

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, NOVEMBER 1, 2021, 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

Montclair Police Department Chaplain Joe McTarsney gave the invocation.

III. PLEDGE OF ALLEGIANCE

Council Member/Director Lopez led meeting participants in the Pledge.

IV. ROLL CALL

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

City Manager/Executive Director Starr; Director of Human Services Richter; Director of Community Development Diaz; Finance Manager Kulbeck; City Attorney Robbins; City Clerk Myrick

V. PRESENTATIONS — None

VI. PUBLIC COMMENT

- A. **Mr. Bruce Culp**, resident, thanked **Mr. David Turch** and **Mr. Jamie Jones** from **David Turch & Associates** for their presentation at a Council workshop earlier this evening and expressed his appreciation for their assistance in securing federal funds for the City.

VII. PUBLIC HEARINGS — None

VIII. CONSENT CALENDAR

Mayor Dutrey stated there is a request from the public to provide comments on Items C-1 and C-6.

City Manager Starr requested the City Council continue Item C-1 so that staff may negotiate additional changes to the contract with **Greyhound**.

Moved by Mayor Pro Tem/Vice Chair Ruh, seconded by Council Member/Director Johnson, and carried unanimously 5-0, the City Council pulled Items C-1 and C-6 and approved the remainder of the Consent Calendar:

A. Approval of Minutes

1. Regular Joint Meeting — October 18, 2021

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 October 18, 2021 regular joint meeting.

B. Administrative Reports

1. Approval of City Warrant Register and Payroll Documentation

The City Council approved the City Warrant Register dated November 1, 2021, totaling \$1,471,577.60; and the Payroll Documentation dated September 26, 2021, amounting to \$653,563.35 gross, with \$455,319.47 net being the total cash disbursement.

2. **Authorizing the Receipt of \$13,592.30 from the Fiscal Year 2021 Patrick Leahy Bulletproof Vest Partnership Program to Assist with the Cost of Ballistic Vests**

The City Council authorized the receipt of \$13,592.30 from the Fiscal Year 2021 Patrick Leahy Bulletproof Vest Partnership Program to assist with the cost of ballistic vests.

3. **Approving the Purchase of Whole Turkeys and Assorted Items for the Montclair Holiday Food and Toy Basket Program**

The City Council approved the purchase of whole turkeys and assorted items for the Montclair Holiday Food and Toy Basket Program.

C. **Agreements**

2. **Approval of *Agreement No. 21-67* with Graffiti Tracker Inc. for Continued Use of its Database to Track and Analyze Graffiti**

Authorizing a \$3,300 Appropriation from the Prop 30/AB 109 Fund to Pay the Costs Associated with *Agreement No. 21-67*

The City Council took the following actions:

(a) Approved *Agreement No. 21-67* with Graffiti Tracker Inc. for continued use of its database to track and analyze graffiti.

(b) Authorized a \$3,300 appropriation from the Prop 30/AB 109 Fund to pay the costs associated with *Agreement No. 21-67*.

3. **Approval of *Agreement No. 21-68* Amending *Agreement No. 20-85* with Securitas Security Services USA, Inc. for Security Guard Services at the Montclair Transcenter**

The City Council approved *Agreement No. 21-68* amending *Agreement No. 20-85* with Securitas Security Services USA, Inc. for security guard services at the Montclair Transcenter.

4. **Approval of *Agreement No. 21-69* with San Bernardino County for Road Improvements in the County's Jurisdiction Associated with the Central Avenue/Union Pacific Railroad Bridge Rehabilitation Project**

The City Council approved *Agreement No. 21-69* with San Bernardino County for road improvements in the county's jurisdiction associated with the Central Avenue/Union Pacific Railroad Bridge Rehabilitation Project.

5. **Receiving and Filing a Status Report on Emergency Contracting Procedures for the Pacific Electric Trail Bridge Replacement Project and Determining there is a Need to Continue the Action**

Authorizing City Manager Edward C. Starr to Award and Sign *Agreement No. 21-70* with the Lowest Responsive, Responsible Bidder for the Pacific Electric Trail Bridge Replacement Project in an Amount Not to Exceed \$200,000, Including a Construction Contingency

The City Council took the following actions in relation to the Pacific Electric Trail Bridge Replacement Project:

(a) Received and filed a status report on emergency contracting procedures for the Project and determined that there is a need to continue the action.

