

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, DECEMBER 2, 2019, AT 7:00 P.M. IN THE CITY COUNCIL CHAMBERS, 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 Chapel**, gave the invocation.

III. PLEDGE OF ALLEGIANCE

Council Member Martinez led those assembled in the Pledge.

IV. ROLL CALL

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

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/City Planner Diaz; Assistant Director of Housing/Planning Manager Caldwell; City Attorney Robbins; City Clerk Phillips

Mayor Dutrey welcomed and congratulated **Corysa Martinez**, who was just appointed and sworn in as the newest Council Member earlier this evening.

V. PRESENTATIONS

A. **Ceremonial Swearing-In of Newly Appointed Council Member Corysa Martinez**

With her fiancé **Nick Cisneros** at her side and their infant son **Roman** in her arms, Council Member Martinez was administered the Oath of Office by her father, **Manny Martinez**.

VI. PUBLIC COMMENT — None

VII. PUBLIC HEARINGS

A. **First Reading — Consider Ordinance No. 19-988 Amending Specific Chapters of Title 10 of the Montclair Municipal Code Related to the Adoption of Building Codes to Regulate Construction in the City of Montclair and Establishing January 15, 2020 as the Effective Date of the Codes**

**Consider Setting a Public Hearing for Second Reading and Adoption of Ordinance No. 19-988 for Monday, December 16, 2019, at 7:00 p.m. in the City Council Chambers**

Mayor Dutrey declared it the time and place set for public hearing related to Ordinance No. 19-988 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 Johnson, seconded by Mayor Pro Tem Raft, and carried unanimously 5-0 that Ordinance No. 19-988, entitled "**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MONTCLAIR AMENDING SPECIFIC CHAPTERS OF TITLE 10 OF THE MONTCLAIR MUNICIPAL CODE AND ADOPTING BY REFERENCE THE 2019 EDITION OF THE CALIFORNIA BUILDING CODE, VOLUMES 1 AND 2, INCLUDING APPENDIX CHAPTERS C AND F;**

THE 2019 EDITION OF THE CALIFORNIA RESIDENTIAL CODE; THE 2019 EDITION OF THE CALIFORNIA PLUMBING CODE; THE 2019 EDITION OF THE CALIFORNIA ELECTRICAL CODE; THE 2019 EDITION OF THE CALIFORNIA MECHANICAL CODE; THE 2019 EDITION OF THE CALIFORNIA GREEN BUILDING STANDARDS CODE; THE 2019 EDITION OF THE CALIFORNIA FIRE CODE, INCLUDING APPENDIX CHAPTERS A, B, BB, C, CC, H, F, AND K; AND THE 2018 EDITION OF THE INTERNATIONAL PROPERTY MAINTENANCE CODE; TOGETHER WITH CERTAIN AMENDMENTS, ADDITIONS, DELETIONS, AND EXCEPTIONS INCLUDING FEES AND PENALTIES," be read by number and title only, further reading be waived, and this be declared its first reading; and that the City Council set a public hearing for Monday, December 16, 2019, at 7:00 p.m. in the City Council Chambers to consider second reading and adoption of Ordinance No. 19-988.

First Reading of Ordinance No. 19-988 was adopted 5-0, and a Public Hearing for its Second Reading was set for December 16, 2019, at 7:00 p.m. in the Council Chambers, by the following roll call vote:

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

## VIII. CONSENT CALENDAR

Moved by Mayor Pro Tem/Vice Chair Raft, seconded by Council Member/Director Johnson, and carried unanimously 5-0 that the City Council approve the Consent Calendar, as presented:

### A. Approval of Minutes

#### 1. Regular Joint Meeting — November 18, 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 November 18, 2019 regular joint meeting.

