

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 2, 2023, 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. and announced tonight's meeting would be adjourned in memory of three individuals who have recently passed away: Montclair Fire Chaplain **Alan Olmos**, longtime Montclair resident and musician/songwriter **Terry Kirkman** of 1960s band The Association fame, and U.S. Senator **Dianne Feinstein**.

II. INVOCATION

Montclair Police Chaplain Joe McTarsney gave the invocation.

III. PLEDGE OF ALLEGIANCE

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

IV. ROLL CALL

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

City Manager/Executive Director Starr; Assistant City Manager/Director of Human Services Richter; Director of Finance Kulbeck; Director of Public Works/City Engineer Heredia; Acting Police Chief Reed; City Attorney Robbins; Deputy City Clerk Walker

Absent: Council Member/Director Martinez (arrived at 7:14 p.m.)

V. PRESENTATIONS

A. Presentation by Montclair Police Chaplain Joe McTarsney on Behalf of Maui County Council Member Thomas Cook of Official County Pins to the Montclair City Council in Gratitude for City's Wildfire Relief Efforts

Chaplain/Pastor McTarsney shared that **Calvary Montclair** collected donations from the Montclair community for a "Montclair to Maui" donation drive held to provide support and comfort to residents of Lahaina, Hawaii during the town's recovery from recent wildfires. He presented the Mayor and members of the City Council with official Maui County pins on behalf of Maui Council Member Cook.

B. Proclamation Declaring the Week of October 9, 2023, as Code Enforcement Officer Appreciation Week in the City of Montclair

Mayor Dutrey expressed his appreciation for the Code Enforcement Officer profession and presented the proclamation to Assistant Code Enforcement Manager Fondario along with Code Enforcement Supervisor Hargett and Code Enforcement Officers Ortiz, Romansky, Goodrich, and Muse.

C. Background of Community Choice Energy Presented by EES Consulting

John Valdivia and **Howard Choy** of **EES Consulting** provided a PowerPoint-led presentation about Community Choice Energy arrangements in which a city, or a Joint Powers Authority made up of member cities, purchases and sells electricity to residents while the current electricity provider continues to bill residents separately for electrical service delivery and infrastructure maintenance.

Council Member/Director Martinez arrived at 7:14 p.m.

Mr. Valdivia and **Mr. Choy** fielded questions from the City Council regarding prior rejection from San Bernardino County, cost benefits to residents, and interest from nearby cities.

Mayor Dutrey suggested the City Council may consider Community Choice Energy in the future if there is interest from surrounding cities to partner in such a venture.

VI. PUBLIC COMMENT

- **Bill Kaufman** expressed frustration over his failed attempts to schedule a meeting with staff to discuss the City’s receipt of a grant for development of a cannabis control ordinance, noting he has several samples and suggestions that would benefit the community.
- **Kati Parker, Chino Basin Water Conservation District Board Member**, invited the community to a Waterwise Garden and Pumpkin Festival on Saturday, October 7, from 11:00 a.m. to 3:00 p.m. at the Waterwise Community Center.
- **Carolyn Raft**, Board Trustee representing Montclair, **West Valley Mosquito and Vector Control District**, advised mosquitoes infected with West Nile Virus were found in the cities of Upland and Rancho Cucamonga, but none were found in Montclair.

VII. PUBLIC HEARINGS — None

VIII. CONSENT CALENDAR

Council Member Lopez noted he will abstain from voting on Item C-1 because he does business with a competitor of the contractor.

ACTION - Consent Calendar	
ACTING:	City Council Successor Agency Board Montclair Housing Corporation Board Montclair Housing Authority Commissioners Montclair Community Foundation Board
DISCUSSION:	Item B-5
MOTION:	Minor corrections to the minutes (Item A-1) and the dollar amount in Agreement No. 23-76 (Item C-3); and approve the remainder of the Consent Calendar as presented, with Council Member Lopez abstaining only on Item C-1.
MADE BY: SECOND BY:	Mayor Pro Tem/Vice Chair Johnson Council Member/Director Lopez
AYES: NOES: ABSTAIN: ABSENT:	Lopez*, Martinez, Ruh, Johnson, Dutrey None None None
RESULT:	Motion carried 5-0, *with Lopez abstaining on Item C-1.

