.m., the City of Montclair lost a dedicated and passionate public servant with the passing of Council Member Trisha Martinez. He listed her many admirable qualities including her advocacy for children, seniors, and public safety; her support of the Gold Line and other infrastructure projects in the City, and her involvement with the business community.

Mayor Pro Tem Raft noted Trisha always had a smile on her face, was always happy to serve the Seniors lunch, and was proud of Montclair and the past she overcame to get here. She noted Trish will be sorely missed.

Council Member Ruh stated he admired her passion for senior citizens and serving the senior community, and that he would remember her most for that quality.

Council Member Johnson noted she would always remember Trisha for her optimism, her passion, and her positive energy. She noted she regretted not being able to visit Trisha one last time before her passing, and advised that "if you care about somebody, you need to touch them today because they may not be here tomorrow."

City Manager Starr discussed his sincere admiration for Council Member Martinez, noting she came into office in 2014 a political

novice and transformed into a political strategist, noting she won the highest vote count among all the candidates in her 2018 reelection campaign. He emphasized that Council Member Martinez loved Montclair and aspired to no higher office than her Council seat. He noted she was also proud of this City's female majority Council upon Council Member Johnson's appointment.

Mayor Dutrey added that Council Member Martinez came so far and accomplished so much in her life. He stated in 2014, she was sworn into office by the arresting officer who convinced her to turn her life around as a teenager. He noted unfortunately Trisha was not able to continue on her path, knowing she had so much more to give.

## VI. PUBLIC COMMENT

**Mr. Daniel Luevanos, One Legacy Foundation/Donate Life**, extended his sincerest condolences to the City for the loss of Council Member Martinez, noting she was a passionate supporter of the **Donate Life** cause.

**Mr. Luevanos** stated **One Legacy** is a nonprofit organization dedicated to saving and healing lives through organ, eye, and tissue donation and serving seven counties in California. He noted one person can save the lives of eight people through organ donation, and through cornea and tissue donation can enhance the lives of 75 people or more. Sadly, 20 patients are lost daily, and every ten minutes a new patient is added to the wait list. He advised those who are interested in becoming organ donors can register online at [www.DonateLifeCalifornia.org](http://www.DonateLifeCalifornia.org) (en Español at [www.DonaVidaCalifornia.org](http://www.DonaVidaCalifornia.org)) or register in-person at your local Department of Motor Vehicles office.

He invited the City Council and staff to visit the Foundation's 17th annual **Tournament of Roses** float and meet the Foundation's Honorees, float riders, and Floragraph families at an exclusive "First Look" event on December 11, 2019, from 10:00 a.m. to noon at the **Rosemont Pavilion** in Pasadena, as well as to place the City of Montclair's dedication rose at the Rose Dedication Ceremony. He stated the 2020 **Donate Life** float theme is "*The Power of Hope.*" He noted it is the large community of registered donors that makes it possible to save thousands of lives across the country each year.

**Mr. Luevanos** thanked the City of Montclair and the City Council for its continued support.

## VII. CONSENT CALENDAR

Council Member Johnson requested Item C-1 be pulled from the consent calendar for comment.

City Attorney Robbins requested Item C-2 be pulled from consideration this evening and continued to a future meeting.

Mayor Dutrey noted Item C-3 would be pulled because there is a member of the public who wishes to comment on the item.

Council Member Ruh requested Item C-4 be pulled for comment.

City Manager Starr requested Item D-1 be pulled for revisions.

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

### A. Approval of Minutes

#### 1. Regular Joint Meeting — September 16, 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 16, 2019 regular joint meeting.

## B. Administrative Reports

1. **Setting a Public Hearing for Monday, October 21, 2019, at 7:00 p.m. in the Montclair Senior Center to Consider First Reading of Ordinance No. 19-987 Amending Section 8.36.150 of the Montclair Municipal Code Related to Additional Parking Regulations on City-Owned Property**

The City Council set a public hearing for Monday, October 21, 2019, at 7:00 p.m. in the Montclair Senior Center to consider First Reading of Ordinance No. 19-987 amending Section 8.36.150 of the Montclair Municipal Code related to additional parking regulations on City-owned property.

2. **Approval of the Reorganization of the Public Works Department as a Result of the Retirements and Departures of Key Departmental Employees**

The City Council approved the reorganization of the Public Works Department as a result of the retirements and departures of key departmental employees.

3. **Authorizing the Purchase of a 2019 Nissan Frontier Truck from Metro Nissan Montclair**

The City Council authorized the purchase of a 2019 Nissan Frontier Truck from Metro Nissan Montclair.