### B. Administrative Reports

#### 1. Approval of the City of Montclair Capital Improvement Program for Fiscal Years 2019-20 through 2023-24

**Authorizing the Appropriation of Funds as Indicated for Each of the FY 2019-20 Projects Listed in the Proposed Capital Improvement Program**

The City Council took the following actions:

- (a) Approved of the City of Montclair Capital Improvement Program for Fiscal Years 2019-20 through 2023-24.
- (b) Authorized the appropriation of funds as indicated for each of the FY 2019-20 projects listed in the proposed Capital Improvement Program.

#### 2. Confirming the Mayor's Recommendation to Reappoint Mayor Pro Tem Raft to a Four-Year Term on the West Valley Mosquito and Vector Control District Board

The City Council confirmed the Mayor's recommendation to reappoint Mayor Pro Tem Raft to a four-year term on the West Valley Mosquito and Vector Control District Board.

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

The City Council approved the City Warrant Register dated December 2, 2019, totaling \$1,130,824.55; and the Payroll Documentation dated November 10, 2019, amounting to \$619,522.57 gross, with \$433,978.44 net being the total cash disbursement.

4. **Approval of the Montclair Housing Authority Annual Report Pursuant to Section 3416.1(f) of the Health And Safety Code (SB 341) for Fiscal Year 2018-19**

The Montclair Housing Authority Commissioners approved the Montclair Housing Authority Annual Report pursuant to Section 3416.1(f) of the Health and Safety Code (SB 341) for Fiscal Year 2018-19.

5. **Review and Acceptance of the Montclair Housing Authority Annual Report for Fiscal Year 2018-19**

The Montclair Housing Authority Commissioners reviewed and accepted the Montclair Housing Authority Annual Report for Fiscal Year 2018-19.

C. **Agreements**

1. **Approval of *Agreement No. 19-102* to Retain the Law Offices of Richard S. Powell to Provide Legal and Consulting Services Related to Workers' Compensation Matters**

The City Council approved of *Agreement No. 19-102* to retain the Law Offices of Richard S. Powell to provide legal and consulting services related to workers' compensation matters.

2. **Approval of Agreement No. 19-103 with WCSG and Mark 43 for Computer-Aided Dispatch and Records Management Software Upgrades and Services**

**Authorizing a \$77,087.53 Appropriation from the Federal Asset Forfeiture Fund for Costs Related to Agreement No. 19-103 and for the Purchase of Associated Server Hardware**

The City Council took the following actions:

- (a) Approved *Agreement No. 19-103* with WCSG and Mark 43 for computer-aided dispatch and records management software upgrades and services.
- (b) Authorized a \$77,087.53 appropriation from the Federal Asset Forfeiture Fund for costs related to *Agreement No. 19-103* and for the purchase of associated server hardware.

D. **Resolutions — None**

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

X. **COUNCIL WORKSHOP**

A. **Village at Montclair Mixed-Use Development**

Moved by Council Member Ruh, seconded by Council Member Johnson, and carried unanimously 5-0 that this item be continued to a special joint meeting of the City Council and Planning Commission to be held on Monday, December 16, 2019, at 5:45 p.m. in the City Council Chambers, 5111 Benito Street, Montclair.

XI. **COMMUNICATIONS**

A. **City Department Reports**

1. **Human Services Department — Holiday Events**

Human Services Director Richter made the following announcements:

- This past Saturday, the Police and Fire Departments held the first donation drive at the Montclair **Target** to support the *Holiday Toy and Food Basket Program*. The Public Safety representatives will be at **Costco** on Friday, December 6th and 13th from 10:00 a.m. to 2:00 p.m.

