

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, MARCH 2, 2020, AT 7:00 P.M. IN THE CITY COUNCIL CHAMBERS, 5111 BENITO STREET, MONTCLAIR, CALIFORNIA

I. CALL TO ORDER

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

II. INVOCATION

Pastor Josh Matlock, Bethany Baptist Church, 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, Johnson, and Martinez

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

V. PRESENTATIONS

A. **Recognition of Public Works Superintendent Xavier Mendez for Receiving the Distinguished 2019 Peter Walsh Award from the Maintenance Superintendents Association**

Mr. Joe Flores, President of the Inland Empire Desert Chapter of the **Maintenance Superintendents Association (MSA)**, presented Public Works Superintendent Mendez with the MSA's distinguished 2019 *Peter Walsh Award*. He stated Mr. Mendez's name will also be added to the Peter Walsh Award Annual Honorees display, which was built by former **MSA** member and retired Montclair Facilities and Grounds Superintendent **Mike McGehee**. He stated Mr. Mendez has been a member of the **MSA** representing the City of Montclair since 1999 and has served on several volunteer boards and committees for the Association.

Mayor Dutrey presented Public Works Superintendent Mendez with a City Council Certificate of Recognition in honor of his achievement of this award and congratulated him, adding he is forgiven for parking in a Council Member's parking spot earlier this evening.

Public Works Superintendent Mendez stated he is honored to receive the Peter Walsh Award and recognition. He credited much of his passion and success in the field to his former boss and mentor, retired Montclair Public Works Superintendent **Mario Orioli**, who was present in the audience. He commended the **MSA** for its worthwhile mission to advance the profession and provide training and mentorship to those new to or seeking advancement in the field of Public Works.

Council Member Ruh thanked Public Works Superintendent Mendez for being the embodiment of public service and stated he appreciates that he is a resident.

Council Member Johnson commended Public Works Superintendent Mendez for not treating his profession as a job, but as part of his life in the City.

Mayor Pro Tem Raft congratulated Public Works Superintendent Mendez and thanked him for all he does for the City.

Council Member Martinez congratulated Public Works Superintendent Mendez and stated that, in honor of her late mother giving up her parking spot to seniors, he has permission to park in her spot any time.

VI. PUBLIC COMMENT

- A. **Mr. Bruce Culp**, resident, stated he appreciates all of the dedicated staff of the City like Public Works Superintendent Mendez and congratulated him on his award.
- B. **Mr. Michael Miller**, Senior Field Representative, Office of Fourth District San Bernardino County Supervisor **Curt Hagman**, stated the **San Bernardino County Department of Public Health (DPH)** is closely monitoring the novel coronavirus (COVID-19) outbreak situation and has reported no cases in the County. He provided recommendations to the public to prevent the spread of sickness including washing your hands thoroughly with soap and water for at least 20 seconds, refraining from touching your face, and avoiding anyone who is sick or showing symptoms. Those who are sick are strongly encouraged to stay home from work and school, and to avoid public places.

Mr. Miller advised that up-to-date information can be found on the DPH website: <http://wp.sbcounty.gov/dph/coronavirus/>

- C. **Ms. Jessenia Castro**, introduced herself as the newest Field Representative for **Supervisor Hagman**. She thanked the City for hosting the successful document shredding event in the parking lot this weekend where over 100 members of the public dropped off boxes for shredding, and advised the next event is planned to take place in Upland in May.

VII. PUBLIC HEARINGS — None

VIII. CONSENT CALENDAR

Mayor Dutrey requested Item D-2 be pulled from the consent calendar for a separate vote.

Moved by Council Member/Director Ruh, seconded by Council Member/Director Johnson, and carried unanimously 5-0 that the City Council approve the remainder of the Consent Calendar, as presented:

A. Approval of Minutes

1. Regular Joint Meeting — February 18, 2020

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 February 18, 2020 regular joint meeting.

2. Adjourned Meeting — February 19, 2020

The City Council approved the minutes of the February 19, 2020 adjourned meeting.

B. Administrative Reports

1. Receiving and Filing Annual Reports from the Independent Auditing Firm for the City of Montclair and the Successor Agency for the City of Montclair Redevelopment Agency

The City Council and Successor Agency Board of Directors received and filed annual reports from the independent auditing firm for the City of Montclair and the Successor Agency for the City of Montclair Redevelopment Agency.