4. **Authorizing the Receipt of \$5,000 from the Fiscal Year 2019 Bulletproof Vest Partnership Program to Assist with the Cost of Ballistic Vests**

The City Council authorized the receipt of \$5,000 from the Fiscal Year 2019 Bulletproof Vest Partnership Program to assist with the cost of ballistic vests.

5. **Authorizing a \$9,300 Appropriation from the Federal Asset Forfeiture Fund to Purchase Uniform and Hat Badges for Police Department Personnel**

The City Council authorized a \$9,300 appropriation from the Federal Asset Forfeiture Fund to purchase uniform and hat badges for Police Department personnel.

6. **Approval of Warrant Register and Payroll Documentation**

The City Council approved the City Warrant Register dated October 7, 2019, totaling 1,416,892.36; the Payroll Documentation dated September 1, 2019, amounting to \$650,581.99 gross, with \$455,754.72 net being the total cash disbursement and the Payroll Documentation dated September 15, 2019, amounting to \$622,983.36 gross, with \$431,462.61 net being the total cash disbursement.

## C. Agreements

5. **Approval of *Agreement No. 19-95* with Health Service Alliance to Provide Medical Services at the Montclair Medical Clinic**

The City Council approved *Agreement No. 19-95* with Health Service Alliance to provide medical services at the Montclair Medical Clinic.

## D. Resolutions

2. **Adoption of Resolution No. 19-3254 Authorizing Placement of Liens on Certain Properties for Delinquent Sewer & Trash Charges**

The City Council adopted Resolution No. 19-3254 authorizing placement of liens on certain properties for delinquent sewer and trash charges.

## VIII. PULLED CONSENT CALENDAR ITEMS

### C. Agreements

1. **Approval of an Amendment to *Agreement No. 19-58* with Ontario-Montclair School District to Reduce Funding for the Montclair After-School Summer Expanded Learning Program**

Council Member Johnson stated she has a personal interest and will abstain from voting in this item.

Moved by Council Member Ruh, seconded by Mayor Pro Tem Raft, and carried 3-0-1 (with Council Member Johnson abstaining) that the City Council approve an amendment to *Agreement No. 19-58* with Ontario-Montclair School District to reduce funding for the Montclair After-School Summer Expanded Learning Program.

2. **Approval of *Agreement No. 19-91* with the County of San Bernardino for Equipment Maintenance and Access to the County's Emergency Radio Communications System**

City Attorney Robbins requested this item be withdrawn from the agenda.

Moved by Council Member Ruh, seconded by Mayor Pro Tem Raft, and carried unanimously 4-0 that the City Council remove this item from consideration.

3. **Approval of *Agreement No. 19-92* with Fairbank, Maslin, Maullin, Metz, and Associates for Polling Education and Outreach Services**

**Mr. Bruce Culp**, 9016 Sycamore Avenue, Montclair, stated his opposition to the City's consideration of putting a tax measure on the ballot until all other options, including the legalization and regulation of the sale of recreational and medical cannabis, be fully considered. He added a general sales tax would impact all residents, whereas a cannabis tax would only affect those with disposable income. He urged the City Council to bring back the cannabis tax ordinances for consideration.

Moved by Mayor Dutrey, seconded by Council Member Ruh, and carried unanimously 4-0 that the City Council approve *Agreement No. 19-92* with Fairbank, Maslin, Maullin, Metz, and Associates for polling education and outreach services.

4. **Approval of *Agreement No. 19-93* with Ontario-Montclair School District to Provide an Additional After-School Program Class at Montera Elementary for the Mandarin Dual Language Immersion Program**

Council Member Ruh spoke in support of having a Mandarin language program, noting it is one of the three main languages of business alongside English and Spanish.

Moved by Council Member Ruh, seconded by Council Member Johnson, and carried unanimously 4-0 that the City Council approve *Agreement No. 19-93* with Ontario-Montclair School District to provide an additional after-school program class at Montera Elementary for the Mandarin Dual Language Immersion Program.

### D. Resolutions

1. **Adoption of Resolution No. 19-3253 Supporting the Metro Gold Line Foothill Extension Construction Authority's Planned Optional Design-Build 2 Extension of Gold Line**

## **Light Rail Service from the City of Pomona to the City of Montclair, and Further Supporting Retention of the Montclair Transcenter as the Present Eastern Terminus of Gold Line Light Rail Service**

City Manager Starr noted this item has been revised slightly to include additional information that was received at a meeting he attended on Friday, October 4, after publication of the agenda and draft Resolution, and to make some minor corrections.

Mayor Dutrey emphasized the importance of ensuring the Gold Line is built to Montclair, despite the funding hurdles and opposing interests that continue to delay and discourage it. He advised he would work with his colleagues on the **San Bernardino County Transportation Authority (SBCTA)** Board to gain support and move this project forward.