(b) Authorized City Manager Edward C. Starr to award and sign *Agreement No. 21-70* with the lowest responsive, responsible bidder for the Project in an amount not to exceed \$200,000, including a construction contingency.

D. Resolutions

1. Adoption of Resolution No. 21-3325 Authorizing Placement of Liens on Certain Properties for Delinquent Sewer and Trash Charges

The City Council adopted Resolution No. 21-3325 authorizing the placement of liens on certain properties for delinquent sewer and trash charges.

IX. PULLED CONSENT CALENDAR ITEMS

C. Agreements

1. Approval of Agreement No. 21-66 with Greyhound Lines, Inc. for Shared Use of a Single Bus Bay for Daily Commercial Bus Passenger Service and Ground Space for an Employee-Operated Ticket Vending and Customer Service Kiosk at the Montclair Transcenter

Mr. Culp stated he is concerned the **Greyhound** ticket kiosk will be located in an area at the station that may interfere with future **Gold Line** construction work.

Mayor Dutrey stated **Greyhound** buses would make 12 stops per day at the Transcenter with the current schedule. He disclosed that at his request, City Manager Starr would negotiate to include the provision that additional compensation would be due to the City if more **Greyhound** stops at the Transcenter are added in the future.

The City Council took no action to allow staff to continue negotiating the terms of the agreement and continued the item for future consideration by the City Council.

6. Amending the 2019-2024 Capital Improvement Program to Add the Modular Restroom Facility at the Montclair Transcenter Project

Authorizing Appropriations in the Amounts of \$275,000 from 2021 Lease Revenue Bond Funds and \$25,000 from Greyhound Lease Agreement No. 21-66 Funds for Costs Related to the Modular Restroom Facility at the Montclair Transcenter Project

Authorizing Staff to Advertise for Bid Proposals for the Construction of the Modular Restroom Facility at the Montclair Transcenter Project

Authorizing City Manager Edward C. Starr to Award and Sign Agreement No. 21-71 with the Lowest Responsive, Responsible Bidder for the Modular Restroom Facility at the Montclair Transcenter Project for a Not-to-Exceed Amount of \$120,000, Including a Construction Contingency

Mr. Culp expressed his support for constructing the platinum-level restroom facility at the Transcenter to provide more sanitary and safe restroom accommodations for the public.

Council Member Lopez stated his preference that Item C-6 be continued to the same meeting as the **Greyhound** agreement. He reasoned that the City Council should approve the deal with **Greyhound** to secure the \$25,000 contribution before allocating the funds to the Project.

City Manager Starr stated that the \$25,000 contribution would remain in the contract despite returning to negotiate additional terms. He added if the City Council does not approve the agreement at a future meeting, staff will return to the City Council for a \$25,000 allocation from the Lease Revenue Bond Fund for the project. He stressed the urgency to complete the Project as soon as possible to remedy ongoing maintenance, security, and sanitation issues at the Transcenter, adding the

City Council supported the project last year in December, and staff only recently negotiated for the \$25,000 contribution from **Greyhound**.

Council Member Lopez voiced his concerns about the timed auto-locking system in the restrooms that unlocks after ten minutes, noting some individuals may need more time to use the facility if they are elderly or disabled. He asked if anyone would monitor the restrooms.

Mayor Dutrey stated the timed system would prevent individuals from using the restroom facilities as a long-term shelter.

City Manager Starr advised a security company monitors the Transcenter, but there would not be a dedicated restroom attendant. He noted the system for the restroom door has a countdown mechanism and an override button to reset the timer if the user needs more time. He added the commodes are auto-cleaned after each use, and the facility is auto-cleaned after the restroom locks at the end of each day.

Mayor Dutrey stressed the dire need for clean, safe, and secure restrooms at the Transcenter and assured that if **Greyhound's** contribution is not secured, the City has other funding sources to cover it.

Mayor Pro Tem Ruh concurred and emphasized the need for these restrooms to benefit passengers of all commuter services operating at the Transcenter, especially in preparation for the Gold Line's arrival.