2. **Acceptance of Grant Deed No. 1677, an Easement for Construction, Maintenance, and Use of Sidewalks and Appurtenances Located on State Street East of Kadota Avenue (APN 1012-191-19)**

Authorizing Staff to Record Grant Deed No. 1677 with the Office of the San Bernardino County Recorder

The City Council took the following actions:

- (a) Accepted Grant Deed No. 1677, an easement for construction, maintenance, and use of sidewalks and appurtenances located on State Street east of Kadota Avenue (APN 1012-191-19).
- (b) Authorized staff to record Grant Deed No. 1677 with the Office of the San Bernardino County Recorder.

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

The City Council approved the City Warrant Register dated March 2, 2020, totaling \$1,716,097.90; and the Payroll Documentation dated February 2, 2020, amounting to \$668,933.32 gross, with \$455,997.11 net being the total cash disbursement.

C. **Agreements — None**

D. **Resolutions**

1. **Adoption of Resolution No. 20-3261 Authorizing Placement of Liens on Certain Properties for Delinquent Sewer and Trash Charges**

The City Council adopted Resolution No. 20-3261 authorizing placement of liens on certain properties for delinquent sewer and trash charges.

IX. **PULLED CONSENT CALENDAR ITEMS**

D. **Resolutions**

2. **Adoption of Resolution No. 20-3262 Declaring the Need for Emergency Contracting Procedures and Authorizing Performance Relating to Sewer Mainline and Roadway Repairs at 4500 State Street**

Authorizing a \$162,451.20 Appropriation from the Sewer Maintenance Fund for Sewer Mainline and Roadway Repairs at 4500 State Street

Mayor Dutrey asked if the City had determined that a water line belonging to **Monte Vista Water District (MVWD)** caused the sink hole

City Manager Starr stated the water line that broke, damaging the City's sewer line and ultimately causing the sinkhole, was a **MVWD** line. He advised the City will be meeting with **MVWD** staff on Wednesday to discuss a claim for reimbursement.

Moved by Mayor Dutrey, seconded by Council Member Ruh, and carried unanimously 5-0, the City Council took the following actions:

- (a) Adopted Resolution No. 20-3262 declaring the need for emergency contracting procedures and authorizing performance relating to sewer mainline and roadway repairs at 4500 State Street.
- (b) Authorized a \$162,451.20 appropriation from the Sewer Maintenance Fund for sewer mainline and roadway repairs at 4500 State Street.

X. **COMMUNICATIONS**

A. City Department Reports

1. Police Department — Peace Officer Memorial Event

Executive Director of Public Safety/Police Chief Avels announced that the Police Department will be hosting the 21st Annual Peace Officer Memorial Event on Thursday, May 14, at 10:00 a.m. and invited the City Council to attend.

2. Human Services Department — Upcoming Events & Montclair to College Program

Director of Human Services Richter stated **Montclair After-School Program (MAP)** held its art show “*A Taste of Art*” and Trimester awards last Thursday, February 27, with over 200 students and their families in attendance. It was a fun night showcasing students’ themed artwork and award recipients. A special thanks to local artist **Joe Ded** for teaching the middle school and **San Antonio Vista** program participants the art of painting.

Director of Human Services Richter announced the upcoming deadlines and events:

- Thursday, March 5, 2020 — Deadline for **Montclair to College** Applications. Daily assistance with applications is available at the Montclair Youth Center until 6:00 p.m.
- Saturday, March 7, 2020, at 10:00 a.m. — Opening Day for **Montclair Little League**, at **Saratoga Park**.
- Saturday, April 11, 2020, from 9:00 to 11:00 a.m. — *Easter Eggstravaganza* at the Community Center.
- Wednesday, April 29, 2020 — Save the date for the **Montclair to College** Graduation. More details to come.

Director of Human Services Richter advised that **Golden Girls Softball** is in need of coaches and asked anyone who is interested to contact the Human Services Department.

3. Public Works Department — Announcement of Statewide Park Program Grant Award for the Development of Reeder Ranch Park

Public Works Director/City Engineer Castillo announced that the City has just been awarded a \$5.1 million grant to develop a new park. He advised the park is planned to have walking paths, playground, stage, a community center, restrooms, and a parking lot.

Mayor Dutrey commended staff for putting together a winning grant application and noted it was the largest Statewide Park Program Grant awarded in the County.

Mayor Pro Tem Raft asked if there is a design for the park.

Public Works Director/City Engineer Castillo advised there were several community input opportunities, which guided staff on which elements to include in the proposal and draft a general plan. He noted Community Development Director Diaz illustrated a rough conceptual plan that was used in the application package.