A. Approval of Minutes

1. Regular Joint Meeting — September 18, 2023

ACTION - Consent Calendar - Item A-1	
ACTING:	City Council Successor Agency Board Montclair Housing Corporation Board Montclair Housing Authority Commissioners

ACTION - Consent Calendar - Item A-1	
	Montclair Community Foundation Board
MOTION:	Approve with a correction — adjournment in memory was not included.
RESULT:	Approved on Consent Calendar; motion carried 5-0.

B. Administrative Reports

1. Consider Approval of City Warrant Register and Payroll Documentation

ACTION - Consent Calendar - Item B-1	
ACTING:	City Council
RESULT:	Approved on Consent Calendar; motion carried 5-0.

2. Consider Authorizing the Receipt of \$32,295.80 from the California Board of State and Community Corrections (BSCC) Officer Wellness and Mental Health Grant 2022 for the Purpose of Improving Officer Wellness and Expanding Mental Health Sources

ACTION - Consent Calendar - Item B-2	
ACTING:	City Council
RESULT:	Approved on Consent Calendar; motion carried 5-0.

3. Consider Authorizing the Purchase of a JLG ET500J Towable Electric Boom Lift from United Rentals in the Total Amount of \$60,591.51

ACTION - Consent Calendar - Item B-3	
ACTING:	City Council
RESULT:	Approved on Consent Calendar; motion carried 5-0.

4. Consider Authorizing the Purchase of a 2023 Ford F-150 4x4 SuperCrew Vehicle for the Fire Department from Montebello Ford in the Total Amount of \$54,799.10

ACTION - Consent Calendar - Item B-4	
ACTING:	Montclair Housing Corporation Board
RESULT:	Approved on Consent Calendar; motion carried 5-0.

5. Consider Approving the Purchase of Shopping Carts, Whole Turkeys, and Assorted Items for the Montclair Holiday Food and Toy Basket Program

Vice Chair Johnson received clarification that carts would not need to be purchased again this year, and the inclusion was a mistake in the agenda report subject line.

ACTION - Consent Calendar - Item B-5	
ACTING:	Montclair Community Foundation
RESULT:	Approved on Consent Calendar; motion carried 5-0.

C. Agreements

- 1. Consider Approval of Agreement No. 23-73 with Blais & Associates, Inc. for Grant Writing Services, Subject to Any Revisions Deemed Necessary by the City Attorney**

ACTION - Consent Calendar - Item C-1	
ACTING:	City Council
RESULT:	Approved on Consent Calendar; motion carried 4-0-1 with Lopez abstaining.

- 2. Consider Approval of Agreement No. 23-74 with the San Bernardino County Office of Emergency Services Authorizing the Receipt of \$17,776 from the FY 2022 Emergency Management Performance Grant, and Authorizing the Chief of Police to Sign Said Agreement**

Consider Authorizing a \$17,776 Appropriation from the Public Safety Grant Fund for the Purchase of Equipment to Upgrade the Emergency Operations Center (EOC)

Consider Authorizing Appropriations from the Contingency Fund in the Amounts of \$17,776 as a Dollar-for-Dollar Match to Receive the Grant Funds and \$25,052 to Cover the Remaining Balance of the EOC Upgrade Costs

ACTION - Consent Calendar - Item C-2	
ACTING:	City Council
RESULT:	Approved on Consent Calendar; motion carried 5-0.

- 3. Consider Approval of Agreement No. 23-76 with CASC Engineering, Inc. for Water Quality and Stormwater Compliance Services, Subject to Any Revisions Deemed Necessary by the City Attorney**

ACTION - Consent Calendar - Item C-3	
ACTING:	City Council
MOTION:	Approve with the following correction to the dollar amount in Section 5(a) of Agreement No. 23-76: \$168,240 <u>\$188,213.40</u> .
RESULT:	Approved on Consent Calendar; motion carried 5-0.

D. Resolutions

- 1. Consider Adoption of Resolution No. 23-3419 Authorizing Placement of Liens on Certain Properties for Delinquent Sewer and Trash Charges**

ACTION - Consent Calendar - Item D-1	
ACTING:	City Council
RESULT:	Approved on Consent Calendar; motion carried 5-0.

IX. PULLED CONSENT CALENDAR ITEMS — None

X. COUNCIL WORKSHOP

A. David Turch & Associates, Federal Legislative Advocate Presentation

The City Council continued this presentation to an adjourned meeting to be held on Monday, October 16, 2023, at 5:45 p.m. in the City Council Chambers.

