



**REGULAR JOINT MEETING OF THE
CITY COUNCIL, SUCCESSOR AGENCY, MONTCLAIR HOUSING CORPORATION,
MONTCLAIR HOUSING AUTHORITY, AND MONTCLAIR COMMUNITY FOUNDATION**

to be held in the Council Chambers
5111 Benito Street, Montclair, California

Monday, March 21, 2022
7:00 p.m.

Remote Participation Information:

Zoom Link: <https://zoom.us/j/93717150550>

Dial Number: 1 (669) 900-6833

Meeting ID: 937-1715-0550

*If you want to submit a public comment or speak on an agenda item, including public hearing and closed session items, please complete a Speaker Card in the Council Chambers or online at <https://www.cityofmontclair.org/public-comment/>. The Mayor/Chair (or the meeting's Presiding Officer) will call on those who submitted requests to speak at the appropriate times during the meeting. Those who did not submit a request to speak who are present at the meeting location may raise their hand during Public Comment to request to speak. Those participating remotely may request speak using the "raise hand" function in Zoom or may dial *9 if on the phone, and then *6 to un-mute when called on to speak. Written comments (200-word limit per agenda item, and 200-word limit for all non-agenda items combined) and requests to speak can also be emailed to cityclerk@cityofmontclair.org at least one hour before the meeting begins.*

Video recordings of Council meetings are available on the City's website at <https://www.cityofmontclair.org/council-meetings/> and can be accessed by the end of the business day following the meeting.

AGENDA

- I. CALL TO ORDER** City Council [CC], Successor Agency Board [SA],
Montclair Housing Corporation Board [MHC],
Montclair Housing Authority Commission [MHA],
Montclair Community Foundation Board [MCF]

II. INVOCATION

In keeping with our long-standing tradition of opening our Council meetings with an invocation, this meeting may include a nonsectarian invocation. Such invocations are not intended to proselytize or advance any faith or belief or to disparage any faith or belief. Neither the City nor the City Council endorses any particular religious belief or form of invocation.

III. PLEDGE OF ALLEGIANCE

IV. ROLL CALL

V. PRESENTATIONS — None

VI. PUBLIC COMMENT

*During Public Comment, you may comment on any subject that **does not** appear on this agenda. Each speaker has up to five minutes. The meeting's presiding officer may provide more or less time to accommodate speakers with special needs or a large number of speakers waiting in line. (Government Code Section 54954.3).*

*If you did not submit a Speaker Card and would like to speak on an item on the **Consent Calendar**, please raise your hand during Public Comment to announce the agenda item you would like to provide comments on. The presiding officer will pull the item from the Consent Calendar and will then call on you to speak at the time of the item's consideration.*

Under the provisions of the Brown Act, the meeting bodies are prohibited from participating in substantial discussion of or taking action on items not listed on the agenda.

VII. PUBLIC HEARINGS

- A. Second Reading – Consider Adoption of Ordinance No. 22-1000 Adopting a Policy for the Use of Military Equipment by the Montclair Police Department [CC] 4