Moved by Mayor Pro Tem Ruh, seconded by Council Member Johnson, and carried 4-1 (Lopez dissenting), the City Council took the following actions concerning the Modular Restroom Facility at the Montclair Transcenter Project:

- (a) Amended the 2019-2024 Capital Improvement Program to add the Modular Restroom Facility at the Montclair Transcenter Project.
- (b) Authorized appropriations in the amounts of \$275,000 from 2021 Lease Revenue Bond Funds and \$25,000 from Greyhound Lease Agreement No. 21-66 Funds for costs related to the Project.
- (c) Authorized staff to advertise for bid proposals for the construction of the Project.
- (d) Authorized City Manager Edward C. Starr to award and sign *Agreement No. 21-71* with the lowest responsive, responsible bidder for the Project for a not-to-exceed amount of \$120,000, including a construction contingency.

X. COUNCIL WORKSHOP

A. Determination of Infrastructure Projects to be Funded by Lease Revenue Bond Issue 2021A

Mayor Pro Tem Ruh stated he would be at a conference in San Diego for work, but he could participate via **Zoom**.

The City Council continued this presentation to an adjourned meeting on Wednesday, November 10, 2021, at 6:00 p.m.

XI. COMMUNICATIONS

A. Department Reports — None

B. City Attorney — No Comments

C. City Manager/Executive Director — No Comments

D. Mayor/Chair

Mayor/Chair Dutrey made the following comments:

1. He reported some members of the Montclair Police Department participated in the **Special Olympics** Torch Run and ran past City Hall today.
2. He commended staff for pulling off a fun and well-attended Halloween event at **Alma Hofman Park** over the weekend.
3. He congratulated Council Member Martinez on her wedding that took place over the weekend.

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

1. Council Member/Director Martinez thanked Mayor Dutrey and stated she was sad to miss the Halloween event due to last-minute wedding preparations. Still, she looks forward to many more City events as things get back to normal.
2. Council Member/Director Johnson announced a new business in Montclair, **Hasco Outlet** at 8710 Central Avenue, is having its grand opening event this Thursday at noon and invited the public to attend. She stated **The Habit Burger Grill** food truck will be serving lunch, and the event will have live music and raffles. She encouraged everyone to check out the store, which sells overstocked items from warehouses and stores like **Costco** at deep discounts.
3. Council Member/Director Lopez made the following comments:
 - (a) He boasted the fun Halloween events put on by **Montclair Little League** on Friday at **Saratoga Park** and by the City on Saturday at **Alma Hofman Park**. He commended Human Services Department staff for running a smooth event despite the unanticipatedly large turnout. He also applauded **Pastor Josh Matlock** and **Bethan Baptist Church** for a Halloween event held at the church on Sunday that garnered over 500 attendees at once from what he could see when he visited.
 - (b) He praised the Montclair Police Officers who carried the **Special Olympics** torch from Chino to Ontario this afternoon.
 - (c) He advised **Fourth District San Bernardino County Supervisor Curt Hagman** is hosting a Veteran claim event on Wednesday, November 10th at his district office in Chino from 10:00 a.m. to 2:00 p.m., where veterans can receive assistance with forms and health services.
4. Mayor Pro Tem/Vice Chair Ruh made the following comments:
 - (a) He stated the community appreciated the City's outdoor Halloween Spooktacular this year and recognized staff who helped at the event.
 - (b) He urged everyone to get inoculated against COVID-19 if they haven't yet, and to get the booster shot if eligible.
 - (c) He stated he was unable to be there to cheer on the **Special Olympics** torch runners and would regretfully also miss the grand opening of **Hasco Outlet** due to a funeral he will be attending.
 - (d) He stated that he plans to attend the funeral of Duarte Mayor **Bryan Urias** on Thursday, who recently and unexpectedly passed away at only 40 years of age.

F. Committee Meeting Minutes

1. Minutes of Personnel Committee Meeting of October 18, 2021

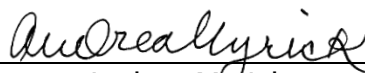
The City Council received and filed the minutes of the Personnel Committee meeting of October 18, 2021, for informational purposes.

XII. ADJOURNMENT

At 7:32 p.m., Chair Dutrey adjourned the Successor Agency Board, the Montclair Housing Corporation Board, the Montclair Housing Authority Commission, and Montclair Community Foundation Board.

At 7:32 p.m., Mayor Dutrey adjourned the City Council to Wednesday, November 10, 2021, at 6:00 p.m. for a Council Workshop to determine Bond-funded Infrastructure projects.

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



Andrea Myrick
City Clerk