B. City Attorney

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

1. Closed Session Pursuant to Government Code Section 54956.9(d)(4) Regarding Potential Litigation

1 Potential Case

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

Kinney v. City of Montclair

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

D. **Mayor/Chair**

Mayor/Chair Dutrey made the following comments:

1. He expressed his condolences to Planning Commission Vice Chair Sergio Sahagun and his family, and stated tonight's Council meeting would be adjourned in memory of his son, **Zachary Sahagun**.
2. He wished the **Montclair High School** Cavaliers men's basketball team good luck in the upcoming state playoff games.
3. He noted he attended the **Chaffey College** State of the College event.
4. He commended City Manager Starr for a comprehensive memo provided to the Council on the City's homeless situation.
5. He stated two weeks ago, he visited several **Montclair After School Program (MAP)** sites to observe the program in action, including **Lehigh Elementary, Monte Vista Elementary, and Mission Elementary**, which he attended 40 years ago. He stated he plans to visit the other **MAP** sites soon. He commended the Human Services Department for running an excellent and high-quality after school program.
6. He announced the **International Conference of Shopping Centers (ICSC)** will take place in Las Vegas, Nevada from May 17-19, 2020 and encouraged his Council colleagues to join him in attendance.
7. He recognized the Montclair Police Department's chaplains and noted he would like to formally recognize them in the future.

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

1. Council Member/Director Martinez encouraged the community to see the **MHS** production, *The Superhero Ultraferno*, with performances this Friday and Saturday.
2. Mayor Pro Tem/Vice Chair Raft announced the birth of her second granddaughter.
3. Council Member/Director Johnson made the following comments:
 - (a) She attended a **League of California Cities** Inland Empire Division meeting, at which the presentation topic was disaster preparedness with a focus on businesses. She stated she learned that although it is important to be prepared for disasters at home, it is also important for the business community to have a plan to keep the economy on track.
 - (b) She noted she attended the **MAP** art show, and she was very impressed by the artistic talent and creativity of the students.
4. Council Member/Director Ruh made the following comments:
 - (a) He stated he has requested a brief presentation be provided to the Council regarding how the City is prepared in case of a pandemic, noting he'd like to hear from officials from hospitals, local health agencies, and the County.

- (b) He noted his office in Glendora is being used as vote center for Los Angeles County, and he feels it is a good concept.
- (c) He stated two weeks ago, he attended a seminar covering economic issues, which was also attended by **Assembly Member Freddie Rodriguez**. He noted after, he attended an invite-only roundtable event hosted by **Assembly Member Rodriguez** related to nonprofit affordable housing providers kicking families out of their homes as soon as they reach an income limit that disqualifies them from being considered low-income. He stated this is a serious issue that needs to be addressed.
- (d) Last Saturday he attended a housing summit, which was also attended by **Assembly Member Chris Holden**. He stated the theme was housing the future, and advised many cannot afford to live in the communities where they grew up due to the increasing cost of housing. He noted he also plans to attend a symposium to discuss the “brain drain” phenomenon, where college graduates are leaving the area for higher paying jobs and more affordable housing.
- (e) He congratulated staff on its successful application to create a new park for the community, which is much needed.

F. Committee Meeting Minutes

1. Minutes of Public Works Committee Meeting of January 16, 2020

The City Council received and filed the minutes of the Public Works Committee meeting of January 16, 2020, for informational purposes.

2. Minutes of Personnel Committee Meeting of February 18, 2020

The City Council received and filed the minutes of the Personnel Committee meeting of February 18, 2020, for informational purposes.

XI. CLOSED SESSION

At 7:39 p.m., the City Council went into closed session to discuss pending and potential litigation.

XII. CLOSED SESSION ANNOUNCEMENTS

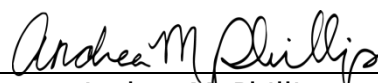
At 7:52 p.m., the City Council returned from closed session.

Mayor Dutrey announced that information was received regarding potential and pending litigation; direction was given to staff; and no further announcements would be made at this time.

XIII. ADJOURNMENT

At 7:53 p.m., Mayor/Chair Dutrey adjourned the City Council, Successor Agency Board, Montclair Housing Corporation Board, Montclair Housing Authority Commissioners, and Montclair Community Foundation Board, in memory of **Zachary Sahagun**, son of Planning Commissioner Sergio Sahagun.

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