VIII. CONSENT CALENDAR

- A. Approval of Minutes
 - 1. Adjourned Special Meeting — March 7, 2022 [CC] 87
 - 2. Regular Joint Meeting — March 7, 2022 [CC/SA/MHC/MHA/MCF] 88
- B. Administrative Reports
 - 1. Consider Receiving and Filing of Treasurer’s Report [CC] 22
 - 2. Consider Approval of Warrant Registers & Payroll Documentation [CC] 23
 - 3. Consider Receiving and Filing of Treasurer’s Report [SA] 24
 - 4. Consider Approval of Warrant Register [SA] 25
 - 5. Consider Receiving and Filing of Treasurer’s Report [MHC] 26
 - 6. Consider Approval of Warrant Register [MHC] 27
 - 7. Consider Receiving and Filing of Treasurer’s Report [MHA] 28
 - 8. Consider Approval of Warrant Register [MHA] 29
 - 9. Consider Receiving and Filing a Final Status Report on Emergency Contracting Procedures for the Pacific Electric Trail Bridge Replacement Project [CC]
Consider Declaring Termination of the Emergency Action Authorized on April 19, 2021 Related to the Pacific Electric Trail Bridge Replacement Project [CC] 30
 - 10. Consider Rejecting All Bids for Construction of the Modular Restroom Facility at the Montclair Transcenter Project [CC]
Consider Authorizing Staff to Modify the Plans and Specifications and Re-Advertise for Bid Proposals for Construction of the Modular Restroom Facility at the Montclair Transcenter Project [CC] 32
 - 11. Consider Declaring a 1991 GMC Sewer Jetter Truck as Surplus and Available for Auction [CC] 34
 - 12. Consider Declaring Certain City Property as Surplus and Available for Auction or Destruction [CC] 35
 - 13. Consider Approval of the Fiscal Year 2021-22 Schedule of Recommendations from the Community Activities Commission for Community Benefits Funding [CC] 47
- C. Agreements
 - 1. Consider Approval of Agreement No. 22-19 with San Bernardino County Service Area 70 Consolidated Fire District for a Household Hazardous Waste Collection Facilities Program [CC] 51

2. Consider Authorizing Compliance Review of the Montclair Housing Authority's Existing Affordable Housing Agreements [MHA]

Consider Approval of Agreement No. 22-21 with the Strickler Association to Conduct Compliance Review of Existing Affordable Housing Agreements Subject to Any Revisions Deemed Necessary by the City Attorney [CC]

58

D. Resolutions

1. Consider Adoption of Resolution No. 22-3340 Opposing the Potential Forthcoming Statewide Ballot Measure, the "Taxpayer Protection and Government Accountability Act" [CC]

75

IX. PULLED CONSENT CALENDAR ITEMS

X. BUSINESS ITEMS

- A. Consider Discussing and Providing Direction Regarding Consideration of a Resolution of Censure Disapproving and Censuring Certain Conduct and Behavior of Montclair City Council Member Benjamin Lopez and Ratifying Protective Actions Taken, and Recommended, by the City Manager [CC]

78

XI. COUNCIL WORKSHOP

- A. Discussion of Audit Responsibilities and Process with Governing Board of the City (Audit Committee) by Van Lant & Fankhanel, LLP, the City's Independent Auditing Firm

(The City Council may consider continuing this item to an adjourned meeting on Monday, April 4, 2022, at 5:45 p.m. in the City Council Chambers)

XII. COMMUNICATIONS

- A. Department Reports — None
- B. City Attorney
- C. City Manager/Executive Director
- D. Mayor/Chairperson
- E. Council Members/Directors
- F. Committee Meeting Minutes *(for informational purposes only)*

1. Personnel Committee Meeting — March 7, 2022 [CC]

86

XIII. ADJOURNMENT

The next regular joint meeting of the City Council, Successor Agency Board, Montclair Housing Corporation Board, Montclair Housing Authority Commission, and Montclair Community Foundation Board will be held on Monday, April 4, 2022, at 7:00 p.m.

Reports, backup materials, and additional materials related to any item on this Agenda distributed to the meeting bodies after publication of the Agenda packet are available for public inspection in the Office of the City Clerk between 7:00 a.m. and 6:00 p.m., Monday through Thursday. Please call the City Clerk's Office at (909) 625-9416 or send an e-mail to cityclerk@cityofmontclair.org to request documents via e-mail.

If you need special assistance to participate in this meeting, please contact the City Clerk's Office at (909) 625-9416 or e-mail cityclerk@cityofmontclair.org. Notification prior to the meeting will enable the City to make reasonable arrangements to ensure accessibility to this meeting. (28 CFR 35.102-35.104 ADA Title II)

I, Andrea M. Myrick, City Clerk, hereby certify that I posted, or caused to be posted, a copy of this Agenda not less than 72 hours prior to this meeting on the City's website at <https://www.cityofmontclair.org/agendas/> and on the bulletin board adjacent to the north door of Montclair City Hall at 5111 Benito Street, Montclair, CA 91763 on Thursday, March 17, 2022.