- Donation bins for the *Holiday Toy and Food Basket Program* have been placed at locations around Montclair, including City Hall; the Youth, Senior, and Recreation Centers; Fire Station No. 1; and the Police Department. Donations will be accepted until Thursday, December 12th. Large donations or checks should be directed to the Human Services Department.
- The *Tree Lighting and Visit with Santa Event* will be held on Thursday, December 5th at 6:00 p.m. at the Montclair Youth Center. The tree lights were hung last week on the tree outside the Youth Center, and will be lit shortly after 6:00 p.m. on December 5th. **Santa Claus** will then arrive via fire engine and be available for complimentary family photos. The event will also feature entertainment, refreshments, an area where children can write letters to **Santa**, and Holiday Gift Lights available for purchase.
- The *Business Helping Families* luncheon hosted by the **Montclair Chamber of Commerce** will be held on Thursday, December 5th at noon at the **Arthur Murray Dance Studio**. Please bring food or toy donation to support the *Holiday Toy and Food Drive* and enjoy a casual lunch.
- *Holiday Home Decoration Contest* applications are due Friday, December 6th at 6:00 p.m. and applications are available on the City's website. The Community Activities Commission will be judging the decorations the evening of Monday, December 9th. The awards for the contest will be presented at the Monday, December 16th Council Meeting.
- *Dashing Through Montclair* will be held on Saturday, December 7th throughout the afternoon. Led by the Police Department, **Santa, Mrs. Claus**, and a team of elves will dash through Montclair starting at 1:00 p.m. and ending at 6:00 p.m., beginning and ending at the Montclair Police Department. The community is invited to visit with **Santa** and bring a toy to help fill **Santa's** sleigh for Montclair residents in need at **Alma Hofman Park** at 3:30 p.m. **Santa's** route for 2019 is posted on the City's website, so please check to see where and when you can see **Santa** and his sleigh.

## 2. **Public Works Department — I-10 Widening Project Construction Update**

Public Works Director/City Engineer Castillo advised there will be traffic impacts related to the I-10 Widening Project and that the **San Bernardino County Transportation Authority** would have a website for those interested to sign up for e-mail updates and traffic alerts.

City Manager Starr indicated City staff is also working to coordinate construction schedules with **SBCTA** to delay the I-10 Widening Project's utility work along Central and Monte Vista Avenues so it does not coincide with the City's construction on the Central Avenue Rehabilitation Project.

## B. **City Attorney**

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

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

*Agency:* **City of Montclair**

*Employee Assocs.:*                      *Management*  
*Montclair City Confidential Employees Assn.*  
*Montclair General Employees Association*  
*Montclair Fire Fighters Association*  
*Montclair Police Officers Association*

**C. City Manager/Executive Director — None**

**D. Mayor/Chair**

**1. Reorganization of 2018–20 Council Committee/Liaison Assignments**

Moved by Council Member Johnson, seconded by Mayor Pro Tem Raft, and carried unanimously 5-0 that the City Council adopt the revised 2018–2020 Council Committee/Liaison Assignments as follows:

<i>City Council Committees</i>	<i>Member</i>	<i>Member</i>
Code Enforcement/Public Safety	Johnson	Raft
Community Activities Commission Interview Panel	Ruh	Martinez
Education	Ruh	Martinez
Human Services	Ruh	Martinez
Legislative/Intergovernmental	Ruh	Dutrey
Personnel	Ruh	Raft
Planning Commission Interview Panel	Johnson	Raft
Public Works	Johnson	Raft
Real Estate	Dutrey	Martinez
Tri-City Gold Line	Ruh	Dutrey

<i>City Council Liaisons</i>	<i>Member</i>	<i>Member</i>
Chamber of Commerce	Johnson	Martinez
Community Activities Commission	Ruh	Martinez
Planning Commission	Johnson	Raft

<i>Interagency Committees</i>	<i>Member</i>	<i>Alternate</i>
Gold Line Phase II Joint Powers Authority Board	Ruh	Johnson
Omnitrans	Dutrey	Johnson
San Bernardino County Transportation Authority (SBCTA)	Dutrey	Johnson
IEUA Regional Sewerage Program Policy Committee	Johnson	Dutrey

<i>External Organizations</i>	<i>Member</i>	<i>Alternate</i>
City Selection Committee (San Bernardino County)	Mayor	<i>Appointee</i>
League of California Cities – Inland Empire Division	Johnson	Ruh
League of California Cities – State	Ruh	Martinez
National League of Cities	Ruh	Johnson
So. Cal. Assoc. of Governments – General Assembly	Dutrey	Ruh
West Valley Mosquito and Vector Control District	Raft	- - -