XI. COMMUNICATIONS

A. Department Reports

1. Human Services — Upcoming Events and Programs

Assistant City Manager/Director of Human Services Richter announced the following upcoming events and programs:

- Montclair After-School Program (MAP) Hispanic Heritage Month cultural event — Friday, October 6, 5:00 to 7:00 p.m. at **Montclair Place** center court.
- Coed Youth Volleyball League games — Every Saturday October 7 through November 18, 9:00 a.m. to 11:00 a.m. at the Montclair Community Center.
- Youth Talent Showcase: “Where Stars are Born” — Saturday, October 14, at 3:00 p.m. in the Community Center.
- Food distribution events:
 - Montclair Monthly Food Distribution — Thursday, October 19, 9:30 a.m. to 10:30 a.m. in the Community Center; and
 - Feeding America Food Pantry — Wednesday, October 25, 9:00 to 11:00 a.m. in the Recreation Center courtyard.
- Holiday Food & Toy Basket Program — Appointments to apply for the program must be made by October 20. Donations accepted at the Recreation Center through December 13.
- MAP Lights On After School: “Booktropolis” — Thursday, October 26, at 6:30 p.m. in the Community Center.
- Montclair Halloween Spooktacular — Saturday, October 28, 6:00 to 9:00 p.m. at **Montclair Place**. Costume contest begins at 7:30 p.m.
- City of Montclair Community Health Fair — Thursday, November 2, 9:00 a.m. to noon in the Montclair Community Center.

B. City Attorney

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

1. Closed Session Pursuant to Government Code Section 54957.6 Regarding Conference with Designated Labor Negotiator Diane E. Robbins

Employee: City Manager

C. City Manager/Executive Director — None

D. Mayor/Chair

Mayor/Chair Dutrey recognized October for Ramadan, Breast Cancer Awareness Month, Filipino-, Italian-, and Polish-American Heritage Month, and LGBT History Month. He advised on October 12, at 10:30 a.m. there will be a ceremony naming the Montclair Post Office naming in Mayor Paul M. Eaton’s honor; and at 1:00 p.m. the West Valley Connector groundbreaking ceremony will take place at the **Ontario Convention Center**. He noted his attendance and complimented staff on the Sunset Park groundbreaking event last week.

E. Council Members/Directors

1. Council Member/Director Ruh noted his attendance at the **Soroptimist of Montclair/Inland Valley** Casino Night fun-raiser event along with the other Council Members and thanked those who volunteered and attended to make the event a success.
2. Council Member/Director Lopez promoted upcoming **Montclair High School** football games; encouraged the community to join students, parents, and teachers to march on National Walk to School Day on Thursday, October 4, at 7:00 a.m. starting at **Anthony Muñoz Park**; noted his attendance at the **Soroptimist** Casino Night event; and read a biography of **Mr. Kirkman**.
3. Mayor Pro Tem/Vice Chair Johnson stated the Casino Night fundraiser supports higher education costs for low-income single mothers. She also reported her and Council Member Martinez's attendance at the **League of California Cities** Annual Conference in Sacramento last week, and invited the community to the re-scheduled grand opening of **SED Cocina** on Thursday, October 5, at noon hosted by the **Montclair Chamber of Commerce**.
4. Council Member/Director Martinez thanked Acting Police Chief Reed for accompanying her to the Long Beach Plane Pull fundraiser for the **Special Olympics**; and noted she has heard overwhelming excitement and support for the improvements to come at Sunset Park and other City parks.

F. Committee Meeting Minutes

The following committee minutes were received and filed for informational purposes:

1. Personnel Committee - September 18, 2023

XII. CLOSED SESSION

At 8:05 p.m., the City Council went into closed session to discuss labor negotiations concerning the City Manager.

XIII. CLOSED SESSION ANNOUNCEMENTS

At 8:27 p.m., the City Council returned from closed session. Mayor Dutrey announced that the City Council met in closed session to discuss labor negotiations concerning City Manager; information was received and direction given to staff; and no further announcements would be made at this time.

XIV. ADJOURNMENT

At 8:27 p.m., the Successor Agency Board, Montclair Housing Corporation Board, Montclair Housing Authority Commission, and Montclair Community Foundation Board were adjourned.

At 8:27 p.m., the City Council was adjourned to Monday, October 16, 2023, at 5:45 p.m. in the City Council Chambers for a legislative update presentation from **David Turch & Associates**.

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



Andrea Myrick,
City Clerk

*The meeting was adjourned in memory of
Montclair Fire Department Chaplain **Alan Olmos**,
Montclair resident **Terry Kirkman**, and U.S. Senator **Dianne Feinstein**.*