Moved by Mayor Dutrey, seconded by Council Member Ruh, and carried unanimously 4-0 that the City Council adopt Resolution No. 19-3253, as amended, supporting the Metro Gold Line Foothill Extension Construction Authority's Planned Optional Design-Build 2 Extension of Gold Line light rail service from the City of Pomona to the City of Montclair, and further supporting retention of the Montclair Transcenter as the present eastern terminus of Gold Line Light Rail Service.

## **IX. COMMUNICATIONS**

### **A. City Department Reports**

#### **1. Public Works Department — Central Avenue Rehabilitation Project Update**

Public Works Director/City Engineer Castillo noted the project is now scheduled to break ground in mid-November. He advised residents and businesses should check the City's website for up-to-date information about the project.

#### **2. Human Services Department — Upcoming Events & Activities**

Human Services Director Richter requested the City Council and community mark their calendars for upcoming events during this busy month of October:

- The *2019 Montclair Community Health Fair* will be held on Tuesday, October 15 from 9:00 a.m. to noon in the Montclair Community Center. The Fair will offer free health screenings, including blood pressure, glucose, hearing, and structural. Complimentary flu shots will also be available at the event. Local sponsors for this event include the City of Montclair, **Montclair Hospital Medical Center**, and the **Women's Club of Montclair**.
- On Saturday, October 19, join us from 2:00 to 4:00 p.m. for the *Youth Talent Showcase* in the Community Center. Come see Montclair's youth share their talents!
- ***KaBoom! Playground Build Day*** will be held on Wednesday, October 23 from 8:00 a.m. to 3:00 p.m. at **MacArthur Park**. In partnership with **KaBOOM!** and **Krispy Kreme Doughnuts**, a team of 200+ volunteers will build a playground in just ONE day! If you would like to help support our build project by making a donation or to sign up as a volunteer, please see the flyer for additional information. If you know anyone who might be available on that Wednesday please help spread the word.
- *Lights on After School* will be held on Thursday, October 24 from 6:30 to 8:00 p.m. in the Community Center. The event featuring visual arts, dance, drama, and music, created and

performed by participants in all twelve of Montclair's After-School Program (MAP) sites.

- This year's *Children's Halloween Party* will be on Thursday, October 31 from 5:30 to 8:00 p.m. at **Montclair Place** (please note the new location for 2019). There will be games, candy, selfie photo stations, refreshments, and a costume contest.

**B. City Attorney**

City Attorney Robbins withdrew her request for the City Council to meet in closed session regarding the following items:

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

*Pipersky v. Montclair*

*Johnson v. Montclair*

**C. City Manager/Executive Director — No comments**

**D. Mayor/Chair**

Mayor/Chair Dutrey recognized staff for the hard work that went into the Public Safety Open House & Pancake Breakfast held this past Saturday.

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

1. Mayor Pro Tem/Vice Chair Raft reported that *West Nile Virus* was detected in nearby areas in the City of Upland and urged residents to be careful, wear mosquito repellent, and remove all standing water from their homes.
2. Council Member/Director Johnson made the following comments:
  - (a) She commended Public Safety staff for putting on a wonderful Open House event, noting she was very impressed with the demonstrations.
  - (b) She advised residents can bring their e-waste for recycling to the **Montclair Chamber of Commerce**, located at 8880 Benson Avenue, from October 26 through October 27.
3. Council Member/Director Ruh made the following comments:
  - (a) He echoed his Council colleagues' sentiments about the Public Safety Open House, noting the community loved the event. He thanked the local Montclair **Farmer Boys** and **Starbucks** for providing breakfast and coffee for the event.
  - (b) He noted there was a signing ceremony held at Pomona City Hall for the signing of the construction contracts for the **Gold Line's** extension to Pomona, which was attended by over 200 dignitaries, community members, and stakeholders. He noted the event highlighted the wide-ranging support for the project.

**F. Committee Meeting Minutes**

1. **Minutes of Public Works Committee Meeting of August 15, 2019**

The City Council received and filed the minutes of the Public Works Committee meeting of August 15, 2019, for informational purposes.

2. **Minutes of Personnel Committee Meeting of September 16, 2019**

The City Council received and filed the minutes of the Personnel Committee meeting of September 16, 2019, for informational purposes.

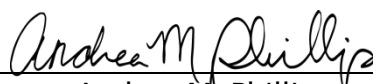
**X. CLOSED SESSION** — None

**XI. CLOSED SESSION ANNOUNCEMENTS**

**XII. ADJOURNMENT**

At 7:48 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 loving and enduring memory of Council Member Trisha Martinez.

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