<i>External Committees</i>	<i>Member</i>	<i>Alternate</i>
Chamber of Commerce Legislative Committee	Ruh	Johnson
SBCTA Metro Valley Study Session	Dutrey	Johnson
SBC Mayors and City Managers Task Force	Dutrey	<i>Staff</i>
SBC Solid Waste Advisory Task Force (SWAT)	Raft	<i>Staff</i>

**2. Mayor/Chair Dutrey made the following comments:**

- (a) **Lazy Dog** will be holding its ribbon cutting event on Thursday, December 12th at 10:00 a.m. and will have its grand opening to the public on the following day.

- (b) He thanked the Public Works, Police, and Fire Department employees who came to work in the rain over the Thanksgiving holiday to keep the City's streets safe.

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

1. Council Member/Director Martinez extended her heartfelt gratitude to **Pastor McTarsney** and the congregation of **Calvary Montclair** for inviting her to their church service to pray for her.
2. Mayor Pro Tem/Vice Chair Raft made the following comments:
  - (a) She stated she enjoyed volunteering as a judge for the 9th Annual *Mr. Montclair Pageant* Fundraiser for the **Montclair High School Class of 2020**.
  - (b) She stated she hoped everyone had a happy Thanksgiving.
3. Council Member/Director Johnson made the following comments:
  - (a) She thanked **Pastor McTarsney** for informing her that **Calvary Montclair** has moved to a new location at **Vernon Middle School** and wished him success.
  - (b) She advised the **Montclair Chamber of Commerce** is participating in an inter-chamber networking mixer event taking place on December 11th at an **Ontario Reign** hockey game, noting all are welcome and tickets are \$25 per person.
  - (c) She stated her belief that the City should begin requiring a certain percentage of new housing projects built in the City be low- to very-low income housing, in light of the **Southern California Association of Governments'** recently published draft Regional Housing Needs Analysis.  
  
Mayor Dutrey stated he believes this should be something discussed and incorporated into the Housing Element of the City's General Plan, which will be revised in the upcoming year.  
  
City Manager Starr advised the housing requirements are a state mandate but with the loss of Redevelopment Agencies in 2011, cities must rely on developers willing to pursue such projects at their own cost.  
  
Council Member Johnson emphasized her belief that a minimum percentage of affordable housing be made a condition of approval for new housing projects.
4. Council Member/Director Ruh stated he attended the **MHS Mr. Montclair** fundraiser, which is an event he looks forward to attending every year.

**F. Committee Meeting Minutes**

1. **Minutes of Real Estate Committee Meeting of October 21, 2019**  
  
The City Council received and filed the minutes of the Real Estate Committee meeting of October 21, 2019, for informational purposes.
2. **Minutes of Personnel Committee Meeting of November 4, 2019**  
  
The City Council received and filed the minutes of the Personnel Committee meeting of November 4, 2019, for informational purposes.

**XII. CLOSED SESSION**

At 7:37 p.m., the City Council went into closed session to discuss labor negotiations.

**XIII. CLOSED SESSION ANNOUNCEMENTS**

At 7:55, the City Council returned from closed session.

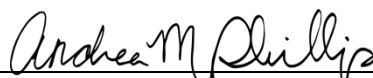
Mayor Dutrey announced that the City Council met in closed session regarding labor negotiations; information was received and direction was given to staff; and no further announcements would be made at this time.

**XIV. ADJOURNMENT**

At 7:55 p.m., Chair Dutrey adjourned the Successor Agency Board, Montclair Housing Corporation Board, Montclair Housing Authority Commissioners, and Montclair Community Foundation Board.

At 7:55 p.m., Mayor Dutrey adjourned the City Council to Monday, December 16, 2019, at 5:45 p.m. in the Council Chambers for a joint workshop with the Planning Commission related to the Village at Montclair Mixed-Use Development.

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